

(Intermunicipal Agreement) and a Landfill Use Agreement and Broome County approved a Solid Waste Disposal Service Agreement (Service Agreement) between the Agency and Foster Wheeler Broome County, Inc., and

WHEREAS, The New York State Department of Environmental Conservation (DEC) has ruled that an adjudicatory hearing be held to consider the Foster Wheeler Broome County Inc. application for a permit to construct and operate a waste to energy facility in Broome County, and

WHEREAS, the Broome County Executive has signed the authorization to protect the tax-free status for the financing of the proposed waste to energy facility, thus sending a clear signal that he deems it necessary to proceed to the DEC Adjudicatory hearing, and

WHEREAS, this Legislature also desires that the said administrative hearing be held to insure full due process to all parties involved and to resolve all issues pending adjudication including capacity for ash disposal, pollution control technology, sizing of the facility and its ultimate cost to the community, now be it

RESOLVED, that this Legislature will continue to carefully review the contractual obligations of the Resource Recovery Agency and Foster Wheeler Broome County Inc. pursuant to the provisions of the Intermunicipal Agreement, Service Agreement, and the Landfill Use Agreement, and be it

FURTHER RESOLVED, that upon completion of the DEC adjudicatory hearing, this Legislature intends to take whatever action is necessary to ensure that the findings of the Administrative Law Judge with respect to granting a permit for the proposed waste to energy facility are in accordance to, and consistent with, the legal, environmental and financial obligations of the Agency and Foster Wheeler to Broome County pursuant to the terms of the Intermunicipal Agreement and the Service Agreement.

Mr. Bielecki moved, seconded by Mr. Moppert to suspend the rules as said resolution was not presented to the Clerk of the Legislature 72 hours prior to this Special Session. Carried by the following roll call: Ayes-15, Nays-3, (Coffey, Kavulich, Malley), Absent-1 (Pasquale).

At the request of Mr. Bielecki, Resolution No. 46 was held over under the rule.

Mr. Moppert moved, seconded by Mr. Schofield to adjourn to the call of the Clerk. Carried.

**REGULAR SESSION
THURSDAY, FEBRUARY 21, 1991
AT 4:00 P.M., EST.**

The Legislature convened at 4:00 p.m., EST. Called to order by the Chairman,

Arthur J. Shafer.

Roll was called by the Clerk, Richard R. Blythe, Present-18, Absent-1 (Pasquale).

Invocation delivered by Reverend Arthur Doersam.

The Chairman, Mr. Shafer, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a moment of silent meditation.

Mr. Schofield moved, seconded by Mr. Moppert, that the minutes of the January 31, 1991 Special Session and January 31, 1991 Regular Session be approved as prepared and presented by the Clerk. Carried.

The following Communications were presented from the County Executive, Timothy M. Grippen:

Appointing Keith D. Barron as Manager of Risk and Insurance, Effective March 4, 1991.

Veto of Resolution 90-10 (Authorizing Financial Appropriation for the Broome County Resource Recovery Agency).

The following communications were presented to the County Legislature:

Adopted 1990 Broome County Budget, Capital Improvement Program (Per Court Order).

Majority Leader Designation.

Minutes from: Cornell Cooperative Extension; Library Board of Trustees; South Central NY Resource Conservation and Development; Willow Point Nursing Facility; Mental Health Advisory Board.

List of significant correspondence from Resource Recovery Agency (January 14 through 25, 1991).

Copy of letter with attached list of firms interested in Construction Manager Services for New Public Safety Facility.

Copy of letter to Law Department from Diane Y. Knack, Cornell Cooperative Extension, regarding Contract CA 28-4.

Comments on Broome County Solid Waste Management Plan and Generic Environmental Impact Statement, Draft, December 1990 (submitted by Resource Recovery Agency).

Resolution from Town of Conklin opposing Election chargebacks.

Letter from County Attorney regarding Resolutions Funding Resource Recovery Agency, Hiring Lawyers to Defend County in Foster Wheeler Lawsuit).

Official Order from State Department of Transportation (Abandonment of portion of Interstate Route 508-Town of Fenton).

Letter from Comptroller, Jay Dinga with list of departments and amounts of petty cash funds.

Letter from Henry J. Stebbins, Administrator, Agricultural Districts Program (anniversary for County Agricultural District #3).

Letter from Gary R. Holmes, DPW, regarding denied application (\$50,000) to supplement the Pavement Management System funding.

Letter from Town of Chenango Supervisor Frank E. Kelley regarding the Chenango Bridge Nursing Home site.

1990 Official Census Results.

Notice of Petition Against Legislature of the County of Broome from Coalition of Responsible Taxpayers.

The following notices were presented to the County Legislature:

Notice of Special Commission Meeting from the Delaware River Basin Commission, January 30, 1991, 1:00 p.m., West Trenton.

The following reports were presented to the County Legislature:

Monthly Report: Department of Social Services, December 1990. Broome County Department of Personnel New Employee Forms, Position Change Requests Forms, and Change-in-Status Forms.

Mr. Moppert moved, seconded by Mrs. Greenmun that the reports be received and filed and any pertinent portions thereof be placed in the Journal of Proceedings.

Letters from the Chairman, Arthur J. Shafer:

Appointing James Malley designated representative for Margaret M. Coffey as voting member of the Health Services Committee, February 11, 1991.

Appointing Emil J. Bielecki designated representative for Wanda Hudak as voting member of the Health Services and Community and Social Services Committees, February 11 and 12, 1991. Establishing Ad Hoc Committee (Partnership Council's summary report on Consolidation in Government).

Appointing Louis P. Augostini designated representative for Robert J. Moppert as voting member of the Finance Committee, February 14, 1991.

Appointing Andrew Kavulich designated representative for Vincent A. Pasquale as voting member of the County Administration, Economic Development and Planning Committee, February 14, 1991.

RESOLUTION NO. 91-15 by Education, Culture and Recreation, Personnel, Finance and County Administration, Economic Development and Planning Committees adopting Local Law Intro. No. 3, 1991 which as held over under the rule at the January 31, 1991 meeting at the request of Mr. Yeager was again presented for consideration.

Resolution carried by the following roll call:

Ayes-15, Nays-3 (Coffey, Kavulich, Malley), Absent-1 (Pasquale).

RESOLUTION NO. 91-18 by Health Services and County Administration, Economic Development and Planning Committees adopting Local Law Intro. No. 2, 1991, which was held over under the rules at the January 31, 1991 meeting at the request of Mr. Howard was again presented for consideration.

Resolution carried by the following roll call:

Ayes-18, Nays-0, Absent-1 (Pasquale).

RESOLUTION 91-19 by the Personnel Committee confirming appointment on the Ethics Board which was held over under the rule at the January 31, 1991 meeting at the request of Mrs. Coffey was again presented for consideration.

Resolution carried by the following roll call:

Ayes-17, Nays-1 (Coffey), Absent-1 (Pasquale).

RESOLUTION 91-21A by the Personnel and Finance Committees authorizing personnel change requests which was held over under the rule at the January 31, 1991 meeting at the request of Mr. Warner was again presented for consideration. Mr. Warner moved, seconded by Mr. Augostini to amend the resolution to reduce the grade from 22 to 21, which would make the minimum salary \$26,746.

Motion to amend carried.

Resolution as amended carried.

RESOLUTION NO. 46 by Environment Committee confirming legislative intent to support contractual obligations which was held over under the rule at the February 21, 1991 Special Session at the request of Mr. Bielecki was again presented for consideration. Mr. Schofield moved, seconded by Mr. Moppert to call the question. Carried by the following roll call: Ayes-12, Nays-6 (Brown, Kavulich, Malley, Shafer, Greenmun, Coffey), Absent-1, (Pasquale).

Resolution then carried by the following roll call:
Ayes-14, Nays-3 (Greenmun, Kavulich, Malley), Absent-2 (Coffey, Pasquale).

RESOLUTION NO. 10 by Finance and Environment Committees authorizing financial appropriations for Resource Recovery Agency which was vetoed by County Executive on February 8, 1991 was again presented to the Legislature. Mr. Schofield moved, seconded by Mr. Pazzaglini to override the veto of the County Executive. Mr. Bielecki moved, seconded by Mr. Schofield to call the question. Resolution failed by the following roll call: Ayes-7, Nays-12 (Brown, Kavulich, Malley, Moppert, Pasquale, Pazzaglini, Seeley, Warner, Shafer, Coffey, Greenmun, Hudak). Mr. Warner moved, seconded by Mr. Lindsey to call the question. Carried by following roll call: Ayes-15, Nays-4 (Coffey, Kavulich, Malley, Pasquale). The veto override was carried by the following roll call: Ayes-12, Nays-7 (Kavulich, Lindsey, Malley, Pasquale, Wagstaff, Coffey, Greenmun).

Mr. Pasquale arrived during discussion of the above resolution.

RESOLUTION NO. 47

By Finance Committee
Seconded by Mr. Augustini

RESOLUTION ADVISING THE CONTRACT AGENCIES RECEIVING FUNDS FROM BROOME COUNTY OF REDUCED FUNDING IN FISCAL YEAR 1992

WHEREAS, Broome County has provided funding to several contract agencies involved in various fields of endeavors which benefit, aid or assist with the many needs of the broad spectrum of the Broome County Community, and

WHEREAS, these agencies which have received or will receive such financial assistance from Broome County include: Broome County Historical Society, Broome County Industrial Development Agency, Cooperative Extension Association Broome County Agricultural Society, Accord Center for Dispute Resolution, LIFT Program, Chamber of Commerce (Convention Bureau), Broome County Arts Council, Four County Library System, County Library Aid, Soil and Water Conservation District, PROBE, Southern Tier Zoological Society and Southern Tier East Regional Planning Board, Roberson Center for Arts and Sciences, Soil Conservation Service, Broome County Alcoholism Center, Broome County Council on Alcoholism, Association for Retarded Citizens, Family and Children Society, Handicapped Children Association, Mental Health Association, United Health Services, Associated Catholic Charities, Fairview Merrick House, YWCA Womens Alcohol Residence, Catholic Social Services, and

WHEREAS, Federal and State budget problems and their impact on Local budgets will make 1992 a difficult budget year for Broome County, and

WHEREAS, these agencies need to be aware that County funding to these

agencies may be reduced or eliminated in 1992, and

WHEREAS, the County wants to make the agencies aware of this fact as early as possible to provide them the opportunity to mitigate the impact of the reduced funding, now, therefore, be it

RESOLVED, that Broome County wishes to notify its contract agencies that due to Federal and State actions reducing aid to Counties their funding may be reduced or eliminated in 1992, and be it

FURTHER RESOLVED, that the Clerk of the Legislature is directed to forward a copy of this Resolution to each contract agency receiving funds from Broome County.

Carried.

RESOLUTION NO. 48

By Community and Social Services and Finance Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING RENEWAL OF LEASE AGREEMENT WITH WATER STREET ASSOCIATES FOR THE DEPARTMENT OF SOCIAL SERVICES COMPREHENSIVE EMPLOYMENT OPPORTUNITIES SUPPORT CENTER FOR 1991 THROUGH 1993

WHEREAS, this County Legislature, by Resolution 157 of 1989 authorized a lease agreement with Water Street Associates for the lease of 4,300 square feet at 168 Water Street at \$8.25 per square foot for the period April 1, 1989 through March 31, 1990 and \$8.95 per square foot for the period April 1, 1990 through March 31, 1991 for the Department of Social Services for the period April 1, 1989 through March 31, 1991, and

WHEREAS, said agreement expires by its terms on March 31, 1991, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the lease agreement with Water Street Associates, 166 Water Street, Binghamton, New York 13901 for the Comprehensive Employment Opportunities Support Center including the Comprehensive Employment Opportunities Service Center, the Taking Charge: The First Step Program and the Food Stamps Employment and Training program for the period April 1, 1991 through March 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the landlord \$9.31 per square foot for the period April 1, 1991 through March 31, 1992 and \$9.69 per square foot for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 670042.4422.103000 (Building and Land Rental) and 670430.4422.102492 (Building and Land Rental), 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.

Carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 49

By Finance Committee

Seconded by Mr. Warner

RESOLUTION AUTHORIZING OF AGREEMENT WITH PRICE

**WATERHOUSE FOR AUDITING SERVICES OF FINANCIAL ACCOUNTS
FOR YEAR END 1990**

WHEREAS, this County Legislature, by Resolution 269 of 1990, authorized an agreement with Price Waterhouse for auditing services of financial accounts for 1989 at a cost not to exceed \$128,000.00, and

WHEREAS, said auditing services are necessary for the Single Audit Act of 1984 which requires an annual audit of Federal Grant Programs, and

WHEREAS, New York State requires certification of financial reports of the Department of Health, the Department of Transportation, and the Office of Employment and Training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreement with Price Waterhouse, One Money Plaza, Syracuse, New York 130202 for auditing services of financial accounts for the year ending December 31, 1990, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$126,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from Audit & Control, budget line 360008.4722.101000 (Audit Fees) and charged back, in part to the following budget lines:

Budget Line		Amount
210195.4627.207000	Aviation	\$ 5,000
160010.4627.204000	WPNH	\$25,000
220004.4627.203000	Transit	\$19,000
230060.4627.206000	Solid Waste Management	\$ 5,000
480061.4627.101000	Health	\$ 4,000
720722.4627.3080002	Employ. & Trng.	\$ 9,000
TOTAL		\$67,000

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.

At the request of Mrs. Coffey Resolution No. 49 was held over under the rule.

RESOLUTION NO. 50

By Finance Committee
 Seconded by Mr. Warner

BOND RESOLUTION DATED:

RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,800,000 SERIAL BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF THE CHENANGO BRIDGE NURSING HOME

WHEREAS, all applicable prerequisites for the approval of financing for the projects referred to herein, including specifically, satisfaction of the requirements of the State Environmental Quality Review Act, have been satisfied, now, therefore, be it

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

Section 1. The following is the specific object or purpose to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated cost thereof, and the subdivision of Section 11.00 (a) of the Local Finance Law and period of probable usefulness applicable thereto:

<u>Project Code</u>	<u>Project Name/P.P.U./L.F.L. Sec.11.00(a)</u>	<u>Maximum Estimated Cost</u>
F-407	Reconstruction of Chenango Bridge Nursing Home, being a specific object or purpose; twenty years; subdivision 12 (a)(1)	\$ 4,000,000

Section 2. The total maximum estimated cost of the aforesaid object or purpose is \$4,000,000 which shall be financed as follows:

<u>Project Code</u>	<u>Project Name</u>	<u>Bonds</u>	<u>Current Funds</u>
F-407	Reconstruction of Chenango Bridge Nursing Home, being a specific object or purpose; twenty year subdivision 12 (a)(1)	\$3,800,000	\$ 200,000

WHEREAS, all applicable prerequisites for the approval of financing for the projects referred to herein, including specifically, satisfaction of the requirements of the State Environmental Quality Review Act, have been satisfied, now, therefore, be it

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

Section 1. The following is the specific object or purpose to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated cost thereof, and the subdivision of Section 11.00 (a) of the Local Finance Law and period of probable usefulness applicable thereto:

<u>Project Code</u>	<u>Project Name/P.P.U./L.F.L. Sec.11.00(a)</u>	<u>Maximum Estimated Cost</u>
F-407	Reconstruction of Chenango Bridge Nursing Home, being a specific object or purpose; twenty years; subdivision 12 (a)(1)	\$ 4,000,000

Section 2. The total maximum estimated cost of the aforesaid object or purpose is \$4,000,000 which shall be financed as follows:

<u>Project Code</u>	<u>Project Name</u>	<u>Bonds</u>	<u>Current Funds</u>
F-407	Reconstruction of Chenango Bridge Nursing Home, being	Nursing	Home, being

a	\$3,800,000	\$ 200,000
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specific
object or
purpose;
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(a)(1)

Section 3. 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 Commissioner of Finance, 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 Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 4. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations 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 obligations 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 obligations as the same become due and payable.

Section 5. 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 an action, suit or proceeding contesting such validity commenced with twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 6. 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.

At the request of Mr. Bielecki, Resolution No. 50 was held over under the rule.

RESOLUTION NO. 51

By Finance Committee

Seconded by Mr. Augostini

RESOLUTION DATED FEBRUARY 21, 1991

**RESOLUTION CALLING A PUBLIC HEARING ON THE PROPOSED
ISSUANCE OF OBLIGATIONS OF THE COUNTY OF BROOME TO PAY
PART OF THE COST OF THE RECONSTRUCTION OF THE CHENANGO
BRIDGE NURSING HOME**

WHEREAS, the County Legislature of the County of Broome, New York (the "County") has heretofore authorized the reconstruction of the Chenango Bridge Nursing Home located at Hospital Hill Road, in the Town of Chenango, Broome County, New York, in and for said County pursuant to a bond resolution duly adopted by the County on February 21, 1991 which authorizes the issuance of \$3,800,000 serial bonds (the "Bonds") to pay part of the cost of said project and the issuance of bond anticipation notes, in anticipation of the issuance thereof, and

WHEREAS, the County plans to lease the improved building to United Health Services ("UHS"), a not-for-profit corporation organized and existing under the Not-For-Profit Corporation Law of the State of New York and Section 501 (c) (3) of the Internal Revenue Code of 1986, as amended (the "Code"), and

WHEREAS, lease payments by UHS are anticipated to cover the debt service requirements of the County contracted to finance with such reconstruction, and

WHEREAS, although the Bonds will be general obligations of the County, to the repayment of which will be pledged the County's faith and credit pursuant to the Constitution and Statutes of the State of New York, the Bonds are considered to be "private activity bonds" for purposes of the Code because of the aforesaid lease agreement with UHS, and

WHEREAS, the Code provides that the interest on "private activity bonds" will be includable in the gross income of owners thereof for federal income tax purposes unless the issuance of the Bonds is approved by the "applicable elected representative" of the County after a public hearing on the aforesaid project and the issuance of the Bonds, now, therefore, be it

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

Section 1. A meeting of the County Legislature of the County of Broome, New York, shall be held at Legislative Chambers, Broome County Office Building in Binghamton, New York on the day of 1991 at :00 p.m., Prevailing Time for the purpose of conducting a public hearing to hear all persons interested in the subject of the reconstruction and renovation of the Chenango Bridge Nursing Home and the issuance of the Bonds, as more fully described in the preambles hereto, at which time and place such County Legislature will hear all persons interested therein.

Section 2. A public notice with respect to the aforesaid hearing is hereby authorized to be submitted for publication in the official newspaper of the County by the County Clerk at least 14 days prior to said public hearing in substantially the following form, to wit:

NOTICE IS HEREBY GIVEN that a public hearing pursuant to Section 147(f) of the Internal Revenue Code of 1986 (the "Code"), will be held by the County Legislature of the County of Broome, New York (the "County") on the _____ day of _____, 1991 at :00 o'clock . M., prevailing Time, at the Legislative Chambers, Broome County Office Building in said County, in connection with the following matter:

The County proposes to reconstruct and renovate the former Chenango Bridge Nursing Home, a County owned building, located at Hospital Hill Road, in Town of Chenango, Broome County, New York, and lease the improved building to United Health Services ("UHS"), a not-to-profit corporation organized and existing under the Not-For-Profit Corporation Law of the State of New York and Section 501(c)(3) of the Code, for use as an in-patient substance abuse treatment center.

In Accordance with a bond resolution adopted by the County on February 21, 1991, the County proposes to finance the \$4 million maximum estimated cost of such reconstruction and renovation by the maximum estimated cost of such reconstruction and renovation by the application of \$200,000 currently available funds and the proceeds of \$3,800,000 bond anticipation notes that will subsequently be refunded by bond anticipation renewal notes or serial bonds pursuant to a "plan for financing" within the meaning of Section 147(f) of the Code as well as the relevant Treasury Regulations promulgated thereunder and under provisions of the Internal Revenue Code of 1954, as amended, the predecessor thereto. Such bond anticipation notes and serial bonds are herein referred to, collectively, as the "Bonds". The maximum aggregate face amount of obligations to be issued as new money obligations for this project is \$3,800,000. All or a portion thereof may be subsequently refunded.

The County Legislature will at the above-stated time and place hear all persons with views in favor of or opposed to the issuance of the Bonds.

A transcript or report of the hearing will be made available to members of the County Legislature. As the Bonds are considered to be "private activity bonds" under the Code, notwithstanding that the Bonds _____ will be general obligations of the County, approval of the issuance of the Bonds following a public hearing is necessary in order for the interest on the Bonds to qualify for exclusion from the gross income of owners thereof for federal income tax purposes.

Dated: _____, 1991

Clerk, County Legislature

Section 3. The County Clerk is hereby authorized (a) to give notice of the time and place of such hearing to the news media and to conspicuously post said notice in such places and at such time as shall be necessary to satisfy requirements of the Public Officer's Law (Open Meetings Law); and (b) to cause a transcript of the hearing to be ordered or a report of the hearing fairly summarized the views expressed thereat to be prepared and a copy of such transcript or report to be made

available to members of the County Legislature.

Section 4. This resolution shall take effect immediately.

At the request of Mr. Bielecki, Resolution No. 51 was held over under the rule.

RESOLUTION NO. 52

By Health Services Committees

Seconded by Mr. Warner

RESOLUTION CONFIRMING APPOINTMENT OF MAUREEN SMOTHERMAN TO MEMBERSHIP ON THE MENTAL HEALTH ADVISORY BOARD

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article VIII of the Broome County Charter created February 19, 1969 and Article VIII of the Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, Maureen Smotherman, 14 Leroy Street, Binghamton, NY 13905, to membership on the Mental Health Advisory Board, for a term expiring December 31, 1994, and

WHEREAS, it is desired at this time, in accordance with Article VIII of the Broome County Charter created February 19, 1969 and Article VIII of the Administrative Code to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article VIII of the Broome County Charter created February 19, 1969 and Article VIII of the Administrative Code, does hereby confirm the appointment of Maureen Smotherman to membership on the Mental Health Advisory Board in accordance with her appointment by the County Executive.

Carried.

RESOLUTION NO. 53

By Health Services, Personnel and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REVISION OF DEPARTMENT OF HEALTH'S ADOLESCENT COMMUNITY SERVICES PROJECT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991

WHEREAS, this County Legislature by Resolution 51 of 1990, authorized and approved the Adolescent Community Services Project and adopted a program budget in the amount of \$345,520 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, said grant program provides direct child care services to infants and toddlers of adolescents enrolled in the Teen Center Day Care Program and direct health and counseling services for teenagers and provides contracts for school health education services for children in grades 1 through 5, and

WHEREAS, it is necessary to revise said grant program to reflect a decrease of revenue, now, therefore, be it

RESOLVED, that this County Legislature authorizes a revision of the Department of Health's Adolescent Community Service Project for the period April 1, 1990 through March 31, 1991, and be it

FURTHER RESOLVED, that the County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$329,400 for the period April 1, 1990 through March 31, 1991, 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 to extend the terms of the grant agreement for the purpose of extending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

At the request of Mrs. Hudak, Resolution No. 53 was held over under the rule.

The Rev. H. Arthur Doersam addressed the Legislature regarding his experience with the Adolescent Community Services Center. Permission to address the Legislature was approved by unanimous vote.

RESOLUTION NO. 54

By Health Services, Personnel and Finance Committees
Seconded by Mr. Bielecki

RESOLUTION AUTHORIZING RENEWAL OF DEPARTMENT OF HEALTH'S ADOLESCENT COMMUNITY SERVICES PROJECT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH for 1991 THROUGH 1992

WHEREAS, this County Legislature by Resolution 51 of 1990, as amended, authorized and approved the Adolescent Community Services Project and adopted a program budget in the amount of \$329,400 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, said grant program provides direct child care services to infants and toddlers of adolescents enrolled in the Teen Center Day Care Program and direct health and counseling services for teenagers and provides contracts for school health education services for children in grades 1 through 5, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1991 to March 31, 1992 in the total amount of \$335,678, now, therefore, be it

RESOLVED, that this County Legislature authorizes and approves the continued participation of the Department of Health in the Adolescent Community Services Project for the period April 1, 1991 through March 31, 1992, 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 \$335,678 for the period April 1, 1991 through March 31, 1992, 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 to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

At the request of Mr. Seeley Resolution No. 54 was held over under the rule.

RESOLUTION NO. 55

By Personnel and Health Services Committees
Seconded by Mr. Pasquale

RESOLUTION CONFIRMING APPOINTMENT OF SUSAN J. STANDFAST,

M.D. MPH AS BROOME COUNTY HEALTH COMMISSIONER AND AUTHORIZING THE HIRING ABOVE THE MINIMUM SALARY

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article III, Section 311 of the Broome County Charter, has duly designated and approved, pending confirmation by this Legislature, Susan J. Standfast, M.D. MPH, 27 Vanderburg Lane, Latham, New York 12110 as the Broome County Health Commissioner at an annual salary of \$82,000, said salary being 5.5% above the minimum salary of \$77,732, and

WHEREAS, Susan Standfast, M.D. MPH is qualified for the position of the Broome County Health Commissioner and has experience and education which justify this appointment and said salary, and

WHEREAS, it is desirous at this time, in accordance with the provisions of Article III, Section 311 of The Broome County Charter to confirm said appointments, now, therefore, be it

RESOLVED, that the County Legislature, pursuant to the provisions of Article III, Section 311 of The Broome County Charter does hereby confirm the appointment of Susan Standfast as Broome County Health Commissioner in accordance with her appointment by the County Executive, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the hiring of Susan J. Standfast, M.D. MPH as the Broome County Health Commissioner, at an annual salary of \$82,000 effective March 1, 1991, which is above the minimum.

Following his second of this resolution, Mr. Pasquale attempted to hold over the resolution. The Chair ruled that this type of resolution could not be held over as the timelines of the County Charter would then provide for automatic confirmation without the opportunity for review by the Legislature. The County Attorney agreed with the Chair.

Mrs. Coffey challenged the Chair with respect to Mr. Pasquale's request to second and hold over this resolution. Chair was sustained by the following roll call: Ayes-12; Nays-6, (Coffey, Messrs. Kavulich, Moppert, Pasquale, Schofield, Warner) Abstention-1, (Shafer).

Resolution failed by the following roll call:
Ayes-7, Nays-12 (Augostini, Bielecki, Brown, Howard, Lindsey, Pazzaglini, Seeley, Warner, Yeager, Greenmun, Hudak, Wagstaff).

RESOLUTION NO. 56

By Personnel Committee

Seconded by Mr. Pazzaglini

RESOLUTION AUTHORIZING RELOCATION EXPENSES OF KEITH D. BARRON, MANAGER OF RISK AND INSURANCE UP TO \$2,000

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article III, Section 311 of the Broome County Charter, has duly designated and approved, Keith D. Barron, R.R. #3, Box 3075, Berwick, Pennsylvania 18603 as the Manager of Risk and Insurance effective March 4, 1991, and

WHEREAS, Keith D. Barron currently resides in Berwick, Pennsylvania and will be relocating to Broome County, and

WHEREAS, it is desired at this time, to authorize a relocation expense allowance of up to \$2,000 for expenses to be incurred by Mr. Barron in order to relocate to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes payment to Keith D. Barron of up to \$2,000 for expenses incurred in his relocation to Broome County, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be

made from budget line 050062.4462.307000 (Travel, Hotel, & Meals) upon completion of such vouchers and other documentation as the Broome County Comptroller may require.

Resolution failed by the following roll call:

Ayes-8, Nays-11 (Augostini, Bielecki, Brown, Howard, Kavulich, Lindsey, Seeley, Warner, Shafer, Hudak, Wagstaff).

RESOLUTION NO. 57

By the Hon. Andrew Kavulich

Seconded by Mr. Augostini

RESOLUTION RESCINDING RESOLUTION 90-466 RENDERING A NEGATIVE DECLARATION ON THE PROPOSED BROOME COUNTY PUBLIC SAFETY FACILITY AND PENDING A POSITIVE DECLARATION WITH RESPECT TO SAID FACILITY.

WHEREAS, the Broome County Legislature, in Resolution 90-466 duly adopted on December 27, 1990, rendered a negative declaration pursuant to the State

Environmental Quality Review Act with respect to the proposed Broome County Public Safety Facility, and

WHEREAS, this Legislature, as lead agency, finds that the Negative Declaration is no longer appropriate, based upon new information not available at the time of the initial determination, and

WHEREAS, based on this new information, this Legislature has determined that the proposed action has at least one impact that is both a large in magnitude and importance and can not be mitigated, and

WHEREAS, based on this new information the action may cause a significant impact in the environment, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby determines and declares that the proposed action may have a significant impact on the environment, and be it

FURTHER RESOLVED, that this Legislature hereby adopts the "Positive Declaration" annexed hereto as Exhibit "A" and directs that a copy of such declaration be sent to the appropriate officials and agencies as required by 6 NYCRR # 617.10, and be it

FURTHER RESOLVED, that this Legislature hereby directs that a draft environmental impact statement shall be prepared for the project in accordance with the requirements of 6 NYCRR part 617.

Mr. Augostini moved, seconded by Mr. Moppert to call the question. Carried by the following roll: Ayes-18, Nays-1 (Coffey).

Resolution carried by the following roll call:

Ayes-11, Nays-8 (Bielecki, Lindsey, Pasquale, Seeley, Warner, Yeager, Shafer, Coffey).

RESOLUTION NO. 58

By Community and Social Services and Finance Committees

Seconded by Messrs. Seeley, Brown

RESOLUTION AUTHORIZING THE BROOME COUNTY CHILD ABUSE COUNCIL TO AWARD TWO SCHOLARSHIPS TO MEDICAL PROFESSIONALS FOR ENHANCED TRAINING IN CHILD ABUSE AND NEGLECT

WHEREAS, the Broome County Child Abuse Council has appropriated funds for two scholarships of \$1,500 each for enhanced child abuse/neglect training for Broome County Medical Professionals, and

WHEREAS, it is intended that one of these scholarships be awarded on an annual basis by the Health Education Committee of the Child Abuse Council taking in consideration the recipients, and available training sites and programs subject to funding being available in future years, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Child Abuse Council to award two scholarships of \$1,500 each to Broome County Medical Professionals for enhanced training in the area of child abuse and neglect, and be it

FURTHER RESOLVED, that the scholarships hereinabove authorized shall be made from budget line 230029.4467.102174 (Non-Employee Education and Training), 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.

At the request of Mr. Pasquale, Resolution No. 58 was held over under the rule.

RESOLUTION NO. 59

By Health Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNITED HEALTH SERVICES TO PROVIDE URINALYSIS TESTING FOR DRUG AWARENESS CENTER CLIENTS ON AN AS NEEDED BASIS FOR 1991

WHEREAS, this County Legislature, by Resolution 306 of 1990 authorized an agreement with United Health Services for Urinalysis testing for the Drug Awareness Center clients for 1990 at a cost not to exceed \$2,000, and

WHEREAS, the Broome County Drug Awareness Center requires laboratories services to provide urinalysis testing for its clients who are unable to pay, and

WHEREAS, said agreement expired by its terms on December 31, 1990 and it is desired at this time to renew said agreement on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services, P.O. Box 540, Johnson City, New York 13790, to provide laboratory urinalysis testing on an as needed basis for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contractor \$25.00 for a miscellaneous drug screen, \$14.00 for an cocaine screen, and \$14.00 for an cannabis screen, total payment not to exceed \$3,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470021.4712.101000 (Physician Services), 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.

At the request of Mrs. Greenmun, Resolution No. 59 was held over under the rule.

A Preferred Agenda was introduced at this time.

RESOLUTION NO. 60

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING RICHARD F. GARDNER

WHEREAS, the Honorable Richard F. Gardner a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Gardner for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Gardner has played a major role in bringing about many important County accomplishments during his eight years of service as a member of the Broome County Legislature, and

WHEREAS, Mr. Gardner has served most ably as a member of several standing committees of this Legislature, including County Administration, Parks & Natural Resources, and Public Works, and as a member and Chairman of the Finance Committee, and

WHEREAS, Mr. Gardner has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Richard F. Gardner during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Mr. Gardner, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 61

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING J. MARSHALL AYRES

WHEREAS, the Honorable J. Marshall Ayres, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Ayres for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Ayres has served most ably as a member of the County Employees and County Administration Committees and as a member and Chairman of the Environment Committee, and

WHEREAS, Mr. Ayres has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable J. Marshall Ayres during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to J. Marshall Ayres, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 62

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING JEFFREY P. KRAHAM

WHEREAS, the Honorable Jeffrey P. Kraham, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Kraham for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Kraham has played a major role in bringing about many important County accomplishments during his fourteen years of service as a member of the Broome County Legislature, and

WHEREAS, Mr. Kraham, has served most ably as a member of several standing committees of this Legislature, including Finance and Transportation and as Chairman of the County Legislature for six years, and

WHEREAS, Mr. Kraham has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Jeffrey P. Kraham during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Jeffrey P. Kraham, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 63

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

HONORING AND COMMENDING HENRY WEISSMANN

WHEREAS, the Honorable Henry Weissmann, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Weissmann for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Weissmann has served most ably as a member of the Human Services and Public Safety Committees, and

WHEREAS, Mr. Weissmann has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Henry Weissmann during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Henry Weissmann, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 64

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING THOMAS J. TOCYLOSKI

WHEREAS, the Honorable Thomas J. Tocyloski, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Tocyloski for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Tocyloski has played an important role in bringing about many County accomplishments during his fourteen years of service as a member of the Broome County Legislature, and

WHEREAS, Mr. Tocyloski has served most ably as a member of several standing committees of this Legislature, including the Environment ,Transportation and County Employees Committees and as a member and Chairman of the Human Services Committees, and

WHEREAS, Mr. Tocyloski has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Thomas J. Tocyloski during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Thomas J. Tocyloski, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 65

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING RICHARD A. MATERESE

WHEREAS, the Honorable Richard A. Materese, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Materese for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Materese, has served most ably as a member of the Health and Education & Recreation Committees and as a member and Chairman of the Public Safety Committee, and

WHEREAS, Mr. Materese has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Richard A. Materese during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Richard A. Materese, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 66

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING ALBANO E. DANIELS

WHEREAS, the Honorable Albano E. Daniels, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Daniels for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Daniels has played an important role in bringing about many County accomplishments during his four years of service as a member of the Broome County Legislature, and

WHEREAS, Mr. Daniels has served most ably as a member of the County Employees and Finance Committees and as a member and Chairman of the Public Works Committee, and

WHEREAS, Mr. Daniels has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Albano E. Daniels during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Albano E. Daniels, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 67

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING NICHOLAS CAFORIO

WHEREAS, the Honorable Nicholas Caforio, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Caforio for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Caforio has served most ably as a member of the Human Services Committee and as a member and Chairman of the Transportation Committee, and

WHEREAS, Mr. Caforio has served with great distinction during his term as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Nicholas Caforio during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Nicholas Caforio, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 68

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING JOHN M. HANRAHAN

WHEREAS, the Honorable John M. Hanrahan, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wishes to commend Mr. Hanrahan for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Hanrahan has played a major role in bringing about many important County accomplishments during his ten years of service as a member of the Broome County Legislature, and

WHEREAS, Mr. Hanrahan has served most ably as a member of several standing Committees of this Legislature, including Human Services, County Employees and Public Safety, and as a member and Chairman of both the Finance and Education & Recreation Committees, and

WHEREAS, Mr. Hanrahan has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable John M. Hanrahan during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Mr. Hanrahan, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 69

By All Honorable Members of the Legislature

Seconded by Mr. Pasquale

RESOLUTION HONORING AND COMMENDING MARK R. WHALEN

WHEREAS, the Honorable Mark R. Whalen, a former member of this County Legislature, has retired and will not serve as a member of this present County Legislature, and

WHEREAS, this County Legislature wished to commend Mr. Whalen for his past service on behalf of the citizens of Broome County and his own Legislative District, and

WHEREAS, Mr. Whalen has served most ably as a member of Public Works and Health Committees, and as a member and Chairman of the County Employees Committee, and

WHEREAS, Mr. Whalen has served with great distinction during his years as a Broome County Legislator, now, therefore, be it

RESOLVED, that this County Legislature commends the service and responsible representation provided by the Honorable Mark R. Whalen during his term of office, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Mark R. Whalen, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 70

By Community and Social Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JEANNE STRACUZZI FOR CONSULTING SERVICES FOR THE OFFICE FOR AGING FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 77 of 1990, authorized an agreement with Jeanne Stracuzzi for consulting services for the Office for Aging involving menu review, in-home counselling monitoring and meal program assessment for the period April 1, 1990 through March 31, 1991 at a cost of \$13.75 per hour total cost not to exceed \$11,440, and

WHEREAS, said services are necessary for the Office for Aging's Nutrition Program and such services are 100% state reimbursed, and

WHEREAS, said agreement expires by its terms on March 31, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions with a \$.25 per hour increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Jeanne Stracuzzi, RD#1, Box 1225, Windsor, New York 13865 for consulting services in connection with the Office for Aging's Nutrition Program, including review of menus, in-home counselling and monitoring and assessment of the meal Programs for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contractor \$14.00 per hour for an average of 18 hours per week, total payment not to exceed \$13,104 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760413.4741.102000 (Dietary Services), 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 71

By Community and Social Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS PROVIDERS FOR PERSONAL CARE/HOMEMAKER SERVICES IN CONNECTION WITH THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR THE OFFICE FOR AGING

WHEREAS, this County Legislature, by Resolution 74 of 1990 authorized agreements with various contractors for the provision of Personal Care/Homemaker services in connection with the Expanded In-Home Services for the Elderly Program for the Office for Aging for the period April 1, 1990 through March 31, 1991 at varying costs listed in Exhibit "A", and

WHEREAS, said agreements expire by their terms on March 31, 1991 and it is desired to renew said agreements on substantially similar terms and conditions, with increased rates, and

WHEREAS, the Officer for Aging recommends that in the event said rate increases are approved by New York State, the appropriate contractor be compensated at the newly approved rate, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of agreements with Stafkings Healthcare Systems, P.O. Box 1015, Binghamton, New York 13902, Homemakers of Broome County, Incorporated, 33 West State Street, Binghamton, New York 13901, Family and Children's Society, 257 Main Street,

Binghamton, New York 13905, Medical Personnel Pool, 59 Front Street, Binghamton, New York 13905 and Kimberly Quality Care, Incorporated, 30 West State Street, Binghamton, New York 13901 as set out in Exhibit "A" attached hereto as the rates specified, and be it

FURTHER RESOLVED, that said agreements shall be for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contract agencies in total an amount not to exceed the current budgeted amount in the subcontract expense line for the EISEP Program plus any client contributions, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760678.4457.102507 (Subcontracted Program Expense) 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 72

By Community and Social Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VOLUNTEERS OF AMERICA FOR DELIVERY OF MEALS TO FRAIL, HOME-BOUND ELDERLY FOR THE OFFICE FOR AGING FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 78 of 1990 authorized an agreement with the Volunteers of America for delivery of meals to frail, home-bound elderly for the Office for Aging for the period April 1, 1990 through March 31, 1991 at a cost not to exceed \$13,498, and

WHEREAS, said services are necessary to meet the nutrition needs of clients of the Office for Aging's Elderly Program, and

WHEREAS, said agreement expires by its terms on March 31, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Volunteers of America, 18 Exchange Street, Binghamton, New York 13901 for the delivery of meals to the frail, home-bound elderly for the Office of Aging for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contract an amount not to exceed \$13,498 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760413.4457.101000 (Subcontracted Program Expense), 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 73

By Community and Social Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE BINGHAMTON HOUSING AUTHORITY FOR HOMEMAKER SERVICES FOR THE ENRICHED LIVING PROGRAM THROUGH THE COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR THE OFFICE OF THE AGING FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution No. 276 of 1990, authorized an agreement with the Binghamton Housing Authority for homemaker services for the Enriched Living Program through the County's Community Services for the Elderly grant for the Office for Aging for the period April 1, 1990 through March 31, 1991, and

WHEREAS, said agreement provides a homemaker position to assist frail, elderly residents at the Binghamton Housing Authority which position is subsidized by the Housing Authority, and

WHEREAS, it is desired at this time to renew said agreement for the period April 1, 1991 through March 31, 1992 in the amount of \$6,165, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a renewal of the agreement with the Binghamton Housing Authority for the period April 1, 1991 through March 31, 1992, 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 authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert)

RESOLUTION NO. 74

By Community and Social Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY INCORPORATED FOR COUNSELING SERVICES IN CONNECTION WITH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 81 of 1990 authorized an agreement with Family and Children's Society of Broome County, Incorporated for counseling services for the elderly at a cost not to exceed \$6,035 for April 1, 1990 through March 31, 1991, and

WHEREAS, said agreement expires by its terms on March 31, 1991, and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Family and Children's Society of Broome County, Incorporated, 257 Main Street, Binghamton, New York 13905, for counseling services for the elderly in connection with Office for Aging's Community Services for the Elderly Grant for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$6,035 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760694.4457.101000 (Subcontracted Program Expense), 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 75

By Community and Social Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INCORPORATED FOR HOMEMAKER SERVICE IN CONNECTION WITH OFFICE FOR AGING'S. COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 80 of 1990, authorized an agreement with Family and Children's Society of Broome County, Incorporated, for homemaker services at \$10.85 per hour, total cost not to exceed \$47,032 for April 1, 1990 through March 31, 1991, and

WHEREAS, said agreement expires by its terms on March 31, 1991, and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Family and Children's Society of Broome County, Incorporated, 257 Main Street, Binghamton, New York 13905, for homemaker services in connection with Office for Aging's Community Services for the Elderly Grant for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$10.85 per hour, total payment not to exceed \$20,000, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760579.4457.101000 (Subcontracted Program Expense), 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.

Resolution carried by the following roll call:
Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 76

By Community and Social Services and Finance Committees
Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH NYPENN HEALTH SYSTEMS AGENCY, INCORPORATED, FOR CONSULTING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES MEDICAL ASSISTANCE PROGRAM FOR 1991

WHEREAS, this County Legislature, by Resolution 45 of 1990, authorized an agreement with NYPENN Health Systems Agency, Incorporated, for consulting services for the Department of Social Services at a cost of \$49,100 for calendar year 1990, and

WHEREAS, said services are necessary to enhance efficiency, cost economy and effectiveness of the Department of Social Services Medical Assistance Programs regarding the methods of delivery and the cost of such programs, and

WHEREAS, said agreement expired by its terms on December 31, 1990 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with NYPENN Health Systems Agency, Incorporated, Suite 300, 84 Court Street, Binghamton, New York 13901, for consulting services regarding the methods of delivery and the cost of Social Service programs with Broome County for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contractor an amount not to exceed \$49,100 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.4747.103000 (Other Fees for Services), 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.

Resolution carried by the following roll call:
Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 77

By Community and Social Services, Education, Culture and Recreation and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING WAIVER OF GRIPPEN PARK RENTAL FOR OFFICE FOR AGING SENIOR PICNIC FOR 1991

WHEREAS, the Office for Aging has an annual picnic for Broome County Senior Citizens at no cost to the Seniors, and

WHEREAS, the picnic provides an opportunity for senior citizens to enjoy a day of socialization and recreation in an outdoor setting, and

WHEREAS, the Office for Aging desires to have the Broome County Senior Picnic on July 19, 1991 at Grippen Park in Endicott, New York, and requests that the rental fee for Grippen park be waived, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the waiver of rental fees at Grippen Park in Endicott, New York for Office for Aging Senior Picnic to be held on July 19, 1991, it being understood that the rental fee, if not waived, would be \$210.00, 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 78

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF DEPARTMENT OF SOCIAL SERVICES COMPREHENSIVE EMPLOYMENT OPPORTUNITY SUPPORT CENTER PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1993

WHEREAS, this County Legislature, by Resolution 218 of 1990, authorized the continued participation by the Department of Social Services in the Comprehensive Employment Opportunity Support Center Program for the period from April 1, 1990 through March 31, 1991, and adopted a program budget in connection therewith in the total amount of \$200,000.00, and

WHEREAS, it is desired to renew said grant program 1991 through 1992 in the amount of \$210,000.00 and to authorize the program to continue through 1993, subject to approval of the 1992-1993 program budget, not to exceed \$213,000.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the Department of Social Services Comprehensive Employment Opportunity Support Center Program for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the program budget annexed hereto as Exhibit "A" in the total amount of \$210,000.00 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature further authorizes the continuation of the Comprehensive Employment Opportunity Support Center Program for the period April 1, 1992 through March 31, 1993 subject to approval of the program budget prior to April 1, 1992, 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 authorized to extend the terms of the grant agreement for the purpose of expending any and all unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 79

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING REVISION OF SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolution 85 of 1990, authorized and approved the Supplemental Nutrition Assistance Program for the Office for Aging and adopted a program budget in the amount of \$185,157 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes a revision of the Office for Aging's Supplemental Nutritional Assistance Program for the period April 1, 1990 through March 31, 1991, and be it

FURTHER RESOLVED, this County Legislature hereby approves and adopts the revised program budget attached hereto as Exhibit "A" in the total amount of \$185,725 for the period April 1, 1990 through March 31, 1991, 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 authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 80

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 85 of 1990, as amended, authorized and approved the Supplemental Nutrition Assistance Program for the Office for Aging and adopted a program budget in the amount of \$185,725 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, said grant program provides funds and assistance to the elderly to meet their nutritional needs, and

WHEREAS, it is desired to renew said program for the period April 1, 1991 through March 31, 1992 in the amount of \$189,506, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes the continuation of the Office for Aging's Supplemental Assistance Program for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, this County Legislature hereby approves and adopts the program budget attached hereto as Exhibit "A" in the total amount of \$189,506 for the period April 1, 1991 through March 31, 1992, 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 authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 81

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 83 of 1990 authorized and approved the Expanded In-Home Services for the Elderly Program for the Office for Aging and adopted a program budget in the amount of \$305,388 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, said grant program provides expanded in-home services for the elderly, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1991 through March 31, 1992 in the amount of \$436,306, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the Office for Aging's participation in the Expanded In-Home Services for the Elderly Program for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in total amount of \$436,306 for the period April 1, 1991 through March 31, 1992, 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 authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 82

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING ACCEPTANCE OF THE INTEGRATED SOCIAL DAY CARE FOR THE ELDERLY GRANT FOR THE OFFICE FOR AGING FOR 1991 THROUGH 1992

WHEREAS, the Office for Aging requests authorization to accept \$30,523 from New York State for the Integrated Social Day Care for the Elderly Program Grant for the Office for Aging for the term April 1, 1991 through March 31, 1992, and

WHEREAS, said grant program provides adult social day care for elderly persons in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$30,523 from New York State for the period April 1, 1991 through March 31, 1992, 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 \$30,523 for the period April 1, 1991 through March 31, 1992, 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 to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 83

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF. COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR THE OFFICE FOR AGING. AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolutions 87 and 519 of 1990 authorized and approved the Community Services for the Elderly Grant and adopted the program budget in the amount of \$280,235 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, it is desired at this time to renew said grant program for the period April 1, 1991 through March 31, 1992 in the amount of \$285,247, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves of the Office for Aging Community Services for the Elderly Grant for the period April 1, 1991 through March 31, 1992 in the total amount of \$285,247, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the program budget annexed hereto as Exhibit "A" in the total amount of \$285,247 for the period April 1, 1991 through March 31, 1992, 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 authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 84

By County Administration, Economic Development and Planning Committee

Seconded by Mr. Pasquale

A RESOLUTION HONORING THE TOWN OF DICKINSON, NEW YORK

WHEREAS, the Town of Dickinson was originally part of the Town of Binghamton, and

WHEREAS, the Town of Dickinson was officially established on December 10, 1890, and

WHEREAS, the first town meeting of the Town of Dickinson was held on February 10, 1891, and

WHEREAS, the Town of Dickinson is celebrating the centennial of its creation, and

WHEREAS, Broome County wishes to extend its congratulations to the Town and its residents on this historic occasion, now, therefore, be it

RESOLVED, that Broome County congratulates the Town of Dickinson and its residents on the celebration of the Town's centennial, and be it

FURTHER RESOLVED, that the Clerk of the Legislature is directed to forward a certified copy of this Resolution to the Town Board of the Town of Dickinson.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 85

By County Administration, Economic Development and Planning and Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING REVISION OF OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT AND ADOPTING PROGRAM BUDGETS IN CONNECTION THEREWITH FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolution 260 of 990 authorized and approved, through the Office of Employment and Training, the 6% Incentive Award, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment and Training Job Training Partnership Act 6% Incentive Award for the period July 1, 1990 through June 30, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" for the 6% Incentive Award in the amount of \$92,330 for the period July 1, 1990 through June 30, 1991, 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 to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 86

By County Administration, Economic Development and Planning and Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MEAD DATA CENTRAL FOR LEXIS/NEXIS LEGAL RESEARCH SUBSCRIPTION FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 111 of 1990 authorized an agreement with Mead Data Central for a subscription to Lexis/Nexis Legal Services for the period April 1, 1990 through March 31, 1991 at a cost not to exceed \$10,000, and

WHEREAS, said services are necessary for the efficient and prompt availability of legal materials including cases, statutes, regulations, and codes, and

WHEREAS, said agreement expires by its terms on March 31, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Mead Data Central, P.O. Box 100176, Atlanta, Georgia 30384, for a subscription to Lexis/Nexis Legal Research for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor on a usage basis, total payment not to exceed \$12,200 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 390005.4726.101000 (Data Processing) 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 87

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING CORRECTION OF ERRORS IN ASSESSMENT ROLLS AND TAX BILLS

WHEREAS, applications for correction of assessment rolls for 1991 and tax bills have been duly filed with the Director of Real Property Tax Service for the County of Broome. a#u

WHEREAS, the Director of Real Property Tax Service has filed a report pursuant to Section 554 of the Real Property Tax Service law, and

WHEREAS, the applications for corrections have been duly reviewed pursuant to said Section 554 and certain claimed errors have been determined to exist which should be corrected, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the applications, and order that the tax officer having jurisdiction of the tax rolls correct said tax rolls and the tax bills in accordance with the list annexed hereto as Exhibit "A" and made a part hereto, pursuant to Section 554 of the Real Property Tax Law, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to transmit a copy of the approved applications to each tax officer having jurisdiction of the respective tax rolls.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 88

By County Administration, Economic Development and Planning Committee

Seconded by Mr. Pasquale

RESOLUTION DESIGNATING A NEWSPAPER PUBLISHED WITHIN BROOME COUNTY AS THE OFFICIAL NEWSPAPER FOR THE PUBLICATION OF ALL LOCAL LAWS, NOTICES, AND OTHER MATTERS REQUIRED BY LAW TO BE PUBLISHED

WHEREAS, County Law Section 214, Subsection 2, requires the annual designation of at least two newspapers published within the County as official newspapers for the publications of all local laws, notices, and other matters required by law to be published, and

WHEREAS, County Law Section 214, Subsection 2, further states that "if there be but one newspaper having circulation in the County, that newspaper shall be designated", and

WHEREAS, the only newspaper have circulation in Broome County is the Press & Sun Bulletin, now, therefore, be it

RESOLVED, that the Press & Sun Bulletin is hereby designated pursuant to County Law Section 214, as the official newspaper for the publication of all local laws, notices, and other matters required by law to be published.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 89

By Health Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AGREEMENT WITH NEW YORK STATE
HEALTH DEPARTMENT FOR BLOOD LEAD TESTING FOR THE
HEALTH DEPARTMENT CHILDHOOD LEAD POISONING PREVENTION
PROJECT FOR 1991**

WHEREAS, the Health Department requests authorization for an agreement with the New York State Health Department Laboratories for analysis of blood samples for lead and Ep for the Broome County Childhood Lead Poisoning Prevention Project, and

WHEREAS, said analysis are necessary for support of the Broome County Childhood Lead Poisoning Prevention Project, and

WHEREAS, the New York State Health Department Laboratories is willing and able to provide said analysis for a ten month term at a cost not to exceed \$8,504, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Department of Health, Wadsworth Center for Labs & Research, P.O. Box 509, Empire State Plaza, Albany, New York 12201-0509 for analysis of blood samples for lead and Ep for the period March 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$13.00 per lead sample, \$7.45 per Ep sample and \$13.00 per venis lead, total amount not to exceed \$8,504 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480343.4703.102541 (Lab Services), 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 90

By Health Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BENDER HYGIENIC LABORATORY, INCORPORATED FOR LABORATORY SERVICES IN CONNECTION WITH THE CHILDHOOD LEAD POISONING PREVENTION PROGRAM FOR OCTOBER 1, 1990 THROUGH NOVEMBER 30, 1990

WHEREAS, this County Legislature, by Resolution 449 of 1990 authorized an agreement with Bender Hygienic Laboratories Inc. to perform free erythrocyte protoporphyrin (FEP) and blood level analysis to identify children with excessive lead absorption at a cost not to exceed \$1,000, and

WHEREAS, said agreement expired by its terms on September 30, 1990 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Bender Hygienic Laboratories, Inc., 9 Samaritan Drive, Albany, New York 12203 for laboratory services including blood lead analysis and FEP for the period October 1, 1990 through January 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall

pay the contractor an amount not to exceed \$4,400 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480343.4703.102530 (Lab Services) and 480343.4703.102541 (Lab Services), 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 91

By Health Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING PAYMENT OF SPEAKING FEES AND TRAVEL EXPENSES FOR LINDA SANFORD FOR THE HEALTH DEPARTMENT ADOLESCENT COMMUNITY SERVICES PROJECT WORKSHOP ON ADOLESCENT SEXUAL ABUSE

WHEREAS, the Health Department, through the Adolescent Community Services Project, is co-sponsoring with the Broome County Child Abuse & Neglect Coordinating Council a one day workshop on adolescent sexual abuse to be held on March 22, 1991 for community service providers who work with adolescents, and

WHEREAS, the Health Department requests authorization to pay the speaking fees and travel expenses, for Linda Sanford as a speaker for the workshop, and

WHEREAS, Ms. Sanford is a nationally recognized expert in adolescent

RESOLVED, that this County Legislature hereby approves and authorizes an amendment to the Health Department Adolescent Community Services Project Fee Schedule for private pay individuals utilizing the day care services as herein stated, and be it

FURTHER RESOLVED, that Resolution 493 of 1988 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO.92

By Health Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AMENDING THE HEALTH DEPARTMENT ADOLESCENT COMMUNITY SERVICES PROJECT FEES SCHEDULE FOR DAY CARE SERVICES

WHEREAS, this County Legislature, by Resolution 493 of 1988, approved the establishment of a fee schedule for private pay individuals utilizing the Adolescent Community Services Project day care services, and

WHEREAS, it is desired to amend said fee schedule to reduce the weekly full-time day care from \$200 per week to \$101.00 per week so that more teen parents will be able to afford this service, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes an

amendment to the Health Department Adolescent Community Services Project Fee Schedule for private pay individuals utilizing the day care services as herein stated, and be it

FURTHER RESOLVED, that Resolution 493 of 1988 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.

Resolution carried by the following roll call:

Ayes-18, Nays-0, Absent-1 (Moppert).

RESOLUTION NO. 93

By Health Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT TO HEALTH DEPARTMENT EDUCATION FOR HANDICAPPED CHILDREN PROGRAM SERVICE PROVIDER RATE SCHEDULE FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolution 308 of 1990, authorized a rate schedule for service providers of physical therapy, speech therapy, occupational therapy, psychology and audiology services for the Health Department Education for Handicapped Children Program for the period June 30, 1990 through September 1, 1991, and

WHEREAS, it is necessary to authorize the amendment of said rate schedule to add three providers for speech therapy and occupational therapy to the present schedule, and

WHEREAS, the Acting Commissioner of Health has requested authorization for said amendment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes amending the Health Department Education for Handicapped Children Program service provider rate schedule by adding the providers listed on the exhibit "A" attached hereto for the period June 30, 1990 through September 1, 1991, and be it

FURTHER RESOLVED, that Resolution 308 of 1990, 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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 94

By Personnel Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF PUBLIC HEALTH

RESOLVED, that in accordance with a request from the Department of Public Health, as contained in PCR 90-565, this County Legislature hereby authorizes the changing of one full-time Senior Account Clerk Typist position at budget line 480145.1000.101000, minimum salary \$13,768, Grade 9, to one full-time Account Clerk typist position at budget line 480145.1000.101000, minimum salary \$12,370,

Grade 7, effective February 1, 1991, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Health, as contained in PCR 91-127, this County Legislature hereby authorizes the changing of one full-time Senior Clerk position at budget line 480228.1000.101000, minimum salary \$13,755, Grade 8 to one full-time Clerk position at budget line 480228.1000.101000, minimum salary \$12,357, Grade 6, effective March 4, 1991.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1 (Moppert).

RESOLUTION NO. 95

By Transportation and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AMENDMENT TO THE LEASE AGREEMENTS WITH MILLER AVIATION CORPORATION AT THE BROOME COUNTY AIRPORT, EDWIN A. LINK FIELD FOR 1992 THROUGH 1997

WHEREAS, this County Legislature by Resolution No. 224 of 1981, as amended by Resolution No. 84 of 1983, Resolution No. 522 of 1985 and Resolution No. 188 of 1988, authorized agreements with Miller Aviation Corporation to lease certain hanger facilities at the Edwin A. Link Field, as well as authorizing certain aircraft refueling privileges for the term July 1, 1981 through December 31, 1992, and

WHEREAS, the above mentioned agreements provides for rental fees on the leasehold facilities predicated upon the percentage of appraised value that is adjusted at five year intervals, as well as a fuel flowage fee for the privilege of providing fuel service, and

WHEREAS, it is necessary at this time to authorize an amendment to the agreements to grant an extension of the lease terms as follows; for Hanger #1; 5 year extension, with 2 consecutive renewal options, each for a period of 5 years, Hangers #2 and #3; 10 year extension with 2 consecutive renewal options each for a period of 5 years, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes amendments to the current agreements with Miller Aviation Corporation at the Edwin A. Link Field as follows;

a) Provided the Lessee has faithfully performed its obligations under the terms of the lease agreement, the lessee shall have the option which is to be exercised by written notice to the Lessor not more than six (6) months prior to, and not less than ninety (90) days prior to, the expiration of the term of this agreement, to renew the lease of Hanger 1 under this agreement for an additional period of five (5) years, commencing January 1, 1993 and expiring December 31, 1997, with two (2) consecutive five (5) year renewal options to be exercised in the manner set forth in this paragraph.

b) the existing lease, for Hanger 2 and 3 shall be extended for a period of ten (10) years commencing January 1, 1998 and expiring December 31, 2007, said extension to provide for two (2) consecutive five (5) year renewal options to be exercised in the same manner as set forth in subparagraph a), and be it

FURTHER RESOLVED, that except as modified herein, Resolution No. 224 of 1981, as amended by Resolution No. 84 of 1983, Resolution No. 522 of 1985 and Resolution No. 188 of 1988, and the agreements authorized thereunder shall remain

in full force and effect.

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.

Resolution carried by the following roll call:

Ayes-18, Nays-O, Absent-1, (Moppert).

Mr. Augustini moved, seconded by Mr. Kavulich to adjourn to the call of the Clerk. Carried.