

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
FEBRUARY 15, 2018**

The Legislature convened at 5:02 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-15, Absent-0.

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. Wildoner and Mr. Weslar 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, Jason T. Garnar:
1. Appointment of the Director of the Office for Aging

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel J. Reynolds:
1. Support Downtown Binghamton Arts District Initiative
 2. Designation for Mrs. Kaminsky 2/6/2018
 3. Designation for Mr. Shaw 2/7/2018

Mr. Baker made a motion, seconded by Mr. Heebner that the Session minutes of January 18, 2018 be approved as prepared and presented by the Clerk.

Carried. Ayes-15, Nays-0

Mr. Reynolds noted that the committee minutes for January 18, 2018 through February 14, 2018 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. Sopchak.

Carried. Ayes-15, Nays-0

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

1. Legislature – 2016 Journal of Proceedings
2. Legislature – Bond Amendment
3. Legislature – Committee Schedule Media Transmission Report
4. NYS OCFS – Child Fatality Report
5. NYS Comptroller – County Financial Report
6. CCE – Board of Directors January 2018 Meeting Minutes
7. Audit & Control – 2017 Occupancy Tax Audit
8. OMB – 2017 Fourth Quarterly Report
9. Legislature – Copy of Certificate of Membership to IDA Board
10. Convention & Visitors Bureau- January 2018 Report
11. SUNY Broome – December 2017 Budget Transfers
12. SUNY Broome – Board of Trustees December 2017 Meeting Minutes
13. SUNY Broome – December 2017 Above Minimum Hires Report
14. OMB – Third Quarter Accounts Payable Audit
15. Soil & Water – December 2017 Directors' Meeting Minutes
16. Notice – Agricultural & Farm Land Protection Board Meeting

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 20

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2018

WHEREAS, the Director of Planning requests authorization for an agreement with the Mental Health Association of the Southern Tier for funding in the amount not to exceed \$10,000 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said funding will be used to support the Binghamton Pond Hockey Festival, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Mental Health Association of the Southern Tier, 47 Broad Avenue, Binghamton, New York 13904 for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2018 through December 31, 2018, and be it

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

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 21

By Finance and Economic Development, Education & Culture Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH STRATEGIC DEVELOPMENT SPECIALISTS, LLC FOR STATE LEGISLATIVE GOVERNMENT RELATIONS SERVICES FOR BROOME COUNTY AND AUTHORIZING THE EXPENDITURE OF FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2018

WHEREAS, this County Legislature, by Resolution 534 of 2016, authorized an agreement with Strategic Development Specialists, LLC for state legislative government relations services for Broome County and authorized the expenditure of funding from the Marketing and Economic Development allocation of the Occupancy Tax at a cost not to exceed \$40,000 per year, for the period May 1, 2017 through December 31, 2017, and

WHEREAS, said agreement is necessary to assist the County in advancing its initiatives by developing and executing strategic efforts at the State level to bring additional revenue to Broome County and pursue legislative and policy initiatives that benefit the County, and

WHEREAS, said agreement expired by its terms on December 31, 2017, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$65,000 for the period February 1, 2018 through January 31, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Strategic Development Specialists, LLC, 6312 Fly Road, East Syracuse, New York 13057, for state legislative government relations services for Broome County and authorizes the expenditure of funding from the Marketing and Economic Development allocation of the Occupancy Tax at an amount not to exceed \$65,000 for the period February 1, 2018 through January 31, 2019, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 90000099.6005039 (Economic Development Program), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 22

By Personnel, Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request contained in PCR# 17-146 from the Broome County Department of Health, this County Legislature hereby creates the position of Public Health Educator, Grade 18, Union Code 04 CSEA, Full-Time, minimum hourly rate \$21.0753, 37.5 hours weekly, budget line 25010004.1010.6001000.2510548, effective February 26, 2018.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 23

By Personnel and Health & Human Services Committees

Seconded by Mr. Pasquale

RESOLUTION CONFIRMING APPOINTMENT OF LISA M. SCHUHLE AS DIRECTOR OF THE OFFICE FOR AGING

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the powers vested in him by Article III, Section C311 of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, Lisa M. Schuhle, 826 Anne Lane, Endicott, New York 13760 as Director of the Office for Aging at the base salary of \$70,045, effective February 15, 2018, and

WHEREAS, the County Executive certifies that Ms. Schuhle is fully qualified to fill the position of Director of the Office for Aging, and

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

RESOLVED, that this County Legislature hereby confirms the appointment of Lisa M. Schuhle as Director of the Office for Aging, at the base salary of \$70,045, effective February 15, 2018, in accordance with her appointment by the County Executive.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 24

By Health & Human Services Committee

Seconded by Mr. Pasquale

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

WHEREAS, Jason Garnar, Broome County Executive, pursuant to the authority vested in him 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>
Raini Baudendistel	12/31/2020
697 Blakesley Nurse Hollow Road Afton, New York 13730	Re-appointment

2018 Journal of Proceedings

Colleen Coddington 6 Ronan Street Binghamton, New York 13901	12/31/2020 Re-appointment
Karen Foley 353 Pierce Hill Road Vestal, New York 13850	12/31/2020 Re-appointment
Patricia Follette 2930 Holly Lane Endicott, New York 13760	12/31/2020 Re-appointment
Maria Motsavage 14 Market Street Binghamton, New York 13905	12/31/2020 Re-appointment
Linda Phelps 25 Montague Street Binghamton, New York 13901	12/31/2020 Re-appointment
Carole M. Cassidy 601 Bassett Avenue Endicott, New York 13760	12/31/2019 Filling Unexpired Term
Lorraine Wilmot 20 East Street Binghamton, NY 13904	12/31/2020 Re-appointment
Danielle Berchtold 11 Clover Road Apalachin, NY 13732	12/31/2020 New Appointment
Lisa Blitz, PhD. 3-5 Norton Dr. Binghamton, NY 13905	12/31/2020 New Appointment
Sandra Ohlsen 34 Rugby Road Binghamton, NY 13905	12/31/2020 New Appointment
Ralphella Richardson 11 Arthur Street Binghamton, NY 13905	12/31/2020 New Appointment
Rev. Dr. Joseph Sellepack 30 Chesnut Avenue Binghamton, NY 13905	12/31/2020 New Appointment
Kim Stratton 1821 US Highway 11 Castle Creek, NY 13744	12/31/2020 New Appointment
Cheryl Sullivan 1933 Cole Place	12/31/2020 New Appointment

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 27

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING REVISION OF THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2017-2018

WHEREAS, this County Legislature, by Resolution 86 of 2017, authorized and approved renewal of the Expanded In-Home Services for the Elderly (EISEP) Program Grant for the Office for Aging and adopted a program budget in the amount of \$972,416 for the period April 1, 2017 through March 31, 2018, 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 \$10,476 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 (EISEP) Program Grant to reflect an increase in the amount of \$10,476 for the period April 1, 2017 through March 31, 2018, 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 \$982,892, and be it

FURTHER RESOLVED, that Resolution 82 of 2017, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 28

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING REVISION OF COMMUNITY SERVICES FOR THE ELDERLY (CSE) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2017-2018

WHEREAS, this County Legislature, by Resolution 89 of 2017, as amended by 506 of 2017, authorized and approved renewal of the Community Services for the Elderly Program

Grant for the Office for Aging and adopted a program budget in the amount of \$676,012 for the period April 1, 2017 through March 31, 2018, and

WHEREAS, said program grant provides for a variety of services including social day care, transportation, the "Senior Helpers" program, case management, information and assistance, health promotion and recreation activities, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$5,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly(CSE) Grant to reflect an increase in the amount of \$5,000 the period April 1, 2017 through March 31, 2018, 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 \$681,012, and be it

FURTHER RESOLVED, that Resolution 89 of 2017, as amended by 506 of 2017, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 29

By Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

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 2017-2018

WHEREAS, this County Legislature, by Resolution 80 of 2017, 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, 2017 through March 31, 2018, and

WHEREAS, said agreements are necessary to provide, as needed, installation and monitoring of personal emergency response units for the Expanded In-home Services for the Elderly Program clients, and

WHEREAS, said agreements expire by their terms on March 31, 2018 and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the rates according to Exhibit "A", for the period April 1, 2018 through March 31, 2019, 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 and Project H.E.A.R., 4401 Vestal Parkway E., Vestal, New York 13850 for personal emergency response services for the Office for Aging for the period April 1, 2018 through March 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates according to Exhibit "A" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410632 (Subcontracted Program Expense), and be it

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, 2018, 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, 2018 through March 31, 2019:

Contract # 292-158 Vendor ID# 0000000106 Family & Children's Society of Broome County 257 Main Street Binghamton, New York 13905 Hourly Rate-Personal Care: \$21.18 Hourly Rate-Nurse Supervisor: \$110.73	CA# 292-156 Vendor ID#0000002048 Interim Healthcare Systems 38 Front Street, Suite D Binghamton, New York 13905 Hourly Rate-Personal Care: \$23.09 Hourly Rate-Nurse Supervisor: \$78.88
CA# 292-153 Vendor ID# 0000002768 Stafkings Healthcare Systems P.O. Box 1015 Binghamton, New York 13902-1015 Hourly Rate –Personal Care: \$23.58 Hourly Rate-Nurse Supervisor: \$122.66	CA# 292-154 Vendor ID# 0000001742 Homemakers of Broome County DBA Caregivers 260 Harry L. Drive Johnson City, New York 13790 Hourly Rate–Personal Care: \$20.49 Hourly Rate-Nurse-Supervisor: \$82.71

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, 2018 should the Medicaid rates increase, the County will pay the higher rate retroactive to April 1, 2018, 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, 2018 should the Medicaid rate for the Nurse Supervisor increase, the County will pay the higher rate retroactive to April 1, 2018, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34010006.6004146.3410632 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried.** Ayes-15, Nays-0

RESOLUTION NO. 32

By Public Works & Transportation and Finance Committees Seconded by Mr. Pasquale
RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND JOHNSON INC., FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2018-2019

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland Johnson, Inc., for professional services for the Department of Aviation at a cost not to exceed \$15,000 for the period January 31, 2018 through January 31, 2019, and

WHEREAS, said agreement is necessary for the administration of the Passenger Facility Charge Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland Johnson Inc., P.O. Box 1980, Binghamton, New York 13902 for professional engineering services outlined on Exhibit "A" for the Department of Aviation for the period January 31, 2018 through January 31, 2019, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates listed on Exhibit "B" total amount not to exceed \$15,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 28010005.6004255.2010 (Contracted Services), and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 33

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

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CAPITAL DISTRICT TRANSPORTATION AUTHORITY (CDTA) TO TRANSFER OWNERSHIP OF SEVEN TRANSIT BUSES TO THE BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION

WHEREAS, the Commissioner of Public Transportation requests authorization for an agreement with the Capital District Transportation Authority for the acceptance of seven transit buses by the Broome County Department of Public Transportation at the nominal cost to the County of one dollar, and

WHEREAS, these buses were originally acquired with Federal funds but have no remaining Federal share or project interest to be transferred to the County, and

WHEREAS, the Capital District Transportation Authority no longer requires these transit buses and is willing to transfer ownership to the County of Broome for the nominal fee of one dollar, and

WHEREAS, the County has seven buses which have reached the end of their useable life and the Capital District Transportation Authority transit vehicles are needed by the County of Broome to replace aging and mechanically worn buses in the Broome County Fleet and maintain its current level of public transportation service, and

WHEREAS, the County will accept physical possession of these transit buses which will be housed with the Broome County Transit fleet, be maintained in accordance with FTA requirements, will be included on the County's equipment inventory records, and

WHEREAS, the County shall use these buses to provide public transportation revenue service, and

WHEREAS, upon these buses entering service the County shall retire an equal number of buses resulting in the County fleet spare ratio remaining at 20 percent, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Capital District Transportation Authority, 85 Watervliet Avenue, Albany, NY 12206 for acceptance of seven buses bearing the VIN numbers 2NVYL82P4X3000056, 2NVYL82P3X3000095, 2NVYL82P9X3000098, 2NVYL82P2X3000105, 2NVYL82P6X3000107, 2NVYL82P6X3000110 and 2NVYL82PXX3000112, by the Department of Public Transportation, at the nominal cost to the County of one dollar, and be it

FURTHER RESOLVED, that the County shall thereafter accept physical possession of these buses which shall be housed with the Broome County Transit fleet, be maintained in accordance with FTA requirements 5010.1E guidance, and shall be included on the County's equipment inventory records, and be it

FURTHER RESOLVED, the County shall use these buses to provide public transportation revenue service, and be it

FURTHER RESOLVED, that as these buses enter public service the County shall retire an equal number of buses resulting in the County fleet spare ratio remaining at 20 percent, and be it

FURTHER RESOLVED, that this Resolution rescinds Resolution 539 of 2017 in its entirety, and be it

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 34

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

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for the replacement of BIN 3360400 on Colesville Road (CR 52) over Duell Creek in the Town of Kirkwood, County of Broome, P.I.N. 9754.12 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of costs of such program to borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design and Right-of-Way Incidentals work, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby approves the above-subject project, and be it

FURTHER RESOLVED, that the Broome County Legislature hereby authorizes the County of Broome to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Preliminary Engineering/Design and Right-of-Way Incidentals work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$156,000 is hereby appropriated pursuant to the 2018 CIP Project #2920088, and made available to cover the cost of participation in the above phase of the Project, and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Broome county Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it

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

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

FURTHER RESOLVED, this Resolution shall take effect immediately, and be it

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

Carried. Ayes-15, Nays-0

2018 Journal of Proceedings

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
2920088	Colesville Rd Bridge (BIN 3360040) Design	\$182,000	\$0	\$145,600	\$36,400

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2018	5	62a	\$182,000	\$0	

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
2920088	Colesville Rd Bridge (BIN 3360040) Design	\$182,000	\$36,400	\$145,600	\$0

Local Finance Law Section 11			How Financed:		
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>	
2018	5	62a	\$182,000	\$0	

and be it

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 39

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING CANCELLATION OF TAXES PLUS ACCRUED INTEREST AND PENALTIES ON A PARCEL IN THE CITY OF BINGHAMTON

WHEREAS, the Director of Real Property Tax Service is requesting authorization to cancel 2016 taxes in the amount of \$1,167.49 plus accrued interest and penalties on parcel ID 144.75-2-30, 113 Liberty Street in the City of Binghamton because it was owned by the Broome County Land Bank Corporation and was wholly exempt, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation of taxes in the amount of \$1,167.49 plus accrued interest and penalties on parcel ID 144.75-2-30, 113 Liberty Street in the City of Binghamton, and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Director of the Office of Management and Budget are hereby authorized to execute any and all adjustments to tax bills, tax records and property tax records as may be necessary to implement the intent of this Resolution.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 40

By Finance Committee

Seconded by Mr. Flagg

RESOLUTION AUTHORIZING THE CORRECTION OF ERRORS ON 2018 TOWN AND COUNTY TAX BILLS

WHEREAS, applications for Correction of Errors on Tax Rolls, pursuant to Real Property Tax Law Section 556-b have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

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

2018 Journal of Proceedings

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".

Mr. Flagg made a motion, seconded by Mr. Baker to amend the exhibit to add the following:

<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>			
Chenango	112.12-4-21 9 Whitcomb Dr <u>New Bill Amount</u> \$ 1,394.32	BTSB Properties LLC 145 Brook Ave Vestal, NY 13850	County Services	\$ 686.12	\$ 686.12			
			Town	\$ 25.59	\$ 25.59			
			Town Highway	\$ 105.26	\$ 105.26			
			Chenango compost	\$ 4.30	\$ 4.30			
			bond					
			Fire	\$ 63.02	\$ 63.02			
			Light	\$ 24.78	\$ 24.78			
			Chenango Sewer	\$ 268.73	\$ 268.73			
			Chenango Water	\$ 216.52	\$ 216.52			
			Ret Water	\$ 253.98	\$ -			
			Ret Sewer	\$ 409.90	\$ -			
Conklin	162.09-1-24 6 Lotus Ave <u>New Bill Amount</u> \$ 501.39	S&J Kasmarcik 11 Main St Windsor NY 13865	County Services	\$ 109.96	\$ 109.96			
			Town	\$ 20.89	\$ 20.89			
			Town Highway	\$ 25.24	\$ 25.24			
			Fire	\$ 13.23	\$ 13.23			
			Light	\$ 10.06	\$ 10.06			
			Conklin Sewer 1&3	\$ 322.01	\$ 322.01			
			Ret Water	\$ 42.35	\$ -			
			Conklin	162.09-1-22 783 Conklin Rd <u>New Bill Amount</u> \$ 126.99	Teny Y Mejia Nolasco DeYanez 1101 Randolf Rd Great Bend Pa 18821	County Services	\$ 82.47	\$ 82.47
						Town	\$ 15.67	\$ 15.67
						Town Highway	\$ 18.93	\$ 18.93
						Fire	\$ 9.92	\$ 9.92
Ret Sewer	\$ 48.40	\$ -						
Ret Water	\$ 42.35	\$ -						
Kirkwood	178.02-1-23 11 S Sunset Dr <u>New Bill Amount</u> \$ 1,832.82	Gerald M & Debra J. Devo 65 Fox Hollow Rd Binghamton NY 13904				County Services	\$ 835.54	\$ 835.54
						Town	\$ 124.72	\$ 124.72
						Town Highway	\$ 145.21	\$ 145.21
						Fire	\$ 126.76	\$ 126.76
						Kirk Sewer 4	\$ 518.60	\$ 518.60
			Kirk Sewer 4	\$ 64.88	\$ 64.88			
			Ret Sewer	\$ 82.50	\$ -			
			Ret Water	\$ 17.11	\$ 17.11			
			Kirkwood	211.14-1-17 106 Main St <u>New Bill Amount</u> \$ 1,228.38	William J Diffendorf 1541 NY Rt 11 Kirkwood NY 13795	County Services	\$ 797.61	\$ 797.61
						Town	\$ 119.06	\$ 119.06
						Town Highway	\$ 138.61	\$ 138.61
Fire	\$ 121.01	\$ 121.01						
Light	\$ 41.72	\$ 41.72						
Ret Water	\$ 27.50	\$ -						
water 1	\$ 10.37	\$ 10.37						
Lisle	020.18-3-10 544 High St <u>New Bill Amount</u> \$ 544.61	Lavasia C Reese 37 Winding Way Binghamton NY 13905				County Services	\$ 303.48	\$ 303.48
						Town	\$ 25.63	\$ 25.63
						Town Highway	\$ 199.57	\$ 199.57
						Village Relevy	\$ 195.24	\$ -
			Ambulance	\$ 15.93	\$ 15.93			
			Ret Water	\$ 149.60	\$ -			
			Town	<u>Tax map</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>

2018 Journal of Proceedings

<u>Union</u>	157.06-5-24 7 Lincoln Ave	Robert G Campbell 3 Lincoln Ave Endicott NY 13760	County Services Town Library Ret Water Ambulance	\$ 715.65 \$ 118.55 \$ 56.43 \$ 715.85 \$ 8.60	\$ 715.65 \$ 118.55 \$ 56.43 \$ - \$ 8.60
	<u>New Bill Amount</u>			<u>\$ 899.23</u>	
<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>
<u>Union</u>	143.79-1-45 90 Theron St	Anthony & Karen Jordan 22 Mygatt St Binghamton NY 13905	County Services Town School relevy Library Ambulance	\$ 257.10 \$ 42.59 \$ 929.24 \$ 20.27 \$ 3.09	\$ 257.10 \$ 42.59 \$ - \$ 20.27 \$ 3.09
	<u>New Bill Amount</u>			<u>\$ 323.05</u>	
<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>
<u>Union</u>	141.13-1-5 321 Skye Island	Fred N Kinney Jr PO Box 7265 Endicott NY 13761	County Services Town Village relevy Library Ambulance	\$ 8.84 \$ 1.46 \$ 23.33 \$ 0.70 \$ 0.11	\$ 8.84 \$ 1.46 \$ - \$ 0.70 \$ 0.11
	<u>New Bill Amount</u>			<u>\$ 11.11</u>	
<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>
<u>Union</u>	157.09-6-16 202 Hannah St	BCNY Mgmt Corp PO Box 2047 Monroe NY 10949	County Services Town School relevy Library Ret Water Ambulance	\$ 441.76 \$ 73.18 \$1,713.85 \$ 34.83 \$ 372.07 \$ 5.31	\$ 441.76 \$ 73.18 \$ - \$ 34.83 \$ - \$ 5.31
	<u>New Bill Amount</u>			<u>\$ 555.08</u>	
<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>
<u>Union</u>	157.10-5-22 903 Park St	Ahmed S Afify 71 Belden St Binghamton NY 13903	County Services Town School relevy Library Ret Water Ambulance	\$ 671.48 \$ 111.24 \$1,796.33 \$ 52.94 \$ 205.46 \$ 8.07	\$ 671.48 \$ 111.24 \$ - \$ 52.94 \$ - \$ 8.07
	<u>New Bill Amount</u>			<u>\$ 843.73</u>	
<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>
<u>Union</u>	156.51-2-3 636 Elm St	BCNY Mgmt Corp PO Box 2047 Monroe NY 10949	County Services Town Part Town out Highway School relevy Fire Library Parks Return sewer Ret Water Ambulance	\$ 371.08 \$ 61.47 \$ 22.21 \$ 75.01 \$1,439.63 \$ 105.10 \$ 29.26 \$ 38.99 \$ 185.13 \$ 154.61 \$ 4.46	\$ 371.08 \$ 61.47 \$ 22.21 \$ 75.01 \$ - \$ 105.10 \$ 29.26 \$ 38.99 \$ - \$ - \$ 4.46
	<u>New Bill Amount</u>			<u>\$ 707.58</u>	
<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>
<u>Union</u>	156.12-4-48 8 S Duane Ave	Ahmed S Afify 71 Belden St Binghamton NY 13903	County Services Town School relevy Library Ambulance	\$ 600.79 \$ 99.53 \$2,330.83 \$ 47.37 \$ 7.22	\$ 600.79 \$ 99.53 \$ - \$ 47.37 \$ 7.22
	<u>New Bill Amount</u>			<u>\$ 754.91</u>	
<u>Town</u>	<u>Tax map & address</u>	<u>New Owner & mailing address</u>		<u>Incorrect Tax</u>	<u>Correct Tax</u>
<u>Union</u>	141.14-6-21 302 Squires Ave	MK Realty Family Partnership 809 Irving Ave Endicott NY 13760	County Services Town School relevy	\$ 384.33 \$ 63.67 \$1,988.06	\$ 384.33 \$ 63.67 \$ -

2018 Journal of Proceedings

	<u>New Bill Amount</u>		Library	\$ 40.40	\$ 40.40
	\$ 494.56		Ret Water	\$ 571.29	\$ -
			Ambulance	\$ 6.16	\$ 6.16
Town	Tax map & address	New Owner & mailing address		Incorrect Tax	Correct Tax
Union	142.11-2-27 28 Woodland Ave	Kevin Hawkins 163 Squirrel Hill Rd Chenango Forks NY 13746	County Services	\$ 141.54	\$ 141.54
			Town	\$ 23.45	\$ 23.45
			Part Town	\$ 8.47	\$ 8.47
	<u>New Bill Amount</u>		Highway	\$ 28.61	\$ 28.61
	\$ 257.67		School relevy	\$ 511.56	\$ -
			Fire	\$ 27.87	\$ 27.87
			Library	\$ 11.16	\$ 11.16
			Parks	\$ 14.87	\$ 14.87
			Ambulance	\$ 1.70	\$ 1.70
Town	Tax map & address	New Owner & mailing address		Incorrect Tax	Correct Tax
Union	141.05-1-6 1529 Nanticoke Dr	Aldo Rea 16 Green St Binghamton NY 13901	County Services	\$ 300.40	\$ 300.40
			Town	\$ 49.76	\$ 49.76
			Part Town	\$ 17.98	\$ 17.98
	<u>New Bill Amount</u>		Highway	\$ 60.72	\$ 60.72
	\$ 548.18		School relevy	\$ 1,165.42	\$ -
			Fire	\$ 60.46	\$ 60.46
			Library	\$ 23.69	\$ 23.69
			Parks	\$ 31.56	\$ 31.56
			Ambulance	\$ 3.61	\$ 3.61
Town	Tax map & address	New Owner & mailing address		Incorrect Tax	Correct Tax
Union	141.05-1-7.2 1527 Nanticoke Dr	Aldo Rea 16 Green St Binghamton NY 13901	County Services	\$ 17.67	\$ 17.67
			Town	\$ 2.93	\$ 2.93
			Part Town	\$ 1.06	\$ 1.06
	<u>New Bill Amount</u>		Highway	\$ 3.57	\$ 3.57
	\$ 32.33		School relevy	\$ 68.55	\$ -
			Fire	\$ 3.64	\$ 3.64
			Library	\$ 1.39	\$ 1.39
			Parks	\$ 1.86	\$ 1.86
			Ambulance	\$ 0.21	\$ 0.21
Town	Tax map & address	New Owner & mailing address		Incorrect Tax	Correct Tax
Vestal	172.70-1-14	BTSB Properties LLC 145 Brook Ave Vestal NY 13850	County Services	\$ 462.81	\$ 462.81
			Town	\$ 180.84	\$ 180.84
			Highway	\$ 88.64	\$ 88.64
	<u>New Bill Amount</u>		Drain 18 Maint	\$ 9.50	\$ 9.50
	\$ 844.72		Fire	\$ 41.30	\$ 41.30
			Light	\$ 10.18	\$ 10.18
			Ret Sewer	\$ 371.99	\$ -
			Ret Water	\$ 240.03	\$ -
			Con Sewer	\$ -	\$ -
			Sewer bond	\$ 4.58	\$ 4.58
			Maint Sewer	\$ -	\$ -
			Maint Sewer	\$ 35.00	\$ 35.00
			Water bond	\$ 11.87	\$ 11.87
Town	Tax map & address	New Owner & mailing address		Incorrect Tax	Correct Tax
Vestal	222.01-1-19	Ivy Labar & Stephanie Crawford 3641 River Rd Endwell NY 13760	County Services	\$ 489.37	\$ 489.37
			Town	\$ 191.22	\$ 191.22
			Highway	\$ 93.73	\$ 93.73
	<u>New Bill Amount</u>		School relevy	\$ 1,618.82	\$ -
	\$ 827.49		Drain 18 Maint	\$ 9.50	\$ 9.50
			Fire	\$ 43.67	\$ 43.67

Amendment carried. Ayes-15, Nays-0

Resolution as amended carried. Ayes-15, Nays-0

RESOLUTION NO. 41

By Finance, Personnel, and Health & Human Services Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request from the Administrator of the Willow Point Nursing Home, in order to provide sufficient appropriations for temporary nursing services, as approved by Resolution 2017-421, this County Legislature hereby authorizes the Director of the Office of Management and Budget to make the following transfer of funds:

FROM:

Department	Account	Title	Amount
27060304	6001000	Salaries Full-time	\$400,000
27060304	6008007	Health Insurance	\$300,000

TO:

Department	Account	Title	Amount
27060304	6004410	Nursing Services	\$700,000

Carried. Ayes-15, Nays-0

RESOLUTION NO. 42

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AMENDING BOND RESOLUTION 15-403 DATED NOVEMBER 5, 2015, AS AMENDED BY BOND RESOLUTIONS 2016-77, 2017-116 AND 2017-536 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:

PPU/LFL

<u>Project Name</u>	<u>Section 11.00</u>	<u>Maximum Estimated Cost</u>
Portable Oxygen Concentrators	5/32	\$118,625

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$68,625 for the Portable Oxygen Concentrators project, with the amount of serial bonds to be issued increased by \$68,625 to \$62,109,179 and the amount of State Funds increased by \$68,625 with \$68,625 being allocated to the Portable Oxygen Concentrators 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-15, Nays-0

RESOLUTION NO. 43

By Finance Committee

Seconded by Mr. Weslar

RESOLUTION AMENDING BOND RESOLUTION 16-425 DATED NOVEMBER 10, 2016, AS AMENDED BY RESOLUTION 2017-117 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>Section 11.00</u>	<u>Maximum Estimated Cost</u>
Juneberry Bridge Design	20/10	\$290,000
Airport Drainage Improvement	10/23	\$150,000
Runway 10/28 Rehabilitation Design	5/62a	\$450,000
30 Bus Shelters	5/35	\$315,000
Purchase Four Clean Diesel Buses	10/29a	\$1,770,696
Highway Reconstruction/Rehab	15/20c	\$3,347,055
Excavation of Section IV Cell 4	25/6	\$1,500,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$290,000 for the Juneberry Bridge Design project, increased by \$150,000 for the Airport Drainage Improvement project, increased by \$450,000 for the Runway 10/28 Rehabilitation Design project, increased by \$315,000 for the 30 Bus Shelters project, increased by \$450,969 for the Purchase Four Clean Diesel Buses project, increased by \$570,055 for the Highway Recon/Rehabilitation project, increased by \$1,000,000 for the Excavation of Section IV Cell 4 project, with the amount of serial bonds to be issued increased by \$3,225,751 to \$18,968,626 and the amount of Federal funds increased by \$1,240,600 with \$275,500 being allocated to the Juneberry Bridge Design project, \$135,000 to the Airport Drainage Improvement project, \$405,000 to the Runway 10/28 Rehabilitation Design project, \$425,100 to the Downtown Campus Phase II project and the amount of State funds increased by \$11,547,238 with \$7,500 being allocated to the Airport Drainage Improvement project, \$22,500 to the Runway 10/28 Rehabilitation Design project, \$315,000 to the 30 Bus Shelters project, \$1,013,658 to the Four Clean Diesel Buses project, \$570, 055 to the Highway Reconstruction/Rehabilitation 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-15, Nays-0

RESOLUTION NO. 44

By Finance Committee

Seconded by Mr. Baldwin

RESOLUTION AMENDING BOND RESOLUTION 17-389 DATED NOVEMBER 2, 2017 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>
Enjoie Improvement Project	15/54		\$ 350,000

Section 2. Section 3 of said Bond Resolution is also amended so that the aggregate maximum cost so set forth therein is increased by \$350,000 for the Enjoie Improvement Project, with the amount of serial bonds to be issued increased by \$350,000 to \$39,040,500 and the amount of State funds increased by \$350,000, with said funds being allocated to the Enjoie Improvement 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-15, Nays-0

RESOLUTION NO. 45

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE WELFARE FRAUD PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2018-2019

WHEREAS, this County Legislature, by Resolution 77 of 2017, authorized and approved the Welfare Fraud Program Grant for the Office of the District Attorney and adopted a program budget in the amount of \$98,455 for the period March 1, 2017 through February 28, 2018, and

WHEREAS, said program grant provides funds to support the position of an Assistant District Attorney II to prosecute welfare fraud cases in Broome County, and

WHEREAS, it is desired to renew said program grant in the amount of \$84,244 for the period March 1, 2018 through February 28, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves renewal of the Welfare Fraud Program Grant for the Office of the District Attorney for the period March 1, 2018 through February 28, 2019, 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 \$84,244, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or 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-15, Nays-0

RESOLUTION NO. 46

By Economic Development, Education and Culture Committee Seconded by Mr. Pasquale
RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROWNFIELD GRANT REVIEW COMMITTEE

WHEREAS, this Broome County Legislature, pursuant to the authority vested in it by Section 89-9(a) of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on the Brownfield Grant Review Committee, for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Daniel J. Reynolds 309 Clayton Avenue Vestal, NY 13850	December 31, 2018 Reappointment
Aaron M. Martin 209 Reese Avenue Vestal, NY 13850	December 31, 2018 Reappointment
Alex J. McLaughlin 75 Mills Road Harpurville, NY 13787	December 31, 2018 Reappointment
David C. Hamlin 1243 Mead Road Binghamton, NY 13901	December 31, 2018 Ex Officio Appointment (Director of Real Property Tax Services)
Leslie G. Boulton 1206 State Route 369 Chenango Forks, NY 13746	December 31, 2018 Ex Officio Appointment (Deputy Commissioner of Solid Waste Management)

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the authority vested in it by Section 89-9(a) of the Broome County Charter and Code, has duly designated and appointed the above named individuals to membership on the Brownfield Grant Review Committee, for the terms indicated, and be it

FURTHER RESOLVED, that appropriate County Departments shall, upon request of the Brownfield Grant Review Committee, provide support as may be necessary to assist the committee and to implement the Brownfield Grant Program.

Carried. Ayes-15, Nays-0

RESOLUTION NO. 47

By County Administration, Personnel & Finance Committees Seconded by Mr. Flagg
RESOLUTION APPOINTING JOSEPH J. BERTONI AS LEGISLATIVE ASSISTANT

WHEREAS, the Broome County Legislature, by Resolution 318 of 1977, created the position of Legislative Assistant, and

WHEREAS, it is the opinion of this County Legislature that Joseph J. Bertoni will satisfactorily fulfill the duties of the position and it is appropriate to appoint him to the position of Legislative Assistant effective February 12, 2018, now, therefore, be it

RESOLVED, that Joseph J. Bertoni, 112 W. Franklin St., Apt. 1F, Endicott, New York, 13760 be and hereby is appointed to the position of Legislative Assistant to the Broome County Legislature effective February 12, 2018 to serve at the pleasure of the Chair.

Carried. Ayes-14, Nays-1 (Kaminsky)

Executive Deputy County Clerk, Christopher P. Dziedzic administered the Oath of Office to Joseph J. Bertoni.

RESOLUTION NO. 48

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE GREATER BINGHAMTON CHAMBER OF COMMERCE FOR FUNDING FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2018

WHEREAS, the Director of Planning requests authorization for an agreement with The Greater Binghamton Chamber of Commerce for funding in the amount not to exceed \$14,500 from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said funding will be used to support the plan for a "Deco District" project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Greater Binghamton Chamber of Commerce, 5 South College Drive, Suite 100, Binghamton, New York 13905 for funding from the Marketing and Economic Development allocation of the occupancy tax for the period January 1, 2018 through December 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor and amount not to exceed \$14,500, for the term of the agreement, and be it

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

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

Carried. Ayes-15, Nays-0

RESOLUTION NO. 49

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING REVISION OF THE TRAFFIC DIVERSION PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A REVISED PROGRAM BUDGET FOR 2018

WHEREAS, this County Legislature, by Resolution 483 of 2017, as amended by Resolution 17 of 2018, authorized and approved the renewal of the Traffic Diversion Program Grant for the Office of the District Attorney and adopted a program budget in the amount of \$422,335 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, said program grant funds salaries and benefits for positions to support the Traffic Diversion Program, contingent upon the availability of said funds, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$114,434 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Traffic Diversion Program Grant to reflect an increase of \$114,434 for the period January 1, 2018 through December 31, 2018, 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 \$536,769, and be it

FURTHER RESOLVED, that Resolution 483 of 2017 and 17 of 2018, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried. Ayes-15, Nays-0

Mr. Baker made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** Ayes-15, Nays-0. The meeting was adjourned at 5:23 p.m.