

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
DECEMBER 17, 2015**

The Legislature convened at 5:00 p.m. with a call to order by the Acting Chair, Daniel J. Reynolds. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-13, Absent-2 (Wildoner, Marinich).

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

**ANNOUNCEMENTS FROM THE CHAIR**

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

- A. Certificates/Proclamations
1. Legislators Bernhardsen and Pasquale presented Mr. Leahy from the Broome County Council of Churches a check for CHOW in the amount of \$1,215 and the non-perishable food that was collected during the 5<sup>th</sup> Annual Holiday Meal Drive.
  2. County Executive Debra Preston presented a Proclamation and Legislator Keibel presented a Certificate of Recognition to Sharon Ball for her service as Executive Director on the Broome County Arts Council and congratulated her on her retirement.
  3. Legislator Keibel presented the Whitney Point Girls Field Hockey Team and Coaches Certificates of Recognition for winning their second Class C State Championship.
  4. Legislator Myers and County Executive Debra Preston recognized Katie Matthews, a fourth grade student at All Saints School, for her passion in government.

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

- A. Letters from the County Executive, Debra A. Preston:
1. Appointment to the Health Advisory Board
  2. Appointments to the Airport Advisory Board
  3. Appointments to the Criminal Justice Advisory Board
  4. Adopted 2016 County Budget
  5. Adopted 2016-2021 Capital Improvements Program

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

- A. Letters from the Chair, Jerry F. Marinich:
1. Designations for Mr. Flagg

Mr. Pasquale made a motion, seconded by Mr. Baker that the Session minutes of November 5, 2015 and November 19, 2015 be approved as prepared and presented by the Clerk.

**Carried.** Ayes-12, Nays-0, Absent-3 (Baldwin, Wildoner, Marinich)

Mr. Reynolds noted that the committee minutes for November 19, 2015 through December 16, 2015 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. Mr. Reynolds asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Heebner seconded by Mr. Bernhardsen.

**Carried.** Ayes-12, Nays-0, Absent-3 (Baldwin, Wildoner, Marinich)

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

1. Czerenda Court Reporting – Transcript of 2016 Broome County Budget Public Hearing on Legislative Changes
2. Ms. Arnold – Petitions against outsourcing of Broome County Food Service
3. Audit – November 2015 Sheriff's Office commissary Administration Audit

4. Binghamton City Democrat Caucus – Recommendation of Mary Kaminsky for appointment to Legislator for District 14
5. SUNY Broome – October 2015 Above Minimum Hire Report
6. STOP-DWI – 2016 STOP-DWI Plan
7. Legislative Clerk – Resolution to Board of Elections on the appointment of Mary Kaminsky as Legislator for District 14
8. Legislature – Notice of 30-day Period for inclusion of Agricultural parcels into Ag Districts
9. NYS Comptroller – Communication regarding Standard Work Day and Reporting Resolutions
10. SUNY Broome – October 2015 Budget Transfers Report
11. SUNY Broome – Board of Trustees Meeting Minutes – 10/15/15
12. CASA – Order of Succession
13. Town of Kirkwood – 2016 Water & Sewer District Budget
14. Legislature Majority Caucus – Letter to County Executive regarding Corrections Officer Union Local 2012 grievance
15. SUNY Broome – Financial Reports
16. Town of Binghamton – 2016 Town Budget
17. Town of Chenango – 2016 Town Budget
18. Town of Colesville – 2016 Town Budget
19. Town of Fenton – 2016 Town Budget
20. Town of Lisle – 2016 Town Budget
21. Town of Nanticoke – 2016 Town Budget
22. Town of Sanford – 2016 Town Budget
23. Town of Triangle – 2016 Town Budget
24. Town of Vestal – 2016 Town Budget
25. BC Soil & Water – Directors' Meeting Minutes – 11/17/15
26. Library – Communication to Four County Library System

#### **RESOLUTIONS INTRODUCED AT THIS SESSION**

##### **RESOLUTION NO. 482**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ELMCREST CHILDREN'S CENTER TO SUBLEASE SPACE AT THE BROOME COUNTY HEALTH DEPARTMENT FOR 2016**

WHEREAS, this County Legislature, by Resolution 144 of 2014, authorized an agreement with Elmcrest Children's Center to sublease space at the Broome County Health Department at the rate of \$1,916.67 per month, total amount not to exceed \$39,291.74 for the period April 15, 2014 through December 31, 2015, and

WHEREAS, said agreement is necessary to sublease space at 225 Front Street to the Elmcrest Children's Center to operate Elmcrest Bridges to Health Medicaid-Waiver Program providing Services to Children & Families of Broome and surrounding New York Counties, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$2,431.92 per month, total amount not to exceed \$29,183 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Elmcrest children's Center, 960 Salt Springs Road, Syracuse, New York 13224 to sublease space at the Broome County Health Department for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$2,431.92 per month, total amount not to exceed \$29,183 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 25010004.5000195.1010 (Facility Rentals), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 483**

By Health & Human Services, Personnel and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE INMATE STD TESTING/JAIL PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature, by Resolution 452 of 2014, authorized renewal of the Inmate STD Testing/Jail Program Grant for the Department of Health and adopted a program budget in the amount of \$57,435 for the period January 1, 2015 through December 31, 2015, 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 \$57,435 for the period of January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$57,435 from the Broome County Correctional Facility, 155 Lt. Van Winkle 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, 2016 through December 31, 2016, 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 \$57,435, 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 Director of the Office of Management and Budget) 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 484**

By Health & Human Services and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH LOURDES HOSPITAL FOR LAB SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2016**

WHEREAS, this County Legislature, by Resolution 453 of 2014, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for lab services at an amount not to exceed \$20,000 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said agreement is necessary to provide lab services for sexually transmitted disease, tuberculosis and employee health clinics, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$20,000 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for lab services for the Department of Health for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates listed on Exhibit "A", total 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 25020004.6004402.1010 (Lab 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 485**

By Health & Human Services Committee

Seconded by Mr. Flagg

#### **RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY HEALTH ADVISORY BOARD**

WHEREAS, Debra A. Preston, Broome County Executive, pursuant to the authority vested in her by Article VII, Section 703 of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individuals to membership on the Broome County Health Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Jeff Davis 39 Tiber Bluff Court Binghamton, New York 13903	12/31/18
John Spencer 2092 E. Hampton Road Binghamton, New York 13903	12/31/18
Kay Boland 33-57 Harrison Street Johnson City, New York 13790	12/31/18

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article VII, Section 703 of the Broome County Charter and Administrative Code, confirms the appointments of the above-named individuals to membership on the Broome County Health Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 486**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION MAINTAINING INDIGENT BURIAL RATES PAID TO FUNERAL HOMES FOR SERVICES PROVIDED TO THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES FOR 2016**

WHEREAS, in accordance with Social Services Law §141 Broome County's Department of Social Services is responsible to provide for the care, removal and burial of the bodies of indigent persons who die within Broome County, and

WHEREAS, this County Legislature, by Resolution 572 of 2006, established procedures and rates for indigent burials by the Department of Social Services, and

WHEREAS, this County Legislature, by Resolution 163 of 2011, transferred the administration of General Municipal Law §148 Veterans' Burials to the Department of Social Services, and

WHEREAS, it is appropriate and necessary at this time to revise said rates, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the following rates and procedures, with an effective date of January 1, 2016 through December 31, 2018 at the following rates and conditions:

1. Allowances for burial of an indigent stillborn, or child up to one year for calendar year 2016 shall be as follows (with a 0% increase in calendar year 2017 and 2018 with an option for renewal at the end of each year):

**2016-2018**

Full service burial/ Full service cremation:	N/A
Immediate burial/ Immediate cremation:	\$364

2. Allowances for burial of all other indigent individuals for calendar year 2016 shall be as follows (with a 0% increase in calendar year 2017 and 2018 with an option for renewal at the end of each year):

	<b><u>Veteran 2016-2018</u></b>	<b><u>Non-veteran 2016-2018</u></b>
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Full service burial/ Full service cremation:	\$1985	N/A
Immediate burial/ Immediate cremation:	\$969	\$969

3. The allowances in #1 and #2 above will also apply for body donations of indigent individuals. This allowance will be paid to the funeral directors for their services involving arrangements for the body and for all transportation costs to the medical facility. Pre-registration with the donation facility is required.
4. In addition to the above allowances, an extra allowance up to \$150 will be allowed to cover expenses of an out of county funeral director.
5. All full service burials and cremations are to include the following: transfer of the remains within Broome County to the funeral home, embalming (as required), cosmetology, dressing and casketing, hairdressing, arrangements and supervision, minimum of one hour calling or visitation at the funeral home, funeral ceremony, livery (hearse or alternative funeral coach), acknowledgment cards and register book.
6. In addition to the above allowances, out of County transportation costs shall be paid at \$2.00 per loaded mile. The maximum number of reimbursable miles shall be 100, unless the Department of Social Services determines that it would be more economical to reimburse for greater distance.
7. In addition to the above allowances, there shall be an allowance for the actual cost of a minimum cost cloth covered wood, or minimum cost wood composite material casket. If necessary and pre-approved by Social Services, an additional allowance shall be allowed for the actual cost of a minimum cost oversized cloth covered wood, or minimum cost wood composite material casket or Ziegler case.
8. In addition to the above allowances, there shall be an allowance for all actual minimal cemetery and cremation costs and equipment for burials and cremations (when necessary) within Broome County, including, but not limited to the following: grave liner (when mandated by the cemetery), grave opening and closing, casket lowering, tent, cremation, allowance for a minimum cost grave plot available at the **approved** cemetery at which the burial takes place, plus winter storage if needed. DSS will **not** purchase grave plots or urns for cremains unless the Resource Consultant deems necessary or client funds are available.

- Burial Plot deeds or a statement from the cemetery indicating plot section and number are to be sent to the DSS Resource Consultant upon DSS payment.
9. In the case where no next of kin can be located, it will be the obligation of the funeral director to ensure that a funeral notice for all indigent burials or cremations is published in the newspaper. The notice is to include the deceased individual's name, age, place of residence, day of death, place of funeral service, date of funeral service and time of funeral service.
  10. Before any allowance authorized herein is paid by the Department of Social Services, there shall be credited to the burial, cremation or other related expenses, all assets of the indigent deceased individual, including but not limited to, benefits offered by Social Security, Veteran's Administration and any life insurance, up to the allowance authorized herein.
  11. All burials/cremations and service herein to be paid for by the Department of Social Services shall be approved by the Department prior to the funeral arrangements. If approval is needed on a weekend, approval can be obtained on the Monday after the actual weekend that approval should have been obtained, provided costs are kept within allowable limits. DSS will **not** pay overtime or weekend charges for burial services.
  12. Before any allowance authorized herein is paid by the Department of Social Services, the funeral director making claims for such funds shall submit the "Itemization of Funeral Services and Merchandise Selected Form" and supporting documentation for all actual costs (casket invoice, vault invoice, cremation or cemetery receipts and any other expenses incurred.) A copy of the death certificate, at no additional cost, must accompany all billings. In addition, the provided Attestation of Burial Expenses must be completed and submitted to the department prior to any allowances paid. Said invoices to be in such a form as may be prescribed by the Broome County Comptroller and the NYS Department of Health.
  13. The Funeral directors providing services paid by the Department of Social Services shall maintain accurate and detailed records of the services performed by it and/or its employees pursuant to this Resolution, reflecting the nature of the work performed, and to have such records available for six years after this Resolution's term for inspection and audit by appropriate representatives of Broome County, Broome County Department of Social Services (BCDSS) and/or the Broome County Comptroller, upon reasonable notice of said Departments. All services, billings and burial details are subject to audit by Broome County DSS. In addition, the funeral director shall perform the services authorized under this Resolution in a spirit of cooperation with BCDSS, and shall be available to entertain reasonable requests for information from appropriate BCDSS personnel, as well as other County Departments as may be designated by BCDSS.
  14. Before any allowance authorized herein is paid by the Department of Social Services, the funeral director who is making a claim for such funds shall report any monies paid or to be paid from friends or relatives of said deceased indigent individual or from any other source whatsoever to the Department of Social Services, in order that such funds be applied toward any allowance granted herein. Any funds received by the funeral director, subsequent to the funeral, shall be reported and forwarded to BCDSS.
  15. The following items are **not** covered by DSS and are the financial responsibility of the family or arranging party: Obituary, flowers, clergy honorarium and prayer cards. All upgrades to funeral merchandise (i.e. casket, vault, plot or services) are prohibited.
  16. The Resource Consultant may request family monetary offsets to cemetery costs or other expenses as necessary.

17. All immediate and full service burials and cremations, as well as any ancillary services provided herein are to be in compliance with all local and state laws governing such practices, 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.

Heldover by Mr. Keibel

#### **RESOLUTION NO. 487**

By Health & Human Services and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MEDIWARE INFORMATION SYSTEMS, INC. F/K/A HARMONY INFORMATION SYSTEMS FOR SOFTWARE LICENSE, MAINTENANCE AND TECHNICAL SUPPORT FOR THE OFFICE FOR AGING AND THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY FOR 2016**

WHEREAS, this County Legislature, by Resolution 525 of 2014, authorized renewal of the agreement with Harmony Information Systems, Inc., for software license, maintenance, and technical support for the Office for Aging and the Community Alternative Systems Agency at a cost not to exceed \$43,518 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said agreement is necessary to provide license renewal, maintenance and technical support for the SAMS system and hosting services for the web-based Aging Network system, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$42,121.80 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Mediware Information Systems, f/k/a Harmony Information Systems, Inc., 11711 W. 79<sup>th</sup> Street, Lenexa, Kansas 66214 for software license, maintenance and technical support for the Office for Aging and the Community Alternative Systems Agency for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$42,121.80 for the term of the agreement, and be it

FURTHER RESOLVED, that \$27,881.10 shall be made from budget line 34010006.6004505.various (Contracted Data Processing) and \$14,240.70 shall be made from budget line 32010006.6004505.3210013 (Contracted Data Processing), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 488**

By Health & Human Services and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING THE RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR LEASE OF SPACE FOR THE OFFICE FOR AGING'S MEALS ON WHEELS SITES AND SENIOR CENTERS FOR 2016**

WHEREAS, this County Legislature, by Resolution 526 of 2014, authorized renewal of the agreements with various vendors for lease of space for Senior Community Centers and Meals on Wheels sites for the period January 1, 2015 through December 31, 2015, and

WHEREAS, lease space is required for the activities of the senior community and for the Meals on Wheels Program so that meals can be delivered to central points where volunteers pick up and deliver meals to residents of Broome County, and

WHEREAS, said agreements expire by their terms on December 31, 2015, and it is desired at this time to renew said agreements on substantially similar terms and conditions, for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreements with various vendors as listed in Exhibits "A" through "E" for lease of space for Senior Community Centers and Meals on Wheels sites for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amounts listed in Exhibits "A" through "E", for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines listed for each organization in Exhibits "A" through "E", 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 489**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF THE BETTER BALANCE FOR BROOME FALL PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, the Director of the Office for Aging requests authorization to accept a Better Balance for Broome Fall Prevention Program Grant for the Office for Aging and adopt a program budget in the amount of \$17,000 for the period August 1, 2014 through July 31, 2016, and

WHEREAS, said program grant provides funding for oversight in the areas of recruitment of instructors for Tai Chi and Stepping On, site promotion, connecting site coordinators with community based program leaders, coordination of fall prevention workshops, assist Broome County Health Department with marketing, assist with data collection and provide narrative and performance measurements, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$17,000 from the Broome County Health Department, 225 Front Street, Binghamton, New York 13905 for the Office for Aging's Better Balance for Broome Fall Prevention Program Grant for the period August 1, 2014 through July 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$17,000, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 490**



By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING RENEWAL OF THE ELDER ABUSE PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature, by Resolution 461 of 2014, authorized and approved renewal of the Elder Abuse Outreach Program Grant for the Office for Aging and adopted a program budget in the amount of \$159,663 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant provides funding used to identify and provide services to elders with mental or physical impairments and to protect them from physical, sexual or emotional abuse, neglect or exploitation, and

WHEREAS, it is desired to renew said grant program in the amount of \$161,437 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$108,251 from Broome County Department of Social Services, 36-42 Main Street, Binghamton, New York 13905, for the Office for Aging's Elder Abuse Outreach Program Grant for the period January 1, 2016 through December 31, 2016, 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 \$161,437, and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Elder Abuse Prevention Program funds, for the period January 1, 2016 through December 31, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 491**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH NEW YORK STATE CATHOLIC HEALTH PLAN, INC., D/B/A FIDELIS CARE NEW YORK FOR HOME DELIVERED MEALS AND ADULT DAY CARE SERVICES FOR THE OFFICE FOR AGING FOR 2016-2018**

WHEREAS, this County Legislature, by Resolution 542 of 2012, as amended by Resolution 221 of 2013 authorized an agreement with New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York for home delivered meals and adult day care services for the Office for Aging with revenue to the County for the period January 1, 2013 through December 31, 2015, and

WHEREAS, said agreement is necessary to provide adult day care services and home-delivered meals to Fidelis Care New York managed care program clients, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2016 through December 31, 2018, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York, Campuswood Drive, East Syracuse, New York 13057 for home delivered meals and adult day care services, including a congregate meal, to Fidelis Care New York managed care program clients for the period January 1, 2016 through December 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at the rates listed on exhibit "A", and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget lines 34010006.5000215.3410569/3410568/3410550 (Long Term Home Health Care Fees), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 492**

By Health & Human Services, Personnel and Finance Committees      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 98 of 2015, as amended by Resolution 178 of 2015, authorized and approved renewal of the Community Services for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$683,639 the period April 1, 2015 through March 31, 2016, and

WHEREAS, said program grant provides for a variety of services including social day care, transportation, case management of clients, information & assistance, and the Senior Helpers job math program, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$47,559 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly Program Grant to reflect an increase of \$47,559 for the period April 1, 2015 through March 31, 2016, 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 \$731,198, and be it

FURTHER RESOLVED, that Resolutions 98 and 178 of 2015, 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 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 493**

By Health & Human Services, Personnel, and Finance Committees      Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature by Resolution 455 of 2014, as amended by Resolution 176 and 364 of 2015, authorized and approved renewal of the Title III-B Supportive \$873,707, for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant provides a variety of services, including transportation, information and assistance, mandated legal assistance, shopping services and a home repair program, and

WHEREAS, it is desired to renew said program grant budget in the amount of \$833,082 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$237,904 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office For Aging's Title III-B Supportive Services Program Grant for the period January 1, 2016 through December 31, 2016, 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 \$833,082 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-B Supportive Services Program funds, for the period January 1, 2016 through December 31, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, 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 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 494**

By Health & Human Services, Personnel and Finance Committees S econded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature by Resolution 456 of 2014, as amended by Resolution 365 of 2015, authorized and approved renewal of the Title III-C-1 Congregate Meals Program Grant for the Office For Aging and adopted a program budget in the amount of \$1,166,406 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant provides support for congregare meals, senior center operation, health and wellness activities, and access to benefits in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said program grant budget in the amount of \$1,135,526 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$328,385 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's Title III-C-1 Congregate Meals program grant for the period January 1, 2016 through December 31, 2016, 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 \$1,135,526 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-C-1 Congregate Meals Program funds as may be allocated by New York State Office for Aging for the period January 1, 2016 through December 31, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, 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 Director of Management and Budget and/or Comptroller is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 495**

By Health & Human Services, Personnel and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature by Resolution 457 of 2014, as amended by Resolution 366 of 2015, authorized and approved renewal of the Title III-C-2 Home Delivered Meals Program Grant for the Office For Aging and adopted a program budget in the amount of \$725,139 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant provides support for home delivered meals (Meals on Wheels) to individuals age 60 and over in accordance with standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said program grant budget in the amount of \$662,124 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$152,118 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's Title III-C-2 Home Delivered Meals program grant for the period January 1, 2016 through December 31, 2016, 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 \$662,124 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-C-2 Home Delivered Meals Program funds, for the period January 1, 2016 through December 31, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 496**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING RENEWAL OF TITLE III-D HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature, by Resolution 458 of 2014, authorized and approved renewal of the Title III-D Health Promotion Program for the Office for Aging and adopted a program budget in the amount of \$40,298 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant provides funding for evidenced-based health promotion activities, and budget support for the Broome County Senior Games, and

WHEREAS, it is desired to renew said program grant in the amount of \$39,794 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$14,894 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office For Aging's Title III-D Health Promotion grant for the period January 1, 2016 through December 31, 2016, 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 \$39,794 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-D Health Promotion Program funds, for the period January 1, 2016 through December 31, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 497**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING RENEWAL OF TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2016**

WHEREAS, this County Legislature, by Resolution 459 of 2014, as amended by Resolution 367 of 2015, authorized and approved renewal of the Title III-E Family Caregiver

Program Grant for the Office for Aging and adopted a program budget in the amount of \$125,039 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant provides caregivers with education, transportation, in-home and institutional respite, information and assistance and

WHEREAS, it is desired to renew said program grant budget in the amount of \$121,455 for the period January 1, 2016 through December 31, 2016 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$108,045 from New York State Office for Aging, Empire State Agency Building 2, Albany, NY 12223-1251 for the Office For Aging's Title III-E Family Caregiver Grant for the period January 1, 2016 through December 31, 2016, 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 \$121,455 and be it

FURTHER RESOLVED, the Office for Aging is authorized to accept and allocate additional Title III-E Family Caregiver Program funds, for the period January 1, 2016 through December 31, 2016+, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, 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 Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 498**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH MENTER, RUDIN & TRIVELPIECE P.C. FOR ACCOUNT COLLECTION LEGAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2016**

WHEREAS, this County Legislature, by Resolution 360 of 2014, as amended by Resolution 455 of 2015, authorized an agreement with Meter, Rudin & Trivelpiece P.C. for account collection legal services for the Willow Point Nursing Home at an amount not to exceed \$70,000 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said services are necessary for legal services related to the collection of accounts receivable and recovery of assets, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$65,000 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Menter, Rudin & Trivelpiece, P.C., 308 Maltbie Street, Suite 200, Syracuse, New York 13204 for account collection legal services for the Willow Point Nursing Home for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$65,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27010304.6004504.2050 (Other Financial 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 499**

By Health & Human Services and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH DENTSERV FOR DENTAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2016-2018**

WHEREAS, RFP 2015-107 for Dental Services for the Willow Point Nursing Home was advertised, and

WHEREAS, as a result of said RFP, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with DentServ for dental services for the Willow Point Nursing Home at a cost not to exceed \$189,576, for the period January 1, 2016 through December 31, 2018 with the option for two one-year renewals under the same terms and conditions, and

WHEREAS, said agreement is necessary to provide dental services to residents of the Willow Point Nursing Home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with DentServ Dental Services, P.C., 15 Canal Road, Pelham Manor, New York 10803 for dental services for the Willow Point Nursing Home for the period January 1, 2016 through December 31, 2018, with the option for two one-year renewals under the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$5,266 per month, total amount not to exceed \$189,576 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27020104.6004411.2050 (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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 500**

By Health & Human Services and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING THE WILLOW POINT NURSING HOME TO WRITE OFF UNCOLLECTIBLE ACCOUNTS**

WHEREAS, from time to time residents at the Willow Point Nursing Home (the "Nursing Home") have outstanding balances on their accounts or receivables become uncollectible because of various billing issues, and

WHEREAS, after due diligence it has been determined that the accounts listed in Exhibit "A" are uncollectible, and

WHEREAS, the Nursing Home has set up an allowance for accounts receivable account, and

WHEREAS, the Fiscal Manager for the Willow Point Nursing Home has requested authority to write off the uncollectible accounts and adjust the allowance for accounts receivable accordingly, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Fiscal Manager of the Willow Point Nursing Home to write off as uncollectible the accounts listed in Exhibit "A" and be it

FURTHER RESOLVED, that the Administrator of the Willow Point Nursing Home, the Director of the Office of Management and Budget and Comptroller are authorized to make all necessary accounting entries, including adjustments to the allowance for accounts receivable account, to effectuate the intent and purpose of the resolution.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 501**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH VARIOUS VENDORS FOR TEMPORARY STAFFING SERVICES AT THE WILLOW POINT NURSING HOME FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 195 of 2015, as amended by Resolution 287 of 2015, authorized an agreement with various vendors for temporary staffing services for the Willow Point Nursing Home at an aggregate cost not to exceed \$125,000 for the period June 1, 2015 through May 31, 2016, and

WHEREAS, said agreements are necessary to provide appropriate staffing to cover the residents of the Willow Point Nursing Home's needs, and

WHEREAS, it is necessary to authorize the amendment of said agreements to increase the aggregate not to exceed amount by \$400,000 and extend the period through December 31, 2016, and

WHEREAS, the Administrator of the Willow Point Nursing Home has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with various vendors, attached as Exhibit "A" to increase the aggregate not to exceed amount by \$400,000 and extend the period through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors an aggregate amount not to exceed \$525,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27060304.6004410.2050 (Nursing Services), and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make a transfer in the 2016 accounts as follows:

From:	27060304.6001000.2050	\$300,000
To:	27060304.6004410.2050	\$300,000

and be it

FURTHER RESOLVED, that Resolutions 195 and 287 of 2015, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 502**

By Health & Human Services Committee

Seconded by Mr. Bernhardsen

**RESOLUTION AUTHORIZING THE WILLOW POINT NURSING HOME TO CHANGE ITS NAME TO THE WILLOW POINT REHABILITATION AND NURSING CENTER**

WHEREAS, Broome County has a Department of Nursing Homes and Health-related Facilities, also known as the Willow Point Nursing Home, and

WHEREAS, the Willow Point Nursing Home is expanding the services it provides by adding a rehabilitation unit, and

WHEREAS, in order to help gain new admissions, particularly in the rehabilitation unit, the Administrator of the Willow Point Nursing Home requests authorization to change the name of the Willow Point Nursing Home to the "Willow Point Rehabilitation and Nursing Center", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Willow Point Nursing Home to change its name to the Willow Point Rehabilitation and Nursing Center, 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.

**Heldover** by Mr. Baker

**RESOLUTION NO. 503**

By Health & Human Services Committee

Seconded by Mr. Flagg

**RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY SERVICES BOARD**

WHEREAS, Debra A. Preston, Broome County Executive, pursuant to the authority vested in her by Article VIII, Section C803 and Section A804 of the Broome County Charter and Administrative Code, has duly designated and appointed the following named individual to membership on the Broome County Community Services Board, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Valerie Cunningham 15 Laurel Street Johnson City, New York 13790	12/31/2020

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 VIII, Section C803 and A804 of the Broome County Charter and Administrative Code, confirms the appointment of the above-named individual to membership on the Broome County Community Services Board in accordance with her appointment by the County Executive.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 504**

By County Administration and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION AUTHORIZING AN AGREEMENT WITH FORWARD BUSINESS SOLUTIONS FOR DESKTOP SUPPORT SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2016**

WHEREAS, RFP 2015-115 for On-Site Desktop Support Services was advertised, and WHEREAS, as a result of said RFP the Director of Information Technology requests authorization for an agreement with Forward Business Solutions for desktop support services for the Division of Information Technology, at the rate of \$25 per hour, total cost not to exceed \$52,000 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said agreement is necessary for three Desktop Technicians to provide desktop support for the Division of Information Technology, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Forward Business Solutions, 3523 Country Club Road Suite 5, Endwell, New York 13760 for desktop support services for the Division of Information Technology for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$25 per hour, total amount not to exceed \$52,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payment of \$20,800 shall be made from budget line 10020001.6004573 (Other Fees for Services) and the payment of \$31,200 shall be made from budget line 35060006.6004573 (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-12, Nays-0, Abstain-1 (Reynolds), Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 505**

By County Administration and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH INFO QUICK SOLUTIONS, INC. FOR WEB HOSTING, SECURITY OF INTERNET TRANSACTIONS, AND RELATED SUPPORT FOR THE OFFICE OF THE COUNTY CLERK FOR 2015-2020**

WHEREAS, Broome County currently has a contract with Info Quick Solutions, Inc. (IQS) for a Cashiering-Scanning-Indexing System for the Office of the County Clerk for 2015-2020 as authorized by Resolution No. 267 of 2014 (CA 3-185), and

WHEREAS, the County Clerk requests authorization for an amendment to the current agreement with Info Quick Solutions, Inc., (IQS), for web hosting of the County Clerk's public database and handling all aspects of the sale of documents via credit card over the internet to on-line customers for the Office of the County Clerk at an amount not to exceed twenty-percent of the gross sales, for the period January 1, 2015 through June 30, 2020, and

WHEREAS, the Office of the County Clerk shall retain eighty-percent of said revenues, and

WHEREAS, said services are necessary for the external support of County Clerk records available over the internet, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Info Quick Solutions, Inc., (IQS), 7460 Morgan Road, Liverpool, NY 13090 for web hosting services including the sale of documents over the internet via credit card for the Office of the County Clerk for the period January 1, 2015 through June 30, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall allow the Contractor an amount not to exceed twenty percent of gross sales for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove identified and authorized shall be deposited by the County Clerk into budget revenue line 04010001.5000220 (Remote Access Charge), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 506**

By County Administration and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING RETENTION OF \$396,810.06 BY THE COUNTY CLERK FOR THE COUNTY OF BROOME FROM MORTGAGE TAXES**

WHEREAS, Section 262 of the Tax Law states that recording officers are entitled to receive for the county all necessary expenses for the purposes of administration of mortgage taxes in their office following approval of said allowance by the New York State Tax Commission, and

WHEREAS, the New York State Tax Commission did, by Resolution duly adopted, determine that such mortgage tax expense be approved, at the amount certified to the State Tax Commissioner, by the County Legislature, provided it is a reasonable and necessary allowance for such expenses, and

WHEREAS, the New York State Tax Commission has previously approved an allowance for the period of April 1, 2015 through March 31, 2016 in the amount of \$410,642.50, and

WHEREAS, the Broome County Clerk has determined that \$396,810.06 fairly represents the annual amount of expenses incurred by this office in the collection of mortgage taxes due and owing pursuant to New York State Tax Laws, now, therefore, be it

RESOLVED, that this County Legislature hereby determines that the sum of \$396,810.06 per annum be and hereby is a necessary, reasonable and proper allowance to be received by the County Clerk of the County of Broome for the purpose of collecting and administering mortgage taxes in said office, and be it

FURTHER RESOLVED, that the previously approved monthly retention of \$34,220.21 shall continue through March 31, 2016 and that a monthly retention of \$33,067.50 shall be for the period of April through December in the County's Fiscal Year 2016; for a 2016 County Fiscal Year total of \$400,268.13 and said monthly amount of \$33,067.50 shall continue through March 31, 2017, and be it

FURTHER RESOLVED that New York State approval is requested for the period of April 1, 2016 through March 31, 2017 in the amount of \$396,810.06, and be it

FURTHER RESOLVED, that revenue from the processing of mortgage taxes shall be credited to budget line 04010001.5000010 (Mortgage Tax), and be it

FURTHER RESOLVED, that the sum of \$396,810.06 per annum (April 1, 2016 through March 31, 2017) is hereby certified to the State Tax Commission as the reasonable and proper allowance for such expenses.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

### RESOLUTION NO. 507

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH LEGAL AID SOCIETY OF MID NEW YORK, INC. FOR LEGAL SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 2 of 2014, authorized renewal of the agreement with Legal Aid Society of Mid New York, Inc., for legal services for the Department of Audit and Control at an amount not to exceed \$1,343,000 for the period January 1, 2014 through December 31, 2015, and

WHEREAS, said agreement is necessary to provide mandated legal defense services in Broome County Family Court for residents of Broome County who are indigent and cannot afford legal counsel, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$671,500 per year, total amount not to exceed \$1,343,000 for the period January 1, 2016 through December 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Legal Aid Society of Mid New York, Inc., 268 Genesee Street, Utica, New York 13502 for legal services for the Department of Audit and Control for the period January 1, 2016 through December 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$671,500 per year, total amount not to exceed \$1,343,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 01010001.6004540.1010 (Court Assigned Attorney-Family Court), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### RESOLUTION NO. 508

By Public Works & Transportation and Finance Committees

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SOLID WASTE EDUCATION FOR**

**THE DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2016**

WHEREAS, this County Legislature, by Resolution 502 of 2014, authorized renewal of the agreement with Cornell Cooperative Extension of Broome County for solid waste education for the Department of Public Works-Division of Solid Waste Management at an amount not to exceed \$57,811 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said agreement is necessary for solid waste and recycling education, planning and research, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$57,811 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension of Broome County, 840 Front Street, Binghamton, New York 13905 for solid waste education for the Department of Public Works-Division of Solid Waste Management for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$57,811 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38050007.6004146.2020 (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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 509**

By Public Works & Transportation and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND-JOHNSON, INC., FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2011-2015**

WHEREAS, this County Legislature, by Resolution 362 of 2011, as amended by Resolutions 477 of 2013 and 501 of 2014, authorized an agreement with McFarland-Johnson, Inc., for professional services for the Department of Public Works at a cost not to exceed \$253,609 for the period October 1, 2011 through December 31, 2015, and

WHEREAS, said agreement is necessary for professional services for design work associated with Oregon Hill Road over Big Brook Bridge Replacement (BIN 3349520), now, therefore, be it

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term to December 31, 2016 at no additional cost due to the lack of current funding for project bidding and construction, and

WHEREAS, the Commissioner of Public Works, Parks, Recreation & Youth Services 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 McFarland-Johnson, Inc., 49 Court Street, PO Box 1980, Binghamton, New York 13902, to extend the term to December 31, 2016 at no additional cost, for professional services for the Department of Public Works for the period October 1, 2011 through December 31, 2016, and be it

FURTHER RESOLVED, that Resolutions 362 of 2011, 477 of 2013 and 501 of 2014, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 510**

By Public Works & Transportation and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF VESTAL FOR SNOW AND ICE REMOVAL ON CERTAIN COUNTY ROADS FOR 2016**

WHEREAS, this County Legislature, by Resolution 499 of 2014, authorized an agreement with the Town of Vestal to remove snow and ice from certain County roads at a rate of \$3,700 per mile, total amount not to exceed \$14,060 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions at a rate of \$3,700 per centerline mile, total amount not to exceed \$14,060, for the term of the agreement, and

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Vestal, 605 Vestal Parkway West, Vestal, New York 13850, to remove snow and ice from certain County roads for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$3,700 per mile, total amount not to exceed \$14,060, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 29010305.6004191.3120 (Outside Rental Machinery), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 511**

By Public Works & Transportation and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ROSANNE SALL ADVERTISING, INC. FOR MARKETING SERVICES FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION FOR 2016**

WHEREAS, this County Legislature, by Resolution 21 of 2015, authorized an agreement with Rosanne Sall Advertising, Inc. for marketing services for the Department of Public Transportation with revenue to the County at the rate of 60% of net billings, for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said services are necessary for advertising on all buses, bus shelters, map system guides and paper schedules owned and/or operated by the County, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County at the rate of 60% of net billings, for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Rosanne Sall Advertising, Inc., 88 Main Street, Binghamton, New York 13905, for marketing services for the Department of Public Transportation for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall receive 60% of net billings and Rosanne Sall Advertising, Inc. shall receive 40% of net billings for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized, estimated at \$115,000, shall be credited to budget line 31010105.5000128 (Advertising Revenue), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 512**

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

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND-JOHNSON, INC. FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF AVIATION'S GEOTHERMAL ENERGY IMPROVEMENT PROJECT FOR 2013-2015**

WHEREAS, this County Legislature, by Resolution 370 of 2013, as amended by Resolution 431 of 2014, authorized an agreement with McFarland-Johnson, Inc., for professional services for the Department of Aviation's Geothermal Energy Improvement Project at a cost not to exceed \$102,961 for the period September 20, 2013 through December 31, 2015, and

WHEREAS, said agreement is necessary to complete Task Order No. 10 which includes construction phase services for the Geothermal Well Fields and design of Terminal Upgrades at the Greater Binghamton Airport, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the agreement through December 31, 2016 at no additional cost to the County to allow for specification and installation of natural gas fired boilers following availability of natural gas service anticipated in 2016, and

WHEREAS, the Commissioner of Aviation 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 McFarland-Johnson, Inc., 49 Court Street, P.O. Box 1980, Binghamton, New York 13902-9421, to extend the term of the agreement at no additional cost, for professional services for the Department of Aviation's Geothermal Energy Improvement Project for the period September 20, 2013 through December 31, 2016, and be it

FURTHER RESOLVED, that Resolutions 370 of 2013 and 431 of 2014, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 513**

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

**RESOLUTION AUTHORIZING REVISION OF A FEDERAL GRANT THROUGH THE FEDERAL AVIATION ADMINISTRATION AID PROGRAM FOR THE DEPARTMENT OF AVIATION'S APRON REHABILITATION PROJECT**

WHEREAS, this County Legislature, by Resolution 340 of 2013, authorized and approved acceptance of a Federal Grant through the Federal Aviation Administration AIP Program in the amount of \$2,606,573 for the Department of Aviation's Apron Rehabilitation Project, and

WHEREAS, said funding will be used to make improvements to the West Apron in order to address failing pavement areas and to include additional improvements as defined by the Federal Aviation Administration, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$52,932 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of a Federal Grant through the Federal Aviation Administration AIP Program to reflect an increase of \$52,932, total amount not to exceed \$2,659,505, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 28010005.5000920.2820044 (Federal Aid), and be it

FURTHER RESOLVED, that Resolution 340 of 2013, 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 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 514**

By Public Works & Transportation Committee

Seconded by Mr. Flagg

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE GREATER BINGHAMTON AIRPORT ADVISORY BOARD**

WHEREAS, Debra A. Preston, Broome County Executive, pursuant to the authority vested in her by Resolution 89 of 1999, has duly designated and appointed the following named individuals to membership on the Greater Binghamton Airport Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Gary Corey 7 Andrews Road Vestal, New York 13850	Reappointment 12/31/2018
Terrance M. Hebbard 4687 State Highway 41 Greene, New York 13778	Reappointment 12/31/2018
Joseph Rizzo 539 Brotzman Road Binghamton, New York 13901	Reappointment 12/31/2018
Jason Sorochinsky 15 Brookside Road Binghamton, New York 13903	Reappointment 12/31/2018
Mark Webster 586 Lillie Hill Road Appalachin, New York 13732	Reappointment 12/31/2018
William Ziegler 1474 Elsie Drive Endicott, New York 13760	Reappointment 12/31/2018

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 89 of 1999, confirms the appointments of the above-named individuals to membership on the Broome County Greater Binghamton Airport Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 515**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE SOS SHELTER, INC. FOR DOG BOARDING AT THE BROOME COUNTY FRONT STREET DOG SHELTER FOR 2016**

WHEREAS, this County Legislature, by Resolution 503 of 2014, authorized renewal of an agreement with the SOS Shelter, Inc. for dog boarding at the Broome County Front Street Dog Shelter, for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said agreement is necessary to provide dog boarding for families of the SOS Shelter who are attempting to leave an abusive situation and are in need of a safe place for their pets, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SOS Shelter, Inc., P.O. Box 393, Endicott, New York 13760, for dog boarding at the Broome County Front Street Dog Shelter for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that the County shall pay the cost of medical care needed by dogs when entering the program, total amount not to exceed \$250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 22000103.6004568 (Veterinary 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 516**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE CITY OF BINGHAMTON FOR BROOME COUNTY SECURITY TO PROVIDE SECURITY SERVICES AT BINGHAMTON CITY HALL FOR 2016-2018**

WHEREAS, this County Legislature, by Resolution 505 of 2014 authorized renewal of the agreement with the City of Binghamton for security services at a rate of \$36.80 per hour, total amount not to exceed \$15,000 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said agreement is necessary to staff the Security Station at Binghamton City Hall for non-court related after hours events and meetings, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$37.16 per hour total amount not to exceed \$45,000, for the period January 1, 2016 through December 31, 2018 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 Broome County Security to provide security services at Binghamton City Hall for the period January 1, 2016 through December 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the City of Binghamton shall pay the County at the rate of \$37.16, total amount not to exceed \$45,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000203.5000230 (Security – Outside Users), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 517**

By Public Safety & Emergency Services and Finance Committee                      Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE MONROE COUNTY SHERIFF'S OFFICE FOR SECURITY SERVICES FOR INMATES AT THE ROCHESTER PSYCHIATRIC CENTER FOR 2016-2020**

WHEREAS, this County Legislature, by Resolution 488 of 2010, authorized renewal of the agreement with the Monroe County Sheriff's Office for security services for inmates housed at Rochester Psychiatric Center at an amount not to exceed \$140 per inmate per day, total amount not to exceed budgeted appropriations, for the period January 1, 2011 through December 31, 2015, and

WHEREAS, said security services are necessary when inmates are receiving psychiatric treatment, and

WHEREAS, said agreement expires by its terms on December 31, 2015 and it is desired at this time to renew said agreement for the period January 1, 2016 through December 31, 2020, on substantially similar terms and conditions, at the rate of \$140 per inmate per day, total budgeted amount not to exceed budgeted appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Monroe County Sheriff's Office, 130 South Plymouth Avenue, Rochester, New York 14614 for security services for inmates housed at the Rochester Psychiatric Center for the period January 1, 2016 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$140 per inmate per day, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 23010003.6004124.1010 (Inmate Expense – Other Facility), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 518**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Flagg  
**RESOLUTION ADOPTING THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN FOR 2016**

WHEREAS, this County Legislature, by Resolution 522 of 1981 established the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program pursuant to New York State Vehicle and Traffic Law, and

WHEREAS, Section 1197 of Article 31 of the Vehicle and Traffic Law of the State of New York requires the adoption of a STOP-DWI Program Plan and related contracts by the local governing body each year in order to qualify for Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program funding, and

WHEREAS, this County Legislature, approved and adopted the 2015 Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program Plan, and

WHEREAS, the Broome County STOP-DWI Advisory Board has reviewed the 2016 Plan, agrees and endorses the recommendations and strategies contained therein and requests this County Legislature to approve and adopt said Plan accordingly, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the 2016 Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program Plan, a copy of which has been filed with the Clerk of the Legislature, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 519**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF BINGHAMTON FOR PROFESSIONAL SERVICES PROVIDED BY THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2015-2017**

WHEREAS, the Director of Planning requests authorization for an intermunicipal agreement with the Town of Binghamton for professional services provided by the Department of Planning and Economic Development with revenue to the County in the amount of \$3,000, for the period December 1, 2015 through December 31, 2017, and

WHEREAS, said services are necessary for the County's Department of Planning and Economic Development to prepare a Comprehensive Plan for the Town of Binghamton, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with Town of Binghamton, 279 Park Avenue, Binghamton, New York 13903, for professional services provided by the Department of Planning and Economic Development for the period December 1, 2015 through December 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$3,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 37000007.5000189.1010 (Other Local Governments), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 520**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

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

WHEREAS, this County Legislature, by Resolution 354 of 2005, as amended by Resolutions 266 of 2010 and 560 of 2014, authorized an intermunicipal agreement with the Village of Endicott for management of Enjoie Golf Course and related facilities for the period January 1, 2006 through December 31, 2015, and

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

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2018 and include that during the term of the agreement the principal and interest on the bonds issued by the Village of Endicott to repair the roof on the clubhouse will be paid from Enjoie revenues before distribution of any net profits, and at the end of the term of the agreement the Village of Endicott pays all principal and interest, and,

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Village of Endicott, 1009 East Main Street, Endicott, New York 13760 to

extend the period through December 31, 2018 and include that during the term of the agreement the principal and interest on the bonds issued by the Village of Endicott to repair the roof on the clubhouse will be paid from Enjoie revenues before distribution of any net profits, and at the end of the term of the agreement the Village of Endicott pays all principal and interest, the terms of said bonds not to be less than fifteen years, and be it

FURTHER RESOLVED, that Resolutions 354 of 2005, 266 of 2010 and 560 of 2014, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 521**

By Education, Culture and Recreation and Finance Committees Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH BROOME COUNTY COMMUNITY CHARITIES, INC. FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2011-2015**

WHEREAS, this County Legislature, by Resolution 155 of 2011, as amended by Resolution 406 of 2012, authorized renewal of a lease agreement with Broome County Community Charities for lease of the En-Joie Golf Course in connection with the Dick's Sporting Goods Open at the En-Joie Golf Course for the period January 1, 2011 through December 31, 2015, and

WHEREAS, said agreement expires by its terms on December 31, 2015 and it is desired at this time to amend the agreement to extend the contract through December 31, 2018 so that the term of this agreement is the same as the contract between Broome County Community Charities, Inc. and the Champions Tour, and

WHEREAS, the County Attorney has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature authorizes the amendment of the lease agreement with Broome County Community Charities, Inc., P.O. Box 5571, Endicott, New York 13760 for the Department of Parks and Recreation to modify the term of the lease to January 1, 2011 through December 31, 2018, and be it

FURTHER RESOLVED, that Resolutions 155 of 2011 and 406 of 2012, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 522**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Bernhardsen

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH JOEY'S ITALIAN ICE CO., INC. FOR OPERATION OF RESTAURANT, CATERING SERVICE, AND CONCESSIONS AT EN-JOIE GOLF COURSE FOR THE DEPARTMENT OF PUBLIC WORKS, PARKS, RECREATION & YOUTH SERVICES FOR 2016-2019**

WHEREAS, RFP 2015-95 for Food Services at En-Joie Golf Course was advertised, and

WHEREAS as a result of said RFP, the Commissioner of Public Works, Parks, Recreation & Youth Services requests authorization for an agreement with Joey's Italian Ice Co., Inc., for operation of restaurant, catering services and concessions at En-Joie Golf Course for the Department of Public Works, Parks and Youth Services with revenue to the County at a monthly rate of \$1,535 with no

rental fees during the two week period of the Dick's Sporting Goods Open Golf Tournament for the period April 1, 2016 through March 31, 2019, with the option of two three-year renewals, and

WHEREAS, said agreement is necessary to provide full service food and beverage at En-Joie Golf Course, now, and

WHEREAS, that if the rental payment to the County is fifteen (15) days or more late in any given month, a 5% late payment penalty will be added to the monthly rent, and

WHEREAS, if the vendor chooses to close during the three optional months of January, February, and/or March, no rent will be due to the County, now, therefore, be it

RESOLVED, that the this County Legislature hereby authorizes an agreement with Joey's Italian Ice Co., Inc., 9 Washington Avenue, Endicott, New York 13760, for operation of restaurant, catering services and concessions at En-Joie Golf Course for the Department of Public Works, Parks and Youth Services for the period April 1, 2016 through March 31, 2019, with the option of two three-year renewals, and be it

FURTHER RESOLVED, that the Contractor shall pay the County at a monthly rate of \$1,535 with no rental fees during the two week period of the Dick's Sporting Goods Open Golf Tournament, and be it

FURTHER RESOLVED, that if the rental payment to the County is fifteen (15) days or more late in any given month, a 5% late payment penalty will be added to the monthly rent, and be it

FURTHER RESOLVED, if the vendor chooses to close during the three optional months of January, February, and/or March, no rent will be due to the County, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 41010008.5000467 (Restaurant Rental), 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 this form by the Department of Law, as may be necessary to implement the intent and the purpose of this resolution.

**Carried.** Ayes-12, Nays-0, Abstain-1 (Pasquale), Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 523**

By Finance Committee

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING THE REFUND OF A DEPOSIT FOR A PROPERTY IN THE TOWN OF UNION**

WHEREAS, this County Legislature, by Resolution 115 of 2015, authorized the sale of County-owned property, including 207 S. Loder Avenue in the Village of Endicott, Tax ID #157.09-4-42 for the bid amount of \$430,000 to 207 Loder, LLC, c/o Bing Wei, 4524 Mansfield Road, Vestal, New York 13850, and

WHEREAS, the County has not been able to close on the property and Ms. Wei has requested that the County refund half of her deposit, and

WHEREAS, the Director of Real Property Tax Service requests authorization to refund \$21,500 to Ms. Wei, now, therefore, be it

RESOLVED, that this County Legislature authorizes refunding \$21,500 to 207 Loder, LLC, c/o Bing Wei, 4524 Mansfield Road, Vestal, New York 13850 for the sale of County-owned property, 207 S. Loder Avenue in the Village of Endicott, Tax ID #157.09-4-42, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 524**

By Finance Committee

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING THE REFUND OF INTEREST ON A SCHOOL TAX BILL FOR A PARCEL IN THE TOWN OF MAINE**

WHEREAS, the Director of Real Property Tax Service requests authorization to refund interest on a school tax bill in the amount of \$34.66 for Tax Map No. 109.05-1-18 to Harry Jr. and Janice Judge, 583 Fredericks Road in the Town of Maine, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes refunding interest on a school tax bill in the amount of \$34.96 for Tax Map No. 109.05-1-18 to Harry Jr. and Janice Judge, 583 Fredericks Road, in the Town of Maine, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute and 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### RESOLUTION NO. 525

By Finance Committee

Seconded by Mr. Flagg

#### RESOLUTION AMENDING EXHIBIT "A" OF RESOLUTION 2015-13 AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY

WHEREAS, this County Legislature, by Resolution 13 of 2015, authorized the sale of County-owned property, and

WHEREAS, it is necessary to authorize the amendment of Exhibit "A" to reflect the purchaser as the City of Binghamton for 39 Munsell Street, Tax Map No. 144.83-1-22 for the purchase price of \$18,860, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of Exhibit "A" of Resolution 13 of 2015 to reflect the purchaser as the City of Binghamton for 39 Munsell Street, Tax Map No.144.83-1-22 for the purchase price of \$18,860, and be it

FURTHER RESOLVED, that Resolution 13 of 2015, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### RESOLUTION NO. 526

By Finance Committee

Seconded by Mr. Flagg

#### RESOLUTION AUTHORIZING SALE OF COUNTY-OWNED PROPERTIES FROM THE 2015 TAX SALE AUCTION

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

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

WHEREAS, the Director of Real Property Tax Service advises that a tax sale auction for 2015 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders in the 2015 Broome County tax sale as indicated on the attached Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby rejects the bids as indicated on the attached Exhibit "B", and be it,

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

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 527**

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING AN AGREEMENT WITH CORPORATE CARE MANAGEMENT FOR WORKERS COMPENSATION NURSE CASE MANAGEMENT FOR THE OFFICE OF RISK AND INSURANCE FOR 2016-2020**

WHEREAS, RFP 2015-097 Workers Compensation Nurse Case Management for Broome County was advertised, and

WHEREAS, as a result of said RFP the Manager of Risk and Insurance requests authorization for an agreement with Corporate Care Management for Workers Compensation Nurse Case Management for the Office of Risk and Insurance for the period January 1, 2016 through December 31, 2020, and

WHEREAS, said agreement is necessary to provide nurse case management for worker's compensation claims for Broome County employees on an "as needed" basis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Corporate Care Management, 1 Kattelville Road, Binghamton, New York 13901 for Worker's Compensation Nurse Case Management for the Office of Risk and Insurance for the period January 1, 2016 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a not to exceed amount as follows:

January 1, 2016 through December 31, 2016	\$38,300
January 1, 2017 through December 31, 2017	\$40,215
January 1, 2018 through December 31, 2018	\$41,421
January 1, 2019 through December 31, 2019	\$42,663
January 1, 2020 through December 31, 2020	\$47,946

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18030001.6004150.2090 (Case Management), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 528**

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING AN AGREEMENT WITH SECURITY MUTUAL LIFE INSURANCE COMPANY OF NEW YORK FOR LIFE INSURANCE FOR ELIGIBLE BROOME COUNTY EMPLOYEES FOR THE OFFICE OF RISK AND INSURANCE FOR 2016**

WHEREAS, the Risk Manager requests authorization to renew an agreement with Security Mutual Life Insurance Company of New York for life insurance for eligible Broome County employees for the Office of Risk and Insurance at a rate of \$0.95 per enrollee per month, and \$0.30 per enrollee per month for accidental death and dismemberment insurance for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said agreement is necessary to provide life insurance coverage for eligible Broome County employees, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Security Mutual Life Insurance Company of New York, 100 Court Street, PO Box 1625, Binghamton, New York 13902-1625, for life insurance for eligible Broome County employees for the Office of Risk and Insurance for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$0.95 per enrollee per month for life insurance and \$0.30 per enrollee

per month for accidental death and dismemberment insurance 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 529**

By Public Works & Transportation and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH TRANSPRO CONSULTING, LLC FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION FOR 2015-2016**

WHEREAS, this County Legislature, by Resolution 112 of 2015, authorized an agreement with Transpro Consulting, LLC for professional services for the Department of Public Transportation at a cost not to exceed \$80,000 for the period April 16, 2015 through April 15, 2016, and

WHEREAS, said agreement is necessary to provide a Comprehensive Route Study for BC Transit, and

WHEREAS, it is necessary to authorize the amendments of said agreement to increase the not to exceed amount by \$94,750 to identify further efficiencies and implement recommendations of the Route Study and extend the period through October 31, 2016, and

WHEREAS, the Commissioner of Public Transportation 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 TransPro Consulting, LLC, 11107 Indian Oaks Drive, Tampa, Florida 33625 to increase the not to exceed amount by \$94,750 to identify further efficiencies and implement recommendations of the Route Study and extend the period through October 31, 2016 for the Department of Public Transportation, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$174,750, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 31010105.6004143.2040 (Transportation Services), and be it

FURTHER RESOLVED, that Resolution 112 of 2015, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 530**

Finance and Public Works & Transportation Committees Seconded by Mr. Pasquale  
**RESOLUTION AMENDING THE 2013 CAPITAL IMPROVEMENT PROGRAM WEST APRON REHABILITATION PROJECT**

RESOLVED, that the 2013 Capital Improvement Program is hereby amended as follows:

FROM:

Code	Project Name	Total	Estimated Construction Cost:		
			State	Federal	County
2820044	West Apron	\$2,896,193	\$144,81	\$2,606,573	\$144,810

Rehab

0

Local Finance	Law Section 11		How Financed:	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2013	30	15	\$2,896,193	\$0

TO:

		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
2820044	West Apron Rehab	\$2,955,006	\$147,750	\$2,659,505	\$147,751

Local Finance	Law Section 11		How Financed:	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2013	30	15	\$2,955,006	\$0

Description: An increase in the project budget for additional work to the West Apron Project. The total increase will be \$58,813 with 90% funding from the FAA, 5% State, and 5% County. The County portion will be covered by Airport PFC's.

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

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

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 531**

By Health & Human Services and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH POINTCLICKCARE FOR PROFESSIONAL SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2016**

WHEREAS, RFP 2015-110 Electronic Medical Records System was advertised, and  
 WHEREAS, as a result of said RFP the Administrator of the Willow Point Nursing Home requests authorization for an agreement with PointClickCare for professional services for the Willow Point Nursing Home at a cost not to exceed \$119,672 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said services are necessary to provide a complete Electronic Medical Record System (EMR) for the skilled nursing facility, as approved by the 2014 Software Conversion Capital Project #2720033, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with PointClickCare, 6975 Creditview Road, Unit 4, Mississauga, ON, Canada L5N8E9 for professional services for the Willow Point Nursing Home for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$119,672 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 27010504.6002709.2052.2720033 (Other Operational Equipment) and 27010304/27060304.6004106.2050 (General Office 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-13, Nays-0, Absent-2 (Wildoner, Marinich)



**RESOLUTION NO. 532**

By Health & Human Services and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ELMCREST CHILDREN'S CENTER INC., FOR NON-SECURE DETENTION FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2016**

WHEREAS, this County Legislature, by Resolution 434 of 2014, authorized an agreement with Elmcrest Children's Center for non-secure detention for the Department of Social Services at an amount not to exceed \$434,452 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said agreement is necessary to have beds reserved for the placement of up to four children in a non-secure detention facility, and

WHEREAS, said agreement expires by its terms on December 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$522,766, for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Elmcrest Children's Center, Inc., 960 Salt Springs Road, Syracuse, New York 13224 for non-secure detention for the Department of Social Services for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$498.12 per day, total amount not to exceed \$522,766 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 35070006.6004315.1010 (Foster Care Non-Secure Detention), 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 533**

By Personnel, Health & Human Services and Finance Committees Seconded by Mr. Flagg  
**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF PUBLIC HEALTH**

RESOLVED, that in accordance with a request contained in PCR# 16-2 from the Director of Public Health, this County Legislature hereby creates the position of Health Program Director, Grade 17, Union Code 07 BAPA, annual salary \$41,374 FTE, 33.75 hours weekly, budget line 25010004.6001001.251049, effective January 4, 2016, and be it

FURTHER RESOLVED, that in accordance with a request contained in PCR# 16-3 from the Director of Public Health, this County Legislature hereby creates the position of Health Program Director, Grade 17, Union Code 07 BAPA, annual salary \$41,374 FTE, 3.75 hours weekly, budget line 25010004.6001001.2510515, effective January 4, 2016.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 534**

By Personnel, Public Works & Transportation and Finance Committees  
Seconded by Mr. Bernhardsen

**RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION**

RESOLVED, that in accordance with a request contained in PCR# 16-1 from the Director of Public Transportation, this County Legislature hereby creates the position of Senior Account Clerk, Grade 9, Union Code 70 CSEA Part-time, minimum hourly rate \$13.2002, 19.5 hours weekly, budget line 31010105.6001001, effective January 21, 2016.

Mr. Shaw made a motion, seconded by Mr. Bernhardsen to amend the Resolution to add a paragraph to read "FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make the following transfer of 2016 funds:

From: 31010105.6004610.2040 (Personal Services Chargeback) \$13,436  
 To: 31010105.6001001.2010 (Salaries Part-time) \$13,436"

**Amendment carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)  
**Resolution as amended carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 535**

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

**RESOLUTION AMENDING THE 2016 CAPITAL IMPROVEMENT PROGRAM AIRPORT ROAD RECONSTRUCTION PROJECT**

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

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal</u>		
2920077	Airport Road Reconstruction	\$7,600,000	\$1,140,000	\$6,080,000		\$380,000
		<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		2016	15	20(C)	\$7,600,000	\$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</u>		
2920077	Airport Road Reconstruction	\$8,700,000	\$1,140,000	\$6,480,000		\$1,080,000
		<u>Local Finance Law Section 11</u>			<u>How Financed:</u>	
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		2016	15	20(C)	\$8,700,000	\$0

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

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 536**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH NEW WORLD SYSTEMS FOR SOFTWARE LICENSING, IMPLEMENTATION AND MAINTENANCE SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2014-2018**

WHEREAS, this County Legislature, by Resolution 474 of 2012, as amended by Resolution 34 of 2014, authorized an agreement with New World Systems for software maintenance for the Division of Information Technology at a cost not to exceed \$1,315,182 for the period January 1, 2013 through December 31, 2018, and

WHEREAS, said agreement is necessary for software updates, maintenance and support of New World Aegis software at the Public Safety Facility, and

WHEREAS, it is necessary to authorize the amendment of said agreement as outlined in Exhibit "A" for the period January 1, 2014 through December 31, 2018, and

WHEREAS, the Director of Information Technology 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 New World Systems, 888 W. Big Beaver Road, Suite 600, Troy, Michigan 48084, as outlined in Exhibit "A" for the period January 1, 2014 through December 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County paid the Contractor \$237,320 for the period January 1, 2013 through December 31, 2013, \$247,720 for the period January 1, 2014 through December 31, 2014, \$255,152 for the period January 1, 2015 through December 31, 2015, and be it

FURTHER RESOLVED, that in consideration of said amended agreement, the County shall pay the Contractor \$243,345 for the period January 1, 2016 through December 31, 2016, \$267,473 for the period January 1, 2017 through December 31, 2017 and \$275,497 for the period January 1, 2018 through December 31, 2018, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004192 (Software Maintenance) and be it

FURTHER RESOLVED, that Resolution 474 of 2012 and Resolution 34 of 2014, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 537**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baker

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE LEASE AGREEMENT WITH BINGHAMTON AREA GIRLS SOFTBALL ASSOCIATION, INC. (BAGSAI)**

WHEREAS, this County Legislature, by Resolution 559 of 2010, authorized renewal of a lease agreement with Binghamton Area Girls Softball Association, Inc., (BAGSAI) for the use of property adjacent to Broome Community College with revenue to the County in the amount of \$1 for the period January 1, 2011 through December 31, 2020, and

WHEREAS, said agreement is necessary for BAGSAI to use County property adjacent to Broome Community College to host softball events, and

WHEREAS, it is necessary to authorize the amendment of said lease agreement to increase the revenue to \$7,500 per year for the period January 1, 2016 through December 31, 2020, and

WHEREAS, BAGSAI will be responsible for maintenance and improvements of the softball complex, and

WHEREAS, the Commissioner of Parks, Recreation and Youth Services 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 lease agreement with Binghamton Area Girls Softball Association, Inc., (BAGSAI), P.O. Box 2907, Binghamton, New York 13902 to increase the revenue to \$7,500 per year for the period January 1, 2016 through December 31, 2020, and be it

FURTHER RESOLVED, that BAGSAI will be responsible for maintenance and improvements of the softball complex, and be it

FURTHER RESOLVED, that Resolution 559 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 538**

By Finance Committee

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO BALANCE 2015 ACCOUNTS**



22, Union Code 71 Admin I, minimum hourly rate of \$25.18876, 18.5 hours weekly, budget line 06000001.6001001.1010 effective January 1, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the hiring of Mark Loughran as Senior Assistant District Attorney, Grade AT3, at \$90,160, which is above the minimum salary of \$78,485, budget line 06000001.6001000.1010 effective January 1, 2016, based on his experience, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the hiring of Stephen Ferri as Senior Assistant District Attorney, Grade AT3, at \$83,265 which is above the minimum salary of \$78,485, budget line 06000001.6001000.1010 effective January 1, 2016, based on his experience, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the hiring of Geoffrey Rossi as Senior Assistant District Attorney, Grade AT3, at \$83,265 which is above the minimum salary of \$78,485, budget line 06000001.6001000.1010 effective January 1, 2016, based on his experience, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the hiring of Jason Ellis as Chief Investigator District Attorney Grade 27 Union 09 Admin, at \$73,596 which is above the minimum salary of \$63,485, budget line 06000001.6001000.1010 effective January 1, 2016, based on his experience, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the hiring of Michael Korchak as Chief Assistant District Attorney, Grade AT4, at \$98,549 which is above the minimum salary of \$92,403, budget line 06000001.6001000.0610043 effective January 1, 2016, based on his experience, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the request to advance the step date for Sophie Bergman, Senior Assistant District Attorney, Grade AT3, and Joshua Shapiro, Senior Assistant District Attorney, Grade AT3, to January 1, 2016 to allow them to be paid equivalent to newly hired Senior Assistant District Attorneys of similar experience at \$83,265, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is authorized to transfer funds within the District Attorney Budget as follows:

From	06000001.6008007.1010	Health Insurance	\$29,000
To	06000001.6001001.1010	Salaries-Part-time	\$29,000

**Carried.** Ayes-10, Nays-3 (Kaminsky, Whalen, Myers), Absent-2 (Wildoner, Marinich)

### RESOLUTION NO. 541

By Finance Committee

Seconded by Mr. Flagg

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE AGENCY (BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY), SUNY BROOME COMMUNITY COLLEGE AND THE COUNTY OF BROOME REGARDING AN OPTION FOR THE LEASE OF REAL PROPERTY FOR AN OFFICE BUILDING FOR THE AGENCY**

WHEREAS, The Agency is interested in constructing a 15,000 square foot building for its operations, and

WHEREAS, the Agency has identified an approximately 1.2 acre site on the campus of SUNY Broome as its preferred location for this building, and

WHEREAS, the SUNY Broome Board of Trustees at its meeting on December 3, 2015 approved an option to lease the land set forth in "Exhibit A" to facilitate the construction of the Agency's building, and

WHEREAS, the County holds title to the land in question, and

WHEREAS, the Agency has also requested that the County approve an option to lease the land set forth in "Exhibit A", now therefore, be it

RESOLVED, that this County Legislature hereby authorizes an Agreement with the Agency (Broome County Industrial Development Agency), P.O. Box 1510, 60 Hawley Street, Binghamton, NY 13902 for an option to lease a portion of the SUNY Broome Community College Campus as set forth in "Exhibit A", and be it

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

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 542**

By Economic Development, Education & Culture Committee Seconded by Mr. Flagg  
**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS**

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

<u>Names</u>	<u>Term Expires</u>
Stephen P. Feehan 175 Garrett Road Windsor, NY 13865	December 31, 2018 New Appointment
Diane Duke Marusich 9 Deborah Drive Johnson City, NY 13790	December 31, 2018 New Appointment
Lamont T. Pinker 28 Virginia Avenue Binghamton, NY 13905	December 31, 2018 New Appointment

and

WHEREAS, it is desired at this time to confirm said appointments, and

WHEREAS, these appointments, upon an affirmative vote by the full Legislature on this Resolution, shall become effective January 1, 2016 and continue through the terms indicated or until such time as the person is replaced, now, therefore be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987, Resolution No. 388, adopted November 20, 2014 and Article 18-A of the New York State General Municipal Law, confirms the appointments of the above-named individuals to membership on the Broome County Industrial Development Agency Board of Directors for the terms indicated, in accordance with their appointment by the Legislative Chairman.

**Carried.** Ayes-11, Nays-1 (Whalen), Abstain-1 (Reynolds), Absent-2 (Wildoner, Marinich)

**RESOLUTION NO. 543**

By Personnel Committee Seconded by Mr. Flagg  
**ADOPTING A STANDARD WORK DAY AND REPORTING RESOLUTION AS REQUIRED BY THE STATE OF NEW YORK**

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

RESOLVED, that the County of Broome, Location 10003 hereby establishes the following as standard work days for elected and appointed officials, attached as Exhibit "A" and will report the following days worked to the New York State and Local Employees' Retirement System

based on the time keeping system records or the record of activities maintained and submitted by the officials to the Clerk of this body.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

### **RESOLUTION NO. 544**

Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Sopchak

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE BC SENATORS, INC. FOR LEASE OF THE VETERANS' MEMORIAL ARENA**

WHEREAS, this County Legislature, by Resolution 245 of 2012, authorized an agreement with the BC Senators, Inc. for the lease of Broome County Veterans' Memorial Arena for the period July 1, 2012 through the conclusion of the 2016-2017 playoff games, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the agreement through the conclusion of the 2018-2019 playoff games to mirror the contract period between the Binghamton Senators and their parent organization, the Ottawa Senators, and

WHEREAS, the Arena Manager has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the BC Senators, Inc., (Senators) 1 Stuart St., Binghamton, NY 13901, to extend the term of the agreement to mirror the contract period between the Binghamton Senators and their parent organization, the Ottawa Senators, for lease by the Senators of the Floyd L. Maines Veterans' Memorial Arena from July 1, 2012 through the conclusion of the 2018-2019 playoff games, and be it

FURTHER RESOLVED, that in consideration of said services, the Senators shall pay the County a per game rental for preseason, regular season and playoff games of \$2,000 plus the following additional rent:

- a. 12.5 cents per ticket sold for the 365 day period following receipt of a CPA audited financial statement showing the Hockey Club earned over \$25,000 of net income for the previous year
- b. 25 cents per ticket sold for the 365 day period where the Hockey Club earned over \$50,000 of net income for the previous year

and be it

FURTHER RESOLVED, all tickets sold from any location will be counted in the formula. The lease will place a cap on complimentary tickets at 17.5% of the tickets sold or 550 tickets, whichever is greater. If complimentary tickets exceed the cap, tickets over the cap will be counted as tickets sold and therefore be subject to the formula, and be it

FURTHER RESOLVED, that this agreement will be subject to the existing agreement between Broome County and Food Consultants, Inc. for beverage and food services at the Arena, and be it

FURTHER RESOLVED, that subject to availability the County shall provide at least 125 parking spaces during game and practice sessions; the Senators may sell additional parking, subject to availability and the revenue will be divided equally between the parties, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 655027.0159.305000 (Rentals and Fees), and be it

FURTHER RESOLVED, that Resolution 245 of 2012, 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.

Mr. Sopchak made a motion, seconded by Mr. Baldwin to amend the Resolution to add a paragraph to read "FURTHER RESOLVED, that if the Hockey Club exercises its option to terminate this agreement prior to its expiration, no liquidated damages shall be due to the





808 Vestal Lane  
Vestal, NY 13850

Reappointment

and

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

**Carried.** Ayes-12, Nays-0, Abstain-1 (Reynolds), Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 546**

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

#### **RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE BROOME COUNTY PUBLIC LIBRARY**

RESOLVED, that in accordance with a request contained in PCR# 16-7 from the Director  
of the Public Library this County Legislature hereby creates the position of Senior Account Clerk,  
Grade 9, Union Code 69 CSEA Library Part-time, minimum annual salary \$30,114 FTE, 18.0  
hours weekly, budget line 40000008.6001001, effective January 21, 2016.

FURTHER RESOLVED, that in accordance with a request contained in PCR# 16-6 from  
the Director of the Public Library this County Legislature hereby abolishes the position of Senior  
Account Clerk, Grade 9, Union Code 30 CSEA Library, minimum annual salary \$30,114, 37.5  
hours weekly, budget line 40000008.6001000, effective January 21, 2016.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 547**

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF THE UNIVERSAL SETTLEMENT AGREEMENT BETWEEN WILLOW POINT NURSING HOME AND THE STATE OF NEW YORK**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization to  
enter into a Universal Settlement Agreement for the Nursing Home Rate Appeals and Litigation,  
and

WHEREAS, said Universal Settlement Agreement would resolve Medicaid rate lawsuits  
between nursing homes and New York State, and

WHEREAS, Willow Point Nursing Home would receive an estimated total of \$660,440  
over a period of five years from New York State, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the Universal  
Settlement Agreement between Willow Point Nursing Home and New York State, and be it

FURTHER RESOLVED, that this County Legislature hereby approves acceptance of the  
estimated settlement amount of \$660,440 to resolve the pending Medicaid rate lawsuits between  
Willow Point Nursing Home and the State of New York, 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

#### **RESOLUTION NO. 548**

By Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Flagg

#### **RESOLUTION CONFIRMING APPOINTMENT OF JERRY F. MARINICH AS DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, the County Executive, pursuant to the authority vested in her by Article III, Section C311 of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this County Legislature, Jerry F. Marinich as Director of Emergency Services, at the 2016 annual base salary of \$82,671, Grade H Admin II, effective January 1, 2016, and

WHEREAS, Jerry F. Marinich is fully qualified to fill the position of Director of Emergency Services, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article III, Section C311 Broome County Charter and Administrative Code, to confirm said appointment, now, therefore be it

RESOLVED, that in accordance with a request contained in PCR 16-6, this County Legislature hereby upgrades the position of Director of Emergency Services, Grade E, Union Code 02 Admin II, minimum annual salary of \$70,914, 40 hours weekly, budget line 20010003.6001000.1010, to Director of Emergency Services, Grade H, Union Code 02 Admin II, minimum annual salary of \$82,671, 40 hours weekly, budget line 20010003.6001000.1010, effective January 1, 2016, and be it

FURTHER RESOLVED, that this County Legislature, hereby confirms the appointment of Jerry F. Marinich, 40 Clearview Place, Binghamton, New York 13901 as Director of Emergency Services, at the 2016 annual base salary of \$82,671, Grade H Admin II, effective January 1, 2016, in accordance with his appointment by the County Executive.

**Carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich)

### RESOLUTION NO. 549

By Finance Committee

Seconded by Mr. Heebner

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH THE AGENCY (BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY) FOR THE ACQUISITION OF LAND IN THE BROOME CORPORATE PARK**

WHEREAS, the County has identified a twenty acre site in the Broome Corporate Park as a location for the construction of a solar power facility, and

WHEREAS, the Agency is willing to sell the site to the County for this purpose for \$100,000 payable over twenty years, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes an agreement with The Agency (Broome County Industrial Development Agency) for the acquisition of twenty acres of land in the Broome Corporate Park as described in attached Exhibit "A", and be it

FURTHER RESOLVED, that in consideration of said agreement the County shall pay the contractor an amount not to exceed \$100,000 which shall be paid over twenty years in equal payments, and be it

FURTHER RESOLVED, that the payments herein above authorized shall be made from budget line 15020101.6002001.1010 (Original Acquisition), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any 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-13, Nays-0, Absent-2 (Wildoner, Marinich)

Mr. Sopchak announced that the Binghamton Downtown Singers would be performing this weekend.

Mr. Pasquale wished everyone a Merry Christmas.

Mr. Reynolds reminded everyone that the last Legislative Session for the year would be December 29<sup>th</sup>.

Mr. Pasquale made a motion to adjourn, seconded by Mrs. Myers. **Motion to adjourn carried.** Ayes-13, Nays-0, Absent-2 (Wildoner, Marinich). The meeting was adjourned at 5:50 p.m.

