

WHEREAS, the County of Broome has been sued by the Estate of a former employee, and

WHEREAS, upon the recommendation of the County Attorney, it is deemed to be in the best interest of the County of Broome to have this matter handled by independent counsel now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Law Firm of Hickey, Gates & Sheehan to represent the County of Broome in a Federal civil rights action commenced by the Estate of David Whitman, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Law Firm of Hickey, Gates & Sheehan \$95.00 per hour for legal services, total amount not to exceed \$6,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 390005.4736.101000 (Legal Charges), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried.** Ayes-18, Nays-0, Absent-1 (Hudak).

Mrs. Coffey moved, seconded by Mr. Warner to adjourn at 6:25 p.m. **Carried.**

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, MARCH 25, 1993**

The Legislature convened at 4 p.m. Called to order by the Chairman, Arthur J. Shafer.

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the Attendance roll: Present-18, Absent-1 (Howard).

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. Pasquale moved, seconded by Mr. Augostini that the minutes of the February 18, 1993 Session be approved as prepared and as presented by the Clerk. **Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

Written or oral presentations of the County Executive, Timothy M. Grippen:

Letters from the County Executive, Timothy M. Grippen:

- 1.Nominating 13 persons to membership on the Criminal Justice Advisory Board.
- 2.Nominating 26 persons to membership on the Ambulance Advisory Board.
- 3.Nominating D. Schofield to membership on the Airport Advisory Board.
- 4.Nominating C. Burger and R. Cook to membership on the Cornell Cooperative Extension Association.
- 5.Nominating 9 persons to membership on the Mental Health Advisory Board.
- 6.Nominating 7 persons to membership on the Nursing Home Board of Directors.
- 7.Nominating C. Hebdon, C. Burger, R. Brown to membership on the Environmental Management Council.
- 8.Nominating S. Waldron and D. Golazeski to membership on the Central Library Board of Trustees.
- 9.Nominating C. Burger to membership on the Planning and Economic Development Advisory Board.
- 10.Nominating R. Warner, A. Kavulich, W. Howard to membership on the Fire Advisory Board.
- 11.Nominating A. Shafer, W. Hudak, L. Borelli to membership on the Health Advisory Board.
- 12.Nominating K. Chizak, M. Conlon, M. McManus, R. Reyen to membership on the Arena Board of Directors.
- 13.Designating Joseph J. Slocum as Acting County Executive, March 7-9, 1993.
- 14.New York State Medicaid Takeover (Statement by County Executive before Assemblyman James R. Tallon's Community Budget Forum, March 4, 1993).
- 15.Declaration of State of Emergency (T. Kevin Tobin, Deputy County Executive).

The following communications, notices and reports were presented to the County Legislature:

COMMUNICATIONS:

1. Minutes from:

- a. Willow Point Nursing Facility.
- b. Mental Health Advisory Board.
- c. Association of Towns and Villages.
- d. 911 Coordinators Meeting.
- e. Emerging Business Assistance Advisory Board.
- f. EMC's Ad Hoc Committee on Composting
- g. Public Library Board of Trustees.
- h. Cornell Cooperative Extension.
- i. Planning and Economic Development Advisory Board.

2. Resolutions from:

- a. Tioga County (Intent to exercise right of self-government re state mandated programs); (Authorization to Co-Host 1994 Summer Conference of NYS Supervisors' and County Legislators' Association.
  - b. Putnam County (Memorialization/State Charge Status for Medical Assistance Costs).
  - c. Orleans County (Establish State Charge for Medicaid Clients).
3. Letter from Hiscock & Barclay (Attorneys for Foster Wheeler Broome County, Inc.) regarding violation of Service Agreement.
4. Letter from Joseph James Slocum, County Attorney and Henry D. Weissmann, Risk Manager, requesting experience information (towns participating in Workers' Compensation) in order to provide accurate assessments of compensation costs.
5. Results of Medical Benefits Survey for County Employees.

REPORTS:

1. Monthly Reports: Department of Social Services (October, November and December 1992); Broome Community College (Budget Transfers and Above the Minimum Hires (January 1993).
2. Department of Audit and Control: Library Trust Fund Audit.
3. 1992 Annual Reports:

- a. Willow Point Nursing Facility.
- b. Department of Social Services.
- c. Office of the County Clerk.
- d. Board of Elections.
- e. Department of Planning and Economic Development.
- f. Environmental Management Council.
- g. Southern Tier East Regional Planning Development Board.
- h. Agricultural Stabilization and Conservation Service.
- i. Providing Resources and Opportunities for a Better Experience (PROBE).
- j. Soil and Water Conservation District.
- h. Vestal Public Library.
- i. George F. Johnson Memorial Library.
- j. Your Home Public Library.
- k. Mary Wilcox Memorial Library.
- l. Deposit Free Library.
- m. Fenton Free Library.

Mr. Lindsey moved, seconded by Mr. Pasquale to receive and file the above noted reports and to publish any pertinent portions thereof in the 1992 Journal of Proceedings. **Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chairman, Arthur J. Shafer:

1. Legislative appointments to Advisory Boards.
2. Appointing Robert J. Warner as voting representative for David L. Lindsey, Education, Culture and Recreation Committee, March 17, 1993.

The following resolutions that were heldover from the previous regular session were again presented for consideration:

**RESOLUTION NO. 44** by the County Administration, Economic Development & Planning Committee, seconded by Mrs. Coffey, confirming appointments to membership on the Planning and Economic Development Advisory Board. Seconded by Mrs. Coffey for approval.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 77** by the Environment and Finance Committees, seconded by Mr. Kavulich, authorizing waiver of Grippen Park event fee for Earth Fest 1993. Mrs. Wagstaff moved, seconded by Mrs. Hudak to eliminate from the First Resolved "and a waiver of insurance by the County is hereby granted". Mr. Pasquale moved, seconded by Mr. Malley to call the question on the amendment. The call of the question **Carried.** Ayes-18, Nays-0, Absent-1 (Howard). Amendment **failed.** Ayes-8 (Augostini, Brown, Hudak, Lindsey, Schofield, Wagstaff, Warner, Shafer), Nays-10 (Burger, Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Pazzaglini, Taylor, Whalen), Absent-1 (Howard). Mr. Pasquale moved, seconded by Mr. Kavulich to call the question on the resolution as amended. The call of the question **Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

Resolution as amended **carried.** Ayes-12 (Brown, Burger, Coffey, Harbachuk, Harris, Kavulich, Lindsey, Malley, Pasquale, Taylor, Whalen, Shafer), Nays-6 (Augostini, Hudak, Pazzaglini, Schofield, Wagstaff, Warner). Absent-1 (Howard).

**RESOLUTION NO. 78** by the Environment Committee, seconded by Mr. Pasquale, confirming appointments to membership on the environmental management council. Seconded by Mr. Pasquale for approval. Mr. Grippen withdrew Leon F. Simmonds, Jr. from the resolution prior to Session. Resolution **carried.** Ayes-17, Nays-1 (Coffey), Absent-1 (Howard).

**RESOLUTION NO. 79** by the Health, Human Services and Finance Committees, seconded by Mr. Warner, authorizing amendment of agreement with Kradro Realty Corporation for rental of space at 36-38 Main Street for 1987 through 1996. Mrs. Hudak moved, seconded by Mr. Pasquale the following, substitution of Resolution No. 93-79.

**RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT WITH KRADRO REALTY CORPORATION FOR RENTAL OF SPACE AT 36-38 MAIN STREET,**

**BINGHAMTON, NEW YORK, FOR THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES FOR 1992 THROUGH 1996.**

WHEREAS, this County Legislature, by Resolution No. 222 of 1986, authorized the renewal of a previously authorized lease agreement with Kradro Realty Corporation for the rental of 54,260 square feet of office space for use by the Broome County Department of Social Services at a base annual cost of \$6.30 per square foot, from January 1, 1987 through December 31, 1991, with a 5% yearly rent escalation clause, and

WHEREAS, this County Legislature, by Resolution No. 222 of 1986, also authorized an option to renew said lease agreement for an additional 5 year period from January 1, 1992 through December 31, 1996, with a rent escalation clause of 5% per year, and

WHEREAS, by lease agreement dated December 13, 1991, the County exercised its renewal option as authorized by Resolution No. 222 of 1986, at a reduced 4% yearly rent escalation for the period January 1, 1992 through December 31, 1996, and

WHEREAS, the Broome County Department of Social Services requires an additional 6,320 square feet of office space to perform its responsibilities and to meet its requirements, and Kradro Realty Corporation agreed to construct an additional 6,320 square feet of office space at 36-38 Main Street, with no part of the construction or necessary renovation costs to be borne by the County, and

WHEREAS, Broome County's 1992 and 1993 final budgets anticipated and included funds for required additional useable office space at the Broome County Department of Social Services' offices at 36-38 Main Street, and

WHEREAS, effective December 17, 1992, 6,320 square feet of additional useable office space constructed by Kradro Realty at 36-38 Main Street has been made available for the use of the Broome County Department of Social Services, and

WHEREAS, it is necessary at this time to authorize an amendment to the County's December 13, 1991 lease agreement with Kradro Realty Corporation to reflect the addition of 6,320 square feet of additional office rental space at the same existing rate per square foot, including the reduced 4% yearly rent escalation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an

amendment to the lease agreement dated December 13, 1991 with Kradro Realty Corporation, 19 Chenango Street, Suite 1211, Binghamton, New York, 13901, to reflect the rental of 6,320 square feet of additional office space for a total of 60,580 square feet for use by the Broome County Department of Social Services located at 36-38 Main Street, Binghamton, New York, for the period December 17, 1992 through December 31, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Kradro Realty Corporation an amount not to exceed \$2,062.00 for the period December 17, 1992 through December 31, 1992 for the additional 6,320 square feet of useable office space; and a total amount not to exceed \$41,818.94 per month for calendar year 1993; \$43,485.64 per month for calendar year 1994; \$45,202.84 per month for calendar year 1995; and \$47,021.06 per month for calendar year 1996, for rental of the Department of Social Services' offices located at 36-38 Main Street, Binghamton, New York, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.4422.103000 (Building and Land Rental), and be it

FURTHER RESOLVED, that Resolution No. 222 of 1986, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Amendment **carried**. Ayes-18, Nays-0, Absent-1 (Howard).

Resolution as amended **carried**. Ayes-18, Nays-0, Absent-1 (Howard).

The preferred agenda was presented at this time, seconded by Mr. Warner, but for the sake of clarity, all resolutions are presented in numerical order.

**RESOLUTION NO. 85**

by Public Safety and Emergency Services, Personnel and Finance

Committees

Seconded by Mr. Malley

**RESOLUTION AUTHORIZING RENEWAL OF INTENSIVE SUPERVISION PROGRAM GRANT FOR PROBATION DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 131 of 1992, authorized and approved the Intensive Supervision Program Grant for the Probation Department and adopted a program budget in the amount of \$135,857.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, said grant program provides probation officers supervising no more than twenty-five cases who are sentenced to probation in lieu of prison or jail, by increasing supervision monitoring and offering an alternative to incarceration, and

WHEREAS, it is desired to renew said grant program for 1993 through 1994 on substantially similar terms and conditions with an increase in appropriations to the amount of \$143,483.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$109,555.00 from New York State Division of Probation and Correctional Alternatives for the Probation Department Intensive Supervision Program for the period April 1, 1993 through March 31, 1994, 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 \$143,483.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 86**

by Health and Human Services, County Administration and Finance Committees  
Seconded by Mr. Warner

**RESOLUTION AUTHORIZING SUPPORT FOR STATE TAKEOVER OF MEDICAID PROGRAM.**

WHEREAS, New York is one of the few states in the country which mandates that counties and the City of New York pay a local Medicaid share, which now costs localities \$3.3 billion a year with an average statewide growth factor of 14% per annum, and

WHEREAS, in Broome County Medicaid costs for 1993 are estimated to be \$4,467,500.00 and the average annual growth since 1989 has been 12.2%, and

WHEREAS, this Medicaid mandate requires localities to dedicate an increasingly larger portion of their local taxes for the State Medicaid Program thereby imposing a back breaking burden on local tax payers, and

WHEREAS, it is imperative that localities obtain immediate relief from this unbridled growth in the Medicaid Program by enactment of effective Medicaid cost-containment, and

WHEREAS, local Medicaid relief must include the immediate acceleration, statutory expansion, and State assumption of the Managed Care Program, and

WHEREAS, local Medicaid relief must also include the State assumption of the administrative cost of the Medicaid program, and

WHEREAS, local Medicaid relief must also include a State takeover of the Medicaid Program, and

WHEREAS, each phase of a State takeover of the local Medicaid program should include a hold harmless clause to ensure that each locality benefits from the State takeover plan, and

WHEREAS, counties no longer have the fiscal resources to support the local Medicaid share by reliance on continual property tax increases and sales tax increases, and a State takeover of Medicaid would enable counties to administer other necessary local programs in an equitable and productive fashion, and

WHEREAS, the New York State Association of Counties has made Medicaid takeover its NUMBER ONE MANDATE RELIEF PRIORITY FOR 1993 and is advocating that Medicaid takeover be enacted into law concurrent with the adoption of the 1993-94 State budget, and

WHEREAS, Broome County now wishes to express its support for State Medicaid takeover in accordance with the above recitals and such State takeover be enacted into law on or before March 31, 1993; now, therefore, be it

RESOLVED, that Broome County supports a phased-in State takeover of the Medicaid program which shall include as a minimum: (1) enactment of structural Medicaid cost-containment, (2) assumption of local Medicaid managed care, (3) responsibility for all Medicaid administrative costs, (4) incur all growth in the Medicaid Program by 1997, and (5) all additional Medicaid takeover relief agreed to by the Governor, Senate, and Assembly, and be it

FURTHER RESOLVED, that copies of this Resolution be submitted to Governor Mario M. Cuomo, Senate Majority Leader Ralph J. Marino, Assembly Speaker Saul Weprin, and all members of the New York State Legislature, as well as any and all other persons, organizations, and agencies deemed necessary and proper.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 87**

by County Administration, Economic Development, and Planning Committees

Seconded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT**

**AGENCY BOARD OF DIRECTORS.**

WHEREAS, Arthur J. Shafer, Chairman of the Broome County Legislature, pursuant to the powers vested in him by Resolution No. 78, adopted March 4, 1970, Resolution No. 285, adopted February 6, 1979 and Article 18-A of the New York State General Municipal Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Industrial Development Agency Board of Directors, for a terms indicated:

TERM EXPIRES

George Akel, Jr. December 31, 1993  
2165 E. Hamton Road  
Binghamton, New York 13903

Nelson VanAtta December 31, 1993  
43 Crestmont Road  
Binghamton, New York 13903

Douglas M. McMaster December 31, 1993  
Rudd Road, RD 1, Box 1375  
Windsor, New York 13865

Lynn L. Sweetland December 31, 1993  
925 Byford Boulevard  
Endwell, New York 13760

Salvatore J. Alberti December 31, 1993  
831 Skyline Drive  
Endwell, New York 13760

Sharon Witte December 31, 1993  
201 Evergreen Street  
Apt. 72D  
Vestal, New York 13850

Peter N. Hankin December 31, 1993  
174 Brown Road

Vestal, New York 13850  
and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 78, adopted March 24, 1970, Resolution No. 285, adopted February 6, 1979, and Article 18-A of the New York State General Municipal Law, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of the Resolution No. 78, adopted March 24, 1970, Resolution No. 285, adopted February 6, 1979, and Article 18-A of the New York State General Municipal Law, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Industrial Development Agency Board of Directors in accordance with their appointments by the Legislative Chairman.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 88**

by Environment Committee

Seconded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP  
ON THE BROOME COUNTY AGRICULTURAL AND FARM LAND  
PROTECTION BOARD**

WHEREAS, Arthur J. Shafer, Chairman of the Broome County Legislatures, pursuant to the powers vested in him by Article 25AAA of the Agriculture and Markets Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Agricultural and Farm Land Protection Board:

TERM EXPIRES

Dewey A. Decker  
NYS Route 41, R.D.#3, Box 3596  
Windsor, New York 13865

December 31, 1994  
Active Farmer

Glen S. Winsor

December 31, 1994

NYS Route 79, R.D.#2, Box 89 Harpurville, New York 13787	Active Farmer
Keith Wittaker NYS Route 26, HC79, Box 15 Whitney Point, New York 13862	December 31, 1995 Active Farmer
Walter C. Wright Zevan Road, R.D.#1, Box 1372 Johnson City, New York 13790	December 31, 1995 Active Farmer
Raymond R. Edmister 1287 Conklin Road Representative R.D.#2, Box 332 Conklin, New York 13748	December 31, 1996 Agribusiness
Eric L. Johnson Castle Creek Road HC78, Box 698 Binghamton, New York 13901	December 31, 1996 Agricultural Land Preservation
Durwood E. Briggs Big Hollow Road R.D.#1, Box 430 Deposit, New York 13754	Coterminous Appointment (as Chair of the Co. Soil & Water Conservation District's Board of Directors)
Chris W. Burger 110 Walter Road(as a Member of the Co. Whitney Point, New York 13862	December 31, 1994 Legislature)
David A. Bradstreet Perry Road, R.D.#4, Box 226 Binghamton, New York 13905 Agent)	Coterminous (as a County Appointment Cooperative Extension

Frank E. Kelley  
20 Country Knoll  
P.O. Box 349  
Director)  
Binghamton, New York 13905

Coterminous  
Appointment  
(as the County's Planning

Ivan C. Moscrip  
NYS Route 26  
Whitney Point, New York 13862

Coterminous  
Appointment  
(as the County's Director of  
Real Property Tax Service)

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article 25AAA of the Agriculture and Markets Law, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of the Article 25AAA of the Agriculture and Markets Law, does hereby confirm the appointment of the above-named individuals to membership on the Broome County Agricultural and Farm Land Protection Board in accordance with their appointment by the Chairman of the Broome County Legislature.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 89**

by County Administration, Economic Development, Planning and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MEAD DATA CENTRAL FOR LEXIS/NEXIS LEGAL RESEARCH SUBSCRIPTION FOR 1993-1994.**

WHEREAS, this County Legislature, by Resolution 571 of 1991, authorized an agreement with Mead Data Central for subscription to Lexis/Nexis Legal Services for the period April 1, 1992 through March 31, 1993 at a cost not to exceed \$12,900.00, 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, 1993, 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 the renewal of the agreement with Mead Data Central, P.O. Box 100176, Atlanta, Georgia, 30384, for subscription to Lexis/Nexis Legal Research for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor on a usage basis, total cost not to exceed \$13,000.00 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 90**

by Public Works and Education, Culture and Recreation Committees

Seconded by Mr. Warner

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO BRANDYWINE CREEK FLOOD PROTECTION DAM PROJECT.**

WHEREAS, it is necessary to construct a Brandywine Creek Flood Protection Dam, and

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

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the

impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned proposed Brandywine Creek Flood Protection Dam Project, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the proposed Brandywine Creek Flood Protection Dam Project.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 91**

by Environment and Finance Committees

Secoded by Mr. Pazzaglini

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH VERNON O. SHUMAKER/CALOCERINOS AND SPINA, JOINT VENTURE, FOR WELL DRILLING MONITORING SERVICES FOR THE DIVISION OF SOLID WASTE FOR 1992 THROUGH 1993.**

WHEREAS, this County Legislature, by Resolution 400 of 1992, authorized an agreement with Vernon O. Shumaker/Calocerinos and Spina, Joint Venture, for consulting services for well drilling at the Nanticoke Landfill for 1992 through 1993, at a cost not to exceed \$39,000.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term thereof, and

WHEREAS, the Director of the Division of Solid Waste Management has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Vernon O. Shumaker/Calocerinos and Spina, Joint Venture, 423 Commerce Road, Vestal, New York, 13850, for monitoring, lab services and reporting for DEC required well drilling at the Nanticoke Landfill until May 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$39,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized

shall be made from budget line 235036.2018.501245 (Landfill), and be it

FURTHER RESOLVED, that Resolution 400 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 92**

by County Administration, Economic Development and planning, Environment and Finance Committees

Seconded by Mr. Warner

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 4, 1993, ENTITLED: "A LOCAL LAW AMENDING LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, LOCAL LAW NO. 16, 1989 AND LOCAL LAW NO. 14, 1990, BROOME COUNTY SOLID WASTE CODE."**

RESOLVED, that Local Law Intro. No. 4, 1993, entitled: "A Local Law Amending Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 16, 1989, and Local Law No. 14, 1990, Broome County Solid Waste Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the New York State Municipal Home Rule Law, and all the applicable statutes and laws pertaining thereto.

**LOCAL LAW INTRO. NO. 4, 1993**

A LOCAL LAW AMENDING LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, LOCAL LAW NO. 16, 1989 AND LOCAL LAW NO. 14, 1990, BROOME COUNTY SOLID WASTE CODE.

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

SECTION 1. Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 16, 1989, and Local Law No. 14, 1990, is hereby amended to read as follows:

C. Commencing January 1, 1992, the following separate charges will

apply at the Nanticoke Landfill:

(2) Tires.

[(a) Up to and including sixteen inch rim: two dollars (\$2.00) per tire.

(b) Over sixteen inch, but less than twenty-two inch rim: five dollars (\$5.00) per tire.

(d) Bulk loads: one hundred seventy-five dollars (\$175.00) per ton]

(a) Up to and including sixteen inch rim: seventy-five cents (\$.75) per tire.

(b) Over sixteen inch, but less than twenty-two inch rim: one dollar and fifty cents (\$1.50) per tire.

(d) Bulk loads: sixty-five dollars (\$65.00) per ton.

SECTION 2. Except as hereinabove amended, Local Law Intro. No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 16, 1989, and Local Law No. 14, 1990, shall remain in full force and effect.

SECTION 3. This Local Law shall become effective upon filing with the Secretary of State.

Note: Material in brackets [] is deleted.

Material in underlining is added.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 93**

by Health and Human Services and Finance Committees Seconded by Mr. Whalen

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNITED HEALTH SERVICES TO PROVIDE URINALYSIS TESTING FOR DRUG AWARENESS CENTER CLIENTS ON AN AS NEEDED BASIS FOR 1993.**

WHEREAS, this County Legislature, by Resolution 589 of 1991, as amended by companion resolution, authorized an agreement with United Health Services for urinalysis testing for the Drug Awareness Center clients for 1992 at a cost not to exceed \$3000.00, and

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

WHEREAS, said agreement expires by its terms on December 31, 1992,

and it is desired at this time to renew said agreement for calendar year 1993 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with United Health Services Hospitals, Inc., 20-42 Mitchell Avenue, Binghamton, New York, 13903, to provide laboratory urinalysis testing on an as-needed basis for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$30.00 for a miscellaneous drug screen, \$15.40 for a cocaine screen, and \$17.70 for a cannabis screen, total payment not to exceed \$4,500.00 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 94**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH UNITED HEALTH SERVICES TO PROVIDE URINALYSIS TESTING FOR DRUG AWARENESS CENTER CLIENTS ON AN AS-NEEDED BASIS FOR 1992.**

WHEREAS, this County Legislature, by Resolution 589 of 1991, authorized an agreement with United Health Services for urinalysis testing for Drug Awareness clients, at a cost not to exceed \$3000.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the overall cost of expenditures related thereto, and

WHEREAS, the Director of the Drug Awareness Center has requested

authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with United Health Services for urinalysis testing for Drug Awareness clients for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$540.00, 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 Resolution 589 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 95**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH R.M.M.H., INC. FOR TEMPORARY NURSING SERVICES AT WILLOW POINT NURSING FACILITY FOR 1993.**

WHEREAS, this County Legislature, by Resolution 539 of 1992, authorized an agreement with R.M.M.H., Inc. for temporary nursing services at Willow Point Nursing Facility for the calendar year 1993, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for certified nursing assistants on an as-needed basis to fill in for staff shortages and to authorize payment for time and one-half for hours worked over 40 hours per week, and

WHEREAS, the Assistant Administrator for Fiscal Services of Willow Point Nursing Facility has requested authorization for said amendments as

approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with R.M.M.H., Inc., 66 Front Street, Binghamton, New York 13905 for provision for certified nursing assistants at a cost not to exceed \$12.25 per hour on weekdays and at a cost not to exceed \$12.50 per hour on weekends for the period February 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that said contract with R.M.M.H., Inc. shall provide for payment at the rate of one and one-half times the base rate for work over 40 hours per week, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.5072.204000 (Nursing Services-Aides), and be it

FURTHER RESOLVED, that Resolution 539 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 96**

by Health and Human 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 OPPORTUNITY SUPPORT CENTER FOR 1992 THROUGH 1997.**

WHEREAS, this County Legislature, by Resolution 48 of 1991, authorized a lease agreement with Water Street Associates for the lease of 4,300 square feet at 168 Water Street at a cost of \$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

WHEREAS, said agreement expires by its terms on March 31, 1993,

and it is desired at this time to renew said agreement on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the lease agreement with Water Street Associates, 166 Water Street, Binghamton, New York, 13901, for the Comprehensive Employment Opportunity Support Center including the Comprehensive Employment Opportunity Service Center, the Taking Charge, the First Step Program, and the Food Stamps Employment and Training Program for the period April 1, 1993 through March 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the landlord \$7.50 per square foot for the period April 1, 1993 through March 31, 1994, and \$8.24 per square foot for the period April 1, 1994 through March 31, 1995, and \$8.57 per square foot for the period April 1, 1995 through March 31, 1996, \$8.91 per square foot for the period April 1, 1996 through March 31, 1997 and \$9.26 per square foot for the period April 1, 1997 through March 31, 1998, 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 97**

by Health and Human Services and Finance Committees Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AGREEMENT WITH STEPHEN A. LISMAN, PH.D. AND THOMAS H. BRANDON, PH.D. FOR RESEARCH SERVICES IN CONNECTION WITH THE MICA ICM PROGRAM FOR 1993 THROUGH 1994.**

WHEREAS, the Mental Health Department requests authorization for an agreement with Stephen A. Lisman, Ph.D. and Thomas H. Brandon, Ph.D., for research services in connection with the MICA/ICM Project Grant

as authorized by Resolutions 452 and 453 of 1992, for the period April 1, 1993 through March 31, 1994, at a cost not to exceed \$10,000.00, and

WHEREAS, Stephen A. Lisman, Ph.D. and Thomas H. Brandon, Ph.D., are faculty members at Binghamton University in the Psychology Department and have extensive research backgrounds purported by numerous scholarly publications, and

WHEREAS, the services of Stephen A. Lisman, Ph.D. and Thomas H. Brandon, Ph.D., are necessary to fulfill the research terms as outlined in the MICA/ICM Project Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Stephen A. Lisman, Ph.D. and Thomas H. Brandon, Ph.D., Department of Psychology, SUNY Binghamton, P.O. Box 6000, Binghamton, New York, 13902-6000, for research services in connection with the MICA/ICM Project Grant for the Mental Health Department for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors an amount not to exceed \$10,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470096.4747.102670 (Other Fees for Services), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 98**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING REVISION OF HEALTH DEPARTMENT CHILDHOOD LEAD POISONING CONTROL PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993.**

WHEREAS, this County Legislature, by Resolution 627 of 1992, authorized the continued participation by the Health Department in the Lead

Poisoning Program Grant for the calendar year 1993 and adopted a program budget in connection therewith in the total amount of \$58,712.00, and

WHEREAS, it is necessary at this time to revise said program to reflect changes in the appropriations therein, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department Childhood Lead Poisoning Control Program Grant for the period January 1, 1993 through December 31, 1993 in the total amount of \$58,712.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$58,712.00 for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that Resolution 627 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 99**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH REHABILITATION SERVICES, INC. IN ACCORDANCE WITH STATE EDUCATION RATES FOR THE HEALTH DEPARTMENT EDUCATION FOR HANDICAPPED CHILDREN'S**

**PROGRAM FOR 1993.**

WHEREAS, this County Legislature, by Resolution 670 of 1992, authorized an agreement with Rehabilitation Services, Inc. for special education services for pre-school providers, at a cost of \$132,000.00 for therapy and \$90,000.00 for tuition, and

WHEREAS, it is necessary to authorize the amendment of said agreement to include the cost of mileage for the provider to and from the client's home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Rehabilitation Services, Inc., P.O. Box 1400, Binghamton, New York, 13902, for provision of special education services for pre-school children involved in the Handicapped Children's Program for the Health Department for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$.275 per mile for mileage for the provider to and from client's home for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480277.4465.101000 (Non-Employee Travel, Hotel and Meals), and be it

FURTHER RESOLVED, that Resolution 670 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 100**

by Health and Human Services, Personnel and Finance Committees  
Seconded by Mr. Warner

**RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (NCOA) GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992-**

**1993.**

WHEREAS, this County Legislature, by Resolution 250 of 1992, authorized the continued participation by the Office For Aging in the Senior Community Service Employment Program (NCOA) Grant for the period July 1, 1992 through June 30, 1993, in the total amount of \$238,000.00, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations to pay for additional hours of trainee wages and fringe benefits, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office For Aging's Senior Community Service Employment Program (NCOA) Grant for the period July 1, 1992 through June 30, 1993 in the total amount of \$258,000.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$258,000.00 for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that Resolution 250 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 101**

by Public Safety, and Emergency Services Committee

Seconded by Mrs. Wagstaff

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS SERVICES FOR INMATES OF THE BROOME COUNTY JAILS 1993.**

WHEREAS, this County Legislature, by Resolution 69 of 1992, authorized an agreement with the Broome County Council of Churches for religious services for inmates housed at Broome County Jail Facilities for calendar year 1992 at a cost not to exceed \$6975.00, and

WHEREAS, said services are mandated by New York State Regulations and the Council provides religious counseling for all inmates of all denominations, and

WHEREAS, said agreement expired by its terms on December 31, 1992, and it is desired at this time to renew said agreement for calendar year 1993 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Council of Churches, 81 Main Street, Binghamton, New York, 13902, for the provisions of religious services to County Jail inmates, including full time (40 hours per week) religious services to all inmates housed in the County's jail facilities to be provided by a duly ordained minister of a recognized religious sect, religious counseling for all inmates whose denominations are affiliated with the Council of Churches, arrangement of religious counseling of all inmates whose denominations are not affiliated with the Council, provision of 24 hour on-call emergency services available seven (7) days per week, visitation of inmates and the coordination of all religious service, for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,528.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4437.101000 (Religious Expenses), and be it

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

Law, as may be necessary to implement the intent and purpose of this Resolution.

**Carried.** Ayes-15, Nays-3 (Augostini, Hudak, Lindsey), Absent-1 (Howard).

**RESOLUTION NO. 102**

by Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH PRISON HEALTH SERVICES, INC., FOR PROFESSIONAL MEDICAL SERVICES TO THE JAIL FACILITIES OF THE SHERIFF'S DEPARTMENT FOR 1992 THROUGH 1993.**

WHEREAS, this County Legislature, by Resolution 277 of 1992 authorized an agreement with Prison Health Services, Inc. for professional medical services to the jail facilities of the Sheriff's Department, total cost not to exceed \$600,000.00 for the period July 1, 1992 through June 30, 1993, and

WHEREAS, it is necessary to authorize the amendment of said agreement to include the cost of administration of vaccinations for Sheriff's employees, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Prison Health Services, 101 Luke Drive, Suite A, P.O. Box 472, New Castle, Delaware 19720, for administration of Hepatitis B Vaccines, Rabies Vaccine and Tuberculosis testing for the Broome County Sheriff's Department employees for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$2,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4715.101000 (Other Health and Medical Services), and be it

FURTHER RESOLVED, that Resolution 277 of 1992, to the extent

consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 103**

by Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE ADIRONDACK-APPALACHIAN REGIONAL EMS COUNCIL FOR OFFICE AND EQUIPMENT RENTAL BY THE DEPARTMENT OF EMERGENCY SERVICES 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 455 of 1992, authorized an agreement with the Adirondack-Appalachian Regional EMS Council (AAREMS) for office space, furniture, copier access, telephone and fax service in the Department of Emergency Services Building located on the Broome Community College campus for the period April 1, 1992 through March 31, 1993, providing \$1,080.00 in revenue to Broome County, and

WHEREAS, said agreement expires by its terms on March 31, 1993, and it is desired at this time to renew said agreement for the period April 1, 1993 through March 31, 1994, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Adirondack-Appalachian Regional EMS Council, c/o Mark Zeek, Box 212, Main Street, Speculator, New York, 12164, to provide office space, furniture, copier access, telephone and fax use for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the Adirondack-Appalachian Regional EMS Council shall pay the Broome County Office of Emergency Services the sum of \$1,080.00 plus telephone and fax charges, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized

shall be made to revenue line 460006.0068.101000 (Other Public Safety Departmental Income), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 104**

by Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH WATER STREET ASSOCIATES FOR LEASE OF SPACE TO PROBATION DEPARTMENT FOR A SATELLITE OFFICE.**

WHEREAS, this County Legislature, by Resolution 600 of 1987, as amended by Resolution 168 of 1989, authorized a five year lease agreement with Water Street Associates for the fourth floor at 168 Water Street, Binghamton, New York, for the Broome County Probation Department satellite office at a cost of \$8.95 per square foot, and

WHEREAS, said agreement expires by its terms on March 31, 1993, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with a change in the rate per square foot, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Water Street Associates, 166 Water Street, Binghamton, New York, 13901, for the lease of office space at 168 Water Street, 4th Floor, to the Probation Department to provide for the lease of 1,782 square feet for the period April 1, 1993 through March 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$8.00 per square foot for the period April 1, 1993 through March 31, 1994, the cost shall increase 3% for the period April 1, 1994 through March 31, 1995, and thereafter the cost shall increase at a rate of 4% each year from April 1, 1995 through March 31, 1998, and be it

FURTHER RESOLVED, that the payments hereinabove authorized

shall be made from budget line 280099.4422.101000 (Building and Land Rental), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 105**

by County Administration, Economic Development and Planning, Public Works, and Finance Committees      Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF HIGHWAY WORK PERMIT FEES IN BROOME COUNTY.**

WHEREAS, this County Legislature, by Resolution 284 of 1989, authorized the institution of a fee for highway work permits pursuant to the New York State Highway Law, and

WHEREAS, it is necessary to authorize the amendment of said agreement because of the increase in requests from utility crews to do work within the highway right-of-way, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the resolution establishing highway work permit fees, and be it

FURTHER RESOLVED, that the fee shall be set pursuant to the attached schedule in Exhibit "A", and be it

FURTHER RESOLVED, that Resolution 284 of 1989, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 106**

by Public Works Committee

Seconded by Mr. Warner

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO POPPLE HILL BRIDGE REPAIR PROJECT AND RENDERING "NEGATIVE DECLARATION" WITH RESPECT THERETO.**

WHEREAS, it is necessary to undertake the Popple Hill Bridge Repair Project to repair deteriorated wood end caps and pile caps on existing bridge, and

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

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

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned bridge project, and

WHEREAS, the initiation of the Popple Hill Bridge Repair Project may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Popple Hill Bridge Repair Project; and it is

FURTHER RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the Popple Hill Bridge Repair Project will not have a significant effect on the environment, and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 107**

by Public Works and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REPLACEMENT OF COLESVILLE ROAD EXTENSION BRIDGE.**

WHEREAS, the Commissioner of Public Works requests authorization of an agreement with New York State Department of Transportation for replacement of Colesville Road Extension Bridge, at a cost not to exceed \$639,400.00 plus ROW costs, and

WHEREAS, said services are necessary to construct a new structure adjacent to the existing structure and removal of the existing one upon the event that traffic is carried by the new bridge, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New York State Department of Transportation for replacement of Colesville Road Extension Bridge, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$639,400.00 plus ROW costs for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035022.4746.501276 (Architectural & Engineering Services), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 108**

by Environment and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR ENVIRONMENTAL MONITORING SERVICES AT NANTICOKE SANITARY LANDFILL AND COLESVILLE LANDFILL FOR 1993 THROUGH 1995.**

WHEREAS, the Division of Solid Waste Management requests authorization for an agreement with Buck Environmental Laboratories, Inc. for water monitoring and testing for the Nanticoke Sanitary Landfill and the Colesville Landfill for the period March, 1993 through February, 1995, at a cost not to exceed \$100,000.00 per year for the term of this agreement, and

WHEREAS, said services are necessary to monitor and test the water at the Nanticoke Sanitary Landfill and the Colesville Landfill per the New York State Department of Environmental Conservation permit requirements, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Buck Environmental Laboratories, Inc., P.O. Box 5150, Cortland, New York, 13045, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$100,000.00 per year for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4449.206000 (Other Operational Expenses), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 109**

by Environment and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH WAYNE UTTER, FOR PURCHASE OF REAL PROPERTY IN THE TOWN OF BARKER.**

WHEREAS, this County Legislature, by Resolution 427 of 1992, authorized an agreement with Wayne Utter for purchase of real property located in the Town of Barker, Tax Map No. 4-43-S2, at a cost not to exceed \$86,000.00, and

WHEREAS, it is necessary to authorize the amendment of said

agreement to allow for potential limited use of said property for landfill purposes only with legislative approval, and

WHEREAS, the Director of the Division of Solid Waste Management has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Wayne Utter for purchase of real property in the Town of Barker, and be it

FURTHER RESOLVED, that the agreement with Wayne Utter shall provide that this property shall be kept as a buffer zone to protect surrounding land owners and that any use of the property for landfill purposes shall be approved by a majority vote of the Broome County Legislature, and be it

FURTHER RESOLVED, that Resolution 427 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Mrs. Wagstaff moved, seconded by Mrs. Hudak to replace the words "approved by a majority vote" in the first Further Resolved with the phrase "subject to the approval" Amendment **carried**. Ayes-18, Nays-0, Absent-1 (Howard).

Resolution as amended **carried**. Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 110**

by Public Works, Transportation and Finance Committees

Seconded by Mr. Pazzaglini

**RESOLUTION AUTHORIZING AGREEMENT WITH MCFARLAND-JOHNSON ENGINEERS, INC. FOR CONSULTING ENGINEERING SERVICES FOR REHABILITATION OF THE MAIN TERMINAL APRON AT BINGHAMTON REGIONAL AIRPORT FOR 1993.**

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with McFarland-Johnson Engineers, Inc. for consulting engineering services for rehabilitation of the main terminal apron at

Binghamton Regional Airport for nine months during calendar year 1993, at a cost not to exceed \$95,960.00, and

WHEREAS, said services are necessary to insure timely completion of the rehabilitation of the main terminal ramp apron at Binghamton Regional Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson Engineers, Inc., 171 Front Street, P.O. Box 1980, Binghamton, New York, 13902-1980, for a nine month period in 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$95,960.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211011.4746.502224 (Architectural & Engineering Services), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 111**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR THE HEALTH DEPARTMENT PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM FOR 1993.**

WHEREAS, the Health Department requests authorization for agreements with various vendors as indicated on the attached Exhibit "A", for the Health Department Physically Handicapped Children's Program for calendar year 1993, and

WHEREAS, it said services are necessary to provide special surgical, orthodontic, and long-term medical care needs for the Physically Handicapped Children's Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the vendors as listed on the attached Exhibit "A" for the services, costs

and terms indicated, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480145.4707.101000 (Medical and Hospital), 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.

EXHIBIT "A"

<u>VENDOR</u>	<u>SERVICES</u>	<u>TERM</u>
Dr. Lawrence Kerr 27 Park Avenue Binghamton, NY 13903	Plastic Surgery	1/1/93-12/31/93 New - At Medicaid Rates
Pediatric Medical Service Group 750 E. Adams Street Syracuse, NY 13202	Long Term Health Care	1/1/93-12/31/93 Renewal - At Medicaid Rates (NOTE: City, State & Zip added to orig. RRB)
Dr. John Mosher Harrison Center Outpatient Surgery Suite 230 550 Harrison Street Syracuse, NY 13202	Orthopedic/ Hand Surgery	1/1/93-12/31/93 New - At Medicaid Rates
Vivian A. Rejebian, D.D.S. 107 Oak Street Binghamton, NY 13905	Orthodontic Services	1/1/93-12/31/93 New - At Medicaid Rates

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 112**

by Health and Human Services, Personnel and Finance Committees  
Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF HIV/STD/TB PREVENTION GRANT FOR HEALTH DEPARTMENT CLINICS AND DISEASE CONTROL AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993.**

WHEREAS, this County Legislature, by Resolution 672 of 1992, authorized and approved the Health Department HIV/STD/TB Prevention Program and adopted a program budget in the amount of \$11,088.00 for the period December 1, 1992 through March 31, 1993, and

WHEREAS, it is desired to renew said grant program and adopt a program budget in connection therewith for the period April 1, 1993 through December 31, 1993 in the amount of \$46,000.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$46,000.00 from Health Research, Inc. for the period April 1, 1993 through December 31, 1993, 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 \$46,000.00 for the period April 1, 1993 through December 31, 1993, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 113**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INC., FOR COUNSELING SERVICES IN CONNECTION WITH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 102 of 1992, authorized an agreement with Family and Children's Society of Broome County, Inc., for counseling services for the elderly at a cost not to exceed \$12,035.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, said agreement expires by its terms on March 31, 1993, and it is desired at this time to renew said agreement for the period April 1, 1993 through March 31, 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Family and Children's Society of Broome County, Inc., 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, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,035.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760694.4457.102000 (Subcontracted Program Expense), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 114**

by Health and Human Services and Finance Committees

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INC., FOR HOMEMAKER SERVICES IN CONNECTION WITH OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY GRANT 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 101 of 1992, authorized an agreement with Family and Children's Society of Broome County, Inc., for homemaker services for the Office For Aging's Community Services for the Elderly Grant at a cost not to exceed \$14,000.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, said agreement expires by its terms on March 31, 1993, and it is desired at this time to renew said agreement for the period April 1, 1993 through March 31, 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Family and Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York, 13905, for homemaker services in connection with the Office For Aging's Community Services for the Elderly Grant for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760579.4457.102000 (Subcontracted Program Expense), and be it

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

**Carried.** Ayes-15, Nays-3 (Brown, Pazzaglini, Schofield), Absent-1 (Howard).

**RESOLUTION NO. 115**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC., FORMERLY A PART OF UNITED HEALTH SERVICES FOR THE OFFICE FOR AGING'S SOCIAL DAY CARE SERVICES FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 108 of 1992, authorized an agreement to provide social day care services for United Health Services Long Term Home Health Care clients at the rate of \$30.00 per client for a full day of social day care, and

WHEREAS, said agreement expires by its terms on March 31, 1993, 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 the renewal of the agreement with Ideal Senior Living Center, Inc., formerly a part of United Health Services Long Term Health Care Program, 408 High Avenue, Endicott, New York, 13760, for social day care services for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, Ideal Senior Living Center, Inc, shall pay Broome County \$30.00 per client for a full day of social day care for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made to budget line 760538.0538.102000 (Long Term Home Health Care Fees), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 116**

by Health and Human Services and Finance Committees

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING RENEWAL OF 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 FOR AGING FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 103 of 1992, 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, 1992 through March 31, 1993, 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 to renew said agreement for the period April 1, 1993 through March 31, 1994 in the amount of \$9,000.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Binghamton Housing Authority, Exchange Street, Binghamton, New York, 13902, shall pay Broome County \$9,000.00 for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made to budget line 760546.0166.102000 (Miscellaneous Contributions), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 117**

by Health and Human Services and Finance Committees Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY, INC., FOR**

**SHOPPER SERVICES IN CONNECTION WITH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY GRANT 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 100 of 1992, authorized an agreement with Catholic Charities of Broome County, Inc., for shopper services for the Office For Aging's Community Services for the Elderly Grant at a cost not to exceed \$13,500.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, said services are necessary for the Office For Aging's Community Services for the Elderly Program to aid elderly residents in their shopping needs, and

WHEREAS, said agreement expires by its terms on March 31, 1993, and it is desired at this time to renew said agreement for the period April 1, 1993 through March 31, 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Catholic Charities of Broome County, Inc., 232 Main Street, Binghamton, New York, 13905, for shopper services in connection with the Office For Aging's Community Service for the Elderly Program for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$13,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760587.4457.102000 (Subcontracted Program Expenses), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 118**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT**

**WITH JEANNE STRACUZZI FOR CONSULTING SERVICES FOR THE OFFICE FOR AGING FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 106 of 1992, authorized an agreement with Jeanne Stracuzzi for consulting services for the Office For Aging, involving menu review, in-home counseling, monitoring and meal program assessment for the period April 1, 1992 through March 31, 1993 at a cost of \$14.56 per hour, total cost not to exceed \$13,630.00, 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, 1993, and it is desired at this time to renew said agreement on substantially similar terms and conditions with a \$.44 per hour increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Jeanne Stracuzzi, R.D.#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 counseling, monitoring and assessment of the meal programs for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$15.00 per hour for an average of 18 hours per week, total cost not to exceed \$14,039.00 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 119**

by Health and Human Services and Finance Committees  
Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VOLUNTEERS OF AMERICA FOR DELIVERY OF MEALS TO FRAIL, HOMEBOUND ELDERLY FOR THE OFFICE FOR AGING FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 105 of 1992, authorized an agreement with Volunteers of America for delivery of meals to frail, homebound elderly for the Office For Aging for the period April 1, 1992 through March 31, 1993, at a cost not to exceed \$13,498.00, and

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

WHEREAS, said agreement expires by its terms on March 31, 1993, and it is desired at this time to renew said agreement for the period April 1, 1993 through March 31, 1994, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Volunteers of America, 18 Exchange Street, Binghamton, New York, 13901, for the delivery of meals to the frail, homebound elderly for the Office For Aging for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,760.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760413.4457.102000 (Subcontracted Program Expense), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 120**

by Health and Human Services and Finance Committees

Seconded by Mr. Harbachuk

**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 140 of 1992, authorized an agreement 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, 1992 through March 31, 1993, at varying costs listed in Exhibit "A", and

WHEREAS, said agreements expires by their terms on March 31, 1993, and it is desired at this time to renew said agreements for the period April 1, 1993 through March 31, 1994, on substantially similar terms and conditions, and

WHEREAS, the Office 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 the agreements with Staffkings Health Care Systems, P.O. Box 1015, Binghamton, New York 13902; Interim Healthcare, formerly Personnel Pool, 59 Front Street, Binghamton, New York 13905; UHH Home Services Corp., d/b/a Kimberly Quality Care, Inc., 30 West State Street, Binghamton, New York 13901; Family & Children's Society, 257 Main Street, Binghamton, New York 13905; and Homemakers of Broome County, Inc., d/b/a Caregivers, 33 West State Street, Binghamton, New York 13901, as set out in Exhibit "A" attached hereto at the rates specified, and be it

FURTHER RESOLVED, that said agreements shall be for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contract Agencies an amount 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 760678.4457.102000 (Subcontracted Program Expense), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 121**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING CAREGIVER RESOURCE CENTER GRANT FOR 1992-1993.**

WHEREAS, this County Legislature, by Resolution 110 of 1992, authorized the continued participation by the Office For Aging in the Caregiver Resource Center Grant for the period April 1, 1992 through March 31, 1993, and adopted a program budget in connection therewith in the total amount of \$20,000.00, and

WHEREAS, it is necessary at this time to revise said program to reflect adjustments in appropriations and revenue for the Caregiver Information and Assistance Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Broome County Office For Aging Caregiver Resource Center Grant for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$20,000.00 for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that Resolution 110 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 122**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING CAREGIVER RESOURCE CENTER GRANT FOR 1993-1994.**

WHEREAS, this County Legislature, by Resolution 110 of 1992, authorized and approved the Broome County Office For Aging Caregiver Resource Center Grant and adopted a program budget in the amount of \$20,000.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, said grant program provides educational programs to family caregivers of impaired elderly in Broome County, including programs on personal care, community services, medical problems of aging and maintaining the mental health of the caregiver, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1993 through March 31, 1994, on substantially similar terms and conditions; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000.00 from New York State for the Broome County Office For Aging Caregiver Resource Center Program for the period April 1, 1993 through March 31, 1994, 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 \$20,000.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 123**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING REVISION OF EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992-1993.**

WHEREAS, this County Legislature, by Resolution 113 of 1992, authorized the continued participation by the Office For Aging in the Expanded In-Home Services for the Elderly Program (EISEP) for the period April 1, 1992 through March 31, 1993, and adopted a program budget in connection therewith in the total amount of \$443,689.00, and

WHEREAS, it is necessary at this time to revise said program to reflect a revision of both appropriations and revenues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Expanded In-Home Services for the Elderly Program (EISEP) for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$440,001.00 for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that Resolution 113 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 124**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993-1994.**

WHEREAS, this County Legislature, by Resolution 113 of 1992, as amended by companion resolution, authorized and approved the Expanded In-Home Services for the Elderly Program (EISEP) for the Office For Aging and adopted a program budget in the amount of \$440,001.00 for the period April 1, 1992 through March 31, 1993, 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, 1993 through March 31, 1994 in the amount of \$443,747.00, 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 (EISEP) for the period April 1, 1993 through March 31, 1994, 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 \$443,747.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 125**

by Health and Human Services, Personnel and Finance Committees  
Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993-1994.**

WHEREAS, this County Legislature, by Resolution 111 of 1992, authorized and approved the Supplemental Nutrition Assistance Program (SNAP) for the office for aging and adopted a program budget in the amount of \$188,285.00 for the period April 1, 1992 through March 31, 1993, and

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

WHEREAS, it is desired to renew said grant program for the period

April 1, 1993 through March 31, 1994 in the amount of \$184,969.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the continuation of the Office For Aging's Supplemental Nutrition Assistance Program (SNAP) for the period April 1, 1993 through March 31, 1994, 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 \$184,969.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 126**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING REVISION OF THE OFFICE FOR AGING COMMUNITY SERVICES FOR THE ELDERLY GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992-1993.**

WHEREAS, this County Legislature, by Resolution 112 of 1992, authorized the continued participation by the Office For Aging in the Community Services for the Elderly Grant Program for the period April 1, 1992 through March 31, 1993, in the total amount of \$304,649.00, and

WHEREAS, it is necessary at this time to revise said program to reflect changes in the grant appropriations and revenues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office For Aging Community Services for the Elderly Grant for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$290,556.00 for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that Resolution 112 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 127**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF THE OFFICE FOR AGING COMMUNITY SERVICES FOR THE ELDERLY GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993-1994.**

WHEREAS, this County Legislature, by Resolution 112 of 1992, authorized and approved the Community Services for the Elderly Grant and adopted a program budget in the amount of \$304,649.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1993 through March 31, 1994 in the amount of \$293,402.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the Office For Aging Community Services for the Elderly Grant for the period April 1, 1993 through March 31, 1994 in the total amount of \$293,402.00, 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 \$293,402.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 128**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING ACCEPTANCE OF ELDERCARE COALITION DEMONSTRATION PROGRAM EXPANSION PROJECT GRANT FOR THE OFFICE FOR AGING ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 AND AUTHORIZING AN AGREEMENT WITH ACTION FOR OLDER PERSONS IN CONNECTION THEREWITH.**

WHEREAS, the Office For Aging requests authorization to accept an

Eldercare Coalition Demonstration Program Expansion Project Grant in the amount of \$5,000.00 for the period January 1, 1993 through September 30, 1993, and

WHEREAS, said grant program provides programming in regard to elder abuse, and

WHEREAS, it is requested that authorization be granted for an agreement with Action For Older Persons, Inc. for the implementation of services in connection with said grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000.00 from the New York State Office For Aging for the period January 1, 1993 through September 30, 1993, 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 \$5,000.00 for the period January 1, 1993 through September 30, 1993, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreement with Action For Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, for services in connection with the Eldercare Coalition Demonstration Program Expansion Project for the period January 1, 1993 through September 30, 1993, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the Contractor an amount not to exceed \$5,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760009.4457.102000 (Subcontract Program Expense), and be it

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

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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 129**

by Health and Human Services, Personnel and Finance Committees  
Seconded by Mrs. Wagstaff & Mrs. Taylor

**RESOLUTION AUTHORIZING ACCEPTANCE OF BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES FAMILY SERVICES WORKER PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993-1994.**

WHEREAS, the Broome County Department of Social Services requests authorization to accept a Family Services Worker Program Grant in the amount of \$43,460.00 for the period April 1, 1993 through March 31, 1994, and

WHEREAS, said grant program provides preventive services and case management for at risk children attending Cedarhurst Elementary School and their families, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$43,460.00 from the New York State Department of Social Services and Susquehanna Valley Central School District for the period April 1, 1993 through March 31, 1994, 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 \$43,460.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 130**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF DEPARTMENT OF SOCIAL SERVICES COMPREHENSIVE EMPLOYMENT OPPORTUNITY SUPPORT CENTER (CEOSC) PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993.**

WHEREAS, this County Legislature, by Resolution 41 of 1992, as amended by Resolution 595 of 1992, authorized the continued participation by the Department of Social Services in the Comprehensive Employment Opportunity Support Center (CEOSC) Program for the period April 1, 1992 through March 31, 1993, and adopted a program budget in connection therewith the amount of \$244,590.00, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1993 through September 30, 1993, in the amount of \$103,830.00, 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, 1993 through September 30, 1993, 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 \$103,830.00 for the period April 1, 1993 through September 30, 1993, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 131**

by Health and Human Services, Personnel and Finance Committees  
Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF COMPREHENSIVE PREVENTION SERVICES PROGRAM GRANT FROM DEPOSIT CENTRAL SCHOOL DISTRICT FOR THE DRUG AWARENESS CENTER FOR 1993.**

WHEREAS, this County Legislature, by Resolution 95 of 1992, authorized and approved the acceptance of a Comprehensive Prevention Services Program Grant from Deposit Central School District for the Drug Awareness Center and adopted a program budget in the amount of \$110,000.00 for the period February 1, 1992 through March 31, 1993, and

WHEREAS, said grant program provides a Comprehensive Prevention Services Program for the Deposit Central School District, including a student assistance program for grades K through 12, and school community based prevention activities, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1993 through June 30, 1993, in the amount of \$22,000.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$22,000.00 from Deposit Central School District for

the Comprehensive Prevention Services Program for the period April 1, 1993 through June 30, 1993, 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 \$22,000.00 for the period April 1, 1993 through June 30, 1993, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 132**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Brown

**RESOLUTION AUTHORIZING RENEWAL OF YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) GRANT FOR THE DRUG AWARENESS CENTER AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993-1994.**

WHEREAS, this County Legislature, by Resolution 195 of 1992, authorized and approved the continued participation in the Youth Education Services Community Action Project (YESCAP) Grant for the Drug Awareness Center in Broome and Tioga Counties and adopted a program budget in connection therewith in the amount of \$101,050.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, said grant program provides drug abuse prevention education by promoting various drug prevention activities in the school districts and communities in Broome and Tioga Counties through publicized peer leadership programs and the establishment of community action groups, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1993 through March 31, 1994 in the amount of \$100,000.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000.00 from the New York State Division of Alcoholism for the Youth Education Services Community Action Project (YESCAP) Drug Prevention Program for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$100,000.00 for the period April 1, 1993 through March 31, 1994, 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.

**Heldover** by Mrs. Coffey.

**RESOLUTION NO. 133**

by Health and Human Services and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENTS WITH VARIOUS AGENCIES FOR HOME HEALTH AIDE, PERSONAL CARE AIDE AND HOMEMAKER SERVICES FOR HEALTH DEPARTMENT CERTIFIED HOME HEALTH AGENCY AND LONG TERM HOME HEALTH CARE PATIENTS FOR 1993.**

WHEREAS, this County Legislature, by Resolution 665 of 1992, authorized continuation of agreements with various agencies for home health aide, personal care aide and homemaker services for calendar year 1993 at varying costs, total cost not to exceed \$626,828.00, and

WHEREAS, it is necessary to authorize the amendment of said agreements to increase the total amount of the expenditures of said agreements, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreements with various agencies for home health aide, personal care aide, and homemaker services for the Health Department Certified Home Health Agency and Long Term Home Health Care patients for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$655,963.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480061.4710.101050 (Home Health Aide Services), 480004.4710.101050 (Home Health Aide Services), 480004.4705.101200 (Personal Care Aide Services), 480004.4705.10120 (Personal Care Aide Services), 480004.4715.101201 (Other Health and Medical Services), and be it

FURTHER RESOLVED, that Resolution 665 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Resolution.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 134**

by Finance, Health and Human Services and Public Safety and Emergency Services Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE HEALTH DEPARTMENT AND THE PUBLIC DEFENDER**

RESOLVED, that in accordance with a request from the Public Defender, in order to provide funds for travel, education, training and to facilitate grant closing, as required by BT#2721, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	530030	1000	102663	Salary - FT	1,400.00
TO :	530030	4462	102663	Travel, Hotel	500.00
	530030	4463	102663	Education and Training	900.00

and be it

FURTHER RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for out-of-title pay during the period a supervisor is on medical leave of absence, as requested by BT# 5239, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480061	1000	101000*	FT Salaries	2,023.00
TO :	48006	1910	101000	Out-of-Title Pay	2,023.00

and be it (\*typo in Project Code corrected after session-RRB)

FURTHER RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for necessary overtime pay for the HIV/STD Grant, as requested by BT #5631, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 480251	1600	102625	Salaries-Temp.	214.00
TO : 480251	1700	102625	Overtime	214.00

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 135**

by Finance and Public Safety and Emergency Services Committees  
 Seconded by Mr. Pazzaglini

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BAC AGENCY FOR AUTOMOBILE INSURANCE OF HIGH RISK VEHICLES FOR THE SHERIFF'S DEPARTMENT FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 187 of 1992, authorized an agreement with BAC Agency for automobile insurance of thirteen (13) high risk vehicles for the Sheriff's Department for the period March 13, 1992 through March 13, 1993, at a cost of \$11,300.00, and

WHEREAS, said agreement expires by its terms on March 13, 1993, and it is desired at this time to renew said agreement for 1993 through 1994, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with BAC Agency, 4104 Old Vestal Road, Binghamton, New York, 13902, for automobile insurance of thirteen (13) Sheriff's Department high risk vehicles for the period March 13, 1993 through March 13, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the

County shall pay the Contractor \$10,784.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4521.307000 (Premiums), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 136**

by County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AGREEMENT WITH METROCENTER MANAGEMENT FOR LEASE OF SPACE FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR 1993 THROUGH 1994.**

WHEREAS, the Director for the Office of Employment and Training requests authorization for an agreement with Metrocenter Management for lease of space at 1-3 Hawley Street, Binghamton, New York, 13901, for the period March 1, 1993 through June 30, 1994, at a cost not to exceed \$38,666.00, and

WHEREAS, said lease is necessary for use as a job transition center for Broome County and Southern Tier dislocated workers for out placement and retraining services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Metrocenter Management, Suite 1, 49 Court Street, Binghamton, New York, 13901, for lease of 2900 square feet located at 1-3 Hawley Street, Binghamton, New York, 13901, for the Office of Employment and Training for the period March 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$38,666.00 for the

term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 720722.4422.308030 (Building Rental), and be it

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

**Carried.** Ayes-17, Nays-1 (Whalen), Absent-1 (Howard).

**RESOLUTION NO. 137**

by Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF THE PUBLIC DEFENDER AIDE TO LOCALITIES PROGRAM-AIDE TO DEFENSE PROGRAM GRANT FOR THE OFFICE OF THE PUBLIC DEFENDER FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 280 of 1992, authorized the Public Defender Aide to Localities Program - Aide to Defense Program Grant in the amount of \$36,075 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, the County, through the Public Defenders Office, is legally obligated to provide representation to the program's indigent targets and this grant benefits the local economy by relieving the County of an expense that it would otherwise have to assume, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1993 through March 31, 1994, in the amount of \$39,874.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$39,874.00 from the New York State Department of Criminal Justice Services for the Aide to Localities Program-Aide to Defense Program for the period April 1, 1993 through March 31, 1994, and

be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$39,874.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 138**

by County Administration, Economic Development and Planning, Personnel and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT ADMINISTRATION BUDGET FOR 1992 THROUGH 1993.**

WHEREAS, this County Legislature, by Resolution 257 of 1992, authorized the continued participation in the Office of Employment and Training Job Training Partnership Act Administrative Program for the period July 1, 1992 through June 30, 1993, and

WHEREAS, it is necessary at this time to revise said program to reflect changes in the appropriations for administrative costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment and Training Job Training Partnership Act Administrative Program for the period July 1, 1992 through June 30, 1993,

and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$588,319.00 for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that Resolution 257 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 139**

by Health and Human Services Committee

Seconded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE MENTAL HEALTH ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article 8 of the Broome County Chartered, created February 18, 1969, and Article 8 of the Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Mental Health Advisory Board for the terms indicated:

NAME

TERM EXPIRING

Peter Charnetsky 231 Main Street Vestal, NY 13850	December 31, 1996 New appointment
Elizabeth Hickey 207 S. Washington Street Binghamton, NY 13903	December 31, 1996 New appointment
Lawrence A. Kiley, Ph.D. 827 Placek Drive Johnson City, NY 13790	December 31, 1996 New appointment
Michelle Manzione 22 Nanticoke Avenue Apt. 4 Endicott, NY 13760	December 31, 1996 New appointment
Robert F. Melville, Ph.D. 3264 Dogwood Drive Binghamton, NY 13903	December 31, 1996 New appointment
Richard K. Mindemann 4045 Brady Hill Road Binghamton, NY 13903	December 31, 1996 New appointment
Judy Peckham 12 Campbell Road Binghamton, NY 13905	December 31, 1996 New appointment
Norman J. Sweeney 101 Sunrise Drive Binghamton, NY 12905	December 31, 1996 New appointment
Wanda Hudak Ex-Officio (Ch. Health & Human Services)	December 31, 1994 New appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article 8 of the Broome County Charter, created February 18, 1969 and Article 8 of the Administrative Code, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article 8 of the Broome County Charter, created February 18, 1969 and Article 8 of the Administrative Code, does hereby confirm the appointments of the above-named individuals to membership on the Mental Health Advisory Board in accordance with their appointment by the County Executive.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 140**

by Education, Culture and Recreation Committee  
Warner

Seconded by Mr.

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON CENTRAL LIBRARY BOARD OF TRUSTEES.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution 221 of 1984, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Central Library Board of Trustees for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Sonja Waldron P.O. Box 324 Windsor, NY 13865	December 31, 1996 New appointment
Daria Golazeski 56 Pearl Avenue Johnson City, NY 13790	December 31, 1997 New appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 221 of 1984, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the

provisions of Resolution 221 of 1984, does hereby confirm the appointments of the above-named individuals to membership on the Central Library Board of Trustees in accordance with their appointment by the County Executive. **Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 141**

by Education, Culture and Recreation Committee                      Seconded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON CORNELL COOPERATIVE EXTENSION ASSOCIATION.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Section 2405 of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Cornell Cooperative Extension Association for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Chris W. Burger 110 Walter Road Whitney Point, NY 13862	December 31, 1994 New appointment
Randy Cook 27 Stokes Avenue Binghamton, NY 13905	December 31, 1994 Re-appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Section 2405 of the Broome County Charter, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Section 2405 of the Broome County Charter, does hereby confirm the appointments of the above-named individuals to membership on the Cornell Cooperative Extension Association in accordance with their appointment by the County Executive. **Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**(LEGISLATIVE NOTE:** Following the session, the Clerk was informed of Mr. Cook's resignation and the subsequent appointment of Legislator James Malley. Mr. Malley's appointment and confirmation will be taken up at a later session.)

**RESOLUTION NO. 142**

by Public Safety and Emergency Services Committee  
 Secoded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP  
 ON AMBULANCE ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XXIV, Section 2410 of the Broome County Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Ambulance Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Thomas Apalenek Box 40D, Ashley Road Maine, NY 13802	December 31, 1993 Re-appointment
Jerry Bush P.O. Box 509 Whitney Point, NY 13862	December 31, 1993 Re-appointment
Rick Casterlin Box 274B, Route 12 Chenango Forks, NY 13746	December 31, 1993 New appointment
Donna Church R.D.#1, Box 57-62 Sanitaria Springs, NY 13833	December 31, 1993 Re-appointment
Toni-Lou Corbin 10 Felters Rd., Apt. 1W Binghamton, NY 13903	December 31, 1993 Re-appointment
Michael A. Czuhanych 245 Anderson Road Vestal, NY 13850	December 31, 1993 New appointment

John Demaria 76C Knapp Road Binghamton, NY 13905	December 31, 1993 Re-appointment
John Eldred R.D.#2, Box 591A Chenango Forks, NY 13746	December 31, 1993 Re-appointment
Carl Fenescey 12 Summer Street Binghamton, NY 13901	December 31, 1993 Re-appointment
Gary Griffis 38 Hawley Street Binghamton, NY 13901	December 31, 1993 Re-appointment
Randy Hartz R.D.#3, Box 3466 Susquehanna, PA 18847	December 31, 1993 Re-appointment
Thomas Hobart 9 Pearl Avenue Binghamton, NY 13903	December 31, 1993 Re-appointment
Kim Hopper R.D.#4, Box 166A Binghamton, NY 13905	December 31, 1993 Re-appointment
William Jakaitis 14 Castle Creek Road Binghamton, NY 13901	December 31, 1993 Re-appointment
Aleta Kinne 891 Castle Creek Road Castle Creek, NY 13744	December 31, 1993 Re-appointment

Robert Klock P.O. Box 167 Windsor, NY 13865	December 31, 1993 Re-appointment
Dennis Lewis P.O. Box 192 Harpursville, NY 13787	December 31, 1993 Re-appointment
Katey McDonald 1032 Chenango Street Binghamton, NY 13901	December 31, 1993 New appointment
Brian Moat P.O. Box 372 Kirkwood, NY 13795	December 31, 1993 New appointment
Janet Mulderig 98 Hawkins Road Binghamton, NY 13904	December 31, 1993 Re-appointment
Steven Pierson 1442 Buttercup Road Windsor, NY 13865	December 31, 1993 Re-appointment
Marcia Stahl R.D.#1, Box 336A Chenango Forks, NY 13743	December 31, 1993 Re-appointment
Patrick J. Vavra 15 Arlington Street Johnson City, NY 13790	December 31, 1993 Re-appointment
Robert Warner 837 Main Street Vestal, NY 13850	December 31, 1993 Re-appointment
Bernard Westfall	December 31, 1993

9624 NY Route 79  
Lisle, NY 13797

Re-appointment

Jeremy Zacker  
Box 2000  
SUNY Binghamton  
Binghamton, NY 13902

December 31, 1993  
Re-appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XXIV, Section 2410 of the Broome County Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2410 of the Broome County Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), does hereby confirm the appointments of the above-named individuals to membership on the Ambulance Advisory Board in accordance with their appointment by the County Executive.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 143**

by Public Safety and Emergency Services Committee  
Seconded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP  
ON CRIMINAL JUSTICE ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 61, adopted February 13, 1985, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Criminal Justice Advisory Board for the terms indicated:

NAME

TERM EXPIRING

T. Kevin Tobin 832 Dickinson Drive Vestal, NY 13850	December 31, 1994 Re-appointment
Robert M. O'Leary 4620 Duke Drive Vestal, NY 13850	December 31, 1994 Re-appointment
Gerald P. Mollen 4209 Emerson Place Binghamton, NY 13903	December 31, 1994 Re-appointment
Geno DeAngelo 50 Second Street Binghamton, NY 13903	December 31, 1994 Re-appointment
Hon. Patrick H. Mathews 4708 Marshall Drive W Vestal, NY 13850	December 31, 1994 Re-appointment
Joseph Lynch 11 Stokes Avenue Binghamton, NY 13905	December 31, 1994 Re-appointment
Daniel Coughlin 64 Main Street Newark Valley, NY 13811	December 31, 1994 Re-appointment
Pearl Mall 4669 Vestal Parkway Vestal, NY 13850	December 31, 1994 Re-appointment
William M. Kenville 59 Crary Avenue Binghamton, NY 13905	December 31, 1994 Re-appointment
Richard C. Meltzer	December 31, 1994

P.O. Box 1895  
Binghamton, NY 13902-1895

Re-appointment

Ms. Jill Kavanagh  
4633 Vestal Parkway E  
Vestal, NY 13850

December 31, 1994  
Re-appointment

Hon. Matthew J. Vitanza  
17 Mozart Street  
Binghamton, NY 13905

December 31, 1994  
Re-appointment

Robert J. Warner  
837 Main Street  
Vestal, NY 13850

December 31, 1994  
Re-appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 61, adopted February 13, 1985, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 61, adopted February 13, 1985, does hereby confirm the appointments of the above-named individuals to membership on the Criminal Justice Advisory Board in accordance with their appointment by the County Executive.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 144**

by Transportation Committee

Seconded by Mrs. Wagstaff & Mrs. Taylor

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON AIRPORT ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 195, dated April 21, 1987, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Airport Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Daniel A. Schofield	December 31, 1994

19 Cornell Avenue  
Endicott, NY 13760

New appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 195, dated April 21, 1987, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 195, dated April 21, 1987, does hereby confirm the appointments of the above-named individuals to membership on the Airport Advisory Board in accordance with their appointment by the County Executive.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 145**

by Environment Committee

Seconded by Mrs. Wagstaff

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP  
ON ENVIRONMENTAL MANAGEMENT COUNCIL**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 277, adopted September 21, 1971 and the provisions of Resolution No. 64, 1973, Resolution No. 366, adopted December 21, 1976, and Resolution No. 341, adopted October 1, 1980, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Environmental Management Council for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Chris Hebdon P.O. Box 171 Conklin, NY 13748 (T. O. of Conklin-CAC-Representative: Chris Hebdon)	December 31, 1994 New appointment
Chris Burger Ex-Officio Rep. Legislature	December 31, 1994 New appointment
Roger V. Brown	December 31, 1994



Binghamton, NY 13903

T. Kevin Tobin  
832 Dickinson Drive  
Vestal, NY 13850  
December 31, 1995  
Re-appointment

Shirley Tamulis  
38 West End Avenue  
Binghamton, NY 13905  
December 31, 1995  
New appointment

Joseph Sanfilippo  
44 Crestmont Road  
Binghamton, NY 13905  
December 31, 1995  
New appointment

Norma McAvoy  
38 Belden Street  
Binghamton, NY 13903  
December 31, 1995  
New appointment

Wanda Hudak  
Rep. Legislature  
December 31, 1994  
New appointment

Ellen Burns  
2440 Rhonda Drive  
Vestal, NY 13850  
December 31, 1995  
Re-appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article III of the Broome County Charter and reestablished by Resolution 233 (Local Law No. 10) adopted June 22, 1983, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article III of the Broome County Charter and reestablished by Resolution 233 (Local Law No. 10) adopted June 22, 1983, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Nursing Home Board of Directors in accordance with their appointment by the County Executive. **Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 147**

by Health and Human Services Committee

Seconded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON HEALTH ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article VII, Section 703 of the Broome County Charter and Article VII of the Broome County Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Health Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Arthur J. Shafer (Ch. of Legislature)	December 31, 1994 New appointment
Wanda Hudak (Ch. Health & Human Svces.)	December 31, 1994 New appointment
Louis R. Borelli, M.D. 30 Brookfield Road Binghamton, NY 13903	December 31, 1996 Re-appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article VII, Section 703 of the Broome County Charter and Article VII of the Broome County Administrative Code, to confirm said appointments, now, therefore, be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 148**

by Public Safety and Emergency Services Committee      Seconded by Mr.

Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON BROOME COUNTY FIRE ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XIX of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Fire Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Robert J. Warner (Ch. of Public Safety)	December 31, 1993 New appointment
Andrew Kavulich (Rep. of Legislature)	December 31, 1993 New appointment
Wayne L. Howard (Rep. of Legislature)	December 31, 1993 New appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XIX of the Broome County Charter, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XIX of the Broome County Charter, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Fire Advisory Board in accordance with their appointment by the County Executive.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 149**

by Education, Culture and Recreation Committee

Seconded by Mr. Warner

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON ARENA BOARD OF DIRECTORS.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XXIV, Section 2408 of the Broome County Charter and Resolution No. 129, adopted May 16, 1972 and as

amended by Resolution No. 446, adopted December 30, 1974, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Arena Board of Directors for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Kathleen Chizak R.D.#2, Box 2764 Johnson Road Kirkwood, NY 13865	December 31, 1995 Re-appointment
Margery F. Conlon 36 Kendall Avenue Binghamton, NY 13903	December 31, 1995 New appointment
Michael T. McManus 66 Johnson Avenue Binghamton, NY 13905	December 31, 1995 New appointment
Robert H. Reyen 66 Rotary Avenue Binghamton, NY 13905	December 31, 1995 New appointment

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XXIV, Section 2408 of the Broome County Charter and Resolution No. 129, adopted May 16, 1972 and as amended by Resolution No. 446, adopted December 30, 1974, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2408 of the Broome County Charter and Resolution No. 129, adopted May 16, 1972 and as amended by Resolution No. 446, adopted December 30, 1974,, does hereby confirm the appointments of the above-named individuals to membership on the Arena Board of Directors in accordance with their appointment by the County Executive.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 150**

by Public Safety & Emergency Services, Personnel, County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING RENEWAL OF NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE AID TO PROSECUTION PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 364 of 1992, authorized and approved the New York State Division of Criminal Justice Services for the Aid to Prosecution Program Grant in the total amount of \$141,911.00 for the period April 1, 1992 through March 31, 1993, and

WHEREAS, the Aid to Prosecution Program Grant provides for the enhancement of criminal prosecution of the most serious criminal offenses and offenders by assuring that the most experience prosecutors and investigators handle the most serious cases which receive more intensive preparation and high quality forensic services in order to better serve the citizens of Broome County, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1993 through March 31, 1994 in the amount of \$135,800.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$135,800.00 from the New York State Division of Criminal Justice Services for the Aid to Prosecution Program for the period April 1, 1993 through March 31, 1994, 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 \$135,800.00 for the period April 1, 1993 through March 31, 1994, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 151**

by Education, Culture and Recreation, Personnel and Finance Committees  
Seconded by Mr. Warner

**RESOLUTION AUTHORIZING REVISION OF NATURAL HERITAGE TRUST GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993.**

WHEREAS, this County Legislature, by Resolution 27 of 1993, authorized the participation by the Department of Parks and Recreation in the Natural Heritage Trust Grant for the calendar year 1993 and adopted a program budget in connection therewith in the total amount of \$11,407.00, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Natural Heritage Trust Grant for the period January 1, 1993 through December 31, 1993, in the total amount of \$11,407.00, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$11,407.00 for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that Resolution 27 of 1993, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such

agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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.

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 152**

by Finance and Personnel Committees  
Seconded by Mrs. Hudak

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR DEPARTMENT OF PUBLIC WORKS, SECURITY DIVISION, TOGETHER WITH A BUDGET TRANSFER IN CONNECTION THEREWITH.**

RESOLVED, that in accordance with a request from the Department of Public Works - Security Division, as contained in PCR#93-81, this County Legislature hereby authorizes the creation of one (1) full-time Security Officer II position at budget line A030080.1000, minimum salary \$18,318, Grade 11, Union Code 4, effective February 1, 1993, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works - Security Division, in order to provide for the aforementioned Security Officer II position to be stationed at the Department of Social Services, as requested by BT#5721 and 5722, for transfer of funds from Special Objects of Expense to DPW/Security, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
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FROM: 900084	4752	101000	Contingent Fund	14,480	
Special 900183	4323	101000	Bldg. Maint. Sup.	1,000	
Objects 900183	4326	101000	Fuel & Heating	3,000	
of 900183	4349	101000	Misc. Operating	750	
Expense 900183	4425	101000	Water & Sewage	1,000	
900183	4427	101000	Electric Current	1,250	
TO: 030080	1000	101000	Salaries-FT		\$16,844
DPW/ 030080	2460	101000	Communic. Equip.	500	
Security 030080	2480	101000	Law Enforc. Equip.	425	
	030080	4349	Misc. Oper. Sup.		100
	030080	8010	State Retirement		421
	030080	8030	Social Security		1,289
	030080	8050	Life Insurance		24
	030080	8060	Health Insurance		1,812
	030080	8063	Disability Ins.	65	

**Carried.** Ayes-15, Nays-3 (Pazzaglini, Schofield, Wagstaff), Absent-1 (Howard).

**RESOLUTION NO. 153**

by Finance Committee

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AMENDMENT OF THE 1992 BUDGET TO ALLOW PROJECTED EXPENDITURES THROUGH DECEMBER 31, 1992 BY RECOGNIZING UNANTICIPATED REVENUES.**

WHEREAS, pursuant to Article XI Section 609 of the Broome County Charter, the County Legislature may make supplemental appropriations for the year not in excess of revenues received from sources not anticipated in the budget for that year, and

WHEREAS, the Commissioner of Finance recommends amending the 1992 budget to allow projected expenditures through December 31, 1992 by recognizing unanticipated revenues to increase expenditures by \$464,680.00 and to increase revenues by \$464,680.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of the 1992 County budget to allow projected expenditures

through December 31, 1992 by recognizing unanticipated expenditures and to increase expenditures and revenues by \$464,680.00, and be it

FURTHER RESOLVED, that the Commissioner of Finance is authorized to increase the following budget lines by \$464,680.00:

050047.4529.601000 Hospital Care	\$464,680.00
050047.0170.601000 County Contribution	\$275,500.00
050047.0171.601000 Active Employee Contribution	\$151,000.00
050047.0543.601000 COBRA Contribution	\$ 38,180.00

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 154**

by County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE LAW FIRM OF CHERNIN AND GOLD TO REPRESENT BROOME COUNTY IN A NEGLIGENCE ACTION.**

WHEREAS, the County of Broome has been sued by Mary Johnson, and

WHEREAS, upon the recommendation of the County Attorney, it is deemed to be in the best interests of the County of Broome to have this matter handled by independent counsel, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the law firm of Chernin and Gold to represent the County of Broome in a negligence action commenced by Mary Johnson, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the law firm of Chernin and Gold \$95.00 per hour for legal services, total amount not to exceed \$5,000.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 390005.4736.101000 (Legal Charges), and be it

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

**Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 155**

by Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Pazzaglini

**RESOLUTION IN SUPPORT OF AMENDMENT TO COUNTY LAW SECTIONS 303 AND 307 TO INCREASE THE SURCHARGE FOR ACCESS LINES FOR THE ENHANCED 911 EMERGENCY TELEPHONE SYSTEM.**

WHEREAS, this County Legislature, by Local Law No. 11, 1989, imposed a local surcharge for an enhanced emergency telephone system, and

WHEREAS, the surcharge rate for the enhanced emergency telephone system was established at \$.35 per access line pursuant to the guidelines of Section 303 of the New York State County Law, and

WHEREAS, the New York State Association of Counties (NYSAC) in its 1993 Legislative Program supported the increase of the access line surcharge for the enhanced emergency 911 from \$.35 to \$1.00 per line, and

WHEREAS, the use of the surcharge for the enhanced emergency 911 system is restricted by Section 307 of the New York State County Law to system costs, and

WHEREAS, your sponsoring committees recommend that this County Legislature hereby petition the New York State Legislature and Governor to amend Sections 303 and 307 of the New York State County Law, now, therefore, be it

RESOLVED, that this County Legislature hereby petitions the New York Legislature and Governor to amend Section 303 of the New York State County Law to increase the surcharge for the enhanced emergency telephone system from \$.35 to \$1.00 per access line, and be it

FURTHER RESOLVED, that this County Legislature hereby petitions the New York State Legislature and Governor to amend Section 307 of the New York State County Law to allow the enhanced emergency telephone system surcharge to be utilized for payment of salary and benefits cost of the individuals operating the enhanced emergency telephone system, and be it

FURTHER RESOLVED, that copies of this resolution be submitted to Governor Mario Cuomo, Assembly Speaker Saul Weprin, Senate Majority Leader Ralph J. Marino, Senator Thomas Libous, Assemblyman James Tallon, Assemblyman Richard Miller, as well as others deemed necessary

and proper.

Mr. Lindsey moved, seconded by Mrs. Hudak to amend after the 3rd whereas, from \$.35 up to ... and the first resolved, from \$.35 up to ...

Amendment **carried**. Ayes-15, Nays-3 (Coffey, Malley, Taylor), Absent-1 (Howard).

Resolution as amended **carried**. Ayes-14, Nays-4 (Coffey, Malley, Schofield, Taylor), Absent-1 (Howard).

**RESOLUTION NO. 156**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Kavulich

**A RESOLUTION DELEGATING TO THE COMMISSIONER OF FINANCE OF THE COUNTY OF BROOME, NEW YORK, CERTAIN POWERS IN RELATION TO THE SALE, ISSUANCE AND DELIVERY OF SERIAL BONDS OF SAID COUNTY.**

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

Section 1. All powers and duties prescribed in Sections 57.00, 58.00, 59.00, 60.00, 60.10, 62.00, 62.10 and 63.00 of the Local Finance Law, and any other powers or duties pertaining or incidental to the sale and issuance of serial bonds of the County of Broome, New York, HERETOFORE AUTHORIZED TO BE ISSUED PURSUANT TO ANY BOND RESOLUTIONS HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF SAID COUNTY FOR VARIOUS COUNTY PURPOSES, are hereby delegated to the Commissioner of Finance of said County and such Commissioner of Finance shall exercise such powers and perform such duties until the County Legislature of said County shall, by resolution, elect to reassume the same.

Section 2. It is hereby determined that this resolution is adopted to facilitate and expedite the sale, issuance and delivery of the proposed consolidated bond issue to said County in the principal amount of \$34,000,000.

Section 3. Without limiting the generality of the foregoing delegations of power, the power to sell such bonds shall include the power to combine

two or more separately authorized issues of bonds for sale as a single bond issue and the power to prescribe the terms, form and contents of such bonds shall include:

- a)the designation of the bonds;
  - b)the date of issue of the bonds;
  - c)the denominations and numbers of the bonds;
  - d)the dates for the payment of the principal of and interest on the bonds, including the number of maturities and the amounts thereof;
  - e)the provisions for redemption prior to maturity, if any;
  - f)the designation of a fiscal agent or agents for each such issue of bonds and the place or places of payment of principal of and interest on such bonds (which power shall include the authority to enter into contracts, subject to the limitations prescribed in the Local Finance Law, with such fiscal agents);
  - g)the provisions for registration of such bonds;
  - h)the test of such bonds (and coupons appurtenant thereto, if any);
  - i)the manner of execution of such bonds;
  - j)any and all other provisions relating to the terms, form and contents of such bonds which said Treasurer shall deem necessary or desirable;
  - k)the issuance of interim bonds; and
  - l)the issuance of replacement bonds.
- Section 4. This resolution shall take effect immediately.

**Carried.** Ayes-16, Nays-2 (Brown, Hudak), Absent-1 (Howard).

**RESOLUTION NO. 157**by County Administration, Economic Development and Finance Committees Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE RESOURCE RECOVERY AGENCY OF BROOME COUNTY.**

WHEREAS, Broome County and the Resource Recovery Agency have both been sued by Foster Wheeler, and

WHEREAS, certain arrangements have to be made for the defense of this litigation, now, therefore, be it

RESOLVED, that this Legislature authorizes an agreement between Broome County and the Resource Recovery Agency in a format to be

approved by the County Attorney, for purposes of making proper arrangements and response to the litigation instituted by Foster Wheeler Broome County, Inc., against Broome County and against the Broome County Resource Recovery Agency, 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.

Mr. Shafer moved, seconded by Mr. Pasquale to call the question.

The call of the question **carried**. Ayes-18, Nays-0, Absent-1 (Howard).

Resolution **carried**. Ayes-17, Nays-1 (Warner), Absent-1 (Howard).

**RESOLUTION NO. 158** by County Administration, Economic Development, and Finance Committees

Seconded by Mrs. Taylor

**RESOLUTION APPROVING FUNDS FOR THE RESOURCE RECOVERY AGENCY OF BROOME COUNTY.**

WHEREAS, the Resource Recovery Agency of Broome County (Agency) has requested a sum of funds from the County of Broome for the purposes of getting their business affairs together and reporting back to the Broome County Legislature the full status of the Broome County Resource Recovery Agency, and

WHEREAS, it is determined to be in the best interests of Broome County that a lump sum amount of money be given to the Agency for purposes of assessing their own affairs and reporting back to the Broome County Legislature their findings and conclusions, now, therefore, be it

RESOLVED, that this Legislature does approve the transfer of \$20,000 from the contingency fund to budget line 910141.5066.101000 (Resource Recovery Agency) for purposes and use of assessing the Resource Recovery Agency and determining their affairs, including the securing of professional assistance, and be it

FURTHER RESOLVED, that said transfer shall be made in accordance with prior transfers to the Agency as a contract agency, 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.

Mr. Shafer moved, seconded by Mr. Pasquale to call the question.

The call of the question **carried**. Ayes-18, Nays-0, Absent-1 (Howard).

Resolution **carried**. Ayes-16, Nays-2 (Harris, Warner), Absent-1 (Howard).

**RESOLUTION NO. 159**

by County Administration, Economic Development and Planning & Finance Committees

Seconded by Mr. Warner

**A RESOLUTION AUTHORIZING AN AGREEMENT WITH THE TOWN OF DICKINSON IN SETTLEMENT OF ALL LITIGATION BETWEEN THE TOWN OF DICKINSON AND BROOME COUNTY CONCERNING THE PUBLIC SAFETY FACILITY.**

RESOLVED, that this County Legislature authorizes an agreement with the Town of Dickinson, New York to settle all litigation between the Town of Dickinson and the County of Broome concerning the Public Safety Facility, which agreement shall contain the substantive provisions set forth in Exhibit A attached hereto, 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.

**EXHIBIT A  
SUBSTANTIVE PROVISIONS  
HOST COMMUNITY AGREEMENT  
BETWEEN  
TOWN OF DICKINSON  
AND  
COUNTY OF BROOME  
RE  
PUBLIC SAFETY FACILITY**

1. ROADS AND TRAFFIC

- A. DOT to widen Front Street (1995)
- B. Entrance to Facility and BCC to be relocated to old jail site
- C. DOT to install traffic signal
- D. Garden plots development entry to be opposite Facility entry at signal
- E. Patrol to assure no loitering of visitors near Facility

2. SEWER IMPROVEMENTS

- A. County Engineering Firm in consultation with Town Engineer (paid by County) will study present infiltration and inflow, and capacity of lines and pumps
- B. County Engineering Firm in consultation with Town Engineer (paid by County) will design needed improvements to Sewer System to accommodate additional capacity needed
- C. County will allocate \$550,000 for construction including sewage holding facility
- D. County will acquire 50% of additional capacity generated by improvements
- E. Town will take over improvements for future maintenance

3. WATER IMPROVEMENTS

- A. New Facility water tank will connect with Water District facilities to back-up present water tank
- B. Town will take over new tank and lines for future maintenance
- C. In future, if requested, County will install booster pump at new tank to pump water to the higher tank constructed by Town to serve new subdivisions

4. LANDSCAPING

- A. County will provide for plantings to screen Facility from neighboring properties per the attached schedule (exhibit B)
- B. County will provide \$40,000.00 for improvements at Sunrise Terrace Park
- C. Plantings to be located by Town
- D. County grant easement to guarantee "forever green" area

5. GARDEN PLOTS DEVELOPMENT

- A. BIDA and Town designated joint venture developers

- B. Price to be established by new appraisal
  - C. Town get 10% of net proceeds of sale for marketing effort and past expenses to remove prior Flood District designation
  - D. If no sale within one year, Town has option to purchase for 90% of appraisal price
  - E. Town pays County on sale of property with interest since sale to Town
6. COUNTY PAYS TOWN
- A. \$25,000.00 per year for increased public safety expenses including expansion of court operations
  - B. \$5.00 per day for outside Broome County inmates (to be passed on to originating County via contract)
  - C. \$25,000.00 (not to exceed) for past legal and engineering expenses re SEQR
  - D. Cost of living increases for A and B
7. ADDITIONAL
- A. All inmates to be released at transportation outside of Town of Dickinson
  - B. No additional cells constructed at Facility unless average daily needs for "in-county" inmates exceeds the number of available bunks

**EXHIBIT B  
RECOMMENDED NATIVE PLANT MATERIAL LIST**

BROOME COUNTY PUBLIC SAFETY FACILITY CONCEPTUAL PLAN  
HLA 9305 3/19/93

- NOTES: 1. ALL PLANT MATERIALS SHALL BE SPECIFIED ACCORDING TO LATEST EDITION OF AMERICAN STANDARD FOR NURSERY STOCK.
2. PLANTING SPECIFICATIONS PREPARED BY LANDSCAPE ARCHITECT SHALL BE MINIMUM REQUIREMENTS.
3. GROUND COVER AND SEEDING SPECIFICATIONS (NOT SHOWN) SHALL BE PART OF PLANTING AND

RECLAMATION.

(Planted)			Minimum	Size		
<u>KEY</u>	<u>QTY</u>	<u>BOTANICAL NAME</u>	<u>COMMON NAME</u>	<u>Ht/Spr</u>	<u>Cal.</u>	<u>Ball</u>
<u>TREES - small to medium deciduous</u>						
AC 17		Amelanchier canadensis	Shadblow Serviceberry	5'- 6'	MS	B&B
AG 20		Acer ginnala	Amur Maple	5'- 6'	MS	B&B
CP 34		Crataegus phaenopyrum	Washington Hawthorn	5'- 6'	MS	B&B
SC 15		Salix caprea	Pussy Willow	5'- 6'	MS	BR

TREES - large deciduous

AR 27		Acer rubrum 'October Glory'	Red Maple 'October Glory'	12'-14'	2"	B&B
AS 11		Acer saccharum 'Green Mountain'	Green Mountain Sugar Maple	12'-14'	2"	B&B
FP 18		Fraxinus Pennsylvania	"Summit" Green Ash	12'-14'	2½"	B&B
QA 15		Quercus alba	White Oak	12'-14'	2½'	B&B

TREES - conifer

PA 30		Picea abies pendula	Weeping Norway Spruce	5'- 6'		B&B
PS 135		Pinus strobus	Eastern White Pine	5'- 6'		B&B
TSC 35			Tsuga canadensis	Canada Hemlock	4'- 5'	B&B

SHRUBS - deciduous

CR 700		Cornus Paniculata 'R'	Gray Dogwood	3'- 4'	14"	BR
VA 275		Viburnum dentatum	Arrowood Viburnum	3'- 4'	14"	BR
VD 275		Viburnum dilalatum	Linden Viburnum	3'- 4'	14"	BR
VN 275		Viburnum lentago	Nannyberry	3'- 4'	14"	BR

Resolution **carried**. Ayes-15, Nays-3 (Brown, Hudak, Kavulich), Absent-1 (Howard).

Mr. Augostini moved, seconded by Mr. Pasquale to adjourn at 5:20 p.m.  
**Carried.**