

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
JUNE 17, 2010**

The Legislature convened at 5:00 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Merrill)

The Chair, Mr. Reynolds, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a prayer offered by Legislator Buchta.

Ms. Messina made a motion, seconded by Mr. Sanfilippo, that the Regular Session minutes of May 18, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Merrill).

Mr. Reynolds noted that the committee minutes for the period May 18, 2010 through June 16, 2010 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Ms. Buchta, seconded by Mr. Diffendorf. **Carried**, Ayes-18, Nays-0, Absent-1 (Merrill).

**ANNOUNCEMENTS FROM THE CHAIR**

Mr. Reynolds announced that the Public Hearing on the County Executive's Proposed BCC Budget would be held on July 15, 2010 at 5:00 P.M.

Mr. Moran and Mr. Sanfilippo presented a proclamation to Jerry D'Amigo for his hockey accomplishments.

Mr. Howard and Mr. Marinich presented a proclamation to the Chenango Forks Lunar Research Team.

Mr. Materese presented a proclamation to Jordon Thomas for his accomplishments in track and football.

Ms. McFadden from the Health Department addressed the Legislature on the Employee Wellness Program and encouraged everyone to participate.

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:**

- A. Letters from the County Executive, Barbara J. Fiala
  - 1. Appointments to the Broome County Library Board of Trustees
  - 2. Appointments to the Broome Community College Board of Trustees
  - 3. Copy of Communication on Resolution 2010-200 sent to Local Municipalities on 6/4/2010

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE**

- A. Letters from the Chair, Daniel D. Reynolds:
  - 1. Designation for John F. Hutchings on 6/3/2010
  - 2. Designation for Stephen D. Herz on 6/3/2010
  - 3. Designation for Joseph A. Merrill for week of 6/7/2010
  - 4. Designation for Joseph S. Sanfilippo for week of 6/7/2010
  - 5. Designation for Matthew J. Pasquale on 6/9/2010
  - 6. Designation for Mark R. Whalen on 6/10/2010
  - 7. Formation of Ad Hoc Committee on Intergovernmental Relations

**PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:**

- A. PETITIONS: None
- B. COMMUNICATIONS:
1. Assemblyman Crouch-Receipt of Resolutions 2010-221,224,226
  2. Reality Check Youth Members – Support of Anti-Tobacco Ads
  3. Governor Paterson-Receipt of Resolutions 2010-221,224,226
  4. BCC Budget Transfers for April 2010
  5. BC Clerk May 2010 Oil & Gas Revenues
- C. NOTICES:
1. BC Legislature Notice of Special Session 6/3/2010
  2. BC Legislature Notice of Special Public Works & Special Session on 6/3/2010
  3. BC Legislature Notice of Special Public Works & Finance Committee Meetings and Notice of Special Session on 6/3/2010
  4. BC Legislature Notice of 30 Day Public Review of Agricultural District 5
  5. BC Legislature Notice of Special Session on 6/17/2010
  6. BC Legislature Notice of Public Hearing on the BCC Budget for 2010-2011 on 7/15/2010
- D. REPORTS:
1. BCC Recommended 2010-2011 Budget
  2. BC Probation 2008 Annual Report
  3. Mary Wilcox Library 2011 Budget & Goals
  4. BC County Clerk 2009 Annual Report
  5. BC CASA 2009 Annual Report
  6. BC Sheriff 2009 Annual Report
  7. BCC Above Minimum Hire Report April 2010
  8. Town of Union Final 2010 Budget
  9. BC Audit & Control Employee Final Clearance Payout Audit June 2010
  10. BC Finance Bond Issuance

**RESOLUTIONS HELD OVER FROM PREVIOUS SESSION**

Mr. Herz and Mr. Marinich were designated as participants with Chairman Reynolds in the 'Short Roll Call'.

**RESOLUTION NO. 200**

By County Administration, Transportation and Rural Development, Public Health and Environmental Protection, and Public Works Committees

Seconded by Mr. Nirchi

**RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO 4 OF 2010, ENTITLED: "A LOCAL LAW CREATING CHAPTER 100 OF THE BROOME COUNTY CHARTER AND CODE PROVIDING THAT A SPECIAL HAULING PERMIT SHALL BE REQUIRED FOR USE OF COUNTY ROADS BY CERTAIN VEHICLES THAT EXCEED THE WEIGHT OR DIMENSIONAL LIMITS IN SECTION 385 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK."**

**Carried.** Ayes-17, Nays-0, Abstain-1 (Pasquale), Absent-1 (Merrill)

**RESOLUTION NO. 230**

By County Administration Committee

Seconded by Mr. Herz

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 7 of 2010, ENTITLED "A LOCAL LAW REVISING THE BOUNDARIES OF THE TRIPLE CITIES EMPIRE ZONE"**

**Carried.** Ayes-18, Nays-0, Asent-1 (Merrill)

**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 231**

By County Administration and Public Safety and Emergency Services and Finance Committees  
Seconded by Materese

**RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY NO. 6 OF 2010, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE IN RELATION TO THE OFFICE OF THE SHERIFF"**

RESOLVED, that Local Law Introductory No. 6 of 2010, entitled: "A Local Law Amending the Broome County Charter and Code in Relation to the Office of the Sheriff", be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto.

**ARTICLE XXVI**

**General Provisions**

C2606. Filling vacancy in elective office of District Attorney, Sheriff and County Clerk.

A vacancy occurring otherwise than by expiration of term in any elective county office, including but not limited to the offices of District Attorney, Sheriff and County Clerk, shall be filled in accordance with Section 400 of the County Law of the State of New York, [by appointment by the County Executive, subject to confirmation by the County Legislature, of a qualified elector of the county having the same political affiliation as the person last elected to that office. The term of such person so appointed shall be until the commencement of the calendar year next succeeding the first general election after the happening of the vacancy if the vacancy occurs before September 20 of any year. If the vacancy occurs after September 20 of any year, then the term of such person so appointed shall be until the commencement of the second calendar year next succeeding the first general election after the happening of the vacancy, at which election a District Attorney, Sheriff and County Clerk, as the case may be, shall be elected for the balance of the term, if any]

**ARTICLE XXIII**

**Sheriff**

§ A2303. Reports.

On or before **[March 1 April 30]** in each year, the Sheriff shall make an annual report for the immediately preceding calendar year, covering generally the work of his office.

The Sheriff shall make such other reports at such times as may be required by the County Legislature, County Executive or any other applicable law. Copies of all reports shall be filed with the Clerk of the County Legislature and the County Executive.

§ A2304. Appointment of Undersheriff and deputies.

(A) The Sheriff shall appoint an Undersheriff and such deputies as shall be authorized by the County Legislature. The Undersheriff shall serve at the pleasure of the Sheriff. **[All deputies above the rank of Sergeant shall serve at the pleasure of the Sheriff, subject to the provisions of this section.]** All promotions to the rank of Captain shall be made from and with the personnel holding the grade or rank of Lieutenant or Sergeant at the time of such appointment, and all promotions to the rank of Lieutenant shall be made from and with the personnel holding the grade or rank of Sergeant at the time of such appointment.

(B) All **[deputies of the Sheriff of the rank or grade of Sergeant and below the rank or grade of Sergeant, including civil deputies of such ranks or grades] Sheriff's deputies, corrections officers, civil deputies, and civilian employees,** are hereby placed in the competitive classified service of the civil service and shall be hired by competitive examinations under the provisions of the Civil Service Law of the State of New York, and such **[deputies of the ranks or grades of Sergeant and below] Sheriff's deputies, corrections officers, civil deputies, and civilian employees** shall be subject to and governed and controlled by the rules and regulations of the New York State Department of Civil Service and the Broome County Department of Personnel.

(C) The Undersheriff shall execute the powers and duties of the Office of the Sheriff in the absence or inability of the Sheriff to act. In the event that a vacancy occurs in the Office of the

Sheriff, the Undersheriff shall execute the powers and duties of the Office until a new Sheriff has been duly elected or appointed and has qualified.

(D) The Sheriff may, within the appropriations provided therefor, appoint **[jail matrons] Corrections Officers** and such other officers and employees as may be necessary to operate the county jail facilities. **[The matron shall have sole charge of the female prisoners and of that portion of the jail facilities in which female prisoners are detained, subject to the direction of the Sheriff. A matron shall be in attendance at all times when females are confined to the jail facilities.]**

(E) The Sheriff or Undersheriff may deputize a person or persons in accordance with the applicable state law.

(F) Each appointment made by the Sheriff or revocation thereof pursuant to this Article shall be in writing and filed with the Department of Personnel records.

§ A2305. Disbursements.

Whenever the Sheriff is required by law to transport a prisoner or any other person and the cost of the transportation is made a county charge by law, the Sheriff or Deputy Sheriff shall, within the appropriations provided therefor, be entitled to his necessary and actual disbursement incurred for travel, lodging and food.

**[§ A2306. Board and lodging of jurors.**

**Whenever it shall be necessary to keep together the members of a jury during their deliberations, the county may direct the Sheriff to furnish specified meals and/or lodging to such jury. The claim for expenses therefor shall be presented to the Commissioner of Finance. The claims must bear the approval of the Sheriff, Undersheriff or other deputy designated by the Sheriff to approve the same and of the judge or clerk of the court for which the jury was chosen. The claims shall be audited and paid as a county charge.]**

§ A230[7] **6.** Accounting for fees and funds.

All moneys to which the county may be entitled under and by virtue of the laws of the State of New York or which the Sheriff may receive for services performed by his office shall belong to the county and be collected by the Sheriff, accounted for and paid over to the Commissioner of Finance by a written statement within five days after the expiration of each month. Each monthly statement shall have attached thereto a certification by the Sheriff to the effect that the same is in all respects a full and true statement of all such moneys received by him for the preceding month. At the time of the rendering of any such statement, the Sheriff shall pay to the Commissioner of Finance all moneys received by him since the last preceding monthly statement. Other funds or fees collected by the Sheriff shall be paid over and reported to the Commissioner of Finance as above provided, except where otherwise specifically provided by statute.

§ A230[8] **7** Bond of sheriff.

The Sheriff, Undersheriff and such of his deputies, officers and employees as the County Legislature shall require shall each give a surety bond to the county in a sum fixed by the County Legislature conditioned for the faithful performance of his duties. Such Bond shall be approved as to form by the County Attorney and as to the sufficiency of surety by the County Legislature and filed with the Department of Finance.

**Chapter 60: [SHERIFF'S DEPARTMENT] OFFICE OF THE SHERIFF**

[HISTORY: Adopted by the Broome County Legislature: Art. I, 2-18-1981 as L.L. No. 2-1981; Art. II, 10-17-1983 as L.L. No. 15-1983. Amendments noted where applicable.]

**GENERAL REFERENCES** Sheriff — See Charter Art. XXIII and Administrative Code Art. XXIII. Workers' compensation — See Ch. 76. Code enforcement — See Ch. 98. Criminal background checks

— See Ch. 110.[**Sheriff's Department**] **Office of the Sheriff** fees — See Ch. 125, Art. II.

**ARTICLE I Mutual Police Assistance** [Adopted 2-18-1981 as L.L. No. 2-1981]

**§ 60-1. Requests for assistance authorized.**

The Broome County Sheriff, or, during his absence, illness or disability, the individual in command who is authorized to exercise the powers of the Sheriff in emergency situations, is hereby authorized and empowered, whenever he deems the public interest requires it, to request the Chief Executive Officer of any other local government, or the individual duly authorized to act in his behalf, to detail, assign and make available for duty and use in aiding the **Office of the Broome County Sheriff[’s Department]** any part of the forces, equipment and supplies of the Police Department or police force of the local government of which the request is made.

**Chapter 86: ALARM SYSTEMS**

[HISTORY: Adopted by the Broome County Legislature as indicated in article histories. Amendments noted where applicable.]

**ARTICLE I Avoidable Alarms [Adopted 6-18-1992 as L.L. No. 8-1992]**

**§ 86-2. Registration required; fee.**

- A. All residences and businesses containing or installing emergency alarm systems in Broome County connected to the Broome County **Office of the Sheriff [Sheriff’s Department]** and/or the Office of Emergency Services must register with the Broome County **Office of the Sheriff [Sheriff’s Department]** and/or the Office of Emergency Services.
- B. Registration shall be upon forms provided by the Broome County Sheriff. A registration fee of \$5 should be charged at the time the registration is filed with the **Office of the Sheriff [Sheriff’s Department].** [Added 8-18-1994 by L.L. No. 12-1994; amended 4-20-1995 by L.L. No. 5-1995]
- C. Alarm companies shall distribute and collect the registration forms and fee from their customers and file the forms with the Office of the Broome County Sheriff or the Office of Emergency Services. The Office of the Broome County Sheriff shall forward a copy of the registration forms to the Broome County Communications Center. [Added 4-20-1995 by L.L. No. 5-1995; amended 9-21-2000 by L.L. No. 14-2000]
- D. Any residence and/or business containing an emergency alarm system which fails to register the emergency alarm system shall be subject to a charge of \$25 per unregistered alarm system. [Added 4-20-1995 by L.L. No. 5-1995]

**§ 86-3. Charges.** [Amended 9-21-2000 by L.L. No. 14-2000]

Each alarm user shall pay to Broome County a charge for each and every avoidable alarm after the first three avoidable alarm calls per calendar year per user at a charge of \$25 for the fourth avoidable false alarm each calendar year per user and \$50 for each additional avoidable false alarm per calendar year per user.

**§ 86-4. Notification to user; failure to pay charges.**

- A. The **Office of the Sheriff [Sheriff’s Department]** and/or the Office of Emergency Services shall notify the alarm user, by mail, of said avoidable alarm call or unregistered alarm, and within 30 days of such notice, the alarm user may appeal to the Broome County Executive by showing proof to demonstrate that the alarm was not an avoidable alarm or unregistered alarm, and the County Executive shall have 10 business days to determine the appeal. [Amended 4-20-1995 by L.L. No. 5-1995]
- B. Should the alarm user fail to pay any and all alarm charges within 30 days of receipt of

notice or receipt of appeal denial, whichever is later, the Broome County Sheriff and/or the Office of Emergency Services shall certify to the Broome County Commissioner of Finance the amount of the penalties.

- (1) If the alarm user is the owner of the real property which contains the residence or business, all alarm charges and penalties shall become a lien upon the real property and shall be included in the next tax bill rendered to the owner, unless paid before, and shall be collected in the same manner as other taxes against the real property.
- (2) If the owner of the real property is not the same person or business as the alarm user and the alarm user fails to pay any penalty assessed, the Broome County Sheriff and/or the Office of Emergency Services may institute a suit in his name in any court of competent jurisdiction to recover penalties, costs and disbursements, including attorney's fees, incurred in the collection of penalties.

**ARTICLE II Office of the Sheriff's [Sheriff's Department] Fees** [Adopted 2-21-1979 by L.L. No. 1-1979]

**§ 125-4. Fees established.** [Amended 6-24-1980 by L.L. No. 5-1980; 4-4-1991 by L.L. No. 10-1991]

The County of Broome [does hereby establish the following] charges [and] fees in connection with services rendered by the Broome County **Office of the Sheriff [Sheriff's Department]** at the request of citizens[:] **A schedule of said fees is available through the Office of the Sheriff.**

**A. Accident photographs.**

- (1) Eight inches by 10 inches, black and white: \$10.
- (2) Eight inches by 10 inches, color: \$15.

**B. Identification cards.**

- (1) First application: \$7.50.
- (2) Replacement: \$3.

**C. Fingerprinting fee: \$7.50 (no charge for pistol permit and citizenship fingerprinting.**

**D. Accident reports: \$2. ]**

**ARTICLE III Pistol or Revolver License Fees** [Adopted 3-22-1988 by L.L. No. 1-1988]

**§ 125-5. Fee established.**

[The County Clerk shall collect and pay into the County Treasury a license fee of \$10 for the possessing or carrying of a pistol or revolver.]

**The Office of the Sheriff processes license applications for the possessing or carrying of a hand gun, pistol, or revolver upon completion of an application or other requirement(s) the Sheriff may establish. A processing fee may apply to such application. Any fees collected in connection with the issuance of said license and not due to the Federal or State government shall be paid into the County Treasury.]**

Material [bold brackets] deleted

Material **bold underlined** added

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 232**

By Personnel and County Administration Committees Seconded by Mr. Sanfilippo  
**ADOPTING A STANDARD WORK DAY AND REPORTING RESOLUTION AS REQUIRED BY THE STATE OF NEW YORK**

WHEREAS, effective August 12, 2009, the New York State comptroller has issued Regulation 2 NYCRR 315.4 which modifies the reporting requirements for elected and appointed officials who are members of the New York State Retirement System, now therefore, be it

RESOLVED, Richard R. Blythe, Broome County Clerk, pursuant to 2 NYCRR 315.4 (A) has recorded his work activities for a period of three consecutive months and has filed said record with the Clerk of the Legislature of the County of Broome, and be it

FURTHER RESOLVED, that for the sole purpose of reporting days worked to the New York State and Local Employees' Retirement System, the Legislature of the County of Broome hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
County Clerk	Richard R. Blythe	7.5	1/1/2010-12/31/2013	N	23.5

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 233**

By Personnel, Public Health and Environmental Protection, and Finance Committees  
 Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY DEPARTMENT OF HEALTH**

RESOLVED, that in accordance with a request contained in PCR# 10-135 from the Director of Public Health, this County Legislature hereby authorizes the creation of Senior Public Health Sanitarian, Grade 20, Union Code 07 BAPA, minimum salary \$44,992, at budget line 25010004.6001001.2510347, effective May 31, 2010 and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 10-136 from the Director of Public Health, this County Legislature hereby authorizes the creation of Senior Public Health Sanitarian, Grade 20, Union Code 07 BAPA, minimum salary \$44,992, at budget line 25010004.6001001.2510348, effective May 31, 2010.

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 234**

By Personnel, Human Services, and Finance Committees Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE FOR AGING**

RESOLVED, that in accordance with a request contained in PCR# 10-130 from the Director of the Office for Aging, this County Legislature hereby authorizes the creation of Senior

Account Clerk, Grade 09, Union Code 08 CSEA, minimum salary \$12.44 per hour, at budget line 34010006.6001001.3410388, effective June 28, 2010.

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 235**

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF THE GRANT-IN-AID PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 353 of 2009, authorized and approved the Grant-In-Aid Program Grant for the Office For Aging and adopted a program budget in the amount of \$13,000 for the period April 1, 2009 through July 31, 2010, and

WHEREAS, said program grant provides funding for new or expanded services to senior centers, and

WHEREAS, it is desired to renew said program grant in the amount of \$75,000 for the period April 1, 2010 through July 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$75,000 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Office for Aging's Grant-In-Aid Program Grant for the period April 1, 2010 through July 31, 2011, 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 \$78,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 236**

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AOA EVIDENCE BASED CHRONIC DISEASE MANAGEMENT GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH RETIRED & SENIOR VOLUNTEER PROGRAM (RSVP) TO ADMINISTER THE OFFICE FOR AGING'S AOA EMPOWERING OLDER PEOPLE PROGRAM FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 350 of 2009, authorized and approved the renewal of the AoA Evidence Based Chronic Disease Management Grant for the Office For Aging, adopted a program budget in the amount of \$64,364 and authorized an agreement by Resolution 349 of 2009 with Retired & Senior Volunteer Program (RSVP) to administer said program for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said grant program is necessary to administer chronic disease management programs and is designed to empower people to take control of their health through evidence-based prevention programs, and

WHEREAS, it is desired to renew said grant program in the amount of \$23,034, adopt a program budget and renew the agreement with Retired & Senior Volunteer Program (RSVP) to

continue to administer said program for the period August 1, 2010 through July 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$23,034 from the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251, for the Office For Aging's AoA Evidence-based Chronic Disease Management Grant for the period August 1, 2010 through July 31, 2011, 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 \$23,034, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Retired & Senior Volunteer Program (RSVP), 230 Main Street, Binghamton, NY 13905, for administering chronic disease management programs for seniors, for the Office for Aging for the period August 1, 2010 through July 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,731 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410417 (Subcontracted Program Expense), and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 237**

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING ACCEPTANCE OF ARRA CDSMP GRANT – CHRONIC DISEASE SELF-MANAGEMENT PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH RETIRED & SENIOR VOLUNTEER PROGRAM (RSVP) TO ADMINISTER SAID PROGRAM FOR 2010-2011**

WHEREAS, the Office for Aging requests authorization to accept a ARRA CDSMP Grant–Chronic Disease Self-Management Program Grant, to adopt a program budget in the amount of \$26,000 and to enter into an agreement with Retired & Senior Volunteer Program (RSVP) to administer said program for the period August 1, 2010 through July 31, 2011, and

WHEREAS, said program grant will administer chronic disease management programs for seniors and will empower people to take control of their health through evidence-based prevention programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,000 from the the New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office for Aging's Chronic Disease Self-Management Programs for Seniors for the period August 1, 2010 through July 31, 2011, 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 \$26,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Retired & Senior Volunteer Program (RSVP) to administer said program grant, for the period August 1, 2010 through July 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410418 (Subcontracted Program Expense), and be it

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

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

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 238**

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH VARIOUS INSTITUTIONAL CHILD CARE PROVIDERS FOR DEPARTMENT OF SOCIAL SERVICES FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 225 of 2009, authorized renewal of the agreements with various vendors as approved by the New York State Office of Children and Family Services for institutional child care services for the Department of Social Services at an amount not to exceed \$16,403,074, for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said services are necessary to provide room, board and various services to children who require placement outside their homes, and

WHEREAS, said agreements expires by their terms on June 30, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions, for a total amount not to exceed \$17,237,352, for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as approved by the New York State Office of Children and Family Services for institutional child care, including but not limited to those listed in Exhibit "A", for the Department of Social Services for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates not to exceed the Maximum State Reimbursement rates set by New York State, total amount not to exceed \$17,237,352 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 35070006.6004309 (EAF/TANF) 35070006.6004312 (Foster Care Homes/Institutions-CW) 35070006.6004313 (Foster Care Homes/Institutions-ADC) 35070006.6004316 (JD/PINS Institutions-ADC) 35070006.6004317 (JD/PINS Institutions-CW) 35070006.6004328 (EAF JD/PINS) and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 239**

By Human Services, Personnel, and Finance Committees                      Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING RENEWAL OF DSS/BU CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 330 of 2009, authorized and approved the renewal of the DSS/BU Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$58,194 for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said program grant provides employees with educational opportunities and workshops geared toward enhancing their skills on the job and in preparing them for promotional opportunities within the Department, and

WHEREAS, it is desired to renew said program grant in the amount of \$55,627 for the period August 1, 2010 through July 31, 2011, and

WHEREAS, the Commissioner of Social Services requests authority to transfer funds between the Binghamton University and the Broome Community College training contracts without further legislative approval as long as the total amount does not exceed \$137,653, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,627 from New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, NY, 12144 for the DSS/BU Credit and Non-Credit Training Program Grant for the period August 1, 2010 through July 31, 2011, 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 \$55,627 and authorizes the Commissioner of Social Services authority to transfer funds between the Binghamton University and Broome Community College employee training contracts without further legislative approval as long as the total amount does not exceed \$137,653, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 240**

By Human Services, Personnel, and Finance Committees                      Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING RENEWAL OF DSS/BCC CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 116 of 2010, authorized and approved the revision of the DSS/BCC Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$85,542 for the period August 1, 2009 through July 31, 2010, and

WHEREAS, said program grant provides employees with educational training at Broome Community College for credit and non-credit classes to develop staff job skills, and

WHEREAS, it is desired to renew said program grant in the amount of \$82,026 for the period August 1, 2010 through July 31, 2011, and

WHEREAS, the Commissioner of Social Services requests authority to transfer funds between the Broome Community College and the Binghamton University employee training contracts without further legislative approval as long as the total amount does not exceed \$137,653, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$82,026 from New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, NY, 12144 for the DSS/BCC Credit and Non-Credit Training Program Grant for the period August 1, 2010 through July 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$82,026 and authorizes the Commissioner of Social Services authority to transfer funds between the Broome Community College and Binghamton University employee training contracts without further legislative approval as long as the total amount does not exceed \$137,653, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

#### **RESOLUTION NO. 241**

By Human Services and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CCRX OF NEW YORK, LLC FOR PHARMACY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2009**

WHEREAS, this County Legislature, by Resolution 514 of 2008, authorized an agreement with CCRx of New York, LLC for pharmacy services for the Willow Point Nursing Home at an amount not to exceed \$561,000, for the period January 1, 2009 through December 31, 2009 with the option for two twelve month renewals under the same terms and conditions and Broome County exercised its option to renew the agreement for the period January 1, 2010 through December 31, 2010 at an amount not to exceed \$545,000, and

WHEREAS, said agreement is necessary to maintain pharmaceutical regimes and stability for residents, monitor cost containment, third party reimbursement, private billing, facility billing and minimize staff time in pharmacy process, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$3,648 for the period January 1, 2010 through December 31, 2010 for consultation services and authorize an additional option for a twelve month renewal through December 31, 2012, and

WHEREAS, the Administrator of the Willow Point Nursing Home 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 CCRx of New York, LLC, 2308 Bleeker Street, Utica, NY 13501 to increase the not to exceed amount by \$3,648 for the period January 1, 2010 through December 31, 2010 and

authorizing an additional option for a twelve month renewal through December 31, 2012, for pharmacy services for the Willow Point Nursing Home, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$548,648, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payment hereinabove authorized shall be made from budget line 27020404.6004573 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 514 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 242**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING REVISION OF THE LOCAL REENTRY TASK FORCE INITIATIVE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE SOUTHERN TIER AIDS PROGRAM FOR 2009-2010**

WHEREAS, this County Legislature, by Resolution 498 of 2009, authorized the Local Reentry Task Force Initiative Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$100,000 and authorized an agreement with the Southern Tier AIDS Program in the amount of \$60,428 for a Reentry Coordinator for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant is to reduce recidivism in local jurisdictions and increase public safety, and

WHEREAS, it is necessary at this time to revise said program to extend the period to July 1, 2009 through September 30, 2010 and amend the agreement with the Southern Tier Aids Program to reflect an increase of \$32,297, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Local Reentry Task Force Initiative Program Grant to extend the period to July 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Southern Tier Aids Program, 122 Baldwin Street, Johnson City, New York 13790, to reflect an increase of \$32,297 for a Reentry Coordinator for the Department of Mental Health's Local Reentry Task Force Initiative Program Grant for the period July 1, 2009 through September 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$92,725 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 498 of 2009, 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 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 her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 243**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE RESEARCH FOUNDATION, STATE UNIVERSITY OF NEW YORK, OFFICE OF RESEARCH AND SPONSORED PROGRAMS FOR STUDENT INTERNS TO PROVIDE CLINICAL SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 326 of 2009, authorized renewal of the agreement with The Research Foundation, State University of New York, Office of Research and Sponsored Programs for student interns to provide clinical services for the Department of Mental Health at an amount not to exceed \$21,800, for the period September 1, 2009 through August 31, 2010, and

WHEREAS, said agreement is necessary for Binghamton University Psychology doctoral students to provide clinical services to the Broome County Department of Mental Health, and

WHEREAS, said agreement expires by its terms on August 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$21,800 for the period September 1, 2010 through August 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with The Research Foundation, State University of New York, Office of Research & Sponsored Programs, PO Box 6000, Binghamton, NY 13902 for student interns to provide clinical services for the Department of Mental Health for the period September 1, 2010 through August 31, 2011 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,800 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (Other Fees for Services), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 244**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DR IVAN FRAS FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010**

WHEREAS, this County Legislature, by Resolution 563 of 2009, authorized an agreement with Dr. Ivan Fras for psychiatric service for the Department of Mental Health at a rate of \$94.30 per hour, total amount not to exceed \$107,879, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement provides required psychiatric services to children with serious emotional problems, and

WHEREAS, it is necessary to authorize the amendment of said agreement to decrease to not to exceed amount by \$18,289 for psychiatric services for the Department of Mental Health, and

WHEREAS, the Commissioner of Mental Health has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Dr. Ivan Frascino, 33 Avon Road, Binghamton, New York 13905 to decrease the not to exceed amount by \$18,289 for psychiatric services for the Department of Mental Health for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$94.30 per hour, total amount not to exceed \$89,590, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 26000004.6004573 and 26000004.6004573.2610285 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 563 of 2009, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 245**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH DR. FLORANTE TINIO FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010**

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Dr. Florante Tinio for psychiatric services for the Department of Mental Health at the rate of \$94.30 per hour, total amount not to exceed \$56,580 for the period June 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for required psychiatric services for clients with serious emotional problems, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Dr. Florante Tinio, 164 Sheedy Road, Vestal, New York 13850 for psychiatric services for the Department of Mental Health for the period June 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$94.30 per hour, total amount not to exceed \$56,580 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (other Fees for Services), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 246**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF THE SOUTHERN TIER AIDS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 269 of 2009, authorized and approved renewal of the Southern Tier AIDS Program Grant for the Department of Health and adopted a program budget in the amount of \$19,500 for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant provides free, anonymous HIV/AIDS counseling and testing for people in Broome County who would be considered at risk, and

WHEREAS, it is desired to renew said program grant in the amount of \$19,500 for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$19,500 from the Southern Tier AIDS Program Inc. (STAP), 122 Baldwin Street, Johnson City, New York 13790, for the Department of Health's Southern Tier AIDS Program for the period July 1, 2010 through June 30, 2011 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 \$19,500, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

#### **RESOLUTION NO. 247**

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF PREVENTIVE DENTISTRY/DENTAL SEALANT PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 170 of 2009, as amended by Resolution 170 of 2010, authorized and approved renewal of the Preventive Dentistry/Dental Sealant Program Grant for the Department of Health and adopted a program budget in the amount of \$58,462 for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant promotes good oral hygiene to Broome County school children by providing dental exams, cleanings, sealants and educational services, and

WHEREAS, it is desired to renew said program grant in the amount of \$58,763 for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$43,580 from the New York State Department of Health, Bureau of Dental Health, Empire State Plaza, Corning Tower, Room 542, Albany, New York 12237, for the Department of Health's Preventive Dentistry/Dental Sealant Program Grant for the period July 1, 2010 through June 30, 2011, 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 \$58,763, and be it

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the

grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 248**

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF THE TOBACCO CONTROL PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 363 of 2009, as amended by Resolution 163 of 2010, authorized and approved renewal of the Tobacco Control Program Grant for the Department of Health and adopted a program budget in the amount of \$206,315 for the period August 1, 2009 through June 30, 2010, and

WHEREAS, said program grant's purpose is to prevent initiation of tobacco use, educate the public about tobacco industry marketing tactics, prevent exposure to second-hand smoke, prevent tobacco sponsorship in local non-profit venues, prevent tobacco promotions in local bars and restaurants, and promote the New York State Smoker's Quitline, and

WHEREAS, it is desired to renew said program grant in the amount of \$200,000 for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$200,000 from the New York State Department of Health, Corning Tower, Rockefeller Empire State Plaza, Albany, New York 12237 for the Department of Health's Tobacco Control Program Grant for the period July 1, 2010 through June 30, 2011, 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 \$200,000, and be it

FURTHER RESOLVED, that the Broome County Health Department is authorized to modify the grant budget to reflect any increases or decreases in grant funding as may be required by New York State from July 1, 2010 through June 30, 2011 provided there are no increases or decreases in employee head count and that Broome County's financial contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 249**

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING RENEWAL OF THE HEALTHY FAMILIES NEW YORK: HEALTHY FAMILIES BROOME PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH LOURDES HEALTH CARE SYSTEM FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 267 of 2009, as amended by Resolution 165 of 2010, authorized and approved renewal of the Healthy Families New York Home Visiting Program Grant for the Department of Health, adopted a program budget in the amount of \$484,683 and authorized an agreement with Lourdes Health Care System in the amount of \$334,727 for intensive home visiting services for the period July 1, 2009 through June 30, 2010, and

WHEREAS, said program grant is designed to prevent child abuse and neglect and promote positive outcomes for young children and their families through home visiting services, and

WHEREAS, it is desired to renew said program grant in the amount of \$484,683, adopt a program budget and renew the agreement with Lourdes Health Care System in the amount of \$322,139 for intensive home visiting services for the period July 1, 2010 through June 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$484,683 from the New York State Office of Children and Family Services, 52 Washington Street, 3<sup>rd</sup> Floor, Rensselaer, New York 12144-2796, for the Department of Health's Healthy Families New York: Healthy Families Broome Program Grant for the period July 1, 2010 through June 30, 2011, 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 \$484,683, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Lourdes Health Care System, 219 Front Street, Binghamton, New York 13905, for intensive home visiting services for the Department of Health's Healthy Families New York: Healthy Families Broome Program Grant for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$322,139 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510365 (Subcontracted Program Expense), and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 250**

By Public Health & Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING ACCEPTANCE OF OHS STATE ASSISTANCE TO LOCAL HEALTH DEPARTMENTS PROGRAM GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET FOR 2009-2011**

WHEREAS, the Public Health Director requests authorization to accept an OHS State Assistance to Local Health Departments Program Grant and adopt a program budget in the amount of \$72,495 for the period August 10, 2009 through August 9, 2011, and

WHEREAS, said program grant provides funding to local health departments to build local capacity in order to better respond to natural and man-made disasters, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$72,495 from the New York State Office of Homeland Security, 1220 Washington Avenue, Albany, New York 12242 for the Health Department's OHS State Assistance to Local Health Departments Program Grant for the period August 10, 2009 through August 9, 2011, 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 \$72,495, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 251**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING AN AGREEMENT WITH HEALTH MINISTRY OF THE SOUTHERN TIER, INC. FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES GRANT FOR 2010-2011**

WHEREAS, the Director of Public Health requests authorization for an agreement with Health Ministry of the Southern Tier, Inc., for services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant at rates set by the New York State Department of Health for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary to provide breast, cervical and colorectal cancer screening services and HPV Vaccine, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Health Ministry of the Southern Tier, Inc., 300 Nasser Civic Center Plaza, Suite 230, Corning, New York 14830 for services for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties Grant for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates set by the New York State Department of Health, attached as Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510340 (Other Health and Medical Services) for the period April 1, 2010 through June 29, 2010, 25010004.6004406.2510312 (Medical and Hospital Services) for the period April 1, 2010 through March 31, 2011, and 25010004.6004413 (Other Health and Medical Services) for the period June 30, 2010 through March 31, 2011, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 252**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING AN AGREEMENT WITH VICKIE MONTALVO FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012**

WHEREAS, the Director of Public Health requests authorization for an agreement with Vickie Montalvo for services for the Department of Health's Preschool Education Program at rates set by the New York State Department of Health and the Broome County Health Department for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said agreement is necessary for speech evaluations and services for the Preschool Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Vickie Montalvo, 2004 County Road 3, Oxford, New York 13830 for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates set by the New York State Department of Health and the Broome County Health Department attached as Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 253**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING AN AGREEMENT WITH CARRIE MITROWITZ FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012 AND EARLY INTERVENTION PROGRAM FOR 2010-2011**

WHEREAS, the Director of Public Health requests authorization for an agreement with Carrie Mitrowitz for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012 and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, at rates set by the New York State Department of Health and the Broome County Health Department, and

WHEREAS, said agreement is necessary for speech evaluations and services for the Preschool Education Program and Early Intervention Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Carrie Mitrowitz, 273 Dimmock Hill Road, Binghamton, New York 13905 for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012, and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates set by the New York State Department of Health and the Broome County Health Department attached as Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

#### **RESOLUTION NO. 254**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH BUILDING BLOCKS COMPREHENSIVE SERVICES, INC., FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S PRESCHOOL EDUCATION PROGRAM FOR 2010-2012 AND EARLY INTERVENTION PROGRAM FOR 2010-2011**

WHEREAS, the Director of Public Health requests authorization for an agreement with Building Blocks Comprehensive Services, Inc., for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012 and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, at rates set by the New York State Department of Health and the Broome County Health Department, and

WHEREAS, said agreement is necessary for special education evaluations and services for the Preschool Education Program and Early Intervention Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Building Blocks Comprehensive Services, Inc., 275 Parrish Street, Canandaigua, New York 14424 for services for the Department of Health's Preschool Education Program for the period July 1, 2010 through June 30, 2012, and the Early Intervention Program for the period July 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates set by the New York State Department of Health and the Broome County Health Department attached as Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

#### **RESOLUTION NO. 255**

By Public Health & Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING AGREEMENTS AND RENEWAL OF THE AGREEMENTS WITH VARIOUS PROVIDERS FOR THE PRESCHOOL SPECIAL EDUCATION PROGRAM FOR THE DEPARTMENT OF HEALTH FOR 2010-2012**

WHEREAS, this County Legislature, by Resolution 201 of 2008, authorized renewal of agreements with various vendors for professional services for the Department of Health's Preschool Education Program at rates set by the New York State Department of Education and the Broome County Department of Health, total amount not to exceed budget appropriations, for the period July 1, 2008 through June 30, 2010, and

WHEREAS, said services are necessary to provide various services including evaluations, services and tuition-based preschool for the 3-5 Preschool Program, and

WHEREAS, said agreements expire by their terms on June 30, 2010, and it is desired at this time to renew said agreements on substantially similar terms and conditions and authorize new contracts with new service providers, at rates set by the Broome County Department of Health and the New York State Education Department, total amount not to exceed budgeted appropriations, for the period July 1, 2010 through June 30, 2012 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes new agreements and the renewal of the agreements with various vendors as shown on Exhibit "A" and Exhibit "C" for various services for the Department of Health for the period July 1, 2010 through June 30, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors on Exhibit "A" at the rates shown on Exhibit "B" for the term of the agreements, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors on Exhibit "C" at the rates shown on Exhibit "D" and the approved tuition rates established by the New York State Department of Education, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25060004.various.HPSEDP (Various), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 256**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MILLENNIUM MEDICAL IMAGING FOR RADIOLOGICAL SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2010-2013**

WHEREAS, this County Legislature, by Resolution 564 of 2009, authorized an agreement for services with Millennium Medical Imaging for radiological services for the Department of Health at current Medicaid rates, total cost not to exceed \$7,500, for the period September 1, 2007, through August 31, 2010, and,

WHEREAS, said agreement is necessary to interpret x-rays of chest clinic patients who test positive for latent and active TB disease, now, therefore, be it

WHEREAS, said agreement expires by its terms on August 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$2,500 annually or \$7,500 for a term of three years, for the period September 1, 2010 to August 31, 2013 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Millennium Medical Imaging, P.O. Box 130, Latham, NY 12110 for radiological services for the Department of Health for the period September 1, 2010 to August 31, 2013, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the current Medicaid rates, total amount not to exceed \$2,500 per year, total amount not to exceed \$7,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25020004.6004123.1010 (Medical, Hospital & Lab Expenses), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 257**

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012**

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Dislocated Worker Program Grant and adopt a program budget in the amount of \$471,127 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$471,127 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Dislocated Worker Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$471,127, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 258**

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT ADULT PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012**

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Adult Program Grant and adopt a program budget in the amount of \$449,091 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$449,091 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Adult Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$449,091, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Adult Program funding as may be allocated by New York

State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 259**

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT ADMINISTRATION PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012**

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Administration Program Grant and adopt a program budget in the amount of \$156,322 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant covers the administrative costs associated with the grant programs that provide customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$156,322 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Administration Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$156,322, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Administration Program funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 260**

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INVESTMENT ACT YOUTH PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012**

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Youth Program Grant and adopt a program budget in the amount of \$486,677 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$486,677 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Youth Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$486,677, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Youth Program funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 261**

By Economic Development and Planning, Personnel and Finance Committees  
Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INVESTMENT ACT SHARED COST POOL PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2012**

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Shared Cost Pool Program Grant and adopt a program budget in the amount of \$842,649 for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said program grant provides a pool to report salary and fringe information for monthly distribution to the appropriate Workforce Investment Act grants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$842,649 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Shared Cost Pool Program Grant for the period July 1, 2010 through June 30, 2012, 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 \$842,649, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA Shared Cost Pool Program funding as may be allocated by New York State from July 1, 2010 through June 30, 2012, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

### **RESOLUTION NO. 262**

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE WORKFORCE INVESTMENT ACT DISLOCATED WORKER DISCRETIONARY PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010**

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Investment Act Dislocated Worker Discretionary Program Grant and adopt a program budget in the amount of \$250,000 for the period January 1, 2010 through June 30, 2010, and

WHEREAS, said program grant supports the training and services to targeted eligible Dislocated Workers through occupational training and on the job training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$250,000 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Investment Act Dislocated Worker Discretionary Program Grant for the period January 1, 2010 through June 30, 2010, 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 Office of Employment and Training is authorized to accept and allocate additional WIA Dislocated Worker Discretionary Program funding as may be allocated by New York State from January 1, 2010 through June 30, 2010, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 263**

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING ACCEPTANCE OF A WIA 13-N SOUTHERN TIER OF NEW YORK REGIONAL TRANSFORMATION STRATEGIES PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2009-2010**

WHEREAS, the Director of Employment and Training requests authorization to accept a WIA 13-N Southern Tier of New York Regional Transformation Strategies Program Grant and adopt a program budget in the amount of \$18,000 for the period November 1, 2009 through October 31, 2010, and

WHEREAS, said program grant provides school visitations, job fairs and oversees the 13-N partnership activities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from Chemung, Schuyler and Steuben Workforce New York, Inc., 20 Denison Parkway West, Corning, New York 14830 for the Office of Employment and Training's WIA 13-N Southern Tier of New York Regional Transformation Strategies Program Grant for the period November 1, 2009 through October 31, 2010, 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 \$18,000, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIA 13-N Southern Tier of New York Regional Transformation Strategies Program funding as may be allocated from November 1, 2009 through October 31, 2010, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 264**

By Economic Development and Planning and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS EMPLOYERS AND EDUCATIONAL PROVIDERS FOR TRAINING SERVICES FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2010-2012**

WHEREAS, the Director of Employment and Training requests authorization for agreements with various employers and educational providers for training services for qualified persons for the Office of Employment and Training for the period July 1, 2010 through June 30, 2012, and

WHEREAS, said employment and educational providers are organizations approved by the Broome Tioga Workforce Development Board, who provide job training services or hire

qualified persons and are reimbursed partial salary costs by Workforce Investment Act-WIA grants previously approved by this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with various employers and educational providers for training services for qualified persons for the period July 1, 2010 through June 30, 2012, and be it

FURTHER RESOLVED, that the Office of Employment and Training is hereby directed to file a list of employers and educational providers who will be providing training services authorized by this resolution with the Commissioner of Finance, County Comptroller, Clerk of the Legislature and the County Executive, and provide an updated list each month new providers are added, and be it

FURTHER RESOLVED, that in consideration of services delivered, the County shall compensate the training and educational providers at the stated training rate as identified within the training and educational providers catalogs for the provision of services, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the following programs: WIA Administration, Adult, Dislocated Worker, Youth and Trade Act Assistance from the following budget lines: 6004252 (Tioga County), 6004250 (Client Tuition, Books, Fees) and 6004254 (Contracted Training); and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

#### **RESOLUTION NO. 265**

By Public Works and Finance Committees

Seconded by Mr. Sanfilippo

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SHUMAKER CONSULTING ENGINEERING AND LAND SURVEYING PC FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2008-2009**

WHEREAS, this County Legislature, by Resolution 372 of 2008, authorized an agreement with Shumaker Consulting Engineering and Land Surveying, PC for professional services for the Department of Public Works at a cost not to exceed \$92,750 for the period July 17, 2008 through December 31, 2009, and

WHEREAS, said agreement provides professional engineering services for the Hooper Road turning lane and traffic signal upgrades Capital Improvement Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2011 at no additional cost to the County, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Shumaker Consulting Engineering and Land Surveying, PC, 143 Court Street, Binghamton, New York 13901 to extend the period to July 17, 2008 through December 31, 2011 for professional services for the Department of Public Works at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 372 of 2008, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

#### **RESOLUTION NO. 266**

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Materese

**RESOLUTION AUTHORIZING AMENDMENT TO THE INTERMUNICIPAL AGREEMENT BETWEEN BROOME COUNTY AND THE VILLAGE OF ENDICOTT FOR MANAGEMENT OF ENJOIE GOLF COURSE AND RELATED FACILITIES**

WHEREAS, this County Legislature, by Resolution 354 of 2005, authorized an intermunicipal agreement with the Village of Endicott for management of Enjoie Golf Course and related facilities for the period January 1, 2006 through December 31, 2010, and

WHEREAS, said agreement provides for the management of Enjoie Golf Course and related facilities by Broome County, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period to January 1, 2006 through December 31, 2013 and include that the Village of Endicott will bond to repair the roof on the clubhouse, which during the term of the agreement the principal and interest on the bond will be paid from Enjoie revenues before distribution of any net profits, and at the end of the term of the agreement the Village of Endicott pays all principal and interest, and,

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Village of Endicott, 1009 East Main Street, Endicott, New York 13760 to extend the period to January 1, 2006 through December 31, 2013 and include that the Village of Endicott will bond to repair the roof on the clubhouse; the term of said bond shall not be less than fifteen years; during the term of the agreement the principal and interest on the bond will be paid from Enjoie revenues before distribution of any net profits, and at the end of the term of the agreement the Village of Endicott pays all principal and interest, and be it

FURTHER RESOLVED, that Resolution 354 of 2005, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-16, Nays-2 (Keibel, Pasquale), Absent-1 (Merrill)

**RESOLUTION NO. 267**

By Education, Culture and Recreation Committee

Seconded by Mr. Sanfilippo

**RESOLUTION IN SUPPORT OF A VETERANS DISPLAY CASE ON THE CONCOURSE OF THE BROOME COUNTY VETERANS MEMORIAL ARENA**

WHEREAS, the Broome County Arena Board of Directors recommends improvements at the Broome County Veterans Memorial Arena which will honor our Veterans, and

WHEREAS, these improvements include relocating the flags over the All Wars Memorial and creating a glass enclosed case showcasing mannequins with uniforms from four major wars, and

WHEREAS, the Arena Manager requests endorsement and support from the Legislature for a Veterans Display Case on the Concourse of the Broome County Veterans Memorial Arena at no cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby endorses and supports the improvements recommended by the Broome County Arena Board including relocating the flags over the All Wars Memorial and creating a glass enclosed case showcasing mannequins with uniforms from four major wars, at no cost to the County, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)





FURTHER RESOLVED, that if any quarterly report does not demonstrate average financial savings of \$1.86 or more per claim for the quarter, then within 90 days after the end of the quarter, the contractor shall pay the County or credit the County on its invoices for the prescription benefit plan an amount equal to the difference between average financial savings of \$1.86 per claim and the actual amount of savings realized, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.  
**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 272**

By County Administration and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH AMERICAN MADE ELECTION EQUIPMENT FOR PRIVACY SCREENS FOR THE BOARD OF ELECTIONS FOR 2010**

WHEREAS, the Deputy Commissioners of the Board of Elections request authorization for an agreement with American Made Election Equipment for privacy screens for the Board of Elections at a cost not to exceed \$25,550, for the period June 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for 175 privacy screens for voting machines, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with American Made Election Equipment, PO Box 769, Blythewood, South Carolina 29016 for privacy screens for the Board of Elections for the period June 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,550 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 07000001.6004138.0710004 (Other Operational Expenses), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 273**

By Finance Committee Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING ADJUSTMENT OF DELINQUENT REAL PROPERTY TAXES ON A PROPERTY IN THE TOWN OF NANTICOKE**

WHEREAS, the Director of Real Property Tax Service requests authorization to adjust delinquent taxes due on a property in the Town of Nanticoke, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes correction of delinquent taxes on the following property:

Town: Nanticoke, Tax Map Number 039.04-1-25.1

Owner: Ralph Jackson

Address: 300 Cherry Hill Road

Reason: Assessment is going from \$50,100 to \$3,000

	<u>Incorrect Tax</u>	<u>Correct Tax</u>	
County	\$457.88	\$27.42	
Town	114.15	6.84	
School	1,303.40	78.05	
Fire	<u>123.54</u>	<u>7.40</u>	
	\$1,998.97	\$119.71	Plus penalties and interest
Penalties & Interest	585.69		
	\$2,584.66		

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 274**

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Sanfilippo  
**RESOLUTION AUTHORIZING THE BROOME COUNTY SHERIFF TO DONATE OLD HOLSTERS TO THE CITY OF BINGHAMTON POLICE DEPARTMENT OR ANY OTHER POLICE AGENCY**

WHEREAS, the Broome County Sheriff requests authorization to donate old holsters to the City of Binghamton Police Department or any other Police Agency, and

WHEREAS, said holsters are no longer in use by the Office of the Sheriff and have no value to Broome County, 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 Sheriff to donate used holsters to the City of Binghamton Police Department or any other Police Agency, 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-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 275**

By Finance, Personnel, and Public Health and Environmental Protection Committees  
 Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENT OF HEALTH**

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Youth Tobacco Enforcement & Prevention Grant, as requested in Journal ID#7983, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001001	2510347	Travel, Hotel & Meals	\$ 2,319
	25010004	6004610	2510347	Personal Services Chgbk	\$ 5,244
	25010004	6008001	2510347	State Retirement	\$ 541
	25010004	6008002	2510347	Social Security	\$ 395
	25010004	6008004	2510347	Workers Compensation	\$ 101
	25010004	6008007	2510347	Health Insurance	\$ 733
	25010004	6008010	2510347	Disability Insurance	\$ 44
				Total	\$ 9,377
TO:	25010004	6004045	2510347	Training & Edu. Supplies	\$ 3,400
	25010004	6004055	2510347	Misc Operational Supplies	\$ 600
	25010004	6004137	2510347	Advertising & Promotion Exp	\$ 3,000
	25010004	6004605	2510347	County Attorney Chgbk	\$ 2,376
	25010004	6008006	2510347	Life Insurance	\$ 1
				Total	\$ 9,377

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2010 Primary Prevention of Childhood Lead Grant, as requested in Journal ID#7985, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	25010004	6001000	2510348	Salaries Full Time	\$ 21,267

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	25010004	6001002	2510348	Salaries Temporary	\$ 3,507
	25010004	6008001	2510348	State Retirement	\$ 2,316
	25010004	6008002	2510348	Social Security	\$ 2,761
	25010004	6008004	2510348	Workers Compensation	\$ 981
	25010004	6008006	2510348	Life Insurance	\$ 7
	25010004	6008007	2510348	Health Insurance	\$ 4,925
	25010004	6008010	2510348	Disability Insurance	\$ 48
				Total	\$ 35,812
TO:	25010004	6001001	2510348	Salaries Part Time	\$ 3,762
	25010004	6004146	2510348	Subcontracted Prog. Exp.	\$ 22,050
	25010004	6004610	2510348	Personal Svcs. Chgbk	\$ 10,000
				Total	\$ 35,812

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 276**

By Finance and Personnel Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING POSITION CHANGE REQUEST AND TRANSFER OF FUNDS FOR DEPARTMENT OF RISK AND INSURANCE**

RESOLVED, that in accordance with a request contained in PCR# 10-140 from the Manager of Risk and Insurance, this County Legislature hereby authorizes the position of Safety Specialist, Grade 22, Union Code 09 (Admin I), minimum salary \$47,388 at budget line 18020001.6001000.1800003, 37.5 weekly hours to be changed to Safety Specialist, Grade 22, Union Code 09 (Admin I), minimum salary \$50,499 at budget line 18020001.6001000.1800003, 40 weekly hours, to assume duties from DPW Engineering and be responsible for compliance with EPA and DEC regulations of the County's fuel storage tanks and be it,

FURTHER RESOLVED, that in accordance with a request from the Manager of Risk and Insurance, to allow for increase in Safety Specialist hours to maintain compliance with EPA and DEC regulations, as requested in Journal ID#7844, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Department</u>	<u>Account</u>	<u>Fund</u>	<u>Title</u>	<u>Amount</u>
FROM:	18020001	6004201	2090	Insurance Premiums	\$2,175
				Total	\$2,175
TO:	18020001	6001000	2090	Salary & Wages FT	\$1,832
	18020001	6008001	2090	State Retirement	\$ 203
	18020001	6008002	2090	Social Security	\$ 140
				Total	\$2,175

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

**RESOLUTION NO. 277**

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Sanfilippo

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SUNY HEALTH SCIENCE CENTER AT SYRACUSE CLINICAL CAMPUS AT BINGHAMTON FOR MEDICAL DIRECTOR SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2010-2011**

WHEREAS, this County Legislature, by Resolution 214 of 2009, authorized renewal of the agreement with the SUNY Health Science Center at Syracuse Clinical Campus at Binghamton for the Department of Health at the amount of \$80,000 for medical director services for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said agreement provides professional physician services, consultation and clinical supervision for the Department of Health, and

WHEREAS, said agreement expired by its terms on March 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at an amount



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	2005	30	11	\$12,406,000	0
TO:					
				Estimated Construction Cost:	
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
312000	Intermodal	\$14,106,000	\$1,233,434	\$9,907,	\$2,965,097
8	Center Project			469	
			Local Finance Law Section 11		How Financed:
	<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
	2005	30	11	\$14,106,000	0

and be it

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

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

**Carried.** Ayes-16, Nays-2 (Pasquale, Diffendorf), Absent-1 (Merrill)

**RESOLUTION NO. 280**

By County Administration and Finance Committees

Seconded by Mr. Garnar

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY URBAN LEAGUE**

WHEREAS, the County Executive requests authorization for an agreement with the Broome County Urban League at a cost not to exceed \$10,000, and

WHEREAS, said agreement is necessary to provide funding to assist the Urban League in providing staff and programming for its summer youth program which serves inner city children and provides them with recreational & educational activities as well as meals, and

WHEREAS, the Urban League has assured the Administration that it is working on a long range restructuring plan to try to prevent future funding shortfalls, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Urban League, 43-45 Carroll Street, Binghamton, NY 13901 for one time funds, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 05000001.6004573 (Other Fees for Service), and be it

FURTHER RESOLVED, that a transfer in the amount of \$10,000, from 2010 funds, is hereby authorized and approved as follows and disbursed as described:

<u>Amount</u>	<u>Index Code</u>	<u>Subobject</u>	<u>Title</u>
FROM:			
\$10,000	90000099	6004581	Contingency Fund
TO:			
\$10,000	05000001	6004573	Other Fees for Service

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.

Mr. Materese made a motion, seconded by Mr. Moran to amend the amount to \$5,000.

**Amendment carried.** Ayes-16, Nays-2 (Garnar, Hutchings), Absent-1 (Merrill). Mr. Garnar made a motion, seconded by Mr. Hutchings to amend the amount to \$7,195. **Amendment**

**failed.** Ayes-4, Nays-14 (Materese, Keibel, Moran, Messina, Whalen, Nirchi, LaBare, Pasquale, Howard, Diffendorf, Marinich, Herz, Buchta, Reynolds), Absent-1 (Merrill). **Resolution as amended carried.** Ayes-14, Nays-4 (Keibel, LaBare, Pasquale, Diffendorf), Absent-1 (Merrill).

### RESOLUTION NO. 281

By Public Works Committee

Seconded by Mr. Sanfilippo

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE CREATION OF CHAPTER 100 OF THE BROOME COUNTY CHARTER AND CODE PROVIDING THAT A SPECIAL HAULING PERMIT BE REQUIRED FOR USE OF COUNTY ROADS BY CERTAIN VEHICLES THAT EXCEED THE WEIGHT OR DIMENSIONAL LIMITS IN SECTION 385 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK**

WHEREAS, it is necessary to create Chapter 100 of the Broome County Charter and Code to provide that a special hauling permit be required for use of county roads by certain vehicles that exceed the weight or dimensional limits in section 385 of the Vehicle and Traffic Law of the State of New York, and

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

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

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned project, and

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the creation of Chapter 100 of the Broome County Charter and Code providing that a special hauling permit be required for use of county roads by certain vehicles that exceed the weight or dimensional limits in section 385 of the Vehicle and Traffic Law of the State of New York, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that said action will not have a significant effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the "Negative Declaration" annexed hereto as Exhibit "B".

**Carried.** Ayes-18, Nays-0, Absent-1 (Merrill)

Mr. Howard made a motion to adjourn, seconded by Mr. Marinich . **Motion to adjourn Carried,** Ayes-18, Nays-0, Absent-1 (Merrill). The meeting was adjourned at 6:12 P.M.



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