

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
SEPTEMBER 23, 2010**

The Legislature convened at 5:03 PM with a call to order by the Chair, Daniel D. Reynolds.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Reynolds invited County Executive Fiala to the podium to present her 2011 budget.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Good evening, everyone. Chairman Reynolds, Majority Leader LaBare, Minority Leader Marinich and all members of this Legislature. Thank you for this opportunity to provide you information on our proposed 2011 spending plan.

I stand here this evening, ready to deliver some very difficult news. This proposed budget has been the culmination of work undertaken by myself, my staff, our department heads and their employees. Work on this budget began as soon as we put the 2010 budget to bed last December and in many ways the work began years ago.

We have been working since 2005 to contain costs to the best of our ability. We have cut expenses by reducing some lines and completely wiping out others. We have eliminated positions either through attrition, or retirement incentives and yes, there have been layoffs.

We have done all of these actions in the face of declining revenues in sales taxes and continued increasing mandates from the state and federal government. We have worked to protect the valuable services our residents have come to expect and frankly pay a large amount of taxes to underwrite. Unfortunately, we are at the point where we can no longer simply cut contractual lines, supply lines, travel lines, and training expenses.

We now must structurally change the way we do business and we have reached a point where some services will be impacted. This is a reality that is at our doorstep.

It is not easy to do and it is not easy for our residents to understand when we say we can no longer afford to provide a service that directly impacts them. Sometimes the public gets it and sometimes they do not.

OUR EMPLOYEES AND THE SERVICES THEY PROVIDE

A few weeks ago I received an email from a constituent who was responding to a comment I made to the media. I said that because of our current financial situation, some services might be impacted. His response to me was, "...do not cut services, cut employees!"

It is unfortunate that the relationship between the employee and the service is not clearer to some. We need our employees. Our people provide the quality services all of us have come to expect from our local governments. We here in Broome County are very fortunate to have some of the finest public servants in the United States, and frankly the world.

Many of them have seen us through natural disasters like floods and ice and snow storms. They have been there through other public emergencies like the horrific ACA shooting or the H1N1 pandemic flu. They process our driver's licenses, our passports, our tax payments. They provide home visits to the sick, young, and elderly. They make sure our most vulnerable are protected, fed, and clothed. They keep our parks clean and safe for all to enjoy. Our public

workers wear so many hats and they do so much work day in and day out to make our community a better, safer place to live.

But we all understand that things cannot remain as they are. We simply cannot afford to do everything for everybody. We must reduce the size of government. We must redirect our resources and deliver our services in different ways to meet the future needs of our residents. And we must do this in a way that we are not burdening our residents so much that they have to leave and move to another area in order to keep a roof over their heads.

MAKING CUTS ACROSS THE BOARD

As you know near the beginning of this budget process our department heads were directed to submit a continuing budget that included a 10% reduction. Once again, some met their targets. For others, we were forced to make some decisions for them.

Our proposed 2011 budget reduces the number of County employees by 115 positions over 2010 staffing levels. This happened as a result of a combination of layoffs, positions vacated through attrition, as well as incentivized retirements.

When combined with the number of positions that were either laid off or incentivized to retire in 2010, we have eliminated a total of 139 positions in the last two years. This is significant and this will indeed have a major impact on our operations. The number of jobs eliminated, including fringe benefits, reflects a savings of \$6.7M!

I want to thank the number of department heads who worked closely with us to meet our necessary budget goals. As we discussed at the beginning of the year, we told our department heads we would make the choices if they did not, fortunately, most of the time, it did not come to that. A department head knows their resources better than we do and knows what they can and cannot do. We listened. We agreed sometimes and we disagreed other times but overall we were extremely pleased with the amount of thought and consideration all of our department heads and supervisors contributed to this process.

I want to especially thank my Budget Director Marie Kalka, soon to be Director of the Office of Management and Budget, for working with the department heads to bring this plan together. She has done an excellent job and in the midst of the budget preparation, which is certainly a major undertaking by itself, she took the time and provided tremendous leadership in our efforts to reorganize how we manage the budget and finance departments. It will provide tremendous efficiencies going forward. We are already seeing the dividends of this merger.

I want to also thank Marty Gerchman and Darlene Croston for all of the assistance they provided Marie during this budget season.

MILLIONS CUT FROM PROPOSED SPENDING PLAN

When the number of positions that were cut are combined with the additional expense cuts implemented in this plan, we created a cost avoidance of around \$8M.

The proposed spending level for next year is \$354M. That compares to \$352.5M in 2010. That is an increase of \$1.5M.

What you have to consider, however, is that the increase in our pension costs alone amounted to \$3.7M next year. And our increased mandated DSS costs total around \$6.9M.

And might I remind you that Medicaid, which so many lawmakers have alleged is "fixed" still increases every year by \$1.2M. I have said it before and I will say it again, a mandated cost that continues to increase by \$1.2M a year is a problem still seeking a solution!

I wanted to quickly mention that in addition to making cuts in our operating budget, we have also scaled back in our Capital Improvement Plan.

Since taking office we have attempted to keep the net County support for all capital projects capped at \$1M. Next year we scaled back even more. The amount now budgeted for capital projects is nearer \$600,000. That is a significant decrease and again not something we have taken lightly. One item not in next year's capital plan is the purchase of fleet vehicles. We simply will have to make do with what we have.

THE REVENUE PICTURE: THE GOOD AND THE BAD

On the revenue side there are a few bright spots to mention:

- Our sales tax figures are finally showing signs of improvement. We are now in the black year to year showing some growth and we expect that trend to continue. However, we have a long way to go to return to the levels we were at prior to the economic downturn.
- Our unemployment rate is beginning to come down from a high of nearly 10% earlier this year.
- Our bookings at BGM are up significantly.
- Our receipts from the hotel-motel tax are also increasing.
- Federal Medical Assistant Percentage or FMAP did indeed come through again for counties but this year we are receiving half as much as we did last year. The total amount of FMAP money we are budgeting for this year is approximately \$2.85M.
- Our health care costs, while increasing, are only increasing by 2.3%. This is significantly less than what we had originally anticipated. Certainly good news in a sea of bad news. While we have been helped in some ways by outside forces we have also gone to great lengths to make changes in our benefits plans with both an eye to our current bottom line as well as the burden on future budgets. These changes include Medicare Advantage, RationalMed, and Personalized Medicine, just to name a few. These changes have generated both short term and long term savings. For example, Medicare Advantage saves approximately \$865,000 per year. And, from January 2007 to January 2009, our GASB 45 accrued liability went down by more than \$100M.
- This next update is not exactly a bright spot but it will go a long way towards assisting with our bottom line. We will be following suit with New York State and most other counties in reinstating the sales tax on clothing. This exemption has only been in place since 2006 and was the right thing to do. Now it is time to remove the exemption. This will bring an additional \$6M in revenue to Broome County. While raising any tax is never palatable, I believe it is fairer to remove the exemption that has been in place rather than transfer that \$6M burden to our property taxpayers. However, there will still be tax free breaks provided for our residents. It is our proposal to provide a total of 3 tax free weeks per year; one before the start of school, one prior to the holiday season, and one sometime in the spring.
- And despite the fact that I have proposed the inclusion of \$5M in revenue from the leasing of County properties for natural gas development each of the last two years, with this Legislative body's approval, I am not including that revenue in the 2011 proposed spending plan.

LEASING COUNTY LAND FOR NATURAL GAS DEVELOPMENT

As you know, a majority in this Legislature felt they could not support the recent \$16M offer that was made to us this summer. This lack of support came even though the Legislature and the Administration had agreed to put \$5M in revenues in the budget. Additionally, this Legislature approved our seeking offers on County land to fulfill that \$5M revenue line.

Not knowing where the collective mind set is on leasing County property for natural gas development, I will not put those revenues back into this Administration's proposed 2011 budget. I simply cannot do it!

This year we were able to make up that deficit by utilizing \$2M in 2009 fund balance. We anticipate saving over a million dollars after implementing a hiring freeze, a travel freeze, and restricting contractual and equipment purchases. We also experienced \$1.1M in savings from the 2009 retirement incentive. Our retirement bill was \$300,000 less than expected and finally we anticipate being able to transfer \$600,000 less to other funds from the General Fund as the result of appropriation savings.

Before moving on, however, I just want to emphasize this Administration's support for the development of the natural gas industry in New York State. I also want to remind everyone that leasing County property does not automatically mean that this body has any influence over whether the hydraulic fracturing process will be allowed in New York. That decision rests solely with the state.

As we discussed earlier this year, already over 87,000 privately held acres in Broome County are under lease to gas companies. What we would be doing by signing a lease is simply tapping into a new and lucrative revenue stream. We would be getting revenues, both bonus payments and royalties, for our overworked overburdened taxpayers. We would be getting revenue to stabilize taxes going forward. And, finally we would be able to access revenue to reinvest in our deteriorating infrastructure.

Also, by leasing our acres, we make the commitment to our residents that if drilling occurs on County owned land, the companies involved will not only have New York State DEC overseeing their operations but they will also have all of the resources that Broome County can bring to bear on their operations.

Earlier this week, you were provided a new offer. It is an offer from the same company that responded to our request for proposals before, Inflection Energy. However, it is different than the previous offer. It proposes leasing fewer County acres and it leaves what we believe to be prime real estate for potential future offers. It provides for initial bonus lease payments of \$2250 to \$2750 per acre for approximately 3200 acres. That is a total of almost \$7.8M.

There are once again additional environmental measures that are provided for in their proposal. Things like an environmental monitor, closed loop drilling, and a commitment to quality land recovery guidelines.

I ask you to once again study this offer and to weigh the benefit of entering a lease now and bringing in this much needed revenue to help us manage the many financial challenges we face today. We cannot tax our way out of this economic crisis but there also comes a point when you can no longer cut your way out. At some point you start to destroy the basic County services that provide the high quality of life our residents have come to enjoy, and frankly expect.

For years we have desperately searched for new sources of revenue to replace those we have lost. We need new sources of revenue to help us keep up with the rising costs of everything from

fuel, to healthcare, to pension costs, to the skyrocketing prices of basic supplies to maintain roads and repair our buildings. While there are no magic bullets this certainly goes a long way towards helping us to better manage our present day financial challenges while also preparing us for the future.

Had we come to an agreement with Inflection and accepted the \$16M bonus payment that was being offered, I can assure you and I can assure our residents that I would have been coming before you with a zero percent tax increase or possibly even a tax cut.

We would still have made many of the proposed cuts outlined in this proposed budget. However, many of the devastating cuts that will mean a reduction in services could have been restored.

PROPOSED 2011 TAX RATE/SPENDING PICTURE

Instead today, I present to you the 2011 spending plan that calls for serious reductions in personnel, direct services, contract agency spending, and raises property taxes by a little over 5%.

The proposed 2011 budget proposes a spending plan totaling \$354M. That reflects a .38% increase from 2010. This .38% increase compares to the current cost of living increase in the Northeast of 2.25%.

Also, for the record, between 2006 and 2011, my Administration's proposed spending plans have averaged a tax increase of 3.9%.

I assure you we struggled to get to this number and certainly we continue to struggle with the many negative impacts this budget encompasses. It cannot be avoided. Every single department has experienced cuts and our contract agencies have been severely impacted. But again this cannot be helped. Everyone must suffer and sacrifice through this difficult period and hopefully in the very near future we can make some restorations in funding. This year it is impossible. I want to make it clear that all departments have been impacted, including mine. In the last year, we have eliminated a position in our office AND we have taken on the support for our County's Youth Bureau.

My deputies still wear several hats. Patrick Brennan is my Deputy overseeing all County physical services and criminal justice departments. Pat also remains the Commissioner of Public Works. Darcy Fauci is my Deputy for Human and Administrative Services. She continues in her role overseeing my economic development agenda as well as taking on many of the responsibilities formerly handled by the position that we eliminated including community and government relations.

We have also created the Office of Management and Budget which has consolidated Finance and the Budget Division into one. While no positions were eliminated, there were still savings from this move and certainly a more efficient operation has resulted from this action.

One of my Executive Assistants, Colleen Wagner, has also taken on the duties of Runaway and Homeless Youth Coordinator while the other Executive Assistant, Darlene Croston, has combined her previous role of Budget Secretary with additional administrative duties related to the Executive Assistant's responsibilities. They include communications and updating the County's web page.

SPECIFIC CUTS BY DEPARTMENT

At this point I would like Marie Kalka our Budget Director to review the list of cuts that will impact our various departments. I think it is important to take the time to review these cuts because so many times we hear we have not cut enough. Some of our departments alone have cut nearly a half a million dollars.

- At the Arena and Forum we significantly reduced contractual expenses and we will not fill a Maintenance Supervisor's position vacated through the 2010 retirement incentive. We will be pulling resources from other areas in the Parks Department to cover the loss of this position. Savings, over \$140,000.
- In Audit and Control, one Weights and Measures position is being eliminated. Also three positions in Accounts Payable are being replaced with two higher level positions to address what is needed for the new financial system. The savings totals almost \$132,000.
- Aviation could have and still can be saved from devastating cuts, if it is able to lease its properties for natural gas development. In the meantime, the Commissioner is making up a \$600,000 deficit by using the fund balance at the airport, utilizing some unused capital funds, increasing revenues and reducing contractual expenses. But some of these steps are only able to be done once. Without a new stabilizing revenue source the airport and its operations as an enterprise fund are severely jeopardized. I do not need to remind you all that this community and this entire region would be devastated without a thriving airport that is able to maintain service at competitive rates.
- CASA, which is a fully reimbursable expense, did reduce some of its contractual lines as did Central Foods which is operating on a very tight margin. Central Foods has made drastic personnel cuts in previous years and is at a point where it cannot cut anymore.
- In the County Clerk's Records Division, there will be an elimination of a Records Clerk, a Part-Time Clerk and a reduction in contractual expenses. Because of the tough economic times we were also forced to reduce the amount of revenue expected by the Clerk's Office by \$300,000.
- At the Department of Motor Vehicles, which is also managed by the Clerk's Office, we have eliminated three Part-Time Clerks. I just want to remind everyone that this office like all other departments was tasked with making cuts totaling near 10%. How those cuts were implemented was left up to the department head, in this case the Clerk. I just wanted to clarify that because despite what you have heard, we did not mandate any specific operational changes in the DMV. These are decisions that are managed by the Clerk. Decisions he made include closing the DMV Office in the County Office Building, reducing Saturday hours to one location and eliminating some satellite operations. Again, the Clerk has the ability to make decisions that will have less of an impact on direct services like making other personnel cuts and reconfiguring his operations differently.
- At the Clerk's Records Management Office, we have eliminated two Clerks for a total savings of approximately \$80,000.
- At the District Attorney's Office, contractual expenses were reduced and we also had to eliminate a Keyboard Specialist. Total savings, approximately \$100,000.
- In DPW-Engineering, we unfunded several positions and reduced expenses for a total savings of about \$200,000.
- In DPW-Buildings and Grounds, we eliminated two positions, a Custodian and a Building Maintenance Mechanic and reduced contractual lines for a total savings of almost a half a million dollars.
- In DPW Fleet, we reduced contractual expenses by nearly \$133,000. We are also utilizing a portion of Fleet's fund balance to reduce the amounts we had to charge

back to all departments which I hope was welcome news to our department heads impacted by these charge backs. We also had to unfund a Head Auto Mechanic but that still leaves the County three Mechanics to maintain the fleet. All of these actions led to a savings of \$700,000.

- In Department of Public Works Highway Division, we had to reduce the contractual lines which will in turn reduce the number of roads paved next year. We also unfunded a Mechanic's position and two Laborers. These moves combined will save close to \$850,000.
- In the 2011 budget, our Department of Social Services will officially see its 16 positions eliminated that were part of the 2009 incentive package. In addition to these cuts, as you know we are partnering with two community agencies to provide services for adult protective clients and foster care. These actions coupled with additional expense reductions will save \$450,000 in taxpayer support next year and millions going forward. DSS also eliminated several positions in its FFFS Grant and those revenues totaling nearly \$600,000 are being utilized to offset operating expenses.
- In the Elections Office we certainly did not want to impact the office during peak activity, meaning the election cycle, but we were able to eliminate some temporary hours and contractual expenses for a total of almost \$175,000.
- Emergency Services is a vital department we would prefer not to impact. We believe, however, we have come up with a plan that reduces expenses but will not jeopardize public safety. There will be an elimination of two Dispatchers. Call data reveals a dramatic drop in activity during certain days and times during the week which requires less manpower. The flexibility will remain in the system to manpower up when pending severe weather or snowstorms are forecast or other emergencies occur that will require additional staff. The department will utilize more part-time staff hours to fill in some of these shifts.
- We have already discussed the Executive Office cuts and mergers but bottom line the savings is over \$80,000.
- In the Finance Office, in addition to reducing expenses by \$7,000 by the creation of the Office of Management and Budget, there will also be the elimination of an Account Clerk for additional savings of \$40,000.
- At the Broome County Health Department, we eliminated four and a half positions, unfunded one position and made a number of different budget adjustments that will save taxpayers nearly \$400,000 next year and much more in the years to come.
- In Information Technology, there will be three positions eliminated along with contractual reductions for a savings of nearly \$250,000.
- In our Law Department, our lawyers will be making do with one less Keyboard Specialist and other cuts in expenses have been made as well. Total cuts there, nearly \$85,000.
- In your Legislative budget, a Part-Time Deputy position has been eliminated. That along with other reductions totals around \$35,000.
- At our Broome County Library, several positions are being eliminated or reduced to part-time. The folks at our library have experienced some significant reductions in staff in recent years and the Administration is aware and certainly sensitive to the extra burden. We are grateful for the additional effort required by each and every staff member.
- Our Office for Aging is unfunding two positions and eliminating a third. This was necessary because of the devastating impact of the large reduction in the Mortgage Tax. As you all know that tax has subsidized our OFA operations for years and the dramatic reductions in the amount of revenue created by the downturn in home sales is having a tremendous negative impact on OFA operations.
- In our Parks Department, a Senior Account Clerk is being eliminated as is the Director of Recreation. Our Naturalist is also being eliminated as we are facing the closure of

- Finch Hollow Nature Center. Several other staff positions are also being eliminated while new revenue sources are being tapped; logging some of our parks in strategic areas is one example. The Parks Department's total savings is over \$600,000.
- In Personnel, with the retirement of Elsie Logan, our longtime EEOC officer, that position will be eliminated and those duties will be reassigned. This position along with several other personnel changes amounts to nearly \$90,000 in savings. Although Elsie's stand-alone position will be eliminated, we will continue to work diligently on our affirmative action plan and obligations.
 - In Planning, we propose eliminating an Economic Development Planner and a Senior Environmental Planner. In addition to these two moves and further cuts in contractual spending we have achieved savings totaling nearly \$140,000.
 - At Probation we are eliminating the ISP Grant and we are downgrading a Senior Probation Officer to a Probation Officer. As a result Probation will experience a savings of around \$152,000.
 - At the Public Defender's Office, contractual lines were reduced, incentive pay was foregone for one year, and a Keyboard Specialist position was eliminated for a total savings of nearly \$90,000.
 - Real Property is reducing temporary help and combining the cashier windows for City of Binghamton tax payments with Finance's cashier operations for a total savings of nearly \$80,000. However, the department's budget reflects an increase because of the reduction in revenue expected from Real Property auctions.
 - Our Security Department is reducing staff by two Security Officers and an administrative position for a total savings of nearly \$200,000.
 - At the Sheriff's Office, we are proposing the elimination of a Deputy Sergeant, which has been vacant for nearly a year, as well as two Sheriff's Deputies and a Keyboard Specialist. I wanted to note that one of the Deputies is a School Resource Officer 9 months out of the year. Again, not something we wanted to do but this is just another example of the tough decisions we all face. These reductions as well as the elimination of some contractual expenses provide total savings of approximately \$400,000.
 - The Transit savings have already been discussed at length as they were implemented earlier this year. In addition to the growing pressure on Transit because of the need to save taxpayer dollars, there have also been significant cuts in state and federal support for our transportation system. We eliminated more than \$500,000 in taxpayer support to the BC Transit operation and we did it without eliminating service to anyone in the County who currently receives service. We did it by eliminating convenience. We did not want to make these cuts and we certainly are not happy with them but we continue to provide this quality service to our residents without overburdening taxpayers.
 - Our Veteran's Office is such a small office to begin with but we were creative enough to find savings. Veterans and Purchasing will share a Secretary for an overall savings of \$55,000.
 - And at Willow Point, as we continue to prepare for our new nursing home, we remain under a mandate to reduce our beds. That mandate takes effect next year which means one wing of the nursing home is targeted for closure in 2011 which will lead to a savings in staff and other costs of approximately \$1.2M. This move, as with all of our other closures, will be done with a thoughtful strategy and over time. But bottom line, it must be done.

Right now I would like to turn things back to the County Executive for additional information about the changes proposed at our Mental Health Department and more information about the 2011 proposed spending plan.

CHANGES AT MENTAL HEALTH

As you know we are phasing down our Children's Clinic but I assure you we are doing this with the confidence that every child in need of Mental Health Services that we currently serve and those in the future will be able to find the appropriate care. Our mission is to be the provider of last resort and that will not change. We came to this painful conclusion to reduce our capacity after years of analyzing our service when compared to what is being provided in the community.

Our clinic has always run at a deficit and with changes in state funding that deficit will continue to grow significantly. The change as it is proposed will reduce County tax support for this program by \$180,000 next year and \$1.3M over the next five years.

There are now three providers of these services in our community; The Greater Binghamton Health Center, formerly the Binghamton Psychiatric Center, Family and Children's Society and Lourdes Hospital which expects to have its OMH license this January.

Also, the Broome County Mental Health Department simply cannot recruit a full-time board certified psychiatrist because our salaries are nearly 25 to 40% less than the other providers are paying.

Our Commissioner has made the commitment and he says he has received the assurance from the providers in the community that all of the organizations are committed to making sure that no child falls through the cracks.

From the Executive Director of Family and Children's Society we received the following communication: "We anticipate being able to accommodate all of the children referred to our agency from the County's Children's Clinic. Children referred to our agency from the County's Clinic will be given the highest priority and fast tracked into our services. We anticipate we will be able to handle as many as 12-18 referrals per week."

Even with the closing of the Children's Clinic, Broome County can still be part of the process and is committed to making sure every child with mental health issues is receiving the proper care.

The changes at our Mental Health Department are not palatable. None of the changes just outlined are something we want to have to do. However, we have no choice. We are at the tipping point. Without some dramatic change in our economic situation as well as the ability to tap new sources of revenue like the leasing of County lands for natural gas development, I can assure you we will be back here once again next year with an even more devastating budget picture.

We know that lawmakers will have a lot of questions. I just want to assure you that none of these moves were made without a lot of thought and consideration. Our goal was to keep most of our services going at current levels and where we could not do that, look to partner agencies in the community for assistance.

We ask everyone to be patient and we ask our departments and their staffs to bear with us through a lot of this transition. Hopefully, things will continue to turn around and hopefully we will experience new sources of revenue that can provide for some immediate relief as well as long term stabilization.

CONTRACT AGENCY REDUCTIONS

Before wrapping up I did want to say a few words about our contract agencies. I do not want anyone thinking that the cuts proposed in spending for agencies like Cornell Cooperative, the Ross Park Zoo, the Convention and Visitor's Bureau, the Broome County Arts Council as well as

Aid to Local Libraries are something that we took lightly. We did not. There is no doubt about it, the proposed cuts are devastating. We need these agencies to do what Broome County and other governments have been forced to do, rethink the way they operate and be more creative in the way they provide services.

We encourage them to utilize any fund balances they may have. We unfortunately do not have the ability to do that. We also encourage these agencies to turn to the local municipalities that they serve and where there are additional sources of funds, hopefully, they can tap into those resources to get them through this difficult time.

We have no where else to turn for these operating funds. We cannot continue to over tax our residents. We will not do it.

WE'RE LISTENING TO THE VOTERS

Voters are angry. We hear it everyday and we see the results in the polls and election results across the country all the time. We have done what we can to keep the tax rate at a reasonable level. But I also have to remind our residents, and yes, your constituents are my constituents, that cuts in personnel and cuts in all of our departments negatively impacts services. That is a fact of life.

You cannot bang the drum for government to cut, cut, cut and then be surprised when that cut results in a reduction or an elimination of a service.

I encourage lawmakers to respect the thoughtful consideration that was invested in this process by my office and our department heads. Based on that foundation of understanding, we can move forward together. I urge you not to wait for your budget hearings to talk to department heads. Also, we are at your disposal for whatever questions you may have. We look forward to working with you to finalize a spending plan that both maintains a certain level of quality services to our constituents without overburdening our property taxpayers and all of our hardworking families.

Thank you!

Mr. Reynolds called for a short recess. The meeting reconvened at 6:10 PM.

Mr. Moran made a motion, seconded by Mr. Sanfilippo, that the session minutes of August 19, 2010 be approved as prepared and presented by the Clerk. **Carried**, Ayes-19, Nays-0.

Mr. Reynolds noted that the committee minutes for the period August 19, 2010 through September 22, 1020 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 Mr. Sanfilippo, seconded by Ms. Messina. **Carried**, Ayes-18 Nays-1 (Klipsch).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel D. Reynolds:
1. Notice of Formation of the Ad Hoc Natural Gas Education Committee
 2. Designation for Mr. Hutchings on September 13, 2010
 3. Designation for Mr. Herz the week of September 13, 2010
 4. Designation for Mr. Merrill on September 14, 2010

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS:
1. Petitions from residents regarding the County Clerk's proposed discontinuation of the Whitney Point-Triangle Mobile DMV Unit
- B. COMMUNICATIONS:
1. BCC Budget Transfers for July and August 2010
 2. BC Mental Health Consolidation of the Adult and Children's Mental Health Clinics
 3. BC Soil & Water Conservation District Board of Directors Meeting Minutes from 9/16/2010
 4. Roberson Museum and Science Center Request for Second Installment of Line Item, 2008-2009 Annual Report, Operations Statement, Strategic Plan, and Board of Trustees Roster
 5. BC County Clerk August 2010 Oil & Gas Revenues
 6. BCC Above Minimum Hires Report for July and August 2010
 7. NYS Dept. of Taxation and Finance, Office of Real Property Tax Services County Equalization Rates as of 8/30/2010
- C. NOTICES:
1. Notice of Ad Hoc Natural Gas Education Committee Meeting 9/9/2010
 2. Notice of Special Session on 9/23/2010
 3. Notice of Ad Hoc Natural Gas Education Committee Meeting 9/14/2010
- D. REPORTS:
1. Broome County Government 2010 Salary Schedule
 2. Broome Community College Quarterly Income and Balance Sheets
 3. BC Office for Aging Annual Report for 2009
 4. BCC Adopted Budget for 2010-2011
 5. BC Legislature Annual Report for 2009

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

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

RESOLUTION NO. 195

By County Administration, Economic Development and Planning and Finance Committees
Seconded by Mr. Garnar

RESOLUTION ADOPTING LOCAL LAW INTRODUCTORY. NO. 5 OF 2010, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 TAXATION, TO ADD ARTICLE XVII-EXEMPTION FOR HOME IMPROVEMENTS"

Mr. Marinich made a motion, seconded by Mr. Pasquale to table the Resolution to the November 18th session. **Motion to table carried.** Ayes, 12, Nays-7 (Sanfilippo, Messina, Merrill, Garnar, Hutchings, Klipsch, Reynolds)

RESOLUTION NO. 326A

By Finance Committee Seconded by Mr. Moran
RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN VARIOUS TOWNS AND VILLAGES IN BROOME COUNTY

Mr. Materese made a motion, seconded by Mr. Garnar to amend the amount in Exhibit "A" to \$10,501. **Amendment carried.** Ayes-18, Nays-1 (Diffendorf). **Resolution as amended carried.** Ayes-15, Nays-4 (Keibel, Pasquale, Diffendorf, Marinich)

RESOLUTION NO. 343

By Transportation and Rural Development and Finance Committees Seconded by Mr. Herz

RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON, INC FOR DESIGN SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2010-2011

Mr. Herz made a motion, seconded by Mr. Materese to amend the amount in the first Whereas paragraph and the first Further Resolved paragraph to \$527,697. **Amendment carried.** Ayes-19, Nays-0. **Resolution as amended carried.** Ayes-19, Nays-0.

RESOLUTION NO. 352

By Mr. Klipsch

Seconded by Mr. Nirchi

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2010, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO IMPOSE A LIMIT ON TERMS OF OFFICE TO A NUMBER OF TERMS TOTALING TEN CONSECUTIVE YEARS."

An amendment presented at the previous session to add service prior to January 1, 2011 **carried.** Ayes-18, Nays-1 (Sanfilippo). Mr. Klipsch made a motion, seconded by Mr. Nirchi to amend the term commencing and service prior to "January 1, 2013". **Amendment carried.** Ayes-19, Nays-0. Mr. Garnar made a motion to amend "next general election" to "2012 general election". **Amendment carried.** Due to the amendments the resolution is an automatic holdover.

RESOLUTION NO. 359

By Finance Committee

Seconded by Mr. Whalen

RESOLUTION APPROPRIATING DEBT SERVICE AND FEES AND RECOGNIZING PREMIUM REVENUES ON THE 2010 COUNTY DEBT ISSUANCE

WHEREAS, Broome County has conducted a \$51,700,000 debt issuance utilizing the services of the Municipal Bond Bank Agency (MBBA) to capitalize on American Recovery and Reinvestment Act (ARRA) reimbursements, and

WHEREAS, the sale generated a realized premium, and

WHEREAS, the first debt service interest payments and fees are due October 15, 2010, and

WHEREAS, there is premium sufficient to pay the debt service and MBBA fees, now, therefore be it

RESOLVED, that this County Legislature hereby recognizes the premium and establishment of appropriations for debt service and MBBA fees as presented across the several affected funds as follows:

Department	Fund		Interest 6007000	Fees 600450 4	Total Premium 5000532
91000099	1010	General	\$326,150	\$7,145	\$333,295
29010505	3120	County Road	306,887	6,723	313,610
30020305	3160	Road Machinery	45,483	997	46,480
40000008	3150	Library	1,569	35	1,604
39020008	3110	Arena	25,371	556	25,927
41020008	3140	Golf Course	2,280	50	2,330
31010505	2040	Transit	49,977	1,095	51,072
27040004	2050	Willow Point	26,850	589	27,439
38020007	2020	Solid Waste Management	135,468	2,968	138,436
28040005	2010	Aviation	67,991	1,490	69,481
09020001	2070	Fleet Management	4,977	110	5,087
02020001	2060	Central Foods	9,410	207	9,617
			\$1,002,413	\$21,965	\$1,024,378

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-1 (Nirchi)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 360

By Finance, and Public Works Committees Seconded by Mr. LaBare
RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR THE SCALE HOUSE ROAD AND FACILITY PROJECT

RESOLVED, that the 2008 Capital Improvement Program as approved in Resolution 07-533 is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>	
			<u>State</u>	<u>Federal/Other</u>			
3820029	Scale House Road and Facility	2,000,000 0	500,000	0		1,500,000	
			Local Finance Law Section 11				
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
			2008	25	6	2,000,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>	
			<u>State</u>	<u>Federal/Other</u>			
3820029	Scale House Road and Facility	2,150,000 0	500,000	0		1,650,000	
			Local Finance Law Section 11				
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
			2008	15	20	2,150,000	0

*County's portion is funded by tipping fees 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-19, Nays-0

RESOLUTION NO. 361

By Public Works Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE BROOME COUNTY DEPARTMENT OF PUBLIC WORKS HIGHWAY DIVISION AND THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR 2011-2012

WHEREAS, the Commissioner of Public Works requests authorization for a memorandum of understanding between the Broome County Department of Public Works Highway Division

and the New York State Department of Transportation for the use of New York State Department of Transportation salt storage facilities at no cost to the County for the period January 1, 2011 through December 31, 2012, and

WHEREAS, said agreement is necessary for Broome County to use New York State Department of Transportation salt storage facilities located within Broome County for salt storage and pickup operations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a memorandum of understanding between the Broome County Department of Public Works and the New York State Department of Transportation for the use of New York State Department of Transportation salt storage facilities, at no cost to the County for the period January 1, 2011 through December 31, 2012, 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-19, Nays-0

RESOLUTION NO. 362

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING THE ABOLISHMENT OF THE DANIELLE STENTO HOW TO SAVE A LIFE CONTEST TRUST ACCOUNT AND THE TRANSFER OF FUNDS TO THE SADD TRUST ACCOUNT

WHEREAS, this County Legislature by Resolution 74 of 2008 authorized the establishment of the Danielle Stento How To Save A Life Contest Trust Account, for the STOP-DWI Program, and

WHEREAS, STOP-DWI no longer undertakes the Danielle Stento How To Save A Life Contest and the Coordinator of the STOP-DWI Program has requested that the Danielle Stento How To Save A Life Contest Trust Account be abolished and that any remaining funds be transferred to the SADD Trust Account, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abolishment of the Danielle Stento How to Save A Life Contest Trust Account and that any remaining funds be transferred to the SADD Trust Account, and be it

FURTHER RESOLVED, that the Commissioner of Finance, Budget Director, Comptroller and Coordinator of STOP-DWI are hereby authorized and directed to effectuate the intent and purpose of this Resolution.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 363

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BROOME COUNTY ARENA FOR THE STOP-DWI HOLIDAY CLASSIC BASKETBALL TOURNAMENT FOR 2011-2015

WHEREAS, this County Legislature, by Resolution 188 of 2006, authorized renewal of an agreement with the Broome County Arena for the use of and to host the majority of the games scheduled in connection with the STOP-DWI Holiday Classic Basketball Tournament at an amount not to exceed \$15,000 in 2006, \$15,500 in 2007, \$16,000 in 2008, \$16,500 in 2009 and \$17,000 in 2010, and

WHEREAS, it is desired at this time to renew said agreement for the period December 27-30, for the years 2011 through 2015, with the proposed rental not to exceed \$17,500 for 2011, \$18,000 for 2012, \$18,000 for 2013, \$18,500 for 2014, \$18,500 for 2015, and

WHEREAS, the difference in the total venue cost and the yearly rental payment will be applied in trade for the Broome County Parks Department being named as a major sponsor of the event with a value of approximately \$6,000, be it

WHEREAS, STOP-DWI will pay in addition to the yearly rental fee, an amount not to exceed \$500 in 2014 and 2015 toward the direct cost incurred, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Arena for use of its facility for the annual Broome County STOP-DWI Program Holiday Classic Basketball Tournament for the period December 27-30 for the years 2011 through 2015, and be it

FURTHER RESOLVED, that in consideration of said services, STOP-DWI shall pay the County \$17,500 for 2011, \$18,000 for 2012, \$18,000 for 2013, \$18,500 for 2014, \$18,500 for 2015, and be it

FURTHER RESOLVED, the difference in the total venue cost and the yearly rental payment will be applied in trade for the Broome County Parks Department being named as a major sponsor of the event with a value of approximately \$6,000, and be it

FURTHER RESOLVED, that STOP-DWI will pay, in addition to the yearly rental fee, an amount not to exceed \$500 in 2014 and 2015 toward the direct cost incurred, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 24010003.4660014 (STOP-DWI Holiday Classic Trust), 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-19, Nays-0

RESOLUTION NO. 364

By Finance Committee

Seconded by Mr. Moran

RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR 2010

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 2011 has been prepared, now, therefore, be it

RESOLVED, that the estimated costs of the Broome County Self Insurance Plan for Workers' Compensation for the year 2010, as apportioned to the County and the towns and villages participating in the fund are hereby approved, and be it

FURTHER RESOLVED, that the apportioned amounts as to the towns and County Shall be included in the respective next succeeding tax levies by the County Legislature unless otherwise provided for and paid to the Commissioner of Finance, and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to bill the Villages of Lisle, Port Dickinson and Whitney Point for the amounts apportioned to them, and be it

FURTHER RESOLVED, that when said amounts are collected, they shall be deposited to the Workers' Compensation account as follows:

<u>Municipalities</u>	<u>2011 Total Premium</u>
Broome County	2,208,666
Barker	29,750
Binghamton (T)	100,331
Chenango	107,130
Colesville	68,321
Conklin	53,875
Lisle (T)	25,553
Lisle (V)	8,948
Maine	126,243
Nanticoke	9,441
Port Dickinson	19,105
Sanford	42,075
Triangle	27,174
Whitney Point	10,824
Windsor (T)	37,874

Total	2,875,310
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Carried. Ayes-19, Nays-0

RESOLUTION NO. 365

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON A PARCEL IN THE TOWN OF UNION

WHEREAS, it is necessary to clear the tax records of this parcel of real property by virtue of the reason stated below, now, therefore, be it

RESOLVED, that taxes will be cancelled on the following parcel of real property:

Parcel ID:	143.55-1-7
Town/Village:	Union
Owner:	Habitat for Humanity
Address:	21 Endwell Street
Amount to be Cancelled:	1097.86
Reason:	Parcel is and was tax exempt; taxes should not have been levied against the parcel.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 366

By Finance Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWN OF WINDSOR

WHEREAS, it is necessary to clear the tax records of these parcels of real property by virtue of the reasons stated below, now, therefore, be it

RESOLVED, that taxes will be cancelled on the following parcels of real property:

Parcel ID:	182.11-1-18
Town/Village:	Windsor
Owner:	Zion Episcopal Church
Address:	53 Chapel Street
Amount to be Cancelled:	1,308.48 plus penalty and interest
Reason:	Parcel is wholly exempt – cancel a village re-levy
Parcel ID:	182.11-1-17
Town/Village:	Windsor
Owner:	Zion Episcopal Church
Address:	51 Chapel Street
Amount to be Cancelled:	71.39 plus penalty and interest
Reason:	Parcel is wholly exempt – cancel a village re-levy

Carried. Ayes-19, Nays-0

RESOLUTION NO. 367

By County Administration and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF VESTAL FIRE DISTRICT FOR RENTAL OF STORAGE SPACE FOR THE BROOME COUNTY BOARD OF ELECTIONS FOR 2010

WHEREAS, this County Legislature, by Resolution 204 of 2009, authorized renewal of the agreement the Town of Vestal Fire District for rental of storage space for the Broome County Board of Elections at an amount not to exceed \$3,500 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, said agreement is necessary for storage of lever voting machines at Fire Station #3, and

WHEREAS, said agreement expired by its terms on December 31, 2009, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$1,750, for the period of January 1, 2010 through June 30, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Vestal Fire District, 605 Vestal Parkway West, Vestal, New York, 13850 for rental of storage space for the Broome County Board of Elections for the period January 1, 2010 through June 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 07000001.6004138 (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-19, Nays-0

RESOLUTION NO. 368

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 448 of 2009, authorized and approved the Medicare Improvements for Patients and Providers Act Grant for the Office for Aging, adopted a program budget in the amount of \$6,225 and authorized an agreement with Action for Older Persons, Inc. to administer said program for the period June 1, 2009 through May 31, 2010, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with health insurance and Medicare issues, and

WHEREAS, it is desired to renew said grant program in the amount of \$6,225, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period June 1, 2010 through May 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,225 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Medicare Improvements for Patients and Providers Act Grant for the period June 1, 2010 through May 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 \$6,225, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Ins., 30 West State Street, Binghamton, New York 13901 to administer said program grant for the Office for Aging for the period June 1, 2010 through May 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6,225 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410422 (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-19, Nays-0

RESOLUTION NO. 369

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF CONGREGATE SERVICES INITIATIVE PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 135 of 2009, as amended by Resolution 59 of 2010, authorized and approved renewal of the Congregate Services Initiative Program Grant for the Office for Aging and adopted a program budget in the amount of \$10,478 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides funding for various congregate center activities including menu enhancement and testing, transportation, health/wellness and computer equipment, and

WHEREAS, it is desired to renew said grant program in the amount of \$10,478 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,478 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Congregate Services Initiative Program Grant for the period April 1, 2010 through March 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 \$10,478, 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-19, Nays-0

RESOLUTION NO. 370

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF FOSTER GRANDPARENTS SOFA PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 352 of 2009 authorized and approved the renewal of the Foster Grandparents SOFA Program Grant for the Office for Aging and adopted a program budget in the amount of \$13,543 for the period April 1, 2009 through March 31, 2010, and

WHEREAS, said program grant provides funding for intergenerational programs for seniors who serve children, and

WHEREAS, it is desired to renew said program grant in the amount of \$13,243 for the period April 1, 2010 through March 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,243 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251, for the Office for Aging's Foster Grandparents SOFA Program Grant for the period April 1, 2010 through March 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 \$13,243, 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-19, Nays-0

RESOLUTION NO. 371

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE NUTRITION SERVICES INCENTIVE PROGRAM (NSIP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 351 of 2009, authorized and approved renewal of the Nutrition Services Incentive Program Grant for the Office for Aging and adopted a program budget in the amount of \$174,074 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides a per meal reimbursement for congregate and home delivered meals served through the Office for Aging Nutrition Program, and

WHEREAS, it is desired to renew said program grant in the amount of \$179,262 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$179,262 from the New York State Office for Aging, Empire State Plaza, Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Nutrition Services Incentive Program for the period October 1, 2010 through September 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 \$179,262, 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-19, Nays-0

RESOLUTION NO. 372

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 346 of 2009, as amended by Resolution 449 of 2009, authorized and approved the Home Energy Assistance Program Grant for the Office for Aging and adopted a program budget in the amount of \$143,308 which was increased to \$150,734 on June 7, 2010 as authorized in Resolution 449 of 2009, for the period October 1, 2009 through September 30, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$142,705 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$142,705 from the Broome County Department of Social Services, 36-38 Main Street, Binghamton, New York 13901, for the Office for Aging's Home Energy Assistance Program Grant for the period October 1, 2010 through September 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 \$142,705, and be it

FURTHER RESOLVED, that this County Legislature authorizes the Office for Aging to accept and allocate additional HEAP funding as may be allocated by New York State through the Broome County Department of Social Services for the period October 1, 2010 through September 30, 2011, provide there is no increase in employee head count and that the County's financial contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or 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-19, Nays-0

RESOLUTION NO. 373

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE

AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 107 of 2010, authorized renewal of the Health Insurance Information and Counseling Assistance Program Grant for the Office for Aging, adopted a program budget in the total amount of \$29,901 and authorized an agreement with Action for Older Persons, Inc. in the amount of \$29,901 to administer said program for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with information and counseling concerning health insurance options, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$2,281 in grant appropriations and amend the agreement with Action for Older Persons, Inc., to reflect an increase of \$2,281, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance Information and Counseling Assistance Program Grant to reflect an increase of \$2,281 for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$32,182, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, to reflect an increase of \$2,281 for the Office for Aging's Health Insurance Information and Counseling Assistance Program 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 an amount not to exceed \$31,182 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 107 of 2010, 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-19, Nays-0

RESOLUTION NO. 374

By Human Services, County Administration and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH HARMONY INFORMATION SYSTEMS FOR SOFTWARE LICENSE, MAINTENANCE AND SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2010

WHEREAS, this County Legislature, by Resolution 630 of 2009, authorized renewal of the agreement with Harmony Information Systems, Inc. for software license, maintenance and support for the Office for Aging and the Community Alternative Systems Agency at a cost not to exceed \$51,794 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to provide license renewal, maintenance and support for the SAMS and web-based Aging Network for the Office for Aging and CASA, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$1,795.02 for the period January 1, 2010 through December 31, 2010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Harmony Information Systems, Inc., 25 New England Drive, Essex Junction, Vermont 05452 to increase the not to exceed amount by \$1,795.02 for the Office for Aging and the Community Alternative Systems Agency 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 an amount not to exceed \$53,589.02, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004055.3410420 (Computer Software & Supplies), and be it

FURTHER RESOLVED, that Resolution 630 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-19, Nays-0

RESOLUTION NO. 375

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING ACCEPTANCE OF THE COMMUNITY LIVING PROGRAM MENTORING PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2009-2010

WHEREAS, the Director of the Office for Aging requests authorization to accept a Community Living Program mentoring Program Grant and adopt a program budget in the amount of \$3,750 for the period September 30, 2009 through September 29, 2010, and

WHEREAS, said program grant provides funds for staff time and travel expenses associated with mentoring other counties in programs that Broome County Office for Aging has been running, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,750 from the Albany County Department for Aging, 162 Washington Avenue, Albany, New York 12110 for the Office for Aging's Community Living Program Mentoring Program Grant for the period September 30, 2009 through September 29, 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 \$3,750, 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-19, Nays-0

RESOLUTION NO. 376

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CAPITAL DISTRICT PHYSICIANS HEALTH PLAN PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 421 of 2008, as amended by Resolution 234 of 2009, authorized and approved the Capital District Physicians Health Plan Program Grant for the Office for Aging and adopted a program budget in the amount of \$25,000 for the period July 1, 2008 through March 31, 2010, and

WHEREAS, said program grant provides funding for the Mission Meltaway, Balance Clinic, Tai Chi Class, Positive Aging Academy and Gold Level sponsorship for the Broome County Senior Games, and

WHEREAS, it is desired to renew said program grant in the amount of \$8,932 for the period April 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,932 from the Capital District Physicians Health Plan, 500 Patroon Creek Boulevard, Albany, New York 12206 for the Office for Aging's Capital District Physicians Health Plan Program for the period April 1, 2010 through September 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 \$8,932, 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-19, Nays-0

RESOLUTION NO. 377

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THERAPEEDS PHYSICAL THERAPY OF UPSTATE NEW YORK PLLC (D/B/A G & E THERAPIES) FOR PHYSICAL, SPEECH AND OCCUPATIONAL THERAPY FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 641 of 2009, as amended by Resolution 212 of 2010 authorized the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York PLLC for physical, speech, and occupational therapy for services for the Willow Point Nursing Home at an amount not to exceed \$33,500, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said services are necessary to provide physical, speech, and occupational therapy services in the absence of a staff therapist for Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement at the rate of \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, total amount not to exceed \$35,800 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Therapeeds Physical Therapy of Upstate New York, PLLC, (DBA G & E Therapies), 1977 Marshland Road, Apalachin, New York 13732 for physical, speech and occupational therapy services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$65 per hour for physical therapy, occupational therapy, and speech therapy, and \$45 per hour for PTA/COTA services, total amount not to exceed \$35,800 for the term of the agreement, and be it

FURTHER RESOLVED, that payments hereinabove authorized shall be made as follows: \$25,000 from budget line 27020504.6004405, \$7,300 from budget line 27020304.6004405, and \$3,500 from budget line 27020604.6004405 (Rehab & Therapy 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-19, Nays-0

RESOLUTION NO. 378

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH CONSTANCE G. ALEXANDER FOR SPEECH THERAPY AND SWALLOWING EVALUATION SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 470 of 2009, authorized renewal of the agreement with Constance G. Alexander for speech therapy and swallowing evaluation services for Willow Point Nursing Home at a rate of \$68 per hour, total amount not to exceed \$44,000 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for speech therapy and swallowing evaluations for WPNH residents as ordered by a physician and mandated every two (2) years by New York State, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$68 per hour, total amount not to exceed \$38,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Constance G. Alexander, 505 Magnolia Drive, Vestal, New York 13850 for speech therapy and swallowing evaluation services for the Willow Point Nursing Home for the period January 1, 2011, through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$68 per hour, total amount not to exceed \$38,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020604.6004405 (Rehabilitation and Therapy 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-19, Nays-0

RESOLUTION NO. 379

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PATRICIA M. MONZO-SALMON, RPH, FOR PHARMACY CONSULTANT SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 460 of 2009, authorized renewal of the agreement with Patricia M. Monzo-Salmon, RPh, for pharmacy consultant services for the Willow Point Nursing Home at a rate of \$45 per hour, total amount not to exceed \$40,843, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to assist in pharmacy issues and cost containment at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$46.25 per hour, total amount not to exceed \$29,250 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Patricia M. Monzo-Salmon, RPh, 98 Moore Avenue, Binghamton, New York 13903-3124, for pharmacy consultant services at the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$46.25 per hour, total amount not to exceed \$29,250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020404.6004573 (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-19, Nays-0

RESOLUTION NO. 380

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH F. KEITH KENNEDY, MD, PC, FOR MEDICAL DIRECTOR SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 457 of 2009, authorized renewal of the agreement with F. Keith Kennedy, MD, PC for Medical Director services for the Willow Point Nursing Home at an amount not to exceed \$73,428, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary to have a Medical Director on staff at the Willow Point Nursing Home as required by New York State, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, in the amount of \$6,119 per month, total amount not to exceed \$73,428, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with F. Keith Kennedy, MD, PC, 21 Mitchell Avenue, Binghamton, New York 13903 for Medical Director services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$6,119 per month, total amount not to exceed \$73,428 for the term of the agreement, and be it

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

FURTHER RESOLVED, that the County Executive or 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-19, Nays-0

RESOLUTION NO. 381

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH K & A RADIOLOGICAL TECHNOLOGY, INC. FOR PROFESSIONAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 458 of 2009, authorized renewal of the agreement with K & A Radiological Technology, Inc. for professional services for the Willow Point Nursing Home at an amount not to exceed \$26,400, for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for on-site portable x-ray, EKG and Holter monitoring services for nursing home residents and to directly bill the nursing home for Medicare Part A eligible residents, and

WHEREAS, said agreement expires by its terms on December 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 \$22,000, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with K & A Radiological Technology, Inc., 2706 East Main Street, Endicott, New York 13760 for professional services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020204.6004573 (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-19, Nays-0

RESOLUTION NO. 382

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH FONTANESE, FOLTS, AUBRECHT, ERNST, BAMMEL ARCHITECTS, PC FOR ENGINEERING/ARCHITECTURAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2001-2010

WHEREAS, this County Legislature, by Resolution 167 of 2001, as amended by Resolutions 153 of 2002, 56 and 450 of 2003, 455 of 2004, 597 of 2005, 594 of 2006, 747 of 2007, 587 of 2008 and 208 of 2010, authorized an agreement with Fontanese, Folts, Aubrecht, Ernst, Bammel Architects, PC for engineering/architectural services for the Willow Point Nursing Home at a cost not to exceed \$109,510 for the period March 1, 2001 through December 31, 2010, and

WHEREAS, said services are necessary to assist in determining the engineering/architectural feasibility study of retaining the present Willow Point Nursing Home or to build a new nursing home, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term of the agreement through December 31, 2011 to cover any post submission follow up activity that may be requested by the State regarding the nursing home feasibility study and certificate of need at no additional cost to the County, and

WHEREAS, the Administrator of the Willow Point Nursing Home 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 Fontanese, Folts, Aubrecht, Ernst, Bammel Architects, PC, 666 Main St., East Aurora, NY 14052-2492, to extend the term of the agreement to March 1, 2001 through December 31, 2011, at no additional cost to the County, and be it

FURTHER RESOLVED, that Resolution 167 of 2001, as amended by Resolutions 153 of 2002, 56 and 450 of 2003, 455 of 2004, 597 of 2005, 594 of 2006, 747 of 2007, 587 of 2008 and 208 of 2010, 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-19, Nays-0

RESOLUTION NO. 383

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH DENTSERV FOR DENTAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2011

WHEREAS, this County Legislature, by Resolution 459 of 2009, authorized renewal of the agreement with DentServ for dental services for the Willow Point Nursing Home at an amount not to exceed \$65,192 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for full dental services for residents at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the amount of \$5,266 per month, plus an additional \$2,000 for outpatient oral surgery, total amount not to exceed \$65,192, for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with DentServ, 15 Canal Road, Pelham Manor, New York 10803 for dental services for the Willow Point Nursing Home for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$5,266 per month, plus an additional \$2,000 for outpatient oral surgery, total amount not to exceed \$65,192 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020104.6004411 (Physician 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-19, Nays-0

RESOLUTION NO. 384

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING PAYMENT TO VARIOUS VENDORS FOR SERVICES CLASSIFIED UNDER THE CONSOLIDATED BILLINGS PROSPECTIVE PAYMENT SYSTEM FOR SKILLED NURSING FACILITIES FOR 2011

WHEREAS, this County Legislature, by Resolution 524 of 2009 authorized blanket approval to pay for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities at the Physician Fee Schedule where applicable, total amount not to exceed \$10,000 for the period January 1, 2010 through December 31, 2010, and

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

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

Payments System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, for the period January 1, 2011 through December 31, 2011, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes payment to various vendors for services classified under the Consolidated Billings Prospective Payment System for Skilled Nursing Facilities, at the Physician Fee Schedule where applicable, total amount not to exceed \$5,000 for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from various budget lines, 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-19, Nays-0

RESOLUTION NO. 385

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

RESOLUTION AUTHORIZING RENEWAL OF THE DRUG FREE COMMUNITIES SUPPORT PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 398 of 2009, authorized and approved renewal of the Drug Free Communities Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$125,000 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program's goal is to strengthen and expand capacity for systemic change by increasing community involvement and continuing to gather and use information regarding youth substance use to create change in the factors that have been demonstrated by research to influence alcohol and other drug use among youth, and

WHEREAS, it is desired to renew said program grant in the amount of \$125,000 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$125,000 from the United States Department of Justice, Office of the Justice Programs, 810 Seventh Street NW-5th Floor, Washington, DC 20531, for the Department of Mental Health's Drug Free Communities Support Program Grant for the period October 1, 2010 through September 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 \$125,000, 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-19, Nays-0

RESOLUTION NO. 386

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

RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH ADMINISTRATIVE SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 396 of 2009, authorized and approved renewal of the Mental Health Administrative Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$72,150 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides funding for a Principal Account Clerk responsible for monitoring the Office of Mental Health regulations and Broome County procedures, and

WHEREAS, it is desired to renew said program grant in the amount of \$76,231 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$76,231 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Administrative Support Program Grant for the period January 1, 2011 through December 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 \$76,231, 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-19, Nays-0

RESOLUTION NO. 387

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

RESOLUTION AUTHORIZING RENEWAL OF THE VOCATIONAL SUPPORT PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 403 of 2009, authorized and approved renewal of the Vocational Support Program Grant for the Department of Mental Health and adopted a program budget in the amount of \$133,831 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides assistance to mentally ill individuals striving to achieve their vocational goals, and

WHEREAS, it is desired to renew said program grant in the amount of \$77,091 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$77,091 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Vocational Support Program Grant for the period January 1, 2011 through December 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 \$77,091, 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-19, Nays-0

RESOLUTION NO. 388

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF CHILDREN'S HOME OF WYOMING CONFERENCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH CHILDREN'S HOME OF WYOMING CONFERENCE TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 402 of 2009, authorized and approved renewal of the Children's Home of Wyoming Conference Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$60,885 and authorized an agreement with Children's Home of Wyoming Conference to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides support and respite services to children and families of children who have serious emotional illness, and

WHEREAS, it is desired to renew said program grant in the amount of \$61,389, adopt a program budget and renew the agreement with Children's Home of Wyoming Conference to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,389 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2011 through December 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 \$61,389, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901-1696, to administer the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$61,389 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005029.2610294 (Contracted Services-Children's Home of Wyoming Conference), 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-19, Nays-0

RESOLUTION NO. 389

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE FAIRVIEW RECOVERY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH FAIRVIEW RECOVERY SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 401 of 2009, authorized and approved renewal of the Fairview Recovery Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,328,661 and authorized an agreement with Fairview Recovery Services, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides short and long-term residential services and crisis intervention for men and women with alcohol-related problems, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,316,286, adopt a program budget and renew the agreement with Fairview Recovery Services, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$928,215 from the New York State Office of Alcoholism & Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203 and \$388,071 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2011 through December 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 \$1,316,286, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Fairview Recovery Services, Inc., 5 Merrick Street, Binghamton, New York 13904 to administer the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,316,286 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005012.2610295 (Contracted Services-Fairview Recovery 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, 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-19, Nays-0

RESOLUTION NO. 390

By Public Health and Environmental Protection and Finance Committees Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF MENTAL HEALTH ASSOCIATION PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER, INC. TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 400 of 2009, authorized and approved renewal of the Mental Health Association Program grant for the Department of Mental Health, adopted a program budget in the amount of \$764,183 and authorized an agreement with the Mental Health Association of the Southern Tier, Inc. to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, the purpose of said program grant is to improve the quality of care available to persons with mental and emotional disabilities, educate the public about the causes, treatments and prevention of mental illness and advocate for changes in law governing the care of the mentally ill, and

WHEREAS, it is desired to renew said grant program in the amount of \$764,183, adopt a program budget and renew the agreement with the Mental Health Association of the Southern Tier, Inc. to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$764,183 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York, 12229, for the Department of Mental Health's Mental Health Association Program Grant for the period January 1, 2011 through December 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 \$764,183, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Mental Health Association of the Southern Tier, Inc., 153 Court Street, Binghamton, New York 13901, to administer said program for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$764,183 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005009.2610296 (Contracted Srvs-MHA), 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-19, Nays-0

RESOLUTION NO. 391

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE YWCA OF BINGHAMTON PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE YWCA OF BINGHAMTON TO ADMINISTER SAID PROGRAM FOR 2011

WHEREAS, this County Legislature, by Resolution 399 of 2009, authorized and approved the Shelter Plus Care Program through the YWCA of Binghamton Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$78,480 and authorized an agreement with the YWCA of Binghamton to administer said program for 2010, and

WHEREAS, said grant program provides funding to cover transitional housing costs for homeless women or women living in emergency shelters within the community, and

WHEREAS, it is desired to renew said grant program in the amount of \$78,480, adopt a program budget and renew the agreement with YWCA of Binghamton to continue to administer said program for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,480 from the United States Department of Housing and Urban Development, Shelter Plus Care Program, Buffalo Office, 465 Main Street, Buffalo, New York 14203-1780, for the Department of Mental Health's 2011 YWCA of Binghamton Program Grant for the period January 1, 2011 through December 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 \$78,480, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the YWCA of Binghamton, 80 Hawley Street, Binghamton, New York 13901, to administer the YWCA of Binghamton Program, for the Department of Mental Health for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$78,480 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005034.2610298 (Contracted Srvs-YWCA of Bing.), 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-19, Nays-0

RESOLUTION NO. 392

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HOSPITAL FOR 2010

WHEREAS, this County Legislature, by Resolution 465 of 2009, authorized renewal of the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the total amount of \$354,999 and authorized an agreement with Lourdes Hospital to administer said program for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides school based counseling and prevention services to students who are at risk of drug and alcohol use due to personal, school, peer or family problems, who are exhibiting risk-taking behaviors, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$47,760 in grant appropriations and amend the agreement with Lourdes Hospital to reflect an increase of \$47,760, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Lourdes Hospital Program Grant to reflect an increase of \$47,760 for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$402,759, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to increase the not to exceed amount by \$47,760 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 an amount not to exceed \$402,759 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 465 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-19, Nays-0

RESOLUTION NO. 393

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH COORDINATED CARE SERVICES, INC. FOR THE QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010

WHEREAS, this County Legislature, by Resolution 540 of 2009, authorized the renewal of the Quality Assurance and Accountability Project Program Grant for the Department of Mental

Health, adopted a program budget in the amount of \$290,970 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period January 1, 2010 through December 1, 2010 in an amount not to exceed \$278, 373, and

WHEREAS, said program grant provides stronger management and quality assurance capabilities as well as monitoring performance expectations, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reduce the amount paid to Coordinated Care Services from \$278,373 to an amount not to exceed \$253,093 to allow for the expense of the Mental Health Imaging Project, and

WHEREAS, the Deputy Commissioner of Mental Health 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 Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611, to reduce the not to exceed amount by \$25,280 for management and quality assurance 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 \$253,093, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610283 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 540 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-19, Nays-0

RESOLUTION NO. 394

By Public Health and Environmental Protection, County Administration, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH E-BIZDOCS FOR SERVICES FOR THE MENTAL HEALTH IMAGING PROJECT FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2010-2011

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with E-BizDocs for services for the Mental Health Imaging Project for the Department of Mental Health at a cost not to exceed \$25,280, for the period October 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary for the conversion of data, indexing of data and installation of the system on the County network for the Mental Health Imaging Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with E-BizDocs, Inc., 85 Broadway, Menands, New York, 12204, for services for the Mental Health Imaging Project for the Department of Mental Health for the period October 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,280 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610283 (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.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 395

By Public Health and Environmental Services and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE SLIDING SCALE FEE SCHEDULE FOR CLINICAL SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH

WHEREAS, this County Legislature, by Resolution 184 of 2002, authorized the establishment of a sliding scale fee schedule for clinical services to self-pay clients for the Department of Mental Health, effective January 1, 2002, and

WHEREAS, said fee schedule ranged from \$5 to \$95, depending on family income and family size, and

WHEREAS, it is necessary to authorize the amendment of the fee schedule to modify the rates of the self-pay sliding scale fee schedule due to the Office of Mental Health set rate for licensed county operated Article 31 clinics with the new fee schedule effective October 1, 2010, and

WHEREAS, the Commissioner of Mental Health 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 modifying the sliding scale fee schedule for clinical services to self-pay clients for the Department of Mental Health effective October 1, 2010, attached hereto as Exhibit 'A', and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be made from budget line 26000004.5000120 (Mental Health Fees), and be it

FURTHER RESOLVED, that Resolution 184 of 2002, 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-19, Nays-0

RESOLUTION NO. 396

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH QUEST DIAGNOSTICS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES GRANT 2010-2011

WHEREAS, the Director of the Department of Health requests authorization for an agreement with Quest Diagnostics for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant at rates set by the New York State Department of Health Upstate Fee Schedule for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said agreement is necessary to provide a regional approach to breast, cervical, colorectal and prostate cancer screening, diagnosis, education, treatment and follow-up to uninsured or under-insured women and men in Broome, Chenango and Tioga Counties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Quest Diagnostics, 200 Gateway Park Drive, North Syracuse, New York, 13212, for services for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties Grant for the period of 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 rates set by the New York State Department of Health Upstate Fee Schedule as annexed here to as Exhibit "A", and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004413.2510341 (Other Health & Medical Services) for the period April 1, 2010 through June 29, 2010; 25010004.6004406.2510313 (Medical & Hospital Services) for the period April 1, 2010 through March 31, 2011; 25010004.6004413 (Other Health & 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-19, Nays-0

RESOLUTION NO. 397

By Public Safety and Emergency Services, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PRE-TRIAL RELEASE PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 482 of 2009, authorized and approved the renewal of the Pre-Trial Release Program Grant for the Department of Probation and adopted a program budget in the amount of \$138,947 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant services are designed to reduce the number of unsentenced inmates at the Broome County Public Safety Facility by providing the necessary information to enable the court to decide the least restrictive method necessary to secure an inmate's appearance in court without detention and/or for those inmates unable to post bail, and

WHEREAS, it is desired to renew said program grant in the amount of \$147,452 for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,816 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205, for the Department of Probation's Pre-Trial Release Program for the period January 1, 2011 through December 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 \$147,452, 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-19, Nays-0

RESOLUTION NO. 398

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PROBATION ELIGIBLE DIVERSION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION, ADOPTING A PROGRAM

BUDGET AND RENEWING AN AGREEMENT WITH BI, INC. FOR ELECTRONIC MONITORING SERVICES FOR 2011

WHEREAS, this County Legislature, by Resolution 600 of 2009, authorized and approved the renewal of the Probation Eligible Diversion Program Grant for the Department of Probation, adopted a program budget in the amount of \$66,095 and authorized an agreement with BI, Inc., for electronic monitoring services for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant is designed to keep non-violent drug abusers out of State facilities and to ensure that probationers released from custody are actively supervised in the community through electronic monitoring, and

WHEREAS, it is desired to renew said grant program in the amount of \$75,163, adopt a program budget and renew the agreement with BI Inc. for electronic monitoring services for the period January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$67,590 from the New York State Division of Probation and Correctional Alternatives, 80 Wolf Road, Albany, New York 12205 for the Department of Probation's Probation Eligible Diversion Program Grant for the period January 1, 2011 through December 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 \$75,163, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with BI, Inc., 6400 Lookout Road, Boulder, CO 80301, for electronic monitoring services, for the Department of Probation for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 21010003.6004146.2110059 (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-19, Nays-0

RESOLUTION NO. 399

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF ROCKEFELLER DRUG LAW STIMULUS FUNDING PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A REVISED PROGRAM BUDGET FOR 2009-2011

WHEREAS, this County Legislature, by Resolution 609 of 2009, authorized and approved acceptance of the Rockefeller Drug Law Stimulus Funding Program Grant for the Department of Probation and adopted a program budget in the amount of \$176,000 for the period October 1, 2009 through September 30, 2011, and

WHEREAS, said program grant provides funding for investigation and supervision of the new drug offense cases provided through the American Recovery and Reinvestment Act (ARRA), through a sub-allocation of the Federal Byrne Grant from the New York State Department of Criminal Justice Services to the New York State Division of Probation and Correctional Alternatives, and

WHEREAS, it is necessary at this time to revise said program to reflect a reallocation of grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Rockefeller Drug Law Stimulus Funding Program Grant to reflect a reallocation of grant appropriations for the period October 1, 2009 through September 30, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$176,000, and be it

FURTHER RESOLVED, that Resolution 609 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-19, Nays-0

RESOLUTION NO. 400

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD CARE AND DEVELOPMENT BLOCK GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 415 of 2009, authorized and approved renewal of the Child Care and Development Block Grant for the Department of Social Services and adopted a program budget in the amount of \$4,607,896 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides funds for child care subsidies to low income families and for activities related to improving the quality and availability of child day care services, and

WHEREAS, it is desired to renew said program grant in the amount of \$3,719,348 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,719,348 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144, for the Department of Social Services Child Care and Development Block Grant for the period October 1, 2010 through September 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 \$3,719,348, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Child Care and Development Block Grant funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through

September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or 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-19, Nays-0

RESOLUTION NO. 401

By Human Services, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 416 of 2009, authorized and approved renewal of the Food Stamp Employment and Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$193,610 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides job readiness and job search activities to non-public assistance and safety net food stamp recipients, and

WHEREAS, it is desired to renew said program grant in the amount of \$167,400 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$167,400 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, for the Department of Social Services' Food Stamp Employment and Training Program Grant for the period October 1, 2010 through September 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 \$167,400, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Food Stamp Employment and Training funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or 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-19, Nays-0

RESOLUTION NO. 402

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 427 of 2009, as amended by Resolution 173 of 2010, authorized and approved renewal of the Home Energy Assistance Program (HEAP) Grant for the Department of Social Services and adopted a program budget in the amount of \$707,457, which was increased to \$708,957 as authorized in Resolution 427 of 2009, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides low income households with assistance for energy costs, and

WHEREAS, it is desired to renew said program grant in the amount of \$505,831 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$505,831 from the Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243 for the Department of Social Service's Home Energy Assistance Program Grant for the period October 1, 2010 through September 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 \$505,831, and be it

FURTHER RESOLVED, the Department of Social Services is authorized to accept and allocate additional Home Energy Assistance Program funds as may be allocated by New York State Office of Temporary and Disability Assistance for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or 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-19, Nays-0

RESOLUTION NO. 403

By Public Works Committee

Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS (NYSEG) IN CONNECTION WITH PROVIDING ELECTRIC SERVICE TO THE SECTION IV SCALE HOUSE

WHEREAS, the Broome County Public Works Division of Solid Waste is involved in building interior roads and a new scale house in Section IV of the Broome County Landfill, and

WHEREAS, it is necessary to provide electric service for the Section IV scale house, and

WHEREAS, NYSEG in connection with installing the service line requires an easement along the access road to the Section IV scale house, and

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested authorization to enter into an agreement with NYSEG in connection with installing an electric service for the Section IV scale house, and

WHEREAS, the Commissioner of Public Works has determined that granting this easement is necessary to complete the project, now, therefore, be it

RESOLVED, that in consideration of NYSEG installing an electric service to the scale house in Section IV, this County Legislature hereby grants an easement to New York State Electric and Gas Corporation (NYSEG), 18 Link Drive, Kirkwood, New York, running through land owned by Broome County north of Dunham Hill Road in the Towns of Nanticoke and Barker as more fully described in a map and property description referred to as Exhibit "A", annexed hereto, 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-19, Nays-0

RESOLUTION NO. 404

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE YOUTH TOBACCO ENFORCEMENT AND PREVENTION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 408 of 2009, as amended by Resolution 162 of 2010, authorized and approved renewal of the Youth Tobacco Enforcement and Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$60,311 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant supports the Department of Health's activities in youth tobacco use enforcement and prevention and enforcement of the Clean Indoor Act, and

WHEREAS, it is desired to renew said program grant for the Department of Health in the amount of \$55,305, for the period October, 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,305 from New York State Department of Health, Bureau of Community Sanitation and Food Protection, Flannigan Square, 547 River Street, Troy, New York 12180 for the Department of Health's Youth Tobacco Enforcement and Prevention Program Grant for the period October 1, 2010 through September 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 \$55,305, 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-19, Nays-0

RESOLUTION NO. 405

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

RESOLUTION AUTHORIZING REVISION OF THE ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 70 of 2010, authorized and approved renewal of the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$130,580 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant enables that Department of Health to monitor the quality, quantity and regulatory compliance of all water supplies in Broome County, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$10,193 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Enhanced Water Supply Program Grant to reflect an increase of \$10,193 for the period April 1, 2010 through March 31, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$140,773, and be it

FURTHER RESOLVED, that Resolution 70 of 2010, 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-19, Nays-0

RESOLUTION NO. 406

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AN AGREEMENT WITH MONA WYSOCKI FOR PROFESSIONAL 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 Mona Wysocki, SLP, CCC for professional 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 October 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 Mona Wysocki, SLP, CCC, 37 Newman Avenue, Binghamton, New York 13901 for professional services for the Department of Health's Preschool Education Program for the period October 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-19, Nays-0

RESOLUTION NO. 407

By Finance, Personnel, and Public Health and Environmental Protection Committees

Seconded by Mr. Moran

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 2010-2011 Child Fatality Review Team Grant, 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	2510354	Salaries Part Time	\$ 9,450
	25010004	6004012	2510354	Office Supplies	\$ 3,132
	25010004	6004100	2510354	Postage & Freight	\$ 350
	25010004	6004137	2510354	Advertising & Promo	\$ 8,000
	25010004	6004160	2510354	Mileage and Parking	\$ 500
	25010004	6004162	2510354	Education & Training	\$ 1,250
	25010004	6004615	2510354	Gasoline Chargeback	\$ 150
	25010004	6004616	2510354	Fleet Svc Chargeback	\$ 150
	25010004	6004617	2510354	Duplicating/Printing Chgbk	\$ 1,942
	25010004	6004618	2510354	Office Supplies Chgbk	\$ 450
	25010004	6004626	2510354	Transportation Svcs. Chgbk	\$ 150
	25010004	6008001	2510354	State Retirement	\$ 902
	25010004	6008002	2510354	Social Security	\$ 723
	25010004	6008004	2510354	Workers Comp	\$ 143
	25010004	6008006	2510354	Life Insurance	\$ 5
	25010004	6008007	2510354	Health Insurance	\$ 4,543
	25010004	6008010	2510354	Disability Insurance	\$ 37
	25010004	6008011	2510354	Unemployment Insurance	\$ 198
				Total	\$32,075
TO:	25010004	6004138	2510354	Other Operational Exp	\$ 2,050
	25010004	6004146	2510354	Subcontracted Prog Exp	\$ 1,059
	25010004	6004147	2510354	Other Program Exp	\$ 4,300
	25010004	6004161	2510354	Travel Hotel & Meals	\$ 812
	25010004	6004610	2510354	Personal Svc. Chgbk	\$23,854
				Total	\$32,075

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 Traffic Safety Program Grant, 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	2510344	Salaries, Full Time	\$ 590
	25010004	6004161	2510344	Travel Hotel & Meals	\$ 400
	25010004	6004615	2510344	Gas Chargeback	\$ 140

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	25010004	6004617	2510344	Duplicating & Printing Chgbk	\$ 115
	25010004	6004626	2510344	Transportation Svcs.	\$ 50
	25010004	6008001	2510344	State Retirement	\$ 728
	25010004	6008002	2510344	Social Security	\$ 120
	25010004	6008004	2510344	Worker's Comp	\$ 32
	25010004	6008006	2510344	Life Insurance	\$ 5
				Total	\$ 2,180
To:	25010004	6004160	2510344	Mileage & Parking Local	\$ 83
	25010004	6004162	2510344	Education & Training	\$ 100
	25010004	6004606	2510344	Telephone Billing Chgbk	\$ 320
	25010004	6004609	2510344	Data Processing Chgbk	\$ 1,358
	25010004	6004616	2510344	Fleet Svc. Chgbk	\$ 87
	25010004	6008007	2510344	Health Insurance	\$ 223
	25010004	6008010	2510344	Disability	\$ 9
				Total	\$ 2,180

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 Early Intervention Administration Grant, 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	2510349	Salaries Part Time	\$13,246
	25010004	6008001	2510349	State Retirement	\$ 971
	25010004	6008002	2510349	Social Security	\$ 389
	25010004	6008006	2510349	Life Insurance	\$ 9
	25010004	6008007	2510349	Health Insurance	\$ 2,688
	25010004	6008010	2510349	Disability	\$ 19
				Total	\$17,322
To:	25010004	6001002	2510349	Salaries Temporary	\$10,161
	25010004	6001003	2510349	Salaries Overtime	\$ 2,432
	25010004	6004610	2510349	Personal Svcs. Chgbk	\$ 4,492
	25010004	6008004	2510349	Workers Comp	\$ 237
				Total	\$17,322

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 Children with Special Health Care Needs Grant, 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	2510350	Salaries Part Time	\$ 123
	25010004	6004045	2510350	Training & Educational Supp	\$ 1,783
	25010004	6008001	2510350	State Retirement	\$ 301
	25010004	6008002	2510350	Social Security	\$ 103
	25010004	6008004	2510350	Workers Comp	\$ 6
	25010004	6008006	2510350	Life Insurance	\$ 1
				Total	\$ 2,317
To:	25010004	6008007	2510350	Health Insurance	\$ 2,309
	25010004	6008010	2510350	Disability Insurance	\$ 8
				Total	\$ 2,317

Carried. Ayes-19, Nays-0

RESOLUTION NO. 408

By Public Health and Environmental Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE CITY OF BINGHAMTON FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 557 of 2009, as amended by Resolution 149 of 2010, authorized an agreement with the City of Binghamton for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at an amount not to exceed \$11,175 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to perform built environment activities associated with increasing physical activity levels in the community and function as a designated worksite to implement policies, systems and environmental changes that will increase employee health and wellness and decrease costs associated with health care, and

WHEREAS, said agreement expires by its terms on September 29, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,000, for the period November 20, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the City of Binghamton, 38 Hawley Street, Binghamton, New York 13901 for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant for the period September 30, 2010 through September 29, 2011, 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 25010004.6004146.2510373 (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.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 409

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2009-2010

WHEREAS, this County Legislature, by Resolution 529 of 2009, authorized an agreement with the Binghamton City School District for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at a cost not to exceed \$15,000 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to coordinate nutrition and physical education intervention strategies that will result in policy, systems and environmental changes to ultimately increase student health status, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$4,212 to cover costs for additional learning in motion trainings, and

WHEREAS, the Director of Public 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 the Binghamton City School District, 98 Oak Street, Binghamton, New York 13901 to increase the not to exceed amount by \$4,212 to cover costs for additional learning in motion trainings in connection with the Department of Health's Building a Healthy Nation:

Strategic Alliance for Health CDC Grant for the period November 20, 2009 through September 29, 2010, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$19,212, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510342 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 529 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-19, Nays-0

RESOLUTION NO. 410

By Public Health and Environmental Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT FOR SERVICES IN CONNECTION WITH THE DEPARTMENT OF HEALTH'S BUILDING A HEALTHY NATION: STRATEGIC ALLIANCE FOR HEALTH CDC GRANT FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 529 of 2009, as amended by companion resolution, authorized an agreement with the Binghamton City School District for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant at an amount not to exceed \$19,212 for the period November 20, 2009 through September 29, 2010, and

WHEREAS, said agreement is necessary to perform built environment activities associated with increasing physical activity levels in the community and function as a designated worksite to implement policies, systems and environmental changes that will increase employee health and wellness and decrease costs associated with health care, and

WHEREAS, said agreement expired by its terms on September 29, 2011, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$15,000, for the period September 30, 2010 through September 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Binghamton City School District, 98 Oak Street, Binghamton, New York 13901 for services in connection with the Department of Health's Building a Healthy Nation: Strategic Alliance for Health CDC Grant for the period September 30, 2010 through September 29, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510373 (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.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 411

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

RESOLUTION AUTHORIZING RENEWAL OF THE INMATE STD TESTING/JAIL PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011

WHEREAS, this County Legislature, by Resolution 327 of 2009, authorized renewal of the Inmate STD Testing/Jail Program Grant for the Department of Health and adopted a program budget in the amount of \$49,645 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides STD/HIV education, testing and treatment of inmates at the Broome County Correctional Facility, and

WHEREAS, it is desired to renew said program grant in the amount of \$63,415 for the period of January 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$63,415 from the Broome County Correctional Facility, 155 Lt. VanWinkle Drive, PO Box 2047, Binghamton, New York 13902-2047, for the Department of Health's Inmate STD Testing/Jail Program Grant for the period January 1, 2011 through December 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 \$63,415, 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-19, Nays-0

RESOLUTION NO. 412

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE TRAFFIC SAFETY AWARENESS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 410 of 2009, as amended by Resolution 616 of 2009, authorized and approved renewal of the Traffic Safety Awareness Program Grant for the Department of Health and adopted a program budget in the amount of \$71,480 for the period October 1, 2009 through September 30, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$71,480 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$71,480 from New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Traffic Safety Awareness Program Grant, for the period October 1, 2010 through September 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 \$71,480, 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-19, Nays-0

RESOLUTION NO. 413

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by 559 of 2009, authorized and approved the Child Passenger Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$3,424 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said programs goal is to increase the proper use and installation of child safety seats and allow low income families access to child safety seats with proper installation, and

WHEREAS, it is desired to renew said program grant in the amount of \$5,000 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Room 414, Albany, New York 12228 for the Department of Health's Child Passenger Safety Program for the period October 1, 2010 through September 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 \$5,000, 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-19, Nays-0

RESOLUTION NO. 414

By Public Health and Environmental Protection, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 405 of 2009, as amended by Resolution 171 of 2010, authorized and approved renewal of the Children with Special Health Care Needs Program Grant for the Department of Health and adopted a program budget in the amount of \$26,967 for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant provides aid for children with developmental delays and disabilities whose families meet income criteria based upon Federal poverty guidelines, refers families without health insurance to public health insurance programs, and provides information regarding available services for children with special needs, and

WHEREAS, it is desired to renew said program grant in the amount of \$26,270 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,270 from New York State Department of Health, Division of Family Health-Fiscal Unit, Corning Tower, Empire State Plaza, Albany, New York 12237-0657, for the Department of Health's Children with Special Health Care Needs Program Grant for the period October 1, 2010 through September 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 \$26,270, 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-19, Nays-0

RESOLUTION NO. 415

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE EARLY INTERVENTION ADMINISTRATION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 406 of 2009 authorized and approved renewal of the Early Intervention Administration Program Grant for the Department of Health and adopted a program budget in the amount of \$122,101, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program grant identifies and registers infants and children with suspected disabilities and developmental delays and refers them to the Early Intervention Program to ensure they are provided with appropriate services, and

WHEREAS, it is desired to renew said program grant in the amount of \$122,101 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$122,101 from New York State Department of Health, Division of Family Health-Fiscal Unit, Corning Tower, Empire State Plaza, Albany, New York 12237-0657 for the Department of Health's Early Intervention Administration Program Grant for the period October 1, 2010 through September 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 \$122,101, 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-19, Nays-0

RESOLUTION NO. 416

By Finance, Public Works and Transportation and Rural Development Committees
Seconded by Mr. Herz

RESOLUTION AMENDING THE 2010 CAPITAL IMPROVEMENT PROGRAM FOR AIRPORT SECURITY UPGRADE PROJECT

RESOLVED, that the 2010 Capital Improvement Program is hereby amended to create a new project for the Department of Aviation as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2830034	Airport Security Upgrades	\$160,000	\$	\$	\$160,000

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2010	10	14	\$0	0

TO:

Estimated Construction Cost:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County*</u>
2830034	Airport Security Upgrades	\$303,777	\$	\$	\$303,777

<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2010	10	14	\$0	0

*County's portion funded by Passenger Facility Charge funds 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-19, Nays-0

RESOLUTION NO. 417

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

RESOLUTION AUTHORIZING RENEWAL OF WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 409 of 2009, as amended by Resolutions 169 and 220 of 2010, authorized and approved renewal of the Women, Infants, and Children's Program Grant for the Department of Health and adopted a program budget in the amount of \$1,084,395, for the period October 1, 2009 through September 30, 2010, and

WHEREAS, said program provides quality nutrition education and services, child growth monitoring, breastfeeding promotion and education, substance abuse screening and referral, smoking cessation counseling, access to maternal prenatal, and pediatric health-care services and a monthly nutritious food package, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,159,002 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,159,002 from New York State Department of Health, 217 South Salina Street, Syracuse, New York 13202 for the Department of Health's Women, Infants, and Children's Program Grant for the period October 1, 2010 through September 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 \$1,159,002, 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-19, Nays-0

RESOLUTION NO. 418

By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF CHEMUNG AND SCHUYLER COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 342 of 2009, as amended by Resolution 215 of 2010, authorized and approved renewal of the Cancer Services Program of Chemung and Schuyler Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$41,989 for the period of June 30, 2009 to June 29, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$29,235 for the period of June 30, 2010 to June 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$29,235 from Health Research Inc., Riverview Center, 150 Broadway-Suite 560, Menands, New

York 12204 for the Department of Health's Cancer Services Program of Chemung and Schuyler Counties HRI Grant for the period June 30, 2010 through June 29, 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 \$29,235, 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-19, Nays-0

RESOLUTION NO. 419

By Public Health and Environmental Protection and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF BROOME, CHENANGO AND TIOGA COUNTIES HRI GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 341 of 2009, authorized and approved renewal of the Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant for the Department of Health and adopted a program budget in the amount of \$118,883 for the period of June 30, 2009 to June 29, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$78,321 for the period of June 30, 2010 to June 29, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,321 from Health Research Inc., Riverview Center, 150 Broadway-Suite 560, Menands, New York 12204 for the Department of Health's Cancer Services Program of Broome, Chenango and Tioga Counties HRI Grant for the period June 30, 2010 through June 29, 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 \$78,321, 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-19, Nays-0

RESOLUTION NO. 420

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

RESOLUTION AUTHORIZING REVISION OF HEALTHY FAMILIES NEW YORK: HEALTHY FAMILIES BROOME PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HEALTH CARE SYSTEM FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 165 of 2010, authorized the Healthy Families New York: Healthy Families Broome Program Grant for the Department of Health, adopted a program budget in the total amount of \$484,683 and authorized an agreement with Lourdes Health Care System to administer said program for the period July 1, 2010 through June 30, 2011, 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 necessary at this time to revise said program to reflect an increase in the amount of \$56,766 in grant appropriations and amend the agreement with Lourdes Health Care System to reflect an increase of \$51,792, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Healthy Families New York: Healthy Families Broome Program Grant to reflect an increase in the amount of \$56,766 for the period July 1, 2010 through June 30, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$541,449, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Health Care System, 219 Front Street, Binghamton, New York 13905 to reflect an increase of \$51,792, for services related to 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 \$373,931 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 165 of 2010, 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-19, Nays-0

RESOLUTION NO. 421

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

RESOLUTION AUTHORIZING RENEWAL OF THE CHILDHOOD LEAD POISONING PREVENTION PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 68 of 2010, as amended by Resolution 214 of 2010, authorized and approved renewal of the Childhood Lead Poisoning Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$34,851 for the period April 1, 2010 through September 30, 2010, and

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

WHEREAS, it is desired to renew said program grant in the amount of \$69,702 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$69,502 from the New York State Department of Health, Bureau of Child and Adolescent Health, Tower Building, Empire State Plaza, Albany, New York 12237, for the Department of Health's Childhood Lead Poisoning Prevention Program Grant for the period October 1, 2010 through September 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 \$69,702, and be it

FURTHER RESOLVED, the Broome County Health Department is authorized to accept and allocate additional Childhood Lead Poisoning Prevention funds as may be allocated by New York State for the period October 1, 2010 through September 30, 2011, provided there is no increase in employee head count and that the County's financial contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or 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-19, Nays-0

RESOLUTION NO. 422

By Public Health and Environmental Protection, Personnel, and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE PRIMARY PREVENTION OF CHILDHOOD LEAD PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 407 of 2009, as amended by Resolution 166 of 2010, authorized and approved renewal of the Primary Prevention of Childhood Lead Program Grant for the Department of Health and adopted a program budget in the amount of \$294,548 for the period October 1, 2009, through September 30, 2010, and

WHEREAS, said program grant will develop a primary prevention program designed to eliminate or reduce the source of lead paint before it is ingested by children, and

WHEREAS, it is desired to renew said program grant in the amount of \$315,060 for the period October 1, 2010 through September 30, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$315,060 from New York State Department of Health, Bureau of Community Sanitation and Food Protection, Flannigan Square, Room 55, 547 River Street, Troy, New York 12180, for the Department of Health's Primary Prevention of Childhood Lead Program Grant, for the period October 1, 2010 through September 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 \$315,060, 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-19, Nays-0

RESOLUTION NO. 423

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING ACCEPTANCE OF THE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Director of Public Health requests authorization to accept a Division of Homeland Security and Emergency Services Program Grant and adopt a program budget in the amount of \$37,190 for the period August 10, 2010 through August 9, 2011, and

WHEREAS, said program grant will support development and revisions of emergency response plans designed to address communicable disease outbreaks, biological, chemical and radiological acts of terrorism and other emergency events, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,190 from the Division of Homeland Security and Emergency Services, 1220 Washington Avenue, State Office Campus, Building 7A Suite 710, Albany, New York 12242 for the Department of Health's Division of Homeland Security and Emergency Services Program Grant for the period August 10, 2010 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 \$37,190, 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-19, Nays-0

RESOLUTION NO. 424

By Public Health and Environmental Protection, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE TO BIOTERRORISM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 291 of 2010, authorized and approved renewal of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant for the Department of Health and adopted a program budget in the amount of \$57,996 for the period August 10, 2010 through August 9, 2011, and

WHEREAS, said program grant is designed to develop and assist in the implementation of response plans that address all forms of communicable disease outbreaks and terrorist threats including biological, chemical, and radiological, to include training, functional drills/exercises, refinement of redundant communication/technology infrastructure, community training, and continuity of operations among other required deliverables, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$35,305 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Public Health Emergency Preparedness and Response to Bioterrorism Program Grant to reflect an increase of \$35,305 for the period August 10, 2010 through August 9, 2011, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$93,301, and be it

FURTHER RESOLVED, that Resolution 291 of 2010, 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-19, Nays-0

RESOLUTION NO. 425

By Human Services, Personnel and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE MEDICAID TECHNOLOGIES ENHANCEMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010

WHEREAS, this County Legislature, by Resolution 565 of 2009 as amended by Resolution 15 of 2010, authorized and approved renewal of the Medicaid Technologies Enhancement Program Grant for the Department of Social Services and adopted a program

budget in the amount of \$8,774,682 for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said program grant provides timely and appropriate Medicaid eligibility determinations, to conduct managed care activities, disability determinations, provide Medical transportation, dental case management, monitor family type homes and image medical records, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$24,800 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicaid Technologies Enhancement Program Grant to reflect an increase of \$24,800 for the period January 1, 2010 through December 31, 2010, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$8,799,482, and be it

FURTHER RESOLVED, that Resolution 565 of 2009 and Resolution 15 of 2010, 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-19, Nays-0

RESOLUTION NO. 426

By Human Services and Finance Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING REVISION OF THE RAPID RE-HOUSING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER FOR 2009-2012

WHEREAS, this County Legislature, by Resolution 373 of 2009, authorized the Rapid Re-housing Program Grant for the Department of Social Services, adopted a program budget in the total amount of \$698,555 and authorized an agreement with Coordinated Care Services, Inc., and the Mental Health Association of the Southern Tier to administer said program for the period September 15, 2009 through September 15, 2012, and

WHEREAS, said program grant provides case management and outreach services including client financial assistance and help with administrative duties, including on-site reviews, data collection and evaluation, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$75,021 in grant appropriations and amend the agreement with the Mental Health Association of the Southern Tier to reflect an increase of \$75,021, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Rapid Re-Housing Program Grant to reflect an increase of \$75,021 for the period September 15, 2009 through September 15, 2012, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$773,576, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Mental Health Association of the Southern Tier, 153 Court Street, Binghamton, New York 13901, to reflect an increase of \$75,021 for the Department of Social Services Rapid Re-housing Program Grant for the period September 15, 2009 through September 15, 2012, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$737,576 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 373 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-19, Nays-0

RESOLUTION NO. 427

By Finance and Personnel Committees

Seconded by Mr. Moran

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH AETNA FOR ADMINISTRATION OF THE MEDICARE ADVANTAGE HEALTH PLAN FOR THE OFFICE OF RISK AND INSURANCE FOR 2011

WHEREAS, this County Legislature, by Resolution 603 of 2009, authorized renewal of the agreement with Aetna for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance at an amount not to exceed \$58,000 per month for the period January 1, 2010 through December 31, 2010, and

WHEREAS, said agreement is necessary for the Medicare Advantage Health Plan for Medicare-eligible retirees who were previously insured with RMSCO, and

WHEREAS, said agreement expires by its terms on December 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 \$60,500 per month, for the period January 1, 2011 through December 31, 2011 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Aetna, 1000 Middle Street, Middletown, Connecticut 06457 for administration of the Medicare Advantage Health Plan for the Office of Risk and Insurance for the period January 1, 2011 through December 31, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$50 per person, total amount not to exceed \$60,500 per month for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18010001.6004211.2090 (Part C Premiums), 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-19, Nays-0

RESOLUTION NO. 428

By Finance and Transportation and Rural Development Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN AGREEMENT WITH MARSH USA, INC. FOR LIABILITY INSURANCE FOR THE OFFICE OF RISK AND INSURANCE FOR 2010-2011

WHEREAS, the Manager of Risk and Insurance requests authorization for an agreement with Marsh USA, Inc., for liability insurance at a cost not to exceed \$34,300, for the period October 1, 2010 through October 1, 2011, and

WHEREAS, said agreement is necessary for an airport premises liability policy, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Marsh, USA, Inc., 507 Plum Street, Suite 110, Syracuse, New York 13204 for liability insurance for the Office of Risk and Insurance for the period October 1, 2010 through October 1, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$34,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), 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-19, Nays-0

RESOLUTION NO. 429

By Finance Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TOSKI SCHAEFFER & CO., P.C. FOR AUDIT SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 2006-2010

WHEREAS, this County Legislature, by Resolution 704 of 2007, authorized an agreement with Toski, Schaeffer & Co., P.C. for audit services for the Office of Risk and Insurance at a cost not to exceed \$30,000 for the period January 1, 2006 through December 31, 2010, and

WHEREAS, said agreement is necessary to audit the Broome County 457 Deferred Compensation Plan, 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 Manager of Risk and Insurance 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 Toski, Schaeffer & Co., P.C., 555 International Drive, Williamsville, New York 14221 to extend the period through December 31, 2011 at no additional cost to the County for audit services for the Office of Risk and Insurance, and be it

FURTHER RESOLVED, that Resolution 704 of 2007, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-19, Nays-0

RESOLUTION NO. 430

By Public Health and Environmental Protection, and Transportation and Rural Development Committees Seconded by Mr. Whalen

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO A GENERIC LEASE OF OIL AND NATURAL GAS MINERAL RIGHTS ON COUNTY OWNED LAND

WHEREAS, the County of Broome owns substantial acreage in the County which is suitable for oil and natural gas exploration, and

WHEREAS, the County of Broome is seeking to lease more than 100 acres of County property for oil and natural gas exploration and extraction, and

WHEREAS, it has been determined that a potential lease of more than 100 acres of mineral rights is a Type 1 action subject to the requirements of the New York State Environmental Quality Review Act (SEQRA), and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, under Article 23 of the Environmental Conservation Law, of the State of New York, the laws and regulations of the state supersede all local laws and ordinances relating to the regulation of the oil, gas and solution mining industries, except jurisdiction over local roads and the rights of local governments under the Real Property Law, and

WHEREAS, the NYS Department of Environmental Conservation (DEC) has already prepared a [Generic Environmental Impact Statement](#) (GEIS) under SEQRA to provide a comprehensive review of the potential environmental impacts of oil and natural gas drilling and production and how they are mitigated; and the DEC is currently preparing a supplemental GEIS to assess issues unique to horizontal drilling and high-volume hydraulic fracturing of the Marcellus and other low permeability reservoirs, and

WHEREAS, there are certain terms and conditions that will be part of any lease of county mineral rights constituting a "generic lease" to wit: Any such lease of these rights will describe the leased premises (a full listing of the county owned land to be leased is annexed); prohibit surface activity on county owned parkland and the impoundment areas of county Watershed Management Unit; prohibit surface activity on those portions of the Broome County Landfill that have been or are being used for landfilling of municipal solid waste; and prohibit surface activity on those portions of the Binghamton Regional Airport subject to avigational easements and used for aviation purposes. Any such lease will state that prior to the commencement of any activity by the lessee on the leased premises in connection with the exploration and extraction of oil and natural gas from the leased premises the lessee must first obtain a permit from the New York State Department of Environmental Conservation. Each lease will state that the county will grant rights of ingress and egress to conduct operations and install gathering line pipelines subject to the approval by and regulations of the New York State Public Service Commission and/or the DEC. The location of any surface activity in connection with the lease of mineral rights must be approved in advance by Broome County. In addition each lease shall state that the operation by the Lessee of overweight trucks on county roads will be subject to Chapter 100 of the Broome County Charter and Code; 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 generic lease of county owned mineral rights action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, Broome County is the only involved agency with respect to the action, and

WHEREAS, the Commissioner of Public Works has prepared Part I of the long form Environmental Assessment Form in connection with the environmental review of the terms of the generic lease which is annexed hereto, and

WHEREAS, the Commissioner of Public Works has requested that this County Legislature declare itself the lead agency in connection with the environmental review of the proposed action, now, therefore, be it

RESOLVED, that this County Legislature hereby declares lead agency status with respect to the environmental review of a generic lease of the oil and natural gas mineral rights on county owned real property.

Heldover by Mr. Whalen

RESOLUTION NO. 431

By Economic Development and Planning and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING ACCEPTANCE OF THE WIA NATIONAL EMERGENCY PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2010-2011

WHEREAS, the Director of Employment and Training requests authorization to accept a WIA National Emergency Program Grant and adopt a program budget in the amount of \$103,237 for the period April 1, 2010 through March 31, 2011, and

WHEREAS, said program grant provides training and services to long-term unemployed workers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$103,237 from the New York State Department of Labor, State Office Building Campus, Albany, New York 12240 for the Office of Employment and Training's WIA National Emergency Program Grant for the period April 1, 2010 through March 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 \$103,237, 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-19, Nays-0

RESOLUTION NO. 432

By Finance Committee Seconded by Mr. Moran
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MARSH USA FOR INSURANCE COVERAGE FOR BROOME COUNTY FOR 2010-2011

WHEREAS, this County Legislature, by Resolution 457 of 2009, authorized renewal of the agreement with MARSH USA for insurance coverage for County-owned property, boiler and machinery, and inland marine at an amount not to exceed \$190,000 for the period October 2, 2009 through October 1, 2010, and

WHEREAS, said services are necessary to procure insurance for County-owned property, and

WHEREAS, said agreement expires by its terms on October 1, 2010, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$175,000, for the period October 2, 2010 through October 1, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Marsh USA, P.O. Box 4988, Syracuse, New York 13221-4988, for insurance coverage for County-owned property, boiler and machinery, and inland marine for the period October 2, 2010 through October 1, 2011, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$175,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004201.2090 (Insurance Premiums), 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-19, Nays-0

RESOLUTION NO. 433

By Personnel, Public Safety and Emergency Services, and Finance Committees
Seconded by Mr. Moran

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE BROOME COUNTY SHERIFF'S OFFICE

RESOLVED, that in accordance with a request contained in PCR# 10-215 from the Sheriff's Office, this County Legislature hereby authorizes the creation of Correction Officer, Grade n/a, Union Code 05 AFSCME, minimum salary \$37,854, at budget line 23020403.6001000.2310088, effective October 04, 2010.

Carried. Ayes-19, Nays-0

RESOLUTION NO. 434

By Finance and Public Safety and Emergency Services Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR BROOME COUNTY SHERIFF'S OFFICE

RESOLVED, that in accordance with a request from the Broome County Sheriff, in order to maximize funds for 2010 SCAAP Grant, 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:	23020403	6004161	2310084	Travel, Hotel & Meals	\$ 3,000
TO:	23020403	6001003	2310084	Salaries, Overtime	\$ 3,000

Carried. Ayes-19, Nays-0

RESOLUTION NO. 435

By Economic Development and Planning and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN THE TOWN OF UNION AND BROOME COUNTY TO ACCEPT FUNDING AND AUTHORIZING THE TRANSFER OF FUNDS FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2010-2011

WHEREAS, the Deputy County Executive requests authorization for an intermunicipal agreement between the Town of Union and Broome County to accept funding in the amount of \$10,000 and transfer \$25,000 from the Brownfield reserve account to the Brownfield Remediation account, for the Department of Planning and Economic Development, for the period October 1, 2010 through December 31, 2011, and

WHEREAS, said agreement and transfer of funds is necessary to develop a National Register Multiple Resource Survey for tax benefit opportunities for the industrial properties of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement between the Town of Union and Broome County to accept funding in the amount of \$10,000 for the Department of Planning and Economic Development, for the period October 1, 2010 through December 31, 2011, and be it

FURTHER RESOLVED, that the funds from the Town of Union hereinabove authorized shall be credited to budget line 90000099.6005035.1010 (Brownfield Remediation), and be it

FURTHER RESOLVED, in order to provide funds for The National Register Multiple Resource Survey, this County Legislature hereby authorizes the Commissioner of Finance to transfer \$25,000 from budget line 5000561 (Brownfield Reserve) to 6005035 (Brownfield Redevelopment), 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-19, Nays-0

RESOLUTION NO. 436

By Public Works and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH JENNINGS ENVIRONMENTAL MANAGEMENT, INC. FOR AIR QUALITY MONITORING SERVICES FOR DEPARTMENT OF PUBLIC WORKS FOR 2009-2011

WHEREAS, this County Legislature pursuant to Resolution No. 726 of 2008 authorized an agreement with Jennings Environmental Management, Inc. for air quality monitoring services for the Department of Public Works, at rates as shown on Exhibit "A", total amount not to exceed \$450,000 for the period January 1, 2009 through December 31, 2011, and

WHEREAS, said services are necessary to provide air quality monitoring services on an "as needed" basis for the Department of Public Works, and

WHEREAS, due to unforeseen environmental air quality monitoring requirements it is necessary to amend said agreement to increase the not to exceed amount by \$200,000 for, now, therefore, be it

WHEREAS, the Commissioner of Public Works 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 Jennings Environmental Management, Inc., 63 Carroll Street, Binghamton, New York 13901, for air quality monitoring services, for the Department of Public Works for the period January 1, 2009 through December 31, 2011 to increase the not to exceed amount during the term of the agreement by \$200,000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$650,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that Resolution 726 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-19, Nays-0

RESOLUTION NO. 437

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

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010 Childhood Lead Poisoning Prevention Program Grant, 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	2510357	Salaries, Part Time	\$ 294
	25010004	6004045	2510357	Educational Materials	\$ 60
	25010004	6004061	2510357	Environmental Health Supp.	\$ 300
	25010004	6004161	2510357	Travel Hotel & Meals	\$ 185
	25010004	6008001	2510357	State Retirement	\$ 37

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	25010004	6008011	2510357	Unemployment Insurance	\$ 216
				Total	\$ 1,092
TO:	25010004	6004012	2510357	Office Supplies	\$ 75
	25010004	6004100	2510357	Postage and Freight	\$ 100
	25010004	6004402	2510357	Laboratory Services	\$ 25
	25010004	6004605	2510357	County Attorney Chgbk	\$ 200
	25010004	6004615	2510357	Gasoline Chargeback	\$ 60
	25010004	6004617	2510357	Duplicating/Printing Chgbk	\$ 85
	25010004	6008007	2510357	Health Insurance	\$ 547
				Total	\$ 1,092

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, 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	\$ 8,571
	25010004	6001001	2510348	Salaries, Part Time	\$ 7,368
	25010004	6004146	2510348	Subcontracted Program Exp	\$ 3,198
	25010004	6004147	2510348	Other Program Expense	\$ 1,000
	25010004	6004402	2510348	Laboratory Services	\$ 2,500
	25010004	6004610	2510348	Personal Services Chgbk	\$ 455
				Total	\$23,092
TO:	25010004	6001002	2510348	Salaries Temporary	\$15,600
	25010004	6002709	2510348	Other Operational Equip.	\$ 538
	25010004	6004012	2510348	Office Supplies	\$ 400
	25010004	6004100	2510348	Postage & Freight	\$ 300
	25010004	6004136	2510348	Operational Equipment Rep.	\$ 760
	25010004	6004160	2510348	Mileage and Parking	\$ 100
	25010004	6004161	2510348	Travel Hotel & Meals	\$ 500
	25010004	6004162	2510348	Education & Training	\$ 1,900
	25010004	6004605	2510348	County Attorney Chargeback	\$ 1,900
	25010004	6004615	2510348	Gasoline Chargeback	\$ 100
	25010004	6004616	2510348	Fleet Service Chargeback	\$ 100
	25010004	6004618	2510348	Office Supplies Chargeback	\$ 100
	25010004	6008004	2510348	Workers Compensation	\$ 794
				Total	\$23,092

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2010-2011 Tobacco Control Program Grant, 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	2510364	Salaries, Part Time	\$15,928
	25010004	6004045	2510364	Training/Education	\$ 5,500
	25010004	6008001	2510364	State Retirement	\$ 1,640
	25010004	6008002	2510364	Social Security	\$ 1,219
	25010004	6008004	2510364	Workers' Compensation	\$ 159
	25010004	6008006	2510364	Life Insurance	\$ 18
	25010004	6008010	2510364	Disability Insurance	\$ 129
	25010004	6008011	2510364	Unemployment	\$ 159
				Total	\$24,752
TO:	25010004	6001012	2510364	Office Supplies	\$ 700
	25010004	6004100	2510364	Postage & Freight	\$ 100
	25010004	6004137	2510364	Advertising & Promotion	\$12,534

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25010004	6004146	2510364	Subcontractor Expense	\$10,000
25010004	6004606	2510364	Telephone Chargeback	\$ 300
25010004	6004618	2510364	Office Supply Chargeback	\$ 100
25010004	6008007	2510364	Health Insurance	\$ 1,018
			Total	\$24,752

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize funds for 2009-2011 OHS State Assistance to Local Health Departments Grant, 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	2510366	Salaries Part Time	\$ 4,116
				Total	\$ 4,116
TO:	25010004	6004048	2510366	Misc Operational Supplies	\$ 407
	25010004	6008001	2510366	State Retirement	\$ 1,663
	25010004	6008002	2510366	Social Security	\$ 686
	25010004	6008004	2510366	Workers Compensation	\$ 263
	25010004	6008007	2510366	Health Insurance	\$ 1,097
				Total	\$ 4,116

Carried. Ayes-19, Nays-0

RESOLUTION NO. 438

By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Moran
RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH GRI TELECOM INC. FOR THE OFFICE OF EMERGENCY SERVICES FOR 2010-2015

WHEREAS, the Director of Emergency Services requests authorization for a lease agreement with GRI Telecom Inc. for the Office of Emergency Services at a cost not to exceed \$515 per month for the period November 1, 2010 through October 31, 2011, plus an additional three percent per year for the period November 1, 2011 through October 31, 2015, and

WHEREAS, said agreement is necessary to mount antennas for communication equipment at 146 Pease Hill Road, Whitney Point, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with GRI Telecom, Inc., 56 Gail Drive, Owego, New York 13827-1057 for the Office of Emergency Services for the period November 1, 2010 through October 31, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$515 per month for the period November 1, 2010 through October 31, 2011, plus an additional three percent per year for the periods November 1, 2011 through October 31, 2012, November 1, 2012 through October 31, 2013, November 1, 2013 through October 31, 2014 and November 1, 2014 through October 31, 2015, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 20030003.6004138 (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-19, Nays-0

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
 The meeting was adjourned at 6:55 PM.

