

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
OCTOBER 18, 2018**

The Legislature convened at 5:06 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 (Baldwin).

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. Flagg and Mrs. Kaminsky were designated with Chairman Reynolds as participants in the "Short Roll Call".

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Jason T. Garnar:
1. Emergency Order Extension for Phillips Foundry Site
 2. Nominations to Broome County Family Violence Prevention Council

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel J. Reynolds
1. Committee Designation Letter – Baldwin
 2. Committee Designation Letter – Baker
 3. Committee Designation Letter - Keibel

Mr. Pasquale made a motion, seconded by Mr. Wildoner that the Session minutes of September 20, 2018 be approved as prepared and presented by the Clerk.

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

Mr. Reynolds noted that the committee minutes for September 20, 2018 through October 17, 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. Kaminsky, seconded by Mrs. O'Brien.

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

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 372

By County Administration Committee Seconded by Mrs. Kaminsky
RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 8 OF 2018, ENTITLED: "A LOCAL LAW AMENDING ARTICLE XIV OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE – CHAPTER 257-39 REFUND POLICY"

WHEREAS, the Broome County Clerk's Office has a long established payment for services policy, which includes how payments by check will be handled, and

WHEREAS, this Legislature desires to ensure the current and long standing practice of the Broome County Clerk's Office is in compliance with the Broome County Charter and Administrative Code, and

WHEREAS, the Broome County Clerk's Office requests to amend Chapter 257-39, Article XIV of the Broome County Charter and Administrative Code so that it reflects the check refund

policy that is both currently in effect and has also been in effect for years under the previous administration, now, therefore, be it

RESOLVED, that Local Law Intro No.8 of 2018, entitled: "A LOCAL LAW AMENDING ARTICLE XIV OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE - CHAPTER 257-39 REFUND POLICY", be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto:

LOCAL LAW INTRO. NO. 8 OF 2018

A LOCAL LAW AMENDING ARTICLE XIV OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE – CHAPTER 257-39 REFUND POLICY

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

Section 1. Chapter 257-39 of the Broome County Charter and Code, be and hereby is amended to read as follows:

§ 257-39. Overpayment refunds.

The County Clerk's office policy with regard to overpayment of filing fees **[sent by mail]** is that no refund will be processed and due for any overpayment of filing fees **[mailed] paid** to the County Clerk's office unless the refund is **[over \$5] at least \$10. In the event the overpayment exceeds \$50, the documents and payment will be returned to the filer, with the direction to file using the correct filing fee.**

Bold underlined added

Bold **[bracketed]** deleted

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

RESOLUTION NO. 373

By Finance Committee

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING CANCELLATION OF SCHOOL AND/OR VILLAGE TAXES PLUS ACCRUED INTEREST AND PENALTIES ON COUNTY OWNED AND TAX EXEMPT PARCELS

WHEREAS, the Director of Real Property Tax Service is requesting authorization to cancel school and/or village taxes plus accrued interest and penalties on County owned parcels in various towns and villages as listed on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation of school and/or village taxes plus accrued interest and penalties on County owned parcels in various towns and villages as listed on Exhibit "A", and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Director of the Office of Management and Budget are hereby authorized to execute any and all adjustments to tax bills, tax records and property tax records as may be necessary to implement the intent of this Resolution.

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

RESOLUTION NO. 374

By Finance and Public Works & Transportation Committees

Seconded by Mr. Pasquale

RESOLUTION AMENDING THE 2018 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2018 Capital Improvement Program is hereby amended to create a new project as follows:

Project Code	Project Name	Total	Estimated Construction Cost:		
			Federal	State	County
3120028	Three (3) Hybrid Diesel Buses	\$2,400,000	\$2,040,000	\$0	\$360,000

Local Finance Law Section 11

How Financed:

Year	YP	LFL	Bond	Current Revenue
<u>Start</u>	<u>U</u>			

2018 12 12 \$2,400,000 \$0

Description: To create a project for the purchase of three (3) Hybrid Diesel buses.

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-13, Nays-0, Abstain-1 (Flagg), Absent-1 (Baldwin)

RESOLUTION NO. 375

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH KEYSTONE ASSOCIATES ENGINEERS AND LAND SURVEYORS, LLC FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2019-2021

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Keystone Associates Engineers and Land Surveyors, LLC for professional services for the Department of Public Works at a cost not to exceed \$150,000, for the period January 1, 2019 through December 31, 2021, and

WHEREAS, said agreement is necessary for professional geotechnical engineering services on an "as needed" basis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Keystone Associates Engineers and Land Surveyors, LLC, 58 Exchange Street, Binghamton, New York 13901 for professional services for the Department of Public Works 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 according to the rates listed on Exhibit "A" ,total amount not to exceed \$150,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.6004572.various (Architectural and Engineering Services), and be it

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

Carried. Ayes-13, Nays-0, Abstain-1 (D. J. Reynolds), Absent-1 (Baldwin)

RESOLUTION NO. 376

By Public Works & Transportation and Finance Committees Seconded by Mr. Weslar
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH GHD CONSULTING ENGINEERS, LLC FOR ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS- DIVISION OF SOLID WASTE

WHEREAS, this County Legislature, by Resolution 192 of 2010, last amended by Resolution 499 of 2017, authorized an agreement with GHD Consulting Engineers, LLC for engineering services for the Department of Public Works- Division of Solid Waste at a cost not to exceed \$2,257,000 for the period May 1, 2010 through December 31, 2018, and

WHEREAS, said agreement is necessary for the design and permitting of Section IV Cells 2-4, and construction oversight for Section IV Cells 2, 3 & 4, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$550,000 and extend the period through June 30, 2020 for final design, bidding and construction phase services for Cell 4, and

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

RESOLUTION NO. 378

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Weslar
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS AND PRE-RELEASE SERVICES FOR INMATES OF THE BROOME COUNTY SHERIFF'S CORRECTIONAL FACILITY FOR 2019

WHEREAS, this County Legislature, by Resolution 397 of 2017, authorized and approved renewal of the agreement with the Broome County Council of Churches for religious and pre-release services for inmates of the Broome County Sheriff's Correctional Facility at an amount not to exceed \$83,400 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said agreement is necessary for compliance with Minimum Standards applicable to the Broome County Sheriff's Correctional Facility promulgated by the New York State Commission of Correction, and

WHEREAS, the Broome County Council of Churches has provided chaplaincy/counseling services to Broome County jail inmates since 1999 and is the only local entity capable of providing these services to inmates of all faiths, and

WHEREAS, said agreement expires by its terms on December 31, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$85,485, for the period January 1, 2019 through December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Council of Churches, Inc., 3 Otsenigo Street, Binghamton, New York 13903, for religious and pre-release services for inmates of the Broome County Sheriff's Correctional Facility for the period January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$85,485 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004125.1010 (Religious Expense), and be it

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

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

RESOLUTION NO. 379

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Weslar
RESOLUTION AUTHORIZING AN AGREEMENT WITH AVIAT NETWORKS FOR MICROWAVE RADIO EQUIPMENT AND SERVICES FOR THE OFFICE OF EMERGENCY SERVICES FOR 2018-2019

WHEREAS, the Director of Emergency Services requests authorization for an agreement with Aviat Networks for microwave radio equipment and services for the Office of Emergency Services at a cost not to exceed \$534,675 for the period November 1, 2018 through October 31, 2019, and

WHEREAS, said agreement is necessary for microwave radio equipment, engineering and field connection services at three tower sites, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Aviat Networks, 5200 Great American Parkway, Santa Clara, California 95054 for microwave radio equipment and services for the Office of Emergency Services for the period November 1, 2018 through October 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$534,675 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 10010001.6002503.5202.1020025 (Computer Equipment) and 20010003.6002709.1011.2010052 (Other Operational Equipment), and be it

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

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

RESOLUTION NO. 380

By Health & Human Services and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 320 of 2017, authorized and approved renewal of the Child Passenger Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$25,900 for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said program raises awareness about proper child passenger seat installation and use, and offers free child passenger safety seats, training and installation to Broome County residents, and

WHEREAS, it is desired to renew said program grant in the amount of \$10,960 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 \$10,960 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Child Passenger Safety Program 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 \$10,960, and be it

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

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

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

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

RESOLUTION NO. 381

By Health & Human Services, County Administration and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH POINTCLICKCARE TECHNOLOGIES, INC. FOR PROFESSIONAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2019

WHEREAS, this County Legislature, by Resolution 356 of 2017, authorized renewal of an agreement with PointClickCare for professional services for the Willow Point Nursing Home at an amount not to exceed \$91,378 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said services are necessary to provide a complete Electronic Medical Record System (EMS) for the skilled nursing facility, and

WHEREAS, said agreement expires by its terms on December 31, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$91,768 for the period January 1, 2019 through December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with PointClickCare Technologies, Inc., 5570 Explorer Drive, Mississauga, Ontario, Canada L4W 0C4 for professional services for the Willow Point Nursing Home for the period January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$91,768 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget 10020001.6004192.1010 (Software Maintenance), and be it

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

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

RESOLUTION NO. 382

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

RESOLUTION AUTHORIZING AN AGREEMENT WITH MAINE-ENDWELL CENTRAL SCHOOL DISTRICT AND WHITNEY POINT CENTRAL SCHOOL DISTRICT FOR DEPARTMENT OF SOCIAL SERVICES OUTSTATIONED CASEWORKER SERVICES FOR 2018-2019

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with Maine-Endwell Central School District and Whitney Point Central School District for Department of Social Services outstationed Caseworker services, with revenue to the County in the amount of \$64,855 for the period September 1, 2018 through August 31, 2019, and

WHEREAS, said agreements are necessary for DSS Caseworkers to perform intake and case management for preventive/protective cases in Maine-Endwell Central School District and Whitney Point Central School District, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Maine-Endwell Central School District, 712 Farm to Market Road, Endwell, New York 13760 for Department of Social Services outstationed Caseworker services for the period September 1, 2018 through August 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$49,269 for the term of the agreement, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Whitney Point Central School District, 10 Keibel Road, Whitney Point, New York 13862 for Department of Social Services outstationed Caseworker services for the period September 1, 2018 through August 31, 2019, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 35020006.500183.1010, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$15,586 for the term of the agreement, and be it

FURTHER RESOLVED, that the Department of Social Services is authorized to accept additional funds and amend the contracts for the period September 1, 2018 through August 31, 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.

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

RESOLUTION NO. 383

By Health & Human Services and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING REVISION OF THE SAFE HARBOR PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE CRIME VICTIMS ASSISTANCE CENTER TO ADMINISTER SAID PROGRAM FOR 2018

WHEREAS, this County Legislature, by Resolution 458 of 2017, authorized the Safe Harbor Program Grant for the Department of Social Services, adopted a program budget in the amount of \$102,000 and authorized an agreement with the Crime Victims Assistance Center to administer said program in the amount of \$102,000 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said program is designed for local youth under 18 who are victims of human trafficking, growing community awareness and providing treatment and professional education, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$14,096 in grant appropriations and amend the agreement with the Crime Victims Assistance Center to reflect an increase in the amount of \$14,096, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Safe Harbor Program Grant to reflect an increase of \$14,096 for the period January 1, 2018 through December 31, 2018, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$116,096, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Crime Victims Assistance Center, 377 Robinson Street, Binghamton, New York 13904, to reflect an increase of \$14,096 to administer the Department of Social Services Safe Harbor Program Grant for the period January 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 \$116,096 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 458 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 authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

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

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

RESOLUTION NO. 384

By Health & Human Services and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING ACCEPTANCE OF THE SNAP BONUS AWARD ALLOCATION PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH VENTEK INC. AND SLABBKIOSKS TO ADMINISTER SAID PROGRAM FOR 2018-2019

WHEREAS, the Commissioner of Social Services requests authorization to accept a SNAP Process and Technology Improvement Program Grant, adopt a program budget in the amount of \$185,976 and enter into an agreement with Ventek Inc., and SlabbKiosks to administer said program for the period April 1, 2018 through September 30, 2019, and

WHEREAS, said program grant will allow for the purchase of SNAP-related investments in technology, improvements in administration and distribution, and actions to prevent fraud, waste and abuse, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$185,976 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001 for the Department of Social Services SNAP Bonus Award Allocation Program Grant for the period April 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 \$185,976, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Ventek Inc., 143 Stratford N. Roslyn Heights, New York 11577 for equipment and services related to the Department of Social Services SNAP Bonus Award Allocation Program Grant, for the period April 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 \$76,525 for the term of the agreement, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with SlabbKiosks, 2885 W. Quail Avenue, Las Vegas, Nevada 89120 for equipment and services related to the Department of Social Services SNAP Bonus Award Allocation Program Grant, for the period April 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 \$15,665 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, 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 are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

RESOLUTION NO. 385

By Health & Human Services and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING ACCEPTANCE OF THE SNAP PROCESS AND TECHNOLOGY IMPROVEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH VENTEK INC. TO ADMINISTER SAID PROGRAM FOR 2018-2019

WHEREAS, the Commissioner of Social Services requests authorization to accept a SNAP Process and Technology Improvement Program Grant for the Department of Social Services, adopt a program budget in the amount of \$39,000 and enter into an agreement with Ventek Inc. to administer said program for the period September 30, 2018 through September 30, 2019, and

WHEREAS, said program grant will support the efforts to development and implement simple SNAP application and eligibility determinations, system, or measures to improve access

to SNAP benefits by eligible applicants by making DSS's current electron case file, OnBase, available in NYS OTDA's Imaging and Electronic Document Repository, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$39,000 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001 for the Department of Social Services SNAP Process and Technology Improvement Program Grant for the period September 30, 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 \$39,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Ventek Inc., 143 Stratford N. Roslyn Heights, New York 11577 to administer said program grant for the period September 30, 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 \$39,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35010006.6004573.3510383 (Other Fees for Services), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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 are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

RESOLUTION NO. 386

By Health & Human Services Committee

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR A PREVENTIVE DENTAL SERVICES MEMORANDUM OF UNDERSTANDING FOR THE DEPARTMENT OF HEALTH'S PREVENTIVE DENTISTRY/DENTAL SEALANT PROGRAM GRANT FOR 2018-2019

WHEREAS, the Director of Public Health requests authorization for an agreement with the Binghamton City School District for a Preventive Dental Services Memorandum of Understanding for the Department of Health's Preventive Dentistry/Dental Sealant Program Grant for the period July 1, 2018 through June 30, 2019, and

WHEREAS, said agreement is necessary for Lourdes Center for Oral Health to provide dental services, sealants and dental education to second and third grade students at various Binghamton City schools, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Binghamton City School District, 164 Hawley Street, Binghamton, New York 13905 for a Preventive Dental Services Memorandum of Understanding for the Department of Health's Preventive Dentistry/Dental Sealant Program Grant for the period July 1, 2018 through June 30, 2019, and be it

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

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

RESOLUTION NO. 387

By Health & Human Service and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH HEALTHPRO REHABILITATION FOR REHABILITATION THERAPY SERVICES FOR RESIDENTS OF THE WILLOW POINT NURSING HOME FOR 2013

WHEREAS, this County Legislature, by Resolution 514 of 2012, authorized an agreement with HealthPro Rehabilitation for therapy services for residents of the Willow Point Nursing Home at a cost of \$1.03 per minute for Medicare Part A, 75% of the Medicare Physician Fee Schedule for Medicare Part B and all others, and \$68 per hour for Respiratory Therapy Services for the period January 4, 2013 through December 31, 2013, with the option for five one-year renewals, and

WHEREAS, said agreement is necessary to provide rehabilitation therapy services for residents of the Willow Point Rehabilitation and Nursing Center, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2019 at the rate of \$1.32 for each clinical minute of service provided to all residents and patients, regardless of payor source. Provided however, Facility shall not pay HealthPro (Affinity) for any clinical minute of service provided to a resident or patient whose care is reimbursed by Medicare Part A or Managed Care Part A once the number of clinical minutes provided to that resident or patient exceed one hundred and five percent (105%) of the Medicare standard minimum number of minutes of therapy needed for that patient to fall into the applicable RUG's Category, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with HealthPro Rehabilitation, 10600 York Road, Suite 105, Cockeysville, Maryland 21030 to extend the period through December 31, 2019 at the rate of \$1.32 for each clinical minute of service provided to all residents and patients, regardless of payor source. Provided however, Facility shall not pay HealthPro (Affinity) for any clinical minute of service provided to a resident or patient whose care is reimbursed by Medicare Part A or Managed Care Part A once the number of clinical minutes provided to that resident or patient exceed one hundred and five percent (105%) of the Medicare standard minimum number of minutes of therapy needed for that patient to fall into the applicable RUG's Category, for therapy services for residents of the Willow Point Nursing Home, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 27020504/27060304/27060204.6004405 (Rehab & Therapy Services), and be it

FURTHER RESOLVED, that Resolution 514 of 2012, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 388

By Health & Human Services and Finance Committees

Seconded by Mr. Bakerr

RESOLUTION AUTHORIZING RENEWAL OF THE LOCAL REENTRY TASK FORCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH THE SOUTHERN TIER AIDS PROGRAM TO ADMINISTER SAID PROGRAM FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 333 of 2017, authorized and approved renewal of the Local Reentry Task Force Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$125,009 and authorized an agreement with the Southern Tier AIDS Program to administer said program for the period October 1, 2017 through September 30, 2018, and

WHEREAS, said program's goal is to reduce recidivism in local jurisdictions and increase public safety, and

WHEREAS, it is desired to renew said program grant in the amount of \$125,009, adopt a program budget and renew the agreement with the Southern Tier AIDS Program to continue to administer said program 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 \$125,009 from the New York State Division of Criminal Justice Services, Four Tower Place, Albany, New York 12203 for the Department of Mental Health's Local Reentry Task Force 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 \$125,009, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier AIDS Program, 22 Riverside Drive, Binghamton, New York 13905, to provide a Reentry Coordinator that will provide services to inmates after release from incarceration, 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 \$120,150 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005036.2610454 (Southern Tier AIDS Program), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Local Reentry Task Force 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-13, Nays-0, Abstain-1 (Kaminsky), Absent-1 (Baldwin)

RESOLUTION NO. 389

By Health & Human Services and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING PAYMENT TO VARIOUS VENDORS FOR SERVICES CLASSIFIED UNDER THE CONSOLIDATED BILLINGS PROSPECTIVE PAYMENT SYSTEM FOR SKILLED NURSING FACILITIES FOR 2019

WHEREAS, this County Legislature, by Resolution 370 of 2017, authorized blanket approval to pay for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities (SNF) at the Physician Fee Schedule where applicable, total amount not to exceed \$15,000 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, the Balanced Budget Act of 1997 created a Consolidated Billings Prospective Payment System for Skilled Nursing Facilities whereby the SNF is responsible for submitting all Medicare claims for the services/products that its residents receive, and

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for payment to various vendors for services classified under the Consolidated Billings Prospective

Payments System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, for the period January 1, 2019 through December 31, 2019, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes payment to various vendors for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, total amount not to exceed \$15,000 for the period January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020204.6004573.2050 (Other Fees for Services), and be it,

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

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

RESOLUTION NO. 390

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWN OF BINGHAMTON FOR FUNDING FROM THE SMALL COMMUNITY GRANT FUND ALLOCATION OF THE OCCUPANCY TAX FOR 2018-2019

WHEREAS, the Director of Planning requests authorization for an agreement with the Town of Binghamton for funding in the amount not to exceed \$18,355 from the Small Community Grant Fund allocation of the occupancy tax for the period September 1, 2018 through December 31, 2019, and

WHEREAS, said funding will be used to assist with drainage and field improvements at Jackson Park, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Binghamton, 279 Park Avenue, Binghamton, New York 13903 for funding from the Small Community Grant Fund allocation of the occupancy tax for the period September 1, 2018 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$18,355 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-14, Nays-0, Absent-1 (Baldwin)

RESOLUTION NO. 391

By Economic Development, Education & Culture Committee

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWN OF UNION FOR A WILLIAM HILL PARK BOAT LAUNCH DESIGN AND CONSTRUCTION PROJECT MEMORANDUM OF UNDERSTANDING FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2018-2019

WHEREAS, the Director of Planning requests authorization for an agreement with the Town of Union for a William Hill Park Boat Launch Design and Construction Project Memorandum of Understanding at a cost not to exceed \$99,990, for the period October 1, 2018 through December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Union, 3111 East Main Street, Endwell, New York 13760 for a William Hill Park Boat Launch

Design and Construction Project Memorandum of Understanding at a cost not to exceed \$99,990 for the period October 1, 2018 through December 31, 2019, and be it

FURTHER RESOLVED, said project will be implemented through grant funds awarded by the Dormitory Authority of the State of New York (DASNY) from the State of Municipal Facilities Program (SAM Grant) not to exceed the listed amount. Grant funds will be administered by Broome County, and be it

FURTHER RESOLVED, Broome County will administer project implementation at the identified sites. The Town authorizes Broome County and contractors working at the direction of Broome County to complete work associated with all project components at the identified sites, and be it

FURTHER RESOLVED, the Town will have the opportunity to review and approve the final design of the project prior to construction, and be it

FURTHER RESOLVED, maintenance of the completed project will be the responsibility of the property owner at the site where the project is located, and be it

FURTHER RESOLVED, the Town will provide any information or documentation as needed to Broome County to ensure compliance with the terms of the grant agreement to be established with DASNY, and be it

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

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

RESOLUTION NO. 392

By Economic Development, Education & Culture Committee

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWN OF VESTAL FOR A HAROLD MOORE PARK BOAT LAUNCH AMENITIES PROJECT MEMORANDUM OF UNDERSTANDING FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2018-2019

WHEREAS, the Director of Planning requests authorization for an agreement with the Town of Vestal for a Harold Moore Park Boat Launch Amenities Project Memorandum of Understanding at a cost not to exceed \$14,178, for the period October 1, 2018 through December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Vestal, 605 Vestal Parkway West, Vestal, New York 13850 for a Harold Moore Park Boat Launch Amenities Project Memorandum of Understanding at a cost not to exceed \$14,178 for the period October 1, 2018 through December 31, 2019, and be it

FURTHER RESOLVED, said project will be implemented through grant funds awarded by the Dormitory Authority of the State of New York (DASNY) from the State of Municipal Facilities Program (SAM Grant) not to exceed the listed amount. Grant funds will be administered by Broome County, and be it

FURTHER RESOLVED, Broome County will administer project implementation at the identified sites. The Town authorizes Broome County and contractors working at the direction of Broome County to complete work associated with all project components at the identified sites, and be it

FURTHER RESOLVED, the Town will have the opportunity to review and approve the final design of the project prior to construction, and be it

FURTHER RESOLVED, maintenance of the completed project will be the responsibility of the property owner at the site where the project is located, and be it

FURTHER RESOLVED, the Town will provide any information or documentation as needed to Broome County to ensure compliance with the terms of the grant agreement to be established with DASNY, and be it

and Glendale Park and associated trail segments within the Route 17C Sports Complex, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Union, 3111 East Main Street, Endwell, New York 13760 for SAM funding for the Chugnut Trail Construction at Nanticoke Creek Project for the period October 1, 2018 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$160,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710095 (Contracted Services), and be it

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

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

RESOLUTION NO. 395

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING ACCEPTANCE OF THE NYS PUBLIC LIBRARY CONSTRUCTION LED LIGHTING PROGRAM GRANT AND AUTHORIZING THE TRANSFER OF FUNDS FOR THE BROOME COUNTY PUBLIC LIBRARY AND ADOPTING A PROGRAM BUDGET FOR 2017-2020

WHEREAS, the Director of the Public Library requests authorization to accept a NYS Public Library Construction LED Lighting Program Grant for the Broome County Public Library and adopt a program budget in the amount of \$97,500 for the period July 1, 2017 through June 30, 2020, and

WHEREAS, said program funding will be used to install LED light fixtures and bulbs on the first floor of the Library, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$73,125 from the New York State Department of Education, 89 Washington Avenue, Albany, New York 12234, for the Broome County Public Library's NYS Public Library Construction LED Lighting Program for the period July 1, 2017 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 \$97,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Director of the Office of Management and Budget to make the following transfer of funds:

FROM:

Dept	Account	Description	Amount
40000098	6004117	Buildings & Grounds Expenses	-\$24,375

TO:

Dept	Account	Description	Amount
4000008	6009002	Transfer to Grant Fund	\$24,375

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed. **Carried.** Ayes-14, Nays-0, Absent-1 (Baldwin)

RESOLUTION NO. 396

By County Administration and Finance Committees Seconded by Mr. Shaw
RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2018, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 OF THE BROOME COUNTY CHARTER AND CODE IMPOSING A TAX ON THE OCCUPANCY OF HOTEL OR MOTEL ROOMS"

WHEREAS, this County Legislature, by Resolution 467 of 2007, adopted Local Law Intro No. 9 of 2007, entitled: "A Local Law Amending Chapter 185 of the Broome County Charter and Code Imposing a Tax on the Occupancy of Hotel or Motel Rooms", and

WHEREAS, said local law imposed a tax of 5% upon the rent for every occupancy of a room or rooms in a hotel or motel in the county, except upon a permanent resident or exempt organization, and

WHEREAS, the intent of the tax is to promote Broome County and its cities, towns and villages in order to increase convention, trade shows, tourist business and economic development in the County, and

WHEREAS, three fifths of revenues resulting from the imposition of the tax under this article is to be paid into the treasury of the county and is credited to and deposited in the general fund of the county and is thereafter to be allocated at the discretion of the Broome County Legislature for any county purpose in order to increase conventions, trade shows and tourist business. Two fifths of revenues resulting from the imposition of said tax is to be deposited in a special account known as the "county economic development initiative fund" and is to be marked separate and apart from any other funds and accounts of the county. The Broome County legislature shall designate the specific purpose for which these funds may be used, and

WHEREAS, imposition of said tax commenced October 1, 2007 and expires on December 31, 2018, and

WHEREAS, this County Legislature desires to extend the hotel motel occupancy tax for another three year period, expiring December 31, 2021, now, therefore, be it

RESOLVED, that Local Law Intro. No. 9 of 2018 entitled: "A Local Law Amending Chapter 185 of the Broome County Charter and Code Imposing a Tax on the Occupancy of Hotel or Motel Rooms," 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.

LOCAL LAW INTRO. NO. 9 OF 2018

"A LOCAL LAW AMENDING CHAPTER 185 OF THE BROOME COUNTY CHARTER AND CODE IMPOSING A TAX ON THE OCCUPANCY OF HOTEL OR MOTEL ROOMS"

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

Section 1. Section 185-30 When effective, expiration

The tax herein imposed shall be effective for the period of three years and shall expire on December 31, ~~[2018]~~ 2021, unless further extended by subsequent action of the Broome County Legislature.

Section 2. This Local Law shall be effective January 1, 2019.

Material bold ~~[brackets]~~ deleted

Material bold underlined added

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

RESOLUTION NO. 397

By Personnel and County Administration Committees Seconded by Mr. Weslar
RESOLUTION CONFIRMING APPOINTMENT OF JAMES M. DUTCHER AS DIRECTOR OF INFORMATION TECHNOLOGY

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the powers vested in him by Article III, Section C311 of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, James M. Dutcher as Director of Information Technology at the base salary of \$82,699, effective October 1, 2018, and

WHEREAS, the County Executive certifies that Mr. Dutcher is fully qualified to fill the position of Director of Information Technology, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article III, Section C311, of the Broome County Charter and Administrative Code, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of James M. Dutcher, 1227 Foxboro Lane, Endicott, New York 13760, as Director of Information Technology, at the base salary of \$82,699, effective October 1, 2018, in accordance with his appointment by the County Executive.

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

RESOLUTION NO. 398

By Personnel and Finance Committees

Seconded by Mrs. Kaminsky

RESOLUTION AUTHORIZING THE HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES

WHEREAS, the County Legislature authorized and approved the hourly rate schedule for non-union, temporary and seasonal employees, last amended by Resolution 387 of 2017, and

WHEREAS, it is necessary at this time to authorize and approve the hourly rate schedule for non-union, temporary and seasonal employees, effective January 1, 2019, as shown on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the hourly rate schedule for non-union, temporary and seasonal employees, effective January 1, 2019 as shown on Exhibit "A".

Heldover by Mr. Flagg

RESOLUTION NO. 399

By Finance and Personnel Committees

Seconded by Mrs. Kaminsky

RESOLUTION ESTABLISHING RATE OF COMPENSATION FOR NON-UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 2019

RESOLVED, that this County Legislature hereby authorizes a stipend for the Commissioner of Mental Health and Social Services, and the Deputy County Executive of \$8,000 per annum for each position, while they perform additional duties due to the vacancy of the second Deputy County Executive position, and be it

FURTHER RESOLVED, that the County Legislature wishes to authorize the same stipends for the 2019 year

FURTHER RESOLVED, that the salary increase authorized by this Resolution shall be rescinded if, at any time a second Deputy County Executive is hired, and be it

FURTHER RESOLVED, all non-union Administrative I personnel will receive a two percent (2.0%) salary increase, effective January 1, 2019 and be it

FURTHER RESOLVED, all non-union Administrative II personnel will receive a two percent (2.0%) salary increase, effective January 1, 2019 and be it

FURTHER RESOLVED, all non-union Attorney personnel AT-1 through AT-6, will receive a two percent (2.0%) salary increase, effective January 1, 2019 and be it

FURTHER RESOLVED, that all non-union Administrative I, Administrative II and Attorney position minimums are established pursuant to the schedule attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that other Broome County appointed, elected and miscellaneous officials salaries are established pursuant to the schedule attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that the Director of Management and Budget is hereby authorized, empowered and directed to correct any modifications, changes, additions and/or typographical errors not affecting the substance of the budget and that the Director of Management and Budget is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Heldover by Mr. Flagg

RESOLUTION NO. 400

By Finance Committee

Seconded by Mrs. Kaminsky

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2019

WHEREAS, the County has contributed financial support to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2018 Broome County Budget, and

WHEREAS, said financial support shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis,

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute such agreement, approved as to form by the Department of Law, with the contract amount authorized in the 2019 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>	<u>Department</u>	<u>Account</u>
Broome County Soil & Water Conservation District	\$ 70,970	37000007	6005017
BCC Foundation	\$ 15,000	40000008	6004138

and be it

FURTHER RESOLVED, that said contract shall be in form substantially similar to those used in prior years for each specific agency conditioned upon and limited to the monetary amount and funding distribution criteria as set forth herewith and/or as approved in the 2019 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of Federal or State government and to be conditioned upon the submission and filing with the Clerk of this Legislature and the County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that the agency receiving funds from Broome County Government shall be subject to annual audits by the County Comptroller and shall provide, upon the request of the County Executive, all documents pertaining to or dealing with current and/or past individual program funding, and be it

FURTHER RESOLVED, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979.

Heldover by Mr. Flagg

RESOLUTION NO. 401

By Finance Committee

Seconded by Mrs. Kaminsky

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2019

WHEREAS, the County has contributed financial support from occupancy tax receipts to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2019 Broome County Budget, and

WHEREAS, said financial support shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis

and

WHEREAS, \$35,000 of the amount appropriated for Broome County Cooperative Extension Association will be reimbursed by New York State Zoos Botanical Gardens and Aquariums (ZBGA) Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract amounts authorized in the 2019 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>	<u>Department</u>	<u>Account</u>
Broome County Arts Council	\$ 78,794	90000099	6005000
Broome County Historical Society	17,510	90000099	6005015
Broome County Convention Bureau	303,034	90000099	6005022
Four County Library System	10,000	90000099	6005023
Southern Tier Zoological Society	258,542	90000099	6005025
Discovery Center	5,000	35020006	6005003
Broome County Cooperative Extension Association	42,592	35020006	6005016
Total	\$1,115,472		

and be it

FURTHER RESOLVED, that said contract shall be in form substantially similar to those used in prior years for each specific agency conditioned upon and limited to the monetary amount and funding distribution criteria as set forth herewith and/or as approved in the 2019 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of Federal or State government and to be conditioned upon the submission and filing with the Clerk of this Legislature and the County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that each agency receiving funds from Broome County Government shall be subject to annual audits by the County Comptroller and shall provide, upon the request of the County Executive, all documents pertaining to or dealing with current and/or past individual program funding, and be it

FURTHER RESOLVED, that any contract that provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979.

Heldover by Mr. Pasquale

RESOLUTION NO. 402

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

RESOLUTION AUTHORIZING AGREEMENTS WITH LOCAL LIBRARIES FOR THE DISTRIBUTION OF COUNTY LIBRARY AID FOR 2019

WHEREAS, the County has contributed financial support to various public libraries in Broome County to assist them with their annual operating costs, and

WHEREAS, it is the desire of this Legislature to distribute the 2019 budgeted library aid to said public libraries, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute such agreements, approved as to form by the Department of Law, for the distribution of 2019 budgeted library aid in the manner described above to local libraries as follows:

<u>Library</u>	<u>Amount</u>
Nineveh Public Library	\$ 1,141
Total	\$ 1,141

and be it

FURTHER RESOLVED, said library aid shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment.

Heldover by Mr. Pasquale

RESOLUTION NO. 403

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

RESOLUTION APPROVING THE 2019-2024 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2019 Capital Budget and the 2019-2024 Capital Improvement Program as accompanying the tentative budget for 2019, and as corrected and amended, is hereby approved and adopted as the 2019 Capital Budget and the 2019-2024 Capital Improvement Program for the County of Broome, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget be and hereby is authorized, empowered, and directed to correct any modifications, changes, additions, and/or typographical errors not effecting the substance of the capital budget and capital program, and that the Director of the Office of Management and Budget is further directed, after making such corrections, to file the same with the Clerk of the County Legislature and to furnish said Clerk with copies thereof for the members of the County Legislature.

Heldover by Mrs. O'Brien

RESOLUTION NO. 404

By Finance Committee
Seconded by Mrs. Kaminsky

RESOLUTION ADOPTING THE BROOME COUNTY BUDGET FOR FISCAL YEAR 2019

RESOLVED, that the tentative budget of the County of Broome, including the County's 2019 Capital Budget, as corrected and amended to \$ xxx,xxx,xxx be and is hereby adopted as the budget for the County of Broome, for the year commencing January 1, 2019 and ending December 31, 2019, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized, empowered, and directed to correct any modifications, changes, additions and/or typographical errors not effecting the substance of the budget and that the Director of the Office of Management and Budget is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Heldover by Mr. Weslar

RESOLUTION NO. 405

By Finance Committee Seconded by Mr. Pasquale
RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 2019

WHEREAS, this County Legislature, by an accompanying Resolution xxx of 2018, has adopted a budget for fiscal year 2019, now, therefore be it

RESOLVED, that the several amounts specified in such budget under the various categories and the various objects of expense in the 2019 tentative budget under the recommended column, unless a specific change or correction has been made in the same, in which case such change or corrected figure shall apply, shall be the amount appropriated for such items, effective January 1, 2019, and be it

FURTHER RESOLVED, that the fee schedules changing, deleting or establishing certain fees for the purpose of offsetting operating expenses be adopted, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized, empowered and directed to correct any modifications, changes, additions and/or typographical errors not effecting the substance of the budget, and that the Director of the Office of Management and Budget is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Heldover by Mr. Flagg

RESOLUTION NO. 406

By Finance Committee Seconded by Mrs. Kaminsky
BOND RESOLUTION DATED

RESOLUTION AUTHORIZING THE ISSUANCE OF \$32,853,815 BONDS OF THE COUNTY OF BROOME, NEW YORK TO PAY THE COST OF VARIOUS CAPITAL PROJECTS

BE IT RESOLVED, by the County Legislature of the County of Broome, New York, as follows:

Section 1. The following are the classes of objects or purposes or specific objects or purposes to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated costs thereof, and the subdivisions of Section 11.00(a) of the Local Finance Law of the State of New York and periods of probable usefulness applicable thereto:

Project Name	PPU / LFL Sect 11	Estimated Maximum Cost
Conduct Environ Assessment-Master Plan Update	5/62(a)	\$ 200,000
Design and Construct Equipment Storage Bldg	10/14	1,000,000
Design and Construct Fuel Farm Rehab/Upgrade	30/15	1,000,000
RW 10-28 Rehabilitation Construction	30/15	5,060,000
CEA Center Phase I	5/62(a)	100,000
Disabilities Access Improvements Phase I	5/35	50,000
Hazardous Materials Abatement Phase I	5/35	60,000
Roads, Parking, Walkway Upgrades Phase I 1	0/20(f)	140,000
Roof and HVAC Critical Replacements Phase I	10/13	75,000
Safety and Security Phase I	10/13	500,000
Digitize Permanent Land Records	5/72	113,000
Repair Permanent Land Records	5/72	29,000
Digitize Permanent Records	5/72	100,000
County Regulatory/Environmental/Compliance/Maint	5/35	100,000
Watershed Site 9A Compliance Upgrade Construct	30/ 3	1,200,000
County Building Renovations	5/35	200,000
Roof Repairs at County Facilities	15/12(a)(2)	100,000
Tripartite Rehabilitation Phase I	10/35	733,000
Fleet Replacement	3/77	250,000

Highway Reconstruction/Rehabilitation	15/20(c)	2,500,000
Bridge Maint Block Membrane & Bridges Design	5/62a	55,000
Colesville Road Bridge-Construction	20/10	737,000
County Bridge and Culvert Repairs	20/10	350,000
Hooper Rd Bridge Rehab Design	5/62a	266,000
Juneberry Bridge Repl/Construct	20/10	1,375,000
Nanticoke Dr & Twist Run Rd Culvert Repl Constr	20/10	1,421,000
North Sanford Bridge-Design	5/62a	250,000
Old Route 17 Bridge Construct	20/10	3,660,000
Old Route 17 Culvert-Design	5/62a	130,000
Highway Equipment Replacement	15 / 28	810,000
Computer Equipment Replace/UD Technology	5 / 32	850,000
Park Facilities Repairs and Renovations	15/19(c)	50,000
Park Facility Development	15/19(c)	50,000
Parks Surface Rehabilitation	15/19(c)	100,000
Arena Improvements	10/13	50,000
Forum Improvements	10/13	50,000
19 ¾ Ton F250 Pickup Truck	3/77	29,575
Purchase Five Clean Diesel Buses	10/29-a	2,275,000
Vehicle Replacement	3/77	200,000
Construction of Sect IV Cell IV	25/6	5,000,000
Engineering,Const Review & Docs Sect IV Cell IV	5/62a	700,000
Landfill Equipment	10/28	500,000
Stormwater Equipment	5/28	50,000
Betterments and Improvements	15/35	200,000
Curtain Upgrade	5/32	35,240
Door Upgrades	15/35	50,000
Electrical Upgrades	10/13	100,000
		\$32,853,815

Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the projects listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act (SEQR), to the extent applicable, to ensure that said proposed projects are in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and testing of the site thereof, which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes is \$32,853,815 and the plan for the financing thereof is by the issuance of \$32,853,815 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$10,632,150 from the Federal government in the following monies and allocated in their entirety to the following projects \$180,000 for the Conduct Environ Assessment-Master Plan Update, \$4,554,000 for RW 10-28 Rehabilitation Construction, \$25,000 for CEA Center Phase 1, \$44,000 for Bridge Maintenance Block Membrane & Bridges-Design, \$ 589,600 for Colesville Road Bridge-Construction, \$212,800 for Hooper Rd. Bridge Rehab, \$1,306,250 for Juneberry Bridge Repl/Construct, \$237,500 for North Sanford Bridge-Design \$2,928,000 for Old Route 17 Culvert-Design,and \$555,000 for Purchase Five Clean Diesel Transit Buses and there being anticipated \$6,326,599 received from State government in the following amounts and allocated entirely to the following projects: \$10,000 for Conduct Environ Assessment-Master Plan Update, \$900,000 for Design and Construct Equipment Storage Building, \$900,000 for Design and Construct Fuel Farm Rehab/Upgrade, \$253,000 for RW 10-28 Rehabilitation Construction, \$50,000 CEA Center Phase 1, \$25,000 for Disabilities Access Improvements Phase 1, \$30,000 Hazardous Materials Abatement Phase 1, \$70,000 Roads, Parking, and Walkway Upgrades Phase 1, \$37,500 Roof and HVAC Critical

Replacements Phase 1, \$250,000 Safety & Security Phase 1, \$147,400 for Colesville Road Bridge-Construction, \$1,421,000 for Nanticoke Dr/Twist Run Rd Culvert Replc-Construct, \$578,000 for Old Route 17 Bridge Construct, \$130,000 for Old Route 17 Culvert- Design and \$1,524,699 for Purchase Five Clean Diesel Transit Buses provided however, that the amounts of bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes is hereby delegated to the Director of the Office of Management and Budget, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of the Office of Management and Budget, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Director of the Office of Management and Budget, the chief fiscal officer of Broome County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Director of the Office of Management & Budget shall determine consistent with the provision of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest of such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. The Director of the Office of Management and Budget is hereby authorized to make a short term non-interest bearing interfund loan from the General Fund and other Enterprise Funds, Internal Service Funds, or Special Revenue Funds to provide sufficient cash to proceed with these Projects until the bonds authorized by this Resolution are sold.

Heldover by Mr. D. D. Reynolds

RESOLUTION NO. 407

By Finance Committee

Seconded by Mr. Weslar

TAX ANTICIPATION NOTE RESOLUTION DATED OCTOBER 18, 2018

BE IT RESOLVED by the affirmative vote of the County Legislature of the County of Broome, New York, as follows:

Section 1. The power to authorize, from time to time during fiscal year 2019, the issuance and sale of tax anticipation notes of the County of Broome, New York, including renewals thereof in an amount not to exceed ten million dollars (\$10,000,000) in anticipation of the collection of real property taxes levied, or to be levied during the fiscal year of said County during which such issuance and sale shall be authorized for the fiscal year during which such notes shall be issued and sold and shall have a term not to exceed three months from date of sale is hereby delegated to the Director of the Office of Management and Budget, the chief fiscal officer. Such notes shall be of such terms, form and contents as may be determined by said Director of the Office of Management and Budget, pursuant to the Local Finance Law of the State of New York. This power shall apply to tax anticipation notes to be issued by said County within 30 days prior to the commencement of the 2019 fiscal year in anticipation of the collection of real estate taxes levied or to be levied for such fiscal year.

Section 2. It is the intent of the County Legislature that this resolution shall remain in full force and effect until December 31, 2019, at which time the powers granted to the Director of the Office of Management and Budget shall automatically terminate without further action of this Legislature.

Section 3. This resolution shall take effect immediately.

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

RESOLUTION NO. 408

By Personnel, Health & Human Services and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request contained in PCR# 18-168 from Willow Point Nursing Home Director, this County Legislature hereby changes the position of Senior Registered Professional Nurse-Nursing Home, Grade 22, Union Code 04 CSEA, minimum hourly rate \$25.8367, 40 hours weekly, budget line 27010104.6001000.2050 to Supervising Nurse I, Grade 21, Union Code 07 BAPA, minimum hourly rate \$26.0630, 40 hours weekly, budget line 27010104.6001000.2050, effective October 22, 2018.

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

RESOLUTION NO. 409

By Economic Development, Education and Culture and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING ACCEPTANCE OF THE APPALACHIAN REGIONAL COMMISSION (ARC) CHUGNUT TRAIL PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A PROGRAM BUDGET FOR 2018-2020

WHEREAS, the Director of Planning requests authorization to accept an Appalachian Regional Commission (ARC) Chugnut Trail Program Grant for the Department of Planning and Economic Development and adopt a program budget in the amount of \$150,000 for the period September 7, 2018 through December 31, 2020, and

WHEREAS, said program grant provides funding for Chugnut Trail construction and associated improvements at Grippen and Round Top Parks, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$150,000 from the United States Department of Agriculture Rural Development, 415 West Morris Street, Bath, New York 14810 for the Department of Planning and Economic Development's

Appalachian Regional Commission (ARC) Chugnut Trail Program Grant for the period September 7, 2018 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$150,000, and be it

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

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

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

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

RESOLUTION NO. 410

By County Administration Committee

Seconded by Mr. Keibel

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 10 OF 2018, ENTITLED: "A LOCAL LAW AMENDING ARTICLE XXIV OF THE BROOME COUNTY CHARTER AND CODE"

WHEREAS, in a heavily taxed state like New York, it is important to inform Broome County property owners of ways to lower their tax burden. The County Executive has collaborated with Veterans and Real Property to provide information to Broome County residents via a method we already use: their tax bills, and

WHEREAS, to provide even greater service to our Veterans, an insert will be included reminding Broome County residents that they can support the Veteran's Program and write off their donation on their state income taxes. This is supported by IRS law stating voluntary funds given to governments for public purposes is tax deductible, and

WHEREAS, as per our contract with Municipal Cards, a letter from the County Executive regarding the Broome County Estate Card program will be included. This is required per our contract. It also provides direct information to our residents who own property, pay property taxes, and could take advantage of this new program to lower their property taxes for the following years by supporting local business, now, therefore, be it

RESOLVED, that Local Law Intro. No. 10 of 2018, entitled: "A Local Law Amending Article XXIV of the Broome County Charter and Administrative Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 10 OF 2018

"A LOCAL LAW AMENDING ARTICLE XXIV OF THE BROOME COUNTY CHARTER AND CODE"

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

Section 1: C2409 of the Broome County Charter and Code, be and hereby is amended as follows:

C2409 Real Property Tax Service Agency.

The office shall:

(F): Distribute an enclosure to be inserted with each annual property tax bill mailing informing Broome County property owners of the opportunities to receive tax benefits. It is the responsibility of the Executive Office to prepare this enclosure and provide it to the Real Property Tax Service Agency and the Information Technology Department, Printing

and Graphics Division by the first business day of November to be included in the next property tax bill mailing.

Section 2: A2409 of the Broome County Charter and Code, be and hereby is amended as follows:

A2409 Real Property Tax Service Agency

(F): Distribute an enclosure to be inserted with each annual property tax bill mailing informing Broome County property owners of the opportunities to receive tax benefits. It is the responsibility of the Executive Office to prepare this enclosure and provide it to the Real Property Tax Service Agency and the Information Technology Department, Printing and Graphics Division by the first business day of November to be included in the next property tax bill mailing.

Section 3: This Local Law shall become effective upon filing with the Secretary of State.

Note: Material underlined added

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

RESOLUTION NO. 411

By County Administration and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DATROSE FOR PROFESSIONAL SERVICES FOR THE OFFICE OF THE COUNTY CLERK FOR 2018

WHEREAS, this County Legislature, by Resolution 181 of 2018, authorized an agreement with Datrose for professional services for the Office of the County Clerk at a cost not to exceed \$71,853 for the period June 3, 2018 through December 31, 2018, and

WHEREAS, said agreement is necessary to prepare, scan, index and proof records to the County's Hyland OnBase management system, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$98,790 for additional scanning services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Datrose, 660 Basket Road, Webster, New York 14580 to increase the not to exceed amount by \$98,790 for additional scanning services for the Office of the County Clerk for the period June 3, 2018 through December 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor 170,643, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payments hereinabove authorized shall be made from budget lines 35010006.6004573.3510384 and 04030001.0420003/040004/040005.0420005.6004255 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 181 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 (Baldwin)

RESOLUTION NO. 412

By Public Works & Transportation and Finance Committees

Seconded by Mr. Weslar

RESOLUTION AUTHORIZING AN AGREEMENT WITH ABBEY BUSINESS PROPERTIES, LLC FOR THE ACQUISITION OF COUNTY OWNED PROPERTY

WHEREAS, Abbey Business Properties, LLC (hereinafter "Abbey") has requested to acquire County owned property as set forth on the attached Exhibit A for an access road for their property, and

WHEREAS, Abbey will also acquire a strip of land set forth as Exhibit A to eliminate an existing encroachment on County property, and

WHEREAS, the County is willing to lease this property to Abbey for a two-year period to allow Abbey to construct the access road and upon completion of the access road the County will transfer title to the property depicted in Exhibit A to Abbey, now, therefore, be it

RESOLVED, that this County Legislature authorizes an agreement with Abbey Business Properties, LLC, 18 Phelps Street, Binghamton, New York 13901 to lease a portion of 10 Broad Street and 47 Thomas Street in the Town of Chenango to Abbey Business Properties, LLC for a two-year period for construction of an access road to the property of Abbey Business Properties, LLC, and be it

FURTHER RESOLVED, that upon completion of the construction of the access road this Legislature authorizes the transfer of a portion of 10 Broad Street and 47 Thomas Street in the Town of Chenango as set forth in Exhibit A to Abbey Business Properties, LLC, and be it

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

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

RESOLUTION NO. 413

By Finance Committee

Seconded by Mr. Weslar

RESOLUTION APPROVING THE SALE OF COUNTY-OWNED PROPERTY

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 to the individuals listed 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 17000001.5000517.1010 (Sale of Real Property), and be it

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

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

Mr. Keibel made a motion, seconded by Mrs. O'Brien to Suspend the Rules to consider Resolution 43-414.

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

RESOLUTION NO. 414

By All Members

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING THE SALE OF A COUNTY PROPERTY 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 from the 2018 Broome County tax sale auction to a successful bidder, 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 (Baldwin)

Mrs. O'Brien thanked Deputy Commissioner of Highways, Sue Brown and her staff for all of the ditch cleaning they did after recent floods.

Mr. Weslar announced October as Breast Cancer Awareness month.

Mr. Pasquale made a motion to adjourn, Seconded by Mrs. O'Brien. **Motion to adjourn carried.** Ayes-14, Nays-0, Absent-1 (Baldwin). The meeting was adjourned at 5:49 p.m.

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