

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
NOVEMBER 20, 2018**

The Legislature convened at 5:04 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-14, Absent-1 (Sopchak).

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

ANNOUNCEMENTS FROM THE CHAIR

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

Mr. Reynolds invited Mrs. O'Brien to the podium who presented a Certificate of Recognition on the 100th Anniversary of the United Way to Jacki Gerchman, Executive Director.

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. 2019 Recommended Budget Amendments

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel J. Reynolds
 - 1. Committee Designation Letter – Wildoner
 - 2. Committee Designation Letter – Kaminsky
 - 3. Committee Designation Letter - Flagg

Mr. Flagg made a motion, seconded by Mrs. Kaminsky that the Session minutes of October 18, 2018 be approved as prepared and presented by the Clerk.

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

Mr. Reynolds noted that the committee minutes for October 18, 2018 through November 14, 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 Mr. Wildoner, seconded by Mr. Pasquale.

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

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

- 1. NYS Comptroller – Audit Findings Letter
- 2. OMB – Quarterly Financial Report
- 3. SUNY Broome – Budget Transfers
- 4. Lourdes Hospital/Board of Directors – DSS Mental Juvenile Justice Program (4)
- 5. SUNY Broome – Board of Trustees Minutes
- 6. NYS Public Service Commission – Town of Maine Natural Gas Project Letter
- 7. OMB – Quarterly Sales Tax Report
- 8. Health Department – Traffic Safety Board Appointments/Reappointments
- 9. Jury Board – Board Resignation/Appointment Letter for Kelly Nannery
- 10. Legislature – November Committee Meeting Schedule
- 11. Legislature – Special Budget Session Notice
- 12. NYS Dept. of Public Service – HEAP Outreach Letter
- 13. Public Works – Order of Succession
- 14. Town of Sanford – 2019 Budget

FURTHER RESOLVED, that Resolution 509 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 (Sopchak)

RESOLUTION NO. 416

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2018

WHEREAS, this County Legislature, by Resolution 508 of 2018, authorized and approved renewal of the Title III-C-1 Congregate Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$1,069,122 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said program provides support for congregated meals, senior center operation health and wellness activities, nutrition education and recreation activities at the senior centers, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$12,952 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-1 congregated Meals Program Grant to reflect a decrease of \$12,952 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 \$1,056,170, and be it

FURTHER RESOLVED, that Resolution 508 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 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 (Sopchak)

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

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

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

RESOLUTION NO. 420

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE ELDER ABUSE OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2019

WHEREAS, this County Legislature, by Resolution 429 of 2017, authorized and approved renewal of the Elder Abuse Prevention Program Grant for the Office for Aging and adopted a program budget in the amount of \$159,770 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said program identifies and provides services to elders with mental or physical impairments and protects them from physical, sexual or emotional abuse, neglect or exploitation, and

WHEREAS, it is desired to renew said grant program in the amount of \$159,043 for the period January 1, 2019 through December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$110,416 from Broome County Department of Social Services, 36-42 Main Street, Binghamton, New York 13905, for the Office for Aging's Elder Abuse Outreach Program Grant for the period January 1, 2019 through December 31, 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 \$159,043, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Elder Abuse Outreach Program funds, for the period January 1, 2019 through December 31, 2019, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not increased, and be it

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

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

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

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

RESOLUTION NO. 421

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS RESPITE SERVICE PROVIDERS FOR SERVICES RELATED TO THE OFFICE FOR AGING'S TITLE III-E FAMILY CAREGIVER PROGRAM FOR 2019

WHEREAS, this County Legislature, by Resolution 413 of 2017, authorized agreements with various respite service providers for services related to the Office for Aging's Title III-E Caregiver Program at various rates of reimbursement for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said agreements are necessary for in-home and institutional respite services to caregivers of Office for Aging clients, and

WHEREAS, said agreements expire by their terms on December 31, 2018, and it is desired at this time to renew said agreements on substantially similar terms and conditions, 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 agreements with the vendors listed on Exhibit "A" for in-home and institutional respite services for the Office for Aging 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 Contractors at the rates stated on Exhibit "A", and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410656.1011 (Subcontracted Program Expense), and be it

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

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

RESOLUTION NO. 422

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING AN AGREEMENT WITH DONNA L. BATES FOR NUTRITION COUNSELING SERVICES FOR THE OFFICE FOR AGING FOR 2019-2020

WHEREAS, RFP 2018-072 Consulting Dietitian Services was advertised, and

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with Donna L. Bates for Consulting Dietitian services for the Office for Aging at a cost not to exceed \$37,489, for the period January 1, 2019 through March 31, 2020, and

WHEREAS, said agreement is necessary for as needed nutrition counseling services to OFA clients and for nutrition education, menu planning and nutrition consulting services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Donna L. Bates, 26 Colpitts Drive, Windsor, New York 13865 for Consulting Dietitian services for the Office for Aging for the period January 1, 2019 through March 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$37,489 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410637 (Subcontracted Program Expense), and be it

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

Mr. Wildoner made a motion, seconded by Mr. Baker to amend the name to "Danna L. Bates d/b/a Danna Bates, Consulting Dietitian Services" and amend the period to January 1, 2019 through March 31, 2020, with the option for four one-year renewals based on the percent change in the Consumer Price Index of the previous year"

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

Resolution as amended carried. Ayes-14, Nays-0, Absent-1 (Sopchak)

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27010404.6004411 (Physician Services), and be it

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

RESOLUTION NO. 425

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH TIOGA COUNTY FOR SERVICES PROVIDED BY THE BROOME COUNTY COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2019

WHEREAS, this County Legislature, by Resolution 463 of 2017, as amended by Resolution 217 of 2018, authorized and approved renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program budget in the amount of \$6,094,612 and authorized an agreement with Tioga County for Broome County Community Alternative Systems Agency to conduct hospital assessments at the rate of \$50 per assessment, for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said grant program provides for timely and appropriate Medicaid eligibility determinations, conducts managed care activities, disability determinations, provides Medical transportation, dental case management, monitoring of family type homes and imaging of medical records, and

WHEREAS, it is desired to renew said grant program in the amount of \$5,294,606, adopt a program budget and renew the agreement with Tioga County for the Broome County Community Alternative Systems Agency to conduct hospital assessments for the Tioga Allied Services Assessment Program at the rate of \$50 per assessment for the period January 1, 2019 through December 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,294,606 from the New York State Department of Health, Corning Tower, Empire State Plaza, Albany, New York 12227, for the Department of Social Services' Medicaid Technologies Enhancement Program Grant for the period January 1, 2019 through December 31, 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 \$5,294,606, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Tioga County Department of Social Services, P.O. Box 240, Owego, New York 13827 for the Broome County Community Alternative Systems Agency to conduct hospital assessments for the Tioga Allied Services Assessment Program with revenue to the County at the rate of \$50 per assessment for the period January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$50 per assessment for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 35010006.5000215.3510385 (MLTC Fees), and be it

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

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

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

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

RESOLUTION NO. 426

By Health & Human Services Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE REDLICH HORWITZ FOUNDATION FOR IN KIND PROFESSIONAL SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2018-2020

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with the Redlich Horwitz Foundation for in kind professional services for the Department of Social Services for the period November 1, 2018 through December 31, 2020, and

WHEREAS, said agreement is necessary for the Redlich Horwitz Foundation to contract with various service providers to perform data review and analysis, and develop and implement Child Welfare strategies, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Redlich Horwitz Foundation, 110 W 40th Street, Suite 1900, New York, New York 10018 for in kind professional services for the Department of Social Services for the period November 1, 2018 through December 31, 2020, and be it

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

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

RESOLUTION NO. 427

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH GTL, INC. (D/B/A LINK TO LIFE) AND TWIN TIER HOME HEALTH INC., FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 359 of 2016, authorized renewal of agreements with GTL, Inc., d/b/a Link to Life, at the rate of \$50 per installation and \$28 per month monitor fee and Project HEAR (now known as Twin Tier Home Health, Inc.) at the rate of \$35 per installation and \$25 per month monitor fee for Personal Emergency Response Services for the Department of Social Services, for the period January 1, 2017 through December 31, 2018, and

WHEREAS, New York State mandates the Personal Emergency Response System (PERS) pursuant to Social Services Law for certain eligible medical assistance recipients, the objective being to reduce or eliminate the number of hours necessary for home care workers to be in a client's home solely for the purpose of monitoring the clients health and safety, and

WHEREAS, said agreements expire by their terms on December 31, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2019 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with GTL, Inc., d/b/a Link to Life, 297 North Street, Pittsfield, Massachusetts 01201 for Personal Emergency Response Services for the Department of Social Services for the period January 1, 2019 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay GTL, Inc., d/b/a Link to Life, at the rate of \$50 per installation and \$28 per month monitor fee for the term of the agreement, and be it

RESOLUTION NO. 429

By Health & Human Services Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING MEMORANDUMS OF UNDERSTANDING WITH VARIOUS AGENCIES TO PARTICIPATE IN THE DEPARTMENT OF HEALTH'S OPIOID OVERDOSE PREVENTION PROGRAM

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

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

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

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

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

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

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

RESOLUTION NO. 430

By Health & Human Services Committee Seconded by Mr. Pasquale
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FAMILY VIOLENCE PREVENTION COUNCIL

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Resolution 477 of 1985, as amended by Resolutions 277 of 1990 and 171 of 1999, has duly designated and appointed the following named individuals to membership on the Broome County Family Violence Prevention Council, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
William Baumgartner NYS Police Dept. 84 Crescent Drive Kirkwood, NY 13795	12/31/2020 New Appointment
Nicole Barren 970 Glenn Mary Drive Owego, NY 13827	12/31/2018 New Appointment (Filing unexpired term of Thomas Richards)
Alexis Savidge 1916 Nanticoke Drive Endicott, New York 13760	12/31/18 New Appointment (Filing unexpired term of Shelbie Dubord)

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 477 of 1985, as amended by Resolutions 277 of 1990 and 171 of 1999, confirms the appointments of the above-named individuals to membership on the Broome County Family Violence Prevention Council for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 431

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

RESOLUTION AUTHORIZING AN AGREEMENT WITH BERGMANN ARCHITECTS, ENGINEERS AND PLANNERS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2018-2019

WHEREAS, the Director of Planning requests authorization for an agreement with Bergmann Architects, Engineers and Planners for professional services for the Department of Planning and Economic Development at a cost not to exceed \$40,000 for the period January 1, 2018 through January 31, 2019, and

WHEREAS, said agreement is necessary to refine local land use regulations to enable the adoption of design guidelines by the Village of Johnson City, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Bergmann Architects, Engineers and Planners, 280 E. Broad Street, Suite 200, Rochester, NY 14604 for professional services for the Department of Planning and Economic Development for the period January 1, 2018 through January 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$40,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.1011.3710080 (Contracted Services), and be it

FURTHER RESOLVED, that the County Executive or his 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.

Mr. Shaw made a motion, seconded by Mr. Baldwin to amend the period to January 1, 2018 through January 31, 2020.

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

Heldover by Mr. Pasquale

RESOLUTION NO. 432

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

RESOLUTION AUTHORIZING REVISION OF THE GOVERNMENT PLAZA GREEN INFRASTRUCTURE PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A REVISED PROGRAM BUDGET FOR 2018-2020

WHEREAS, this County Legislature, by Resolution 132 of 2018, authorized and approved renewal of the Government Plaza Green Infrastructure Project Program Grant for the Department of Planning and Economic Development and adopted a program budget in the amount of \$1,752,000 for the period May 1, 2018 through May 31, 2020, and

WHEREAS, said program grant provides funding for green roofs, stormwater planters, stormwater harvest and reuse system, porous pavers, bioretention, downspout disconnection and stormwater trees, and

WHEREAS, it is necessary at this time to revise said program budget to reflect an increase in the amount of \$21,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Government Plaza Green Infrastructure Project Program Grant to reflect an increase of \$21,000 for the period May 1, 2018 through May 31, 2020, 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 \$1,773,000, and be it

FURTHER RESOLVED, that Resolution 132 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 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 (Sopchak)

RESOLUTION NO. 433

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH DELTA ENGINEERS, ARCHITECTS, & LAND SURVEYORS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT'S GOVERNMENT PLAZA GREEN INFRASTRUCTURE PROJECT FOR 2018-2020

WHEREAS, the Director of Planning requests authorization for an agreement with Delta Engineers, Architects, & Land Surveyors for professional services for the Department of Planning and Economic Development at a cost not to exceed \$234,410 for the period November 1, 2018 through May 31, 2020, and

WHEREAS, said agreement is necessary for project management, including scope, schedule and budget oversight, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, Architects, & Land Surveyors, 860 Hooper Road, Endwell, New York 13760 for professional services for the Department of Planning and Economic Development's Government Plaza Green Infrastructure Project for the period November 1, 2018 through May 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$234,410 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710094 (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 (Sopchak)

RESOLUTION NO. 434

By Economic Development, Education and Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TETRA TECH, INC., FOR CONSULTATION SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 107 of 2018, authorized an agreement with Tetra Tech, Inc., for consultation services for the Department of Planning and Economic Development at a cost not to exceed \$149,921 for the period April 2, 2018 through August 31, 2018, and

WHEREAS, said agreement is necessary to update the current Broome County Hazard Mitigation Plan in accordance with the Federal Emergency Management Agency's current standards and requirements for multi-jurisdictional hazard mitigation plans, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through August 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Tetra Tech, Inc., 6 Century Drive, Parsippany, New Jersey 07054 to extend the period through August 30, 2019 for consultation services for the Department of Planning and Economic Development, and be it

FURTHER RESOLVED, that Resolution 107 of 2018 to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 435

By County Administration Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING THE RENEWAL OF INTER-MUNICIPAL AGREEMENTS WITH THE TOWNS OF CONKLIN, TRIANGLE, AND WINDSOR FOR THE OFFICE OF THE COUNTY CLERK TO OPERATE SATELLITE DMV OFFICES AT TOWN FACILITIES FOR 2019

WHEREAS, the County Clerk desires to continue serving our rural communities with Satellite DMV offices, and

WHEREAS, Broome County receives 12.7% of DMV revenue only if residents visit their local DMV to complete registrations, renew licenses or purchase license plates, and

WHEREAS, the County Clerk desires to maximize the retention of the local share of DMV revenue by encouraging all residents to use local DMV services, and

WHEREAS, the County Clerk requests authorization to renew agreements with the Towns of Conklin, Triangle and Windsor for the Office of the County Clerk to operate a Satellite DMV office at these town facilities, with minimal cost to the County for telephone, computer and cable services, and equipment, for the period of January 1, 2019 through December 31, 2019, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the Town of Conklin, 1271 Conklin Road, Conklin, New York 13748, the Town of Triangle, 2612 Liberty Street, P.O. Box 289, Whitney Point, New York 13862, and the Town of Windsor, 124 Main Street, Room 1, Windsor, New York, 13865 for the Office of the County Clerk to operate Satellite DMV offices at these town facilities, for the period of January 1, 2019 through December 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay for telephone, computer and cable services, and equipment, during the term of the agreement, and be it

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

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

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

RESOLUTION NO. 436

By County Administration Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING DIGITAL OR ELECTRONIC COPIES OF RECORDS TO BE THE OFFICIAL COPY OF RECORD IN BROOME COUNTY

WHEREAS, the Broome County Clerk, in the capacity of Records Management Officer for the county, as designated by the New York State Department of Education - State Archives, requests to authorize digitally created or digitally converted records as the official copy of record and maintain such records in digital format for the legally prescribed retention period of the record; and

WHEREAS, more departments are moving toward the scanning of and electronic filing of documents, however paper copies are also being kept of these records which results in the redundant storage of documents, taking up limited space both on our networks and physical space in our Records Storage Center; and

WHEREAS, the Broome County Records Storage Center, located at 1 North Floral Avenue in Binghamton is near capacity in its records storage and hosts a less than ideal environment for preservation of paper records due to concerns with temperature, humidity, flooding and pest control; now, therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes all digitally created or digitally converted records as the official copy of the record and such records be maintained in digital format for the legally prescribed retention period of the record. Broome County shall maintain all digital records adhering to the guidelines set forth in the Regulations of the Commissioner of Education, Part 185.8, section 57.29 of the Arts and Cultural Affairs Laws and all related standards and guidelines set by the Commissioner of Education. Copies of records in other formats, including paper, shall be deemed convenience copies and can be disposed of when no longer needed for reference or other administrative purposes.

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

RESOLUTION NO. 437

By Public Works & Transportation and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH HULBERT ENGINEERING AND LAND SURVEYING, PC FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2019-2021

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Hulbert Engineering and Land Surveying, PC 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 building code and review and inspection services on an "as needed" basis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hulbert Engineering and Land Surveying, PC., 53 Chenango Street, 8th Floor, 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-14, Nays-0, Absent-1 (Sopchak)

RESOLUTION NO. 438

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING RENEWAL OF AN INTERMUNICIPAL AGREEMENT WITH TIOGA COUNTY FOR THE COLLECTION OF HAZARDOUS WASTE FROM TIOGA COUNTY FOR 2019-2020

WHEREAS, this County Legislature, by Resolution 60 of 2017, authorized renewal of an intermunicipal agreement with Tioga County allowing for the collection of hazardous waste from households and conditionally exempt small quantity generators at the Broome County Hazardous Waste Facility with revenue to the County for the period January 1, 2017 through December 31, 2018, and

WHEREAS, said agreement generates revenue to the Broome County Solid Waste Management Fund to offset a portion of the operating expenses at the Hazardous Waste Facility and, by providing this collection service to Tioga County, will enhance the regional economy and benefit the region's environment, and

WHEREAS, said agreement expired by its terms on December 31, 2018, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County for the period January 1, 2019 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the intermunicipal agreement with Tioga County for the collection of hazardous waste from households and conditionally exempt small quantity generators of hazardous wastes located in Tioga County for the period January 1, 2019 through December 31, 2020, and be it

FURTHER RESOLVED, that Tioga County residents will be allowed access to the Broome County Hazardous Waste Facility during scheduled collection days during the months of April through November for the disposal of hazardous waste, following the facility's guidelines, and be it

FURTHER RESOLVED, the following charges will apply to Tioga County, its residents and businesses:

- Tioga County will pay an annual fee of \$3,200 plus a disposal fee of \$0.75 per pound for all hazardous waste and a recycle fee of \$0.35 per pound of electronics brought to the facility by Tioga County residents
- Tioga County businesses and institutions meeting the criteria of "conditionally exempt small quantity generators (CESQGs)" will be permitted access to the facility on a year-round basis, during all scheduled days of operation subject to an annual fee of \$80 per business/generator and a disposal fee of \$0.75 per pound for all hazardous waste and a recycle fee of \$0.35 per pound of electronics

and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 38050007.5000198 (Other Local Government) and 38050007.5000481 (Hazardous Waste Facility Permits), and be it

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

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

RESOLUTION NO. 439

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

Johnson City, NY 13790

Officer Michael Chalson
146 Front Street
Deposit, NY 13754

Deposit Police Department

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of §2404 of the
Broome County Charter and Administrative Code, confirms the appointments of the above-
named individuals to membership on the Broome County Traffic Safety Board for the terms
indicated, in accordance with their appointment by the Chairman of the Broome County
Legislature.

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

RESOLUTION NO. 441

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
**RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE STOP-DWI
FOUNDATION CRACKDOWN PROGRAM GRANT FOR STOP-DWI AND ADOPTING A
PROGRAM BUDGET FOR 2018-2019**

WHEREAS, the STOP-DWI Coordinator requests authorization to accept a New York
State STOP-DWI Foundation Crackdown Program Grant and adopt a program budget in the
amount of \$17,700 for the period October 1, 2018 through September 30, 2019, and

WHEREAS, said program grant provides for high visibility road checks, saturation patrols,
and DRE call out during New York Crackdown dates, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of
\$17,700 from the New York State STOP-DWI Foundation, 414 Fairview Avenue, Hornell, New
York 14843 for STOP DWI's New York State STOP-DWI Foundation Crackdown 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 \$17,700, and be it

FURTHER RESOLVED, STOP-DWI is authorized to accept and appropriate additional
funds if received from the reallocation of unused funds from other counties, 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 (Sopchak)

RESOLUTION NO. 442

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
**RESOLUTION AUTHORIZING THE OFFICE OF THE SHERIFF TO DONATE TWENTY (20)
TASER X26 DEVICES TO NEW YORK STATE UNIVERSITY POLICE AT UPSTATE MEDICAL
UNIVERSITY**

WHEREAS, the Sheriff requests authorization to donate twenty (20) Taser X26 devices to New York State (NYS) University Police at Upstate Medical University, and

WHEREAS, it has been determined that the Tasers have served beyond their useful life and have no resale value, and

WHEREAS, NYS University Police at Upstate Medical University have expressed interest in said Tasers, and

WHEREAS, under the authority of County Law Section 215, Subdivision 9 and County Charter Code 28-5, the Broome County Legislature may authorize the disposal of property having no nominal value to the County and no longer required for public use, now therefore be it

RESOLVED, that this County Legislature hereby authorizes the Office of the Sheriff to donate twenty (20) Taser X26 devices to NYS University Police at Upstate Medical University, 750 East Adams Street, Syracuse, New York 13210, and be it

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

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

RESOLUTION NO. 443

By Public Safety & Emergency Services and Finance Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING ACCEPTANCE OF A LEGISLATIVE INITIATIVE PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2019

WHEREAS, the Sheriff requests authorization to accept a Legislative Initiative Program Grant for the Office of the Sheriff and adopt a program budget in the amount of \$10,857 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant will help acquire/purchase updated communication equipment, less than lethal shotguns and magazines, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,857 from the New York State Division of Criminal Justice Services, Office of Program Development and Funding, 80 Swan Street, Albany, New York 12210 for the Office of the Sheriff's Legislative Initiative Program Grant for the period January 1, 2019 through December 31, 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 \$10,857, and be it

FURTHER RESOLVED, the Office of the Sheriff is authorized to accept and allocate additional Legislative Initiative Program funds, for the period January 1, 2019 through December 31, 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 (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

RESOLUTION NO. 444

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING ACCEPTANCE OF THE HOMELAND SECURITY PSAP PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2019

WHEREAS, the Director of the Office of Emergency Services requests authorization to accept a Homeland Security PSAP Program Grant for the Office of Emergency Services and adopt a program budget in the amount of \$194,069 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program assists with maintenance costs of running the 911 center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$194,069 from New York State Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7A, Albany, New York 12242 for the Office of Emergency Services Homeland Security PSAP Program Grant for the period January 1, 2019 through December 31, 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 \$194,069, and be it

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

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

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

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

RESOLUTION NO. 445

By Public Safety & Emergency Services Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING A DISPATCH SERVICES MEMORANDUM OF UNDERSTANDING WITH VARIOUS FIRE, EMERGENCY MEDICAL SERVICES AND POLICE AGENCIES IN BROOME COUNTY

WHEREAS, the Director of Emergency Services requests authorization for a Dispatch Services Memorandum of Understanding with various fire, emergency medical services and police agencies in Broome County, and

WHEREAS, said agreements are necessary to define the procedures for emergency dispatch services in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a Dispatch Services Memorandum of Understanding with various fire, emergency medical services and police agencies, including, but not limited to, those listed on Exhibit "A", and be it

FURTHER RESOLVED, that a copy of said Memorandum of Understanding shall be filed with the Clerk of the County Legislature, and be it

FURTHER RESOLVED, that this Resolution supersedes previous agreements for dispatch services including, but not limited to, those authorized by Resolutions 363 of 1997, 186 of 1999, 477 of 1999, 561 of 2000 and 163 of 2002, and be it

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

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

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

RESOLUTION NO. 446

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH A & G ASSOCIATES FOR LEASE OF PROPERTY LOCATED AT 331 NABINGER HILL ROAD IN THE TOWN OF NINEVEH FOR THE OFFICE OF EMERGENCY SERVICES

WHEREAS, the Director of Emergency Services requests authorization for an agreement with A & G Associates for lease of property located at 331 Nabinger Hill Road in the Town of Nineveh at a cost not to exceed \$20,750, for the period of ninety-nine (99) years, and

WHEREAS, said agreement is necessary to lease property for communications equipment installation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with A & G Associates, 2906 NYS Route 79, Harpursville, New York 13787 for the lease of property located at 331 Nabinger Hill Road in the Town of Nineveh, Tax Parcel 102.03-1-3.12 for the Office of Emergency Services for the period of ninety-nine (99) years, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 20010003.6002001.5202 (Land Acquisition), and be it

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

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

RESOLUTION NO. 447

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH C & S COMPANIES FOR PROFESSIONAL SERVICES FOR THE OFFICE OF EMERGENCY SERVICES FOR 2015-2020

WHEREAS, this County Legislature, by Resolution 369 of 2016, as amended by Resolution 179 of 2018, authorized an agreement with C & S Companies for professional engineering services for the Office of Emergency Services at a cost not to exceed \$495,143 for the period November 19, 2015 through June 30, 2019, and

WHEREAS, said agreement is necessary for an emergency communications system upgrade, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$196,200 and extend the period through December 31, 2020 for new site development services, outlined in Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with C & S Companies, 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212 to increase the not to exceed amount by \$196,200 and extend the period through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$691,343, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payments hereinabove authorized shall be made from budget line 20010003.6004572.1011.20100569 (Engineering & Architectural Services), and be it

FURTHER RESOLVED, that Resolutions 369 of 2016 and 179 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 448

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING ACCEPTANCE OF THE DASNY STATE AND MUNICIPAL FACILITIES PROGRAM (SAM) GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2018-2023

WHEREAS, the Director of Emergency Services requests authorization to accept a DASNY State and Municipal Facilities Program (SAM) Grant for the Office of Emergency Services and adopt a program budget in the amount of \$250,000 for the period December 1, 2018 through November 30, 2023, and

WHEREAS, said program grant provides funding for the Public Safety Communications System Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$250,000 from the Dormitory Authority of the State of New York, 515 Broadway, Albany, New York 12207-2964 for the Office of Emergency Services' DASNY State and Municipal Facilities Program (SAM) grant for the period December 1, 2018 through November 30, 2023, 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 \$250,000, and be it

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

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

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

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

RESOLUTION NO. 449

By Finance Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING THE SALE OF COUNTY PROPERTIES FROM THE 2018 TAX SALE AUCTION

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

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

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

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

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

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

RESOLUTION NO. 450

By Finance Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING CANCELLATION OF TAXES PLUS ACCRUED INTEREST AND PENALTIES ON A PARCEL IN THE TOWN OF UNION

WHEREAS, the Director of Real Property Tax Service is requesting authorization to cancel taxes plus accrued interest and penalties on a parcel in the Town of Union, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation of taxes plus accrued interest and penalties on a parcel in the Town of Union, 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 (Sopchak)

RESOLUTION NO. 451

By Finance and Public Safety & Emergency Services Committees Seconded by Mrs. O'Brien
RESOLUTION AMENDING THE 2016 CAPITAL IMPROVEMENT PROGRAM PUBLIC SAFETY COMMUNICATIONS SYSTEM UPGRADE PROJECT

RESOLVED, that the 2016 Capital Improvement Program is hereby amended as follows:
 FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>				
			<u>Federal</u>	<u>State</u>	<u>County</u>		
2020015	Public Safety Communications System Upgrade	\$2,000,000	\$0	\$0	\$2,000,000		
			<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
			2016	10	98	\$2,000,000	\$0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>				
			<u>Federal</u>	<u>State</u>	<u>County</u>		
2020015	Public Safety Communications System Upgrade	\$2,250,000	\$0	\$250,000	\$2,000,000		
			<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
			2016	10	98	\$2,250,000	\$0

and be it

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

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

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

RESOLUTION NO. 452

By County Administration and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DATROSE FOR PROFESSIONAL SERVICES FOR THE OFFICE OF THE COUNTY CLERK FOR 2019

WHEREAS, this County Legislature, by Resolution 313 of 2017, as amended by Resolution 411 of 2018, authorized an agreement with Datrose for professional services for the Office of the County Clerk at a cost not to exceed \$170,643 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 \$100,000, as approved in the 2019 Capital Improvement Program, and extend the period through December 31, 2019, 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 \$100,000, as approved in the 2019 Capital Improvement Program, and extend the period through December 31, 2019 for professional services for the Office of the County Clerk, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$270,643, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 04030001.6004255.0420003 (Contracted Services), and be it

FURTHER RESOLVED, that Resolutions 313 of 2017 and 411 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 453

By Finance Committee Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AGREEMENT WITH VISION SERVICE PLAN (NR) FOR ADMINISTRATION OF BROOME COUNTY'S VISION INSURANCE PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2019-2022

WHEREAS, the Risk Manager requests authorization for an agreement with Vision Service Plan (NR) for administration of Broome County's vision insurance plan for the Office of Risk and Insurance, at no cost to the County, for the period January 1, 2019 through December 31, 2022, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Vision Service Plan (NR), P.O. Box 45223, San Francisco, California 94145-0223 for the administration of Broome County's vision insurance plan for the Office of Risk and Insurance, at no cost to the County, for the period January 1, 2019 through December 31, 2022, and be it

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

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

RESOLUTION NO. 454

By Finance Committee

Seconded by Mr. Pasquale

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

WHEREAS, the County Clerk and the Director of the Office of Management and Budget have presented their report concerning mortgage tax receipts for the period April 2018 through September 2018, pursuant to Section 261 of the Tax Law of the State of New York, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

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

**SEMI-ANNUAL MORTGAGE TAX DISTRIBUTION
April 2018 through September 2018**

Dickinson	Village of Port Dickinson	2,419.27
	Outside	14,762.77
Lisle	Village of Lisle	601.15
	Outside	12,654.40
Sanford	Village of Deposit	644.75
	Outside	9,591.04
Triangle	Village of Whitney Point	1,895.76
	Outside	10,303.38
Union	Village of Johnson City	32,938.18
	Village of Endicott	23,344.80
	Outside	199,946.13
Windsor	Village of Windsor	1,399.54
	Outside	30,654.03
Barker		13,666.32
Binghamton (Town)		39,090.92
Chenango		76,795.89
Colesville		17,526.55
Conklin		21,445.58
Fenton		29,579.70
Kirkwood		31,672.54
Maine		28,756.15
Nanticoke		5,477.10
Vestal		221,148.21
City of Binghamton		215,039.70
Total		1,041,353.86

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

RESOLUTION NO. 455

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS

WHEREAS, Daniel J. Reynolds, Chair of the Broome County Legislature, pursuant to the authority vested in him by Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987, Resolution No. 388, adopted November 20, 2014 and Article 18-A of the New York State General Municipal Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individual to membership on the Broome County Industrial Development Agency Board of Directors for the term indicated:

<u>Names</u>	<u>Term Expires</u>
--------------	---------------------

James R. Peduto, Esq. 1505 Buffalo Street Endicott, NY 13760	December 31, 2019 New Appointment Unexpired term of Terrence Kane
--	---

and

WHEREAS, it is desired at this time to confirm said appointment, and
WHEREAS, this appointment, upon an affirmative vote by the full Legislature on this Resolution shall continue through the term indicated or until such time as the person is replaced, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987, Resolution No. 388, adopted November 20, 2014 and Article 18-A of the New York State General Municipal Law, confirms the appointments of the above-named individual to membership on the Broome County Industrial Development Agency Board of Directors for the term indicated, in accordance with his appointment by the Legislative Chairman.
Carried. Ayes-14, Nays-0, Absent-1 (Sopchak)

RESOLUTION NO. 456

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION APPOINTING JAMES R. PEDUTO TO THE BROOME COUNTY LOCAL DEVELOPMENT CORPORATION BOARD OF DIRECTORS PURSUANT TO THE NOT-FOR-PROFIT CORPORATION LAW OF THE STATE OF NEW YORK

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

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

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

<u>NAMES</u>	<u>TERM EXPIRING</u>
James R. Peduto, Esq. 1505 Buffalo Street Endicott, NY 13760	12/31/2018 New Appointment Unexpired Term of Terrance Kane

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore be it
RESOLVED, that the above-named individual is duly nominated and elected as a member of the LDC's Board of Directors, with a term as indicated or to serve until their successors are elected by the Broome County Legislature and have been qualified.

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

Mr. D. J. Reynolds announced the kick off of the 8th Annual Holiday Meals Drive to benefit Broome County Council of Churches Community Hunger Outreach Warehouse (CHOW).

Mr. Weslar challenged all Legislators to bring in 100 pounds of food.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Wildoner. **Motion to adjourn carried.** Ayes-14, Nays-0, Absent-1 (Sopchak). The meeting was adjourned at 5:24 p.m.

This page intentionally left blank