

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

The Legislature convened at 5:00 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-15, Absent-0.

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

ANNOUNCEMENTS FROM THE CHAIR

Mr. Pasquale and Mr. Whalen were designated with Chairman Reynolds in the "Short Roll Call".

Mr. Flagg made a motion to Suspend the Rules to consider Resolutions 36-165 and 37-166, seconded by Mr. Pasquale. **Motion to Suspend the Rules carried.** Ayes-15, Nays-0.

RESOLUTION NO. 165

By County Administration Committee

Seconded by Mr. Flagg

RESOLUTION OF CONDOLENCE ON THE DEATH OF JEFFREY P. KRAHAM

WHEREAS, former Broome County Legislature Chairman and County Executive Jeffrey P. Kraham passed away on March 4, 2016; and

WHEREAS, Jeffrey P. Kraham, a resident of the Town of Fenton, served the citizens of Broome County as a member of the Broome County Legislature representing former District 8, from 1977 through 1990, and as Chairman of the Broome County Legislature from 1981 through 1986, becoming the youngest County Legislature Chairman in New York State history at the age of 31; and

WHEREAS, Jeffrey P. Kraham also served his community as the Broome County Executive from 1997 to 2004 and most recently as a member of the Fenton Town Board; and

WHEREAS, Jeffrey P. Kraham's flagship project while serving as County Executive was the construction of a state-of-the-art public library, which now bears his name, designed to educate and energize the community and ensure that generations of residents had free access to the knowledge needed to prosper in life; and

WHEREAS, Jeffrey P. Kraham will long be remembered for his legacy of service to the Town of Fenton and Broome County, as a sincere and detail oriented public servant who was always looking out for what was best for Broome County and its residents; and

WHEREAS, Jeffrey P. Kraham also served his country in the U.S. Army Reserves in the medical supply division, where he organized the nation's first blood pressure screening clinic; and

WHEREAS, Jeffrey P. Kraham had success in the private sector with a furniture business and a travel agency because of his honest and detailed approach to customers; and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County Community, wishes to record its condolences in the official proceedings of this body, now, therefore, be it

RESOLVED, that the members of this County Legislature, hereby recognize the loss of Jeffrey P. Kraham, and extend its sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this Resolution in the minutes of the Regular Session of the County Legislature held on April 21, 2016 and to forward a copy of this Resolution to the family of the late Jeffrey P. Kraham.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 166

By County Administration Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING THE APPOINTMENT OF OLIVER N. BLAISE III, AS BROOME COUNTY COMMISSIONER OF ELECTIONS FOR THE TERM 2013-2016

WHEREAS, this County Legislature, by Resolution 418 of 2013, appointed Robert N. Nielsen Jr. as the Republican Election Commissioner of Broome County to serve the unexpired term of Eugene D. Faughnan which commenced on January 1, 2013 and extends through December 31, 2016, and

WHEREAS, Mr. Nielsen has retired from his position as Election Commissioner and according to Section 3-204 of the Election Law of the State of New York, County Legislative Boards shall fill any vacancy in the manner of a regular appointment for the remainder of the term of the commissioner in whose place he shall serve, and

WHEREAS, the Secretary of the Broome County Republican Committee has filed with the Clerk of this Legislature, on behalf of the Broome County Republican Committee and in compliance with the appropriate provisions of law, the required certificate recommending the appointment of Oliver N. Blaise III to serve the unexpired term as a Commissioner of Elections for Broome County, now, therefore, be it

RESOLVED, that in accordance with the appropriate provisions of law, and the Broome County Charter and Administrative Code, Oliver N. Blaise III, residing at 7 Stearns Road, Binghamton, New York 13905 be and hereby is appointed Republican Election Commissioner of Broome County, New York to serve the unexpired term, which commenced on January 1, 2013 and extends through December 31, 2016.

Carried. Ayes-15, Nays-0

County Clerk Richard R. Blythe administered the Oath of Office to Mr. Blaise, III.

County Executive Preston and Legislator Wildoner recognized Claudia Edwards for her years of service with the County and as Public Health Director.

County Executive Preston and Legislator Bernhardsen recognized the winners of the Broome High School Emerging Artists Competition and presented Certificates of Recognition to Megan Proutey, Mia Hause, Kayla Ferris, Megan Canzier, Olivia Greene and Kelly Wu.

NYSAC President Stephen Acquario presented the NYSAC Pelletier Institute Certificate to Legislator Heebner. Mr. Heeber recognized Mr. Marion, Mr. Marinich and Mr. Wilber who previously completed the Pelletier Program and presented them with Certificates of Recognition.

Chairman Reynolds announced a short recess.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Debra A. Preston:
 - 1. Order of Succession
 - 2. Appointment to OFA Advisory Board

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel J. Reynolds:
 - 1. Designations for Mr. Pasquale – April 11, 2016
 - 2. Designation for Mrs. Myers – April 12, 2016

Mrs. Myers made a motion, seconded by Mr. Pasquale that the Session minutes of March 17, 2016, be approved as prepared and presented by the Clerk. Carried. Ayes-15, Nays-0

Mr. Reynolds noted that the committee minutes for March 17, 2016 through April 21, 2016 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. Mr. Reynolds asked for corrections to the committee minutes. Seeing none,

relations services for Broome County at a cost not to exceed \$65,000 per year, for the period May 1, 2016 through April 30, 2017, and

WHEREAS, said services are necessary to assist the County in advancing its initiatives by developing and executing strategic efforts at the State level to bring additional revenue to Broome County and pursue legislative and policy initiatives that benefit the County, and

WHEREAS, pursuant to Resolution 385 of 2011, all resolutions requested by the Commissioner of Planning and Economic Development or any other County Department, with the exception of the Legislature, for specific funding utilizing funds collected pursuant to Section 185, Article III of the Broome County Charter and Code, shall be submitted to the Clerk of the Legislature no less than 60 days prior to a resolution being considered by the Broome County Legislature for such expenditure, and

WHEREAS, this County Legislature hereby waives said 60 day prior submission requirement and hereby authorizes the expenditure of funding from the Marketing and Economic Development allocation of the Occupancy Tax, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Strategic Development Specialists, LLC, 6312 Fly Road, East Syracuse, New York 13057 for state legislative government relations services for Broome County for the period May 1, 2016 through April 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$65,000 per year for the term of the agreement, and be it

FURTHER RESOLVED, that this County Legislature waives the 60 day prior submission requirement and hereby authorizes the expenditure of funding from the Marketing and Economic Development allocation of the Occupancy Tax, and be it

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 133

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH ANDRE & SON, INC., FOR GOLF COURSE MAINTENANCE EQUIPMENT FOR THE EN-JOIE GOLF COURSE FOR 2016-2020

WHEREAS, RFB 2016-11 Lease-To-Own Golf Course Grounds Equipment was advertised, and

WHEREAS, as a result of said RFB the Director of Golf requests authorization for a lease agreement with Andre & Son, Inc. for golf course maintenance equipment for the En-Joie Golf Course, at the cost of \$3,116 per year, total amount not to exceed \$15,580 for the period April 1, 2016 through March 31, 2021, with the option to purchase said equipment for \$1 at the conclusion of the period, and

WHEREAS, said lease agreement is necessary for equipment to keep up high quality bunker maintenance, while reducing labor costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Andre & Son, Inc., 17150 State Route 706, Montrose, New York 18801-9771 for golf course maintenance equipment for the En-Joie Golf Course for the period April 1, 2016 through March 31, 2021, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor \$3,116 per year, total amount not to exceed \$15,580 for the term of the agreement, with the option to purchase said equipment for \$1 at the conclusion of the period, and be it

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 134

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE PUBLIC HIGH SCHOOL ATHLETIC ASSOCIATION, INC. (NYSPHSAA) TO HOST THE BOYS BASKETBALL STATE CHAMPIONSHIPS FOR 2017-2019

WHEREAS, the Arena Manager requests authorization for an agreement with the New York State Public High School Athletic Association, Inc. (NYSPHSAA) to host the Boys Basketball State Championships and to waive the Arena rental fees and expenses, for the period January 1, 2017 through December 31, 2019, and

WHEREAS, said agreement is necessary in order for the NYSPHSAA Boys Basketball State Championship tournament to be held at the Floyd L. Maines Veterans Memorial Arena on the following dates: March 17-19, 2017, March 16-18, 2018, and March 15-17, 2019, and

WHEREAS, due to American Food & Vending currently having exclusivity to sell merchandise at the Arena, NYSPHSAA will pay American Food & Vending a \$500 merchandise buy-out per year for the term of this agreement in order to sell merchandise during the championships, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with NYSPHSAA, 8 Airport Park Blvd # 1, Latham, New York 12110, to host the Boys Basketball State Championships at the Floyd L. Maines Veterans Memorial Arena, for the period January 1, 2017 through December 31, 2019, and be it

FURTHER RESOLVED, that the County agrees to waive all Arena rental fees and expenses for the holding of said championships, and be it

FURTHER RESOLVED, that NYSPHSAA agrees to pay American Food & Vending a \$500 merchandise buy-out per year for the term of this agreement to sell merchandise during said championships, and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 135

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AMENDING RESOLUTION 153 OF 2006 AUTHORIZING THE ESTABLISHMENT OF A TRUST ACCOUNT FOR THE BROOME COUNTY TRIATHLON

WHEREAS, this County Legislature, by Resolution 153 of 2006 authorized the establishment of a trust account for the Broome County Triathlon, and

WHEREAS, said Resolution restricted use of the trust funds solely for administration of the Broome County Triathlon, and

WHEREAS, the annual Broome County Triathlon will be operated as an event designed to promote the cause of handicapped accessible playgrounds and equipment, and

WHEREAS, this County Legislature, by Resolution 494 of 2012 authorized the establishment of the Broome County Parks Handicap Accessible Playground Equipment Trust

Fund for the sole purpose of purchasing and constructing such handicapped accessible playgrounds and equipment, and

WHEREAS, the Director of Parks, Recreation and Youth Services requests authorization to transfer funds beyond those needed to administer the Broome County Triathlon from the Broome County Triathlon trust fund to the Broome County Parks Handicap Accessible Playground Equipment Trust Fund for the purpose of purchasing and constructing handicapped accessible playgrounds and equipment, now, therefore, be it

RESOLVED, that Resolution 153 of 2006 is hereby amended to authorize the transfer of funds beyond those needed to administer the Broome County Triathlon from the Broome County Triathlon trust fund to the Broome County Parks Handicap Accessible Playground Equipment Trust Fund for the purpose of purchasing and constructing handicapped accessible playgrounds and equipment, and be it

FURTHER RESOLVED, that the Director of Management and Budget and the Director of Parks, Recreation and Youth Services are hereby authorized and directed to take any and all necessary steps required to effectuate the intent and purpose of this resolution.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 136

By Economic Development, Education & Culture Committee Seconded by Mr. Flagg
RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY AND CONDUCT A COORDINATED REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

WHEREAS, as approved by Resolution 541 of 2015, Broome County entered into an agreement with The Agency (Broome County Industrial Development Agency) and SUNY Broome Community College to lease space on the SUNY Broome Community College campus in the Town of Dickinson for The Agency to construct an office building, and

WHEREAS, it has been determined that such Project is subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, this County Legislature, the Dormitory Authority of the State of New York (DASNY), SUNY Broome Community College and the Town of Dickinson are the involved agencies, as defined in the State Environmental Quality Review Act, reviewing the aforementioned project, and

WHEREAS, said Project may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of The Agency Office Building Project on the SUNY Broome Community College campus in the Town of Dickinson.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 137

By Economic Development, Education & Culture Committee Seconded by Mr. Flagg
RESOLUTION ISSUING A NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE WITH RESPECT TO THE BROOME CORPORATE PARK SOLAR PHOTOVOLTAIC PROJECT

WHEREAS, as approved by Resolution 558 of 2015, Broome County entered into an agreement with Solar City Corporation for a Solar Photovoltaic Project at the Broome Corporate Park in the Town of Conklin, and

WHEREAS, 6NYCRR Part 617 of the State Environmental Quality Review Law requires that a lead agency be established for conducting environmental review of projects in accordance with local and state environmental law, and

WHEREAS, this is a Type I Action pursuant to the New York State Environmental Quality Review Act (SEQRA) which requires review, and

WHEREAS, as approved by Resolution 110 of 2016, Broome County declared Lead Agency status in Environmental Review for the Broome Corporate Park Solar Photovoltaic Project, and

WHEREAS, the County Legislature has reviewed the Full Environmental Assessment Form prepared for this Action, attached as Exhibit "A", now, therefore be it

RESOLVED, that this County Legislature finds that adoption of the Broome Corporate Park Solar Photovoltaic Project will not have a significant impact on the environment and hereby issues a SEQRA Negative Declaration of Environmental Significance upon the above entitled Action.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 138

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2016

WHEREAS, the Commissioner of Planning & Economic Development requests authorization for an agreement with Cornell Cooperative Extension of Broome County for funding in the amount not to exceed \$2,000 from the Marketing and Economic Development allocation of the occupancy tax for the period April 1, 2016 through December 31, 2016, and

WHEREAS, said funding will be used to promote the Farm Trail Weekends of May 14-15, 2016 and October 1-2, 2016, which are an agri-tourism program designed to encourage the community to visit local farms, purchase locally produced farm products, and raise awareness of the importance of agriculture in the local economy, and

WHEREAS, pursuant to Resolution 385 of 2011, all resolutions requested by the Commissioner of Planning and Economic Development or any other County Department, with the exception of the Legislature, for specific funding utilizing funds collected pursuant to Section 185, Article III of the Broome County Charter and Code, shall be submitted to the Clerk of the Legislature no less than 60 days prior to a resolution being considered by the Broome County Legislature for such expenditure, and

WHEREAS, this County Legislature hereby waives said 60 day prior submission requirement and hereby authorizes the expenditure of funding from the Marketing and Economic Development allocation of the Occupancy Tax, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front Street, Binghamton, New York 13905, for funding from the Marketing and Economic Development allocation of the occupancy tax for the period April 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$2,000 for the term of the agreement, and be it

FURTHER RESOLVED, that this County Legislature waives the 60 day prior submission requirement and hereby authorizes the expenditure of funding from the Marketing and Economic Development allocation of the Occupancy Tax, and be it

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 139

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

RESOLUTION AUTHORIZING AN AGREEMENT WITH KILLIS ALMOND ARCHITECTS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2016-2018

WHEREAS, the Director of Planning requests authorization for an agreement with Killis Almond Architects for professional services for the Department of Planning and Economic Development at a cost not to exceed \$50,000, for the period April 1, 2016 through January 31, 2018, and

WHEREAS, said agreement is necessary to prepare the Goodwill Theatre Architectural Master Plan as part of the Brownfield Opportunity Areas Program Grant accepted in 2015, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Killis Almond Architects, 342 Wilkens Avenue, San Antonio, Texas, 78210-3826, for professional services for the Department of Planning and Economic Development for the period April 1, 2016 through January 31, 2018, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.604255.3710080 (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.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 140

By Health & Human Services Committee
Seconded by Mr. Flagg

RESOLUTION AUTHORIZING MEMORANDUMS OF UNDERSTANDING WITH VARIOUS AGENCIES TO PARTICIPATE IN THE DEPARTMENT OF HEALTH'S OPIOID OVERDOSE PREVENTION PROGRAM FOR 2016-2018

WHEREAS, the Broome County Department of Health has met all statutory requirements to operate an Opioid Overdose Prevention Program, and

WHEREAS the Public Health Director requests authorization for Memorandums of Understanding with various agencies, including but not limited to those listed on Exhibit "A" to participate in the Department of Health's Opioid Overdose Prevention Program for the period February 21, 2016 through February 1, 2018, and

WHEREAS, said program will provide training to various agencies that might encounter acute opioid overdose cases to allow them to administer Naloxone to reverse immediate life-threatening effects of the overdose, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes Memorandums of Understanding with various agencies, including but not limited to those listed on Exhibit "A", to participate in the Department of Health's Opioid Overdose Prevention Program for the period February 21, 2016 through February 21, 2018, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes Memorandums of Understanding with additional agencies interested in participating in the Department of Health's Opioid Overdose Prevention Program for the period February 21, 2016 through February 21, 2018, and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 141

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING THE DEPARTMENT OF HEALTH TO ADMINISTER A PORTION OF THE HUD LEAD HAZARD GRANT FOR 2016-2018

WHEREAS, this County Legislature, by Resolution 362 of 2015 authorized the acceptance of a US Dept. of Housing and Urban Development (HUD) Lead Hazard Control Grant in the amount of \$3,200,000 for identifying and correcting lead-based paint hazards in housing units throughout Broome County, and

WHEREAS, the Public Health Director requests authorization for the Health Department to administer the housing rehabilitation/remediation portion of the Lead Hazard Control Grant Program at a cost not to exceed \$1,809,286 for the period April 1, 2016 through September 30, 2018, and

WHEREAS, these services are necessary to identify lead hazards in targeted housing throughout Broome County, and

WHEREAS, the Health Department advertised in the paper for interested contractors, held a public meeting to attract potential contractors; and provided limited training for any contractor lacking the requisite licenses and trainings to perform lead hazard rehabilitation/remediation work, and

WHEREAS, there are currently 10 contractors that have supplied the necessary documentation that they are certified, trained, and licensed to perform lead hazard rehabilitation/remediation work, and

WHEREAS, the Health Department continues to advertise on its website and on social media for additional contractors that may be interested in performing lead hazard rehabilitation/remediation work, and

WHEREAS, any potential contractor seeking to perform lead hazard rehabilitation/remediation work under the HUD Lead Hazard Control Grant may apply with the Health Department, but it is the potential contractor's responsibility to acquire the requisite licenses, trainings, and certifications; and upon providing proper documentation, the potential contractor will be added to the queue of the current 10 pre-approved contractors, and

WHEREAS, for each project identified, one of the 10 pre-approved contractors will be selected in sequence to perform the work, and

WHEREAS, for each project identified, one of the pre-approved contractors will enter into a contract with the property owner, directly, to perform the rehabilitation/remediation work outlined therein, and the County will pay for the work completed in amounts not to exceed the below-delineated limits any remainder amount is the property owner's responsibility, and

WHEREAS, the contractor performing the lead hazard rehabilitation/remediation work will be paid after the Broome County Health Department conducts a successful inspection, and

WHEREAS, for each single-family, owner-occupied dwelling, the Health Department will pay the contractor an amount not to exceed \$17,500 for any single-family, owner-occupied residence, and

WHEREAS, for each dwelling that is not a single-family, owner-occupied residence, the Health Department will pay the contractor an amount not to exceed \$11,929, per rental unit, and

WHEREAS, the above procedures are necessary for the County to ensure it satisfies certain timelines and deadlines as established by HUD; and now therefore be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Health Department to administer the rehabilitation/remediation work of the HUD Lead Hazard Control Grant Program for the period of April 1, 2016 through September 30, 2018, and be it

FURTHER RESOLVED, that the Health Department pay for lead hazard rehabilitation/remediation projects in an aggregate amount not to exceed \$1,809,286, and be it

FURTHER RESOLVED, that for each individual project, the Health Department will pay an amount not to exceed either \$17,500 for single-family, owner-occupied dwellings, or \$11,929 for any rental unit, and be it

FURTHER RESOLVED, that the payments hereinabove authorized will be made from budget line 25010004.6004146.2510387 (Subcontracted Program Expenses), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 142

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR SHOPPER SERVICES FOR THE OFFICE FOR AGING FOR 2016

WHEREAS, this County Legislature, by Resolution 440 of 2015, authorized an agreement with the Southern Tier Chapter of the American Red Cross for shopper services for the Office for Aging at a cost not to exceed \$25,000 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said agreement is necessary to operate a volunteer shopper program for low income, homebound elderly persons in Broome County, and

WHEREAS, it is necessary to authorize the amendment of said agreement to decrease the not to exceed amount by \$12,500 and amend the period to January 1, 2016 through June 30, 2016, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Southern Tier Chapter of the American Red Cross, 620 East Main Street, Endicott, New York 13760 to decrease the not to exceed amount by \$12,500 and amend the period to January 1, 2016 through June 30, 2016 for shopper services for the Office for Aging, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$12,500, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410567.1011 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 440 of 2015, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 143

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING ACCEPTANCE OF A DONATION FROM THE CAPITAL DISTRICT PHYSICIANS HEALTH PROGRAM FOR THE OFFICE FOR AGING

WHEREAS, the Director of the Office for Aging requests authorization to accept a donation from the Capital District Physicians Health Program (CDPHP) in the amount of \$8,225, as shown on Exhibit "A" for the Office for Aging, and

WHEREAS, said donation will be used to support the Office for Aging's Senior Picnic & Funfest, Senior Games, the Volunteer Recognition dinner and exercise equipment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a donation from the Capital District Physicians Health Program (CDPHP), 500 Patroon Creek

Boulevard, Albany, New York 12206-1057 in the amount of \$8,225 as shown on Exhibit "A" for the Office for Aging, and be it

FURTHER RESOLVED, that said donation shall be credited to various budget lines as shown on Exhibit "A", and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 144

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES – FAITH IN ACTION PROGRAM FOR SHOPPER SERVICES FOR THE OFFICE FOR AGING FOR 2016

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with the Broome County Council of Churches – Faith in Action Program for shopper services for the Office for Aging at a cost not to exceed \$12,500, for the period July 1, 2016 through December 31, 2016, and

WHEREAS, said agreement is necessary to operate a volunteer shopper program for low income, homebound elderly persons in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Council of Churches, Inc., 3 Otseningo Street, Binghamton, New York 13903 for shopper services for the Office for Aging for the period July 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 3410006.6004146.1011.3410567 (Subcontracted Program Expense), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 145

By Health & Human Services, Personnel, and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS PROGRAM CORPORATION FOR NATIONAL AND COMMUNITY SERVICE (CNCS) GRANT FOR THE OFFICE OF THE AGING AND ADOPTING A PROGRAM BUDGET FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 177 of 2015, authorized and approved renewal of the Foster Grandparents Program Corporation for National and Community Services (CNCS) Grant for the Office for Aging and adopted a program budget in the amount of \$281,275 for the period July 1, 2015, through June 30, 2016, and

WHEREAS, said program grant is an intergenerational program that matches low-income elderly with special needs children to share their experiences of life and offer support to them, and

WHEREAS, it is desired to renew said program grant in the amount of \$281,764 for the period July 1, 2016 through June 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$251,680 from Corporation for National and Community Service (CNCS), 601 Walnut Street, Suite 876E, Philadelphia, Pennsylvania 18126 for the Office For Aging 's Foster Grandparents

Program Corporation for National and Community Service (CNCS) Grant or the period July 1, 2016 through June 30, 2017, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$281,764 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Foster Grandparents Program Corporation for National and Community Services Program funds, for the period July 1, 2016 through June 30, 2017, provided there is no increase in employee head count and the County's financial contribution is not increased, and be it

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

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 146

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS SOFA PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 300 of 2015, authorized and approved renewal of the Foster Grandparents SOFA Program Grant for the Office for Aging and adopted a program budget in the amount of \$7,217 for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said program grant provides funding for intergenerational programs for seniors who serve school-age children, and

WHEREAS, it is desired to renew said program grant in the amount of \$7,217 for the period April 1, 2016 through March 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,217 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Foster Grandparents SOFA Program Grant for the period April 1, 2016 through March 31, 2017, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$7,217, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Foster Grandparents SOFA Program funds for the period April 1, 2016 through March 31, 2017, provided there is no increase in employee head count and the County's financial contribution is not increased, and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 147

By Personnel, Health & Human Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION CONFIRMING THE APPOINTMENT OF SEAN J. BRITTON AS BROOME COUNTY DIRECTOR OF PUBLIC HEALTH

WHEREAS, Debra A. Preston, County Executive, pursuant to the authority vested in her by Article VII, Section C701 of the Broome County Charter, has duly designated and appointed, pending confirmation by this County Legislature, Sean J. Britton, 29 Beechknoll Road, Binghamton, New York 13903 as Broome County Director of Public Health, at the 2016 minimum annual salary of \$81,348 (Admin II, Grade I), effective April 30, 2016, and

WHEREAS Sean J. Britton is qualified to fill the position of Director of Public Health, and
WHEREAS, Sean J. Britton has received provisional approval for the position from the New York State Commissioner of Health, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article VII, Section C701 of the Broome County Charter to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of Sean J. Britton 29 Beechknoll Road, Binghamton, New York 13903, as Broome County Director of Public Health at the 2016 minimum annual salary of \$81,348 (Admin II, Grade I), effective April 30, 2016, in accordance with his appointment by the County Executive.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 148

By Personnel, Health & Human Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF PUBLIC HEALTH

RESOLVED, that in accordance with a request contained in PCR# 16-98 from the Director of Public Health, this County Legislature hereby changes the position of Senior Account Clerk, Grade 9, Union Code 04 CSEA, minimum hourly rate \$13.2002, 37.5 hours weekly, budget line 25010004.6001000.1010 to Principal Account Clerk, Grade 13, Union Code 04, CSEA, minimum hourly salary \$16.0969, 40 hours weekly, budget line 25010004.6001000.1010 effective May 9, 2016, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 16-99 from the Director of Public Health, this County Legislature hereby changes the position of Senior Account Clerk, Grade 9, Union Code 04 CSEA, minimum hourly rate \$13.2002, 37.5 hours weekly, budget line 25010004.6001000.1010 to Senior Account Clerk, Grade 9, Union Code 08, CSEA Part-time, minimum hourly salary \$13.2002, 22.5 hours weekly, budget line 25010004.6001001.1010 effective May 9, 2016.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 149

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CHEMUNG COUNTY SHERIFF'S OFFICE FOR HOUSING OF BROOME COUNTY INMATES FOR THE OFFICE OF THE SHERIFF FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 127 of 2015, authorized renewal of an agreement with the Chemung County Sheriff's Office for housing of Broome County inmates for the Office of the Sheriff at the cost of \$80 per inmate per day, for the period May 2, 2015 through May 1, 2016, and

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

WHEREAS, said agreement expires by its terms on May 1, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a cost of \$80 per inmate per day for the period May 2, 2016 through May 1, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chemung County Sheriff's Office, 203 William Street, Elmira, New York 14901 for housing of Broome County inmates for the Office of the Sheriff for the period May 2, 2016 through May 1, 2017, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor \$80 per inmate per day, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004124.1010 (Inmate Expense-Other Facilities), and be it

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

RESOLUTION NO. 150

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CHENANGO COUNTY CORRECTIONAL FACILITY FOR HOUSING OF BROOME COUNTY INMATES FOR THE OFFICE OF THE SHERIFF FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 128 of 2015, authorized renewal of an agreement with the Chenango County Correctional Facility for housing of Broome County inmates for the Office of the Sheriff at the cost of \$80 per inmate per day, for the period April 23, 2015 through April 22, 2016, and

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

WHEREAS, said agreement expires by its terms on April 22, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a cost of \$80 per inmate per day for the period April 23, 2016 through April 22, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chenango County Correctional Facility, 279 County Road 46, Norwich, New York 13815 for housing of Broome County inmates for the Office of the Sheriff for the period April 23, 2016 through April 22, 2017, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor \$80 per inmate per day, total amount not to exceed \$40,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004124.1010 (Inmate Expense-Other Facilities), and be it

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

RESOLUTION NO. 151

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING AN AGREEMENT WITH PRISONER TRANSPORTATION SERVICES (PTS) OF AMERICA, LLC FOR THE TRANSPORTATION OF PRISONERS FOR THE OFFICE OF THE SHERIFF FOR 2016-2017

WHEREAS, RFP 2016-13 Interstate Transportation of Prisoners was advertised, and

WHEREAS, as a result of said RFP, the Sheriff requests authorization for an agreement with PTS of America for the transportation of prisoners for the Office of the Sheriff at a cost not to exceed \$25,000 per year, for the period May 1, 2016 through April 30, 2017 with the option for three one-year renewals under the same terms and conditions, and

WHEREAS, said agreement is necessary for the transportation of prisoners and fugitives from justice, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with PTS of America, LLC, PO Box 121591, Nashville, Tennessee 37212, for the transportation of prisoners for the Office of the Sheriff for the period May 1, 2016 through April 30, 2017, with the option for three one-year renewals under the same terms and conditions, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004164.1010 (Non-Employee Travel, Hotel & Meals), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 152

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

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR LAW ENFORCEMENT OFFICER REIMBURSEMENT PROGRAM FUNDING FOR THE DIVISION OF SECURITY FOR 2012-2016

WHEREAS, this County Legislature, by Resolution 322 of 2013, authorized acceptance of Law Enforcement Officer Reimbursement Agreement Program Funding from the Transportation Security Administration in the amount of \$231,000 for the period October 1, 2012 through September 30, 2015, and

WHEREAS, said funding provides reimbursement to Broome County for Security Officers assigned to the Greater Binghamton Airport for the purpose of providing a law enforcement presence and capability that adequately insures the safety of passengers and national security, pursuant to 49 U.S.C. §44903c and 49 C.F.R. Part 1542, and

WHEREAS, it is necessary to authorize the amendment of said agreement to accept additional funding in the amount of \$24,000 and extend the term through March 31, 2016, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Transportation Security Administration, OLE/FMS/LEO Program, TSA-18,601 A.12th Avenue, E8-206S, Arlington, Virginia 22202 to accept additional funding in the amount of \$24,000 and extend the period through March 31, 2016 for the Division of Security's Law Enforcement Officer Reimbursement Agreement Program, and be it

FURTHER RESOLVED, that Resolution 322 of 2013 and Resolution 311 of 2015, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 153

By Public Works & Transportation and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH GHD CONSULTING ENGINEERS FOR PROFESSIONAL SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2010-2016

WHEREAS, this County Legislature, by Resolution 353 of 2004, last amended by Resolution 110 of 2015, authorized renewal of agreement with GHD Consulting Engineers for professional engineering services for the Division of Solid Waste Management at an amount not to exceed \$156,300 for the period September 1, 2010 through April 30, 2016, and

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

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$25,000 for assistance at the Leachate Pretreatment Facility and Landfill Section IV Cells 1, 2 & 3, and development of a matrix of operation and maintenance activities associated with the Old Landfill/Valley Fill/Section I and Section II/III landfill footprints, and extend the period through April 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with GHD Consulting Engineers, One Remington Park Drive, Cazenovia, New York, 13035, to increase the not to exceed amount by \$25,000 for assistance at the Leachate Pretreatment Facility and Landfill Section IV Cells 1, 2 & 3, and development of a matrix of operation and maintenance activities associated with the Old Landfill/Valley Fill/Section I and Section II/III landfill footprints, and extend the period through April 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$181,300 for the term of the agreement, and be it

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

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 154

By Public Works & Transportation and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH i3 ELECTRONICS, INC., F/K/A HURON REAL ESTATE ASSOCIATES LLC FOR THE DISCHARGE OF RAW LEACHATE FROM THE LEACHATE COLLECTION SYSTEM AT THE BROOME COUNTY LANDFILL FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SOLID WASTE MANAGEMENT FOR 2014-2016

WHEREAS, this County Legislature, by Resolution 164 of 2014 authorized renewal of an agreement with i3 Electronics, Inc., f/k/a Huron Real Estate Associates LLC for a pilot treatment study for the discharge of raw leachate from the leachate collection system at the Broome County Landfill for the Department of Public Works Division of Solid Waste Management at an amount not to exceed \$18 per 1,000 gallons of leachate, plus reimbursement for any additional laboratory sampling and testing requirements deemed necessary by the New York State Department of Environmental conservation, above and beyond the routine sampling program, total amount not to exceed \$450,000 for the period May 1, 2014 through April 30, 2016, and

WHEREAS, said agreement is necessary to discharge raw leachate to a treatment facility for final treatment and discharge into a major watercourse, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount to \$20 per 1,000 gallons of leachate, total amount not to exceed \$225,000 for the period May 1, 2016 through April 30, 2017, and

WHEREAS, the Commissioner of Public Works 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 i3 Electronics, Inc., Dept. 723, Lockbox 8000, Buffalo, New York 14267-0002 to increase the not to exceed amount to \$20 per 1,000 gallons of leachate, total amount not to exceed \$225,000 for the period May 1, 2016 through April 30, 2017, and be it

FURTHER RESOLVED, that Resolution 164 of 2014, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 155

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

RESOLUTION AUTHORIZING THE BROOME COUNTY DEPARTMENT OF AVIATION TO CANCEL UNCOLLECTIBLE ACCOUNTS

WHEREAS, the Commissioner of Aviation has requested authorization to cancel uncollectible accounts for the Department of Aviation, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Aviation to cancel uncollectible accounts as follows:

<u>Name</u>	<u>Amount</u>	<u>Dept. Account</u>	<u>Reason</u>
Sunnyfield Aviation	\$300	28160005.5000126	Invoice dated 7/7/14 sent multiple times with no response
TAG Aviation	\$1,142.57	28160005.5000126	Invoice dated 12/30/14 sent multiple times with no response
National Weather Service	\$2,541.01	28150005.5000137	Invoices from 6/15 – 12/15. NWS Stopped paying 6/15 as discussed with Department of Aviation

and be

FURTHER RESOLVED, that the Commissioner of Aviation, the Director of the Office of Management and Budget and the Comptroller are authorized to make all necessary accounting entries to effectuate the intent and purpose of this Resolution.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 156

By Health & Human Services Committee Seconded by Mr. Flagg

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY OFFICE FOR AGING ADVISORY BOARD

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Dr. Frederick J. Lacey 9 Oak Street	12/31/2019

Binghamton, New York 13905
and

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 157

By Health & Human Services and Finance Committees Seconded by Mr. Flagg
**RESOLUTION AUTHORIZING AN AGREEMENT WITH CHILDREN'S HOME OF WYOMING
CONFERENCE FOR NON-SECURE DETENTION FOR THE DEPARTMENT OF SOCIAL
SERVICES FOR 2016**

WHEREAS, the Commissioner of Social Services requests authorization for an agreement
with the Children's Home of Wyoming Conference for non-secure detention for the Department
of Social Services at a cost not to exceed \$343,000, for the period May 1, 2016 through
December 31, 2016, with the option for three one-year renewals, not to exceed approved budget
appropriations, and

WHEREAS, said agreement is necessary to secure four beds for court ordered persons in
need of supervision, juvenile delinquents and related detention services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Children's
Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901 for non-
secure detention for the Department of Social Services for the period May 1, 2016 through
December 31, 2016, with the option for three one-year renewals, not to exceed approved budget
appropriations, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the
Contractor an amount not to exceed \$343,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from
budget line 35070006.6004315.1010 (Foster Care NS Det), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 158

By Finance and Public Works & Transportation Committees Seconded by Mr. Baldwin
**RESOLUTION AMENDING THE 2016 CAPITAL IMPROVEMENT PROGRAM RUNWAY 16/34
REHABILITATION CONSTRUCTION PROJECT**

RESOLVED, that the 2016 Capital Improvement Program is hereby amended to create a new
project for Aviation as follows:

<u>Code</u>	<u>Project Name</u>	<u>Estimated Construction Cost:</u>			
		<u>Total</u>	<u>Federal</u>	<u>State</u>	<u>County</u>
2820060	Runway 16/34 Rehab Construction	\$9,000,000	\$8,100,000	\$450,000	\$450,000

	<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2016	30	15	\$9,000,000	\$0

Description: To create a project for the Runway 16/34 Rehabilitation Construction.

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 159

By County Administration and Finance Committees

Seconded by Mr. Flagg

RESOLUTION ASSIGNING ALL BROOME COUNTY CONTRACTS WITH TW TELECOM TO LEVEL 3 COMMUNICATIONS, LLC

WHEREAS, Broome County currently has contracts with TW Telecom, including but not limited to 1236-320,1236-320-1,1236-320-2,1236-215,1236-316, 1236-386, 1236-396 and 1236-401, and

WHEREAS, on February 2, 2016 TW Telecom changed its name to Level 3 Communications, LLC, and

WHEREAS, Broome County wishes to assign all TW Telecom contracts including but not limited to 1236-320,1236-320-1,1236-320-2,1236-215,1236-316, 1236-386, 1236-396 and 1236-401 to Level 3 Communications, LLC, in accordance with the same terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the assignment of TW Telecom contracts including but not limited to 1236-320,1236-320-1,1236-320-2,1236-215,1236-316, 1236-386, 1236-396 and 1236-401 to Level 3 Communications, LLC, P.O. Box 910182,

Carried. Ayes-15, Nays-0

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 160

By County Administration and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN AGREEMENT WITH LEVEL 3 COMMUNICATIONS, LLC FOR BANDWIDTH ON THE POINT-TO-POINT CONNECTION BETWEEN THE BROOME COUNTY OFFICE BUILDING AND THE PUBLIC SAFETY FACILITY FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2016

WHEREAS, the Director of Information Technology requests authorization for an agreement with Level 3 Communications, LLC for bandwidth on the Point-to-Point Connection between the Broome County Office Building and the Public Safety Facility for the Division of Information Technology at a cost not to exceed \$16,025 for the period May 1, 2016 through September 15, 2016, with the option to renew on a month to month basis at the rate of \$3,205 per month, total amount of initial term and any renewals not to exceed \$48,575, and

WHEREAS, said agreement is necessary for 300Mbps bandwidth on the Point-to-Point connection between the Broome County Office Building and the Public Safety Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Level 3 Communications, LLC, P.O. Box 910182, Denver, CO 80291-0182 for bandwidth on the Point-to-Point connection between the Broome County Office Building and the Public Safety Facility for the Division of Information Technology for the period May 1, 2016 through September 15, 2016, with the option to renew on a month to month basis at the rate of \$3,205 per month, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$48,575 for the initial term and any renewals, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004505.1010 (Contracted Data Processing Services), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 161

By Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH THE BROOME COUNTY ADMINISTRATIVE AND PROFESSIONAL ASSOCIATION FOR 2015-2019

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

WHEREAS, this County Legislature, by Resolution 317 of 2010, authorized a written agreement with the Broome County Administrative and Professional Association setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2010 through December 31, 2014, and

WHEREAS, a tentative agreement has been reached with the Broome County Administrative and Professional Association for the period January 1, 2015 through December 31, 2019, now, therefore, be it

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

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 162

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

Seconded by Mr. Flagg

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 5 OF 2016, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 257 OF THE BROOME COUNTY CHARTER AND CODE"

WHEREAS, this County Legislature, by Resolution 477 of 2011, Local Law Intro 7 of 2011, established and adopted the Traffic Ticket Diversion Program for the Office of the District Attorney, and

WHEREAS, said program provides an alternative for the prosecution of certain violations of the Vehicle and Traffic Law, and

WHEREAS, it is necessary to authorize the amendment of said Program as follows:

- The fees and charges collected by the Program, and the violations eligible for the Program, shall be at the discretion of the District Attorney, provided however the fees and charges shall not exceed the amount of five hundred dollars (\$500) per violation, and
- the initial one hundred thousand dollars (\$100,000) collected by the Program in each

- calendar year, shall be deposited into the District Attorney's general operating fund, and any additional fees or charges collected by the Program, shall be deposited into the DA Diversion Trust Account, to be maintained by the Office of Management and Budget, and the funds shall be used as directed by the District Attorney for administration of the Program, aid to law enforcement, aid to prosecution, crime prevention programs, victim services, education and drug treatment programs, and

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

RESOLVED, that Local Law Intro. No. 5 of 2016, entitled: "A Local Law Amending Chapter 257 of the Broome County Charter and Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the establishment of the DA Diversion Trust Account to be maintained by the Office of Management and Budget, to be used as Directed by the District Attorney for administration of the Program, aid to law enforcement, aid to prosecution, crime prevention programs, victim services, education and drug treatment programs.

LOCAL LAW INTRO. NO. 5 OF 2016

"A LOCAL LAW AMENDING CHAPTER 257 OF THE BROOME COUNTY CHARTER AND CODE"

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

Section 1. That Section 257-7 of the Broome County Charter and Code is repealed.

Section 2. That a new Section 257-7 of the Broome County Charter and Code is hereby adopted to read as follows:

§257-7 Traffic Ticket Diversion Program

- A. The fees and charges collected by the Program, and the violations eligible for the Program, shall be at the discretion of the District Attorney, provided however the fees and charges shall not exceed the amount of five hundred dollars (\$500) per violation.
- B. The initial one hundred thousand dollars (\$100,000) collected by the Program in each calendar year, shall be deposited into the District Attorney's general operating fund.
- C. Any additional fees or charges collected by the Program, shall be deposited into the DA Diversion Trust Account, to be maintained by the Office of Management and Budget, and the funds shall be used as directed by the District Attorney for administration of the Program, aid to law enforcement, aid to prosecution, crime prevention programs, victim services, education and drug treatment programs.

Section 3. This Local Law shall be effective upon filing with the Secretary of State and shall apply to traffic violations occurring on or after January 1, 2016.

Mr. Baker made a motion, seconded by Mr. Pasquale to add the following language: "Section 3. The District Attorney is required to report quarterly to the Broome County Finance Committee and shall file with the Clerk of the County Legislature a written report, including any and all receipts and expenditures for the Traffic Ticket Diversion Program. Such report shall become a public record in the Office of the Clerk of the County Legislature, and copies thereof shall be made available by such Clerk for distribution. Section 4. This Local Law shall be effective upon filing with the Secretary of State and shall apply to traffic violations occurring on or after January 1, 2016, and shall be repealed and expire on December 31, 2017.

Amendment carried. Ayes-15, Nays-0

Mr. Whalen made a motion, seconded by Mr. Flagg to add the following language: "The Comptroller shall conduct an annual audit of the DA Diversion Trust Account."

Amendment carried. Ayes15, Nays-0

Mr. Whalen made a motion, seconded by Mrs. Myers to add the following language: "Revenues accruing in the DA Diversion Trust Account will be capped at \$3000,000 in 2016 and \$400,000 in

2017. Any revenues in excess of these specified amounts will accrue in the General Operating Fund".

Amendment failed. Ayes-3, Nays-12 (Keibel, Shaw, Baldwin, O'Brien, Heebner, Pasquale, Flagg, Sopchak, Wildoner, Bernhardsen, Baker, Reynolds)

The Resolution/Local Law as amended is an automatic holdover.

RESOLUTION NO. 163

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION APPROVING THE SALE OF COUNTY-OWNED REAL PROPERTY IN THE CITY OF BINGHAMTON

WHEREAS, the County of Broome now owns real property as listed on Exhibit "A", 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 as indicated on Exhibit "A", now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.50000002.1010 (Gain on Sale), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 164

By Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF PERSONNEL

RESOLVED, that in accordance with a request contained in PCR# 16-118 from the Personnel Officer, this County Legislature hereby funds the position of Senior Personnel Associate, Grade 18, Union Code 09 Admin I, minimum annual salary \$40,400, 37.5 hours weekly, budget line 13000001.6001000.1010, effective April 25, 2016, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 16-119 from the Personnel Officer, this County Legislature hereby changes the position of Personnel Associate, Grade 16, Union Code 09 Admin I, minimum annual salary \$36,611, 37.5 hours weekly, budget line 13000001.6001000.1010 to Senior Personnel Associate, Grade 18, Union Code 09 Admin I, minimum annual salary \$40,400, 37.5 hours weekly, budget line 13000001.6001000.1010, effective April 25, 2016, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 16-220 from the Personnel Officer, this County Legislature hereby abolishes the position of Personnel Associate, Grade 16, Union Code 09 Admin I, minimum annual salary \$36,611, 37.5 hours weekly, budget line 13000001.6001000.1010 effective April 25, 2016.

Carried. Ayes-15, Nays-0

Mr. Baker congratulated Mr. Britton on his appointment as Public Health Director.

Mr. Flagg made a motion to adjourn, seconded by Mrs. Myers. **Motion to adjourn carried.** Ayes-15, Nays-0. The meeting was adjourned at 7:00 p.m.