ANNOUNCEMENTS FROM THE CHAIR
Mr. Black and Mr. Sanfilippo were designated as participants with Chairman Marinich in the “Short Roll Call”.

Chairman Marinich asked everyone to stand while the Color Guard advanced and posted the Colors. David Jensen, US Army Veteran with service in Korea, led the Pledge of Allegiance to the Flag. Michael W. Schafer, US Navy Veteran with service in Korea, offered the invocation. Joseph A. Merrill, US Army Veteran with service in Iraq and Afghanistan, read a Veterans Poem entitled “They Did Their Share” by Joanna Fuchs.

Chairman Marinich welcomed everyone to the first annual Veterans of Distinction Award Ceremony and stated “We are pleased to receive nominations for sixteen recipients. Those sixteen and the people that nominated them are here tonight. These veterans include all branches of military service. These veterans served in conflicts including World War II, Korea, and Vietnam. What makes these veterans distinctive? In the words of the people who nominated them from the American Legions, Veterans of Foreign Wars and other organizations, these veterans served the country with distinction while on active duty, these veterans served other veterans by visiting the sick, welcoming home active duty military, attending funeral services for deceased veterans, these veterans became leaders in the American Legions, VFW’s, Vietnam Veterans of America and other organizations, and these veterans gave it their all and never forgot their fellow veterans. For their sacrifice, excellence, determination and loyalty, we recognize them today”. Chairman Marinich asked the recipient, nominator and legislative representative to come to the podium when their name was called to receive a Veterans of Distinction Certificate, presented by Mr. Merrill:

- **Award Recipient: Kenneth P. Joseck**, nominated by Larry Holdredge, Vietnam Veterans of America Chapter 896, accompanied by Legislator Jensen
- **Award Recipient: Joseph V. Smith**, nominated by Robert Gardner George F. Riordan American legion Post 974, accompanied by Legislator Kelbel
- **Award Recipient: David Snitchler**, nominated by Bert A. Proper, American Legion Post 80, accompanied by Legislator Lewis
- **Award Recipient: Albert Rood**, nominated by Tom Stiles, Lawrence D. Peters VFW 1611, accompanied by Legislator Lewis
- **Award Recipient: Mary C. McQuade on behalf of Alfred McQuade**, nominated by Edward Arnold, American Legion Post 82, accompanied by Legislator Pasquale
- **Award Recipient: James D. Davis**, nominated by Joseph N. Irons, George F. Johnson American Legion Post 1700, accompanied by Legislator Pasquale
- **Award Recipient: Robert Hunt**, nominated by VFW 2332, accompanied by Legislator Heebner
- **Award Recipient: Alfred E. Holmberg**, nominated by George B. Gelatt Jr., American Legion Post 1194, accompanied by Legislator Howard
- **Award Recipient: August ‘Gus’ Zurenda**, nominated by John Zurenda, Lawrence D. Peters VFW 1611, accompanied by Legislator Merrill
- **Award Recipient: Donald Rothang**, nominated by American Legion Post 89, accompanied by Legislator Hutchings
- **Award Recipient: Ray Warner**, nominated by Timothy K. Roberts, Commander
American Legion Post 1596, accompanied by Legislator Diffendorf

- **Award Recipient: Robert C. Potter**, nominated by Organization of Vietnam Veterans, accompanied by Legislator D. J. Reynolds

- **Award Recipient: William Oliver**, nominated by Benjamin W. Margolius, Colonel, US Army (Retired) Southern Tier Chapter, Military Officers Association of America, accompanied by Legislator D. J. Reynolds,

- **Award Recipient: Willard Strong**, nominated by Ken Darling, Commander American Legion Post 757, accompanied by Legislator Herz

- **Award Recipient: Hazel Brandt on behalf of Robert T. Brandt**, nominated by Richard R. Blythe, VFW Post 2261, accompanied by Legislator Herz

- **Award Recipient: Richard Murphy**, nominated by James Zimmer, J. W. Thurston Marine Corps League Detachment #250, accompanied by Legislator Marinich

The Honor Guard then advanced and retired the Colors. Chairman Marinich thanked Brian Vojtisek, the Honor Guard and the Legislative Staff for all their help in the first annual Veterans of Distinction Ceremony. Chairman Marinich announced that there would be a short recess for a reception in the Legislative Conference Room and that the regular Legislative Session would reconvene at 6:00 p.m.

The meeting reconvened at 6:00. Chairman Marinich asked for a moment of silence in memory of Robert Locker, Legislator, District 12.

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

A. Letters from the County Executive, Patrick J. Brennan
   1. Appointments to En-Joie Golf Course Advisory Committee
   2. Appointment to Broome County Library Board of Trustees
   3. Broome County Executive Order of Succession
   4. Appointments to En-Joie Golf Course Advisory Committee
   5. Appointment to Emergency Medical Services Board
   6. Resignation from Broome County IDA
   7. Executive Emergency Order
   8. Declaration of State of Emergency

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

A. Letters from the Chair, Jerry F. Marinich:
   1. Appointment to ACCORD Board of Directors
   2. May 2011 Committee Schedules and Agendas
   3. Designation for Mr. Locker 5/9/11
   4. Designation for Mr. Merrill 5/11/11
   5. Designation for Mr. Whalen 5/12/11

Mr. D. J. Reynolds made a motion, seconded by Mr. Schafer, that the Regular Session minutes of April 21, 2011 be approved as prepared and presented by the Clerk. *Carried*, Ayes-18, Nays-0, Absent-0, Vacant-1 (District 12).

Mr. Marinich noted that the committee minutes for the period April 21, 2011 through May 18, 2011 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. Marinich asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Pasquale, seconded by Ms. Lewis. *Carried*, Ayes-18, Nays-0, Absent-0, Vacant-1 (District 12).

**PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:**
A. PETITIONS: None

B. COMMUNICATIONS:
   1. County Clerk Modification of Broome County offices to be voted on at the 11/8/2011 General Election
   2. Cornell Cooperative Extension Board of Directors Meeting Minutes – 3/24/11
   3. OMB County Revenues as of 4/13/11
   4. OMB Bond Anticipation Note Certificate – 2011
   5. Public Works Declaration of Public Emergency -Tracy Creek Road – 4/28/11

C. NOTICES:
   1. Legislature – Ad Hoc Committee on Redistricting – 4/21/11
   2. Legislature – Ad Hoc Committee on Redistricting – 4/26/11 & 4/28/11
   3. Town of Kirkwood – Public Hearing – 4/26/11

D. REPORTS:
   1. BCC – Financial Reports
   2. BCC – Proposed Budget 2011-2012
   3. OMB – Semi-Annual Report of Mortgage Tax Receipts and Disbursements

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 178
By Personnel, Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Marinich
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE HEALTH DEPARTMENT
RESOLVED, that in accordance with a request contained in PCR# 11-196 from the Director of Health, this County Legislature hereby authorizes the position of Public Health Sanitarian, Grade 17, Union Code 04 CSEA, minimum hourly wage of $19.1102, at budget line 25010004.6001000.2510387, to be moved from the HUD Grant to the Primary Lead Grant to meet staffing needs of Grant 2010-2011, 2501004.6001000.2510371 effective May 30, 2011, and be it
FURTHER RESOLVED, that in accordance with a request contained in PCR# 11-197 from the Director of Health, this County Legislature hereby authorizes the position of Public Health Educator, Grade 18, Union Code 04 CSEA, minimum hourly wage of $20.1095, at budget line 25010004.6001000.2510371, to be moved from the Primary Lead Grant to the HUD Grant to meet staffing needs of Grant 2011-2012, 2501004.6001000.2510387 effective May 30, 2011.
Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 179
By Education, Culture and Recreation Committee
Seconded by Mr. Marinich
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE EN-JOIE GOLF COURSE ADVISORY COMMITTEE
WHEREAS, Patrick J. Brennan, Broome County Executive, pursuant to the authority vested in him by Resolution 39 of 2006, has duly designated and appointed the following named individuals to membership on the En-Joie Golf Course Advisory Committee for the term expiring December 31, 2011, subject to confirmation by this County Legislature:

<table>
<thead>
<tr>
<th>NAMES</th>
<th>ENDICOTT, NY 13760</th>
<th>ENDICOTT, NY 13760</th>
<th>ENDICOTT, NY 13760</th>
</tr>
</thead>
<tbody>
<tr>
<td>David Baker</td>
<td>507 Mountain View Drive</td>
<td>450 Plaza Drive</td>
<td>527 West Main Street</td>
</tr>
<tr>
<td>David Gouldin</td>
<td>Vestal, NY 13850</td>
<td>Endicott, NY 13760</td>
<td></td>
</tr>
<tr>
<td>Robert Gazda</td>
<td>527 West Main Street</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Robert Hartung</td>
<td>1616 Sylvia Drive</td>
<td>1425 Campville Road</td>
<td>P.O. Box 1602</td>
</tr>
<tr>
<td>Richard Materese</td>
<td>1425 Campville Road</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Len Basso</td>
<td>P.O. Box 1602</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Endicott, NY 13760</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)
WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to Resolution 39 of 2006 confirms the
appointments of the above-named individuals to membership on the En-Joie Golf Course
Advisory Committee for the term expiring December 31, 2011, in accordance with their
appointment by the County Executive.
Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 180
By Education, Culture and Recreation Committee Seconded by Mr. Marinich
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME
COUNTY LIBRARY BOARD OF TRUSTEES
WHEREAS, Patrick J. Brennan, Broome County Executive, pursuant to the authority
vested in him by Resolution 221 of 1984 has duly designated and appointed the following
named individual to membership on the Broome County Library Board of Trustees, for the term
indicated, subject to confirmation by this County Legislature:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM EXPIRING</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anthony M. Williams</td>
<td>12/31/2012</td>
</tr>
<tr>
<td>174 Robinson Street</td>
<td>Filling remainder of term for</td>
</tr>
<tr>
<td>Binghamton, NY 13904</td>
<td>Christina Archie</td>
</tr>
</tbody>
</table>

and
WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Article XIV of the
Broome County Charter and Administrative Code, confirms the appointment of the above-named
individual to membership on the Broome County Library Board of Trustees for the term
indicated, in accordance with their appointment by the County Executive.
Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 181
By Finance Committee Seconded by Mr. Marinich
RESOLUTION AUTHORIZING THE REFUND OF DEPOSIT FOR A PROPERTY IN THE
TOWN OF VESTAL SOLD AT THE 2010 TAX SALE AUCTION
WHEREAS, this County Legislature, by Resolution 14 of 2011, authorized the sale of
County properties from the 2010 tax sale auction, including parcel 08-1296 in the Town of
Vestal, 155 Front Street, Tax map #173.23-1-11 for $36,000 to the highest bidder Daniel C.
Buturuga, 1871 NYS Route 11, Castle Creek, New York 13744, and
WHEREAS, Mr. Buturuga has requested a refund of his deposit in the amount of
$2,403.59 because the building was condemned due to the poor condition of the building, now,
therefore, be it
RESOLVED, that this County Legislature authorizes the refund of deposit in the amount of
$2,403.59 to Daniel C. Buturuga, 1871 NYS Route 11, Castle Creek, New York 13744 for parcel
08-1296 in the Town of Vestal, 155 Front Street, Tax Map #173.23-1-11, and be it
FURTHUR RESOLVED, that the County Executive or his duly authorized representative is
hereby empowered to execute any such agreements, documents, or papers, approved as to
RESOLUTION NO. 182
By Public Safety and Emergency Services and Finance Committees Seconded by Mr. Marinich
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH PAMELA AINI FOR CIVIL FORFEITURE PROCESS MANAGEMENT SERVICES FOR THE OFFICE OF THE DISTRICT ATTORNEY FOR 2011-2012
WHEREAS, this County Legislature, by Resolution 310 of 2009, renewed an agreement with Pamela Aini for civil forfeiture process management services at an amount not to exceed 10% of total forfeiture funds distributed, with the District Attorney authorized to convert to an hourly compensation rate of $63 per hour if the fees during a one-year period reach $20,000 at the discretion of the District Attorney for the period June 21, 2009 through June 20, 2011, and
WHEREAS, said agreement is necessary for the District Attorney’s Office to initiate state forfeiture proceedings in cases where the staff could not otherwise divert the necessary time from the criminal caseload to initiate forfeiture action, and
WHEREAS, said agreement expires by its terms on June 20, 2011, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period June 21, 2011 through June 20, 2012, now, therefore, be it
RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Pamela Aini, 414 Fairview Avenue, Hornell, New York 14843 for civil forfeiture process management services for the Office of the District Attorney for the period June 21, 2011 through June 20, 2012, and be it
FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed 10% of total forfeiture funds distributed, with the District Attorney authorized to convert to an hourly compensation rate of $63 per hour if the fees during a one-year period reach $20,000 for the term of the agreement, and be it
FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660038.6170 (Civil Forfeiture Proceeds), and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 183
By Personnel and Public Safety & Emergency Services Committees Seconded by Mr. Merrill
RESOLUTION GRANTING A WAIVER OF RESIDENCY FOR CORRECTION OFFICER MICHAEL KORUTZ AND CORRECTION OFFICER KEVIN J. WHITE
WHEREAS, this County Legislature, by Resolution 82 of 1989, as amended by Resolutions 510 of 1999, 570 of 2006 and 77 of 2011, adopted residency requirements for Broome County officers and employees, and
WHEREAS, said Resolutions provide for waivers of the residency requirement upon unique situations, and
WHEREAS, Michael Korutz requests that the residency requirement be waived in order to allow him to reside in a house he owns in Tioga County just over the Broome County border, and
WHEREAS, Kevin J. White requests that the residency requirement be waived in order to allow him and his family to reside in a house recently purchased in Tioga County; and
WHEREAS, the Sheriff believes that unique situations exist and requests that the residency requirement for Mr. Korutz and Mr. White be waived, now, therefore, be it
RESOLVED, that this County Legislature hereby exempts and waives the certificate of residency for Michael Korutz and Kevin J. White, and the residency requirement of Resolution...
RESOLUTION NO. 184

By Economic & Rural Development and Planning Committee

Seconded by Mr. Marinich

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO CLASSIFYING A GRANT APPLICATION AS AN “UNLISTED ACTION” AND RENDERING A “NEGATIVE DECLARATION”

WHEREAS, Broome County is applying for a Microenterprise Program Grant through the New York State Office of Community Renewal CDBG that, if awarded, will offer grant funds to new and existing businesses throughout the County, and

WHEREAS, said grant funds will allow microenterprises to provide job opportunities for low- and moderate-income persons and broaden the overall tax base with the County, and

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

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

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

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Microenterprise Program Grant application, and be it

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

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

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 185

By Economic & Rural Development and Planning and Finance Committees

Seconded by Mr. Marinich

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY FOR ECONOMIC DEVELOPMENT SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2011

WHEREAS, the Acting Commissioner of Planning and Economic Development requests authorization for an agreement with the Broome County Industrial Development Agency for economic development services for the Department of Planning and Economic Development at a cost not to exceed $35,000, for the period June 1, 2011 through December 31, 2011, and

WHEREAS, the positions of Economic Development Planner and Empire Zone Coordinator were eliminated in the County’s 2011 budget and the County agreed to partially fund the Broome County Industrial Development Agency’s Economic Development Coordinator, and

WHEREAS, the Economic Development Coordinator is seeking grant funds to underwrite the cost of the position in the future, and
WHEREAS, the position of Economic Development Coordinator will provide a wide range of economic development activities to increase economic opportunities for the private sector as well as advance the economic development objectives of the Agency, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Industrial Development Agency, PO Box 1510, Binghamton, New York 13902 for economic development services for the Department of Planning and Economic Development for the period June 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 $35,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255 (Contracted Services), and be it

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

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 186

By Economic & Rural Development and Planning; Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Marinich

RESOLUTION AUTHORIZING AN AGREEMENT WITH BROOME COUNTY STOP-DWI FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT 2% OCCUPANCY TAX TO SPONSOR THE 2011 STOP-DWI HOLIDAY CLASSIC BASKETBALL TOURNAMENT

WHEREAS, the Deputy County Executive requests authorization for an agreement with Broome County STOP-DWI for funding in the amount not to exceed $20,000 from the Marketing and Economic Development 2% Occupancy Tax for 2011 and 2011 STOP-DWI Holiday Classic Basketball Tournament, and

WHEREAS, said STOP-DWI Holiday Classic Basketball Tournament is an important community event, put on the Broome County STOP-DWI Program, which uses basketball as a tool to reinforce the message that drugs and alcohol can take a devastating toll on our youth, and

WHEREAS, through sponsorship Broome County hopes not only to help sustain this event with its message but also spread the message about all Greater Binghamton has to offer to all those who visit our community, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County STOP-DWI, 1st Floor, Broome County Office Building, 60 Hawley Street, P.O. Box 1766, Binghamton, New York 13902, for funding from the Marketing and Economic Development 2% Occupancy Tax for the 2011 STOP-DWI Holiday Classic Basketball Tournament, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed $20,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005026 (Marketing & Economic Development), and be it

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

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 187

By Economic & Rural Development and Planning, Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Marinich
RESOLUTION AUTHORIZING AN AGREEMENT WITH BROOME COUNTY STOP-DWI FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT 2% OCCUPANCY TAX TO SPONSOR THE 2011 CHRIS THATER MEMORIAL RACES

WHEREAS, the Deputy County Executive requests authorization for an agreement with Broome County STOP-DWI for funding in the amount not to exceed $20,000 from the Marketing and Economic Development 2% Occupancy Tax for the 2011 Chris Thater Memorial Races, and

WHEREAS, said Chris Thater Memorial Races are an important community event, put on by the Broome County STOP-DWI Program, which mixes an anti-drunk driving message with a community event that draws professional cyclists from all over the world, and

WHEREAS, through sponsorship Broome County hopes not only to help sustain this event with its message but also spread the message about all Greater Binghamton has to offer to all those who visit our community, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County STOP-DWI, 1st Floor, Broome County Office Building, 60 Hawley Street, P.O. Box 1766, Binghamton, New York 13902, for funding from the Marketing and Economic Development 2% Occupancy Tax for the 2011 Chris Thater Memorial Races, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed $20,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005026 (Marketing & Economic Development), and be it

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

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 188

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

RESOLUTION AUTHORIZING RENEWAL OF THE SOUTHERN TIER AIDS PROGRAM (STAP) WOMENS OUTREACH SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2011-2012

WHEREAS, this County Legislature, by Resolution 289 of 2010, authorized and approved the STAP Womens Outreach Services Program Grant for the Department of Health and adopted a program budget in the amount of $10,000 for the period June 1, 2010 through May 31, 2011, and

WHEREAS, said program grant is necessary to enable Clinic Services employees to provide outreach, education and testing services to women at risk of HIV, hepatitis and other sexually transmitted infections, and

WHEREAS, it is desired to renew said program grant in the amount of $10,000 for the period June 1, 2011 through May 31, 2012, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of $10,000 from the Southern Tier AIDS Program, 122 Baldwin Street, Johnson City, NY 13790 for the Department of Health’s STAP Womens Outreach Services Program Grant for the period June 1, 2011 through May 31, 2012, and be it

FURTHER RESOLVED, that revenue from said program grant shall be credited to line 25010004.5000912.2510391 (Health Department – Federal), 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 $10,000, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County’s contribution is not increased, and the salary rate or salary total for a position is not changed,
Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 189
By Public Health & Environmental Protection and Finance Committees
Seconded by Mr. Marinich
RESOLUTION AUTHORIZING AN AGREEMENT WITH FIRST WARD ACTION COUNCIL FOR ADMINISTERING PORTIONS OF THE LEAD HAZARD CONTROL GRANT PROGRAM FOR HEALTH DEPARTMENT FOR 2011-2014
WHEREAS, this County Legislature, by Resolution 88 of 2011, authorized acceptance of a U.S. Department of Housing and Urban Development (HUD) Control Grant in the amount of $2,100,000 for identifying and correcting lead-based paint hazards in housing units throughout Broome County, and
WHEREAS, the Public Health Director requests authorization for an agreement with First Ward Action Council to administer the housing rehabilitation/remediation portion of the Lead Hazard Control Grant Program for the Department of Health at a cost not to exceed $1,629,739, for the period March 1, 2011 through February 28, 2014, and
WHEREAS, said services are necessary to identify and correct lead hazards in targeted housing throughout Broome County, now, therefore, be it
RESOLVED, that this County Legislature hereby authorizes an agreement with First Ward Action Council, 167 Clinton Street, Binghamton, New York 13905 to administer the housing rehabilitation/remediation portion of the Lead Hazard Control Grant Program for the Department of Health for the period March 1, 2011 through February 28, 2014, and be it
FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed $1,629,739 for the term of the agreement, and be it
FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510387 (Subcontracted Program Expense), and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 190
By County Administration and Economic & Rural Development and Planning Committees
Seconded by Mr. Pasquale
RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 3 OF 2011, ENTITLED: “A LOCAL LAW AMENDING ARTICLE XV OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO ELIMINATE THE PLANNING AND ECONOMIC DEVELOPMENT ADVISORY BOARD”
WHEREAS, §C1503 of the Broome County Charter states “There shall be in the Department a Planning and Economic Development Advisory Board which shall be appointed as provided in the Administrative Code. Such Board shall be advisory to the Commissioner of Planning and Economic Development in matters related to comprehensive metropolitan, regional, County and municipal buildings”, and
WHEREAS, the Planning and Economic Development Advisory Board has not met in many years and the function of providing guidance and input to the County regarding planning and economic development has been taken on by a newly formed Southern Tier Economic Partnership (STEP) organization and the Southern Tier East Regional Planning and Development Board which have regular meetings with representatives of the private and public sector, and

WHEREAS, the Acting Commissioner of Planning and Economic Development requests that the Planning and Economic Development Advisory Board be eliminated, now therefore be it

RESOLVED, that Local Law Intro. No. 3 of 2011, entitled: “A Local Law Amending Article XV of the Broome County Charter and Administrative Code To Eliminate the Planning and Economic Development Advisory Board,” be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO.3 of 2011
A Local Law Amending Article XV of the Broome County Charter and Administrative Code to Eliminate the Planning and Economic Development Advisory Board
BE IT ENACTED, by the County Legislature of the County of Broome as follows:

Section 1 [§C1503 Planning and Economic Development Advisory Board]
[There shall be in the Department of Planning and Economic Development Advisory Board which shall be appointed as provided in the Administrative Code. Such Board shall be advisory to the Commissioner of Planning and Economic Development in matters related to comprehensive metropolitan, regional, County and municipal buildings]

Section 2 [§A1504 Planning and Economic Development Advisory Board]
[There shall be a Planning and Economic Development Advisory Board, consisting of three voting ex officio members: the Chair of the County Legislature, the Chair of the Environmental Management Council and the Regional Planning and Development Supervisor for the New York State Department of Transportation; seven voting members who shall be residents of Broome County and shall be appointed by the County Executive, subject to confirmation by the County Legislature; and three nonvoting ex officio members: the Commissioner of Public Works, the Commissioner of Finance and the Director of the Division of Solid Waste Management.]
[The members appointed by the County Executive, subject to confirmation by the County Legislature, shall be appointed for terms of four years, except that of those first appointed, two shall be appointed for one-year terms, two for two-year terms, two for three-year terms and one for a four-year term.]
[If the County Executive fails to fill a vacancy on the Planning and Economic Development Advisory Board within 60 days after a vacancy occurs, the County Legislature may proceed to fill such vacancy in the same manner as provided herein. Whenever a vacancy occurs by expiration of a term, a member may continue his or her office for a period not to exceed 60 days or until an appointment is made thereto.]
[The Planning and Economic Development Advisory Board shall be advisory to the Planning and Economic Development Commissioner in matters related to comprehensive metropolitan, regional, County and municipal planning.]
[The Planning and Economic Development Advisory Board shall elect each year, on or before the 15th day of January, a Chairperson, Vice Chairperson and Secretary. Meetings of such Board shall be held at the call of the Chairperson of the Planning and Economic Development Advisory Board or the County Executive on at least three days’ written notice, mailed to the last known address of such Board]
members. The Board shall adopt rules of procedure for the conduct of its meetings and shall establish its regular meeting dates.

[The members of the Planning and Economic Development Advisory Board shall receive no salary or compensation for their services, but shall, within the appropriations provided therefore, be entitled to actual and necessary disbursements and expenses in performing the duties of their office.]

Section 3  [§A1505] §A1504 Accounting for Fees

Section 4  This local law shall become effective upon filing with the Secretary of State.

Material [bold brackets] deleted

Material bold underlined added

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 191
By Public Works & Transportation and Finance Committees Seconded by Mr. Marinich
RESOLUTION AUTHORIZING AMENDMENT TO REVENUE AND EXPENSE BUDGET LINES ASSOCIATED WITH THE US CUSTOMS OFFICE AT THE GREATER BINGHAMTON AIRPORT, AS APPROVED BY RESOLUTION 441 OF 2010

WHEREAS, this County Legislature by Resolution 441 of 2010, adopted the Broome County budget for 2011, which included appropriations and expenditures in the Airport Operating Budget for the operation of the US Customs Office at the Greater Binghamton Airport, and

WHEREAS, appropriations and expenditures were budgeted only for the first quarter of 2011 due to one of the primary partners withdrawing financial support for the Customs Office, and

WHEREAS, Endicott Interconnect Technologies and the Broome County IDA will provide a total of $47,000 which will enable the operation of the Customs Office through December 31, 2011, and

WHEREAS, it is desired at this time to amend revenue and expense budget lines associated with the US Customs Office as approved by Resolution 441 of 2010 to include additional appropriations and expenditures as reflected in Exhibit “A” for the operation of the US Customs Office at the Greater Binghamton Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to revenue and expense budget lines associated with the US Customs Office as approved by Resolution 441 of 2010, to include additional appropriations and expenditures as reflected in Exhibit “A” for the operation of the US Customs Office at the Greater Binghamton Airport, and be it

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

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 192
By Public Works & Transportation and Finance Committees Seconded by Mr. Marinich
RESOLUTION AUTHORIZING A JOINT AGREEMENT WITH THE US ARMY CORPS OF ENGINEERS AND THE UPPER SUSQUEHANNA COALITION FOR MITIGATION SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2011

WHEREAS, this County Legislature approved the Airport Runway Safety Area Improvements Project, and

WHEREAS, said project will increase the area at the end of the primary runway for overrun and undershoot protection, and

WHEREAS, it has been determined that a portion of designated wetlands will be affected by the placement of fill material and a proposal has been made by the US Army Corps of Engineers, working through the Upper Susquehanna Coalition, for mitigation of these wetlands
which would involve purchasing a parcel of land off county property and converting it to wetlands, and

WHEREAS, the Commissioner of Aviation requests authorization for a joint agreement with the US Army Corps of Engineers through the Upper Susquehanna Coalition for mitigation services for the Department of Aviation’s Airport Safety Area Improvements Project, at a cost not to exceed $93,000 for the period June 1, 2011 through December 31, 2011, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a joint agreement with the US Army Corps of Engineers through the Upper Susquehanna Coalition for mitigation services for the Department of Aviation’s Airport Safety Area Improvements Project for the period June 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 $93,000 and be it

FURTHER RESOLVED, that the payments hereinafore authorized shall be made from budget line 28010005.6002203.2820039 (Runways), and be it

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

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 193

By Public Works and Finance Committees Seconded by Mr. Marinich

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF THE FEDERAL AID AND STATE MARCHISELLI PROGRAM AID (SUPPLEMENT AGREEMENT No. 3) ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE

WHEREAS, this County Legislature approved a Project for Airport Road over Little Choconut Creek (BIN 3349530) in the Town of Maine, Broome County, P.I.N. 9752.67 (the "Project") that is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, except for final federal aid and Marchiselli State aid reimbursement this Project is complete and requires no additional County funding, and

WHEREAS, authorization of Supplemental Agreement No. 3 will reduce the overall agreement budget line by $21,936 to reflect the actual final project cost and will transfer unneeded funds from the agreement construction line (.321) to the design (.121) and ROW Acquisition (.221) lines so the County can realize full reimbursement for the design/ROW phases including in-house hourly accruals associated with County administrative efforts for the Project, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the implementation and funding in the first instance of the federal aid and State Marchiselli Program Supplemental Agreement No. 3 for the Airport Road over Little Choconut Creek (BIN 3349530) in the Town of Maine, Broome County, P.I.N. 9752.67 Project, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli-aid on behalf of the County of Broome with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the County’s first instance funding of project costs and permanent funding of the local share of the Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.
FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 194

By Finance Committee Seconded by Mr. Marinich

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

WHEREAS, the County Clerk and the Director of the Office of Management and Budget have presented their report concerning mortgage tax receipts for the period October 2010 through March 2011, pursuant to Section 261 of the Tax Law of the State of New York, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

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

SEMI-ANNUAL MORTGAGE TAX DISTRIBUTION

October 2010 through March 2011

<table>
<thead>
<tr>
<th>Town</th>
<th>Village</th>
<th>Inside</th>
<th>Outside</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dickinson</td>
<td>Village of Port Dickinson</td>
<td>3,062.73</td>
<td>19,098.60</td>
</tr>
<tr>
<td>Lisle</td>
<td>Village of Lisle</td>
<td>351.80</td>
<td>7,370.46</td>
</tr>
<tr>
<td>Sanford</td>
<td>Village of Deposit</td>
<td>585.93</td>
<td>7,778.28</td>
</tr>
<tr>
<td>Triangle</td>
<td>Village of Whitney Point</td>
<td>1,570.63</td>
<td>7,642.51</td>
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<tr>
<td>Union</td>
<td>Village of Johnson City</td>
<td>40,201.29</td>
<td>35,643.03</td>
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<tr>
<td></td>
<td>Village of Endicott</td>
<td>256,028.63</td>
<td></td>
</tr>
<tr>
<td>Windsor</td>
<td>Village of Windsor</td>
<td>1,636.78</td>
<td>29,276.93</td>
</tr>
<tr>
<td>Barker</td>
<td></td>
<td>11,638.05</td>
<td></td>
</tr>
<tr>
<td>Binghamton (Town)</td>
<td></td>
<td>48,597.28</td>
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<tr>
<td>Chenango</td>
<td></td>
<td>94,390.19</td>
<td></td>
</tr>
<tr>
<td>Colesville</td>
<td></td>
<td>17,152.92</td>
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</tr>
<tr>
<td>Conklin</td>
<td></td>
<td>36,998.59</td>
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<tr>
<td>Fenton</td>
<td></td>
<td>36,920.72</td>
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</tr>
<tr>
<td>Kirkwood</td>
<td></td>
<td>35,659.91</td>
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</tr>
<tr>
<td>Maine</td>
<td></td>
<td>23,743.32</td>
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<tr>
<td>Nanticoke</td>
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<td>4,040.97</td>
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<tr>
<td>Vestal</td>
<td></td>
<td>182,553.77</td>
<td></td>
</tr>
<tr>
<td>City of Binghamton</td>
<td></td>
<td>207,899.55</td>
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</tr>
<tr>
<td>Total</td>
<td></td>
<td>1,109,842.87</td>
<td></td>
</tr>
</tbody>
</table>

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 195

By Finance Committee Seconded by Mr. Marinich

RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON 2011 TOWN AND COUNTY TAX BILLS IN THE TOWN OF VESTAL

WHEREAS, applications for Correction of Errors on Tax Rolls for Town of Vestal have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records in accordance with all applicable laws for the list of properties attached hereto as Exhibit “A”, now, therefore, be it
RESOLVED, that this County Legislature hereby approves authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records on the properties in accordance with the list attached hereto as Exhibit “A”.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 196
By Personnel, Human Services, and Finance Committees Seconded by Mr. Marinich
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE OFFICE FOR AGING
RESOLVED, that in accordance with a request contained in PCR# 11-200 from the Director of the Office for Aging, this County Legislature hereby authorizes the position of Account Clerk, Grade 7, Union Code 70 CSEA, minimum hourly wage of $11.6310, 17 weekly hours, at budget line 34010006.6001001.2410433, to be upgraded to Union Code 08 CSEA, 25 weekly hours, effective April 11, 2011, due to additional funding.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 197
By Finance Committee Seconded by Mr. Howard
BOND RESOLUTION DATED MAY 19, 2011.
A RESOLUTION AUTHORIZING THE PURCHASE OF THE PUBLIC SAFETY FACILITY IN AND FOR THE COUNTY OF BROOME, NEW YORK, AT A MAXIMUM ESTIMATED COST OF $16,800,000 AND AUTHORIZING THE ISSUANCE OF $16,800,000 BONDS TO PAY THE COST THEREOF

WHEREAS, the County of Broome previously entered into a Ground Lease and Lease Purchase Agreement with New York State Local Government Services Corporation, each dated as of March 1, 1994, for the purpose of financing a new public safety facility,

WHEREAS, it is now financially advantageous to exercise the purchase option under the Lease Purchase Agreement and terminate that agreement and the Ground Lease, now, therefore be it

RESOLVED by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Broome, New York, as follows:

Section 1. The purchase of a public safety facility in and for the County of Broome, New York, including costs incidental thereto, is hereby authorized at a maximum estimated cost of $16,800,000.

Section 2. The plan for the financing of such maximum estimated is by the issuance of $16,800,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the remaining period of probable usefulness of the aforesaid specific object or purpose is thirteen years, pursuant to subdivision 11 of paragraph a of Section 11.00 of the Local Finance Law

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

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

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

Section 7. The validity of such bonds and bond anticipation notes may be contested only
if:
1) Such obligations are authorized for an object or purpose for which said
County is not authorized to expend money, or
2) The provisions of law which should be complied with as the date of publication of
this resolution are not substantially complied with,
and an action, suit or proceeding contesting such validity is commenced within twenty days after
the date of such publication, or
3) Such obligations are authorized in violation of the provisions of the
Constitution.

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

Section 9. This resolution, which takes effect immediately, shall be published in summary
form in the Press & Sun Bulletin, the official newspaper of said County hereby designated for
such purpose, together with a notice of the Clerk of the County Legislature in substantially the
form set forth in paragraph a of Section 81.00 of the Local Finance Law.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 198
By Public Health and Environmental Protection and Finance Committees
Seconded by Mr. Marinich
RESOLUTION AUTHORIZING AN AGREEMENT WITH CMA CONSULTING FOR TRAINING
SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2011
WHEREAS, the Public Health Director requests authorization for an agreement with CMA
Consulting for training services for the Department of Health at an amount of $5,065 per day,
total amount not to exceed $20,260 for the period May 23, 2011 through September 30, 2011,
and
WHEREAS, said agreement is necessary for training in the New York State Early
Intervention System web-based computer system to municipal and providers for consistency in
training delivery and content, now, therefore, be it
RESOLVED, that this County Legislature hereby authorizes an agreement with CMA
Consulting, 700 Troy-Schenectady Road, Latham, New York 12110 for training services for the
Department of Health for the period May 23, 2011 through September 30, 2011, and be it
FURTHER RESOLVED, that in consideration of said services, the County shall pay the
Contractor $5,065 per day, total amount not to exceed $20,260 for the term of the agreement,
and be it
FURTHER RESOLVED, that the payments hereinabove authorized shall be made from
budget line 25010004.6004162.2510390 (Education & Training), and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 199
By Economic and Rural Development and Planning Committee Seconded by Ms. Lewis
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS
WHEREAS, this County Legislature, by Resolution 42 of 2011 confirmed the appointment of Barbara J. Fiala to membership on the Broome County Industrial Development Agency Board of Directors, and
WHEREAS, Barbara J. Fiala submitted her letter of resignation on the Broome County Industrial Agency Board of Directors, effective April 15, 2011, and
WHEREAS, pursuant to the provisions of Article 18-A of the New York State General Municipal Law, this County Legislature has duly nominated Patrick J. Brennan, 17 Rotary Avenue, Binghamton, New York 13905, to membership on the Broome County Industrial Development Agency Board of Directors for the term expiring December 31, 2012, and
WHEREAS, this nomination shall become effective upon an affirmative vote by the full Legislature on this Resolution and continue through December 31, 2012 or until such time as the person is replaced, now, therefore be it
RESOLVED, that this County Legislature, pursuant to the provisions of Article 18-A of the New York State General Municipal Law, confirms the appointment of Patrick J. Brennan, 17 Rotary Avenue, Binghamton, New York 13905 to membership on the Broome County Industrial Development Agency Board of Directors for the term expiring December 31, 2012.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 200
By Public Works and Transportation and Finance Committees Seconded by Mr. Merrill
RESOLUTION AUTHORIZING AN AGREEMENT WITH LOIS ANNE ARBACH D/B/A LOIS ANNE’S GIFT SHOP FOR GIFT SHOP CONCESSION SERVICES FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION FOR 2011-2013
WHEREAS, the Commissioner of Public Transportation requests authorization for an agreement with Lois Anne Arbach d/b/a Lois Anne’s Gift Shop for gift shop concession services for the Department of Public Transportation with revenue to the County in the amount of $400 a month for the period June 1, 2011 through May 31, 2013, with the County’s option for four (4) two-year renewals, and
WHEREAS, said agreement is necessary for gift shop concession services at the Greater Binghamton Transportation Center, now, therefore, be it
RESOLVED, that this County Legislature hereby authorizes an agreement with Lois Arbach d/b/a Lois Anne’s Gift Shop, 606 Hooper Road, Endwell, New York 13760 for gift shop concession services for the Department of Public Transportation for the period June 1, 2011 through May 31, 2013, with the County’s option for four (4) two-year renewals, and be it
FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County $400 per month for the term of the agreement, and be it
FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 31010305.5000131 (Gift Shop Concession Fees), and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)
RESOLUTION NO. 201
By Public Safety and Emergency Services Committee
Seconded by Mr. Marinich
RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY EMERGENCY MEDICAL SERVICES BOARD
WHEREAS, Patrick J. Brennan, Broome County Executive, pursuant to the authority vested in him by Article XXIV, Section 2410 of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individual to membership on the Broome County Emergency Medical Services Board, for the term indicated, subject to confirmation by this County Legislature:

<table>
<thead>
<tr>
<th>NAME</th>
<th>TERM EXPIRING</th>
</tr>
</thead>
<tbody>
<tr>
<td>Julie A. Davis</td>
<td>12/31/2011</td>
</tr>
<tr>
<td>340 Oregon Hill Road</td>
<td>Filling remainder of term for</td>
</tr>
<tr>
<td>Lisle, NY 13797</td>
<td>Karen A. Hand</td>
</tr>
</tbody>
</table>

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2410 of the Broome County Charter and Administrative Code, confirms the appointment of the above-named individual to membership on the Broome County Emergency Medical Services Board for the term indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 202
By Economic & Rural Development and Planning and Finance Committees
Seconded by Mr. Marinich
RESOLUTION AUTHORIZING ACCEPTANCE OF HOTEL MOTEL OCCUPANCY TAX FUNDS AND REVISING REVENUES AND EXPENDITURES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2011
WHEREAS, the Acting Commissioner of Planning and Economic Development requests authorization to accept hotel motel occupancy tax funds in the amount of $39,650 to cover the 2011 operating expenses at the Greater Binghamton Innovation Center and revise revenues and expenditures as listed on Exhibit “A”, now, therefore, be it RESOLVED, that this County Legislature hereby authorizes the Department of Planning and Economic Development to accept hotel motel occupancy tax funds in the amount of $39,650 to cover the 2011 operating expenses at the Greater Binghamton Innovation Center and revise revenues and expenditures as listed in Exhibit “A”, and be it FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 203
By Economic & Rural Development and Planning and Finance Committees
Seconded by Mr. Marinich
RESOLUTION AUTHORIZING REVISION OF THE NATIONAL EMERGENCY PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2010-2012
WHEREAS, this County Legislature, by Resolution 431 of 2010, authorized and approved the WIA National Emergency Program Grant for the Office of Employment and Training and
adopted 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 through “On the Job Training”, and
WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of $538,099 in grant appropriations and extend the period through June 30, 2012, now, therefore, be it
RESOLVED, that this County Legislature hereby authorizes a revision of the National Emergency Program Grant to reflect an increase of $538,099 and extend the period to April 1, 2010 through June 30, 2012, and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County’s contribution is not increased, and the salary rate or salary total for a position is not changed.
Carried. Ayes-18, Nays-0, Vacant-1 (District 12)

RESOLUTION NO. 204
By County Administration Committee Seconded by Mr. D. J. Reynolds
RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 4 of 2011, ENTITLED: "A LOCAL LAW AMENDING SECTION 201 OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING LEGISLATIVE DISTRICTS"
WHEREAS, Section 201(B) of the Broome County Charter and Administrative Code divides Broome County into districts known as “Legislative Districts”, and Section 201(C) bounds and describes said districts, and
WHEREAS, Local Law Permanent No. 9 of 2008 amended the Broome County Charter and Administrative Code to decrease the number of Legislative districts to fifteen, and
WHEREAS, said local law was subject to referendum and was approved at the 2009 general election, and
WHEREAS, Local Law Permanent No. 9 of 2008 stated “Upon release of the next decennial federal census, the County Legislature shall redraw legislative boundaries to provide for fifteen legislative districts” and
WHEREAS, the Chairman of the Legislature formed the Ad Hoc Committee on Redistricting of the Broome County Legislature to prepare a proposal for the presentation by May 31, 2011 to the County Administration Committee, and
WHEREAS, the Ad Hoc Committee on Redistricting’s plan has been filed and this County Legislature wishes to proceed with the redistricting of the legislative districts as proposed by the Ad Hoc Committee on Redistricting, now therefore be it
RESOLVED, that Local Law Intro. No. 4 of 2011, entitled: “A Local Law Amending Section 201 of the Broome County Charter and Administrative Code Regarding Legislative Districts,” be and
the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 4 OF 2011

A LOCAL LAW AMENDING SECTION 201 OF THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE REGARDING LEGISLATIVE DISTRICTS

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

SECTION 1: Section 201 of the Broome County Charter is amended as follows:

§201-3 The County of Broome shall be divided into Legislative Districts bounded and described as follows:

<table>
<thead>
<tr>
<th>Legislative Districts</th>
<th>Geographic Area</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>[City of Binghamton (Election Districts 26, 33, 36, 37, 39, 40, 41, 42, 43, 44) Town of Colesville (Election Districts 1, 2, 3) Town of Fenton (Election Districts 1, 2, 3, 4, 5) Town of Kirkwood (Election District 1)]</td>
</tr>
<tr>
<td>2</td>
<td>[City of Binghamton (Election Districts 3, 4, 5, 6, 9, 11, 12, 13)] Town of Kirkwood (Election Districts 2, 3, 4) Town of Sanford (Election Districts 1, 2) Town of Windsor (Election Districts 1, 2, 3, 4, 5)</td>
</tr>
<tr>
<td>3</td>
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SECTION 2: Section 201 of the Broome County Administrative Code is amended as follows:

§201-3 The County of Broome shall be divided into Legislative Districts bounded and described as follows:

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Section 3. This Local Law shall become effective after a public hearing before and the approval of the Broome County Executive and upon filing with the Secretary of State.

Material **[Bold Brackets]** deleted

Material **Bold Underlined** added

**Held over** by Mr. Hutchings

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**RESOLUTION NO. 205**

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

RESOLUTION AUTHORIZING A TEMPORARY EASEMENT TO THE CITY OF BINGHAMTON IN CONNECTION WITH THE RECONSTRUCTION OF THE INTERSECTION OF COURT, CHENANGO AND EXCHANGE STREETS

WHEREAS, the City of Binghamton is undertaking the reconstruction of the intersection of Court, Chenango and Exchange Streets in the City of Binghamton, and

WHEREAS, the City of Binghamton has requested Broome County to grant a temporary easement to the City of Binghamton to use a portion of the sidewalk area adjacent to the Broome County Courthouse fronting on Court and Exchange Streets in connection with said reconstruction project, and

WHEREAS, the City of Binghamton has offered to pay the sum of $7,300.00 as consideration for granting said temporary easement, and

WHEREAS, the Commissioner of Public Works has determined that granting this temporary easement will have no permanent impact, and

WHEREAS, the City of Binghamton has undertaken all necessary environmental reviews including the consent of the State Historic Preservation Office and has adopted a negative declaration in connection with the project, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes granting a temporary easement to the City of Binghamton covering the premises described in the annexed Exhibit A to be used by the City of Binghamton during the reconstruction of the intersection of Court, Chenango and Exchange Streets in said City, and be it
FURTHER RESOLVED that the temporary easement authorized herein shall provide that upon completion of the project the City of Binghamton and/or its contractors shall restore, at the City's cost, the easement area so that it is in the same condition as it was prior to granting the easement, and be it
FURTHER RESOLVED, that as consideration for granting this temporary easement the City of Binghamton shall pay Broome County the sum of $7,300.00 to be deposited into budget line item 17000001.5000165.1010 (Miscellaneous Revenue), and be it
FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. Carried. Ayes-17, Nays-1 (Diffendorf), Vacant-1 (District 12)

OTHER NEW BUSINESS
Mr. Merrill stated that he filed with the Clerk of the Legislature a tape of a public hearing regarding harvest of timber on county parkland.

LEGISLATORS COMMENTS
Mr. Sanfilippo noted that the Binghamton Senators won the AHL Eastern Division.
Mr. Marinich stated that a resolution for Robert Locker will be presented to the Locker family during the June Legislative session.

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. Motion to adjourn Carried. Ayes-18 Nays-0, Absent-0, Vacant-1 (District 12). The meeting was adjourned at 6:35 p.m.
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