



# *Office of the Broome County Legislature*

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Daniel D. Reynolds, Chair  
Eric S. Denk, Clerk

## *MEMORANDUM*

TO: All Legislators  
Joseph J. Sluzar, County Attorney  
Barbara J. Fiala, County Executive

FROM: Carol L. Hall, Deputy Clerk

DATE: August 13, 2010

SUBJECT: Corrections/Amendments to Resolutions

Attached is a copy of all amendments and substantial corrections made in committees to the resolutions for the Thursday, August 19, 2010 Regular Session. Please incorporate these copies into your original packet of resolutions.

/clh  
Attachments

cc: P. Brennan, Deputy County Executive  
D. Fauci, Deputy County Executive  
M. Kalka, Budget Director  
M. Gerchman, Assistant Budget Director

Intro No. \_\_\_\_\_  
 Date 8/19/10  
 Reviewed by LS  
 Co. Attorney \_\_\_\_\_  
 Date 7/27/10

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
 BINGHAMTON, NEW YORK

*Corrected*  
 #1  
 1/1

**Sponsored by:** Finance Committee

**Seconded by:**

**RESOLUTION AUTHORIZING CANCELLATION OF TAXES PLUS ACCRUED INTEREST AND PENALTIES ON ~~COUNTY OWNED~~ PARCELS IN THE TOWN OF WINDSOR AND THE TOWN OF NANTICOKE**

WHEREAS, it is necessary to cancel taxes, plus accrued interest and penalties on ~~County owned~~ parcels in the Town of Windsor and the Town of Nanticoke, now, therefore, be it

RESOLVED, that taxes, plus accrued interest and penalties will be cancelled on the ~~County owned~~ parcels of real property as listed below:

Town of Windsor  
 Parcel #164.04-24.2  
 People of the State of New York  
 70 Smith Road  
 Wholly Exempt

	<u>Incorrect Tax</u>	<u>Correct Tax</u>
Town	\$22.07	\$0.00
Hwy 1, 3, 4	19.52	\$0.00
Hwy 2	1.87	\$0.00
Fire	<u>7.12</u>	\$0.00
	\$60.58	\$0.00

Town of Nanticoke  
 Parcel #039.00-1-26.2  
 Little Shelter Animal Adoption  
 141 Lamb Road  
 Wholly Exempt

	<u>Incorrect Tax</u>	<u>Correct Tax</u>
County	\$2,020.80	\$0.00
Town	429.95	\$0.00
School Re-levy	5,672.61	\$0.00
Fire	<u>466.80</u>	\$0.00
	\$8,590.16	\$0.00

COUNTY OF BROOME } ss.:  
 STATE OF NEW YORK }

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of nineteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Date sent to County Executive \_\_\_\_\_

Approved \_\_\_\_\_  
 County Executive

Date \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
 Clerk, County Legislature  
 County of Broome

Intro No. 6  
Date 08-19-2010  
Reviewed by  
Co. Attorney \_\_\_\_\_  
Date 7/8/12

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
**BINGHAMTON, NEW YORK**

Perme #6  
Date /  
Effect 1/1/1  
Amended

**Sponsored by:** Public Safety and Emergency Services, Economic Development and Planning and Finance Committees

**Seconded by:**

**RESOLUTION AUTHORIZING AN AGREEMENT WITH MATRIX CONSULTING GROUP FOR A FEASIBILITY STUDY FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2011**

WHEREAS, this County Legislature by Resolution 360 of 2009 authorized acceptance of a Police Consolidation Feasibility Study and Implementation Plan Grant in the amount of \$55,555, and

*inserted name* → WHEREAS, the Interim Commissioner of Planning requests authorization for an agreement with Matrix Consulting Group to develop a feasibility study for the Department of Planning and Economic Development at a cost not to exceed \$50,000, for the period August 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary to develop the Police Consolidation Study and Implementation Plan, now, therefore, be it

*inserted address* → RESOLVED, that this County Legislature hereby authorizes an agreement with Matrix Consulting Group, 721 Colorado Avenue, Suite 101, Palo Alto, CA 94303 for a feasibility study for the Department of Planning and Economic Development for the period August 1, 2010 through March 31, 2011, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710047 (Contracted Services), and be it

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

COUNTY OF BROOME } ss.:  
STATE OF NEW YORK }

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of nineteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Date sent to County Executive \_\_\_\_\_

Approved \_\_\_\_\_  
County Executive

Date \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Clerk, County Legislature  
County of Broome

Intro No. 10  
Date 08-19-2010  
Reviewed by Co. Attorney LLS  
Date 7/27/10

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
BINGHAMTON, NEW YORK

Permane  
Date Adr  
Effective

#10  
1/1  
corrected

**Sponsored by:** Public Works and Finance Committees

**Seconded by:**

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STEARNS & WHELER, LLC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2009-2010**

WHEREAS, this County Legislature, by Resolution 395 of 2009, Resolution 458 of 2008, Resolution 353 of 2004, Resolution 400 of 2005, Resolution 738 of 2006, and Resolution 524 of 2007, authorized an agreement with Stearns & Wheler, LLC for professional engineering services for the Division of Solid Waste Management at an amount not to exceed \$20,000 for the period September 1, 2009 through August 31, 2010, and

WHEREAS, said amendment is necessary to assist the leachate treatment plant operations staff with operations questions, evaluation of chemical usage, troubleshooting operations issues and plant maintenance and repair issues, including assistance with operations at the landfill facility including initial operation of the new Section IV, Cell 1 landfill, and ongoing operation at the County's leachate treatment facility at the Broome County Landfill, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term from September 1, 2010 through August 31, 2011, at an additional ~~\$30,000~~ cost to the County, and \$10,000

WHEREAS, the Deputy Commissioner of Solid Waste Management has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Stearns & Wheler Environmental Engineers, 1 Remington Park Drive, Cazenovia, NY 13035, to extend the term to the period September 1, 2010 through August 31, 2011, for professional engineering services for the Division of Solid Waste Management, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,000, for the term of the agreement, and be it

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

FURTHER RESOLVED, that Resolution 395 of 2009, Resolution 458 of 2008, Resolution 353 of 2004, Resolution 400 of 2005, Resolution 738 of 2006, and Resolution 524 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

COUNTY OF BROOME } ss.:  
STATE OF NEW YORK }

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of nineteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Date sent to County Executive \_\_\_\_\_

Approved \_\_\_\_\_  
County Executive

Date \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Clerk, County Legislature  
County of Broome

Intro No.

Date

Reviewed by  
Co. Attorney

Date

22  
8/19/10  
MS  
7/27/10

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
BINGHAMTON, NEW YORK

#22  
1/2  
Amended

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Sponsored by:** Finance Committee

**Seconded by:**

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

WHEREAS, the County of Broome now owns certain parcels of real property in the City of Binghamton, 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 properties, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated below:

<b>Buyer</b>	<b>City</b>
Hawley Street Associates, LLC	City of Binghamton
80 Exchange St	
Binghamton, NY 13901	

**Bid amount \$400,000.00 in total for the following parcels:**

<b>Subject address</b>	<b>Tax map</b>	<b>Lot size</b>
98 Hawley St	160.49-2-7	50*152
<b>Subject address</b>	<b>Tax map</b>	<b>Lot size</b>
104 Hawley St	160.49-2-8	97*144
<b>Subject address</b>	<b>Tax map</b>	<b>Lot size</b>
110 Hawley St	160.50-1-1	131*165
<b><u>*will be vacant lot</u></b>		
<b>Subject address</b>	<b>Tax map</b>	<b>Lot size</b>
120 Hawley St	160.50-1-2	43*99
<b>Subject address</b>	<b>Tax map</b>	<b>Lot size</b>
122 Hawley St	160.42-1-43	42*99
<b>Subject address</b>	<b>Tax map</b>	<b>Lot size</b>
53 Carroll St	160.50-1-3	66*132

and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line ~~1700001~~ 3160007 (Sale of Real Property), and be it 17000001

Intro No. 22  
Date 8/19/10  
Reviewed by \_\_\_\_\_  
Co. Attorney \_\_\_\_\_  
Date \_\_\_\_\_

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
BINGHAMTON, NEW YORK

#22  
2/2  
Amended

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
} paragraph

FURTHER RESOLVED, that the closing shall occur no later than six months following the completion of demolition and abatement by the County, and be it

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

COUNTY OF BROOME } ss.:  
STATE OF NEW YORK }

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of nineteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Date sent to County Executive \_\_\_\_\_

Approved \_\_\_\_\_  
County Executive

Date \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Clerk, County Legislature  
County of Broome

Intro No. 26  
Date 8/19/10  
Reviewed by 268  
Co. Attorney \_\_\_\_\_  
Date 7/29/10

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
BINGHAMTON, NEW YORK

26  
1/1  
Corrected

**Sponsored by:** Public Works and Finance Committees  
**Seconded by:**

**RESOLUTION AUTHORIZING THE BROOME COUNTY DIVISION OF SOLID WASTE MANAGEMENT TO DONATE TWO USED THIRTY YARD ROLL-OFF CONTAINERS TO THE TOWN OF SANFORD**

WHEREAS, under an inter-municipal agreement between Broome County and the Town of Sanford authorized by Resolution 149 of 2003 for a recycling drop-off site in which the County provides roll-off containers, service of the roll-off container and subsidizes the processing of recyclable materials, and

WHEREAS, this inter-municipal agreement between the Town of Sanford and the County will not be renewed and the County has prepared a bid for the Town of Sanford to obtain the services presently provided by the County from a private hauler, and

WHEREAS, the Broome County Division of Solid Waste requests authorization to donate two used thirty yard roll-off containers to the Town of Sanford to allow them to begin their own recycling program, and

WHEREAS, under the authority of County Law Section 215, Subdivision 9, the Broome County Legislature may authorize the disposal of property having no value to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Division of Solid Waste Management to donate two used thirty yard roll-off containers to the Town of Sanford, and be it

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

COUNTY OF BROOME } ss.:  
STATE OF NEW YORK }

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of nineteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Date sent to County Executive \_\_\_\_\_

Approved \_\_\_\_\_  
County Executive

Date \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Clerk, County Legislature  
County of Broome

Intro No. 29  
Date 8/19/10  
Reviewed by [Signature]  
Co. Attorney [Signature]  
Date 8/19/10

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
BINGHAMTON, NEW YORK

#29  
1/1  
Corrected

**Sponsored by:** Human Services and Finance Committees

**Seconded by:**

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. FOR SOCIAL DAY CARE SERVICES FOR THE OFFICE FOR AGING FOR 2010-2015**

WHEREAS, this County Legislature, by Resolution 237 of 2009, authorized renewal of the agreement with Ideal Senior Living Center, Inc. for social day care services for the Office for Aging's Long Term Health clients with revenue to the County at the rate of \$40 per client per day for the period August 1, 2009 through July 31, 2010 and

WHEREAS, said agreement is necessary to provide social day care to Ideal Living Center Long Term Home Health Care clients, and

WHEREAS, said agreement expired by its terms on July 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County at the rate of \$42 per client per day for the period August 1, 2010, through July 31, 2015, with the option to renew for an additional three years under the same terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Ideal Senior Living Center, UHS Home Care at Ideal, 508 High Street, Endicott, New York 13760 for social day care services for the Office for Aging's Long Term Home Health clients for the period August 1, 2010 through July 31, 2015 with the option to renew for an additional three years under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said agreement, the contractor shall pay the County at the rate of \$42 per client per day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line ~~34010006.500215.340408~~ (Home Health Care Fees), and be it  
34010006.5000215.3410403

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

COUNTY OF BROOME } ss.:  
STATE OF NEW YORK }

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of nineteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Date sent to County Executive \_\_\_\_\_

Approved \_\_\_\_\_  
County Executive

Date \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Clerk, County Legislature  
County of Broome

Intro No. 30  
Date 08-19-2010  
Reviewed by [Signature]  
Co. Attorney [Signature]  
Date 8/19/10

**RESOLUTION**  
**BROOME COUNTY LEGISLATURE**  
BINGHAMTON, NEW YORK

Perman  
Date Ad. #30  
Effective 1/1  
corrected

**Sponsored by:** Human Services and Finance Committees

**Seconded by:**

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH IDEAL SENIOR LIVING CENTER FOR THE OFFICE FOR AGING'S MEALS ON WHEELS AND CONGREGATE MEALS PROGRAM FOR 2010-2015**

WHEREAS, this County Legislature, by Resolution 236 of 2009, authorized renewal of the agreement with Ideal Senior Living Center for the Office for Aging's Long Term Home Health Care clients with revenue to Broome County at the rate of \$9.00 per person per day for each home delivered meal and \$3.75 per person per day for each congregate meal for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said agreement provides for home delivered meals and congregate meals for the Office for Aging's Long Term Home Health Care clients, and

WHEREAS, said agreement expired by its terms on July 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County at the rate of \$9.80 per person per day for each home delivered meal and \$5.41 per person per day for each congregate meal for the period August 1, 2010 through July 31, 2015 with the option to renew for an additional three years under the same terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Ideal Senior Living Center, UHS Home Care at Ideal, 508 High Street, Endicott, New York 13760 for home delivered meals and congregate meals for the Office for Aging for the period August 1, 2010 through July 31, 2015 with the option to renew for an additional three years under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said agreement, the contractor shall pay the County at the rate of \$9.80 per person per day for each home delivered meal and \$5.41 per person per day for each congregate meal for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line ~~34010006.500215.3410394~~ and ~~34010006.500215.2410393~~ (Home Health Care Fees), and be it ~~5000215~~ 5000215.

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

COUNTY OF BROOME } ss.:  
STATE OF NEW YORK }

I, the undersigned, Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Date sent to County Executive \_\_\_\_\_

Approved \_\_\_\_\_  
County Executive

Date \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Clerk, County Legislature  
County of Broome