

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
FEBRUARY 18, 2016**

The Legislature convened at 5:09 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-13, Absent-1 (Sopchak), Vacant-1 (District 10).

The Chairman, 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. Pasquale and Mrs. Kaminsky were designated with Chairman Reynolds as participants in the "Short Roll Call".

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Debra A. Preston:
1. Request to Deliver the State of the County Address March 1, 2016 at 5:00 p.m.
 2. Appointments to the Community Services Board
 3. Appointment to the Nursing Home Advisory Board
 4. Appointments to the STOP-DWI Advisory Board

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Jerry F. Marinich:
1. Designations for Mr. Pasquale - February 8, 2016
 2. Designation for District 10 Vacancy - February 9, 2016

Mrs. Myers made a motion, seconded by Mr. Baker that the Session minutes of January 21, 2016 be approved as prepared and presented by the Clerk.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant -1 (District 10)

Mr. Reynolds noted that the committee minutes for January 21, 2016 through February 17, 2016 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. Pasquale seconded by Mr. Flagg.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

1. Mr. Nielsen – Resignation from The Agency (IDA) & LDC Boards of Directors
2. Legislature – 2014 Journal of Proceedings
3. Legislature – Notice of Committee of the Whole re: Indigent Burials – January 21, 2016 at 4:00 PM
4. Legislature – Notice of Ag & Farmland Protection Board Meeting – February 4, 2016 at Noon
5. Legislature – Affidavit of Posting for Resolution Adopting a Standard Work Day and Reporting Resolution
6. Legislature – Certificate of Membership for The Agency (IDA) & LDC
7. Legislature – Notice of Committee of the Whole Re: BC Transit – February 18, 2016 at 4:00 PM
8. DA – Order of Succession
9. SUNY Broome – Nov. & Dec. 2015 Above Minimum Hire Report
10. SUNY Broome – Nov. & Dec. 2015 Budget Transfers Report
11. SUNY Broome – Board of Trustees Meeting Minutes – December 3, 2015

12. Audit – 4th Qtr 2015 Quarterly Report
13. Audit – Arena/Forum Concession Audit
14. NYSAC – 2016 Legislative Conference Resolutions
15. Broome Republican Committee – Recommendation of Cindy L. O'Brien for appointment to Legislator for District 10
16. BC Soil & Water – Directors Meeting Minutes – January 19, 2016

Mr. Pasquale made a motion, seconded by Mr. Flagg to recall Resolution 2016-27 for the purpose of amending.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION RECALLED FROM A PREVIOUS SESSION

RESOLUTION NO. 27

By Public Works & Transportation

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING A ROAD USE AGREEMENT WITH WILLIAMS FIELD SERVICES COMPANY, LLC FOR USE OF BROOME COUNTY ROADS

Mr. Pasquale made a motion, seconded by Mr. Flagg to amend Exhibit A-1 and A-2 to reflect correct routes.

Amendment carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

Resolution as amended carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION HELD OVER OR DEFERRED FROM A PREVIOUS SESSION

RESOLUTION NO. 31

By County Administration, Health & Human Services and Finance Committees

Seconded by Mrs. Myers

RESOLUTION ADOPTING LOCAL LAW INTRO.NO. 1 OF 2016, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE CHAPTER 257-40 FEES SCHEDULE AND CHAPTER 305-5 DEPARTMENT OF HEALTH FEES FOR OPERATING PERMITS AND REVIEW OF PLANS

Failed. Ayes-0, Nays-13 (Kaminsky, Keibel, Shaw, Whalen, Baldwin, Heebner, Pasquale, Flagg, Myers, Wildoner, Bernhardsen, Baker, Reynolds) Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 34

By County Administration and Finance Committees

Seconded by Mr. Flagg

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

WHEREAS, this County Legislature, by Resolution 504 of 2015, authorized 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 Desktop Technicians to provide desktop support for the Division of Information Technology, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed by \$83,200 to provide for additional computer hardware technicians, and

WHEREAS, the Director of Information Technology has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Forward Business Solutions, 3523 Country Club Road Suite 5, Endwell, New

York 13760, to increase the not to exceed by \$83,200 to provide for additional computer hardware technicians, 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 \$135,200, for the term of the agreement, and be it

FURTHER RESOLVED, that the additional payments hereinabove authorized shall be made from budget line 10020001.6004573.1010 and 35060006.6004573.1010 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 504 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 35

By County Administration and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TECHNOLOGY RESOURCES INC., FOR PEOPLESOFT CONSULTANT SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 534 of 2014, as amended by the Board of Acquisition and Contract (BAC) on August 26, 2015, authorized an agreement with Technology Resources Inc., for PeopleSoft Consultant services at a cost not to exceed \$492,200, for the period January 1, 2015 through April 30, 2016, and

WHEREAS, said agreement is necessary to assist the County with configuring the database appliance and preparing the environments for the upgrade to the County's financial system, and

WHEREAS, said agreement expired 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 \$252,000 for the period May 1, 2016 through April 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Technology Resources Inc., 416 New London Turnpike, Glastonbury, Connecticut 06033 for PeopleSoft Consultant services for the Division of Information Technology for the period May 1, 2016 through April 30, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$252,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004505.1020024 (Contracted Data Processing 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 36

By Economic Development, Education and Culture Committee

Seconded by Mr. Flagg

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

WHEREAS, Debra A. Preston, County Executive, pursuant to the authority vested in her by Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980 has duly designated and appointed the following named individuals to membership on the Broome County Environmental Management Council, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Shannon O'Connor 187 Massachusetts Avenue Johnson City, NY 13790	12/31/2017 Re-appointment
Dylan Horvath 71 Bernice Street Johnson City, NY 13790	12/31/2017 Re-appointment
Karen Ciatyk 147 Glenwood Avenue Binghamton, NY 13905	12/31/2017 Re-appointment
Chris Burger 110 Walters Road Whitney Point, NY 13862	21/31/2017 Re-appointment
Lawrence Lepak 1023 Gabriella Avenue Endicott, NY 13760	12/31/2015 New Appointment
Ian Jensen 5 Pine Street Binghamton, NY 13901	12/31/2015 New Appointment

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 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, hereby confirms the appointment of the above-named individuals to membership on the Broome County Environmental Management Council for the term indicated, in accordance with their appointment by the County Executive.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 37

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

RESOLUTION AUTHORIZING RENEWAL OF THE DISABILITY RESOURCE COORDINATOR PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING, AND ADOPTING A PROGRAM BUDGET FOR 2016

WHEREAS, this County Legislature, by Resolution 78 of 2015, authorized and approved a Disability Resource Coordinator Program Grant for the Office of Employment and Training and adopt a program budget in the amount of \$84,150 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant will provide funds for a Disability Resource Coordinator that will provide resources to assist job seeking disable individuals find employment, and

WHEREAS, it is desired to renew said program grant in the amount of \$84,150 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 \$84,150 from the Research Foundation for Mental Hygiene, Inc., 150 Broadway, Suite 301, Menands, New York 12204, for the Office of Employment and Training's Disability Resource Coordinator Program 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 \$84,150, 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 38

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN AGREEMENT WITH TETRA TECH, INC. FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2016

WHEREAS, RFQ-2015-058 Regional Shelter Feasibility Initiative was advertised, and

WHEREAS, as a result of said RFQ, the Director of Planning requests authorization for an agreement with Tetra Tech, Inc. for professional services for the Department of Planning and Economic Development at a cost not to exceed \$48,900, for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said services are necessary to perform a feasibility study of utilizing the Binghamton (Hillcrest) Depot for use as a regional shelter, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Tetra Tech, Inc., P.O. Box 901642, Denver, Colorado 80291-1642, for professional services for the Department of Planning and Economic Development, 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 \$48,900 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710085, 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 39

By Public Works & Transportation, Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY (BMTS) GRANT AND ADOPTING A PROGRAM BUDGET FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 44 of 2015, authorized and approved renewal of the Binghamton Metropolitan Transportation Study (BMTS) Grant and adopted a program budget in the amount of \$721,820 for the period April 1, 2015 through March 31, 2016, and

WHEREAS, it is desired to renew said grant program in the amount of \$730,349 for the period April 1, 2016 through March 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of Federal Highway Administration Grants in the amount of \$517,194 and Federal Transit Administration Grants in the amount of \$172,539 for the Binghamton Metropolitan Transportation Study (BMTS) Grant for the period April 1, 2016 through March 31, 2017, 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 \$730,349, 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 and/or the 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 40

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE GREATER BINGHAMTON CONVENTION & VISITORS BUREAU FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2016

WHEREAS, the Commissioner of Planning and Economic Development requests authorization for an agreement with the Greater Binghamton Convention & Visitors Bureau for funding in the amount not to exceed \$125,189 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2016 through December 31, 2016 and

WHEREAS, said funding will be used to assist with expenses associated with tourism and promotion conducted by the Convention & Visitors Bureau and support a local match for the "I Love NY" grant from New York State, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Greater Binghamton Convention & Visitors Bureau, 49 Court Street, 2nd Floor, P.O. Box 995, Binghamton, New York 13902-0995, for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2016 through December 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$125,189 for the term of the agreement, and be it

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

FURTHER RESOLVED, that the County Executive or 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, Absent-1 (Sopchak), Abstain-1 (Wildoner), Vacant-1 (District 10)

RESOLUTION NO. 41

By Economic Development, Education & Culture Committee

Seconded by Mr. Flagg

RESOLUTION TO DESIGNATE THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY, CONDUCT A COORDINATED REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND RENDER A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, as approved by Resolution 6 of 2016, it is necessary for the County to undertake a Forest View Mobile Home Park Waste Water Facility Replacement Project, and

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

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

WHEREAS, this County Legislature, the New York State Office of Community Renewal (NYSOCR), and the New York State Department of Environmental Conservation (NYSDEC) are the involved agencies, as defined in the State Environmental Quality Review Act, reviewing the aforementioned project, and

WHEREAS, the NYSOCR and NYSDEC have declined to be lead agency for the Project, and

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Forest View Mobile Home Park Waste Water Facility Replacement Project, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the Forest View Mobile Home Park Waste Water Facility Replacement Project will not have a significant adverse impact on the environment, and be it

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

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 42

By Finance and Personnel Committees

Seconded by Mr. Shaw

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE HARTFORD LIFE INSURANCE COMPANY FOR FINANCIAL AND TRUSTEE SERVICES FOR THE OFFICE OF RISK AND INSURANCE'S DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF BROOME COUNTY FOR 2011-2015

WHEREAS, this County Legislature, by Resolution 609 of 2010, authorized an agreement with The Hartford Life Insurance Company for financial and trustee services for the Office of Risk and Insurance's Deferred Compensation Plan for the period January 1, 2011 through December 31, 2015, at no cost to the County, and

WHEREAS, it is necessary to authorize the amendment of said agreement to amend the period to January 1, 2011 through December 31, 2016, under the same terms and conditions, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with The Hartford Life Insurance Company, 200 Hopmeadow Street, Simsbury, Connecticut 06089 to amend the period to January 1, 2011 through December 31, 2016, at no cost to the County, and be it

FURTHER RESOLVED, that Resolution 609 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-11, Nays-2 (Kaminsky, Whalen), Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 43

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING THE ADJUSTMENT OF DELINQUENT TAXES FOR A PARCEL IN THE TOWN OF LISLE

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records in accordance with all applicable laws for the property listed below, now, therefore, be it

RESOLVED, that this County Legislature hereby approves authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records on the properties as follows:

Parcel Tax Map #:	2011.01-1-15
Town:	Lisle
Owner:	Cindy Milesky, 682 Hunts Corners Road
Reason:	Assessment was reduced from \$253,300 to \$203,700
<u>Correct Tax</u>	<u>Incorrect Tax</u>
\$6,725.21	\$11,253.12

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 44

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION AMENDING EXHIBIT "A" OF RESOLUTION 2015-526 AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTIES FROM THE 2015 TAX SALE AUCTION

WHEREAS, this County Legislature, by Resolution 526 of 2015, authorized the sale of County-owned properties from the 2015 tax sale auction, and

WHEREAS, it is necessary to authorize the amendment of Exhibit "A" to reflect the purchaser as Binghamton Property & Storage LLC for 2 Tichner Place, Tax Map No. 160.23-2-25, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of Exhibit "A" of Resolution 1526 of 2015 to reflect the purchaser as Binghamton Property & Storage LLC for 2 Tichner Place, Tax Map No. 160.23-2-25, and be it

FURTHER RESOLVED, that Resolution 526 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 45

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION APPROVING THE SALE OF 2013 IN REM FORECLOSURE PROPERTIES TO THE FORMER OWNERS

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem for year 2013, 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 the former owners of certain properties have requested to have the property sold back to them, and the Director of Real Property Tax Service recommends that such requests be granted based on the unusual circumstances of each such case as reviewed, now, therefore, be it

RESOLVED, that the sale back to former owners of the parcels listed on Exhibit "A" for the amounts stated is hereby approved by this County Legislature based on the unusual circumstances of each such case, 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 former owners 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 46

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON 2016 TOWN AND COUNTY TAX BILLS IN THE TOWNS OF BARKER, BINGHAMTON, CHENANGO, COLESVILLE, CONKLIN, DICKINSON, FENTON, LISLE, TRIANGLE, UNION, VESTAL AND WINDSOR

WHEREAS, applications for Correction of Errors on Tax Rolls for Towns of Barker, Binghamton, Chenango, Colesville, Conklin, Dickinson, Fenton, Lisle, Triangle, Union, Vestal and Windsor have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Director of the Office of Management and Budget to execute and any all adjustments to tax bills, tax records and property records in accordance with all applicable laws for the properties listed on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby approves authorization for the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records on the properties listed on Exhibit "A".

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 47

By Health & Human Services Committee

Seconded by Mr. Flagg

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FAMILY VIOLENCE PREVENTION COUNCIL

WHEREAS, Debra A. Preston, Broome County Executive, pursuant to the authority vested in her by Resolution 477 of 1985, as amended by Resolutions 277 of 1990 and 171 of 1999, has duly designated and appointed the following named individuals to membership on the Broome County Family Violence Prevention Council, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Brenda Zeoli 1123 Frost Road Endicott, New York 13760	12/31/2018 Reappointment
Rebecca Bradley 11 Bellevue Heights Binghamton, New York 13905	12/31/2018 New Appointment
Brent Dodge 31 Avenue C Johnson City, New York 13790	12/31/2018 New Appointment

Shelbi Dubord 12/31/2018
68 Trim Street New Appointment
Kirkwood, New York 13795

Patrick Haley 12/31/2018
514 Jennings Street New Appointment
Endicott, New York 13760

Kelly Mabee 12/31/2018
1152 Ford Road New Appointment
Vestal, New York 13850

Debra Spano 12/31/2018
513 Jennings Street New Appointment
Endicott, New York 13760

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 477 of
1985, as amended by Resolutions 277 of 1990 and 171 of 1999, confirms the appointments of
the above-named individuals to membership on the Broome County Family Violence Prevention
Council for the terms indicated, in accordance with their appointment by the County Executive.
Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 48

By Health & Human Services and Finance Committees Seconded by Mr. Flagg
**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS
VENDORS FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CANCER SERVICES
PROGRAM OF THE SOUTHERN TIER FOR 2016-2017**

WHEREAS, this County Legislature, by Resolution 90 of 2015, authorized renewal of the
agreements with various vendors for services for the Department of Health's Cancer Services
Program of the Southern Tier Grant at rates set by the New York State Department of Health,
utilizing the 70% hospital and 30% radiology site rate split for the period April 1, 2015 through March
31, 2016, and

WHEREAS, said agreements are necessary to provide breast, cervical and colorectal cancer
screening services, diagnostics and follow-up services, and

WHEREAS, said agreements expire by their terms on March 31, 2016, and it is desired at this
time to renew said agreements on substantially similar terms and conditions, at rates according to
the New York State Department of Health Cancer Services Program Reimbursement Schedule,
utilizing the 70% hospital and 30% radiology site rate split, for the period April 1, 2016 through March
31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements
with various vendors as listed on Exhibit "A" for various services for the Department of Health's
Cancer Services Program of the Southern Tier Grant for the period April 1, 2016 through March 31,
2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the
Contractors at rates according to the New York State Department of Health Cancer Services
Program Reimbursement Schedule, not yet available from the State, utilizing the 70% hospital and
30% radiology site rate split, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from
budget lines 25010004.6004413.2510541 (Other Health & Medical Services),
25010004.6004406.2510461 (Medical & Hospital Services), and 25010004.6004413.xxxxxx (Other
Health and Medical 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 49

By Health & Human Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S CANCER SERVICES PROGRAM OF THE SOUTHERN TIER GRANT FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 85 of 2015, authorized renewal of the agreements with various vendors for services for the Department of Health's Cancer Services Program of the Southern Tier Grant at rates set by the New York State Department of Health for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said agreements are necessary to provide breast, cervical and colorectal cancer screening services, diagnostics and follow-up services, and

WHEREAS, said agreements expire by their terms on March 31, 2016, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at rates according to the New York State Department of Health Cancer Services Program Reimbursement Rate Schedule, for the period April 1, 2016 through March 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as listed on Exhibit "A" for various services for the Department of Health's Cancer Services Program of the Southern Tier Grant for the period April 1, 2016 through March 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates according to the New York State Department of Health Cancer Services Program Reimbursement Schedule, for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 25010004.6004413.2510514 (Other Health & Medical Services), 25010004.6004406.2510461 (Medical & Hospital Services) and 25010004.6004413.xxxxxx (Other Health & Medical 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 50

By Health & Human Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING AMENDMENT TO AN AGREEMENT WITH RURAL HEALTH NETWORK OF SOUTH CENTRAL NEW YORK FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S COMPREHENSIVE CANCER PREVENTION PROGRAM GRANT FOR 2015-2016

WHEREAS, the Board of Acquisition and Contract, on September 23, 2015 authorized the amendment to the agreement with Rural Health Network of South Central New York CA #10-1004 for services related to the Department of Health's Comprehensive Cancer Prevention Program Grant at a cost not to exceed \$15,000, for the period June 30, 2015 through June 29, 2016, and

WHEREAS, said services are necessary to provide assistance with identifying, educating, engaging and providing technical assistance to community organizations and municipalities working toward adoption of food procurement standards, and

WHEREAS, it is necessary to authorize an amendment to said agreement to increase the not to exceed amount by \$22,976 for media, education and food procurement awareness campaign activities, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Rural Health Network of South Central New York, P.O. Box 416, 2663 Main Street, Whitney Point, New York 13862 to increase the not to exceed amount by \$22,976 for media, education and food procurement awareness campaign activities for the Department of Health's Comprehensive Cancer Prevention Program Grant for the period June 30, 2015 through June 29, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$22,976, total amount not to exceed \$37,976, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510503 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that CA #10-1004, 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 51

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING ACCEPTANCE OF THE OPIOID PRESCRIPTION REDUCTION BY ACADEMIC DETAILING PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017

WHEREAS, the Director of Public Health requests authorization to accept an Opioid Prescription Reduction by Academic Detailing Program Grant for the Department of Health and adopted a program budget in the amount of \$35,000 for the period April 1, 2016 through March 31, 2017, and

WHEREAS, said program will use academic detailing to modify opioid prescribing behavior among healthcare providers within primary & urgent care, neuro, orthopedic & general surgery; pain management; and dentistry, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,000 from The Community Foundation for South Central New York, 520 Columbia Drive, Suite 100, Johnson City, New York 13790 for the Department of Health's Opioid Prescription Reduction by Academic Detailing Program Grant for the period April 1, 2016 through March 31, 2017, 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 \$35,000, 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 52

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING RENEWAL OF THE CANCER SERVICES PROGRAM OF THE SOUTHERN TIER GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 84 of 2015 authorized and approved renewal of the Cancer Services Program of Broome, Chemung, Chenango, Schuyler and Tioga Counties Grant for the Department of Health and adopted a program budget in the amount of \$334,862 for the period July 1, 2015 through March 31, 2016, and

WHEREAS, said programs grant provides outreach, community education and comprehensive breast, cervical and colorectal cancer screenings and case management services to uninsured, under-insured and under-served men and women who meet program eligibility criteria as outlined by the NYS DOH Operations Manual, and

WHEREAS, it is desired to renew said program grant in the amount of \$310,000 for the period April 1, 2016 through March 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$310,000 from the New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire State Plaza, Albany, New York 12237, for the Department of Health's Cancer Services Program of the Southern Tier Grant for the period April 1, 2016 through March 31, 2017, 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 \$310,000, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Cancer Services Program of the Southern Tier Grant funds as may be allocated by New York State for the period April 1, 2016 through March 31, 2017, provided there is no increase in employee head count and the County's financial contribution is not increased, and be it

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

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

FURTHER RESOLVED, that the County Executive or her duly authorized representative 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 53

By Health & Human Services and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING ACCEPTANCE OF A BETTER BALANCE FOR BROOME FALL PREVENTION PROJECT: EXCELLUS BLUECROSS BLUESHIELD GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2016-2017

WHEREAS, the Director of Public Health requests authorization to accept a Better Balance for Broome Fall Prevention Project: Excellus BlueCross BlueShield Grant and adopt a program budget in the amount of \$25,000 for the period August 1, 2016 through July 31, 2017, and

WHEREAS, said project aims to reduce the incidence of falls in older adults through evidence based community falls prevention programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$25,000 from the Excellus BlueCross BlueShield, 53 Chenango Street, Binghamton, New York 13901 for the Department of Health's Better Balance for Broome Fall Prevention Project: Excellus BlueCross BlueShield Grant for the period August 1, 2016 through July 31, 2017, 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 \$25,000, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Better Balance for Broome Fall Prevention Project: Excellus BlueCross BlueShield Funds for the period August 1, 2016 through July 31, 2017, 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 Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 54

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER TO ACT AS FISCAL INTERMEDIARY FOR CONSUMER DIRECTED SERVICES FOR THE OFFICE FOR AGING'S EISEP GRANT FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 52 of 2015, authorized renewal of the agreement with Southern Tier Independence Center to act as fiscal intermediary for consumer directed services for the Office for Aging's EISEP Grant, at the Medicaid rate of \$15.14 per hour, for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said agreement is necessary to operate a Consumer Directed Personal Assistance Program that allows eligible consumers to hire, train, supervise and dismiss if necessary, their own Personal Assistants, and

WHEREAS, said agreement expires by its terms on March 31, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the current Medicaid rate of \$15.33 per hour for the period April 1, 2016 through March 31, 2017, which will be replaced by the new Medicaid rate when approved retroactive to April 1, 2016, and

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Southern Tier Independence Center, 135 East Frederick Street, Binghamton, New York 13904 to act as fiscal intermediary for consumer directed services for the Office for Aging's EISEP Grant for the period April 1, 2016 through March 31, 2017, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the current Medicaid rate of \$15.33 per hour which will be replaced by the new Medicaid rate when approved retroactive to April 1, 2016, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410577 (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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 55

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH CST/YOUR LINK TO LIFE AND PROJECT H.E.A.R. FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE OFFICE FOR AGING FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 51 of 2015, authorized renewal of the agreement with CST/Your link to Life and Project H.E.A.R. for personal emergency response services for the Office for Aging at the current Medicaid rates for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said agreements are necessary to provide installation and monitoring of personal emergency response units for Office for Aging clients as needed, and

WHEREAS, said agreements expire by their terms on March 31, 2016 and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the current Medicaid rates, not to exceed budget appropriations, for the period April 1, 2016 through March 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with CST/Your Link to Life, 27475 Meadowbrook Road, Novi, Michigan 48377 for personal emergency response services for the Office for Aging with initial installation charge of \$30, additional pendant monitoring fee of \$8 and a monthly service fee of \$24 for the period April 1, 2016 through March 31, 2017, and be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Project H.E.A.R., 4401 Vestal Parkway E., Vestal, New York 13850 for personal emergency response services for the Office for Aging with an initial installation charge of \$35 and a monthly service fee of \$25 for the period April 1, 2016 through March 31, 2017

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the current Medicaid rates, not to exceed budgeted appropriations for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410577(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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 56

By Health & Human Services and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH VARIOUS VENDORS FOR PERSONAL CARE/HOMEMAKER SERVICES FOR THE OFFICE FOR AGING'S EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 53 of 2015, authorized agreements with various vendors for personal care/homemaker services for the Office for Aging's Expanded In-Home Services for the Elderly Program at approved Medicaid rates, for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said agreements are necessary to provide personal care/homemaker services and nursing visits to EISEP clients, and

WHEREAS, said agreements expire by their terms on March 31, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the approved Medicaid rate for Nursing Supervisor and Personal Care/Homemaker Service, for the Office for Aging's Expanded In-Home Services for the Elderly Program for the period April 1, 2016 through March 31, 2017, and

WHEREAS, because the Medicaid rate changes from time to time, Broome County will pay the contractor for the Personal Care/Homemaker Service the current Medicaid rate listed below, and the Nurse Supervisor will be paid at the current approved Medicaid rates listed below, unless the rates decrease or increase, they will be paid at the lower or higher amount, retroactive to April 1, 2016, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the vendors listed below at the current approved State Medicaid rates for Nursing Supervisor and the current Medicaid fixed rates stated below for the Personal Care/Homemaker Service, for the Office for Aging's Expanded In-Home Care for the Elderly Program for the period April 1, 2016 through March 31, 2017:

CA# 292-156 Vendor ID#0000002048 Interim Healthcare Systems 38 Front Street, Suite D Binghamton, New York 13905 Hourly Rate–Personal Care: \$21.33 Hourly Rate–Nurse Supervisor: \$72.80	Contract # 292-158 Vendor ID# 000000106 Family & Children's Society of Broome County 257 Main Street Binghamton, New York 13905 Hourly Rate–Personal Care: \$20.18 Hourly Rate–Nurse Supervisor: \$92.34
CA# 292-153 Vendor ID# 0000002768 Stafkings Healthcare Systems P.O. Box 1015 Binghamton, New York 13902-1015 Hourly Rate –Personal Care: \$20.99 Hourly Rate–Nurse Supervisor: \$145.60	CA# 292-154 Vendor ID# 0000001742 Homemakers of Broome County DBA Caregivers 700 Harry L. Drive, Suite 120 Johnson City, New York 13790 Hourly Rate–Personal Care: \$18.02 Hourly Rate–Nurse-Supervisor: \$76.88

and be it

FURTHER RESOLVED, that Broome County will pay the contractor for the Personal Care/Homemaker the current Medicaid rate listed, unless the Medicaid rate for the Personal Care/Homemaker Service decreases, then the County will pay the reduced rate, retroactive to April 1, 2016 should the Medicaid rates increase, the County will pay the higher rate retroactive to April 1, 2016, and be it

FURTHER RESOLVED, that Broome county will pay the contractor for the Nurse Supervisor at the current Medicaid rate listed, unless the Medicaid rate for the Nurse Supervisor decreases, then the County will pay the reduced rate, retroactive to April 1, 2016 should the Medicaid rate for the Nurse Supervisor increase, the County will pay the higher rate retroactive to April 1, 2016, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410577 (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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 57

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

WHEREAS, this County Legislature, by Resolution 100 of 2015, authorized and approved renewal of the Expanded In-Home Services for the Elderly Program (EISEP) Grant for the Office for Aging and adopted a program budget in the amount of \$868,984 for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said program grant provides personal care and housekeeper/chore services and case management of clients, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$6,349 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Expanded In-Home Services for the Elderly Program (EISEP) Grant to reflect an increase of \$6,349 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 \$875,333, and be it

FURTHER RESOLVED, that Resolution 100 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 58

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING REVISION OF THE WELLNESS IN NUTRITION (WIN) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 97 of 2015, authorized and approved renewal of the Wellness in Nutrition (WIN) Program Grant for the Office for Aging and adopted a program budget in the amount of \$385,001 for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said program grant provides supplemental funding for congregate meals and home delivered meals as well as nutrition education and counseling, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$14,237 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Wellness in Nutrition (WIN) Program Grant to reflect a decrease of \$14,237 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 \$370,764, and be it

FURTHER RESOLVED, that Resolution 97 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 59

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING ACCEPTANCE OF A PUBLIC SAFETY ANSWERING POINTS PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2016

WHEREAS, the Director of Emergency Services requests authorization to accept a Public Safety Answering Points Program Grant for the Office of Emergency Services and adopt a program budget in the amount of \$209,703 for the period January 1, 2016 through December 31, 2016, and

WHEREAS, said program grant supports costs associated with tower and fiber rentals, recurring GIS support, expenses related to CAD upgrades, overtime and backfill costs associated with dispatch training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$209,703 from the New York State Division of Homeland Security, 1220 Washington Avenue, State Office Campus-Building 7A, Albany, New York 12242 for the Office of Emergency Services' Public Safety Answering Points 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 \$209,703, 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 60

By Public Works & Transportation and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH GHD CONSULTING ENGINEERS FOR A FEASIBILITY STUDY AT THE BROOME COUNTY LANDFILL FOR THE

DEPARTMENT OF PUBLIC WORKS-DIVISION OF SOLID WASTE MANAGEMENT FOR 2012-2015

WHEREAS, this County Legislature, by Resolution 165 of 2012, as amended by Resolution 324 of 2013, authorized an agreement with GHD Consulting Engineers, One Remington Park Drive, Cazenovia, New York 13035 for a feasibility study at the Broome County Landfill for the Department of Public Works-Division of Solid Waste Management at a cost not to exceed \$350,800 for the period May 1, 2012 through December 31, 2015, and

WHEREAS, said agreement is necessary for a feasibility study for options related to leachate control and air space redevelopment in the closed portion of the Broome County (Nanticoke) Landfill, 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, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with GHD Consulting Engineers, LLC, One Remington Park Drive, Cazenovia, New York 13035, to extend the term of the agreement at no additional cost through December 31, 2016 for a feasibility study at the Broome County (Nanticoke) Landfill for the Department of Public Works-Division of Solid Waste Management and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$350,800, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38010007.6004572.3820043 (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that Resolutions 165 of 2012 and 324 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 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 61

By Public Works & Transportation, Personnel and Finance Committees Seconded by Mr. Flagg
RESOLUTION AUTHORIZING RENEWAL OF THE JOB ACCESS REVERSE COMMUTE/TEMPORARY ASSISTANCE FOR NEEDY FAMILIES PROGRAM GRANT FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION AND ADOPTING A PROGRAM BUDGET FOR 2016

WHEREAS, this County Legislature, by Resolution 58 of 2015, authorized and approved renewal of the Job Access Reverse Commute/Temporary Assistance for Needy Families Program Grant for the Department of Public Transportation and adopted a program budget in the amount of \$479,262 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program grant provides funding for BC Transit services, and

WHEREAS, it is desired to renew said grant program in the amount of \$482,434 for the period January 1, 2016 through December 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$482,434, 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 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 62

By Personnel, Public Works & Transportation and Finance Committees Seconded by Mr. Flagg
RESOLUTION ESTABLISHING THE SECOND YEAR HOURLY RATE AND THE HOURLY JOB RATE FOR THE POSITION OF ASSISTANT SANITARY LANDFILL SUPERVISOR FOR SOLID WASTE MANAGEMENT

WHEREAS, the 2016 budget created the position of Assistant Sanitary Landfill Supervisor, Union Code 14, AFSCME Foremen, minimum hourly rate of \$24.31, 40 hours weekly, budget line 38040007.6001000.2020, and

WHEREAS it is necessary to establish the second year hourly rate and the hourly job rate for said position, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes the second year hourly rate of \$25.21 and the hourly job rate of \$26.92, for the position of Assistant Sanitary Landfill Supervisory, Union Code 14, AFSCME Foremen, 40 hours weekly, budget line 38040007.6001000.2020, effective January 1, 2016.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 63

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

RESOLUTION AUTHORIZING RENEWAL OF THE SOCIAL SECURITY ADMINISTRATION TICKET TO WORK PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2015-2017

WHEREAS, this County Legislature, by Resolution 231 of 2013, authorized and approved the Social Security Administration Ticket to Work Program Grant for the Office of Employment and Training and adopted a program budget in the amount of \$100,000 for the period July 1, 2013 through June 30, 2015, and

WHEREAS, said program grant provides support for people with disabilities who are interested in going to work or increasing their work, and

WHEREAS, it is desired to renew said program grant in the amount of \$100,000 for the period July 1, 2015 through June 30, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the Research Foundation for Mental Hygiene, Inc., Riverview Center, 150 Broadway, Suite 301, Menands, New York 12204, for the Office of Employment and Training's Social Security Administration Ticket to Work Program for the period July 1, 2015 through June 30, 2017, 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 \$100,000, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional Social Security Administration Ticket to Work Program funds, for the period July 1, 2015 through June 30, 2017, 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 64

By County Administration and Finance Committees

Seconded by Mrs. Myers

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 3 OF 2016, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 185 OF THE BROOME COUNTY CHARTER AND CODE IMPOSING A TAX ON THE OCCUPANCY OF HOTEL OR MOTEL ROOMS"

WHEREAS, this County Legislature, by Resolution 467 of 2007, adopted Local Law Intro No. 9 of 2007, entitled: "A Local Law Amending Chapter 185 of the Broome County Charter and Code Imposing a Tax on the Occupancy of Hotel or Motel Rooms", and

WHEREAS, said local law imposed a tax of 5% upon the rent for every occupancy of a room or rooms in a hotel or motel in the county, except upon a permanent resident or exempt organization, and

WHEREAS, the intent of the tax is to promote Broome County and its cities, towns and villages in order to increase convention, trade shows, tourist business and economic development in the County, and

WHEREAS, three fifths of revenues resulting from the imposition of the tax under this article is to be paid into the treasury of the county and is credited to and deposited in the general fund of the county and is thereafter to be allocated at the discretion of the Broome County Legislature for any county purpose in order to increase conventions, trade shows and tourist business. Two fifths of revenues resulting from the imposition of said tax is to be deposited in a special account known as the "county economic development initiative fund" and is to be marked separate and apart from any other funds and accounts of the county. The Broome County legislature shall designate the specific purpose for which these funds may be used, and

WHEREAS, imposition of said tax commenced October 1, 2007 and expired on December 31, 2015, and

WHEREAS, this County Legislature desires to extend the hotel motel occupancy tax for another three year period, expiring December 31, 2018, now, therefore, be it

RESOLVED, that Local Law Intro. No. 3 of 2016 entitled: "A Local Law Amending Chapter 185 of the Broome County Charter and Code Imposing a Tax on the Occupancy of Hotel or Motel Rooms," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 3 of 2016

"A LOCAL LAW AMENDING CHAPTER 185 OF THE BROOME COUNTY CHARTER AND CODE IMPOSING A TAX ON THE OCCUPANCY OF HOTEL OR MOTEL ROOMS"

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

Section 1. Section 185-30 When effective, expiration

The tax herein imposed shall be effective for the period of three years and shall expire on December 31, ~~2015~~ **2018**, unless further extended by subsequent action of the Broome County Legislature.

Section 2. This Local Law shall be effective January 1, 2016.

Material bold ~~[brackets]~~ deleted

Material bold underlined added

Carried. Ayes-12, Nays-0, Absent-1 (Sopchak), Abstain-1 (Kaminsky), Vacant-1 (District 10)

RESOLUTION NO. 65

By Personnel and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO EXHIBIT "A" OF RESOLUTION 2015-407 WHICH AUTHORIZED THE HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES

WHEREAS, the County Legislature authorized and approved the hourly rate schedule for non-union, temporary and seasonal employees, last amended by Resolution 407 of 2015, and

WHEREAS, it is necessary at this time to authorize the amendment to Exhibit "A" of Resolution 2015-407 to include the title of Senior Attendant under Parks, Recreation & Youth Services which was inadvertently deleted from said Exhibit, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the amendment to Exhibit "A" of Resolution 2015-407 to include the title of Senior Attendant (40), Union Code 52, 2015 Hourly Rate \$9.00, 2016 Hourly Rate \$9.25, under Parks, Recreation & Youth Services.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 66

By County Administration and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN AGREEMENT WITH INFORMER SYSTEMS, LLC FOR SCHEDULING SYSTEM SOFTWARE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2016-2017

WHEREAS, RFP 2015-088 Scheduling System Software for Broome County was advertised, and

WHEREAS, as a result of said RFP the Director of Information Technology requests authorization for an agreement with Informer Systems, LLC for scheduling system software for the Division of Information Technology at a cost not to exceed \$20,000, for the period February 1, 2016 through January 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Informer Systems, LLC, 1900 S. Norfolk Street, Suite 350, San Mateo, California, 94403 for scheduling system software for the Division of Information Technology for the period February 1, 2016 through January 31, 2017, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 10020001.6004055.1010 (Computer Software), 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 67

By Finance and County Administration Committees

Seconded by Mr. Flagg

RESOLUTION UPDATING THE POLICIES AND PROCEDURES FOR THE SALE OF COUNTY OWNED PROPERTY

WHEREAS, this County Legislature, by Resolutions 352 of 1974, 598 of 2009, 199 and 473 of 2010, 207 of 2011 and 59 of 2013, established policies and procedures for the sale of County owned property, and

WHEREAS, it is desired to update these procedures, now, therefore, be it

RESOLVED, that the following procedures and guidelines are hereby established for the sale of County-owned property:

1. The Real Property Tax Director shall submit a list of all parcels subject to foreclosure to the Finance Committee for its review thirty (30) days prior to the date of final redemption.

2. The Real Property Tax Director shall submit a list of all County owned real property, including unredeemable property sent to the court for an order of foreclosure, determined to be surplus, obsolete, or no longer needed for public purposes and indicate the recommended method of disposition for such property to the Finance Committee for its consideration within thirty (30) days after the final date of redemption. The Finance Committee shall notify the Real Property Tax Director of its recommendations on any property considered unique in nature within thirty (30) days of receipt of said list. The Real Property Tax Director shall prepare for and hold a public auction for all County owned property to be sold at auction based on the determination of the Finance Committee. Said properties are to be sold to the highest bidder on each such parcel. If the Real Property Tax Director determines it is in the best interest of the County he or she may request sealed bids on property, develop a request for proposals or request authorization to sell directly to an individual or entity without public auction. Where a parcel is split for sale by the County, the split must result in parcels that comply with the minimum lot size required under the applicable town city or village zoning laws. Such sales are subject to approval pursuant to Section 3.

3. All sales shall be subject to final approval by the Broome County Legislature. Anything to the contrary herein contained notwithstanding, the County of Broome shall maintain the right to reject any and all bids made should the County become aware of any problem or reason for doing so for a particular property before, at the time of or subsequent to the given auction. The County of Broome reserves the right to withdraw any parcel at any time.

4. All bids shall be accompanied by a cash or check deposit and payment of the auctioneer's fee and are not transferable without prior approval by the County Legislature. The deposit shall be 10% of the bid or \$500 whichever is greater. If the bid price is less than \$500, the full amount of the bid is due as the deposit. Successful bidders shall be required to pay the balance of the purchase price within thirty (30) business days from the date of the letter from the Real Property Tax Director notifying such bidder that the County is prepared to close on the property. Payments for the balance of the purchase price shall be by cash, certified check or equivalent. If the purchaser shall fail to pay the balance of said purchase price within thirty (30) business days after notification that the County is ready to close on the property, the deposit and auctioneer's fee shall be forfeited and retained by the County and advertisements for the auction shall so state.

5. The successful bidder shall be responsible for the cost of the property clean up done by the County. This cost shall be paid in full by the successful bidder by the close of the auction. This amount shall be paid by cash, certified or personal check. This amount shall be forfeited if the successful bidder fails to close on the property within thirty (30) business days of notification that the County is ready to close on the property.

6. In addition to the bid price, the successful bidder shall pay an administrative fee of \$150, recording fees and transfer taxes.

7. Subsurface mineral and gas rights will be conveyed with the sale of all County property and on properties conveyed to the previous owner as a result of a hardship sellback.

8. The Real Property Tax Director shall be responsible for advertising for the public auction, holding the public auction and collecting monies therefrom. The Real Property Tax Director shall be responsible for the establishment and conduct of the administrative guidelines and procedures for said auction.

9. Persons or entities currently in an installment payment agreement or who have defaulted on an installment agreement or owe delinquent taxes at the time of the auction or sale, including the former owners and their spouse, are not eligible to bid at the auction.

10. Notwithstanding Section 9 of this resolution, no person or entity who owned or held title to a given parcel immediately prior to the acquisition thereof by the County of Broome shall

be permitted to buy back said parcel at a price less than the accumulated taxes, including taxes for the current year, interest and penalties plus an administrative fee of \$1,000.

11. Any corporation or limited liability company registering to bid must disclose the name(s) of the principal shareholder(s) in such corporation or members of such limited liability company.

12. All County owned property no longer needed for a public use shall be sold in accordance with State and local laws.

13. Anything to the contrary herein contained notwithstanding, the Finance Committee of the Broome County Legislature or said Committee's designee shall have, in its sole discretion, the right and authority to countermand, modify, rescind or change the procedures and directives contained in this resolution, including but not limited to the right to remove any parcel or parcels of land from sales lists or from auction, where, in the judgment of said Committee, an unusual or unique situation or hardship case is presented which would require further consideration. In any case where the Finance Committee or its designee shall exercise the authority conferred in this paragraph, it shall forthwith bring said matter and its recommendations thereon before this County Legislature for the latter's consideration. In the event that the County Legislature shall reject the recommendations of the Finance committee the parcel or parcels of land under review and consideration shall again be processed for disposition and sale in the manner provided for herein, or in such other manner as this County Legislature may otherwise provide. In the case that a hardship sellback is approved by the Director of Real Property Tax Services and received legislative approval, the parcel shall be returned to the prior owner in its entirety to include all surface and subsurface rights regardless of size or use once the uncollected taxes and administrative fee have been collected. The County shall reserve no subsurface oil and gas rights on properties conveyed to the previous owner as a result of a hardship sellback. If a hardship sell back is denied by the Director of Real Property Tax Services, the prior owner shall be given written notice of the right to appeal said denial to the Finance Committee of the Broome County Legislature and a copy of the denial letter shall be filed with the Clerk of the County Legislature. A written appeal must be made within 30 days of the date of the disapproval. The determination of the Finance Committee shall be final.

14. **Any property purchased at auction cannot enter an installment agreement on auction property for four years. Additionally, if the July City tax payment is not paid by the end of July, any and all re-leivies on that tax bill will now be due, and not removed from the bill.**

and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Bold underlined added

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 68

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

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request contained in PCR# 16-79 from the Director of the Willow Point Nursing Home, this County Legislature hereby upgrades the position of Deputy Nursing Home Administrator for Health Services, Grade F, Union Code 02 Admin, minimum annual salary \$70,307, 40 hours weekly, budget line 27060204.6001000.2050 to Deputy Nursing Home Administrator for Health Services, Grade J, Union Code 02, Admin, minimum annual salary \$95,047, 40 hours weekly, budget line 27060204.6001000.2050 effective February 29, 2016, and be it

FURTHER RESOLVED, that in accordance with Resolution 2 of 2012, this position will be paid at the annual salary of \$90,295 for 2016.

RESOLUTION NO. 69

By Public Works & Transportation and Finance Committees Seconded by Mr. Flagg
**RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL TRANSPORTATION
ADMINISTRATION FUNDS FOR THE BROOME COUNTY DEPARTMENT OF PUBLIC
TRANSPORTATION**

WHEREAS, the Commissioner of Public Transportation requests authorization to accept Federal Transportation Administration Funds for the Broome County Department of Public Transportation in the amount of \$301,624.35, and

WHEREAS, said funding is the FY2015 allocation of Section 5339 Funds which will be used for a capital bus purchase project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$301,624.35 from the Federal Transit Administration, One Bowling Green, Suite 429, New York, New York 10004-1415, for the Broome County Department of Public Transportation, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 31010105.5000921.2042.3120023, 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 to 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 execute any budget transfers within the budgetary limits provided that said budget transfers do not affect a personnel line, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to furnish such additional information as the United States Department of Transportation may require in connection with the application for the program of projects and budget, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is authorized to execute any agreements on behalf of Broome County with the United States Department of Transportation for aid in financing capital and/or operating assistance program of projects and budget.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 70

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

WHEREAS, Daniel J. Reynolds, 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 individual to membership on the Broome County Industrial Development Agency Board of Directors for the term indicated:

<u>Names</u>	<u>Term Expires</u>
Richard A. Bucci	December 31, 2016
204 Leroy Street	New Appointment
Binghamton, NY 13905	(filing remainder of term for Robert N. Nielsen)

and

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

WHEREAS, this appointment, upon an affirmative vote by the full Legislature on this Resolution, shall become effective immediately and continue through the term 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 appointment of the above-named individual to membership on the Broome County Industrial Development Agency Board of Directors for the term indicated, in accordance with their appointment by the Legislative Chairman.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 71

By Economic Development, Education & Culture Committee Seconded by Mr. Flagg
RESOLUTION APPOINTING A MEMBER TO THE BROOME COUNTY LOCAL DEVELOPMENT CORPORATION PURSUANT TO THE NOT-FOR-PROFIT CORPORATION LAW OF THE STATE OF NEW YORK

WHEREAS, this County Legislature, by Resolution 463 of 2010 authorized the formation of the Broome County Local Development Corporation (LDC), pursuant to the Not-For-Profit Corporation Law of the State of New York, to promote and conduct economic development activities in the County, and

WHEREAS, according to the Certificate of Incorporation and the By-laws, the Legislature is authorized to nominate the members of the LDC's Board of Directors to serve with term indicated below or until their successor is elected and has been qualified, and

WHEREAS, this County Legislature desires to nominate and elect the member of the LDC's Board of Directors, as follows:

<u>NAMES</u>	<u>TERM EXPIRING</u>
Richard A. Bucci	December 31, 2016
204 Leroy Street	New Appointment
Binghamton, NY 13905	(filing remainder of term for Robert N. Nielsen)

and

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

RESOLVED, that the above-named individual is duly nominated and elected as member of the LDC's Board of Directors, with term as indicated or to serve until their successor is elected by the Broome County Legislature and has been qualified.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 72

By Finance Committee Seconded by Mr. Flagg
RESOLUTION AUTHORIZING AN AGREEMENT WITH THE GUARDIAN INSURANCE AND ANNUITY COMPANY FOR SHORT TERM DISABILITY INSURANCE FOR THE OFFICE OF RISK AND INSURANCE FOR 2016-2018

WHEREAS, the Risk Manager requests authorization for an agreement with The Guardian Insurance and Annuity Company for short term disability insurance at a cost not to exceed \$450,000, for the period April 1, 2016 through March 31, 2018, and

WHEREAS, said agreement is necessary to insure and administer disability claims for Corrections and CSEA employees, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with The Guardian Insurance and Annuity Company, P.O. Box 19005, Greenville, South Carolina 29602-9005 for short term disability insurance for the Office of Risk and Insurance for the period April 1, 2016 through March 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$450,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 18020001.6004597.2090 (Disability 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 73

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AMENDING BOND RESOLUTION 11-549 DATED DECEMBER 28, 2011 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME NEW YORK AS AMENDED BY BOND RESOLUTION 13-168 DATED MARCH 21, 2013, BOND RESOLUTION 13-567 DATED DECEMBER 19, 2013 AND BOND RESOLUTION 15-72 DATED FEBRUARY 19, 2015 WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this Resolution, as well as the plan of financing therefore, in light thereof, now, therefore, be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to incorporate the following additions and changes:

<u>Project Name</u>	<u>PPU/LFL</u> <u>Section 11.00</u>	<u>Maximum Estimated Cost</u>
Rental Car Service Facility Replacement	25/11(b)	\$3,550,000
Airport Road Reconstruction	15/62(b)	\$580,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$199,702 for the Rental Car Service Facility Replacement project and \$80,000 for the Airport Road Reconstruction project, with the amount of serial bonds to be issued increased by \$279,702 to \$15,906,340 and the amount of Federal funds being increased by \$428,000 being allocated \$428,000 to the Airport Road Reconstruction project and State funds being increased by \$79,650 being allocated \$79,650 to the Airport Road Reconstruction project.

Section 3. The validity of such bond and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting said validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution

Section 4. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 74

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AMENDING BOND RESOLUTION 12-568 DATED DECEMBER 27, 2012 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME NEW YORK AND AMENDED BY BOND RESOLUTION 13-115 DATED MARCH 21, 2013 AND BOND RESOLUTION 13-568 DATED DECEMBER 19, 2013 ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this Resolution, as well as the plan of financing therefore, in light thereof, now, therefore, be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to incorporate the following additions and changes:

<u>Project Name</u>	<u>Section 11.00</u>	<u>Maximum Estimated Cost</u>
West Apron Rehab Construction	30/15	\$2,955,006

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$58,813 for the West Apron Rehab Construction project, with the amount of serial bonds to be issued increased by \$58,813 to \$19,746,001 and the amount of State funds being increased \$2,940 being allocated \$2,940 to the West Apron Rehab Construction project, and the amount of Federal funds increased \$52,932 being allocated \$52,932 to the West Apron Rehab Construction.

Section 3. The validity of such bond and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting said validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution

Section 4. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 75

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION AMENDING BOND RESOLUTION 13-570 DATED DECEMBER 19, 2013 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME NEW YORK AS AMENDED BY BOND RESOLUTION 2014-45 DATED FEBRUARY 20, 2014, BOND RESOLUTION 2015-73 DATED FEBRUARY 19, 2015 AND BOND RESOLUTION 2015-119 DATED MARCH 19, 2015 ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this Resolution, as well as the plan of financing therefore, in light thereof, now, therefore, be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to incorporate the following additions and changes:

<u>Project Name</u>	<u>Section 11.00</u>	<u>Maximum Estimated Cost</u>
County Building Renovations	5/35	\$454,800

Farmers Market Construction 15/11(2C) \$1,907,340

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$125,000 for the County Building Renovations, and \$1,757,340 for the Farmers Market Construction with the amount of serial bonds to be issued increased by \$1,882,340 to \$47,813,993 and the amount of State funds being increased \$500,000 being allocated \$500,000 to the Farmers Market Construction, and the amount of Federal funds remaining unchanged.

Section 3. The validity of such bond and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting said validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution

Section 4. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 76

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AMENDING BOND RESOLUTION 14-558 DATED DECEMBER 19, 2014 AS AMENDED BY BOND RESOLUTION 15-74 DATED FEBRUARY 19, 2015 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME NEW YORK

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this Resolution, as well as the plan of financing therefore, in light thereof, now, therefore, be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to incorporate the following additions and changes:

<u>Project Name</u>	<u>PPU/LFL</u>	
	<u>Section 11.00</u>	<u>Maximum Estimated Cost</u>
Bridge Structural Steel Cleaning	10/10	\$100,000
Painting-Design		
Airport Wildlife Hazard Assessment Project	5/62(A)	\$75,000
Design Rehab Runway 16/34	5/62(A)	\$500,000
Dark Fiber Installation	15/35	\$1,175,000
Purchase Three(3) Clean Diesel Buses	5/29	\$1,752,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$100,000 for the Bridge Structural Steel Cleaning Painting-Design project, \$75,000 for the Airport Wildlife Hazard Assessment Project, \$500,000 for the Design Rehab Runway 16/34 Project, \$1,175,000 for the Dark Fiber Installation Project and \$438,000 for the Purchase Three (3) Clean Diesel Buses with the amount of serial bonds to be issued increased by \$2,288,000 to \$29,707,000 and the amount of Federal funds being increased \$833,432 being allocated \$80,000 to the Bridge Structural Steel Cleaning Painting-Design project \$450,000 to the Design Rehab Runway 16/34 Project, and \$303,432 to

Purchase Three (3) Clean Diesel Buses and the amount of State funds being increased by \$25,000 being allocated \$25,000 to the Design Rehab Runway 16/34 Project.

Section 3. The validity of such bond and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting said validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution

Section 4. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 77

By Finance Committee

Seconded by Mr. Baker

RESOLUTION AMENDING BOND RESOLUTION 15-403 DATED NOVEMBER 5, 2015 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME NEW YORK ON SAID DATE WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this Resolution, as well as the plan of financing therefore, in light thereof, now, therefore, be it

RESOLVED, by the County Legislature of the County of Broome, as follows

Section 1. Section 1 of the Bond Resolution referenced in the preamble hereto is hereby amended to incorporate the following additions and changes:

<u>Project Name</u>	<u>PPU/LFL</u>	<u>Section 11:00</u>	<u>Maximum Estimated Cost</u>
Airport Rd Four Lane Road Rehab Construct		15/20(C)	\$8,700,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$1,100,000 for the Airport Rd Four Lane Road Rehab Construct project, with the amount of serial bonds to be issued increased by \$1,100,000 to \$28,141,500 and the amount of Federal funds increased \$494,400 being allocated \$494,400 to the Airport Rd Four Lane Road Rehab Construct.

Section 3. The validity of such bond and bond anticipation notes may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting said validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution

Section 4. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with the notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 78

By Public Works & Transportation Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING A ROAD USE AGREEMENT WITH CONSTITUTION PIPELINE, LLC FOR USE OF BROOME COUNTY ROADS

WHEREAS, the Commissioner of Public Works, Parks, Recreation and Youth Services requests authorization for an agreement with Constitution Pipeline, LLC, for use of Broome County Roads, with terms of the agreement attached hereto as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Constitution Pipeline, LLC, 2800 Post Oak Boulevard, Houston, Texas 77251, for use of Broome County Roads, with terms of the agreement attached hereto as Exhibit "A", 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. Pasquale made a motion, seconded by Mr. Flagg to replace all of Exhibit A to reflect an additional 0.43 miles of travel on N. Sanford Road, change unloaded travel to loaded travel, increase the amount paid to the County under Section 3(f) of the Exhibit from \$16,575 to \$33,300 and replace the maps.

Amendment carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

Resolution as amended carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 79

By Public Works & Transportation Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF DICKINSON FOR SHARED SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, PARKS, RECREATION AND YOUTH SERVICES

WHEREAS, the Commissioner of Public Works, Parks, Recreation and Youth Services requests authorization for an intermunicipal agreement with the Town of Dickinson for shared services for the Department of Public Works, Parks, Recreation and Youth Services, pursuant to the terms of intermunicipal agreement attached hereto as Exhibit "A", commencing on January 1, 2016, and

WHEREAS, said shared services intermunicipal agreement will allow for cooperative highway services between the Town of Dickinson and Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Town of Dickinson, 531 Old Front Street, Binghamton, New York 13905, for shared services for the Department of Public Works, Parks, Recreation and Youth Services, with terms of intermunicipal agreement attached hereto as Exhibit "A", commencing on January 1, 2016, 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-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 80

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Shaw

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH NY WIRED FOR EDUCATION, INC., FOR PROFESSIONAL ON-LINE TRAINING SERVICES FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR 2016-2017

WHEREAS, this County Legislature, by Resolution 167 of 2015, authorized an agreement with NY Wired for Education, Inc., for professional on-line training services for the Office of Employment and Training at an amount not to exceed \$25,000 for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said services are necessary to improve job skills of youth, adults, unemployed, underemployed, incumbent workers and businesses, and

WHEREAS, said agreement expires by its terms on March 31, 2016, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$25,000 for the period April 1, 2016 through March 31, 2017, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with NY Wired for Education, Inc., 251 Fuller Road, Suite 150, Albany, New York 122030-3698 for professional on-line training services for the Office of Employment and Training for the period April 1, 2016 through March 31, 2017, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 33020006.6004254.3310192/3310193/3310194 (Contracted Training), and be it

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

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 81

By Public Works & Transportation and Finance Committees

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE AGENCY (BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY) FOR THE ACQUISITION OF LAND IN THE BROOME CORPORATE PARK

WHEREAS, this County Legislature, by Resolution 549 of 2015, authorized an agreement with The Agency (Broome County Industrial Development Agency) for the acquisition of twenty acres of land in the Broome Corporate Park at a cost not to exceed \$100,000 to be paid over twenty years in equal payments, and

WHEREAS, the twenty acre site in the Broome Corporate Park is the location for the construction of a solar power facility, and

WHEREAS, it is necessary to authorize the amendment of said agreement to acquire an additional twenty acres from The Agency at the Broome Corporate Park at no additional cost, 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 The Agency (Broome County Industrial Development Agency), for the acquisition of forty acres of land in the Broome Corporate Park as described in attached Exhibit "A", and be it

FURTHER RESOLVED, that in consideration of said services, 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 Resolution 549 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-1 (Sopchak), Vacant-1 (District 10)

Mr. Flagg made a motion, seconded by Mr. Pasquale to Suspend the Rules to consider Resolution Intro. No. 49.

Carried. Ayes 13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

RESOLUTION NO. 81

By All Members

Seconded by Mr. Pasquale

RESOLUTION APPOINTING CINDY L. O'BRIEN AS BROOME COUNTY LEGISLATOR FOR DISTRICT TEN

WHEREAS, the Honorable Jerry F. Marinich resigned effective December 31, 2015, leaving a vacancy in Broome County Legislative District 10, and

WHEREAS, Section 205, Article II of the Broome County Charter states "a vacancy occurring in the County Legislature, otherwise than by expiration of term, shall be filled by an affirmative vote of a majority of the members thereof, who shall appoint a qualified person to fill the vacancy having the same political affiliation as the person last elected to that office. The term of such person so appointed in a nonelection year shall be until the commencement of the calendar year next succeeding the first general election after the happening of the vacancy. If the vacancy occurs after September 20 of any nonelection year, then the term of such person shall be until the commencement of the second calendar year next succeeding the first general election after the happening of the vacancy. If the vacancy occurs during an election year, the office shall be filled until the expiration of the current term of that office. Such appointee shall be a resident elector of the district he represents at the time of his appointment and throughout his term of office", and

WHEREAS, Cindy L. O'Brien is a resident elector of Broome County Legislative District 10, has the same political affiliation as the last person elected, and is a person deemed qualified to be appointed to be the County Legislator in and for Broome County Legislative District 10, and

WHEREAS, the Republican Committee has recommended Cindy L. O'Brien to succeed Legislator Jerry F. Marinich, which recommendation has been accepted by the Majority Caucus of the Broome County Legislature, now, therefore, be it

RESOLVED, that Cindy L. O'Brien, 829 Oak Hill Road, Binghamton, New York 13901, be and hereby is appointed as Broome County Legislator in and for Broome County Legislative District 10, for a term as provided in Section 205, Article II of the Broome County Charter, and be it

FURTHER RESOLVED, that such appointment shall be effective February 18, 2016, provided the appointee is then duly qualified to serve as Legislator of the County of Broome, pursuant to the laws of the State of New York and the Charter of the County of Broome.

Carried. Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10)

The Honorable Ambrose Madden issued the Oath of Office to Mrs. O'Brien.

Mr. Shaw invited everyone to attend a Heroin Awareness Night in Maine Endwell on February 24, 2016.

Mr. Flagg made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** Ayes-13, Nays-0, Absent-1 (Sopchak), Vacant-1 (District 10). The meeting was adjourned at 5:50 p.m.

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