

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
AUGUST 16, 2018**

The Legislature convened at 4:55 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-14, Absent-1 (Sopchak).

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

The Chairman announced the Eighth Annual Fresh from the Farm event. Chairman Reynolds introduced judges Shelby Cohen, Jim Ehmke and Judi Hess. Guest Speaker Vicki Giarratano, Executive Director of Cornell Cooperative Extension of Broome County gave an update on agriculture in Broome County. Groups were introduced and awards were presented: VINES Grow Binghamton made Savory Cheesecake with Tomato with ingredients supplied by Binghamton Urban Farms and won "Best Taste". Girl Scout Troop 30342 made Turkish Pogasa with ingredients supplied by Norwich Meadow Farms and won "Best Presentation" and "Best Overall". Cornell Cooperative Extension 4H Teen Action made Not Your Fifty Cent Ramen with ingredients supplied by Sunny Hill Farm and won "Most Creative". Cornell Cooperative Extension 4H Milk duds made Fresh Blueberry Salad with Blueberry Vinaigrette with ingredients supplied by Frosty Mountain Blueberry Patch and won "Most Local Products". Citizen U made A-Maiz-ing Salad & Oh So Yummy Cornbread with ingredients supplied by County Wagon and won "The People's Choice".

Chairman Reynolds announced a short recess. The meeting reconvened at 6:15 p.m.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Jason T. Garnar
 - 1. Executive Order on Labor Unions

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- B. Letters from the Chair, Daniel J. Reynolds
 - 1. Committee Designation for Mr. Pasquale

PUBLIC HEARING

Chairman Reynolds opened the Public Hearing on the creation of Broome County Sewer District No. 1. The Clerk to read the Notice of Public Hearing. Mr. Reynolds asked for speakers, seeing none, he closed the public hearing.

Mr. Pasquale made a motion, seconded by Mr. Baker that the Session minutes of July 19, 2018 be approved as prepared and presented by the Clerk.

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

Mr. Reynolds noted that the committee minutes for July 19, 2018 through August 15, 2018 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. Mr. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mrs. O'Brien, seconded by Mr. Baldwin.

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

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$170,000, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Nutrition Services Incentive Program funds for the period October 1, 2018 through September 30, 2019, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

RESOLUTION NO. 275

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 326 of 2017, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Office for Aging and adopted a program budget in the amount of \$74,544, for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said program grant provides funding for administrative expenses associated with operating the HEAP program for over age 60 residents of Broome County, and

WHEREAS, it is desired to renew said program grant in the amount of \$74,544 for the period October 1, 2018 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$74,544 from the Broome County Department of Social Services, 36-38 Main Street, Binghamton, New York 13905, for the Office for Aging's Home Energy Assistance Program Grant for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$74,544, and be it

FURTHER RESOLVED, that this County Legislature authorizes the Office for Aging to accept and allocate additional HEAP funding as may be allocated for the period October 1, 2018 through September 30, 2019, provide there is no increase in employee head count and that the County's financial contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to make any transfers of funds required within this grant budget provided that

WHEREAS, this County Legislature, by Resolution 299 of 2017, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$74,925, for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said program grant provides for the screening and follow up required of Primary Care Providers, coordinates remediation activities with property owners and is responsible for community awareness and promotion, and

WHEREAS, it is desired to renew said program grant in the amount of \$74,925 for the period October 1, 2018 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$74,925 from the New York State Department of Health, Center for Environmental Health, Empire State Plaza, Corning Tower, Room 1619, Albany, New York 12237 for the Department of Health's Lead Poisoning Prevention Program Grant for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$74,925, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Childhood Lead Poisoning Prevention Program funds for the period October 1, 2018 through September 30, 2019, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

RESOLUTION NO. 279

By Health & Human Services, Personnel, and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE TRAFFIC SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 322 of 2017, authorized and approved renewal of the Traffic Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$82,381 for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said program grant supports local programs, public education events and activities designed to reduce mortality and morbidity related to traffic accidents, and

WHEREAS, it is desired to renew said program grant in the amount of \$82,395 for the period October 1, 2018 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$82,395 from New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Traffic Safety Program Grant, for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$82,395, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Traffic Safety Program funds for the period October 1, 2018 through September 30, 2019, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

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

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

RESOLUTION NO. 280

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF THE SOUTHERN TIER/HRI AWARD PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2018

WHEREAS, this County Legislature, by Resolution 441 of 2017, authorized and approved renewal of the Cancer Services Program of the Southern Tier/HRI Award Program Grant for the Department of Health and adopted a program budget in the amount of \$81,174 for the period June 30, 2017 through June 29, 2018, and

WHEREAS, said program grant provides early screening and detection of breast and cervical cancer to uninsured and under-served individuals, and

WHEREAS, it is desired to renew said program grant in the amount of \$24,300 for the period June 30, 2018 through September 30, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$24,300 from Health Research Inc., Riverview Center, 150 Broadway Suite 560, Menands, New York 12204 for the Department of Health's Cancer Services Program of the Southern Tier/HRI Award Program for the period June 30, 2018 through September 30, 2018, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$24,300, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Cancer Services Program of the Southern Tier/HRI Award Program funds, for the period June 30, 2018 through September 30, 2018, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count

is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

RESOLUTION NO. 281

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF THE SOUTHERN TIER GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 440 of 2017, authorized and approved renewal of the Cancer Services Program of the Southern Tier for the Department of Health and adopted a program budget in the amount of \$147,250 for the period April 1, 2018 through September 30, 2018, and

WHEREAS, said program offers breast, cervical and colorectal cancer screening services to uninsured individuals in Broome, Chenango, Chemung, Schuyler and Tioga counties, and

WHEREAS, it is desired to renew said program grant in the amount of \$260,000 for the period October 1, 2018 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$260,000 from the New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire State Plaza, Albany, New York 12237, for the Department of Health's Cancer Services Program of the Southern Tier Grant for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$260,000, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Cancer Services Program of the Southern Tier Grant funds as may be allocated by New York State for the period October 1, 2018 through September 30, 2019, provided there is no increase in employee head count and the County's financial contribution is not increased, and be it

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

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

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

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

RESOLUTION NO. 282

By Health & Human Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE CHEMUNG COUNTY HEALTH DEPARTMENT FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF THE SOUTHERN TIER FOR 2017-2018

WHEREAS, this County Legislature, by Resolution 112 of 2017, as amended by Resolution 74 of 2018, authorized an agreement with the Chemung County Health Department for professional services for the Department of Health's Cancer Services Program of the

Southern Tier at an amount not to exceed \$62,000 for the period April 1, 2017 through September 30, 2018, and

WHEREAS, said agreement is necessary for outreach, education, case management, data collection and input services, and

WHEREAS, it is necessary to authorize an amendment to increase the not to exceed amount by \$12,500 for professional services for the Department of Health's Cancer Services Program of the Southern Tier, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment to the agreement with Chemung County Health Department, 103 Washington Avenue, Elmira, New York 14902 to increase the not to exceed amount by \$12,500 for professional services for the Department of Health's Cancer Services Program of the Southern Tier, for the period April 1, 2017 through September 30, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$74,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 25010004.6004146.2510564 & 25010004.6004146.2510545 (Subcontractor Expense), and be it

FURTHER RESOLVED, that Resolutions 112 of 2017 and 74 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 283

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CHEMUNG COUNTY HEALTH DEPARTMENT FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF THE SOUTHERN TIER FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 112 of 2017, as amended by Resolutions 112 of 2017 and Companion Resolution, authorized renewal of an agreement with the Chemung County Health Department for professional services for the Department of Health's Cancer Services Program of the Southern Tier at an amount not to exceed \$74,500 for the period April 1, 2017 through September 30, 2018, and

WHEREAS, said agreement is necessary for outreach, education, case management, data collection and input services, and

WHEREAS, said agreement expires by its terms on September 30, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$35,000, for the period October 1, 2018 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chemung County Health Department, 103 Washington Avenue, Elmira, New York 14902 for professional services for the Department of Health's Cancer Services Program of the Southern Tier for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$35,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510585 (Subcontracted Program Expense), and be it

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

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

into UHS practice to increase the adoption of STEADI intervention components by older adults at risk of falling, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through March 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with National Network of Public Health Institutes, 1100 Poydras Street, Suite 950, New Orleans, Louisiana 70163 to extend the period through March 31, 2019 for evaluation services provided by the Department of Health, and be it

FURTHER RESOLVED, that Resolution 68 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 286

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTIES FROM THE 2018 TAX SALE AUCTION

WHEREAS, the County of Broome owns certain parcels of real property as a result of in rem foreclosures, and

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

WHEREAS, the Director of Real Property Tax Service advises that a tax sale auction for 2018 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders from the 2018 Broome County tax sale auction as indicated on the attached Exhibit "A", and be it

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

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

RESOLUTION NO. 287

By Personnel, Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request contained in PCR# 18-131 from the Willow Point Nursing Home, this County Legislature hereby abolishes the position of Supervising Nurse II, Grade 22, Union Code 57 BAPA Part-Time, minimum hourly rate \$27.3688, Part-Time, 20 hours weekly, budget line 27060204.6001001.2050 effective August 26, 2018, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 18-134 from the Willow Point Nursing Home, this County Legislature hereby abolishes the position of Registered Professional Nurse-Nursing Home, Grade 21, Union Code 08 CSEA Part-Time, minimum hourly rate \$24.5410, Part-Time, 20 hours weekly, budget line 27060304.6001001.2050 effective August 26, 2018, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 18-135 from the Willow Point Nursing Home, this County Legislature hereby abolishes the position of Certified Nurse Assistant, Grade 6, Union Code 04 CSEA Full-Time, minimum hourly rate

\$11,6065, Full-Time, 40 hours weekly, budget line 27060304.6001000.2050 effective August 26, 2018, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 18-139 from the Willow Point Nursing Home, this County Legislature hereby creates the position of Certified Nurse Aide Instructor, Grade 22, Union Code 07 BAPA Full-Time, minimum hourly rate \$27.3688, Full-Time, 40 hours weekly, budget line 27060204.6001000.2050 effective August 26, 2018.

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

RESOLUTION NO. 288

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE MOTORCYCLE SAFETY PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 290 of 2017, authorized and approved renewal of the Motorcycle Safety Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$2,000 for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said program grant promotes safe motorcycle riding practices and increases motorcycle safety awareness to the general public, and

WHEREAS, it is desired to renew said program grant in the amount of \$2,000 for the period October 1, 2018 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,000 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Motorcycle Safety Program Grant for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$2,000, and be it

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

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

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

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

RESOLUTION NO. 289

By Economic Development, Education & Culture Committee

Seconded by Mr. Pasquale

RESOLUTION APPOINTING A MEMBER TO THE BROOME COUNTY LOCAL DEVELOPMENT CORPORATION PURSUANT TO THE NOT-FOR-PROFIT CORPORATION LAW OF THE STATE OF NEW YORK

WHEREAS, this County Legislature, by Resolution 463 of 2010 authorized the formation of the Broome County Local Development Corporation (LDC), pursuant to the Not-For-Profit Corporation Law of the State of New York, to promote and conduct economic development activities in the County, and

WHEREAS, according to the Certificate of Incorporation and the By-laws, the Legislature is authorized to nominate the members of the LDC's Board of Directors to serve with term indicated below or until their successor is elected and has been qualified, and

WHEREAS, this County Legislature desires to nominate and elect the member of the LDC's Board of Directors, as follows:

<u>NAMES</u>	<u>TERM EXPIRING</u>
Daniel E. Crocker 312 Leroy Avenue Vestal, NY 13850	December 31, 2018 New Appointment (filing unexpired term for James Rounds)

and

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

RESOLVED, that the above-named individual is duly nominated and elected as member of the LDC's Board of Directors, with term as indicated or to serve until their successor is elected by the Broome County Legislature and has been qualified.

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

RESOLUTION NO. 290

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

RESOLUTION AUTHORIZING AMENDMENT TO EXHIBIT "A" OF RESOLUTION 235 OF 2018 AUTHORIZING ACCEPTANCE OF A WORKFORCE INNOVATION AND OPPORTUNITY ACT SHARED COST POOL PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2018-2020

WHEREAS, this County Legislature, by Resolution 235 of 2018, authorized and approved the Workforce Innovation and Opportunity Act Shared Cost Pool Program Grant and adopted a program budget in the amount of \$649,855 for the Office of Employment and Training for the period July 1, 2018 through June 30, 2020, and

WHEREAS, said program grant provides a pool to report salary and fringe benefit information for monthly distribution to the appropriate Workforce Innovation and Opportunity Act grants, and

WHEREAS, it is necessary to authorize the amendment of Exhibit "A" to reflect changes on the Summary of Personnel Service Positions, attached heretofore, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Exhibit "A" of Resolution 235 of 2018 Authorizing Acceptance of A Workforce Innovation and Opportunity Act Shared Cost Pool Program Grant for the Office of Employment and Training to reflect changes on the Summary of Personnel Service Positions, attached heretofore, and be it

FURTHER RESOLVED, that Resolution 235 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 291

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

RESOLUTION AUTHORIZING ACCEPTANCE OF THE SUSQUEHANNA RIVER IMPROVEMENTS SAM PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ADOPTING A PROGRAM BUDGET FOR 2018-2020

WHEREAS, the Director of Planning requests authorization to accept a Susquehanna River Improvements SAM Program Grant for the Department of Planning and adopt a program budget in the amount of \$700,000 for the period June 30, 2018 through June 30, 2020, and

WHEREAS, said program grant provides funding to support several projects, including a boat launch and scenic overlook at Grippen Park, a scenic overlook at Roundtop Park, as well as improvements at Town of Union and Town of Vestal Parks and expansion of the Chugnut Trail, which will enhance use of the Chenango and Susquehanna Rivers as part of the County-wide Local Waterfront Revitalization Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$700,000 from the Dormitory Authority of New York, 515 Broadway, Albany, New York 12207-2964 for the Department of Planning's Susquehanna River Improvements SAM Program Grant for the period June 30, 2018 through June 30, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$700,000, and be it

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

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

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

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

RESOLUTION NO. 292

By County Administration and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH NEW YORK COURTS SIXTH JUDICIAL DISTRICT FOR A TELEPHONE LINE MAINTENANCE AND SUPPORT MEMORANDUM OF UNDERSTANDING WITH THE DIVISION OF INFORMATION TECHNOLOGY FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 414 of 2017 authorized an agreement with the New York Courts Sixth Judicial District for a Telephone Line Maintenance and Support Memorandum of Understanding with the Division of Information Technology for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said agreement is necessary to define the service expectations for telephone line maintenance and support at the Centralized Arraignment Courtroom in the Broome County Jail, and

WHEREAS, said agreement expires by its terms on September 30, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period October 1, 2018 through September 30, 2019 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with New York Courts Sixth Judicial District, 31 Lewis Street, 5th Floor, Binghamton, New York 13901 for a Telephone Line Maintenance and Support Memorandum of Understanding for the Division of Information Technology for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$342.72 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.5000111 (Telephone Charges – Outside Users), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-14, Nays-0, Absent-1 (Sopchak)

RESOLUTION NO. 293

By Finance and Public Works & Transportation Committees Seconded by Mr. Pasquale
RESOLUTION AMENDING THE 2018 CAPITAL IMPROVEMENT PROGRAM TO CREATE A NEW PROJECT FOR THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that the 2018 Capital Improvement Program is hereby amended as follows:

Estimated Construction Cost:					
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Other</u>	<u>County</u>
1520077	Reconstruction of Parking Lot	\$267,605	\$0	\$92,700	\$174,905

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2018	10	20(f)	\$267,605	\$0	

Description: This project is for the reconstruction of shared Parking Lot BC-XX99 (2 North Floral Avenue) and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make a short term, non-interest bearing loan from the General Fund and/or 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-14, Nays-0, Absent-1 (Sopchak)

RESOLUTION NO. 294

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWN OF KIRKWOOD FOR BROOME COUNTY SECURITY TO PROVIDE SECURITY SERVICES AT THE TOWN OF KIRKWOOD COURT FOR 2018-2019

WHEREAS, the Director of Security requests authorization for an agreement with the Town of Kirkwood for Broome County Security to provide 15.5 hours of security services a month at the Town of Kirkwood Court at the rate of \$38.17 per hour, for the period September 1, 2018 through August 31, 2019, with the option for two one-year renewals based on a COLA, and

WHEREAS, said agreement is necessary for a Broome County Security Officer to be present during Town of Kirkwood Court hours, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Kirkwood, 70 Crescent Drive, Kirkwood, New York 13795 for Broome County Security to provide 15.5 hours of security service a month at the Town of Kirkwood Court for the period September 1, 2018 through August 31, 2019, with the option for two one-year renewals based on a COLA, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at the rate of \$38.17 per hour for the term of the agreement, and be it

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

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

RESOLUTION NO. 295

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE TRANSPORTATION SECURITY ADMINISTRATION FOR LAW ENFORCEMENT OFFICER REIMBURSEMENT PROGRAM FUNDING FOR THE DIVISION OF SECURITY FOR 2016-2018

WHEREAS, this County Legislature, by Resolution 124 of 2018, authorized an agreement with the Transportation Security Administration for Law Enforcement Officer Reimbursement Program Funding with revenue to the County in the amount of \$100,093 for the Division of Security for the period April 1, 2016 through December 31, 2018, and

WHEREAS, said agreement provides reimbursement for Broome County Security officers assigned at the Greater Binghamton Airport to provide a law enforcement presence and capability that adequately insures the safety of passengers and national security, pursuant to 49 U.S.C. s/s 44903c and 49 C.F.R. Part 1542, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the Law Enforcement Officer Reimbursement Funding by \$18,600, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Transportation Security Administration, 701 S. 12th Street, Arlington, Virginia 20598-6025 to increase the Law Enforcement Officer Reimbursement Funding by \$18,600 for the Division of Security for the period April 1, 2016 through December 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$118,693 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 124 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 296

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH CORRECTIONAL MEDICAL CARE, INC., CBH MEDICAL PC AND SM DENTAL PC FOR MEDICAL AND DENTAL SERVICES AT THE BROOME COUNTY JAIL FOR THE OFFICE OF THE SHERIFF FOR 2019-2021

WHEREAS, RFP 2018-039 Correctional Health Services for the Broome County Sheriff's Correction Division was issued, and

WHEREAS, the Sheriff requests authorization for an agreement with Correctional Medical Care, Inc., CBH Medical PC and SM Dental PC for medical and dental services at the Broome County Jail for the Office of the Sheriff for the period January 1, 2019 through December 31, 2021 and

WHEREAS, said agreement is necessary for medical, dental, forensic and related health care and administrative services at the Broome County Jail, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Correctional Care, Inc., CBH Medical PC and SM Dental PC, 980 Harvest Drive, Suite 202 Blue Bell, Pennsylvania 19422 for medical and dental services at the Broome County Jail for the Office of the Sheriff for the period January 1, 2019 through December 31, 2021, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the amounts not to exceed attached as Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 23010003.6004413 (Other Health and Medical Services), and 23010003.6004124 (Inmate Expense-Other Facilities), and be it

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

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

RESOLUTION NO. 297

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH WATCH SYSTEMS FOR A CENTRAL SEX OFFENDERS REGISTRY FOR THE OFFICE OF THE SHERIFF FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 276 of 2017, authorized renewal of the agreement with Watch Systems for a Central Sex Offender Registry for the Office of the Sheriff at a cost of a license fee of \$9,000 and a fee of \$21,000 for postage, total amount not to exceed \$30,000, for the period September 1, 2017 through August 31, 2018, and

WHEREAS, said agreement is necessary to provide for the registration, verification and community notification tool for sex offenders in Broome County, and

WHEREAS, Watch Systems is a single source provider as justified in the Affidavit of Single Source provided by the Office of the Sheriff, and

WHEREAS, said agreement expires by its terms on August 31, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$30,000, for the period September 1, 2018 through August 31, 2019 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Watch Systems, 516 E. Rutland Street, Covington, LA 70433, for a Central Sex Offender Registry for the Office of the Sheriff for the period September 1, 2018 through August 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the cost of a license fee of \$9,000, and a fee of \$21,000 for postage, total amount not to exceed \$30,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 1002001.6004194.1010 (Software Rental) and 23020403.6004100 (Postage), and be it

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

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

RESOLUTION NO. 298

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE GREATER BINGHAMTON CHAMBER OF COMMERCE FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX TO SUPPORT THE LUMA FESTIVAL AND STORYTELLERS CONFERENCE FOR 2018

WHEREAS, the Director of Planning requests authorization for an agreement with the Greater Binghamton Chamber of Commerce for funding from the Marketing and Economic Development Allocation of the Occupancy Tax for support of the LUMA festival and Storytellers Conference in the City of Binghamton at a cost not to exceed \$25,000, for the period August 1, 2018 through December 31, 2018, and

WHEREAS, said agreement is necessary for raising the profile of Broome County for tourists, entrepreneurs, and local business owners by financially supporting an established festival in the community, and

WHEREAS, LUMA festival maintains a significant portion of its programming as free and open to the public, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Greater Binghamton Chamber of Commerce, 5 South College Drive, Suite 101, Binghamton, NY, 13905, for funding from the Marketing and Economic Development Allocation of the Occupancy Tax for support of the LUMA Festival and Storytellers Conference for the Department of Planning and Economic Development for the period August 1, 2018 through December 31, 2018, and be it

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

FURTHER RESOLVED, that funding granted shall be used to support the free community component of the LUMA festival, and be it

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

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

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

RESOLUTION NO. 299

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE VILLAGE OF WINDSOR FOR FUNDING FROM THE SMALL COMMUNITY GRANT FUND ALLOCATION OF THE OCCUPANCY TAX FOR 2018

WHEREAS, the Director of Planning requests authorization for an agreement with the Village of Windsor for funding in the amount not to exceed \$40,000 from the Small Community Grant Fund allocation of the occupancy tax for the period August 1, 2018 through July 31, 2019, and

WHEREAS, said funding will be used to assist with and support consolidation and startup expenses for the Eastern Broome Emergency Service to improve response time and emergency call outcomes, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Village of Windsor, 107 Main Street, Windsor, New York, 13865 for funding from the Small Community Grant Fund allocation of the occupancy tax for the period August 1, 2018 through July 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an 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 90000099.6005041 (Small Community Grant Program), and be it

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

Carried. Ayes-13, Nays-0, Abstain-1 (Baker), Absent-1 (Sopchak)

RESOLUTION NO. 300

By Health & Human Services and Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH VARIOUS PERSONAL CARE SERVICES VENDORS FOR THE DEPARTMENT OF SOCIAL SERVICES' MEDICAID PROGRAMS FOR 2017-2019

WHEREAS, this County Legislature, by Resolution 457 of 2017, authorized the renewal of agreements with various personal care services vendors for the Department of Social Services'

Medicaid Programs at rates established by New York State for the period January 1, 2018 through December 31, 2019, and

WHEREAS, said agreements are necessary for personal home care assistance to eligible Medicaid clients which allows them to remain in their community residence, and

WHEREAS, it is necessary to authorize amendments to include two additional vendors, All-American Home Care and Direct Life, Improvement, Inc., and

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

RESOLVED, that this County Legislature hereby authorizes the amendments to the list of various personal care services vendors for the Department of Social Services' Medicaid Programs at rates established by New York State, attached hereto as Exhibit "A", for the period January 1, 2018 through December 31, 2019, said rates will continue until such time when New York State approves new rates, at which time new rates will apply without further Legislative approval, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35070006.6004305 (MMIS Medical Assistance), and be it

FURTHER RESOLVED, that Resolution 457 of 2017, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 301

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SOLAR CITY CORPORATION FOR SOLAR POWER PROJECTS

WHEREAS, this County Legislature, by Resolution 558 of 2015, as amended by Resolution 372 of 2016, authorized an agreement with Solar City Corporation for solar power projects, and

WHEREAS, as Solar City Corporation has been purchased, it is necessary to authorize the amendment of said agreement to change the name of the company to Tesla Energy Operations, Inc., 6800 Dumbarton Circle, Fremont, CA 94555, 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 Solar City Corporation, 3055 Clearview Way, San Mateo, CA 94402 to change the name of the company to Tesla Energy Operations, Inc. for solar power projects, and be it

FURTHER RESOLVED, that the guaranteed kilowatt hour output, as defined in Section 1, C of the agreement, shall be amended as follows:

Guaranteed kWh

True Up Term Years	Guaranteed kWh
Years 1-5	14,338,769
Years 6-10	13,983,866
Years 11-15	13,637,748
Years 16-20	13,300,197

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$0.071 per kilowatt hour and said rate will increase by 2% per year for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 15020501.6004115.1010 (Electric Current), and be it

FURTHER RESOLVED, that Resolution 558 of 2015, as amended by Resolution 372 of 2016, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 302

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AMENDING RESOLUTION 318 OF 2017 APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF UNION

WHEREAS, this County Legislature, by Resolution 318 of 2017, approved the sale of 219 Main Street, Tax ID #143.57-2-41, to the Village of Johnson City for the purchase price of \$1, and

WHEREAS, Real Property Tax Services has incurred maintenance charges in the amount of \$940 for the up-keep of said property, and

WHEREAS, the Director of Real Property Tax Services is therefore requesting an amendment to incorporate these charges in the purchase price and for the Village of Johnson City pay these maintenance costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Resolution 318 of 2017 to reflect the purchase price of \$941 for the sale 219 Main Street, Tax ID #143.57-2-41, to the Village of Johnson City, 243 Main Street, Johnson City, NY 13790, and be it

FURTHER RESOLVED, that Resolution 318 of 2017, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 303

By Economic Development, Education and Culture Committee

Seconded by Mr. Pasquale

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

WHEREAS, the Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution 27 of 1972, the Broome County Charter and Administrative Code, and Section 6 of the Soil and Water Conservation Districts Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individual to membership on the Broome County Soil and Water Conservation District Board of Directors for the term indicated:

<u>Name</u>	<u>Term Expiring</u>
Peter Shafer	December 31, 2020
1543 Union Center Maine Highway Endicott, New York 13760	At-large Representative New Appointment

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 27 of 1972, the Broome County Charter and Administrative Code and Section 6 of the Soil and Water

Conservation Districts Law, does hereby confirm the appointment of the above-named individual to membership on the Soil and Water Conservation District Board of Directors in accordance with his appointment by the Legislative Chair.

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

RESOLUTION NO. 304

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AID TO PROSECUTION GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 1 of 2018, authorized and approved the renewal of the Aid to Prosecution Grant for the Office of the District Attorney and adopted a program budget in the amount of \$269,781 for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said program grant partially funds the salary and fringe benefits for the Chief Assistant District Attorney and one Senior Assistant District Attorney, and

WHEREAS, it is desired to renew said program in the amount of \$255,433 for the period October 1, 2018 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$111,020 from the New York State Division of Criminal Justice Services, 4 Tower Place, Albany, New York 12203, for the Office of the District Attorney's Aid to Prosecution Grant for the period October 1, 2018 through September 30, 2019, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$255,433 and be it

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

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

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

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

RESOLUTION NO. 305

By Finance and Public Works & Transportation Committees

Seconded by Mr. Pasquale

RESOLUTION AMENDING THE 2017 CAPITAL IMPROVEMENT PROGRAM

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

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal</u>	<u>County</u>
3120024	Four Clean Diesel Buses	\$1,770,696	\$1,489,236	\$234,416	\$47,044

Local Finance Law Section 11

How Financed:

2018 Journal of Proceedings

	<u>Year Start</u> 2018	<u>YPU</u> 10	<u>LFL</u> 29a	<u>Bond</u> \$47,044	<u>Current Revenue</u> \$0
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TO:

		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
3120024	Four Clean Diesel Buses	\$1,787,488	\$1,523,770	\$234,416	\$29,302

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2017	10	29a	\$1,787,488	\$0	

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-14, Nays-0, Absent-1 (Sopchak)

RESOLUTION NO. 306

By Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DISTRICT ATTORNEY

RESOLVED, that in accordance with a request contained in PCR# 18-149 from the Broome County District Attorney, this County Legislature hereby abolishes the position of Secretary, Grade 13S, Union Code 04 CSEA, minimum annual salary \$31,938, Full-Time, 37.5 hours weekly, budget line 06000001.6001000.1010 effective September 1,2018.

FURTHER RESOLVED, that in accordance with a request contained in PCR# 18-154 from the Broome County District Attorney, this County Legislature hereby creates the position of Secretary to the DA, Grade 14S, Union Code 04 CSEA, minimum annual salary \$33,712, Full-Time, 37.5 hours weekly, budget line 06000001.6001000 effective September 1,2018.

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

RESOLUTION NO. 307

By Finance and Public Works & Transportation Committees

Seconded by Mr. Flagg

RESOLUTION AMENDING THE 2018 CAPITAL IMPROVEMENT PROGRAM – CLEAN DIESEL BUSES

RESOLVED, that the 2018 Capital Improvement Program is hereby amended as follows:

FROM:

		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
3120026	Four Clean Diesel Buses	\$1,780,000	\$1,110,080	\$555,833	\$114,087

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2018	10	29a	\$1,780,000	\$0	

TO:

Estimated Construction Cost:

2018 Journal of Proceedings

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>	
	Four Clean Diesel Buses	\$1,787,488	\$1,042,009	\$662,648	\$82,831	
		Local Finance Law Section 11			How Financed:	
		<u>Year</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		<u>Start</u>				
		2018	10	29a	\$1,787,488	\$0

and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make a short term, non-interest bearing loan from the General Fund and/or 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-14, Nays-0, Absent-1 (Sopchak)

RESOLUTION NO. 308

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

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE FORUM

RESOLVED, that in accordance with a request contained in PCR# 18-156 from the Broome County Forum, this County Legislature hereby abolishes the position of Maintenance Worker, Grade 07, Union Code 04 CSEA, minimum hourly rate \$12.1895 per hourly, Full-Time, 40 hours weekly, budget line 42010008.6001000.1010 effective September 1, 2018 and creates the position of Assistant Recreation Facility Manager, Grade 16, Union Code 04 CSEA, minimum hourly rate \$ 19.0347, Full-Time, 40 hours weekly, budget line 42010008.6001000.1010 effective September 1, 2018.

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

RESOLUTION NO. 309

By Finance Committee
Seconded by Mrs. Kaminsky

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTIES IN THE CITY OF BINGHAMTON

WHEREAS, the County of Broome acquired title to real property at 80 Frederick Street, 39, 41 and 43 Montgomery Street, 52 and 60 Whitney Avenue in the City of Binghamton, through a property tax foreclosure proceeding, and

WHEREAS, the County desires to transfer title to LCP Group, Inc., 450 Commerce Road Vestal, NY 13850 and they have agreed to remove the structures on these properties, now, therefore, be it

RESOLVED, that this County Legislature authorizes the sale of County owned property at 80 Frederick Street, 39, 41 and 43 Montgomery Street, 52 and 60 Whitney Avenue, to LCP Group, Inc., 450 Commerce Road, Vestal, New York, and be it

FURTHER RESOLVED, that in consideration of said sale LCP Group, Inc. shall pay the County \$5,000, and be it

FURTHER RESOLVED, that the payment herein shall be deposited in budget line 1700000.1000136, and be it

FURTHER RESOLVED, that said sale shall be subject to the following conditions:

- 1) LCP Group, Inc. shall remove the buildings onsite by December 31, 2018.
- 2) LCP Group, Inc. receive approval from the Commission of Architecture and Urban

Design for demolition of the structures;

and be it,

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any agreements, documents or papers, approved as to form by the County Attorney, as may be necessary to implement the intent and purpose of this Resolution. After lengthy discussion, Mr. Keibel made a motion to Call the Question, seconded by Mr. Flagg. **Motion carried.** Ayes-10, Nays-4 (Weslar, D. D. Reynolds, Kaminsky, Whalen), Absent-1 (Sopchak).

Failed. Ayes-4, Nays-10 (Keibel, Shaw, Baldwin, O'Brien, Heebner, Pasquale, Flagg, Wildoner, Baker, D. J. Reynolds), Absent-1 (Sopchak)

OTHER NEW BUSINESS

Mr. Baldwin made a motion, seconded by Mr. Shaw to Suspend the Rules to consider Resolution No. 310.

Motion carried. Ayes-14, Nays-0, Absent-1 (Sopchak)

RESOLUTION NO. 310

By All Members

Seconded by Mr. Pasquale

RESOLUTION URGING THE NEW YORK STATE PUBLIC SERVICE COMMISSION TO APPROVE AN EXTENSION OF THE NEW YORK STATE ELECTRIC AND GAS COMMUNITY DEVELOPMENT GRANT PROGRAM FOR THE TOWN OF MAINE

WHEREAS, New York State Electric and Gas developed a targeted natural gas marketing program to expand growth of the existing natural gas system, including acquiring new customers that do not currently utilize natural gas in their homes or businesses and current customers that do not utilize natural gas for space heating, constructing natural gas main extensions and establishing new natural gas franchises, and

WHEREAS, the Community Development Grant Program is designed to expand natural gas to communities where either no approved gas franchise exists or where there is an existing approved franchise but no gas main extension and match funding provided by local, regional and state agencies is insufficient to offset the capital costs to construct natural gas infrastructure in a community, and

WHEREAS, the Town of Maine is such a community that is pursuing construction of natural gas infrastructure and this community within Broome County wishes to enter into a Natural Gas Expansion Pilot Program with New York State Electric and Gas but needs matching funds from the Community Development Grant Program to offset surcharges to potential customers, and

WHEREAS, said Community Development Grant Program through New York State Electric and Gas has since expired, though considering the resounding support of the project in the community, local and County governments, NYSEG has committed to approve the Pilot Program even though the program deadline has passed, and

WHEREAS, this Broome County Legislature endeavors to enrich the lives and livelihoods of all those that reside, work and own businesses in Broome County and prioritizes the welfare and well-being of County residents, now therefore be it

RESOLVED, that this County Legislature hereby strongly encourages the New York State Public Service Commission to approve the New York State Electric & Gas Natural Gas Expansion Pilot Program within the Town of Maine, and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward a certified copy of the resolution to Governor Andrew M. Cuomo, Public Service Commission Chairman John R. Rhodes, Secretary to the Public Service Commission Kathleen H. Burgess, Senate Majority Leader John J. Flanagan, Assembly Speaker Carl E. Heastie, Senator Frederick J. Akshar II, Assemblyman Clifford W. Crouch, Assemblyman Christopher S. Friend, Assemblywoman Donna A. Lupardo, and the New York State Association of Counties (NYSAC).

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

Mr. Weslar and Mr. D. J. Reynolds thanked the emergency service providers and crews that worked during the recent storm.

Mrs. Kaminsky congratulated Animal Adventure Park for being featured in an upcoming issue of People magazine.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Flagg. **Motion to adjourn carried.** Ayes-14, Nays-0, Absent-1 (Sopchak). The meeting was adjourned at 7:23 p.m.