

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
MAY 17, 2007**

The Legislature convened at 6:00 p.m. with a call to order by the Chair, Mark R. Whalen. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

The Chair, Mr. Whalen, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by an invocation by Ms. Buchta.

Mr. Reynolds made a motion, seconded by Mr. Garnar, that the minutes of April 19, 2007 be approved as prepared and presented by the Clerk. **Carried.**

Mr. Whalen noted that the committee minutes for the period April 19, 2007 through May 16, 2007 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Whalen asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Reynolds, seconded by Mr. Garnar. **Carried.**

ANNOUNCEMENTS FROM THE CHAIR

None

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

1. Appointment of Kevin P. Keough as Director of Real Property Tax Services III
2. Letter Regarding Campaign Promise to Freeze Salaries
3. Appointments to Youth Bureau

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. PETITIONS: NONE

B. COMMUNICATIONS:

1. BCC-March 2007 Budget Transfers
2. Town of Conklin State of Emergency-Winter Storm 4/16/07
3. Cornell Cooperative Extension Meeting Minutes 3/22/07
4. Windsor Town Board-Resolution Supporting Designation of the Upper Susquehanna River And Tributaries as a National Heritage River
5. Greene County Legislature-Resolution Urging the United States Congress to Enact the "Medicaid County Protection Act of 2007"
6. Environmental Management Council Meeting Minutes 4/5/07
7. Broome County Soil & Water Conservation District Meeting Minutes 4/17/07

C. NOTICES: None

D. REPORTS:

1. Department of Finance-Mortgage Tax Semi-Annual Report 10/06-3/07
2. Department of Finance-First Quarterly Report of 2007 Sales Tax Collections
3. Office for Aging 2006 Annual Report
4. Department of Audit and Control-Quarterly Accounts Receivable Analysis 4/07
5. Broome County 2007 Salary Schedule
6. Broome Community College 2007-2008 Proposed Budget
7. Risk and Insurance-Information Package for Health Benefit Resolutions Intro #43 and #44 for 5/17/07 Legislative Session
8. Cornell Cooperative Extension- 2006 Annual Report and Audited Financial Report
9. O'Brien & Gere- Final Summary of Glycol Release at Grippen Park 5/07

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. From the Chair, Mark R. Whalen
1. Designation for Mr. Marinich 5/7/07
 2. Designation for Mr. Howard 5/10/07
 3. Designation for Mr. Mather 5/10/07

Mr. Kuzel made a motion, seconded by Mr. Garnar, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2007 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. Carried.

Mr. Sanfilippo and Mr. Howard were designated as participants with Chairman Whalen in the 'Short Roll Call'. Resolutions were acted upon out of order, but for the purpose of clarity, they are presented here in numerical order.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 233

(Held over by Mr. Schofield)

By: Planning and Economic Development, Public Safety, and Finance Committees

Seconded by: Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH VOORHIS/ROBERTSON JUSTICE SERVICES, INC. TO CONDUCT A STUDY OF THE OPERATIONS OF THE OFFICE OF THE SHERIFF FROM MAY 1, 2007 THROUGH MARCH 31, 2008

Mr. Reynolds made a motion to table to the August 23, 2007 Session. **Motion to table carried. Ayes-18, Nays-1 (Whalen)**

RESOLUTION NO. 239

(Held over by Mr. Kuzel)

By: Health and Human Services and Education, Culture and Recreation Committees

Seconded by: Mr. Shafer

RESOLUTION CREATING TOBACCO-FREE ZONES IN BROOME COUNTY PARKS

Mr. Materese made a motion, seconded by Mr. Herz to amend the resolution to add athletic areas and spectator areas in the first whereas and the first resolved paragraphs. **Amendment carried. Ayes-18, Nays-1 (Mather).** Mr. Kuzel made a motion, seconded by Mr. Garnar to amend the resolution so all areas of County parks are smoke free with appropriate signs to designate smoking areas. **Amendment Failed. Ayes-1 (Kuzel), Nays-18. Resolution as amended carried. Ayes-18, Nays-1 (Mather)**

RESOLUTION NO. 252

(Held over by Mr. Schofield)

By: Public Works and Finance Committees

Seconded by: Mr. Cleary

RESOLUTION AUTHORIZING THE APPROPRIATION OF SUCH OF THE TOBACCO BOND PROCEEDS AS NECESSARY TO FULLY FUND THE RECONSTRUCTION OF THE GEORGE HARVEY JUSTICE BUILDING, WITH THE REMAINDER DEDICATED TO CAPITAL REPAIRS AND/ OR CAPITAL PROJECTS AT BCC.

Mr. Schofield made a motion to table to a date uncertain. **Motion to table failed. Ayes-9, Nays-10 (Materese, Sanfilippo, Hutchings, LaBare, Cleary, Garnar, Reynolds, Herz, Buchta, Whalen).** **Resolution carried. Ayes-11, Nays-8 (Keibel, Hull, Schofield, Shafer, Black, Howard, Marinich, Mather)**

RESOLUTION NO. 253

(Held over by Mr. Materese)

By: Finance and Public Works Committees

Seconded by: Mr. Materese

RESOLUTION AMENDING THE 2006 CAPITAL IMPROVEMENT PROGRAM

Carried. Ayes-14, Nays-5 (Keibel, Hull, Schofield, Black, Mather)

RESOLUTION NO. 292

(Held over by Mr. Reynolds)

By: Finance Committee

Seconded by: Mr. Reynolds

RESOLUTION REQUESTING AMENDMENT TO THE NEW YORK STATE TAX LAW REGARDING HOTEL OR MOTEL OCCUPANCY TAXES IN BROOME COUNTY

Mr. Materese made a motion, seconded by Mr. Kuzel to amend the third whereas and the first further resolved paragraphs to 1%. **Amendment failed.** Ayes-5, Nays-14 (Keibel, Sanfilippo, Hull, Schofield, Hutchings, LaBare, Howard, Cleary, Garnar, Marinich, Herz, Buchta, Mather, Whalen). **Resolution carried.** Ayes-12, Nays-7 (Materese, Shafer, Black, Howard, Kuzel, Marinich, Mather)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 254

By: Public Works and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SHUMAKER CONSULTING ENGINEERING & LAND SURVEYING, P.C. FOR PREPARATION OF A SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT TO EVALUATE ENTRANCE OPTIONS TO SECTION IV OF THE BROOME COUNTY LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 191 of 2006, authorized an agreement with Shumaker Consulting Engineering & Land Surveying, P.C. for preparation of a supplemental environmental impact statement to evaluate entrance options to Section IV of the Broome County Landfill for the Division of Solid Waste Management at a cost not to exceed \$150,000 for the period May 1, 2006 through April 30, 2007, and

WHEREAS, due to delays in the "Scoping Phase", it is necessary to authorize an amendment to said agreement to extend the term through December 31, 2007, and

WHEREAS, the Commissioner of Public Works has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Shumaker Consulting Engineering & Land Surveying, P.C., 143 Court Street, Binghamton, New York 13901, to extend the term to May 1, 2006 through December 31, 2007, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 191 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 255

By: Public Works Committee

Seconded by: Mr. Howard

RESOLUTION ACCEPTING AS COMPLETE THE DRAFT SUPPLEMENTAL ENVIRONMENTAL IMPACT STATEMENT (DSEIS) FOR THE BROOME COUNTY LANDFILL EXPANSION ENTRANCE PROJECT

WHEREAS, the Broome County Legislature pursuant to Resolution 322 of 2005 has heretofore designated itself to act as lead agency for the proposed landfill expansion entrance project, and

WHEREAS, pursuant to Resolution 41 of 2007, this Legislature has adopted a scope of issues with respect to the proposed landfill expansion entrance project, and

WHEREAS, the Broome County Division of Solid Waste Management has submitted a proposed Draft Supplemental Environmental Impact Statement, and this Legislature has reviewed said document for its adherence to the scope of issues set forth in Resolution 41 of 2007 and its compliance with the requirements of SEQRA and 6 NYCRR Section 617.14, and

WHEREAS, this Legislature has determined that said document is complete in scope and content, fulfills the requirements of the aforesaid statute and regulation, and is adequate for public review, circulation, and comment, and

WHEREAS, a public hearing could aid this Legislature's decision making process by providing a forum for, and an efficient mechanism for the collection of public comment, and

WHEREAS, it is desired at this time to initiate the public comment phase of the SEQRA process, to establish a time table for certain events in connection therewith, and to assign various tasks and duties in connection therewith, now therefore, be it

RESOLVED, that this Legislature hereby determines that the proposed Draft Supplemental Environmental Impact Statement for the Broome County landfill expansion entrance project is complete in scope and content and adequate for public review, and directs the same be filed and circulated for public review and comment as provided in 6 NYCRR Part 617, and be it

FURTHER RESOLVED, that this Legislature hereby fixes the public comment period on this Draft Supplemental Environmental Impact Statement to commence with the filing and circulation of the notice of completion and conclude on 45 days after the filing and notice of completion, and be it

FURTHER RESOLVED, that all written comments on the Draft Supplemental Environmental Impact Statement shall be filed with the Clerk of the Broome County Legislature, 6th Floor, Edwin L. Crawford County Office Building, Government Plaza, PO Box 1766, Binghamton, New York 13902 and the Clerk of the Legislature shall maintain a file of all such comments and transmit them to this legislature, and be it

FURTHER RESOLVED, that this Legislature determines that based on the aforesaid factors and those set forth in 6 NYCRR Section 617.9(a), a public hearing on the draft environmental impact statement should be held, and be it

FURTHER RESOLVED, a public hearing shall be held on June, 20, 2007 at 7 pm at the Chenango Town Hall, 1529 NY Route 12, Binghamton, New York 13901, and be it

FURTHER RESOLVED, that the Chairman of the Legislature shall preside over the public hearing and shall make all necessary arrangements for said hearing, including having transcripts thereof, prepared and transmitted to this Legislature, and be it

FURTHER RESOLVED, that the Chairman of the Legislature, in cooperation with the Department of Law, and the Division of Solid Waste Management; is hereby directed to prepare and file a "Notice of Completion and Hearing," to publish notice of the hearing, and to file and make available copies of the Draft Supplemental Environmental Impact Statement, as provided in 6 NYCRR Section 617.12, and be it

FURTHER RESOLVED, that following the conclusion of the comment period, the Division of Solid Waste Management shall coordinate the preparation of the documents as necessary for Legislative approval for the completion of the SEQRA process.

Carried.

RESOLUTION NO. 256

By: Health and Human Services Committee

Seconded by: Mr. Howard

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

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Article VIII of the Broome County Charter and Administrative Code, has duly designated and appointed Susan Lozinak, 1304 Edward Street, Vestal, New York 13850 to

membership on the Broome County Community Services Board for the term expiring December 31, 2008, subject to confirmation by this County Legislature, 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 of the Broome County Charter and Administrative Code, confirms the appointment of Susan Lozinak, 1304 Edward Street, Vestal, New York 13850 to membership on the Broome County Community Services Board for the term expiring December 31, 2008, in accordance with her appointment by the County Executive.

Carried.

RESOLUTION NO. 257

By: Finance Committee

Seconded by: Mr. Howard

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF VESTAL

WHEREAS, the County of Broome now owns a certain parcel of real property in the Town of Vestal, and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the individual listed below, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of the following County-owned property:

Parcel ID: 158.07-3-31
Town: Vestal
Address: 3311 Brentwood Place
Purchase amount: \$1.00
Purchaser: Bethel Baptist Church
300 N. Jensen Road
Vestal, NY 13865

and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 630004.0212.101000 (Sale of Real Property), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute a quit claim deed, approved as to form by the Department of Law, conveying the property listed above to the new owner, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried.

RESOLUTION NO. 258

By: Finance Committee

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING CORRECTION OF ERRORS ON THE 2007 TAX ROLLS FOR TOWN AND COUNTY TAX ROLLS FOR A PARCEL IN TOWN OF VESTAL

WHEREAS, an application for Correction of Errors on Tax Rolls for the 2007 Town and County Tax Rolls for a parcel in the Town of Vestal has 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 has filed a report pursuant to Section 554 of the Real Property Tax Law and certain claimed errors have been determined to exist that should be corrected, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the application for correction and orders that the tax officer having jurisdiction of the tax rolls correct said tax roll and the tax bill in accordance with the following parcel, pursuant to Section 554 of the Real Property Tax Law.

Town: Vestal
Parcel ID: 159.18-1-9

Owner: Chabad of Binghamton
 Address: 416 Murray Hill Rd.
 Reason: A correction was done to cancel taxes due to the property being wholly exempt, but certain special districts should have remained taxable.

	<u>Incorrect Tax</u>	<u>Correct Tax</u>
County	0	0
Town	0	0
Town Hwy	0	0
Drain 3 Mt	0	7.50
Fire	0	0
Light	0	0
Ret. Swr.	63.80	0
Ret. Wtr.	44.00	0
Cons. Swr. Bd.	0	6.87
Mt. 1 Swr.	0	42.00
Cons. Wtr. Bd.	0	51.14
	107.80	107.51

Carried.

RESOLUTION NO. 259

By: Public Safety and Emergency Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE UNIFIED COURT SYSTEM OF THE STATE OF NEW YORK, SIXTH JUDICIAL DISTRICT, FOR COURT SECURITY SERVICES PROVIDED BY THE DPW-SECURITY DIVISION FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 340 of 2006, authorized an agreement with the Unified Court System of the State of New York, Sixth Judicial District for court security services provided by the DPW-Security Division for the period April 1, 2006 through March 31, 2007, and

WHEREAS, said agreement provides security services for Supreme Court, County Court, Family Court and Binghamton City Court, and

WHEREAS, it is necessary to authorize an amendment to said agreement to reflect additional funding in the amount of \$15,000 in order to provide sufficient reimbursement to Broome County for projected security services, and

WHEREAS, said additional funding increases the original contract amount from \$436,000 to \$451,000, and

WHEREAS, the Commissioner of Public Works has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Unified Court System of the State of New York, Sixth Judicial District, State Office Building, 44 Hawley St., Suite 1501, Binghamton, New York 13901 to increase the contract amount to \$451,000 for court security services provided by the DPW-Security Division for the period April 1, 2006 through March 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County and amount not to exceed \$451,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 031450.0639.101000 (Security Services – Outside Users), and be it

FURTHER RESOLVED, that Resolution 340 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 260

By: Public Safety and Emergency Services Committee

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH SOUTHERN TIER CYBER PREDATOR TASK FORCE (STCPTF)

WHEREAS, the Commissioner of Public Works-Division of Security requests authorization to enter into an agreement with, and participate with, the Southern Tier Cyber Predator Task Force (STCPTF), and

WHEREAS, said agreement is necessary to work with other agencies to apprehend and prosecute high technology criminals and to protect our communities from high technology crime and national security threats involving computers and computer networks, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Southern Tier Cyber Predator Task Force (STCPTF), and be it

FURTHER RESOLVED, that there will be no cost to the County, and be it

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

Carried.

RESOLUTION NO. 261

By: Public Works and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ARCADIS G&M INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 77 of 2006, as amended by Resolution 678 of 2006, authorized an agreement with ARCADIS G&M, Inc. for professional engineering services, including flood damage repair at the Colesville Landfill, at an amount not to exceed \$336,100 for the period March 1, 2006 through February 28, 2007, and

WHEREAS, this County Legislature, by Resolution 42 of 2007, authorized renewal of the agreement with ARCADIS G&M, Inc. for professional engineering services at the Colesville Landfill for the Division of Solid Waste Management at an amount not to exceed \$196,900 for the period March 1, 2007 through February 29, 2008, and

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

WHEREAS, it is necessary to authorize an amendment to the current agreement to increase the not to exceed amount by \$51,300, to pay for services that were approved by Resolution 678 of 2006, but were not completed or paid for during that contract term, and

WHEREAS, the Commissioner of Public Works has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with ARCADIS G&M, Inc., Two Huntington Quadrangle, Suite 1S10, Melville, New York 11747, to increase the not to exceed amount by \$51,300 for engineering and flood damage repair at the Colesville Landfill for the Division of Solid Waste Management for the period March 1, 2007 through February 29, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$51,300, total amount not to exceed \$248,200, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4747.501509 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 42 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 262

By: Health and Human Services and Finance Committees Seconded by: Mr. Howard
RESOLUTION AUTHORIZING REVISION OF JUVENILE JUSTICE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 661 of 2005, as amended by Resolution 31 of 2007, authorized the continued participation in the Juvenile Justice Program Grant for the Department of Mental Health, adopted a program budget in the total amount of \$132,813 and authorized an agreement with Our Lady of Lourdes Hospital in the amount of \$132,813 for the period January 1, 2006 through March 31, 2007, and

WHEREAS, said program grant provides for closer working relationships between the Probation Department and the Mental Health Clinic staff and will facilitate diversion of children who are in need of mental health and/or alcohol and substance abuse services by linking them to these services at the earliest opportunity while such children are under the supervision of the Probation Department, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$79,687 in grant appropriations and amend the agreement with Our Lady of Lourdes Hospital to reflect an increase in the amount \$79,687, and extend the period through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Juvenile Justice Program Grant to reflect an increase of \$79,687 and extend the period to January 1, 2006 through December 31, 2007, 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 \$212,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, to reflect an increase of \$79,687, and extend the term of the agreement to January 1, 2006 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$79,687, total amount not to exceed \$212,500 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 661 of 2005 and Resolution 31 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried.

RESOLUTION NO. 263

By: Health and Human Services and Finance Committees Seconded by: Mr. Howard
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE UNITED STATES GENERAL SERVICES ADMINISTRATION FOR LEASE OF SPACE WITH THE BROOME COUNTY DEPARTMENT OF HEALTH FOR 2006- 2007

WHEREAS, this County Legislature, by Resolution 707 of 2006, authorized an amendment to an agreement with the United States General Services Administration with the Broome County Health Department for lease of space for the period July 10, 2006 through March 31, 2007, and

WHEREAS, said agreement provides lease of space to FEMA at 225 Front Street, Binghamton, New York, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the agreement terms to May 31, 2007, with an option to renew until December 31, 2007, and

WHEREAS, the Director of Public Health has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the United States General Services Administration, GSA Public Building Service, Account Management Division, 100 South Clinton Street, Box 7005, Syracuse, New York 13361 to amend the term of the agreement through May 31, 2007, with an option to renew until December 31, 2007, for lease of space with the Broome County Health Department for the period July 10, 2006 through May 31, 2007, with an option to renew until December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said lease, the United States General Services Administration shall pay the County \$7,007.90 per month, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 480046.0189.101000 (Rental of Real Property), and be it

FURTHER RESOLVED, that Resolution 707 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the emergency authorization contract, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 264

By: County Administration and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AWARDING THE BROOME COUNTY DIGITAL COPY MACHINE LEASE AND SERVICE AGREEMENT CONTRACT TO TOSHIBA BUSINESS SOLUTIONS, USHERWOOD OFFICE TECHNOLOGY AND XEROX CORPORATION FOR THE DIVISION OF PURCHASING FOR 2007-2008

WHEREAS, the Director of Purchasing has advertised and received bids for lease and service agreements for digital copy machines for all County Departments, and

WHEREAS, following a review of all bids received, the Director of Purchasing requests awarding the Broome County digital copy machine lease and service agreement contract to Toshiba Business Solutions, Usherwood Office Technology and Xerox Corporation at the rates as outlined in Exhibit "A", for the period June 1, 2007 through May 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby awards the Broome County digital copy machine lease and service agreement contract to Toshiba Business Solutions, 7037 Fly Road, Syracuse, New York 13057, Usherwood Office Technology, Metro Center, 1st Floor, 49 Court Street, Binghamton, New York 13901 and Xerox Corporation, 441 Commerce Road, Vestal,

New York 13850 for the Division of Purchasing at the rates as outlined in Exhibit "A"; for the period June 1, 2007 through May 31, 2008, and be it

FURTHER RESOLVED, that the payments herein above authorized shall be made from budget line various.4518.various (Copy Machine Rentals), and be it

FURTHER RESOLVED, that the Broome County digital copy machine lease and service agreement contract is approved for all Broome County Departments, subject to the Board of Acquisition and Contract approval for individual agreements, and be it

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

Carried.

RESOLUTION NO. 265

By: Public Safety and Emergency Services Committee

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR AN EMERGENCY OPERATIONS PLAN FOR THE OFFICE OF EMERGENCY SERVICES FOR 2007-2010

WHEREAS, this County Legislature, by Resolution 264 of 2005, authorized renewal of an agreement with the Southern Tier Chapter of the American Red Cross for an Emergency Operations Plan for the Office of Emergency Services for the period April 1, 2005 and continuing until such time that the Plan is revised by either the County of the American Red Cross, and

WHEREAS, it is necessary to update the current plan with a new memorandum of understanding for disaster services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of an agreement with the Southern Tier Chapter of the American Red Cross, 620 East Main Street, Endicott, New York 13760 for an Emergency Operations Plan for the Office of Emergency Services, at no cost to the County, for the period April 8, 2007 through April 8, 2010, with the option for one three-year renewal by mutual consent, 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.

RESOLUTION NO. 266

By: Education, Culture and Recreation and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH IMAGE INTEGRATOR FOR MACHINE MAINTENANCE AND SERVICE FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2007-2008

WHEREAS, the Board of Acquisition and Contract, by Contract #1581-126, authorized an agreement with Image Integrator for the Broome County Public Library at an amount not to exceed \$8,635 for the period April 22, 2006 through April 21, 2007, and

WHEREAS, said services are necessary for maintenance and service of the micro fiche machines in the history department of the library, and

WHEREAS, said agreement expires by its terms on April 21, 2007, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$8,635 for the period April 22, 2007 through April 21, 2008 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Image Integrator, Rockwest Corporate Center, 1005 Fayette Street, Suite 3D, Syracuse, New York 13204 for maintenance and service of micro fiche machines for the Broome County Public Library for the period April 22, 2007 through April 21, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,635 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 841007.4419.304118 (General Office Expenses) and be it

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

Carried.

RESOLUTION NO. 267

By: Economic Development and Planning and Finance Committees and Seconded
RESOLUTION AUTHORIZING AN AGREEMENT WITH GREATER BINGHAMTON COALITION, INC. FOR ECONOMIC DEVELOPMENT SERVICES FOR 2007-2008

WHEREAS, the Commissioner of Planning requests authorization for an agreement with Greater Binghamton Coalition, Inc. for economic development services at a cost not to exceed \$100,000, for the period June 1, 2007 through June 1, 2008, and

WHEREAS, said services are as recommended in the B.C. Plan, including maintenance and updating of the Economic Development website, partnering with other area economic development agencies to advertise and promote the Greater Binghamton area and to oversee the operations of the Greater Binghamton Development Center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Greater Binghamton Coalition, Inc., for economic development services for the period June 1, 2007 through June 1, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$100,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 440016.4545.101000 (Contracted Services), and be it

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

Held over by Mr. Shafer

RESOLUTION NO. 268

By: Finance and Public Works Committees

Seconded by: Mr. Cleary

RESOLUTION AMENDING THE 2007 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2007 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/</u> <u>Other</u>		
502388	Whitney Point Community & Lake Walkway/ Bikeway Project at Dorchester Park	521,000	286,1 70	0		234,830
			<u>Local Finance Law Section</u> 11		<u>How Financed:</u>	
		<u>Year</u> <u>Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current</u> <u>Revenue</u>
		2007	15	19 (c)	0	234,830

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
502388	Whitney Point Community & Lake Walkway/ Bikeway Project at Dorchester Park	521,170	286,170	0		235,000

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current</u>
<u>Start</u>				<u>Revenue</u>
2007	15	19 (c)	0	235,000

Description: It has been determined that a new Capital Improvement Project be established to fund the Whitney Point Community & Lake Walkway/Bikeway Project at Dorchester Park. The County's portion is anticipated to be in the form of in-kind services with any cash expenditure to come from the proceeds of the Hawkins Pond site sale.

and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term, non-interest bearing loan from the General Fund and /or the Enterprise Funds to provide sufficient cash to proceed with the projects until Federal and State Aid or bond proceeds are received and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller and the Commissioner of Finance are hereby authorized to process any paperwork to implement the intent of this Resolution

Carried.

RESOLUTION NO. 269

By: Health and Human Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK ASSOCIATION OF HOMES AND SERVICES FOR THE AGING/PROCARE FOR CONSULTING SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2007

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with New York Association of Homes and Services for the Aging/Procure for consulting services at the rate of \$185 per hour, total cost not to exceed \$4,440, plus out of pocket expenses, for the period April 1, 2007 through July 31, 2007, and

WHEREAS, said agreement is necessary for a New York State Department of Health mandated "Plan of Correction" associated with deficiencies during the facility's annual survey, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New York Association of Homes and Services for the Aging/Procure, 150 State Street, Suite 301, Albany, New York 12207 for consulting services for the Willow Point Nursing Home for the period April 1, 2007 through July 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$185 per hour, total amount not to exceed \$4,440, plus out of pocket expenses, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160077.4747.204000 (Other Fees for Services), and be it

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

Carried.

RESOLUTION NO. 270

By: Health and Human Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH DONNA BESTLE FOR PHYSICAL THERAPY ASSISTANT SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2007

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Donna Bestle for physical therapy assistant services for the Willow Point Nursing Home at the rate of \$35 per hour, total amount not to exceed \$9,800, for the period June 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary to provide physical therapy assistant services during staffing shortages, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Donna Bestle, 592 Frank Hyde Road, Owego, New York 13827-3710 for physical therapy assistant services for the Willow Point Nursing Home for the period June 1, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$35 per hour, total amount not to exceed \$9,800 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226.4706.204000 (Rehab and Therapy Services), and be it

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

Carried.

RESOLUTION NO. 271

By: Finance and County Administration Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ALLEN TUNNELL CORPORATION FOR SOFTWARE MAINTENANCE, SUPPORT AND PRINTING FOR THE TAX COLLECTION SYSTEM FOR THE OFFICE OF REAL PROPERTY TAX SERVICE FOR 2007

WHEREAS, this County Legislature, by Resolution 222 of 2006, as amended by Resolution 682 of 2006, authorized renewal of the agreement with Allen Tunnel Corporation for software maintenance and support for the tax collection system for the Office of Real Property Tax Service at an amount not to exceed \$18,100 for the period January 1, 2006 through December 31, 2006, and

WHEREAS, the Board of Acquisition and Contract, on April 26, 2006, authorized an agreement with Allen Tunnell Corporation for support for printing the Town, County, and School tax bills for the Office of Real Property Tax Service at an amount not to exceed \$3,400, for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said agreement is necessary to provide software maintenance, on-site support and printing for the Town, County, City and School tax bills for the tax collection system under the consolidated collection program, and

WHEREAS, said agreement expired by its terms on December 31, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$19,500, for the period January 1, 2007 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Allen Tunnell Corporation, 15 Charles Street, Binghamton, New York 13905 for software maintenance, support and printing for the Town, County , City and School tax bills for the Office of Real Property Tax Service for the period January 1, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$19,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 630004.4419.101000 (General Office Expense), 630004.4359.101000 (Computer Software and Supplies) and 630004.4513.101000 (Software Maintenance), and be it

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

Carried.

RESOLUTION NO. 272

By: Finance Committee

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE NEW YORK STATE TAX LAW

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period October 2006 through March 2007, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to the respective Supervisors of the 23 Towns and Villages of Broome County, those amounts listed:

Semi Annual Mortgage Tax Distribution

October 2006 through March 2007

Dickinson	Village of Port Dickinson	4,077.12
	Outside	24,848.34
Lisle	Village of Lisle	527.35
	Outside	10,686.99
Sanford	Village of Deposit	1,329.20
	Outside	17,277.13
Triangle	Village of Whitney Point	2,256.02
	Outside	11,373.16
Union	Village of Johnson City	53,553.88
	Village of Endicott	35,961.04
	Outside	324,098.11
Windsor	Village of Windsor	2,330.27
	Outside	39,917.66
Barker		12,381.92
Binghamton (Town)		76,626.75
Chenango		101,711.37
Colesville		30,671.70
Conklin		38,528.29
Fenton		57,875.68
Kirkwood		53,471.67
Maine		26,419.73
Nanticoke		6,869.94
Vestal		209,012.02
City of Binghamton		318,380.80
Total		1,460,168.14

Carried.

RESOLUTION NO. 273

By: Transportation and Rural Development and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON, INC. FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2007-2008

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland Johnson, Inc. for professional services for the Department of Aviation at a cost not to exceed \$285,000, for the period June 1, 2007 through March 31, 2008, and

WHEREAS, said agreement is necessary to design the scope of work for the Airport Taxiway Improvement Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland Johnson, Inc., 49 Court Street, PO Box 1980, Binghamton, New York 13902, for professional services for the Department of Aviation for the period June 1, 2007 through March 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$285,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211011.2016.501437 (Other Improvements), and be it

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

Carried.

RESOLUTION NO. 274

By: Transportation and Rural Development and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE OF THE STATE MULTI-MODAL PROGRAM-AID ELIGIBLE COSTS, OF A CAPITAL PROJECT AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the Greater Binghamton Airport Parking Lot Reconstruction and Lighting Improvements, PIN 9ME037.30A ("the Project") is eligible for funding New York State's Multi-Modal Program administered by the New York State Department of Transportation, and

WHEREAS, the County of Broome desires to advance "the Project" by making a commitment of advance funding of the non-local share and funding of the full share of costs of "the Project", now, therefore, be it

RESOLVED, that the County of Broome hereby approves the above-subject project and be it

FURTHER RESOLVED, the Broome County Legislature hereby authorizes the County of Broome to pay in the first instance 100% of the State and non-State share of the cost of the preliminary engineering and construction and construction supervision and inspection work for "the Project" or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$1,037,690 is hereby appropriated as follows: \$350,000 from the State Multi-Modal #4 Program, \$354,356 Local Funding Share; \$300,000 from a State Air 99 Grant (PIN9910.90), \$33,334 Local Share; and be made available to cover the cost increase of participation in the above phase of "the Project", and be it

FURTHER RESOLVED, that in the event the full State and non-State share costs of "the Project" exceeds the amount appropriated above, this Broome County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation, and be it

FURTHER RESOLVED, that the County Executive of the County of Broome be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Multi-Modal Program Funding on behalf of the County of Broome with the New York State Department of Transportation in connection with the advancement or approval of "the Project" and the municipality's first instance of funding of projects costs and permanent funding of the local share of federal-aid and all project costs that are not so eligible, 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 a certified copy of this Resolution be filed with the Commissioner of Transportation of the State of New York by attaching it to any requires and/or appropriate agreements executed in connection with "the project" between the County of Broome and the State of New York, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried.

RESOLUTION NO. 275

By: Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE FEDERAL BUREAU OF INVESTIGATION FOR A COST REIMBURSEMENT FOR THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SECURITY

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with the Federal Bureau of Investigation for a cost reimbursement for the Department of Public Works-Division of Security, at rates outlined in the cost reimbursement agreement for an indefinite period, and

WHEREAS, said agreement is necessary to pay for overtime for personnel assigned to the formalized Southern Tier Cyber Predator Task Force, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Federal Bureau of Investigation for a cost reimbursement for the Department of Public Works-Division of Security, at rates outlined in the cost reimbursement agreement for an indefinite period, and be it

FURTHER RESOLVED, that in consideration of said services, the Federal Bureau of Investigations shall pay the County at the rates outlined in the cost reimbursement agreement for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 030080.0353.101000 (Federal Aid), and be it

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

Carried.

RESOLUTION NO. 276

By: Education, Culture and Recreation and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING THE ADVANCEMENT OF THE WHITNEY POINT WALKWAY/BIKEWAY PROJECT FOR THE DEPARTMENT OF PARKS AND RECREATION

WHEREAS, a Project for Whitney Point Community Walkway/Bikeway PIN 9009.05 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment such program costs to be Federal funds, non-Federal funds, State Environmental Protection fund monies, and in-kind services, and

WHEREAS, Broome County desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the design, right-of-way acquisition, construction, construction supervision and inspection work, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Parks and Recreation to pay in the first instance 100% of the Federal and non-Federal share of the cost of design, right-of-way acquisition, construction and construction supervision and inspection work for "the Project" or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$521,170 is hereby appropriated pursuant to companion resolution and made available to cover the cost of participation in the above phase of "the Project", and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute all necessary agreements, certifications or reimbursement

requests for Federal Aid and/or Marchiselli Aid on behalf of Broome County with the New York State Department of Transportation in connection with the advancement or approval of "the Project" and providing for the administration of "the Project" Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, 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 this Resolution shall take effect immediately.

Carried.

RESOLUTION NO. 277

By: Economic Development and Planning and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH JIM MURRAY APPRAISAL SERVICE FOR APPRAISAL SERVICES AS PART OF THE INTERMODAL TRANSIT TERMINAL PROJECT

WHEREAS, this County Legislature, by Resolution 122 of 2007, authorized an agreement with Jim Murray Appraisal Service for appraisal services as part of the Intermodal Transit Project at an amount not to exceed \$7,500, and

WHEREAS, said agreement is necessary to acquire independent appraisals of properties, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the not to exceed amount by \$3,500 to include the appraisal of six properties owned by Binghamton Terminal, LLC, and

WHEREAS, the Commissioner of Planning and Economic Development has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Jim Murray Appraisal Service, 36 Oakdale Road, Johnson City, New York 13790 to increase the not to exceed amount by \$3,500 to include the appraisal of six properties owned by Binghamton Terminal, LLC for the Department of Planning and Economic Development, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$3,500, total amount not to exceed, \$11,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 225011.4545.501468 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 122 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 278

By: Economic Development and Planning and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2007 WORKFORCE INVESTMENT ACT ADULT PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2007-2009

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2007 Workforce Investment Act Adult Program Grant and adopt a program budget in the amount of \$463,211 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$463,211 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's PY2007 Workforce Investment Act Adult Program Grant for the period July 1, 2007 through June 30, 2009, 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 \$463,211, and be it

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

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

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

Carried.

RESOLUTION NO. 279

By: Economic Development and Planning and Finance Committees Seconded by: Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF PY2007 WORKFORCE INVESTMENT ACT (WIA) ADMINISTRATION PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2007-2009

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2007 WIA Administration Program Grant and adopt a program budget in the amount of \$169,330 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant allocation covers the administrative costs associated with the grant programs that provide customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$169,330 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training PY2007 WIA Administration Program Grant for the period July 1, 2007 through June 30, 2009, 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 \$169,330, and be it

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

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

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

Carried.

RESOLUTION NO. 280

By: Economic Development and Planning and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2007 WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2007-2009

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2007 Workforce Investment Act Dislocated Worker Program Grant and adopt a program budget in the amount of \$543,298 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$543,298 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's PY2007 Workforce Investment Act Dislocated Worker Program Grant for the period July 1, 2007 through June 30, 2009, 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 \$543,298, and be it

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

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

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

Carried.

RESOLUTION NO. 281

By: Economic Development and Planning and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF PY2007 WORKFORCE INVESTMENT ACT YOUTH PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2007-2009

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2007 Workforce Investment Act Youth Program Grant and adopt a program budget in the amount of \$517,461 for the period July 1, 2007 through June 30, 2009, and

WHEREAS, said program grant provides customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$517,461 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's PY2007 Workforce Investment Act Youth Program Grant for the period July 1, 2007 through June 30, 2009, 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 \$517,461, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers,

approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the g

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

Carried.

RESOLUTION NO. 282

By: Economic Development and Planning, Personnel and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF PY07 WORKFORCE INVESTMENT ACT (WIA) SHARED COST POOL PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, the Director of Employment and Training requests authorization to accept a PY07 Workforce Investment Act Shared Cost Pool Program Grant and adopt a program budget in the amount of \$882,959 for the period July 1, 2007 through June 30, 2008, and

WHEREAS, said program grant provides a pool to report salary and fringe information for monthly distribution to the appropriate Workforce Investment Act grants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$882,959 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training PY07 Workforce Investment Act Shared Cost Pool Program Grant for the period July 1, 2007 through June 30, 2008, 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 \$882,959, and be it

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

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

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

Carried.

RESOLUTION NO. 283

By: Health and Human Services, Personnel and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF A FLEXIBLE FUNDS FOR FAMILY SERVICES (FFFS) PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES, RENEWING AND AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS TO ADMINISTER VARIOUS PROGRAMS, AND ADOPTING A PROGRAM BUDGET FOR 2007-2008

WHEREAS, this County Legislature, by Resolution 143 of 2006, as amended by Resolutions 440 and 667 of 2006, authorized and approved the Flexible Fund for Family Services Program for the Department of Social Services, adopted a program budget in the

amount of \$1,798,144, and authorized agreements with Lourdes Hospital, Coordinated Care Services, Inc., The STAR Group, SOS Shelter, and the Binghamton City School District to administer said program for the period April 1, 2007 through May 31, 2008, and

WHEREAS, said program funds can be tailored to local district needs to serve low-income families to assist them in achieving independence, and

WHEREAS, it is desired to renew said grant program in the amount of \$5,456,032, adopt a program budget and renew the agreement with Coordinated Care Services, Inc., The STAR Group, Lourdes Hospital, and the Binghamton City School District to continue to administer said program, and to authorize an agreement with the YWCA to administer said program for the period April 1, 2007 through March 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,456,032 from Flexible Funds for Family Services for the period April 1, 2007 through March 31, 2008, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with various vendors listed in Exhibit "A", for administration services for the Department of Social Services for the period April 1, 2007 through March 31, 2008, 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 \$5,456,032, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670513. various.105326, and be it

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

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

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

Carried.

RESOLUTION NO. 284

By: Health and Human Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF FOOD STAMP IMPROVED PROGRAM ACCESS GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2007

WHEREAS, the Commissioner of Social Services requests authorization to accept a Food Stamp Improved Program Access Grant and adopt a program budget in the amount of \$55,955 for the period June 1, 2007 through December 31, 2007, and

WHEREAS, said program grant provides funds to enhance file storage capability and work space for employees in the Assistance Programs area of the Department of Social Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,955 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, NY 12243-0001 for the Department of Social Service's Food Stamp Improved Program Access Grant for the period June 1, 2007 through December 31, 2007, 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 \$55,955, and be it

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

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

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

Carried

RESOLUTION NO. 285

By: Health and Human Services, Personnel and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING REVISION OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2006-2007

WHEREAS, this County Legislature, by Resolution 445 of 2006, as amended by Resolution 717 of 2006, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Department of Social Services and adopted a program budget in the total amount of \$284,327 for the period October 1, 2006 through September 30, 2007, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations by \$14,216 to a total of \$298,543, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program (HEAP) Grant to reflect an increase of \$14,216 for the period October 1, 2006 through September 30, 2007, 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 \$298,543, and be it

FURTHER RESOLVED, that Resolutions 445 of 2006 and 717 of 2006, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried.

RESOLUTION NO. 286

By: Health and Human Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH FOOD BANK OF THE SOUTHERN TIER FOR FOOD DISTRIBUTION SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2007

WHEREAS, this County Legislature, by Resolution 232 of 2006, authorized renewal of the agreement with the Food Bank of the Southern Tier for food distribution services for the Department of Social Services at an amount not to exceed \$10,000, for the period January 1, 2006 through December 31, 2006, and

WHEREAS, said agreement is necessary to assist the Food Bank of the Southern Tier with providing emergency feeding programs for impoverished and vulnerable Broome County residents, and

WHEREAS, said agreement expired by its terms on December 31, 2006, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,000, for the period January 1, 2007 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Food Bank of the Southern Tier, 945 County Route 64, Elmira, New York 14903 for food distribution services for the Department of Social Services for the period January 1, 2007 through December 31, 2007, 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 670018.4747.103000 (Other Fees for Services), and be it

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

Carried

RESOLUTION NO. 287

By: Health and Human Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH DOCUMENT & DIGITAL PRESERVATION SERVICES, INC (DPPSI) FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2007-2008

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with Document & Digital Preservation Services, Inc. (DPPSI) for professional services for the Department of Social Services at a cost not to exceed \$23,937, for the period May 1, 2007 through April 30, 2008, and

WHEREAS, said services are necessary for on-site consulting services, analysis and records management for the Department of Social Services Imaging Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Document & Digital Preservations Services, Inc., 143 West 36th Street, Suite 1008, New York, NY 10018 for professional services for the Department of Social Services Imaging Project for the period May 1, 2007 through April 30, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$23,937 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670372.4747.501421 (Other Fees for Services), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers,

approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 288

By: County Administration and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH ACS STATE AND LOCAL SOLUTIONS, INC. FOR TRAINING FOR THE OFFICE OF THE COUNTY CLERK FOR THE PERIOD JUNE 1, 2007 THROUGH DECEMBER 31, 2007

WHEREAS, the County Clerk requests authorization for an agreement with ACS State and Local Solutions, Inc. for training for the Office of the County Clerk at a cost not to exceed \$7,000, for the period June 1, 2007 through December 31, 2007, and

WHEREAS, said services are necessary for training on the County Clerk's cashiering system and the related accounting and reporting features of the system, and for additional training on the court records scanning program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with ACS State and Local Solutions, Inc., for training for the Office of the County Clerk for the period June 1, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$7,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4359.101000 (Computer Software and Supplies), and be it

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

Carried.

RESOLUTION NO. 289

By: Health and Human Services Committee

Seconded by: Mr. Howard

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY YOUTH BUREAU ADVISORY BOARD

WHEREAS, Barbara J. Fiala, Broome County Executive, pursuant to the authority vested in her by Resolution 163 of 1971 and 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>
Erik Jensen 30 Rush Avenue Binghamton, New York 13903	New Appointment 12/31/09
Nita Baldwin 1 Hancock Street Binghamton, New York 13903	New Appointment 12/31/09

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.

RESOLUTION NO. 290

By: Public Safety and Emergency Services and Finance Committees
Seconded by: Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) 1650 DR NY FUNDING FOR MUTUAL AID AGENCIES FOR 2006 JUNE/JULY FLOODING EXPENSES

WHEREAS, the Director of Emergency Services requests authorization to accept Federal Emergency Management Agency (FEMA) funds in the amount of \$43,673.03 for reimbursement to mutual aid agencies for 2006 June/July flooding expenses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$43,673.03 from the Federal Emergency Management Agency for reimbursement to mutual aid agencies for 2006 June/July flooding expenses, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 460072.0353.105293 (Federal Aid-Other), and be it

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

Carried.

RESOLUTION NO. 291

By: Public Works and Finance Committees
Seconded by: Mr. Howard

RESOLUTION AUTHORIZING IMPLEMENTATION AND FUNDING OF THE FEDERAL AID AND STATE "MARCHISELLI" PROGRAM AID-ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT IN RELATION TO THE BEVIER STREET OVER THE CHENANGO RIVER PROJECT AND APPROPRIATING FUNDS THEREFOR

WHEREAS, a project for Bevier Street over the Chenango River (BIN 3349300) in the City of Binghamton, Broome County, PIN 9752.68 ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the Locally Administered costs of the construction and construction supervision and inspection work, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the above-subject project, and be it

FURTHER RESOLVED, that the Broome County Legislature hereby authorizes the County of Broome to pay in the first instance 100% of the Federal and Non-Federal share of the Locally administered costs of the construction and construction supervision and inspection work for the project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$7,302,714, as previously appropriated pursuant to Resolution 464 of 2006 (2006 C.I.P., Project 501449 Bevier Street Bridge Rehab), is made available to cover the cost of participation in the above phase of the Project, and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, this County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by NYSDOT thereof, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli-aid on behalf of the County of Broome with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, 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 this Resolution shall take effect immediately.
Carried.

RESOLUTION NO. 293

By: County Administration
Seconded by: Mr. Howard

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE CENTRAL NEW YORK RESOURCE CONSERVATION AND DEVELOPMENT PROJECT, INC.

WHEREAS, Mark R. Whalen, Chair of the Broome County Legislature, pursuant to the authority vested in him, has duly designated and appointed the following named individual to membership on the Central New York Resource Conservation and Development Project, Inc., for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Scott Clark 249 Dodd Rd. Windsor, NY 13865	December 31, 2008

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it
RESOLVED, that this County Legislature, hereby confirms the appointment of the above-named individual to membership on the Central New York Resource Conservation and Development Project, Inc. for the term indicated, in accordance with their appointment by the Chairman of the Broome County Legislature.
Carried.

RESOLUTION NO. 294

By: Finance and Personnel Committee
Seconded by: Mr. Reynolds

RESOLUTION ESTABLISHING NEW HEALTH CARE BENEFITS FOR PARTICIPANTS IN BROOME COUNTY'S SELF INSURANCE INDEMNITY PLAN

WHEREAS Broome County currently offers three separate self insured health insurance plans to employees, covered family members and eligible retirees including HMO-Red, HMO-Blue and one indemnity plan—RMSCO-Traditional;

WHEREAS the overall cost for the County, its employees, covered persons and eligible retirees of this self insurance is escalating at a high annual rate; the cost for health insurance expenses in 2004 was \$25,608,627; the cost for 2005 was \$28,355,867, and the cost for 2006 was \$31,336,731; and

WHEREAS the Risk Manager believes that the County should adopt a wellness program in the traditional indemnity plan to better serve participants and control long term claim costs;

WHEREAS, the Risk Manager requests authorization to include diagnostic health screening tests in the County's traditional indemnity plan, now therefore it is hereby

RESOLVED, that the following diagnostic test benefits shall be added to the available benefits under the County's indemnity health benefit plan:

1. Annual PSA test,
2. Periodic Colonoscopy as available under Medicare regulations,
3. Bi-annual Obstetrical-gynecological tests,
- 4 Annual Pap smear; and
5. Other preventative tests suggested by the County's health care consultant as part of a wellness program, and be it

FURTHER RESOLVED, that the approximate immediate claim costs of the additional diagnostic tests shall be offset by modifying benefits under the County's indemnity health benefit plan based upon recommendations of the County's health care consultant, and be it

FURTHER RESOLVED, that said plan changes shall be effective January 1, 2008 and shall apply to all covered persons under the County's indemnity health benefit plan, and be it

FURTHER RESOLVED, that this resolution shall not apply to any Broome County employees who are represented by a recognized labor union, unless the Administration and respective recognized labor union shall arrive at an agreement regarding these benefit changes, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 05005.4528-252000 medical care and 05005.4529-252000 hospital care, and be it

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

Held over by Mr. Reynolds

RESOLUTION NO. 295

By: Finance and Personnel Committees

Seconded by: Mr. Reynolds

RESOLUTION ESTABLISHING A NEW HEALTH CARE PLAN FOR PARTICIPANTS IN BROOME COUNTY'S SELF INSURANCE PLAN

WHEREAS Broome County currently offers three separate self insured health insurance plans to employees, covered family members and eligible retirees including HMO-Red, HMO-Blue and one indemnity plan—RMSCO-Traditional;

WHEREAS most employees pay a premium for health insurance coverage calculated at approximately 15% of the costs of these health insurance plans; eligible retirees pay a premium for health insurance coverage calculated at approximately 10% or 15% of the costs of these health insurance plans;

WHEREAS the overall cost for the County, its employees, covered persons and eligible retirees of this self insurance is escalating at a high annual rate; the cost for health insurance expenses in 2004 was \$25,608,627; the cost for 2005 was \$28,355,867, and the cost for 2006 was \$31,336,731, and

WHEREAS the Risk Manager believes that the County should adopt an additional health insurance plan with reduced benefits that is required for all new administrative employees and available for existing administrative employees and union employees after necessary bargaining, if any, with authorized representatives;

WHEREAS, the Risk Manager requests authorization for creation and implementation of a new self insurance indemnity plan, now therefore it is hereby

RESOLVED, that this County Legislature hereby authorizes the creation and implementation of a new self insurance indemnity plan for employees, covered persons and eligible retirees, and be it

FURTHER RESOLVED, that initial estimated claim costs and initial actual premiums of the new plan shall be approximately 18% less than the existing County indemnity plan based on 2007 premium equivalent rates, and be it

FURTHER RESOLVED that the subsequent actual premiums for said new plan shall continue to be approximately 18% less than the existing County indemnity plan until the new plan has a statistically relevant participant base, and be it

FURTHER RESOLVED, that said new plan shall be the only health insurance plan that is available to new administrative employees, and shall be optional for all other employees, and be it

FURTHER RESOLVED, that once an individual selects the indemnity health insurance plan authorized by this Resolution, then the individual may not select another plan, and be it

FURTHER RESOLVED, that there shall be a 60 day waiting period in the plan for new employees before benefits are granted; there shall be no waiting period for employees who switch to this plan from a different County self insured plan; and be it

FURTHER RESOLVED, that this resolution shall not apply to any Broome County employees who are represented by a recognized labor union, unless the Administration and

respective recognized labor union shall arrive at an agreement regarding delivery of this benefit to union members, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 050005.4528.252000 (medical), 050005.4529.252000 (hospital) and 050005.4549.252000 (service to participant), and be it

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

Held over by Mr. Reynolds

RESOLUTION NO. 296

By: Economic Development and Planning, Personnel and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE NYS QUALITY COMMUNITIES PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A REVISED PROGRAM BUDGET FOR 2005-2008

WHEREAS, this County Legislature, by Resolution 169 of 2007, authorized and approved the NYS Quality Communities Program Grant for the Department of Planning and Economic Development and adopted a program budget in the total amount of \$80,000 for the period April 1, 2005 through March 31, 2008, and

WHEREAS, said program grant provides funds to procure professional services to research, develop and write a Management Plan Revision Report for the expansion of the NYS Susquehanna Heritage Area Program, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the NYS Quality Communities Program Grant to reflect an increase in the amount of \$20,000 to cover the cost of in-kind services provided by the Department of Planning and Economic Development, for the period April 1, 2005 through March 31, 2008, 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 \$100,000, and be it

FURTHER RESOLVED, that Resolution 169 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried.

RESOLUTION NO. 297

By: County Administration, Personnel and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A HEALTH DEPARTMENT COMPUTER PROGRAMMER ANALYST SUPPORT PROGRAM GRANT FOR THE DIVISION OF INFORMATION TECHNOLOGY AND ADOPTING A PROGRAM BUDGET FOR 2007

WHEREAS, the Director of Information Technology requests authorization to accept a Health Department Computer Programmer Analyst Support Program Grant and adopt a program budget in the amount of \$40,927 for the period May 21, 2007 through December 31, 2007, and

WHEREAS, said program grant dedicates a person to support the Health Department for emergency preparedness, disaster planning and application support, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$40,927 from the Broome County Health Department for the Division of Information Technology's Health Department Computer Programmer Analyst Support Program Grant for the period May 21, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$40,927, and be it

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

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

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

Carried.

RESOLUTION NO. 298

By: Public Works and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH NYSDOT TO RECEIVE FUNDS FOR DAMAGES CAUSED DURING THE FLOOD OF JUNE 23-29, 2006

WHEREAS, a Project for the Flood of June 23-29, 2006, Multiple County Routes, Broome County, P.I.N. 9890.46 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, for Federal emergency relief that calls for the apportionment of the costs of such project to be borne at the ratio of 100% Federal funds; and

WHEREAS, Broome County desires to advance the Project by making a commitment of 100% of the Federal share of the costs thereof, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with NYSDOT to receive funds for damages caused during the flood of June 23-29, 2006, and be it

RESOLVED, that this County Legislature hereby authorizes payment in the first instance 100% of the Federal share of the cost of Construction and Construction Inspection work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$1,011,298.92 is hereby appropriated from NYSDOT and made available to cover the cost of participation in the Project, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 035030.0353.501483 and 035030.0353.501479 (Federal Aid), and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Broome County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute all necessary agreements, certifications or reimbursement requests for Federal Aid on behalf of Broome County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-aid-eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of the 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, this Resolution shall take effect immediately.

Carried.

RESOLUTION NO. 299

By: Public Works and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH NYSDOT TO RECEIVE FUNDS FOR DAMAGES CAUSED DURING THE STORM OF NOVEMBER 16, 2006

WHEREAS, a Project for the Storm of November 16, 2006, Multiple County Roads in Broome County, P.I.N. 9890.43 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, for Federal emergency relief that calls for the apportionment of the costs of such project to be borne at the ratio of 100% Federal funds; and

WHEREAS, Broome County desires to advance the Project by making a commitment of 100% of the Federal share of the costs thereof, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with NYSDOT to receive funds for damages caused during the storm of November 16, 2006, and be it

RESOLVED, that this County Legislature hereby authorizes payment in the first instance 100% of the Federal share of the cost of Construction and Construction Inspection work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$1,113,000.00 is hereby appropriated from NYSDOT and made available to cover the cost of participation in the Project, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 035030.0353.501485 and 035030.0353.501486 (Federal Aid), and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Broome County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute all necessary agreements, certifications or reimbursement requests for Federal Aid on behalf of Broome County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-aid-eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of the 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, this Resolution shall take effect immediately.

Carried.

RESOLUTION NO. 300

By: Finance Committee

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF REAL PROPERTY TAX SERVICE

RESOLVED, that in accordance with a request from the Director of Real Property Tax Service , in order to appropriate sufficient funds to various accounts for the new position of Senior Account Clerk and additional salary for part-time temporary staff, as requested by BF# 005680, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	630004	4448	101000	Advertising	6,000
	630004	4319	101000	Office Supplies	7,100
	630004	4342	101000	Photographic supplies	2,000
	630004	4359	101000	Computer software	1,000
	630004	4756	101000	Tax Acquired Prop Exp	14,000
	630004	1700	101000	Salaries – Overtime	2,000
TO:	630004	1000	101000	Salaries – Full time	14,000
	630004	1600	101000	Salaries – Temporary	10,000
	630004	8010	101000	State Retirement	1,400
	630004	8030	101000	Social Security	1,800
	630004	8060	101000	Health Insurance	4,900

Carried

RESOLUTION NO. 301

By: Finance and Health and Human Services Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FOR THE HEALTH DEPARTMENT

RESOLVED, that in accordance with a request from the Public Health Director, in order to appropriate sufficient funds to increase various accounts for the addition of 3 part time NYS mandated Lab Technicians in the HIV Seroprevalence Grant, as requested by BF# 006375, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480376	4457	105202	Subcontract program	4,846
TO:	480376	1600	105202	Salaries – Temporary	4,138
	480376	4462	105202	Travel, Hotel, Meals	200
	480376	4463	105202	Education & Training	150
	480376	8030	105202	Social Security	317
	480376	8040	105202	Workers Compensation	41

and be it

FURTHER RESOLVED, that in accordance with a request from the Public Health Director, in order to appropriate sufficient funds to increase various accounts for the increase in hours for the Public Health Educator in the Steps to a Safer Broome Roads Traffic Safety Grant, as requested by BF#'s 006377 & 006378, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480376	4319	105222	Office Supplies	800
	480376	4462	105222	Travel, Hotel & Meals	500
	480376	4606	105222	Telephone Billing Account	300
	480376	4618	105222	Office Supplies Chgbck	111

	480376	8010	105222	State Retirement	965
	480376	8030	105222	Social Security	117
	480376	8040	105222	Workers Compensation	201
	480376	8070	105222	Unemployment Insurance	206
TO:	480376	1500	105222	Salaries – Part Time	1,864
	480376	4346	105222	Training & Edu Supplies	72
	480376	4616	105222	Fleet Service	300
	480376	4626	105222	Chgbck Transportation Svcs	200
	480376	8050	105222	Chgbck Life Insurance	8
	480376	8060	105222	Health Insurance	687
	480376	8063	105222	Disability Insurance	69

Carried.

RESOLUTION NO. 302

By: Personnel, Health and Human Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST(S) FOR THE HEALTH DEPARTMENT

RESOLVED, that in accordance with a request contained in PCR# 07-142 & 143 from the Director of the Health Department, this County Legislature hereby authorizes the creation of (2) temporary positions for Clinical Laboratory Technologists in the HIV Seroprevalance Grant, Union Code 54, Grade 24, minimum salary of \$50,406, at budget line 480376.1600.105202, effective May 21, 2007, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 07-144 from the Director of the Health Department, this County Legislature hereby authorizes the creation of a temporary position for a Medical Laboratory Technician in the HIV Seroprevalance Grant, Union 54, Grade 11, minimum salary of \$26,093 at budget line 480373.1600.105202 effective May 21, 2007

Carried.

RESOLUTION NO. 303

By: Public Safety and Emergency Services and Finance Committees

Seconded by: Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH BLACK CREEK INTEGRATED SYSTEMS CORP. FOR CONTROL SYSTEM UPGRADES AT THE BROOME COUNTY PUBLIC SAFETY FACILITY FOR 2007

WHEREAS, this County Legislature, by Resolution 174 of 2007, authorized an agreement with Black Creek Integrated Systems Corp. for control system upgrades at a cost not to exceed \$298,143 for the period March 1, 2007 through December 31, 2007, and

WHEREAS, said agreement is necessary to upgrade the control system at the Broome County Public Safety Facility, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the not to exceed amount by \$35,538.25 for proximity readers, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Black Creek Integrated Systems Corp., 2131 A. E. Moore Drive, PO Box 550, Moody, Alabama 35004 to increase the not to exceed amount by \$35,538.25 for proximity

readers at the Broome County Public Safety Facility for the period March 1, 2007 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$35,538.25, from budget line 996025.xxxx.603000 (Subsidiary 525525064 Inmate Telephone Usage Trust), total amount not to exceed \$333,681.25 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 174 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 304

By: Personnel and Finance Committees

Seconded by: Mr. Keibel

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR REAL PROPERTY TAX SERVICE

RESOLVED, that in accordance with a request contained in PCR# 07-153 from the Director of Real Property Tax Service, this County Legislature hereby authorizes the creation of the position of Senior Account Clerk, Union Code 04, Grade 9, minimum salary \$25,223 at budget line 630004.1000.101000, effective June 1, 2007

Carried.

Mr. Reynolds made a motion to adjourn, seconded by Mr. Cleary. **Motion to adjourn Carried.**
The meeting was adjourned at 8:35 p.m.

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