

**LEGISLATURE  
REGULAR SESSION  
OCTOBER 17, 2019**

The Legislature convened at 5:08 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-14, Absent-0, Vacant-1 (District 4).

Girl Scout Troop #30307 was invited to the podium to lead 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. Shaw and Mrs. Ryan were designated with Chairman Reynolds as participants in the "Short Roll Call".

Mr. Hilderbrant presented Girl Scout Troop #30307 a Certificate of Recognition for earning their Inside Government Badge.

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

- A. Letters from the County Executive, Jason T. Garnar:
1. Hazardous Materials Evacuation Emergency Order Letter
  2. Hazardous Materials Evacuation State of Emergency Declaration Letter
  3. Hazardous Materials Evacuation State of Emergency Cancellation Letter
  4. Commissioner of Aviation Appointment Letter
  5. Probation Director Appointment Letter

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

- A. Letters from the Chair, Daniel J. Reynolds:
1. Committee Designation Letter – Flagg
  2. Committee Designation Letter - Baldwin
  3. Committee Designation Letter – Kaminsky

Mr. Pasquale made a motion, seconded by Mrs. Kaminsky that the Session minutes of September 19, 2019 be approved as prepared and presented by the Clerk.  
**Carried.** Ayes-14, Nays-0, Vacant-1 (District 4).

Mr. Reynolds noted that the committee minutes September 19, 2019 through October 16, 2019 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. Whalen, seconded by Mr. Balles.

**Carried.** Ayes-14, Nays-0, Vacant-1 (District 4).

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

1. Legislature – Special County Administration Committee Meeting Notice
2. Legislature – Budget Review Schedule
3. Legislature – Daniel D. Reynolds Resignation Letter
4. SUNY Broome – Above Minimum Hire Report
5. SUNY Broome – Board of Trustees Minutes
6. SUNY Broome – Quarterly Income Statement
7. SUNY Broome – Budget Transfer Report
8. VISIT Binghamton – September Monthly Report

9. Supreme County Justice Eugene Faughnan – Case Recusal Letter
10. NYS Department of Transportation – Signal Replacement Project Details Letter
11. Fulton County Legislature – Resolution Opposing New License Plate Regulations Letter and Resolution
12. County Clerk – Order of Succession Letter

**RESOLUTIONS INTRODUCED AT THIS SESSION**

Mrs. Kaminsky made a motion, seconded by Mr. Baker to Suspend the Rules to consider Resolution 47-493 out of order.

**Motion to suspend the Rules carried.** Ayes-14, Nays-0, Vacant-1 (District 4)

**RESOLUTION NO. 493**

By All Members

Seconded by Mr. Baker

**RESOLUTION APPOINTING KIM A. MYERS AS BROOME COUNTY LEGISLATOR FOR DISTRICT FOUR**

WHEREAS, the Honorable Daniel D. Reynolds resigned effective September 19, 2019, leaving a vacancy in Broome County Legislative District 4, and

WHEREAS, Section 205, Article II of the Broome County Charter sets out the process for filling a vacancy on the County Legislature, and

WHEREAS, Kim A. Myers is a resident elector of Broome County Legislative District 4, 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 4, and

WHEREAS, the Town of Vestal Democratic Committee has recommended Kim A. Myers to succeed Daniel D. Reynolds, now, therefore, be it

RESOLVED, that Kim A. Myers, 209 Southwood Drive, Vestal, New York 13850, be and hereby is appointed as Broome County Legislator in and for Broome County Legislative District 4 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 October 17, 2019, 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-14, Nays-0, Vacant-1 (District 4)

Judge Lebus administered the Oath of Office to Mrs. Myers.

**RESOLUTION NO. 447**

By Health & Human Services and Finance Committees

Seconded by Mr. Baldwin

**RESOLUTION AUTHORIZING RENEWAL OF THE LOCAL REENTRY TASK FORCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH THE SOUTHERN TIER AIDS PROGRAM TO ADMINISTER SAID PROGRAM FOR 2019-2020**

WHEREAS, this County Legislature, by Resolution 388 of 2018, authorized and approved renewal of the Local Reentry Task Force Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$125,009 and authorized an agreement with the Southern Tier AIDS Program to administer said program for the period October 1, 2018 through September 30, 2019, and

WHEREAS, said program's initiative serves individuals released from prison receiving stabilization meds, service coordination, behavioral interventions and/or employment programs for the goal of reducing recidivism and increasing public safety, and

WHEREAS, it is desired to renew said program grant in the amount of \$125,009, adopt a program budget and renew the agreement with the Southern Tier AIDS Program to continue to administer said program for the period October 1, 2019 through September 30, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$125,009 from the New York State Division of Criminal Justice Services, Four Tower Place, Albany, New York 12203 for the Department of Mental Health's Local Reentry Task Force Program Grant for the period October 1, 2019 through September 30, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$125,009, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier AIDS Program, 22 Riverside Drive, Binghamton, New York 13905, to provide a Reentry Coordinator that will provide services to inmates after release from incarceration, for the period October 1, 2019 through September 30, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$125,009 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005036.2610474 (Southern Tier AIDS Program), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Local Reentry Task Force Program funds, for the period October 1, 2019 through September 30, 2020 provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 448**

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

#### **RESOLUTION AUTHORIZING RENEWAL OF THE FORENSIC SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2020**

WHEREAS, this County Legislature, by Resolution 35 of 2019, authorized and approved renewal of the Forensic Transitional Management Program for the Department of Mental Health and adopted a program budget in the amount of \$28,184 for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant serves persons with mental illness and/or chemical addiction involved with the Criminal Justice system designated by Family, Civil and Criminal courts as needing diagnostic evaluations before case disposition, and

WHEREAS, it is desired to renew said program grant in the amount of \$40,643 for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$40,643 from New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Forensic Services Program Grant for the period January 1, 2020 through December 31, 2020, 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 \$40,643, and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Forensic Services Program funds for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 449**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE ADDICTION CENTER PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 22 of 2019, authorized and approved renewal of the Addiction Center Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$444,472 and authorized an agreement with the Addiction Center of Broome County to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides outpatient treatment to individuals 18 and older, and their families who are suffering from substance use disorders and co-occurring disorders; offering the only outpatient rehabilitation program in Broome County, and

WHEREAS, it is desired to renew said grant program in the amount of \$446,218, adopt a program budget and renew the agreement with the Addiction Center of Broome County to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$286,713 from the New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, NY 12203 for the Department of Mental Health's Addiction Center Program Grant for the period January 1, 2020 through December 31, 2020, 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 \$446,218, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Addiction Center of Broome County, 30 West State Street, Binghamton, New York 13901 to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$440,810 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005005.2610477 (Contracted Services-ACBC), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Addiction Center Program funds, for the period January 1, 2020 through

December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 450**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE NYS ARC PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE BROOME TIOGA CHAPTER NYSARC INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 23 of 2019, authorized and approved renewal of the NYS ARC Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$547,262 and authorized an agreement with Broome Tioga Chapter NYSARC Inc. to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program advocates for an enhanced quality of life through skill advancement, inclusion, integration, and socialization; encouraging independence of persons with intellectual developmental and other disabilities through support services, and

WHEREAS, it is desired to renew said grant program in the amount of \$575,603, adopt a program budget and renew the agreement with Broome Tioga Chapter NYSARC Inc., to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$481,405 from the New York State Office for People with Developmental Disabilities, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's NYS ARC Program Grant for the period January 1, 2020 through December 31, 2020, 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 \$575,603, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Tioga Chapter NYSARC, 125 Cutler Pond Road, Binghamton, New York 13905, to continue to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$575,603 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005006.2610478 (Contracted Services-ARC), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional NYS ARC Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 451**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH COORDINATED CARE SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 28 of 2019, authorized and approved renewal of the Quality Assurance and Accountability Project Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$430,986 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant is dedicated to the development of high quality, integrated, outcome-oriented, culturally competent, cost-effective behavioral health and developmental disability services, and

WHEREAS, it is desired to renew said program grant in the amount of \$814,000, adopt a program budget and renew the agreement with Coordinated Care Services, Inc. to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$688,100 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Quality Assurance and Accountability Project Program Grant for the period January 1, 2020 through December 31, 2020, 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 \$814,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611 to continue to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$814,000 for the term of the agreement, and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Quality Assurance and Accountability Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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-15, Nays-0

### **RESOLUTION NO. 452**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE CATHOLIC CHARITIES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 24 of 2019, authorized and approved renewal of the Catholic Charities Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$3,233,453 and authorized an agreement with Catholic Charities of Broome County to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program serves people with developmental, mental health, co-occurring disorders, substance use disorders through a variety of supportive services such as Health Home, Residential, Youth Counseling, Family Peer Support Service, and Food Pantry, and

WHEREAS, it is desired to renew said grant program in the amount of \$3,256,598, adopt a program budget and renew the agreement with Catholic Charities of Broome County to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,256,598 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Catholic Charities Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$3,256,598, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,256,598 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005011.2610480 (Contracted Services-Catholic Charities), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Catholic Charities Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 453**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION AUTHORIZING RENEWAL OF THE CHILDREN'S HOME OF WYOMING CONFERENCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 25 of 2019, authorized and approved renewal of the Children's Home of Wyoming Conference Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$61,617 and authorized an agreement with the Children's Home of Wyoming Conference to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides Family Peer Support Services by trained and credentialed Family Peer Advocate offering outreach and information, engagement, advocacy and empowerment to parents and family members, and

WHEREAS, it is desired to renew said program grant in the amount of \$61,672, adopt a program budget and renew the agreement with the Children's Home of Wyoming Conference to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$61,672 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Children's Home of Wyoming Conference Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$61,672, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901-1696, to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$61,672 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005029.2610481 (Contracted Services-Children's Home of Wyoming Conference), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Children's Home of Wyoming Conference Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 454**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE CLEAR PATH FOR VETERANS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH CLEAR PATH FOR VETERANS, INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 201 of 2019, authorized and approved renewal of the Clear Path for Veterans Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$203,500 and authorized an agreement with Clear Path for Veterans, Inc., to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said grant program aims to build trust and maintain long term support with its unique Vet-to-Vet approach that provides guidance and hope to veterans struggling to readjust back to home life, and

WHEREAS, it is desired to renew said grant program in the amount of \$203,500 adopt a program budget and renew the agreement with Clear Path for Veterans, Inc., to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$203,500 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Clear Path for Veterans Program for the period January 1, 2020 through December 31, 2020, 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 \$203,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Clear Path for Veterans, Inc., 1223 Salt Springs Road, Chittenango, New York 13037 to administer said program grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$203,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610481 (Oher Fees for 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, 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 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-15, Nays-0

**RESOLUTION NO. 455**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY OPTIONS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AN AGREEMENT WITH COMMUNITY OPTIONS OF NEW YORK, INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 27 of 2019, authorized and approved renewal of the Community Options Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$76,330 and authorized an agreement with Community Options of New York, Inc. to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides person-centered services to support and maintain the individual with a mental health diagnosis in Supported Employment, and

WHEREAS, it is desired to renew said program grant in the amount of \$76,908, adopt a program budget and renew the agreement with Community Options of New York, Inc. to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$76,908 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Community Options Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$76,908, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Community Options of New York, Inc., 16 Farber Road, Princeton, New Jersey 08540 to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$76,908 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005031.2610483 (Contracted Services-Community Options), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Community Options Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 456**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION AUTHORIZING RENEWAL OF THE FAIRVIEW RECOVERY SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH FAIRVIEW RECOVERY SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 29 of 2019, authorized and approved renewal of the Fairview Recovery Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,939,929 and authorized an agreement with Fairview Recovery Services, Inc. to administer said program for the period January 1, 2019 through December 31, 2019 and

WHEREAS, said program grant provides funding for Part 820 Residential Redesign programs of Stabilization, Residential Rehab and Reintegration programs licensed by NYS Office of Alcoholism and Substance Abuse Services, and

WHEREAS, it is desired to renew said program grant in the amount of \$1,974,596, adopt a program budget, and renew the agreement with Fairview Recovery Services, Inc. to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,448,952 from the New York State Office of Alcoholism & Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203 and \$525,644 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Fairview Recovery Services Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,974,596, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Fairview Recovery Services, Inc., 5 Merrick Street, Binghamton, New York 13904 to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,974,596 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005012.2610484 (Contracted Services-Fairview Recovery Services), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Fairview Recovery Services Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 457**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION AUTHORIZING RENEWAL OF THE FAMILY AND CHILDREN'S COUNSELING SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 30 of 2019, authorized and approved renewal of the Family and Children's Society Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$388,237 and authorized an agreement with the Family and Children's Society to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program provides an array of counseling and support services including a Vocational Incentives, Program, School-based Mental Health Program, Non-Medicaid Care Coordination and an Article 31 clinic, and

WHEREAS, it is desired to renew said program grant in the amount of \$391,884, adopt a program budget and renew the agreement with the Family and Children's Counseling Services to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$391,884 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Family and Children's Counseling Services Program Grant for the period January 1, 2020 through December 31, 2020, 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 \$391,884, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Family and Children's Society, 355 Riverside Drive, Johnson City New York 13790 to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$391,884 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005007.2610485 (Contracted Services-Family and Children's Society), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate Family & Children's Society Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 458**

By Health & Human Services and Finance Committees

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING RENEWAL OF HELIO HEALTH PROGRAM GRANT F/K/A MEDICALLY SUPERVISED REHABILITATION SERVICES GRANT FOR THE DEPARTMENT**

**OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH HELIO HEALTH INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 38 of 2019, authorized and approved renewal of the Medically Supervised Rehabilitation Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,650,000 and authorized an agreement with Helio Health Inc. to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said grant program supports fifty beds for medically supervised withdrawal and stabilization services and prepares patients for the next appropriate level of care, and

WHEREAS, it is desired to renew said grant program in the amount of \$1,650,000 adopt a program budget and renew the agreement with Helio Health, Inc, to continue to administer said program for the period January 1, 2020 through December 30, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,650,000 from the Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203, for the Department of Mental Health's Helio Health Program Grant f/k/a Medically Supervised Rehabilitation Services Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,650,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Helio Health Inc., 4567 Crossroads Park Drive, Liverpool, New York 13066 to continue to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,650,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005043.2610486 (Syracuse Brick House), 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 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-14, Nays-1 ( Flagg)

**RESOLUTION NO. 459**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION AUTHORIZING RENEWAL OF THE LOURDES HOSPITAL PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 31 of 2019, authorized and approved renewal of the Lourdes Hospital Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$464,3825 and authorized an agreement with Our Lady of Lourdes Hospital to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides short term mental health services to Juvenile Justice and PINS youth; the Student Assistance Program (SAP) and the ADEPT program provide prevention education/early intervention services in Broome County Schools, and

WHEREAS, it is desired to renew said grant program in the amount of \$466,496, adopt a program budget, and renew the agreement with Our Lady of Lourdes Hospital to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$466,496 from New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12223-3526 for the Department of Mental Health's Lourdes Hospital Program Grant for the period January 1, 2020 through December 31, 2020, 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 \$466,496, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$466,496 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004416.2610487 (Contracted Services-Lourdes Hospital), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Lourdes Hospital Program funds, for the period January 1, 2020 through December 31, 2020, 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 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 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. 460**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF MENTAL HEALTH ASSOCIATION PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH THE MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER, INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 29 of 2019, authorized and approved renewal of the Mental Health Association Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,665,842 and authorized an agreement with the Mental Health Association of the Southern Tier, Inc. to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program provides advocacy services, educational presentation, prevention programs and resource referrals; serves clients and families providing mental health professionals and advocates to combat mental illness, and

WHEREAS, it is desired to renew said grant program in the amount of \$1,673,407, adopt a program budget and renew the agreement with the Mental Health Association of the Southern Tier, Inc. to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,673,407 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York, 12229, for the Department of Mental Health's Mental Health Association Program Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,673,407, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Mental Health Association of the Southern Tier, Inc., 47 Broad Avenue, Binghamton, New York 13904, to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,673,407 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005009.2610488 (Contracted Srvs-MHA), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Mental Health Association Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate is not changed, 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 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. 461**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE MENTAL HEALTH SCHOOLS PROJECT GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 33 of 2019, authorized and approved renewal of the Mental Health Schools Project Grant, adopted a program budget in the amount of \$416,830 and authorized an agreement with various vendors to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant ensures community resources serving school sites are optimized, well-coordinated, and advance the goals of the Promise Zone initiative, and

WHEREAS, it is desired to renew said grant program in the amount of \$416,830, adopt a program budget and authorize the agreement with Binghamton University and Broome Tioga BOCES to administer said project for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$416,830 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Mental Health Schools Project Grant for the period January 1, 2020 through December 31, 2020, 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 \$416,830, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Binghamton University, P.O. Box 6000, University Downtown Center, Binghamton, New York 13902 and Broome Tioga BOCES, 435 Upper Glenwood Road, Binghamton, New York 13905 for services related to the Department of Mental Health's Mental Health Schools Project Grant for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Binghamton University and Broome Tioga BOCES an aggregate amount not to exceed \$416,830 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610489 (Other Fees for 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, 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 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-15, Nays-0

#### **RESOLUTION NO. 462**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE UNITED HEALTH SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS, INC. TO ADMINISTER SAID PROGRAM FOR 2020**

WHEREAS, this County Legislature, by Resolution 34 of 2019, authorized and approved renewal of the United Health Services Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$1,092,698 and authorized an agreement with United Health Services to administer said program for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said program grant provides funding for programs to address chemical dependency, mental health concerns, group therapy and 24-hour crisis service for confidential psychiatric advice, and

WHEREAS, it is desired to renew said grant program in the amount of \$1,313,694 adopt a program budget and renew the agreement with United Health Services Hospitals, Inc. to continue to administer said program for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,313,694 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's United Health Services Program Grant for the period January 1, 2020 through December 31, 2020, and be it



FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$1,313,694, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services Hospitals, Inc., 20-42 Mitchell Avenue Binghamton, New York 13903 to administer said program for the Department of Mental Health for the period January 1, 2020 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,313,694 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005010.2610490 (Contracted Services-United Health Services), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional United Health Services Program funds, for the period January 1, 2020 through December 31, 2020, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary total is not changed, 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 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-15, Nays-0

#### **RESOLUTION NO. 463**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH ROBERT RUSSELL ED.D FOR PSYCHOLOGICAL CONSULTATION SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2020**

WHEREAS, this County Legislature, by Resolution 37 of 2019, authorized renewal of an agreement with Robert Russell ED.D for psychological consultation services for the Department of Mental Health at a cost not to exceed \$40,094, for the period January 1, 2019 through December 31, 2019, and

WHEREAS, said agreement is necessary to provide mandated psychological services to the Court Liaison Unit and psychological consultation to the Department of Mental Health, and

WHEREAS, said agreement expires by its terms on December 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$40,094, for the period January 1, 2020 through December 31, 2020, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Dr. Robert Russell ED.D, 1255 Fowler Place, Binghamton, New York 13903, for psychological consultation services for the Department of Mental Health for the period January 1, 2020 through December 31, 2020 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$40,094 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573 (Other Fees for Service), 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. 464**

By Health & Human Services and Finance Committees Seconded by Mr. Shaw  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE HEALING COMMUNITIES STUDY PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND AUTHORIZING AN AGREEMENT WITH COORDINATED CARE SERVICES TO ADMINISTER SAID PROGRAM FOR 2019-2023**

WHEREAS, the Director of Mental Health requests authorization to accept the HEALING Communities Study Program Grant, to adopt a program budget in the amount of \$808,464 and to enter into an agreement with Coordinated Care Services to administer said program for the period September 1, 2019 through March 31, 2023, and

WHEREAS, said program grant will generate evidence about how tools for preventing and treating opioid addiction are most effective at the local level with a goal of preventing and treating opioid misuse and opioid use disorder now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$808,464 from Columbia University, 116th St & Broadway, New York, NY 10027, for the Department Mental Health's HEALING Communities Study Program Grant for the period September 1, 2019 through March 31, 2023, 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 \$808,464, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, 1099 Jay Street, Rochester, NY 14611, to administer said program grant, for the period September 1, 2019 through March 31, 2023, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$808,464 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6004573.2610491 (Other Fees for Services), and be it

FURTHER RESOLVED, that the County Executive or their 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 their 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 their duly authorized representative are 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. 465**

By Health & Human Services and Finance Committees Seconded by Mr. Shaw  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH HEALTHPRO (AFFINITY) REHABILITATION FOR REHABILITATION THERAPY SERVICES FOR RESIDENTS OF THE WILLOW POINT REHABILITATION AND NURSING CENTER FOR 2013**

WHEREAS, this County Legislature, by Resolution 514 of 2012, as amended by Resolution 387 of 2018, authorized an agreement with HealthPro (Affinity) Rehabilitation for therapy services for residents of the Willow Point Rehabilitation and Nursing Center at the rate of

\$1.32 for each clinical minute of services provided to all residents and patients, regardless of payor source, Provided, however, Facility shall not pay HealthPro (Affinity) for any clinical minute of service provided to a resident of patient whose care is reimburse by Medicare Part A or Managed Care Part A once the number of clinical minutes provided to that resident or patient exceeds one hundred and five percent (105%) of the Medicare standard minimum number of minutes of therapy needed for that patient to fall into the applicable RUG's Category, for the period January 4, 2013 through December 31, 2019, and

WHEREAS, said agreement is necessary to provide rehabilitation therapy services for residents of the Willow Point Rehabilitation and Nursing Center, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through April 30, 2021 and restate in its entirety the Medicare Part A pricing attached hereto as Exhibit "A, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with HealthPro (Affinity) Rehabilitation to extend the period through April 30, 2021 and restate in its entirety the Medicare Part A pricing attached hereto as Exhibit "A" for therapy services for the Willow Point Rehabilitation and Nursing Center, and be it

FURTHER RESOLVED, that Resolutions 514 of 2012 and 387 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 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. 466**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH MEALS ON WHEELS OF WESTERN BROOME FOR FROZEN MEALS PROVIDED BY THE OFFICE FOR AGING FOR 2019-2020**

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with Meals on Wheels of Western Broome for frozen meals provided by the Office for Aging with revenue to the County at the rate of \$2.50 per meal, total amount estimated at \$10,000 for the period October 1, 2019 through December 31, 2020, and

WHEREAS, said agreement is necessary for Western Broome Meals on Wheels to provide to its clients frozen meals which will be purchased from the Broome County Office for Aging, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Meals on Wheels of Western Broome, 705 West Main Street, Endicott, New York 13760 for frozen meals provided by the Office for Aging for the period October 1, 2019 through December 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at the rate of \$2.50 per meal, total amount estimated at \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 34010006.5000161.3410654 (OFA Fees), and be it

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

**Carried.** Ayes-15, Nays-0

#### **RESOLUTION NO. 467**

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Shaw

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2019-2022**

WHEREAS, the Directory of Emergency Services requests authorization to accept a State Homeland Security Program Grant (SHSP) for the Office of Emergency Services and adopt a program budget in the amount of \$364,894 for the period September 1, 2019 through August 31, 2022, and

WHEREAS, said program grant assists in law enforcement terrorism prevention activities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$364,894 from the New York State Division of Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7A Suite 710, Albany New York, 12242, for the Office of Emergency Services Homeland Security Program Grant for the period September 1, 2019 through August 31, 2022, 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 \$364,894, 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. 468**

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

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE HAZMAT HOMELAND SECURITY PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2019-2021**

WHEREAS, the Director of Emergency Services requests authorization to accept a HazMat Homeland Security Program Grant for the Office of Emergency Services and adopt a program budget in the amount of \$108,000 for the period October 1, 2019 through August 31, 2021, and

WHEREAS, said program grant provides funding for emergency response teams that provide hazardous materials services through equipment, training, exercise and planning projects, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$108,000 from the New York State Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7a, Albany, New York 12242 for the Office of Emergency Services HazMat Homeland Security Program Grant for the period October 1, 2019 through August 31, 2021, 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 \$108,000, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to

form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Director of Management and Budget and/or 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. 469**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Shaw  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE JOHNSON CITY POLICE DEPARTMENT FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S CIVIL FORFEITURE PROCEEDS FOR 2019-2020**

WHEREAS, the District Attorney requests authorization for an agreement with the Johnson City Police Department to provide funding from the Office of the District Attorney's Civil Forfeiture Proceeds at a cost not to exceed \$30,000, for the period October 18, 2019 through October 16, 2020, and

WHEREAS, said funding will be used towards the purchase of Critical Incident Response Vehicle which will respond to all critical incidents in Johnson City, the City of Binghamton, the Town of Vestal that require Metro SWAT, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Johnson City Police Department, 243 Main Street, Johnson City, New York 13790 for funding from the Office of the District Attorney's Civil Forfeiture Proceeds for the period October 18, 2019 through October 16, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 94000099.4660038 (Civil Forfeiture Proceeds), and be it

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

**Carried.** Ayes-15, Nays-0

#### **RESOLUTION NO. 470**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Shaw  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE CITY OF BINGHAMTON POLICE DEPARTMENT FOR FUNDING FROM THE OFFICE OF THE DISTRICT ATTORNEY'S TRAFFIC DIVERSION PROGRAM FOR 2019-2020**

WHEREAS, the District Attorney requests authorization for an agreement with the City of Binghamton Police Department to provide funding from the Office of the District Attorney's Traffic Diversion Program at a cost not to exceed \$50,000, for the period October 18, 2019 through October 16, 2020, and

WHEREAS, said funding will be used towards overtime associated with trial preparation and major crime investigations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the City of Binghamton Police Department, 38 Hawley Street, Binghamton, New York 13901 for funding



extend the period through January 1, 2021, at no additional cost to the County, for professional engineering services for the Department of Aviation, and be it

FURTHER RESOLVED, that Resolution 345 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 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. 473**

By Public Works & Transportation and Finance Committees                      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH DELTA ENGINEERS, ARCHITECTS AND LAND SURVEYORS FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2020-2022**

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Delta Engineers, Architects and Land Surveyors for professional engineering services for the Department of Public Works at a cost not to exceed \$600,000, for the period January 1, 2020 through December 31, 2022, and

WHEREAS, said agreement is necessary for professional facilities engineering services on an "as needed" basis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, Architects and Land Surveyors, 860 Hooper Road, Endwell, New York 13901 for professional services for the Department of Public Works for the period January 1, 2020 through December 31, 2022, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor according to the rates listed on Exhibit "A", total amount not to exceed \$600,000, for the term of the agreement, 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-13, Nays-0, Abstain-2 (Baldwin, Reynolds)

#### **RESOLUTION NO. 474**

By Public Works & Transportation, Personnel and Finance Committees                      Seconded by Mr. Shaw  
**RESOLUTION AUTHORIZING REVISION OF THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY (BMTS) GRANT AND ADOPTING A REVISED PROGRAM BUDGET FOR 2019-2020**

WHEREAS, this County Legislature, by Resolution 17 of 2019, authorized and approved renewal of the Binghamton Metropolitan Transportation Study (BMTS) Grant and adopted a program budget in the amount of \$1,069,868 for the period April 1, 2019 through March 31, 2020, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$308,723 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Binghamton Metropolitan Transportation Study (BMTS) Grant to reflect an increase of \$308,723 for the period April 1, 2019 through March 31, 2020, 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 \$1,378,591, and be it

FURTHER RESOLVED, that Resolution 17 of 2019, 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. 475**

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH BERGMANN ASSOCIATES FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 2018-2020**

WHEREAS, this County Legislature, by Resolution 431 of 2018, authorized an agreement with Bergmann Associates for professional services for the Department of Planning and Economic Development at a cost not to exceed \$40,000 for the period January 1, 2018 through January 31, 2020, and

WHEREAS, said agreement is necessary to refine local land use regulations to enable the adoption of design guidelines by the Village of Johnson City, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$65,000 for the preparation of a feasibility study for a rail trail in the Village of Johnson City, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Bergmann Associates, 280 E. Broad Street, Suite 200, Rochester, New York 14604 to increase the not to exceed amount by \$65,000 for the preparation of a feasibility study for a rail trail in the Village of Johnson City for the Department of Planning and Economic Development for the period January 1, 2018 through January 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$105,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 37000007.6004255.3710080 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 431 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 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. 476**

By Finance Committee

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY FROM THE 2019 TAX SALE AUCTION, REJECTING BIDS AND AUTHORIZING SELLBACKS**

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



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

WHEREAS, the Director of Real Property Tax Service advises that a tax sale auction for 2019 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property from the 2019 Broome County tax sale auction to the successful bidders, rejecting bids and authorizing sellbacks as indicated on the attached Exhibit "A", and be it

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

**Carried.** Ayes-15, Nays-0

#### **RESOLUTION NO. 477**

By Personnel, Public Works & Transportation and Finance Committees Seconded by Mr. Shaw  
**RESOLUTION CONFIRMING THE APPOINTMENT OF MARK HEEFNER AS COMMISSIONER OF AVIATION**

WHEREAS, the County Executive, pursuant to the authority vested in him by Article X-A, Section C1001-A of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, Mark Heefner as Commissioner of Aviation, at the annual base salary of \$82,083, effective October 17, 2019, and

WHEREAS, Mark Heefner is fully qualified to fill the position of Commissioner of Aviation, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article X-A, Section C1001-A of the Broome County Charter and Administrative Code to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, confirms the appointment of Mark Heefner, 606 Carl Street, Endicott, New York 13760 as Commissioner of Aviation, at the annual base salary of \$82,083, effective October 17, 2019, in accordance with his appointment by the County Executive.

**Carried.** Ayes-15, Nays-0

#### **RESOLUTION NO. 478**

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

**RESOLUTION CONFIRMING APPOINTMENT OF TERRY CAREY AS BROOME COUNTY PROBATION DIRECTOR (GROUP B)**

WHEREAS, Jason T. Garnar, Broome County Executive, pursuant to the authority vested in him by Article XXIV, Section 2402 of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, Terry Carey as Probation Director (Group B), at the annual base salary of \$75,442, effective October 17, 2019, and

WHEREAS, Terry Carey is fully qualified to fill the position of Probation Director (Group B), and

WHEREAS, it is desired at this time, pursuant to the provisions of Article XXIV, Section 2404 of the Broome County Charter and Administrative Code to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, confirms the appointment of Terry Carey, 37 Weymouth Lane, Johnson City, New York 13790 as Probation Director (Group B), at the annual base salary of \$75,442, effective October 17, 2019, in accordance with her appointment by the County Executive.

**Carried.** Ayes-15, Nays-0



**LOCAL LAW INTRO. NO. 7 OF 2019**

**A LOCAL LAW ESTABLISHING A DEMONSTRATION PROGRAM IMPOSING OWNER LIABILITY FOR FAILURE OF AN OPERATOR TO STOP FOR A SCHOOL BUS DISPLAYING A RED VISUAL SIGNAL AND STOP-ARM**

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

**Section 1.** A new Chapter 337 is added to the Broome County Charter and Code to read as follows:

VEHICLE OWNER LIABILITY FOR FAILURE OF OPERATOR TO STOP FOR A SCHOOL BUS DISPLAYING A RED VISUAL SIGNAL AND STOP-ARM

Section 337-1. Program Established.

a. There is hereby established a demonstration program imposing monetary liability on owners of vehicles for failure of the operators thereof to comply with section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20 and 21-c of section 375 of the New York Vehicle and Traffic Law in Broome County.

b. Under such demonstration program the County is empowered to install and operate school bus photo violation monitoring systems which may be stationary or mobile, and which may be installed, pursuant to an agreement with a school district within the County on school buses owned and operated by such school district. Provided, however, that:

- i. No stationary school bus photo violation monitoring system shall be installed or operated by the County, except on roadways under the jurisdiction of the County; and
- ii. No mobile school bus photo violation monitoring system shall be installed or operated on any such school buses unless the County and such district enter into an agreement for such installation and operation.

c. To carry out the demonstration program, the County is authorized to enter into agreements with school districts for the installation, maintenance and use of school bus photo violation monitoring systems, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County, subject to the provisions of this section and section 1174-a of the New York Vehicle and Traffic Law and approval of the County Legislature, provided however, that the County shall not enter into an agreement with any city school district wholly contained within a city.

d. Nothing in this local law shall be construed to prevent the County or school district at any time from withdrawing from or terminating an agreement for the installation, maintenance and use of school bus photo violation monitoring systems, provided, however, that the County or the school district shall provide no less than twenty days' notice to other signatories of such agreements before withdrawing.

e. The total cost to the school district of the installation, maintenance and use of school bus photo violation monitoring systems pursuant to an agreement authorized by this local law shall be borne entirely by the County. On or before September first of each year, the school district shall determine and certify to the County the total cost to the school district for the school year ending the preceding June thirtieth of installing, maintaining and using such systems within the county, for the proper handling and custody of photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County. On or before the following December first of each year, the County shall pay to the school district such cost so certified to it on or before the preceding September first. Not later than twenty days after each such payment is submitted or is due, whichever occurs first, the school district shall submit to the County Director of the Office of Management and Budget and the chairperson of the Finance Committee of the Legislature a report showing the amount of costs so certified and the amount of payments so received or due. If the County fails to make the payment required to the school district by the twentieth day after the date such payment was due, (i) the school district shall notify the County director of the Office of Management and Budget and the chairperson of the Finance Committee of the Legislature of such occurrence within twenty-four

hours of such day; and (ii) the demonstration program shall be suspended within the County until such time as the County makes the payment required to the school district. The school district shall notify the County Director of the Office of Management and Budget and the chairperson of the Finance Committee of the Legislature of such payment within seven business days of its receipt provided, however, that any notice of liability issued prior to such date shall not be voided.

f. The contract between the County and the school district shall provide that any images or images captured by school bus photo violation monitoring systems shall be inadmissible in any disciplinary proceeding convened by such school district or any school bus contractor thereof, and any proceeding initiated by the New York State Department of Transportation involving licensure privileges of school bus operators. Any school bus photo violation monitoring device mounted on a school bus shall be directed outwardly from such school bus to capture images of vehicles operated in violation of section 1174 of this chapter, and images produced by such device shall not be used for any other purpose.

g. Any school district participating in the demonstration program shall be prohibited from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems but shall provide, pursuant to the agreement with the County, as provided in this local law, for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems, and for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the County for the purpose of determining whether a motor vehicle was operated in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.

h. The agreement between the County and the school district shall provide that photographs, microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (a) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this local law or (b) upon final disposition of a notice of liability issued pursuant to this local law.

i. The County shall adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians and cyclists whose identity and identifying information may be captured by a school bus photo monitoring device. Such measures shall include:

i. utilization of necessary technologies to ensure, to the extent practicable, that photographs produced by such school photo violation monitoring systems shall not include images that identify the driver, the passengers, the contents of the vehicle, pedestrians and cyclists provided, however, that no notice of liability issued pursuant to this section shall be dismissed solely because a photograph or photographs allow for the identification of the contents of a vehicle, provided that the County has made a reasonable effort to comply with the provisions of this paragraph;

ii. a prohibition of the use or dissemination of vehicles' license plate information and other information and images captured by school bus photo violation monitoring systems except: (a) as required to establish liability under this section or collect payment of penalties; (b) as required by court order; or (c) as otherwise required by law;

iii. the installation of signage in conformance with standards established in the MUTCD at each roadway entrance of the jurisdictional boundaries of the County giving notice that school bus photo violation monitoring systems are used to enforce restrictions on vehicles violating section 1174 of the New York Vehicle and Traffic Law. For the purposes of this paragraph, the term "roadway" shall not include state expressway routes or state interstate routes but shall include controlled-access highway exit ramps that enter the boundaries of the County; and

iiii. oversight procedures to ensure compliance with the aforementioned privacy protection measures.

337-2. Definitions.

For purposes of this local law, the following terms shall have the following meanings:

- a. "County" shall mean the County of Broome;
- b. "Manual on uniform traffic control devices" or "MUTCD" shall mean the manual and specifications for a uniform system of traffic control devices maintained by the commissioner of transportation pursuant to section 680 of the New York Vehicle and Traffic Law;
- c. "Owner" shall have the meaning provided in article two-b the New York Vehicle and Traffic Law; and
- d. "School bus photo violation monitoring system" shall mean a device that is capable of operating independently of an enforcement officer which is installed to work in conjunction with a school bus stop-arm and which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of a vehicle at the time it is used or operated in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law.

337-3. Penalties.

An owner liable for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this local law shall be liable for monetary penalties in accordance with the following schedule of fines and penalties.

- a. two hundred fifty dollars for a first violation;
- b. two hundred seventy-five dollars for a second violation committed within eighteen months of the first violation;
- c. three hundred dollars for a third or subsequent violation all of which were committed within eighteen months from the first violation, and
- d. an additional penalty of twenty-five dollars for each violation for the failure to respond to a notice of liability within the prescribed time period.

337-4. Notice of Liability.

a. A notice of liability shall be sent by first class mail to each person alleged to be liable as an owner for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law. Personal delivery on the owner shall not be required. A manual or automatic record of mailing prepared in the ordinary course of business shall be prima facie evidence of the facts contained therein.

b. A notice of liability shall contain the name and address of the person alleged to be liable as an owner for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law, the registration number of the vehicle involved in such violation, the location where such violation took place, the date and time of such violation and the identification number of the camera which recorded the violation or other document locator number.

c. A notice of liability shall contain information advising the person charged of the manner and the time in which he or she may contest the liability alleged in the notice. Such notice of liability shall also contain a warning to advise the persons charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon.

337-5. Owner Liability.

a. The demonstration program established hereunder shall provide that the owner of a vehicle shall be liable for a penalty imposed pursuant to this local law if such vehicle was used or operated with the permission of the owner, express or implied, in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law and such violation is evidenced by information obtained from a school bus photo violation monitoring system; provided however that no owner of a vehicle shall be liable for a penalty imposed by subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law where the operator of such vehicle has been convicted of the underlying violation of subdivision (a) of Section 1174 of the Vehicle and Traffic Law. For purpose of this subsection, there shall be a presumption that such vehicle was used and operated with the consent of the owner at the time it was used and operated in violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law.

b. If an owner receives a notice of liability pursuant to this local law for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (a) of section 1174 of the New York Vehicle

and Traffic Law pursuant to this local law that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision, it shall be sufficient that a certified copy of the Police report be submitted to the court having jurisdiction.

c. An owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to this local law shall not be liable for the violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law, provided that he or she sends to the Court of Competent Jurisdiction a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within 37 days after receiving notice from the agency of the date and time of such violation, together with the other information contained in the original notice of liability. Failure to send such information within such 37-day time period shall render the owner liable for the penalty prescribed by this local law. Where the Lessor complies with the provisions of this paragraph, the lessee of such vehicle for purposes of this section, shall be deemed to be the owner of such vehicle on the date of such violation shall be deemed to be the owner of such vehicle for the purposes of this section, shall be subject to liability for the violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this local law and shall be sent a notice of liability pursuant to section 4 of this local law.

d. A certificate, sworn to or affirmed by a technician employed by the County, or a facsimile thereof, based upon inspection of photographs, microphotographs, videotapes, other recorded images produced by a school bus photo violation monitoring system, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation.

e. It shall be a defense to any prosecution for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this local law that such school bus stop-arms were malfunctioning at the time of the alleged violation.

f. For the purpose of informing and educating owners of motor vehicles in this County during the first thirty-day period in which a school bus photo violation monitoring system is in operation pursuant to the provisions of this local law, all owners of motor vehicles who would otherwise be held liable for failure of operators thereof to comply with section 1174 of the New York Vehicle and Traffic Law when meeting a school bus marked and equipped as provided in subdivisions 20-21-c of section 375 of such law, shall be issued a written warning in lieu of a notice of liability.

337-6. Adjudication of Liability.

Liability pursuant to the demonstration program established hereunder shall be imposed upon owners by the Court of competent jurisdiction in Broome County.

337-7. Action for Indemnification.

If the owner held liable for a violation of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law pursuant to this local law was not the operator of the vehicle at the time of the violation, the owner may maintain an action for indemnification against the operator.

337-8. Annual Report.

a. The County shall submit an annual report on the results of the use of a school bus photo violation monitoring system to the Governor, the temporary president of the Senate and the speaker of the Assembly on or before June 1 of each year in which the demonstration program is operable. Such report shall include, but not be limited to:

- i. The number of buses and a description of the routes where stationary and mobile school bus photo violation monitoring systems were used;
- ii. The aggregate number, type and severity of accidents reported at locations where a school bus photo violation monitoring system is used for the year preceding the installation of such system, to the extent the information is maintained by the department of motor vehicles of this state:
- iii. The aggregate number, type and severity of accidents reported at locations where a school bus photo violation monitoring system is used, to the extent the information is maintained by the department of motor vehicles of this state;

- iiii. The number of violations recorded at each location where a school bus photo violation monitoring system is used and in the aggregate on a daily, weekly and monthly basis;
  - v. The number of convictions for violations of subdivision (a) of section 1174 of the New York Vehicle and Traffic Law recorded at each location where a school bus photo violation monitoring system is used on an annual basis, to the extent the information is maintained by the department of motor vehicles of this state.
  - vi. The total number of notices of liability issued for violations recorded by such systems;
  - vii. The number of fines and total amount of fines paid after the first notice of liability issued for violations recorded by such systems;
  - viii. The number of violations adjudicated and results of such adjudications including breakdowns of dispositions made for violations recorded by such systems.
  - ix. The total amount of revenue realized by the County from such adjudications;
  - x. The expenses incurred by the County in connection with the program;
  - xi. The quality of the adjudication process and its results including the total number of hearings scheduled, re-scheduled, and held; the total number of persons scheduled for such hearings; the total number of cases where fines were paid on or before the hearing date; and the total number of default judgments entered; and
  - xii. A description of public education activities conducted to warn motorists of the dangers of overtaking and passing stopped school buses.
- b. The County shall annually provide a copy of the annual report submitted pursuant to this local law, to each local law enforcement agency having jurisdiction to enforce violations of the vehicle and traffic law or any ordinance, rule or regulation relating to traffic adopted pursuant to such law on roadways within the County.

**Section 2. Severability.**

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

**Section 3. Effective Date**

This local law shall take effect immediately upon final adoption and shall remain in full force and effect only until December 1, 2024.

**Carried.** Ayes-15, Nays-0

**RESOLUTION NO. 481**

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

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE HOMELAND SECURITY PSAP PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2020**

WHEREAS, the Director of the Office of Emergency Services requests authorization to accept a Homeland Security PSAP Program Grant for the Office of Emergency Services and adopt a program budget in the amount of \$237,798 for the period January 1, 2020 through December 31, 2020, and

WHEREAS, said program assists with maintenance costs of running the 911 center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$237,798 from New York State Homeland Security and Emergency Services, 1220 Washington Avenue, Building 7A, Albany, New York 12242 for the Office of Emergency Services Homeland

Security PSAP Program Grant for the period January 1, 2020 through December 31, 2020, 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 \$237,798, 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. 482**

By Health & Human Services and Finance Committees

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR PROFESSIONAL LABORATORY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2020**

WHEREAS, this County Legislature, by Resolution 511 of 2018, authorized an agreement with Our Lady of Lourdes Hospital for professional laboratory services at a cost not to exceed \$20,000, for the period January 1, 2019 through December 31, 2019, and

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

WHEREAS, said agreement expires by its terms on December 31, 2019, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$20,000 for the period January 1, 2020 through December 31, 2020, with the option for two one-year renewals under the same terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, for professional laboratory services for the Department of Health for the period January 1, 2020 through December 31, 2020, with the option for two one-year renewals under the same terms and conditions, and be it,

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25020004.6004402 (Lab 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. 483**

By Finance Committee

Seconded by Mr. Shaw

#### **RESOLUTION AUTHORIZING THE CORRECTION OF TAXES ON A PARCEL IN THE TOWN OF UNION**



WHEREAS, the Director of Real Property Tax Service requests authorization to correct taxes on a parcel in the Town of Union, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the correction of taxes on a parcel in the Town of Union as follows:

Parcel Tax Map #: 157.08-7-15  
 Town: Union  
 Owner: Belardinelli  
 Address: 320 Scarborough Drive  
 Reason: Erroneous water and sewer charges

	<u>Incorrect Tax</u>	<u>Correct Tax</u>
County	\$17.14	\$17.41
Town	2.92	2.92
Pt Twn Out	1.01	1.01
Hwy Out	3.62	3.62
Fire	3.76	3.76
Library	1.42	1.42
Parks	1.92	1.92
Ret Sewer	81.55	0
Ret Water	79.77	0
Ambulance	.22	.22
Total	\$193.60	\$32.28

RESOLVED, that this County Legislature hereby authorizes the Director of the Office of Management and Budget to execute any and all adjustments to tax bills, tax records and property records as may be necessary to implement the intent of this Resolution.

**Carried.** Ayes-15, Nays-0

**RESOLUTION NO. 484**

By Personnel and Finance Committees Seconded by Mr. Shaw  
**RESOLUTION AUTHORIZING 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 398 of 2018, and

WHEREAS, it is necessary at this time to authorize and approve the hourly rate schedule for non-union, temporary and seasonal employees, effective January 1, 2020, as shown on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the hourly rate schedule for non-union, temporary and seasonal employees, effective January 1, 2020 as shown on Exhibit "A".

Mr. Shaw made a motion, seconded by Mr. Baker to amend the Resolution to include page 2 of Exhibit "A".

**Amendment carried.** Ayes-15, Nays-0

**Heldover under the Rules**

**RESOLUTION NO. 485**

By Finance and Personnel Committees Seconded by Mrs. Kaminsky  
**RESOLUTION ESTABLISHING RATE OF COMPENSATION FOR NON-UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 2020**

RESOLVED, that this County Legislature hereby authorizes a stipend for the Commissioner of Mental Health and Social Services, and the Deputy County Executive of \$8,000 per annum for each position, while they perform additional duties due to the vacancy of the second Deputy County Executive position, and be it

FURTHER RESOLVED, that the County Legislature wishes to authorize the same stipends for the 2020 year, and, be it

FURTHER RESOLVED, that the salary increase authorized by this Resolution shall be rescinded if, at any time a second Deputy County Executive is hired, and be it

FURTHER RESOLVED, all non-union Administrative I personnel will receive a two percent (2.0%) salary increase, effective January 1, 2020, and be it

FURTHER RESOLVED, all non-union Administrative II personnel will receive a two percent (2.0%) salary increase, effective January 1, 2020, and be it

FURTHER RESOLVED, all non-union Attorney personnel AT-1 through AT-6, will receive a two percent (2.0%) salary increase, effective January 1, 2020, and be it

FURTHER RESOLVED, that all non-union Administrative I, Administrative II and Attorney position minimums are established pursuant to the schedule attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that other Broome County appointed, elected and miscellaneous officials salaries are established pursuant to the schedule attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that the Director of Management and Budget is hereby authorized, empowered and directed to correct any modifications, changes, additions and/or typographical errors not affecting the substance of the budget and that the Director of Management and Budget is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

**Heldover under the Rules**

**RESOLUTION NO. 486**

By Finance Committee

Seconded by Mr. Baker

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2020**

WHEREAS, the County has contributed financial support to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2020 Broome County Budget, and

WHEREAS, said financial support shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis,

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreement, approved as to form by the Department of Law, with the contract amount authorized in the 2020 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>	<u>Department</u>	<u>Account</u>
Broome County Soil & Water Conservation District	\$ 72,970	37000007	6005017
BCC Foundation	\$ 15,000	40000008	6004138

and be it

FURTHER RESOLVED, that said contract shall be in form substantially similar to those used in prior years for each specific agency conditioned upon and limited to the monetary

amount and funding distribution criteria as set forth herewith and/or as approved in the 2020 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of Federal or State government and to be conditioned upon the submission and filing with the Clerk of this Legislature and the County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that the agency receiving funds from Broome County Government shall be subject to annual audits by the County Comptroller and shall provide, upon the request of the County Executive, all documents pertaining to or dealing with current and/or past individual program funding, and be it

FURTHER RESOLVED, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979.

**Heldover under the Rules**

**RESOLUTION NO. 487**

By Finance Committee

Seconded by Mrs. Kaminsky

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2020**

WHEREAS, the County has contributed financial support from occupancy tax receipts to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2020 Broome County Budget, and

WHEREAS, said financial support shall be distributed in the following manner:

- Aid up to and including \$10,000 shall be distributed in one lump sum payment
- Aid between \$10,001 and up to and including \$50,000 shall be distributed in semi-annual payments
- Aid in excess of \$50,000 shall be distributed on a quarterly basis,

and

WHEREAS, \$35,000 of the amount appropriated for Broome County Cooperative Extension Association will be reimbursed by New York State Zoos Botanical Gardens and Aquariums ( ZBGA) Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or her duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract amounts authorized in the 2020 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>	<u>Department</u>	<u>Account</u>
Broome County Arts Council	\$103,794	90000099	6005000
Broome County Historical Society	17,510	90000099	6005015
Broome County Convention Bureau	303,148	90000099	6005022
Four County Library System	10,000	90000099	6005023
Southern Tier Zoological Society	259,000	90000099	6005025
GiGi's Playhouse	10,000	90000099	6005044
Discovery Center	5,000	35020006	6005003
Broome County Cooperative Extension Association	442,592	35020006	6005016
	Total\$1,151,044		

and be it



**RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 2020**

WHEREAS, this County Legislature, by an accompanying Resolution of 2019, has adopted a budget for fiscal year 2020, now, therefore be it

RESOLVED, that the several amounts specified in such budget under the various categories and the various objects of expense in the 2020 tentative budget under the recommended column, unless a specific change or correction has been made in the same, in which case such change or corrected figure shall apply, shall be the amount appropriated for such items, effective January 1, 2020, and be it

FURTHER RESOLVED, that the fee schedules changing, deleting or establishing certain fees for the purpose of offsetting operating expenses be adopted, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized, empowered and directed to correct any modifications, changes, additions and/or typographical errors not effecting the substance of the budget, and that the Director of the Office of Management and Budget is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

**Heldover under the Rules**

**RESOLUTION NO. 491**

By Finance Committee

Seconded by Mrs. Ryan

**BOND RESOLUTION DATED**

**RESOLUTION AUTHORIZING THE ISSUANCE OF \$21,018,000 BONDS OF THE COUNTY OF BROOME, NEW YORK TO PAY THE COST OF VARIOUS CAPITAL PROJECTS**

BE IT RESOLVED, by the County Legislature of the County of Broome, New York, as follows:

Section 1. The following are the classes of objects or purposes or specific objects or purposes to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated costs thereof, and the subdivisions of Section 11.00(a) of the Local Finance Law of the State of New York and periods of probable usefulness applicable thereto:

<u>Project Name</u>	<u>PPU / LFL Sect 11</u>	<u>Estimated Maximum Cost</u>
Taxiway H & K Rehab and Extension (Design)	5/62(a)	\$ 450,000
Building Renovation	15/12(a)(2)	2,000,000
Core Building Rehabilitation Phase III	15/12(a)(2)	5,000,000
Critical Maintenance Items Phase III	15/12(a)(2)	500,000
Digitize Permanent Departmental Records	5/72	50,000
County Regulatory/Environmental/Compliance Maint	5/35	175,000
Watershed Site 13 Compliance Upgrade Design/Perm	5/62(a)	280,000
County Office Building Renovations & Maintenance	5/35	200,000
Court Complex Renovations & Maintenance	5/35	140,000
Public Safety Renovations & Maintenance	5/35	152,000
Roof Repairs at County Facilities	15/12(a)(2)	250,000
Fleet Replacement	3/77	250,000
Highway Reconstruction/Rehabilitation	15/20(c)	2,500,000
Bridge Maintenance Block Membrane 7 Bridges-Constr	20/10	423,000
County Bridge and Culvert Repairs	20/10	500,000
Old Route 17 Bridge Design	5/62(a)	355,000
Old Route 17 Bridge Rehab Construction	20/10	1,688,000
Highway Equipment Replacement	15/28	900,000
Computer Equipment Replacement/Update Technology	5/32	1,000,000
Senior Center Repairs and Improvements	5/35	100,000
Parks Facilities Repairs and Renovations	15/19(c)	100,000

Recreational Equipment Upgrades and Development	15/19(c )	50,000
Arena Improvements	5/35	50,000
Forum Improvements	5/35	50,000
Purchase Fare Box Stationary Vault System	5/35	45,000
Road Patrol IT Upgrades	5/32	75,000
Vehicle Replacement	3/77	250,000
Colesville Demolition-Buffer Property	10/12(a)	40,000
Compost Facility Evaluation & Design	5/62(a)	400,000
Leachate Plant Upgrades	25/6	2,500,000
Section IV Cell 5 Design	5/62(a)	25,000
Water Line Upgrades	25/6	70,000
Betterments & Improvements	5/35	200,000
Curtain Upgrade	5/32	50,000
Door Replacement	5/35	50,000
Equipment, Furnishings & Fixtures	5/32	50,000

Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the projects listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act (SEQR), to the extent applicable, to ensure that said proposed projects are in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and testing of the site thereof, which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes is \$21,018,000 and the plan for the financing thereof is by the issuance of \$21,018,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$ 2,376,800 from the Federal government in the following monies and allocated in their entirety to the following projects \$404,000 for the Taxiway H & K Rehab and Extension (Design), \$338,400 for the Bridge Maintenance Block Membrane 7 Bridges-Constr project, \$284,000 for the Old Route 17 Bridge Design project, \$1,350,400 for the Old Route 17 Bridge Rehab Construction project, and there being anticipated \$4,128,400 received from State government in the following amounts and allocated entirely to the following projects: \$23,000 for the Taxiway H & K Rehab and Extension (Design), \$1,000,000 for the Building Renovation project, \$ 2,500,000 for the Core Building Rehabilitation Phase III project, \$250,000 for the Critical Maintenance Items Phase III project, \$210,400 for the Old Route 17 Bridge Rehab Construction project and \$45,000 for the Purchase Fare Box Stationary Vault System project and \$100,000 for the Compost Facility Evaluation & Design provided however, that the amounts of bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith.

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

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

51.00 of the Local Finance Law, as the Director of the Office of Management & Budget shall determine consistent with the provision of the Local Finance Law.

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

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

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

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

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. The Director of the Office of Management and Budget is hereby authorized to make a short term non-interest bearing interfund loan from the General Fund and other Enterprise Funds, Internal Service Funds, or Special Revenue Funds to provide sufficient cash to proceed with these Projects until the bonds authorized by this Resolution are sold.

**Heldover under the Rules**

## **RESOLUTION NO. 492**

By Finance Committee

Seconded by Mr. Flagg

### **TAX ANTICIPATION NOTE RESOLUTION DATED OCTOBER 17, 2019**

BE IT RESOLVED by the affirmative vote of the County Legislature of the County of Broome, New York, as follows:

Section 1. The power to authorize, from time to time during fiscal year 2020, the issuance and sale of tax anticipation notes of the County of Broome, New York, including renewals thereof in an amount not to exceed seven million dollars (\$7,000,000) in anticipation of the collection of real property taxes levied, or to be levied during the fiscal year of said County during which such issuance and sale shall be authorized for the fiscal year during which such notes shall be issued and sold and shall have a term not to exceed three months from date of sale is hereby delegated to the Director of the Office of Management and Budget, the chief fiscal officer. Such notes shall be of such terms, form and contents as may be determined by said Director of the Office of Management and Budget, pursuant to the Local Finance Law of the State of New York. This power shall apply to tax anticipation notes to be issued by said County within 30 days prior to the commencement of the 2020 fiscal year in anticipation of the collection of real estate taxes levied or to be levied for such fiscal year.

Section 2. It is the intent of the County Legislature that this resolution shall remain in full force and effect until December 31, 2020, at which time the powers granted to the Director of the

Office of Management and Budget shall automatically terminate without further action of this Legislature.

Section 3. This resolution shall take effect immediately.

**Carried.** Ayes-15, Nays-0

**LEGISLATORS COMMENTS**

Mrs. Ryan welcomed Mrs. Myers as District 4 Legislator.

Mr. Reynolds announced that revised committee assignments would be distributed to all Legislators.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Balles. **Motion to adjourn carried.** Ayes-15, Nays-0. The meeting was adjourned at 5:53 p.m.







