

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
JUNE 16, 1995**

The Legislature convened at 3:30 P.M. with a call to order by the Chair, Arthur J. Shafer. The Clerk, Richard R. Blythe, read the fire exit announcement and called the Attendance Roll: Present - 18, Absent - 1 (Mr. Lindsey)

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

Mr. Miller moved, seconded by Mrs. Sweet that the minutes of the May 18, 1995 Regular Session and the June 1, 1995 Special Session be approved as prepared and presented by the Clerk. **Carried.** Ayes-18, Nays-0, Absent-1 (Lindsey)

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

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

Letters from the County Executive, Timothy M. Grippen:

Nominating 13 persons to membership on the Criminal Justice Advisory Board.

Nominating F. Filetto, M. Young, A. Curran to membership on the Local Conditional Release Commission.

Nominating J. Meagher, P. Kramer, K. Whiting to membership on the Ethics Board.

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

PETITIONS: NONE

COMMUNICATIONS:

1. Minutes from:

- a. Environmental Management Council
- b. Community Services Board
- c. Soil and Water Conservation District

2. Letter from Town of Maine Board protesting consideration by Broome County to withhold any portion of sales tax revenues.

3. SEQR Repository at Albany, NY acknowledging filing of Final EIS (HW Collection Facility).

4. Broome County Youth Bureau: Advisory Board recommendation to allocate \$22,282 to Catholic Charities for 1995.

5. Resolution from Town of Kirkwood (Withdrawing from Broome County Workers' Compensation Self-Insurance Plan, effective January 1, 1996).

NOTICES: Summons with Notice (Kipp Jackson and Darla Jackson against County of Broome, New York and US Air, Inc.

REPORTS:

1. Monthly Report: Department of Social Services (January 1995).
2. 1994 Annual Reports:
 - a. Office of the Public Defender
 - b. Office of Emergency Services
 - c. Division of Solid Waste Management
 - d. Community Alternative Systems Agency (CASA)
3. Broome Community College: (Annual Audited Financial Statements, Year-Ended August 31, 1994).
4. Department of Public Works: Departmental Status Report.
5. Department of Audit & Control: Statement of Changes in Fund Balance for Unemployment Insurance Trust Fund (January 1 through December 31, 1994).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

PRESENTATION: Duncan Macpherson and John Macri, IBM Corp. (Focus on new technology, the internet and public use of a kiosk)

Letters from the Chair, Arthur J. Shafer:

1. Appointing the following Legislators as voting representatives:
 - a. Louis P. Augostini as Acting Chair and voting representative for David L. Lindsey, Public Safety and Emergency Services Committee, June 5, 1995.
 - b. William T. Wike for David L. Lindsey, Transportation Committee, June 5, 1995.
 - c. Thomas A. Hull for Jane R. Sweet, Inter-Governmental Relations Committee, June 5, 1995.
 - d. Chris W. Burger for James L. Holley, Health Services Committee, June 6, 1995.
2. Appointing Wanda Hudak as voting representative for James L. Holley, Public Works Committee, June 6, 1995.
3. Appointing Brian K. Mather as voting representative and William H. Miller as Acting Chair for Chris W. Burger, Environment Committee, June 7, 1995.
4. Appointing Louis P. Augostini as voting representative for David L. Lindsey,

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Education, Culture and Recreation Committee, June 8, 1995.

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

Several resolutions were taken out of order, however, for the sake of clarity, all resolutions are presented in numerical order. The preferred agenda was seconded by Mr. Whalen. Mr. Howard and Mr. Kavulich were designated by the Chair as the participants in the 'short roll call' for the session.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION of May 18, 1995

RESOLUTION NO. 231 heldover by Mrs. Hudak
AUTHORIZING ACCEPTANCE OF MENTAL HEALTH/JUVENILE JUSTICE PROJECT GRANT FROM THE NEW YORK STATE DIVISION FOR YOUTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1995

Mrs. Sweet moved, seconded by Mr. Augustini to **table** the resolution.
The tabling **carried.** Ayes-16, Nays-1 (Pasquale), Absent-2 (Coffey & Lindsey)

RESOLUTION NO. 259 heldover by Mrs. Coffey
WITH RESPECT TO ENACTMENT OF THE BROOME COUNTY PROPERTY TAX STABILIZATION AND RELIEF ACT

Mr. Wike moved, seconded by Mr. Pasquale to **table** the resolution.
The tabling **carried.** Ayes-18, Nays-0, Absent-1 (Lindsey)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 260
by PERSONNEL, TRANSPORTATION and FINANCE COMMITTEES
Seconded by Mrs. Coffey
RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH AMALGAMATED TRANSIT UNION, LOCAL #1145, FOR 1994 THROUGH 1995.

WHEREAS, The County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized Local #1145 Amalgamated Transit Union as an employee organization for those certain Broome County employees represented

by said union in the B.C. Country Division, and

WHEREAS, this County Legislature, by Resolution 186 of 1992, authorized a written agreement with Local #1145, Amalgamated Transit Union setting forth the terms and conditions of employment for those employees represented by said union for the period January 1, 1992 through December 31, 1993, and

WHEREAS, a tentative agreement has been reached with Amalgamated Transit Union regarding the B.C. Country Division for the period January 1, 1994 through December 31, 1995, and

WHEREAS, it is desired at this time to renew said agreement on the terms and conditions set forth in the memo of agreement on file with the Clerk of this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Amalgamated Transit Union, Local #1145, setting forth the terms and conditions of employment for those employees represented by said union in the B.C. Country Division for the period January 1, 1994 through December 31, 1995, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 1992 written labor agreement with the exception of those changes listed on 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.

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

RESOLUTION NO. 261

by TRANSPORTATION, EDUCATION, CULTURE & RECREATION, and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION TO PROVIDE FREE TRANSPORTATION FOR SUMMER FUN PROGRAMS FOR 1995.

WHEREAS, this County Legislature, by Resolution 259 of 1994, authorized the Department of Public Transportation to provide free transportation for Summer Fun program for 1994, hosted by various municipalities within Broome County, and

WHEREAS, the Summer Fun programs provide summer outdoor recreational activities, including field trips, for its participants, and

WHEREAS, it is desired at this time to provide free transportation for such programs in all municipalities hosting said programs during off peak hours on existing fixed routes with no additional costs other than the normal costs of operating such

routes for 1995, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Department of Public Transportation to provide free transportation for Summer Fun programs hosted by various municipalities within Broome County during off peak hours, on existing fixed routes for 1995.

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

RESOLUTION NO. 262

by EDUCATION, CULTURE, RECREATION and FINANCE COMMITTEES

Seconded by Mrs. Coffey

A RESOLUTION DATED JUNE 16, 1995 APPROVING THE FORM AND SUBSTANCE OF A PROPOSED AGREEMENT (THE "AGREEMENT") AMONG BROOME COUNTY (THE "LOCAL SPONSOR"), THE DORMITORY AUTHORITY OF THE STATE OF NEW YORK (THE "AUTHORITY") AND BROOME COMMUNITY COLLEGE (THE "COMMUNITY COLLEGE") PERTAINING, AMONG OTHER MATTERS, TO THE FINANCING OF ONE-HALF OF THE CAPITAL COSTS OF CERTAIN FACILITIES FOR THE COMMUNITY COLLEGE, DELEGATING TO THE APPROPRIATE OFFICIALS OF THE LOCAL SPONSOR AUTHORITY, ON BEHALF OF THE LOCAL SPONSOR, TO EXECUTE AND DELIVER TO THE AUTHORITY SAID AGREEMENT AND ALL NECESSARY OR DESIROUS ADDITIONAL DOCUMENTS, CERTIFICATES OR AGREEMENTS, GRANTING APPROVAL TO THE BOARD OF TRUSTEES OF THE COMMUNITY COLLEGE TO SIMILARLY EXECUTE AND DELIVER SUCH AGREEMENT ON BEHALF OF THE COMMUNITY COLLEGE, AND DELEGATING TO THE APPROPRIATE OFFICIALS OF THE COMMUNITY COLLEGE THE AUTHORITY TO EXECUTE AND DELIVER ANY RELATED DOCUMENTS.

WHEREAS, the Legislature of Broome County (the "Local Sponsor") hereby finds and determines that, pursuant to the provisions of Article 126 of the Education Law, the Local Sponsor has established Broome Community College (the "Community College") in and for Broome County; has provided for the financing of not exceeding one-half of the amount of the capital costs of certain facilities (herein and in the Agreement, each as hereinafter defined, collectively called the "Project") and has authorized the Dormitory Authority of the State of New York (the "Authority") to provide for the financing of not to exceed one-half of the amount of the capital costs of the Project by the issuance of its bonds (the "Bonds"), and in furtherance thereof and after discussion of the provisions of the proposed Agreement, wishes to approve the form and substance of the proposed Agreement among the Local Sponsor, the Authority and the Community College pertaining, among other matters, to said proposed

Authority financing of one-half of the capital costs of said Project and to grant approval to the Board of Trustees of the Community College to execute and deliver the Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Local Sponsor Legislature as follows:

Section 1. The form and substances of a proposed agreement, by and among the Local Sponsor, the Authority and the Community College (the "Agreement"), in substantially the form presented to this Legislature prior to this meeting, is hereby approved.

Section 2. The County Executive of the Local Sponsor or the Deputy County Executive is hereby authorized, on behalf of the Local Sponsor, to execute and deliver the Agreement to the Authority, with such non-substantive changes in terms and form as said County Executive or the Deputy County Executive, of the Local Sponsor, shall approve, as well as those changes necessary to comply with Rule 15c2-12 of the Securities Exchange Act of 1934, as amended. The execution thereof by said County Executive or the Deputy County Executive shall constitute conclusive evidence of the approval of the Local Sponsor.

Section 3. The Local Sponsor also hereby grants approval to the Board of Trustees of the Community College to authorize the approval of, and to execute and deliver, the Agreement to the Authority, and the Local Sponsor knows of no regulation or limitation which has been established and prescribed by the State University of New York which would prohibit the Board of Trustees of the Community College from executing the Agreement and carrying out the provisions thereof.

Section 4. The Local Sponsor hereby grants approval to the Board of Trustees of the Community College to do all things necessary and proper to effectuate the construction of the Project in accordance with the provisions of the Agreement.

Section 5. The Local Sponsor hereby represents that it presently intends to continue its operation of the Community College, and does not intend to substantially reduce or "cut back" its operations. The Local Sponsor further represents that its fiscal and economic situation is such that it will be able to continue, in the foreseeable future, its financial support for the Community College.

Section 6. The Local Sponsor hereby authorizes the County Executive or the Deputy County Executive of the Local Sponsor (who is duly qualified to so act) to execute and deliver all necessary or appropriate documents and to furnish all information requested by the Authority in connection with the Local Sponsor, including the furnishing of information required pursuant to the provisions of the Agreement.

Section 7. The Local Sponsor hereby authorizes the Dormitory Authority to construct the facility on its behalf and authorizes the County Executive or the Deputy

County Executive of the Local Sponsor (who is duly qualified to so act) to execute and deliver all documents necessary or desirable in connection with construction of the Project by the Authority.

Section 8. A certified copy of this resolution shall be forwarded to the Broome County Commissioner of Finance, Chief Assistant County Attorney, President - Broome Community College, and Executive Director - Dormitory Authority to the State of New York.

Section 9. This Resolution shall take effect immediately.

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

RESOLUTION NO. 263

by EDUCATION, CULTURE & RECREATION and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH SUBWAY DEVELOPMENT OF NEW YORK FOR CO-PROMOTIONAL ADVERTISING FOR BROOME COUNTY PARK FACILITIES FOR 1995

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with Subway Development of New York for co-promotional advertising in the form of a dollar-off coupon for admission to Greenwood, Dorchester, Cole and Otsiningo Parks for the period July 1, 1995 through September 4, 1995, with no cost to the County, and

WHEREAS, said agreement shall provide for promoting park facilities in the hope of expanding revenue sources and increasing park attendance, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Subway Development of New York, 168 Water St., Suite 4-F, Binghamton, New York, 13901, for co-promotional advertising services for the Broome County Park Facilities, for the period July 1, 1995 through September 4, 1995, at no cost to Broome County, 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 (Lindsey)

RESOLUTION NO. 264

by EDUCATION, CULTURE & RECREATION and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH THE VILLAGE OF JOHNSON CITY FOR LEASE AND DEVELOPMENT OF FINCH HOLLOW FLOOD CONTROL PROJECT SITE NO. 1.

WHEREAS, this County Legislature, by Resolution No. 152 of 1985 authorized an agreement with the Village of Johnson City for the lease and development as a park of the site known as Finch Hollow Flood Control Project Site No. 1; and

WHEREAS, such agreement expires by its terms on August 6, 1995; and

WHEREAS, the Commissioner of Parks and Recreation recommends that such agreement be renewed on substantially the same terms and conditions for a term of fifteen (15) years; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Village of Johnson City for the lease and development as a park of the site known as Finch Hollow Flood Control Project Site No. 1 for an additional term of fifteen (15) years upon substantially the same terms and conditions as the current such agreement; and be it further

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 (Lindsey)

RESOLUTION NO. 265

by HEALTH SERVICES, PERSONNEL and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REVISION OF SUPPORTIVE CASE MANAGEMENT REINVESTMENT PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1995 AND AUTHORIZING AN AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY TO PROVIDE SUPPORTIVE CASE MANAGEMENT SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 1995.

WHEREAS, this County Legislature, by Resolution 663 of 1994, authorized the continued participation by the Department of Mental Health in the Supportive Case Management Reinvestment Program for the calendar year 1995 and adopted a program budget in connection therewith in the total amount of \$152,626.00, and

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WHEREAS, it is necessary at this time to revise said program in order to comply with regulations of the New York State Office of Mental Health concerning the manner of operation of said program, and

WHEREAS, the Department of Mental Health requests authorization for an agreement with Catholic Charities of Broome County to provide supportive case management services for the period from July 1, 1995 through December 31, 1995, at a cost not to exceed \$41,826.00, and

WHEREAS, said services are necessary to reduce costly inpatient treatment for mentally ill individuals and for related purposes, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Supportive Case Management Reinvestment Program in the total amount of \$41,826.00 and authorizes a revision of the time period from January 1, 1995 through December 31, 1995 to July 1, 1995 through December 31, 1995, 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 \$41,826.00 for the period July 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that Resolution 663 of 1994, 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 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, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905, for supportive case management services, for the period July 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$41,826.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470096.5031.102901 (Associated Catholic Charities), 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 (Lindsey)

RESOLUTION NO. 266

by PERSONNEL and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF BROOME AND AFSCME LOCAL #1912.

WHEREAS, The County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized Local #1912, American Federation State, County, and Municipal Employees (AFSCME) as an employee organization for those certain Broome County Employees represented by said union, and

WHEREAS, said Union had filed an improper labor practice charge against Broome County with the Public Employment Relations Board (PERB) regarding union representation for certain account clerk positions at the Broome County Landfill, and

WHEREAS, the County and the Union have reached a tentative agreement resolving the improper practice charge, and

WHEREAS, it is desired at this time to authorize the memorandum of agreement with AFSCME Local #1912 settling the improper practice charge filed by the union against the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a memorandum of agreement with AFSCME Local #1912 setting forth the terms and conditions for the settlement of an improper labor practice charge number U-16-585-Broome County filed by the union against the County with Public Employment Relations Board, 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 (Lindsey)

RESOLUTION NO. 267

by PUBLIC SAFETY and EMERGENCY SERVICES COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE 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:

<u>NAME</u>	<u>TERM EXPIRING</u>
T. Kevin Tobin 608 Old Lane Rd. Vestal, NY 13850	Re-appointment 12/31/95
Robert M. O'Leary 4620 Duke Dr. Vestal, NY 13850	Re-appointment 12/31/95
Gerald P. Mollen 4209 Emerson Place Binghamton, NY 13903	Re-appointment 12/31/95
Geno DeAngelo 50 Second St. Binghamton, NY 13903	Re-appointment 12/31/95
Hon. Patrick H. Mathews 4708 Marshall Drive W Vestal, NY 13850	Re-appointment 12/31/95
Joseph Lynch 11 Stokes Ave. Binghamton, NY 13905	Re-appointment 12/31/95
Mr. Daniel Coughlin 64 Main St. Newark Valley, NY 13811	Re-appointment 12/31/95
Albert Guzzi 1129 Ford Rd. Vestal, NY 13850	New appointment 12/31/95
William M. Kenville 59 Crary Ave. Binghamton, NY 13905	Re-appointment 12/31/95

included in the original contract, and

WHEREAS, the Director of Solid Waste Management has requested authorization for said amendments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Delta Engineers, P.C. for additional professional engineering services not included in the original contract and a time extension due to delays beyond the control of the contractor for the period July 15, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed an additional \$2,000.00 for a total amount not to exceed for the contract of \$29,500.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501283 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 548 of 1994, 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 (Lindsey)

RESOLUTION NO. 269

by COUNTY ADMINISTRATION, PLANNING & ECONOMIC DEVELOPMENT,
ENVIRONMENT and FINANCE COMMITTEES

Seconded by Mr. Whalen

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 8, 1994, ENTITLED:
"A LOCAL LAW AMENDING LOCAL LAW NO. 10, 1986, AS AMENDED
BROOME COUNTY SOLID WASTE CODE."**

RESOLVED, that Local Law Intro. No. 8, 1994, entitled: "A Local Law amending Local Law No. 10, 1986, as amended Broome County Solid Waste Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 8, 1994

A Local Law amending Local Law No. 10, 1986, as amended 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, as amended is hereby amended to read as follows:

(3).Commencing July 15, 1995, the following separate charges will apply at the Nanticoke Landfill:

(b)Tires

[1] Up to and including sixteen-inch rim: seventy-five cents (\$0.75) per tire.]

[2] Over sixteen inch, but less than twenty-two inch rim: seven dollars and fifty cents (\$7.50) per tire. Tires not acceptable unless removed from rims.]

[3] Tires over twenty-two-inch rim are not acceptable.]

[4]Bulk loads: sixty-five dollars (\$65.00) per ton.]

[1] With rim size up to and including sixteen inches: seventy-five cents (\$0.75) per tire. Bulk loads: sixty-five dollars (\$65.00) per ton. Rims need not be removed.

[2] Larger sizes, up to and including forty-two inches in outside tire diameter: seven dollars and fifty cents (\$7.50) per tire. No bulk load fee. Tires not acceptable unless removed from rims.

[3] All equipment tires and tires greater than forty-two inches in outside tire diameter are not acceptable.

SECTION 2.

Except as hereinabove amended, Local Law No. 10, 1986, as amended 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 (Lindsey)

RESOLUTION NO. 270

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING,
And ENVIRONMENT COMMITTEES

Seconded by Mr. Mather

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**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 11, 1995, ENTITLED:
"A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY
CHARTER AND CODE REGARDING THE BROOME COUNTY SOLID
WASTE CODE."**

RESOLVED, that Local Law Intro. No. 11, 1995, entitled: "A Local Law Amending Chapter 179 of the Broome County Charter and Code regarding the Broome County Solid Waste Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 11, 1995

A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY
CHARTER AND CODE REGARDING THE BROOME COUNTY SOLID
WASTE CODE.

SECTION 1. That Section 179-5(D)(B) is hereby amended to read as follows:

(3)Lost vehicle weigh-out cards will be replaced at a charge of [two dollars (\$2)]
five dollars (\$5) each.

SECTION 2. That this local law shall take effect 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 (Lindsey)

RESOLUTION NO. 271

by ENVIRONMENT and FINANCE COMMITTEES

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING AN INCREASE OF PETTY CASH FUND FOR
THE DIVISION OF SOLID WASTE MANAGEMENT.**

WHEREAS, the Division of Solid Waste Management currently has a petty cash fund which is inadequate for its current needs, and

WHEREAS, the Department Head has requested an increase of \$100.00 to said petty cash fund in order to have funds sufficient to meet its daily needs, and

WHEREAS, the Commissioner of Finance has determined that the petty cash fund

should be increased by \$100.00, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and increases the petty cash fund for the Division of Solid Waste Management by \$100.00 to the total amount of \$200.00, and further authorizes the Commissioner of Finance to transfer \$100.00 to the petty cash fund previously established, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with those rules and procedures governing the use of petty cash funds created by the County Comptroller, including, but not limited to, the requirement that at all times the petty cash allowance be fully accounted for in the form of cash on hand, receipts and records.

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

RESOLUTION NO. 272

by HEALTH SERVICES and FINANCE COMMITTEES Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LOURDES HOSPITAL FOR BUILDING AND LAND RENTAL FOR THE HEALTH DEPARTMENT WOMEN'S, INFANTS' AND CHILDREN'S (WIC) NUTRITION PROGRAM FOR 1995 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 94-417, authorized an agreement with Lourdes Hospital for Building and Land Rental at the Lourdes Center for Family Health located at 303 Main Street, Binghamton, New York for the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period June 1, 1994 through May 31, 1995 at a cost of \$8,789.00, and

WHEREAS, it is desired at this time to renew said agreement for the period June 1, 1995 through May 31, 1996 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement for Building and Land rental at the Lourdes Center for Family Health, 303 Main Street, Binghamton with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period June 1, 1995 through May 31, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Contractor an amount not to exceed \$9,053.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480368.4422.102859 (Building and Land Rental), and be it

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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 (Lindsey)

RESOLUTION NO. 273

by PUBLIC SAFETY & EMERGENCY SERVICES, PERSONNEL and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF PRETRIAL RELEASE PROGRAM GRANT FOR THE PROBATION DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1995 - 1996.

WHEREAS, this County Legislature, by Resolution 253 of 1994, as amended by resolution 9 of 1995 and 165 of 1995, authorized and approved the continued participation by the Probation Department in the Pretrial Release Program and adopted a program budget in the amount of \$70,599 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1995 through June 30, 1996 in the amount of \$78,311, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$78,311 from the New York State Division of Probation and Correctional Alternatives for the period July 1, 1995 through June 30, 1996, 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 \$78,311 for the period July 1, 1995 through June 30, 1996, 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 (Lindsey)

RESOLUTION NO. 274 by PUBLIC SAFETY & EMERGENCY SERVICES,
PERSONNEL,

and FINANCE COMMITTEES Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF JUVENILE INTENSIVE SUPERVISION PROGRAM GRANT, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AGREEMENTS WITH CATHOLIC CHARITIES AND PROBE TO FACILITATE THIS PROGRAM FOR 1995 THROUGH 1996.

WHEREAS, the Director of Probation requests authorization to accept a Juvenile Intensive Supervision Program Grant in the amount of \$143,128 for the period July 1, 1995 through June 30, 1996, and

WHEREAS, said grant program is designed to reduce the number of out of home placements of juvenile delinquents while maintaining community safety and providing treatment services, education, and community service opportunities for the targeted youth; and

WHEREAS, the Director of Probation requests authorization to enter into agreements with Catholic Charities and PROBE in order to implement the program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$143,128 from the New York State Division of Probation and Correctional Alternatives for the period July 1, 1995 through June 30, 1996, 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 \$143,128 for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreement with Catholic Charities, 232 Main Street, Binghamton, New York 13905 for services under the Juvenile Intensive Supervision Program Grant project for the period July 1, 1995 through June 28, 1996 in the amount of \$40,740.00, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreement with PROBE, 229 State Street, Binghamton, NY 13901 for services under the Juvenile Intensive Supervision Program Grant for the period July 1, 1995 through June 30, 1996 in the amount of \$14,000.00; and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 280057.4457.102000 (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, and be it

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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 (Lindsey)

RESOLUTION NO. 275

by PUBLIC WORKS, TRANSPORTATION and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION DECLARING THE ACQUISITION OF APPROXIMATELY 80 ACRES OF LAND IN THE TOWN OF MAINE FOR THE CLEAR ZONE AT THE WEST END OF RUNWAY 10-28 AT BINGHAMTON REGIONAL AIRPORT, TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION

WHEREAS, the Eminent Domain Procedure Law requires that a public hearing be held in connection with any proposed public project for which the acquisition of real property through the exercise of eminent domain may be required, except that a project is exempt from the public hearing requirement "when in the opinion of the condemnor the acquisition is de minimis in nature so that the public interest will not be prejudiced by the construction of the project," and

WHEREAS, the acquisition of approximately 80 acres of land in the Town of Maine for the clear zone at the west end of Runway 10-28 at Binghamton Regional Airport, has been identified as an unlisted action under the New York State Environmental Quality Review Act because it involves only the desires acquisition of land having no substantial effect on the environment, and

WHEREAS, the Department of Public Works desires to acquire said land and requests authorization from this Legislature to acquire said land by purchase or condemnation, and

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the action contemplated involves only the acquisition of land from one owner, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the acquisition of 80 acres

of land in the Town of Maine for the clear zone at the west end of Runway 10-28 at Binghamton Regional Airport, to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Procedure Law.

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

RESOLUTION NO. 276

by COMMUNITY & SOCIAL SERVICES and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF BINGHAMTON UNIVERSITY BACHELOR OF ARTS DEGREE PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 208 of 1994 authorized the acceptance of a Bachelor of Arts Degree Program Grant in the amount of \$26,500 for the period September 1, 1993 through August 31, 1994, by the Department of Social Services; and

WHEREAS, said grant program provides for selected Department of Social Services employees to enroll on a part-time basis in the Bachelor of Arts in Applied Social Sciences Program at Binghamton University, and

WHEREAS, it is desired to renew said grant program, at no cost to Broome County, for the period September 1, 1994 through August 31, 1995, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,332 from New York State Department of Social Services for the Bachelor of Arts Degree Program at Binghamton University for the period September 1, 1994 through August 31, 1995, 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 \$37,332 for the period September 1, 1994 through August 31, 1995, 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

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not affect a personnel line.

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

RESOLUTION NO. 277

by HEALTH and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING WILLOW POINT NURSING FACILITY TO CONDUCT AN AUCTION OR SALE OF UNUSABLE SUPPLIES AND EQUIPMENT.

WHEREAS, the Administrator of Willow Point Nursing Facility requests authorization for an auction or sale of unusable supplies and equipment to staff and the public; and

WHEREAS, the County presently conducts, an annual auction of county property and equipment which is no longer used, and

WHEREAS, numerous individuals have expressed an interest in purchasing the supplies and equipment that are no longer used by the facility, now, therefore, be it

RESOLVED, that the Willow Point Nursing Facility is hereby authorized to conduct an auction or sale of unusable equipment and supplies; and it is

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. Sweet moved, seconded by Mr. Miller to amend the resolution to allow for auctions, not sale to staff and/or the public. Changes are reflected in the title, the first WHEREAS Paragraph and the first RESOLVED Paragraph as follows:

AMENDMENTS TO PERMANENT 95-277

RESOLUTION AUTHORIZING WILLOW POINT NURSING FACILITY TO CONDUCT ~~AN AUCTIONS OR SALE~~ OF UNUSABLE SUPPLIES AND EQUIPMENT.

WHEREAS, the Administrator of Willow Point Nursing Facility requests authorization for ~~an auctions or sale~~ of unusable supplies and equipment to staff and/or the public; and

RESOLVED, that the Willow Point Nursing Facility is hereby authorized to conduct ~~an auctions or sale~~ of unusable equipment and supplies; and it is

The amendment **carried**. Ayes-18, Nays-0, Absent-1 (Lindsey)

The resolution as amended **carried**. Ayes-18, Nays-0, Absent-1 (Lindsey)

RESOLUTION NO. 278

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING
and AD HOC CHARTER & ADMINISTRATIVE CODE REVIEW COMMITTEES

Seconded by Mr. Cahill

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 10, 1995, ENTITLED:
"A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND
ADMINISTRATIVE CODE TO INCREASE THE TERMS OF OFFICE OF
COUNTY LEGISLATORS TO FOUR YEARS"**

RESOLVED, that Local Law Intro. No. 10, 1995, entitled: "A Local Law Amending the Broome County Charter and Administrative Code to Increase the Terms of Office of County Legislators to Four Years," be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 10, 1995

A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND
ADMINISTRATIVE CODE TO INCREASE THE TERMS OF OFFICE OF
COUNTY LEGISLATORS TO FOUR YEARS.

Be it enacted as follows:

SECTION 1. Section C202 of the Broome County Charter is hereby amended to read as follows:

§C202. Terms of office.

The terms of office of the members of the County Legislature shall be for two (2) years [and] until the terms of those members elected at the general election in 1998. Beginning with those members elected at the general election in 1998, the terms of office shall be for four (4) years. The terms of office shall begin on the first day of January immediately succeeding their election.

Section 2. Section A202 of the Broome County Administrative Code is hereby

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amended to read as follows:

§A202. Terms of office.

The [term] terms of office of [a] the members of the County [Legislator] Legislature shall be [for two years and shall begin on the first day of January immediately succeeding his election] as specified in § C202 of the Charter.

Section 3. This Local Law shall become effective following approval by the voters at a referendum to be held at the next general election and subsequent filing with the Secretary of State.

NOTES: bracketed material is deleted []
underlined material is added

Heldover under the 'Rules' by Mr. Whalen.

RESOLUTION NO. 279

by TRANSPORTATION COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING A LAND USE AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION EASTERN REGION FOR THE CONSTRUCTION OF AN AIRPORT RUNWAY END IDENTIFIER LIGHT NAVIGATION SYSTEM FOR RUNWAY 28 AT THE BINGHAMTON REGIONAL AIRPORT FOR 1995 THROUGH 2010.

WHEREAS, the Department of Aviation requests authorization for a no cost land use agreement with the Federal Aviation Administration for the construction of an airport Runway End Identifier Light Navigation system to serve Runway 28 at the Binghamton Regional Airport for the period June 1, 1995 through September 30, 2010 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a land use no cost agreement with the Federal Aviation Administration, DOT/FAA Eastern Region, Federal Building, JFK International Airport, Jamaica, New York 11430 for construction of an airport Runway End Identifier Light Navigation System for Runway 28 at the Binghamton Regional Airport, 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 (Lindsey)

RESOLUTION NO. 280

by TRANSPORTATION and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENTS WITH NATIONAL CAR RENTAL SYSTEM, INC., AVIS AND HERTZ CORPORATION FOR RENTAL CAR CONCESSIONS AT THE BINGHAMTON REGIONAL AIRPORT.

WHEREAS, this County Legislature, by Resolution 390 of 1994, authorized an extension of the agreements with National Car Rental System, Inc., Avis and Hertz Corporation for rental car concession at the Binghamton Regional Airport with revenue to Broome County, and

WHEREAS, it is necessary at this time to authorize the amendment of said agreement to exclude local rentals; rentals not due to persons arriving or departing out of the Binghamton Regional Airport, and

WHEREAS, the Department of Aviation 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 agreements with National Car Rental System, Inc., 7700 France Avenue, South Minneapolis, Minnesota; Avis, World Headquarters, 900 Old Country road, Garden City, New York, and Hertz Corporation, 225 Brae Boulevard, Park Ridge, New Jersey for local rental exclusion; rentals not obtained from persons arriving or departing out of the Binghamton Regional Airport, and be it

FURTHER RESOLVED, all revenues received shall be credited to budget line 21007.0099.207000 (Rental Car Concession Fees), and be it

FURTHER RESOLVED, that Resolution 390 of 1994, 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 (Lindsey)

RESOLUTION NO. 281 by COMMUNITY & SOCIAL SERVICES AND FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AMENDMENT TO APPLICATION FOR

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STATE AID AND EXECUTION OF CONTRACTS FOR THE 1995 YOUTH BUREAU YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAMS (YDPP).

WHEREAS, this County Legislature, by Resolution 621 of 1994, authorized Youth Bureau State Aid Applications and established appropriations for 1995 Youth Bureau Youth Development/Delinquency Prevention Program, and

WHEREAS, it is necessary to amend said resolution to include provision of funds for a Transitional Living/Support Residence Program by Catholic Charities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the amendment of the agreement, documents, papers or contracts with the several local Youth Service Program Agencies listed on Exhibit "A" attached hereto, said agreements to be approved as to form by the Department of Law, 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 sign any and all necessary applications for the New York State Division of Youth State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that the County executive or his duly authorized representative is hereby authorized to sign any such agreements, documents, papers or contracts, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution and in the 1995 Budget, and be it

FURTHER RESOLVED, that the County Comptroller and the Commissioner of Finance are hereby authorized to establish any additional accounts or supplemental accounts in connection with said Youth Service and Recreation Programs, and to make such other necessary bookkeeping accounting entries, adjustments and transfers as may be needed to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the programs described more fully in the documents on file with the Clerk of this Legislature are hereby approved and subcontracts with the appropriate agencies are hereby authorized and approved.

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

RESOLUTION NO. 282 by COMMUNITY & SOCIAL SERVICES AND FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AMENDMENT TO APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE 1995 YOUTH BUREAU SPECIAL DELINQUENCY PREVENTION PROGRAMS (SDPP).

WHEREAS, this County Legislature, by Resolution 550 of 1994, authorized Youth Bureau State Aid Applications and established appropriations for 1995 Youth Bureau Special Delinquency Prevention Program, and

WHEREAS, it is necessary to amend said resolution to include provision of funds for a Transitional Living/Support Residence Program by Catholic Charities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the amendment of the agreement, documents, papers or contracts with the several local Youth Service Program Agencies listed on Exhibit "A" attached hereto, said agreements to be approved as to form by the Department of Law, 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 sign any and all necessary applications for the New York State Division of Youth State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that the County executive or his duly authorized representative is hereby authorized to sign any such agreements, documents, papers or contracts, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution and in the 1995 Budget, and be it

FURTHER RESOLVED, that the County Comptroller and the Commissioner of Finance are hereby authorized to establish any additional accounts or supplemental accounts in connection with said Youth Service and Recreation Programs, and to make such other necessary bookkeeping accounting entries, adjustments and transfers as may be needed to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the programs described more fully in the documents on file with the Clerk of this Legislature are hereby approved and subcontracts with the appropriate agencies are hereby authorized and approved.

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

RESOLUTION NO. 283

by COMMUNITY & SOCIAL SERVICES and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REVISION OF THE CHILD ABUSE PREVENTION AND EDUCATION ONGOING GRANT PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH.

WHEREAS, this County Legislature, by Resolution 105 of 1989, as amended by

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Resolution 240 and 504 of 1990, 202 of 1991, 39 and 308 of 1992, 172 and 483 of 1993, 114 and 493 of 1994 and 195 of 1995, authorized the continued participation by the Youth Bureau in the Child Abuse Prevention and Education Ongoing Grant Program and adopted a program budget in connection therewith in the total amount of \$76,792.38, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Child Abuse Prevention and Education Ongoing Grant Program in the total amount of \$79,296.88, 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 \$79,296.88, and be it

FURTHER RESOLVED, that Resolution 105 of 1989, as amended by Resolution 240 and 504 of 1990, 202 of 1991, 39 and 308 of 1992, 172 and 483 of 1993, 114 and 493 of 1994 and 195 of 1995, 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 (Lindsey)

RESOLUTION NO. 284

by COMMUNITY & SOCIAL SERVICES and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH CATHOLIC CHARITIES FOR OFFICE FOR AGING CONGREGATE NUTRITION PROGRAM FOR 1995.

WHEREAS, this County Legislature, by Resolution 579 of 1994, authorized an agreement with Catholic Charities of Broome County for the operation of a senior center in connection with the Office for Aging Congregate Nutrition Program for the

elderly for the calendar year 1995, at a cost not to exceed \$11,030, and

WHEREAS, it is necessary at this time to amend said agreement to reflect an increase in the cost of said service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Catholic Charities for Office for Aging Congregate Nutrition Program for the period January 1, 1995 through December 31, 1995 in the total amount of \$15,738, and be it

FURTHER RESOLVED, that Resolution 579 of 1994, 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.

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

RESOLUTION NO. 285

by COMMUNITY & SOCIAL SERVICES, PERSONNEL and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAMS (SCSEP) ADMINISTRATION GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1995 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 265 of 1994, as amended by Resolution 238 of 1995, authorized and approved the Office for Aging Senior Community Service Employment Programs (SCSEP) Administration Grant and adopted a program budget in the amount of \$132,002 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant program provides for charge-backs and payments of all Office for Aging staff for administration expenses involved in all Office for Aging Grants,

WHEREAS, it is desired to renew said grant program for the period July 1, 1995 through June 30, 1996 in the amount of \$126,147, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$126,147 for the Office for Aging Senior community Service Employment Programs (SCSEP) Administration Grant for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts

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the program budget annexed hereto as Exhibit "A" in the total amount of \$126,147 for the period July 1, 1995 through June 30, 1996, 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 (Lindsey)

RESOLUTION NO. 286

by COMMUNITY & SOCIAL SERVICES, PERSONNEL and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING NATIONAL COUNCIL ON AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (NCOA) GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1995 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 266 of 1994, as amended, authorized and approved the continued participation by the Office for Aging National Council on Aging in the Senior Community Service Employment Program (NCOA) Grant and adopted a program budget in the amount of \$237,300 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant program provides a subsidized employment and training program for low income eligible persons aged fifty-five and older, including part-time jobs for applicants in not-for profit agencies, classroom training, on-the-job training and efforts to increase the labor market participation of older persons, and

WHEREAS, the said grant provides for placement of senior aide trainees at training sites for short terms, and the Office for Aging has requested that a variable wage rate of \$4.25 to \$15.00 per hour be approved for those employees, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1995 through June 30, 1996 in the amount of \$237,300, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$237,300 for the Office for Aging National Council on Aging Senior Community Service Employment Program (NCOA) for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$237,300 for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a variable wage rate of \$4.25 to \$15.00 per hour for all senior aide trainees employed by the program, and be it

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

RESOLUTION NO. 287

by COMMUNITY & SOCIAL SERVICES, PERSONNEL, and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF NEW YORK STATE OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SOFA) GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1995 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 267 of 1994, as amended, authorized and approved the New York State Office for Aging Senior Community Service Employment Program (SOFA) and adopted a program budget in the amount of \$57,658 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant program provides a subsidized employment and training program for low income eligible persons aged 55 and older, including part-time jobs for applicants in not-for-profit agencies, classroom training, on-the-job training and efforts

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to increase the labor market participation of older persons, and

WHEREAS, said grant provides for senior aide trainees at training sites for short terms, and the Office for Aging has requested that a variable wage rate of \$4.25 to \$15.00 per hour be approved for these employees, and

WHEREAS, it is desired to renew said grant program for July 1, 1995 through June 30, 1996 in the amount of \$51,892, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$51,892 for the New York State Office for Aging Senior Community Service Employment Program (SOFA) for the period July 1, 1995 through June 30, 1996, 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 \$51,892 for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a variable wage rate of \$4.25 to \$15.00 per hour for all senior aide trainees employed by the program, and be it

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

RESOLUTION NO. 288

by COMMUNITY & SOCIAL SERVICES, PERSONNEL and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING JOB TRAINING PARTNERSHIP ACT (JTPA) JOB CLUB PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR

1995 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 268 of 1994, authorized and approved the continued participation by the Office for Aging in the JTPA Job Club Program and adopted a program budget in the amount of \$55,000 for July 1, 1994 through June 30, 1995, and

WHEREAS, said grant program is designed to assist low income eligible persons aged 55 and over to reenter the labor market through a job search club program, counseling, and job referral, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1995 through June 30, 1996 in the amount of \$35,000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,000 for the Office for Aging JTPA Job Club Program for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$35,000 for the period July 1, 1995 through June 30, 1996, 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 (Lindsey)

RESOLUTION NO. 289

by FINANCE and PUBLIC SAFETY & EMERGENCY SERVICES COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE OFFICE OF THE SHERIFF

RESOLVED, that in accordance with a request from the Office of the Sheriff, in order to provide funds for overtime in Corrections, as requested by BT# 7487, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

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	<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	450049	1000	101000	Salaries, Full-Time	\$30,873
	450072	1000	101000	Salaries, Full-Time	\$19,245
	450056	1000	101000	Salaries, Full-Time	\$21,373
TO :	450023	1700	101000	Salaries, Overtime	\$71,491

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

RESOLUTION NO. 290

by PERSONNEL, HEALTH SERVICES, ENVIRONMENT
and PUBLIC SAFETY & EMERGENCY SERVICES COMMITTEES

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR MENTAL HEALTH, SOLID WASTE MANAGEMENT AND SHERIFF

RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 95-202, this County Legislature hereby authorizes the **creation** of one (1) part-time Staff Psychiatrist position at budget line A470013.1500, minimum salary \$55.53/hr, Grade N/A, Union Code 01 (Misc), effective July 3, 1995, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 95-203, this County Legislature hereby authorizes the **creation** of one (1) part-time Staff Psychiatrist position at budget line A470013.1500, minimum salary \$55.53/hr, Grade N/A, Union Code 01 (Misc), effective July 3, 1995, and be it

FURTHER RESOLVED, that in accordance with a request from the Solid Waste Management, as contained in PCR# 95-200, this County Legislature hereby authorizes the **Change** of one (1) full-time Senior Account Clerk position at budget line A230086.1000, minimum salary \$15,382, Grade 09, Union Code 04 (CSEA) to one (1) Landfill Clerk position at budget line SC230086.1000, minimum salary \$8.19/hr (\$17,035 Annual), Union Code 12 (AFL-CIO), effective January 1, 1995, and be it

FURTHER RESOLVED, that in accordance with a request from Solid Waste Management, as contained in PCR# 95-199, this County Legislature hereby authorizes the **Change** of one (1) full-time Senior Account Clerk position at budget line A230060.1000, minimum salary \$15,382, Grade 09, Union Code 04 (CSEA) to one (1) full-time Landfill Clerk position at budget line A230086.1000, minimum salary \$8.19/hr (\$17,035 Annual), Union Code 12 (AFL-CIO), effective June 16, 1995, and be

it

FURTHER RESOLVED, that in accordance with a request from the Office of the Sheriff, as contained in PCR# 95-206, this County Legislature hereby authorizes the **change** of two (2) full-time Correction Officer positions at budget line A450023.1000, minimum salary \$24,191, Grade N/A, Union Code 05 (AFSCME) to three (3) Inmate Records Clerk positions at budget line A450023.1000, minimum salary \$17,394, Grade 3A, Union Code 05 (AFSCME), effective June 19, 1995, and be it

At the request of Mrs. Hudak, separate votes were taken on each PCR as follows:

PCR# 95-202 creation of one (1) part-time Staff Psychiatrist
Carried. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

PCR# 95-203 creation of one (1) part-time Staff Psychiatrist position
Carried. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

PCR# 95-200Change of one (1) full-time Senior Account Clerk position to one (1) Landfill Clerk position
Carried. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

PCR# 95-199Change of one (1) full-time Senior Account Clerk position to one (1) full-time Landfill Clerk
Carried. Ayes-18, Nays-0, Absent-1 (Lindsey)

PCR# 95-206change of two (2) full-time Correction Officer positions to three (3) Inmate Records Clerk positions
Carried. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

RESOLUTION NO. 291

by FINANCE, PERSONNEL and PUBLIC SAFETY & EMERGENCY SERVICES COMMITTEES

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST AND TRANSFER OF FUNDS FOR THE DEPARTMENT OF PUBLIC DEFENDER

RESOLVED, that in accordance with a request from the Department of the Public Defender, as contained in PCR# 95-207, this County Legislature hereby authorizes the **Change** of one (1) full-time Assistant Public Defender I position at budget line GA530030.1000, minimum salary \$31,668, Grade 23, Union Code 09 (Admin) to one (1) full-time Assistant Public Defender I position at budget line A530006.1000, minimum salary \$31,668, Grade 23, Union Code 09 (Admin), effective June 19, 1995,

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and be it

FURTHER RESOLVED, that in order to provide funding for the full time position, as requested by BT#2747, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds as follows:

	<u>Index</u>	<u>Sub-</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
	<u>Code</u>	<u>object</u>	<u>Code</u>		
FROM:	900084	4752	101000	Contingent Account	\$18,923
TO :	530006	1000	101000	Salaries, Full-Time	\$16,311
	530006	8010	101000	Retirement	323
	530006	8030	101000	Social Security	1,245
	530006	8040	101000	Workers Compensation	255
	530006	8050	101000	Life Insurance	10
	530006	8060	101000	Health Insurance	779

Mr. Mather moved, seconded by Mr. Pasquale to **call the question** on the resolution. The call of the question **carried**. Ayes-18, Nays-0, Absent-1 (Lindsey)

The resolution **Carried**. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

RESOLUTION NO. 292

by PERSONNEL COMMITTEE

Seconded by Mr. Hull

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR DEPARTMENT OF HEALTH.

RESOLVED, that in accordance with a request from the Department of Health, as contained in PDR# 95-342C, this County Legislature hereby authorizes the request to establish salary for one (1) part-time Medical Director STD/HIV Clinic position at budget line A480228.1500, Grade NA, recommended salary \$55/hr, effective July 1, 1995, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR# 95-204, this County Legislature hereby authorizes the **creation** of one (1) part-time Medical Director, STD/HIV Clinic position at budget line A480228.1500, minimum salary \$55.00/hr, Grade NA, Union Code 01 (Misc), effective July 1, 1995

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

RESOLUTION NO. 293

by FINANCE and TRANSPORTATION COMMITTEES

Seconded by Mr. Mather

RESOLUTION AMENDING THE 1993 CAPITAL IMPROVEMENT PROGRAM.

WHEREAS, by Resolution 91-448 as amended by Resolution 92-155, the Broome County Legislature approved capital project C-168 Water System Improvements, and

WHEREAS, the initial design process revealed deficiencies in the system that requires replacement of the electrical system rather than refurbishment, and

WHEREAS, the additional funding will be provided by the New York State Department of Transportation's Special Transportation Aviation Program now, therefore, be it

RESOLVED, that the 1993 Capital Improvement Program is hereby amended as Follows:

FROM:

<u>Code</u>	<u>Project Title</u>	<u>Distribution of Costs:</u>			
		<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
C-168 502223	Water System Improvements	\$55,000	\$0	\$0	\$55,000

County Sources:

<u>Year</u>	<u>Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Transfer</u>
1993		10	\$0	\$55,000

Description: Remove and replace certain defective buried water valves within the system, refurbish the electrical system at each of the three (3) well houses, rehabilitation of the brick well house No. 1 and clean the service lines by poly-pigging method.

Will be completed during 1993. Will reduce maintenance cost of system.

TO:

Distribution of Costs:

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<u>Code</u>	<u>Project Title</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
C-168	Water System Improvements	\$150,000	\$95,000	\$0	\$55,000

County Sources:

<u>Year</u>	<u>Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Transfer</u>
1993		10	\$0	\$55,000

Description: Remove and replace certain defective buried water valves within the system, replace the electrical system at each of the three (3) well houses, rehabilitation of the brick well house No. 1 and clean the service lines by poly-pigging method. Will be completed during 1995. Will reduce maintenance cost of system.

FURTHER RESOLVED, that this amendment is contingent upon and subject to approval and commitment by the State of New York's state aid funds.

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

RESOLUTION NO. 294

by FINANCE and TRANSPORTATION COMMITTEES

Seconded by Mr. Pasquale

RESOLUTION AMENDING THE 1995 CAPITAL IMPROVEMENT PROGRAM.

WHEREAS, by Resolution 454 of 1994, the Broome County Legislature approved 1995 Capital Project C-128 General Aviation Aprons/Taxiways Pavement Overlay, and

WHEREAS, the Department of Aviation has requested an amendment to C-128 General Aviation Aprons/Taxiways Pavement Overlay to provide funding with PFC revenues and eliminate bonding for the project, and

WHEREAS, the deterioration of the pavement overlay was greater than originally estimated, thereby requiring extensive rehabilitation, it is necessary to increase the total cost of this capital project \$1,350,000, and

WHEREAS, the additional funding will be provided by State and Federal grants and Passenger Facilities Charges (PFC), now, therefore, be it

RESOLVED, that the 1995 Capital Improvement Program is hereby amended as follows:

FROM:

Distribution of Costs:

<u>Code</u>	<u>Project Title</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
C-128	GA Apron/Taxiways				
501299	Pavement Overlay	\$800,000	\$40,000	\$406,000	\$354,000

County Sources:

<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Transfer</u>
1995	10	\$374,300	\$19,700

Description: Rehabilitate north and west aircraft parking aprons and selected taxiways through overlay as well as bonding/grounding of fixtures and sub-grade and drainage improvements to insure conformity with Federal Aviation Regulations Part 139 and to reduce safety hazards to both aircraft and personnel. Local share provided by the Passenger Facility Charge. Completed within the fiscal period and with no stated impact upon budget. Approval contingent upon federal and state authorizing funds. Project will be completed in 1995.

TO:

Distribution of Costs:

<u>Code</u>	<u>Project Title</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
C-128	GA Apron/Taxiways	\$2,150,000		\$107,500	\$1,935,000
502256	Pavement Overlay				\$107,500 (PFC)

County Sources:

<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Transfer</u>
1995	10	\$ 0	\$107,500(PFC)

Description: Rehabilitate north and west aircraft parking aprons and selected taxiways through overlay as well as bonding/grounding of fixtures and sub-grade and drainage improvements to insure conformity with Federal Aviation regulations Part 139 and to reduce safety hazards to both aircraft and personnel. Local share provided by the Passenger Facility Charge. Completed with the fiscal period and with no stated impact upon budget. Approval contingent upon federal and state authorizing funds. Project will be completed in 1996.

and be it

FURTHER RESOLVED, that this amendment is contingent upon and subject to approval and commitment by the State of New York's state aid funds.

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

RESOLUTION NO. 295

by EDUCATION, CULTURE, & RECREATION, and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION SETTING THE DATE, TIME AND PLACE FOR A PUBLIC

HEARING ON THE 1995-96 PROPOSED BROOME COMMUNITY COLLEGE BUDGET AND COUNTY EXECUTIVE'S MESSAGE IN CONNECTION THEREWITH

WHEREAS, pursuant to the Broome County Charter & Administrative Code, a proposed Broome Community College Budget has been submitted for the year commencing September 1, 1995 and ending August 31, 1996, and

WHEREAS, the County Executive, pursuant to Article VI of the Broome County Charter, has prepared and submitted to this Legislature a budget message in connection with the Broome Community College Budget, and

WHEREAS, pursuant to Article XXIII-a, this County Legislature, or a Committee designated by this Legislature, must hold a public hearing on the submitted Broome Community College budget and the accompanying County Executive budget message, now, therefore, be it

RESOLVED, that this County Legislature hereby designates the Education and Finance Committees of this Legislature to hold a joint public hearing on the proposed Broome Community College budget and the budget message submitted by the County Executive, and be it

FURTHER RESOLVED, that this County Legislature hereby designates July 10, 1995 at 7:00pm in the Legislative Chambers, as the date, time, and place said joint public hearing is to take place, and be it

FURTHER RESOLVED, that in accordance with Article XXIII-a of the Broome County Charter, the Clerk of this Legislature is hereby directed to cause to be printed or otherwise reproduced, sufficient copies of the proposed budget and budget message for distribution not less than five days prior to the public hearing, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to cause to be published the appropriate notices of said public hearing in accordance with the Broome County Charter & Administrative Code.

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

RESOLUTION NO. 296

by PERSONNEL and TRANSPORTATION COMMITTEES Seconded by
Mrs. Coffey

RESOLUTION CONFIRMING APPOINTMENT OF GARY CRANDELL AS COMMISSIONER OF PUBLIC TRANSPORTATION.

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article X, § 1001 of the Broome County Charter, has duly appointed, pending confirmation by this Legislature, Gary Crandell, 20 Edwards Street, Johnson City, New York 13790 as Commissioner of Public Transportation at an annual salary of \$48,935.00, effective June 19, 1995, and

WHEREAS, it is desired, in accordance with the provisions of Article X, § 1001 of the Broome County Charter, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article X, § 1001 of the Broome County Charter, does hereby confirm the appointment of Gary Crandell as Commissioner of Public Transportation at an annual salary of \$48,935.00 in accordance with his appointment by the County Executive, effective June 19, 1995.

Mr. Cahill moved, seconded by Mr. Pasquale to **call the question** on the resolution. The call of the question **carried**. Ayes-17, Nays-1 (Hull), Absent-1 (Lindsey)

The resolution **Carried**. Ayes-15, Nays-3 (Hudak, Hull & Sweet), Absent-1 (Lindsey)

RESOLUTION NO. 297

by PUBLIC WORKS, TRANSPORTATION and ENVIRONMENT COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO ACQUISITION OF APPROXIMATELY 80 ACRES OF PROPERTY IN THE TOWN OF MAINE FOR THE CLEAR ZONE AT THE WEST END OF RUNWAY 10-28 AT BROOME COUNTY REGIONAL AIRPORT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO.

WHEREAS, it is necessary to undertake the acquisition of approximately 80 acres in the Town of Maine for the clear zone at the west end of Runway 10-28 at Broome County Regional Airport, and

WHEREAS, it is has been determined that such project is subject to the requirements of the State Environmental Quality Review Act (SEQRA), 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 acquisition of approximately 80 acres for the clear zone at the west end of Runway 10-28.

WHEREAS, the acquisition of approximately 80 acres for the clear zone at the west end of Runway 10-28 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 proposed acquisition of approximately 80 acres for the clear zone at the west end of Runway 10-28, and be it

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FURTHER RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the acquisition of approximately 80 acres for the clear zone at the west end of Runway 10-28 will not have 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 (Lindsey)

RESOLUTION NO. 298

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING
and FINANCE COMMITTEES

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING THE BROOME COUNTY CHAMBER OF
COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR
TOURISM AND CONVENTION PROMOTION FOR 1996**

WHEREAS, the Broome County Chamber of Commerce desires to act as the agency for tourism and convention promotion in Broome County, and

WHEREAS, the State of New York may make available grants for such tourism and convention promotion, and

WHEREAS, such grants are given to the County of Broome to fund the participating agency, and

WHEREAS, this County Legislature, by Resolution of 94-249, authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for calendar year 1995, and

WHEREAS, it is necessary at this time to authorize the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for 1996 so that the appropriate applications may be timely filed for N.Y.S. grant monies, now, therefore, be it

RESOLVED, that this County Legislature hereby names and authorizes the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for calendar year 1996, and be it

FURTHER RESOLVED, that the Broome County Chamber of Commerce is hereby authorized to make application for any grants from the State of New York for tourism and convention promotion in Broome County, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to enter into agreement(s) with the Broome County Chamber of Commerce to provide tourism and convention promotion in Broome County, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to enter into agreement(s) with the Broome County Chamber of Commerce to provide tourism

and convention promotion in Broome County, subject to funding by sources and matching funds by the Broome County Chamber of Commerce, which payment shall be made in accordance with said grants, and be it

FURTHER RESOLVED, that upon approval of said grants, the County Executive is authorized to execute any agreements, documents, or papers, approved by the Department of Law, and the Commissioner of Finance and the Comptroller of Broome are authorized to establish the appropriate and necessary budget accounts to carry out the intent and purpose of this resolution, and be it

FURTHER RESOLVED, that the Broome County Chamber of Commerce shall submit a written report to this Legislature as to the disposition of said grant monies.

Carried. Ayes-11 Augostini, Burger, Holley, Howard, Hudak, Hull, Kavulich, Pasquale, Schofield, Wike & Shafer
Nays-7 Cahill, Coffey, Mather, Miller, O'Day, Sweet & Whalen
Absent-1 Lindsey

RESOLUTION NO. 299

by EDUCATION, CULTURE & RECREATION and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING THE WAIVER OF THE ENTRY OR "PER HEAD" PARK FEES FOR PROJECT CHILDREN - IRISH FESTIVAL FOR 1995

WHEREAS, Project Children is a not-for-profit organization that offers children a summer respite from the violence in Northern Ireland, and

WHEREAS, Project Children has sponsored 130 children to come to Broome County over the last 11 years, providing a cultural exchange as well as allowing children to enjoy the quality of life and good will in Broome County, and

WHEREAS, Project Children sponsors the annual Irish Festival to provide an opportunity for County residents to enjoy a day of socialization and help to show the children that political, ethnic or religious differences need not be a barrier to tolerance and respect for others, and

WHEREAS, Project Children desires to continue to hold the Irish Festival, which is the primary source of funds for the children's transportation, at Broome County's Grippen Park, and

WHEREAS, increases in insurance and rental costs have reduced significantly the amount of money left to sponsor the children, and

WHEREAS, additional children could be sponsored if the entry or "per head" fees, fifty cents (\$.50) per person, twelve years and older charged by Broome County were waived, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the waiver of the

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charge of \$.50 per person, twelve years old and older, for Project Children's Irish Festival to be held at Broome County's Grippen Park on Saturday, August 26, 1995, 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 (Lindsey)

RESOLUTION NO. 300

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING COMMITTEES

Seconded by Mr. Kavulich & Mrs. Sweet

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE ETHICS BOARD.

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 109, adopted April 20, 1971, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Ethics Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Joseph B. Meagher 508 Jones Road Vestal, NY 13850	New Appointment 12/31/97
Philip J. Kramer 144 E. Hamton Road Binghamton, NY 13903	New Appointment 12/31/97
Kenneth P. Whiting III 169 Leroy Street Binghamton, NY 13905	New Appointment 12/31/97

and

WHEREAS, it is desired, in accordance with the provisions of Resolution No. 109, adopted April 20, 1971, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 109, adopted April 20, 1971, does hereby confirm the appointments of the above-named individuals to membership on the Ethics Board in accordance with their

appointment by the County Executive.

Carried. Ayes-15, Nays-3 (Hudak, Schofield & Wike), Absent-1 (Lindsey)

RESOLUTION NO. 301

by ENVIRONMENT COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION ADOPTING STATEMENT OF FINDINGS AND DECISION PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT WITH RESPECT TO THE PROPOSED BROOME COUNTY HOUSEHOLD HAZARDOUS WASTE COLLECTION FACILITY.

WHEREAS, this County Legislature, by Resolution No. 243 of 1995, and pursuant to the State Environmental Quality Review Act (SEQRA), has heretofore accepted as complete the Final Environmental Impact Statement (FEIS) with respect to the proposed Broome County household hazardous waste collection facility, and authorized the filing thereof pursuant to SEQRA and its implementing regulations, 6 NYCRR Part 617, and

WHEREAS, pursuant to 6 NYCRR Section 617.9, at least 10 days have elapsed since the filing of said FEIS and notice of completion, and

WHEREAS, this Legislature has given consideration to said FEIS, and believes the requirements of SEQRA and its implementing regulations have been met, and

WHEREAS, pursuant to SEQRA and 6 NYCRR Section 617.9, it is theretofore appropriate at this time to adopt and file a statement of SEQRA findings and decision with respect to the proposed Broome County Public Safety Complex, now, therefore, be it

RESOLVED, that in connection with the proposed Broome County Household Hazardous Waste Collection Facility, this County Legislature hereby adopts the SEQRA statement of findings and decision as annexed hereto as Exhibit "A", and be it

FURTHER RESOLVED, that the Division of Solid Waste Management is hereby directed to retain copies of all required notices, environmental impact statements and the statement of findings and decision annexed hereto in files which are readily accessible for public inspection, and be it

FURTHER RESOLVED, that the Division of Solid Waste Management is directed to file a copy of this resolution, together with the statement of findings and decision annexed hereto, with all involved agencies pursuant to 6 NYCRR Section 617.10(i).

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

RESOLUTION NO. 302

by FINANCE COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PEBSCO OF NEW YORK FOR FINANCIAL SERVICES FOR BROOME COUNTY EMPLOYEES FOR 1995.

WHEREAS, this County Legislature, by Resolution 175 of 1992, authorized renewal of an agreement with PEBSCO of New York for financial services for Broome County employees at no cost to the County, for the period June 1, 1992 through May 31, 1995, and

WHEREAS, it is desired to renew said agreement for the period from June 1, 1995 through July 31, 1995, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with PEBSCO of New York, 1 Corporate Place, 1170 Pittsford-Victor Road, Pittsford, New York 14534 for financial services for Broome County employees for the period June 1, 1995 through July 31, 1995, at no cost to the County, 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 (Lindsey)

RESOLUTION NO. 303

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE LOCAL CONDITIONAL RELEASE COMMISSION.

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 467, adopted October 16, 1989, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Local Conditional Release Commission for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Frank J. Filetto 50 Tremont Avenue Binghamton, NY 13903	New Appointment 12/31/98

University shall pay to the County an amount not to exceed \$16,000.00 for the term of this amendment, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 220004.0094.203000 (SUNY OCC Contract), 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 (Lindsey)

RESOLUTION NO. 305

by FINANCE COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH REIDMAN INSURANCE FOR PUBLIC EMPLOYEE BOND FOR THE BROOME COUNTY PROPERTY AND LIABILITY PROGRAM FOR 1995 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 299 of 1993, authorized an agreement with Reidman Insurance for a public employee bond, at an annual cost of \$6,130.00, for the period from July 1, 1993 through June 30, 1997, and

WHEREAS, it is necessary to authorize the amendment of said agreement in order to include coverage for the employees of the new Department of Motor Vehicles office operated by the Broome County Clerk at the Metrocenter in the City of Binghamton, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Reidman Insurance, 2 Court Street, PO Box 1970, Binghamton, New York 13902, to provide a public employee bond for the period July 1, 1995 through June 30, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$8,500.00 per year, and be it

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

FURTHER RESOLVED, that Resolution 299 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.

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

RESOLUTION NO. 306

by HEALTH SERVICES COMMITTEE

Seconded by Mr. Pasquale

RESOLUTION SETTING DATE, TIME AND PLACE FOR A PUBLIC HEARING ON RESOLUTION INTRO. NO. 42 AMENDED OF APRIL 20, 1995, WITH RESPECT TO THE CREATION OF BROOME COUNTY CORPORATION FOR PUBLIC MENTAL HYGIENE SERVICES

WHEREAS, Resolution Intro. No. 42 Amended of April 20, 1995 with respect to creation of a Broome County Corporation for Public Mental Hygiene Services involves a number of significant and novel issues with respect to the efficient and effective delivery of mental hygiene services within Broome County, and

WHEREAS, said Resolution was the subject of a meeting of the Committee of the Whole on April 20, 1995, at which the members of the County Legislature were given the opportunity to discuss the proposed resolution and ask questions about it, and

WHEREAS, it is appropriate that a public hearing be held on the proposed resolution at which all interested persons will have a similar opportunity, now, therefore, be it

RESOLVED, that this County Legislature hereby designates the Health Services Committee of this Legislature to hold a public hearing on Resolution Intro. No. 42 Amended of April 20, 1995, and be it

FURTHER RESOLVED, that this County Legislature hereby designates _____, 1995 at _____ p.m. in the Legislative Chambers, as the date, time and place said public hearing is to take place, and be it

FURTHER RESOLVED, that the Clerk of the County Legislature is hereby directed to cause to be published an appropriate notice of said public hearing, and be it

FURTHER RESOLVED, that the expenses of said hearing, including publication of notice, engagement of a stenographer and preparation, duplication, and distribution of transcripts shall be paid by the Department of Mental Health.

Mrs. Sweet moved, seconded by Mr. Wike that the resolution be amended to reflect the concept of a Broome County Corporation for Public Mental Hygiene Services, that the hearing be set for July 6, 1995 at 7:00 P.M. and two additional FURTHER RESOLVED paragraphs be added as follows:

NEW TITLE & ADJUSTMENT IN THE FIRST WHEREAS PARAGRAPH:

RESOLUTION SETTING DATE, TIME AND PLACE FOR A PUBLIC

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HEARING ON RESOLUTION INTRO. NO. 42 AMENDED OF APRIL 20, 1995, WITH RESPECT TO THE **CONCEPT CREATION OF A** BROOME COUNTY CORPORATION FOR PUBLIC MENTAL HYGIENE SERVICES

WHEREAS, Resolution Intro. No. 42 Amended of April 20, 1995 with respect to **the concept creation** of a Broome County Corporation for Public Mental Hygiene Services involves a number of significant and novel issues with respect to the efficient and effective delivery of mental hygiene services within Broome County, and

TWO ADDITIONAL FURTHER RESOLVED PARAGRAPHS:

FURTHER RESOLVED, that following this public hearing concerning the concept of a Broome County Corporation for Public Mental Hygiene Services, the Clerk of the County Legislature is hereby authorized and directed to immediately forward a copy of the public hearing transcript, this resolution, and all data, reports, and letters received to date concerning this concept to the Government of the State of New York, NYS Senator, Thomas W. Libous, Member of the NYS Assembly, Jay J. Dinga, Member of the NYS Assembly, Robert J. Warner and to the NYS Department of Mental Hygiene, and be it

FURTHER RESOLVED, that the Clerk of the County Legislature is hereby authorized and directed to request input and guidelines concerning this matter from those parties referenced above.

UNDER LINED AND BOLDED = PROPOSED AMENDMENT ADDITION

~~STRIKEOUT~~ = PROPOSED AMENDMENT DELETION

The amendment **carried**. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

The resolution as amended **carried**. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

RESOLUTION NO. 307

by COMMUNITY & SOCIAL SERVICES and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF SERVICES AND TRAINING RESOURCES FOR INDIVIDUALS IN VOCATIONAL EDUCATION (STRIVE) PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1995 THROUGH 1996, AND AUTHORIZING AN AGREEMENT WITH BROOME COMMUNITY COLLEGE FOR SERVICES IN CONNECTION THEREWITH.

WHEREAS, this Legislature, by Resolution 279 of 1994 authorized acceptance of a Services and Training Resources for Individuals in Vocational Education (STRIVE) Program Grant in the amount of \$44,872 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant expires by its terms on June 30, 1995 and it is desired to renew said grant for the period July 1, 1995 through June 30, 1996 in the amount of \$45,866, and

WHEREAS, said grant program provides eligible recipients of Aid to Dependent Children to achieve economic independence by successfully completing vocationally oriented associate degree programs for the purpose of entering into long-term stable employment in their field of study, and

WHEREAS, it is requested that the agreement for contract services with Broome Community College to provide programs for the individuals in this STRIVE Program be renewed for this same period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$34,400 from the United States Department of Health & Human Services, and \$11,466 from the New York State Department of Social Services for the period July 1, 1995 through June 30, 1996, 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 \$45,866 for the period July 1, 1995 through June 30, 1996, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Community College for provision of services under the STRIVE Program, for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$45,866 for the term of this agreement, and be it

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FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670430.4747.102000 (Other Fees for Service), and be it

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

RESOLUTION NO. 308

by ENVIRONMENT and FINANCE COMMITTEES

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AN AGREEMENT WITH GERAGHTY AND MILLER, FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE COLESVILLE LANDFILL REMEDIATION.

WHEREAS, the record of decision prepared by the DEC and EPA with respect to the Colesville Landfill requires the construction of a groundwater treatment facility at said landfill, and

WHEREAS, the County and GAF Corporation are required to each pay one half the cost of construction of the groundwater treatment facility, and

WHEREAS, modeling has indicated that the groundwater treatment facility will only contain and not clean up the aquifer and natural attenuation of the contaminated plume appears to be occurring, and

WHEREAS, in order to review the record of decision requirements and substantiate the premise of installing a monitoring system and possible in-situ remedies in lieu of the groundwater treatment facility, it is necessary to obtain quarterly monitoring/sampling data for one year, plus develop a focused feasibility study (FFS), and

WHEREAS, the FFS would utilize the data obtained from the

monitoring/sampling and use models to develop a more cost effective solution consistent with the record of decision, and

WHEREAS, development of a more cost effective solution consistent with the record of decision if approved by the DEC and EPA would allow the County and GAF Corporation to avoid the estimated capital cost of \$3 million dollars for the proposed groundwater treatment facility plus operating and maintenance costs of approximately \$800,000 per year for the next 30 years, now, therefore, be it

RESOLVED, that this County Legislature authorizes an agreement with Geraghty and Miller, 125 East Bethpage Road, Plainview, New York 11803, for professional engineering services associated with the Colesville Landfill Remediation, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$43,362.50 with GAF Corporation paying an equal share for a total contract amount of \$86,725.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501262 (Contracted Services), and be it

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

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

RESOLUTION NO. 309

by FINANCE COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SEDGWICK JAMES REGARDING THE BROOME COUNTY PROPERTY AND LIABILITY PROGRAM FOR 1995 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 290 of 1994, authorized an agreement with Sedgwick James to provide insurance coverage of various kinds for the period July 1, 1994 through June 30, 1995, and

WHEREAS, the Manager of Risk and Insurance has proposed the renewal of said agreement with two increases in cost and one decrease in cost for the period July 1, 1995 through June 30, 1996, and

WHEREAS, said agreement expires on June 30, 1995 and it is desired at this time to renew said agreement for the period July 1, 1995 through June 30, 1996, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Sedgwick James, 2000 Lincoln First Square, Rochester, New York

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14604-1995, whereby said firm will provide the following coverages for fees not to exceed the sums indicated:

Aviation	\$50,000	(\$43,500 last year)
Boiler & Machinery	\$ 8,423	(\$8,686 last year)
Property	\$70,430	(\$57,551 last year)

for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4521.307000 (Insurance 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.

Mr. Mather moved, seconded by Mr. Augustini that the resolution be amended to reflect a new vendor, Johnson & Higgins of 1700 Midtown Tower, Rochester, NY 14604 and to remove the indication that this is a renewal.

Mr. O'Day moved, seconded by Mr. Augustini to **call the question** on the amendment.

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

The amendment **carried**. Ayes-18, Nays-0, Absent-1 (Lindsey)

The resolution as amended **carried**. Ayes-18, Nays-0, Absent-1 (Lindsey)

RESOLUTION NO. 310

by EDUCATION, CULTURE AND RECREATION COMMITTEE

Seconded by Mr. Burger

RESOLUTION AUTHORIZING BROOME COUNTY TO REQUEST PROPOSALS FOR THE PRIVATE MANAGEMENT OF THE BROOME COUNTY VETERANS' MEMORIAL ARENA AND THE PERFORMING ARTS THEATER (FORUM)

WHEREAS, the Broome County Veterans' Memorial Arena and the Performing Arts Theater (Forum) are taxpayer supported county facilities, and

WHEREAS, no documented attempt to seek private management of the facilities has previously been undertaken, and

WHEREAS, management of the Broome County Veterans' Memorial Arena and

the Performing Arts Theater (Forum) by the private sector could eliminate the current annual expenditure of more than one million dollars in net county support for funding these two facilities, now, therefore, be it

RESOLVED, that the Broome County Legislature requests that Requests for Proposals (RFP) be prepared and advertised to obtain proposals for the private management of the Broome County Veterans' Memorial Arena and the Performing Arts Theater (Forum), and be it

FURTHER RESOLVED, that upon receipt of proposals pursuant to the RFP process the appropriate County officials evaluate them in accordance with criteria set forth in the RFP, and be it

FURTHER RESOLVED, that if upon review of the proposals, it is determined to be in the best interest of the County to select one of the proposals for the private management of the Arena and Forum, that said proposal be forwarded to this Legislature for the appropriate action, and be it

FURTHER RESOLVED, that the Clerk of the Broome County Legislature be and hereby is authorized to forward copies of this Resolution to the appropriate county officials.

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

RESOLUTION NO. 311

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING COMMITTEE,
PERSONNEL and FINANCE COMMITTEES

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING REVISION OF JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIB PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1997.

WHEREAS, this County Legislature, by Resolution 201 of 95, authorized the continued participation by the Office of Employment and Training in the JTPA Title IIB Program for 1994 through 1997 and adopted a program budget in connection therewith in the total amount of \$861,974, and

WHEREAS, it is necessary at this time to revise said program to reflect a reallocation of grant funds; and

WHEREAS, said services are necessary to provide summer jobs and academic enrichment services to income eligible youth in Tompkins County, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes a revision of the JTPA Title IIB Program for the period October 1, 1994 through September 30, 1997, 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 \$861,474 for the period October 1, 1994 through September 30, 1997, and be it

FURTHER RESOLVED, that Resolution 201 of 95, 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 (Lindsey)

RESOLUTION NO. 312

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BINGHAMTON CITY SCHOOL DISTRICT AND THE JOHNSON CITY SCHOOL DISTRICT FOR THE PURCHASE OF PRESCRIPTION DRUG BENEFITS FROM PCS HEALTH SYSTEMS, INC.

WHEREAS, the County, the Binghamton City School District and Johnson City School District currently have separate contracts with PCS for prescription drug benefits for their eligible employees, retirees, survivors and COBRA members, and

WHEREAS, the County and the two school districts have entered into discussions to jointly enter into a contract with PCS for prescription drug benefits, and

WHEREAS, PCS has agreed to this proposed change, and

WHEREAS, this joint contract will result in reduced costs to the school district and no increase in cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement between the County of Broome, the Binghamton City School District, the Johnson City School District and PCS Health Systems, Inc. for prescription drug benefits for the eligible employees, retirees, survivors and COBRA members of the three municipal corporations, and be it

FURTHER RESOLVED, that said contract with PCS will be at the rate currently paid by the County to PCS of \$.75 per paid claim for the period July 1, 1995 through June 30, 1996, and be it

FURTHER RESOLVED, that the school districts will place in escrow with the County an amount equal to two weeks paid claims. The County will pay the two week bill for the three municipal corporations to PCS Health Systems, Inc. The County would then invoice the school districts who would reimburse the County within 10 days of the County paying PCS, 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.

Held over under the 'Rules' by Mr. Howard.

RESOLUTION NO. 313

by PERSONNEL COMMITTEE

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE LAW DEPARTMENT.

RESOLVED, that in accordance with a request from the Law Department, as contained in PCR #95-223, this County Legislature hereby authorizes the establishment of a full time Legal Associate position at budget line 390005.1000.101000, minimum salary \$13,000, effective September 15, 1995.

Carried. Ayes-17, Nays-1 (Hudak), Absent-1 (Lindsey)

Mr. Augustini moved, seconded by Mr. Pasquale to **adjourn** at approximately 5:20 P.M.

The adjournment **carried.** Ayes-18, Nays-0, Absent-1 (Lindsey)