

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
TUESDAY, DECEMBER 30, 1997**

The Legislature convened at 4:00 P.M. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Richard R. Blythe, read the fire exit announcement and called the Attendance Roll:

Present - 19, Absent - 0

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

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

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

PETITIONS: NONE

COMMUNICATIONS:

1. Minutes from:
 - a. Binghamton Regional Airport
2. Letter from League of Women Voters supporting countywide centralized emergency dispatch system.
3. Letter from Town of Union (J. Kunzman, Parks) regarding Transit buses damaging newly surfaced parking lot.
4. Letter from Herkimer County Legislator, Theodore S. Wind, concerning legislation limiting the authority of the NYS Thruway Authority.
5. Resolution from Rensselaer County (Supporting the NYS Legislature organizing a "Dairy Summit" concerning milk pricing).

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REPORTS:

1. Broome Community College
 - a. Monthly Report (Above the Minimum Hires, November 1997)
 - b. Quarterly Income Statements and Balance Sheets
2. SMART (State Comptroller's Municipal Advisory Review Teams):
Recommendations for Village of Deposit.
3. Department of Audit and Control: Payroll/Payout Audit for Sheriff and Emergency Services.

Mr. Brunza moved, seconded by Mr. Shafer to receive and file the above referenced report(s) and to authorize and direct the Clerk to index said report(s) in the 1997 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.

Carried.

Several resolutions were taken out of order, however, for the sake of clarity, all resolutions are presented in numerical order.

Mr. Howard and Mr. Pasquale were designated as participants in the 'Short Roll Call.'

Mr. Wike seconded the 'Preferred Agenda.'

RESOLUTIONS INTRODUCED AT THIS SESSION:

RESOLUTION NO. 619

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH TECHNICAL ANALYSTS FOR GOVERNMENT, INC. TO ASSIST IN THE PREPARATION OF

INDIRECT COST ALLOCATION PLANS.

WHEREAS, this County Legislature, by Resolution 502 of 1996, authorized an agreement with Technical Analysts for Government, Inc. to assist in the preparation of a county-wide cost allocation plan, and

WHEREAS, the Department of Audit & Control requests authorization for the renewal of an agreement with Technical Analysts for Government, Inc. to assist in the preparation of such county-wide allocation plans using the actual costs of 1995, 1996, 1997, 1998 and 1999 at a total cost not to exceed \$29,000, and

WHEREAS, said services are necessary to maximize federal revenues and to show the allocation of central service department costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Technical Analysts for Government, Inc., 254 Springfield Avenue, Suite 3, Rutherford, New Jersey 07070 to assist in the preparation of cost allocation plans, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$29,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4721.101000 (Accounting and Costs Allocation 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.

RESOLUTION NO. 620

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT OF

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AGREEMENT WITH KPMG PEAT MARWICK, LLC FOR AUDITING SERVICES FOR FINANCIAL ACCOUNTS FOR YEARS ENDING 1997, 1998 AND 1999.

WHEREAS, this County Legislature, by Resolution 24 of 1996, authorized an agreement with KPMG Peat Marwick, LLC (with subcontracted hours to Piaker & Lyons, a local firm) for auditing services of financial accounts for the years ending December 31, 1995, December 31, 1996 and December 31, 1997, at amounts not to exceed \$97,500, \$102,000 and \$106,500, respectively, and

WHEREAS, it is now necessary to revise the terms of our existing agreement to accommodate the scope changes resulting from newly promulgated Federal Single Audit requirements and to extend the term of our overall agreement to five years in accordance with Government Accounting Office recommendations, and the recommendations of the County Comptroller, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with KPMG Peat Marwick, LLC, 74 North Pearl Street, Albany, New York 12207 (with subcontracted hours to Piaker & Lyons, a local firm) for auditing services of financial accounts to include the years ending December 31, 1998 and December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor amounts not to exceed \$129,500 for 1997, \$133,000 for 1998 and \$136,900 for 1999, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4722.101000 (Audit Fees), and be it

FURTHER RESOLVED, that Resolution 24 of 1996, 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.

RESOLUTION NO. 621

by PUBLIC SAFETY & EMERGENCY SERVICES, PERSONNEL
AND FINANCE COMMITTEES

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK
STATE CRIME VICTIMS' BOARD PROGRAM GRANT FOR
THE DISTRICT ATTORNEY'S OFFICE AND ADOPTING A
PROGRAM BUDGET IN CONNECTION THEREWITH FOR
1998.**

WHEREAS, the Broome County District Attorney requests authorization to accept a New York State Crime Victims' Board Program Grant in the amount of \$79,200 for the period January 1, 1998 through and including December 31, 1998, and

WHEREAS, said grant program will allow the District Attorney's Office to provide needed victim advocacy services to victims of violent crime, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$79,200 from the New York State Crime Victims' Board, 65 Court Street, Room 408, Buffalo, New York 14202 for the period January 1, 1998 through and including December 31, 1998, 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 \$79,200 for the period January 1, 1998 through and including December 31, 1998, 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 (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried.

RESOLUTION NO. 622

by PUBLIC SAFETY & EMERGENCY SERVICES AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH VINE (AUTOMATED VICTIM NOTIFICATIONS SERVICES FOR INSTALLATION AND SERVICE OF COMPUTER HARDWARE AND SOFTWARE FOR THE DISTRICT ATTORNEY'S OFFICE.

WHEREAS, the District Attorney requests authorization for an agreement with VINE (Automated Victim Notification System) for the installation and service of computer hardware and software for the period February 1, 1998 through and including January 31, 1999, at a cost not to exceed \$36,500, and

WHEREAS, said service is funded in connection with a grant from the New York State Crime Victims' Board, and

WHEREAS, said services are necessary for a computerized victim notification system, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with VINE (Automated Victim Notification Services), 332 West Broadway, Suite 1300, Louisville, Kentucky 40202 for the installation and service of computer hardware and software for a

computerized victim notification system for the period February 1, 1998 through and including January 31, 1999, and be it

FURTHER RESOLVED, that said services shall be funded by the grant from the New York State Crime Victims' Board, and be it

FURTHER RESOLVED, that no agreement shall be finalized with VINE until the grant funding referred to herein has been authorized and written notification from the New York State Crime Victims' Board received that the grant has been awarded, and be it

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

RESOLUTION NO. 623

by COMMUNITY & SOCIAL SERVICES AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC SOCIAL SERVICES OF BROOME COUNTY, INC. FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES ADOLESCENT PREVENTIVE SERVICES FOR 1998.

WHEREAS, this County Legislature, by Resolution 570 of 1996, authorized renewal of an agreement with Catholic Social Services of Broome County, Inc. for intensive counseling services in connection with the Department of Social Services Adolescent Preventive Services at a cost not to exceed \$232,519 for calendar year 1997, and

WHEREAS, said agreement expires by its terms on December 31, 1997, and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on

substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Catholic Social Services of Broome County, Inc., 232 Main Street, Binghamton, New York, 13905, for counseling services in connection with the Department of Social Services Adolescent Preventive Services for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$239,495 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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.

RESOLUTION NO. 624

by COMMUNITY & SOCIAL SERVICES AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE FOR NON-SECURE DETENTION FOR 1998 AND ESTABLISHING THE FEES CHARGED TO OTHER GOVERNMENTAL ENTITIES FOR HOUSING JUVENILES AT HASKINS NON-SECURE DETENTION FACILITY.

WHEREAS, this County Legislature, by Resolution 573 of 1996, authorized renewal of an agreement with the Children's Home of

Wyoming Conference for non-secure detention at Haskins for court ordered persons in need of supervision and juvenile delinquents at a cost not to exceed \$354,514 for calendar year 1997, and

WHEREAS, said agreement expires by its terms on December 31, 1997, and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York, 13901 for non-secure detention at Haskins for court ordered persons in need of supervision and juvenile delinquents for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$364,780 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670117.4581.103000 (Foster Care NS DET [Haskins]), and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a rate of \$150.00 per bed per day to be charged to other New York State Counties or the New York State Division For Youth for housing of juveniles at the Haskins Non-Secure Detention Facility for the term of this agreement; and be it

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

Carried.

RESOLUTION NO. 625

by COMMUNITY & SOCIAL SERVICES and FINANCE
COMMITTEES Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT
WITH THE FAMILY AND CHILDREN'S SOCIETY OF
BROOME COUNTY, INC. FOR HOMEMAKER AND PARENT
AIDE SERVICES FOR THE DEPARTMENT OF SOCIAL
SERVICES FOR 1998.**

WHEREAS, this County Legislature, by Resolution 571 of 1996, authorized renewal of an agreement with the Family and Children's Society of Broome, Inc. for homemaker and parent aide services for the Department of Social Services at a cost not to exceed \$220,330 for the period January 1, 1997 through December 31, 1997, and

WHEREAS, said agreement expires by its terms on December 31, 1997, and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Family and Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York, 13905, for homemaker and parent aide services for the Department of Social Services for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$234,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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.

RESOLUTION NO. 626

by COMMUNITY & SOCIAL SERVICES AND FINANCE
COMMITTEES

Seconded by Mr. Miller

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT
WITH THE FAMILY AND CHILDREN'S SOCIETY OF
BROOME COUNTY, INC. FOR COUNSELING SERVICES IN
CONNECTION WITH THE DEPARTMENT OF SOCIAL
SERVICES SEXUAL ABUSE PREVENTION AND TREATMENT
PROGRAM FOR 1998.**

WHEREAS, this County Legislature, by Resolution 572 of 1996, authorized renewal of an agreement with the Family and Children's Society of Broome County, Inc., for services in connection with the Department of Social Services Sexual Abuse Prevention and Treatment Program at a cost not to exceed \$410,000 for calendar year 1997, and

WHEREAS, said agreement expires by its terms on December 31, 1997, and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Family and Children's Society, Inc, 257 Main Street, Binghamton, New York, 13905, for assessment and treatment, counseling services to families and children in connection with the Department of Social Services Sexual Abuse Prevention and Treatment Program for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$430,000 for

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the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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.

RESOLUTION NO. 627

by COMMUNITY & SOCIAL SERVICES AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES THERAPEUTIC AFTER-SCHOOL PROGRAM FOR 1998.

WHEREAS, this County Legislature, by Resolution 575 of 1996, authorized renewal of an agreement with the Children's Home of Wyoming Conference for counseling services in connection with the Department of Social Services Therapeutic After-School Program at a cost not to exceed \$416,833 for calendar year 1997, and

WHEREAS, said agreement expired by its terms on December 31, 1997, and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Children's Home of Wyoming

Conference, 1182 Chenango Street, Binghamton, New York, 13901-1696 for intensive counseling services in connection with the Department of Social Services Therapeutic After-School Program for persons in need of supervision for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$429,338 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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.

RESOLUTION NO. 628

by COMMUNITY & SOCIAL SERVICES AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF BROOME COMMUNITY COLLEGE DEGREE PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1997 TO 1998.

WHEREAS, this County Legislature, by Resolution 547 of 1996, authorized and approved an Associate Degree/Broome Community College Program Grant for the period September 1, 1996 through August 31, 1997 and adopted a program budget in the amount of \$48,427, and

WHEREAS, said grant program provides for selected Department

of Social Services employees to enroll on a part time basis in Broome Community College's Mental Health or Accounting Programs, and

WHEREAS, it is desired to renew said grant program, at no cost to Broome County, for the period September 1, 1997 through August 31, 1998, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$48,427 from New York State Department of Social Services for the Associates Degree Program at Broome Community College for Department of Social Services employees for the period September 1, 1997 through August 31, 1998, 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 \$48,427 for the period September 1, 1997 through August 31, 1998, 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 (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried.

RESOLUTION NO. 629

by PUBLIC SAFETY & EMERGENCY SERVICES AND FINANCE COMMITTEES

Seconded by Mr. Burger

RESOLUTION AUTHORIZING ACCEPTANCE OF DONATION TO EMT SCHOLARSHIP FUND FOR 1997.

WHEREAS, the Director of Emergency Services requests authorization to accept a donation in the amount of \$2,303.15 to the EMT Scholarship Fund for 1997, and

WHEREAS, said funds were raised through a benefit sponsored by the Honorable Robert J. Moppert, former County Legislator from the Tenth Legislative District, in order to encourage and assist education for EMT's, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes acceptance of a donation in the amount of \$2,303.15 to the EMT Scholarship Fund for 1997, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 996025.0000.603000 (Trust Account/Subsidiary Account 525 525032), 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.

RESOLUTION NO. 630

by PUBLIC SAFETY & EMERGENCY SERVICES AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUSQUEHANNA REGIONAL EMS COUNCIL FOR OFFICE AND EQUIPMENT RENTAL LOCATED AT THE

OFFICE OF EMERGENCY SERVICES FOR OFFICE OF EMERGENCY SERVICES FOR 1997 THROUGH 1998.

WHEREAS, this County Legislature by Resolution 309 of 1996, authorized an agreement with Susquehanna Regional EMS Council for office space, furniture, copier access, telephone and fax service in the Office of Emergency Services Building located in the Public Safety Facility for the period July 1, 1996 through December 31, 1996, with revenue to Broome County at the annual rate of \$1,890 plus copier, telephone and fax charges, and

WHEREAS, said agreement expired by its terms on December 31, 1996 and it is desired at this time to renew said agreement for the period January 1, 1997 through and including December 31, 1998, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Susquehanna Regional EMS Council, 897 Upper Front Street, Binghamton, New York, 13905, for office space, furniture, copier access, telephone and fax use in the Public Safety Facility (Rooms 117 and 118) for the period January 1, 1997 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the Susquehanna Regional EMS Council shall pay the Broome County Office of Emergency Services the sum of \$3,780, plus copier, telephone and fax charges, for the term of this agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 460006.0068.101000 (Other Public Safety Departmental Income), and be it

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

Carried.

RESOLUTION NO. 631

by PUBLIC SAFETY AND EMERGENCY SERVICES & FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF LEASE AGREEMENT WITH SUSQUEHANNA REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL FOR OFFICE SPACE, FURNITURE, COPIER ACCESS, TELEPHONE AND FAX SERVICE IN THE OFFICE OF EMERGENCY SERVICES PREMISES AT THE PUBLIC SAFETY FACILITY FOR 1996 TO 1998

WHEREAS, this County Legislature, by Resolution 408 of 1995, authorized an agreement with Susquehanna Regional Emergency Medical Services Council for office space, furniture, copier access, telephone and fax service in the Office of Emergency Services premises at the Public Safety Facility for the period October 1, 1995 to September 30, 1996 with revenue to Broome County in the amount of \$972 plus copier and telephone charges, and

WHEREAS, said agreement expired by its terms on September 30,

1996 and it is desired at this time to renew said agreement for the period October 1, 1996 through and including December 31, 1998, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of a lease agreement with Susquehanna Regional Emergency Medical Services Council, c/o Broome County Emergency Services, 901 Upper Front Street, Binghamton, New York 13905 for office space, furniture, copier access, telephone and fax service in the Office of Emergency Services premises at the Public Safety Facility for the period October 1, 1996 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services the Susquehanna Regional Emergency Medical Services Council shall pay to Broome County \$2,187 plus copier and telephone charges for the term of this agreement, and be it

FURTHER RESOLVED that the revenue hereinabove authorized shall be credited to revenue line 460006.0068.101000 (Other Public Safety Departmental Income) and be it

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

Carried.

RESOLUTION NO. 632

by HEALTH SERVICES AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF MENTAL HEALTH EMPOWERMENT PROJECT GRANT FOR A RECIPIENT AFFAIRS OFFICE AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1998.

WHEREAS, this County Legislature, by Resolution 270 of 1997, authorized and approved the Mental Health Empowerment Project Program Grant and adopted a program budget in the amount of \$41,000 for 1997, and

WHEREAS, said grant program provides advocacy, referrals for self-help groups and training for people with mental illness, and

WHEREAS, it is desired to renew said grant program for the period January 1, 1998 through and including December 31, 1998 in the amount of \$65,000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$65,000 from the Mental Health Empowerment Project, 261 Central Avenue, Albany, New York 12206, for the period January 1, 1998 through and including December 31, 1998, 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 \$65,000 for the period January 1, 1998 through and including December 31, 1998, 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 (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried.

RESOLUTION NO. 633

by HEALTH SERVICES AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF ADDITIONAL REVENUE FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH FOR PURPOSE OF FUNDING ADDITIONAL SUPPORTIVE EMPLOYMENT SLOTS WITH VOCATIONAL REHABILITATION SERVICES, REVISING THE 1998 BUDGET APPROPRIATIONS FOR SAME AND AUTHORIZING AMENDMENT OF THE AGREEMENT WITH VOCATIONAL REHABILITATION SERVICES FOR 1998.

WHEREAS, this County Legislature, by Resolution No. 556 of 1997, authorized the execution of an agreement by the Department of Mental Health with Vocational Rehabilitation Services for the period January 1, 1998 through and including December 31, 1998, and

WHEREAS, the adopted 1998 County operating budget has appropriated \$68,280 to pay for said contract agency services, and

WHEREAS, the Commissioner of Mental Health has been notified that it will receive an additional \$29,800 for extra supportive employment slots at the contract agency, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the acceptance of \$29,800 from the New York State Office of Mental Health for funding extra supportive employment slots with Vocational Rehabilitation Services for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that the 1998 County operating budget shall be amended to reflect the changes in Exhibit "A", and be it

FURTHER RESOLVED, that the agreement authorized by Resolution - of 1997 may be modified to reflect the increased appropriated amount for Vocational Rehabilitation Services, and be it

FURTHER RESOLVED, that Resolution 97-556 of 1997, 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.

RESOLUTION NO. 634

by HEALTH SERVICES AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF A YOUTH TOBACCO ENFORCEMENT AND PREVENTION GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1997 THROUGH 1998.

WHEREAS, the Director of Public Health requests authorization to accept a Youth Tobacco Enforcement and Prevention Grant in the amount of \$14,000 for the period October 1, 1997 through and including September 30, 1998, and

WHEREAS, said grant program will support the Broome County Health Department's activities in youth tobacco use enforcement and prevention, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$14,000 from the New York State Department of Health, II University Place, Albany, New York 12203 for the period October 1, 1997 through and including September 30, 1998, 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 \$14,000 for the period October 1, 1997 through and including September 30, 1998, 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(including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried.

RESOLUTION NO. 635

by HEALTH SERVICES AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH HEALTH RESEARCH, INC., CORPORATE DIVISION, FOR BLOOD LEAD TESTING FOR THE HEALTH DEPARTMENT CHILDHOOD LEAD POISONING PREVENTION PROGRAM FOR 1998.

WHEREAS, this County Legislature, by Resolution 568 of 1996, authorized renewal of an agreement with Health Research, Inc., Corporate Division for analysis of blood samples for lead and Ep levels for the Health Department Childhood Lead Poisoning Prevention Program for calendar year 1997 at a total cost not to exceed \$9,000.00, and

WHEREAS, said agreement expires by its terms on December 31, 1997, and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the

renewal of the agreement with Health Research, Inc., Corporate Division, 66 Hackett Boulevard, Albany, New York 12209 for analysis of blood samples for lead and Ep levels for the Health Department Childhood Lead Poisoning Prevention Program for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4703.104180 (Laboratory 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.

RESOLUTION NO. 636

by HEALTH SERVICES AND FINANCE COMMITTEES Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH
CONSTANCE E. KATTELL FOR SUPPLEMENTAL
EVALUATION SERVICES AND SERVICE COORDINATION
FOR THE HEALTH DEPARTMENT EARLY INTERVENTION
PROGRAM FOR 1998.**

WHEREAS, the Director of Public Health requests authorization for an agreement with Constance E. Kattell for supplemental evaluation services and service coordination for the Health Department Early Intervention Program for the period February 1, 1998 through and including December 31, 1998, at a cost not to exceed the rates for early intervention set forth by the New York State Department of Health attached hereto as Exhibit "A", and

WHEREAS, said services are necessary to service the ever-

increasing number of children in the Early Intervention Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Constance E. Kattell, 3633 Matthews Drive, Endwell, New York 13760, for supplemental evaluation services and service coordination for the Health Department Early Intervention Program for the period February 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor amounts not to exceed the rates set forth by the New York State Department of Health attached hereto as Exhibit "A" for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480202.various.101000 (Service Coordinations & Evaluations, Center Based and Home Based 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.

RESOLUTION NO. 637

by PUBLIC WORKS AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE BINGHAMTON REGIONAL AIRPORT TERMINAL REHABILITATION PROJECT AND RENDERING A NEGATIVE DECLARATION.

WHEREAS, it is necessary to rehabilitate the Binghamton Regional Airport Terminal to meet the needs of passengers, airlines, airport employees and other users, and

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

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

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

WHEREAS, said Project may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Binghamton Regional Airport Terminal Rehabilitation Project, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the Binghamton Regional Airport Terminal Rehabilitation Project will not have a significant effect on the environment, and be it

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

Carried.

RESOLUTION NO. 638

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES

REGULAR SESSION OF DECEMBER 30, 1997

SUPPORTED BY BROOME COUNTY FOR 1998

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

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in the general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 1998 Broome County Budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract agencies for which financial provisions and contributions have been authorized by this County Legislature in the 1998 Broome County Budget as follows:

<u>AGENCY</u>	<u>AMOUNT</u>
ACCORD A Center for Dispute Resolution	\$ 11,891
Broome County Arts Council	\$185,000
Broome County Convention Bureau	\$300,000
Broome County Economic Development Alliance	\$ 50,000
Broome County Historical Society	\$ 33,000
Broome County Soil & Water Conservation District.....	\$ 55,000
Cornell Cooperative Extension Association of Broome County	\$425,000
County Library AID (amount as listed on Exhibit A)	
Discovery Center	\$ 6,500
Four County Library System	\$ 40,000
NYPENN Health Systems Agency (paid from DSS) 670018.4747	\$150,000
PROBE-Diversion	\$ 19,465
PROBE-Alternate Sentencing	\$ 21,157

Southern Tier East Regional Planning Development.....	\$ 11,193
Southern Tier Zoological Society, Inc.	\$175,000
Veterans Support Council (paid from Veterans Services) 420000.5010....	\$ 20,700

and in Exhibit A attached hereto, and be it

FURTHER RESOLVED, that said contracts shall be in a form substantially similar to those used in prior years for each specific agency and subject to, conditioned upon and limited to the monetary amount and financial formula and funding distribution criteria as set forth herewith and/or as approved in the 1998 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of said State or Federal Government, and to be conditioned upon the submission and filing with the clerk of this Legislature and County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that the contract with the Broome County Arts Council shall be amended to change the sixth paragraph to read, "The distribution of funds shall be as follows: a) Broome County Arts Council--\$11,000.00; b) The Broome County Arts Council Allocations Panel may, at its discretion, award all remaining monies to other local agencies or organizations which benefit and/or assist the cultural and/or educational needs of Broome County," and be it

FURTHER RESOLVED, that any contract which provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979.

EXHIBIT A

REGULAR SESSION OF DECEMBER 30, 1997

COUNTY LIBRARY AID – 1998 DISTRIBUTION

LIBRARY

1998 AMOUNT

Deposit Free Library	\$ 3,082	
G.F. Johnson Memorial Library (Endicott)	\$ 53,033	
Moody Memorial Library (Fenton).....		\$ 9,953
Lisle Free Library	\$ 2,303	
Nineveh Public Library		\$ 2,323

EXHIBIT A (continued)

COUNTY LIBRARY AID – 1998 DISTRIBUTION

LIBRARY

1998 AMOUNT

Your Home Public Library (J.C.)		\$ 32,037
Mary Wilcox Memorial Library (Whitney Point)	\$ 4,117	
Vestal Public Library	\$ 55,741	
Broome County Public Library (City Branches)	<u>\$ 37,411</u>	
TOTAL.....	\$200,000	

Carried.

RESOLUTION NO. 639

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION LEVYING COUNTY TAXES

WHEREAS, this County Legislature, by Resolution 452 of 1997, has adopted a budget for the fiscal year 1998, and

WHEREAS, this County Legislature, by Resolution 452 of 1997, made appropriations for the conduct of the Broome County Government for the fiscal year 1998, now, therefore, be it

RESOLVED, to meet the amount of said appropriations, this County Legislature levies the following taxes pursuant to the provisions of Section 360 of the County Law and Section 900 of the Real Property

Tax Law and of the Broome County Charter, upon the valuation as equalized by it as hereinafter specified, to wit: Upon all taxable property in the County, the sum of \$38,865,664.

Carried.

RESOLUTION NO. 640

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION LEVYING TAX, PURSUANT TO SECTION 902 OF THE REAL PROPERTY TAX LAW AND OF THE BROOME COUNTY CHARTER ON THE CITY OF BINGHAMTON FOR 1998.

RESOLVED, that there be levied against the real property of the City of Binghamton in the amount hereinafter set forth and that the proper persons be and they are hereby authorized to execute and affix the proper Warrant to Tax Rolls thereof: County tax - \$7,231,987, and be it

FURTHER RESOLVED, that the payment to the Commissioner of Finance of Broome County be made pursuant to the City's Charter, one-half on March 1, 1998, and one-half on September 1, 1998 up the amount collected.

Carried.

RESOLUTION NO. 641

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION CERTIFYING COUNTY TAXES DUE FROM EACH MUNICIPALITY IN BROOME COUNTY.

WHEREAS, the budget for fiscal year commencing January 1, 1998 in which the County taxes are to be levied is \$38,865,664, and

WHEREAS, the County Legislature must certify to each municipality the contribution of such municipality to the taxes of the County based upon the full valuation of taxable real property in such municipality in accordance with the provisions of Article 8 of the Real

Property Tax Law, and

WHEREAS, Chapter 828 of the Laws of 1985 requires that the municipalities levy the exact amount certified to be due and direct the extension of such amount against each parcel of taxable real property, now, therefore, be it

RESOLVED, that on or before December 31, 1997, the Chairman of the Broome County Legislature is hereby directed to issue a certificate to the chief fiscal officer of each municipality certifying the contribution of each municipality to the taxes of the County for the fiscal year commencing January 1, 1997, based upon a total tax levy of \$38,865,664, as follows:

<u>Municipality</u>	<u>Tax Contribution</u>	<u>Rate per \$1,0000</u>
City of Binghamton	\$ 7,231,937	\$ 5.574445
Town of Barker	\$ 412,166	\$ 5.843734
Town of Binghamton	\$ 1,191,523	\$ 6.062145
Town of Chenango	\$ 2,502,070	\$ 5.834928
Town of Colesville	\$ 871,911	\$56.218932
Town of Conklin	\$ 1,089,078	\$ 5.832683
Town of Dickinson	\$ 870,592	\$ 6.129107
Town of Fenton	\$ 1,166,725	\$ 6.142621
Town of Kirkwood	\$ 1,381,944	\$ 5.858939
Town of Lisle	\$ 393,760	\$ 6.097260
Town of Maine	\$ 970,881	\$ 6.151865
Town of Nanticoke	\$ 243,592	\$ 5.902799
Town of Sanford	\$ 830,183	\$ 5.917730
Town of Triangle	\$ 416,741	\$ 5.804580
Town of Union	\$12,353,745	\$93.131363
Town of Vestal	\$ 5,804,837	\$95.909295
Town of Windsor	<u>\$ 1,133,929</u>	\$ 6.032265

TOTAL: \$38,865,664

and be it

FURTHER RESOLVED, that the certificate shall be delivered to the chief fiscal officer of each municipality in person, and be it

FURTHER RESOLVED, that the certificate shall contain the rate per \$1,000 of assessed value as determined from the latest final assessment roll, and be it

FURTHER RESOLVED, that in the event that a municipality shall fail to make the levy required by law and return same to the Clerk of the Broome County Legislature on or before December 31, 1997, the County Attorney is directed to institute an Article 78 proceeding against any such municipality to compel the levy and assessment of County taxes by such municipality.

Carried.

RESOLUTION NO. 642

by FINANCE COMMITTEE

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO
BALANCE 1997 ACCOUNTS**

WHEREAS, the Commissioner of Finance, the Director of Budget & Research and the Comptroller request authorization to transfer funds to balance 1997 accounts, and

WHEREAS, said transfers would fund salary accounts or other necessary accounts with monies available as of December 31, 1997, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Finance to transfer funds to balance the 1997 accounts, and be it

FURTHER RESOLVED, that the Commissioner is directed to report any transfers made on or before March 31, 1998 to the Finance Committee of the County Legislature, the Budget Officer and the County Comptroller.

Carried.

RESOLUTION NO. 643

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION LEVYING RETURNED SCHOOL AND VILLAGE TAXES FOR 1997.

RESOLVED, that the Certificate of Returned School Taxes as reported by the Commissioner of Finance, as set forth in Exhibit "A" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected by the same be returned to the Commissioner of Finance to reimburse unpaid school taxes to the respective school districts, together with the expense of collection, and be it

FURTHER RESOLVED, that the Certificate of returned Village Taxes, as reported by the Commissioner of Finance, as set forth in Exhibit "B" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected, the same be returned to the Commissioner of Finance to reimburse the County for the amount advanced to pay the amount of returned unpaid village taxes to the respective villages, together with the expense of collection.

EXHIBIT A

1997 RETURNED SCHOOL TAXES
BY SCHOOL DISTRICT - TOTAL RELEVY

TOTAL UNPAID 7% COUNTY TOTAL

SCHOOL DISTRICT TAX ON ROLL PENALTY RELEVIED TAX

AFTON	\$ 96,230.37	\$ 6,736.13	\$ 102,966.50
BAINBRIDGE			
-GUILFORD	\$ 14,843.65	1,039.03	15,882.68
BINGHAMTON 002	\$ 25,861.45	1,810.27	27,671.72
CHENANGO FORKS	\$ 484,038.95	33,882.93	517,921.88
CHENANGO VALLEY	\$ 631,731.96	44,221.28	675,953.24
CINCINNATUS	\$ 235.17	16.46	251.63
DEPOSIT	\$ 305,888.90	21,412.22	327,301.12
GREENE	\$ 2,463.04	172.40	2,635.44
HARPURSVILLE	\$ 365,821.14	25,607.42	391,428.56
JOHNSON CITY	\$ 948,216.06	66,375.13	1,014,591.19
MAINE-ENDWELL	\$ 840,321.17	58,822.54	899,143.71
MARATHON	\$ 30,032.33	2,102.27	32,134.60
NEWARK VALLEY	\$ 105.38	7.38	112.76
SUSQUEHANNA VALLEY	\$ 839,685.86	58,778.00	898,463.86
UNION-ENDICOTT	\$1,370,582.34	95,940.80	
	1,466,523.14		
VESTAL	\$ 874,502.29	61,215.06	935,717.35
WHITNEY POINT	\$ 388,794.15	27,215.68	416,009.83
WINDSOR	\$ 776,593.27	54,361.70	830,954.97
CITY OF BINGHAMTON	\$ <u>3,992.24</u>	<u>279.46</u>	<u>4,271.70</u>
GRAND TOTALS	<u>\$7,999,939.72</u>	<u>\$559,996.16</u>	
	<u>\$8,559,935.88</u>		

EXHIBIT B

1997 RETURNED VILLAGE TAXES -- NOVEMBER 1997 --
TOTAL RELEVY

ADJUSTED 7%

REGULAR SESSION OF DECEMBER 30, 1997

TOTAL

TOTAL UNPAID COUNTY

HANDLING RELEVY					
<u>TOWN</u>	<u>VILLAGE</u>	<u>TAX ON ROLL</u>	<u>PENALTY</u>	<u>FEE</u>	
<u>TAX</u>					
DICKINSON	PORT				
	DICKINSON	\$ 9,549.34	\$ 668.44	\$ 33.00	\$
10,250.78					
LISLE	LISLE	5,027.22	351.92	26.00	5,405.14
SANFORD	DEPOSIT	7,715.75	540.09	47.00	
8,302.84					
TRIANGLE	WHITNEY				
	POINT	21,418.68	1,499.31	35.00	
22,952.99					
UNION	ENDICOTT	368,749.19	25,812.41	273.00	
394,834.60					
	JOHNSON				
	CITY	<u>523,573.11</u>	<u>6,650.12</u>	<u>306.00</u>	
<u>560,529.23</u>					
		892,322.30	62,462.53	579.00	
955,363.83					
WINDSOR	WINDSOR	<u>18,337.81</u>	<u>1,283.66</u>	<u>45.00</u>	
<u>19,666.47</u>					
GRAND TOTALS		<u>954,371.10</u>	<u>66,805.95</u>	<u>765.00</u>	
<u>1,021,942.05</u>					

Carried.

RESOLUTION NO. 644

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION OF THE COUNTY LEGISLATURE LEVYING TAXES AND ASSESSMENTS FOR THE PURPOSE OF ANNUAL BUDGET OF TOWNS OF BROOME COUNTY

WHEREAS, there has been presented to this County Legislature a duly certified copy of the annual budget of each of the several towns of the County of Broome for the fiscal year beginning January 1, 1998, now, therefore, be it

RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable real property situated in the following named towns, the amount indicated below for the general fund purposes and highway purposes, as specified in the respective annual budgets for the respective towns and amounts from the towns and cities account of the Commissioner of Finance, as follows:

<u>Town</u>	Highway <u>Townwide</u>	General General		Highway <u>Townwide</u>	Outside <u>Village</u>
		General <u>Townwide</u>	Inside <u>Village</u>		
Barker				\$150,747	
Binghamton	\$ 120,606			468,331	
Chenango				292,328	
Colesville				318,752	
Conklin	51,553			145,922	
Dickinson	189,934				

<u>Town</u>	General		General		<u>Highway</u>	<u>Outside</u>
	<u>General</u>	<u>Townwide</u>	<u>Inside</u>	<u>Outside</u>		
<u>Village</u>			<u>Village</u>	<u>Village</u>	<u>Townwide</u>	
Fenton	-				-	
Kirkwood	64,160				261,328	
Lisle	55,000				135,000	
Maine	10,214				165,410	
Nanticoke					75,000	
Sanford	254,468			24,737	315,371	
	\$16,130					
Triangle			45,515	83,806	62,714	
Union	3,626,429			724,234	(2)	
	\$402,612					
Vestal	2,576,281				705,442	
Windsor	288,979				55,100	
	\$161,115					
and be it						

FURTHER RESOLVED, that there shall be and hereby is assessed and levied upon and collected from real property liable therefore with the respective districts in the following towns, as indicated below, the following amounts for the purposes of such districts, as specified in the respective annual budgets:

TOWN OF BARKER

FP 201 Fire PR 1	\$22,511.05
FP 202 Fire PR 2	22,590.08
FP 203 Fire PR 3	26,045.25
FP 204 Fire PR 4	17,779.94

TOWN OF BINGHAMTON

DR 221 Drain 1	\$ 346.01
FP221 Fire Prot 1	129,449.96
LT221 Light 1	566.00
LT222 Light 2	1,810.01
LT223 Light 3	4,549.04
LT224 Light 4	1,219.99
LT225 Light 5	144.00
LT226 Light 6	711.00
SB221 Sewer Con Bond	20,749.18
SB226 Sewer 6 Bond	1,091.82
SB227 Sewer 7 Bond	1,639.06
SM228 Consolidated Sewer	34,711.75
ST801 Sewer 8 Ext. Bond 1	5,850.98
US221 Return Sewer	10,412.77
WB502 Water 1 Bond 1	6,239.00
WB501 Water 5 Bond 1	3,370.22
WB221 Cons. Water Bond	72,410.90
WD225 Consolidated Water	114,471.90
UW221 Returned Water	5,397.23

TOWN OF CHENANGO

CM241 Chenango Compost	56,977.80
FP241 Fire No. 1	180,416.01
FP242 Fire No. 2	137,177.02
FP243 Fire No. 3	5,544.67
FP244 Fire No. 4	93,534.26
LT241 Light 1	87,300.29
SD240 Sewer 10	21,473.99
SD241 Sewer 1	3,706.03
SD242 Sewer 2	130,120.01
SD244 Sewer 4	77,708.97
SD245 Sewer 11	3,762.98
SD247 Sewer 7	365,396.83
SD248 Sewer 8	313,787.20
SD249 Sewer 9	45,365.98
US241 Return Sewer	12,930.85
UW257 Return Water	19,263.71
WD241 Water 1	33,966.87
WD243 Water 3	10,570.05
WD247 Water 7	8,015.02
WD249 Water 9	5,649.04
WD410 Water 10	537.01
WD415 Water 15	4,155.00
WD416 Water 16	1,231.16
WD417 Water 12	20,009.97
WD418 Water 14	14,139.93
WD419 Water 18	3,824.99
WD420 Water 19	2,124.95
WD421 Water 20	12,966.98
WD422 Water 21	2,466.92
WD423 Water 22	34,978.00
WD424 Water 24	2,970.96

WD425 Water 23	12,199.96
WD426 Water 26	2,915.98
WD427 Water 27	5,726.00
WD428 Water 28	7,741.00
WR241 Water 11 Frt Ft	1,620.97

TOWN OF COLESVILLE

BD261 Building Demolition	\$ 1,982.98
FD261 Fire No. 1	36,805.03
FD262 Fire No. 2	12,789.89
FD263 Fire No. 3	120,657.35
LT261 Light 1	11,050.02
LT262 Light 2	5,228.01
LT263 Light 3	5,587.01

TOWN OF CONKLIN

FP281 Fire Prot. 1	138,669.86
LT281 Light 1	2,022.00
LT282 Light 2	515.01
LT283 Light 3	1,575.03
LT284 Light 4	10,464.01
LT285 Light 5	890.00
LT286 Light 6	1,422.98
LT287 Light 7	575.00
LT288 Light 8	2,474.98
LT289 Light 9	965.02
SB282 Sewer 1 Ext. 2	7,500.99
SD283 Sewer 1 Ext. 3	31,326.70
SD284 Sewer 1 Ext. 4	12,516.98
SD285 Sewer 1 Ext. 5	25,060.16
WB281 Water 2 Bond 1	40,027.97
UW280 Return Water	20,053.69

TOWN OF DICKINSON

FP301 Fire No. 1	67,994.91
FP302 Fire No. 2	32,000.06
FP303 Fire No. 3	25,004.73
GB301 Garbage 1	62,498.47
LT301 Light 1	10,616.76
LT305 Light 5	3,499.86
LT306 Light 6	2,626.33
LT307 Light 7	12,666.75
LT308 Light 8	10,294.42
LT309 Light 9	295.94
PS301 Pump Station	4,553.21
SD306 Sewer 6 Bond	19,383.15

ST504 Sewer 2, Ext	9,105.08
ST506 Sewer 5, Ext. 2	7,862.00
ST507 Sewer 2, Ext. 4	28,083.00
ST508 Sewer 2, Ext. 5	3,090.00
US301 Return Sewer	20,016.15
UW301 Return Water	24,326.23
WD307 Water 7	14,350.09
WE303 Water 4, Ext. 1	10,760.10

TOWN OF FENTON

FD321 Fire No. 1	105,302.59
FD322 Fire No. 2	89,236.97
LT321 Light 1	11,699.88
LT322 Light 2	27,000.21
SE323 Porter Hollow Sewer	5,500.04
SE324 Hillcrest Sewer 1	22,508.34
US321 Return Sewer	6,720.87
UW321 Return Water	17,961.09
WB321 Water Bond	13,575.01

TOWN OF KIRKWOOD

FP341 Fire No. 1	237,796.41
LT341 Light 1	6,700.00
LT342 Light 2	10,000.00
LT343 Light 3	1,650.00
SE341 Sewer 1	26,143.58
ST341 Sewer 1, Ext. 1	7,955.97
ST342 Sewer 1, Ext. 2	1,359.00
ST343 Sewer 1, Ext. 3	851.79
ST344 Sewer 1, Ext. 4	1,269.94
US343 Return Sewer	23,507.93

UW343Return Water	17,110.93
WD341 Water 1	65,574.25

TOWN OF LISLE

FP361 Fire No. 1	21,184.02
FP362 Fire No. 2	44,487.23
LT361 Light 1	800.03
LT362 Light 2	3,000.01

TOWN OF MAINE

FP381 Fire No. 1	100,493.40
PF382 Fire No. 2	21,824.72
FP383 Fire No. 3	20,796.96
FP384 Fire No. 4	6,170.56
FP385 Fire No. 5	6,415.25
FP386 Fire No. 6	13,885.12
FP387 Fire No. 7	115,536.63
LT381 Light 1	6,999.96
LT382 Light 2	4,400.03
LT383 Light 3	1,400.03

TOWN OF NANTICOKE

FP401 Fire No. 1	29,931.98
FP402 Fire No. 2	29,185.93

TOWN OF SANFORD

FP421 Fire No. 1	74,548.99
FP422 Fire No. 2	6,607.00
SR423 Oquaga Lake Sewer	48,250.00

RS422 Return Sewer 2,200.00

TOWN OF TRIANGLE

Fire No. 1 51,824.05

TOWN OF UNION

FP461 Fire No. 1	508,537.13
FP463 Fire No. 4	183,273.41
FP464 Fire No. 5	110,697.85
FP465 Fire No. 6	240,007.22
FP467 Fire No. 8	256,000.69
FP468 Fire No. 10	49,500.01
FP469 Fire No. 12	25,807.30
CG462 Curbs and Gutter	188.26
PK461 Parks	712,030.67
RS 462 Return Sewer	11,894.97
RS463 Return Sewer Lat.	210.00
RW462 Return Water	11,093.01

TOWN OF VESTAL

DR482 Drain 1 Maint.	2,536.20
DR484 Drain 2 Maint.	1,030.00
DR486 Drain 3 Maint.	5,187.20
DR487 Drain 4 Maint.	190.00
DR488 Drain 5 Maint.	495.00
DR510 Drain 6 Maint.	140.00
DR511 Drain 7 Maint.	80.00
DR512 Drain 8 Maint.	175.00
DR513 Drain 9 Maint.	405.00
DR514 Drain 10 Maint.	50.00
DR515 Drain 11 Maint.	220.00
DR516 Drain 13 Maint.	55.00
DR517 Drain 14 Maint.	5.00
DR518 Drain 15 Maint.	180.00
DR519 Drain 16 Maint.	45.00
DR520 Drain 17 Maint.	3,245.00

DR522 Drain 18 Maint.	36,990.75
FP481 Fire Protection	566,356.36
LT481 Light District	253,781.08
RS481 Return Sewer	70,676.83
RS490 Spec Sewer	2.00
RW481 Return Water	34,072.28
SB487 Cons. Sewer Bond	52,392.88
SB488 Sewer Ext. 47	1,266.32
SP551 Sewer 1, Exp. 1	4,332.72
ST490 Sewer 1, Ext.35 Bond	4,666.38
ST509 Sewer 1, Ext. 2	9,631.67
ST524 Sewer 1, Ext. 24 Bond	2,760.97
ST526 Sewer 1, Ext. 26 Bond	3,306.56
ST531 Sewer 1, Ext. 31 Bond	1,299.62
ST539 Sewer 1, Ext. 39 Bond	77.30
ST540 Sewer 1, Ext. 40 Bond	25,538.35
ST549 Sewer 1, Ext. 49 Bond	196.18
ST553 Sewer 1, Ext. 53 Bond	3,724.23
SW481 Sewer 1, Maint.	234,953.00
SW489 Sewer Ext. 68	3,496.24

TOWN OF VESTAL (continued)

WB101 Water 1, Bond 1	33,649.82
WB201 Water 2, Bond 1	373.97
WB481 Cons. Water Bond	262,169.08
WB701 Water 7, Bond 1	3,929.00
WB801 Water 8, Exp. Bond 1	2,004.92
WB901 Water 9, Bond 1	413.03
WD481 Water Dist. Maint.	467,798.92
WT111 Water 1, Ext. Bond 11	2,090.03
WT519 Water 5, Ext. Bond 19	1,186.33
WT605 Water 7, Ext. 3 Bond	2,964.50

TOWN OF WINDSOR

FP501 Fire 1	13,712.09
FP502 Fire 2	79,031.35
FP503 Fire 3	105,190.54
FP504 Fire 4	3,999.97
SD507 Sewer 1	8,223.80
SD508 Sewer 2	4,344.06

and be it

FURTHER RESOLVED, that the amounts to be raised by taxes and assessments when collected shall be paid to the Supervisors of several Towns in the amounts as shown by this resolution for distribution in the manner provided by law and that the Clerk of the County Legislature is hereby authorized to make changes in the above resolution if requested by the Town Supervisor, and be it

FURTHER RESOLVED, that this Resolution shall become effective immediately.

Carried.

RESOLUTION NO. 645

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION APPROVING THE COMPLETED TAX ROLLS OF THE SEVERAL TOWNS AND CITY AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS FOR THE COLLECTION OF TAXES EXTENDED THEREON PURSUANT TO SECTION 904 OF THE REAL PROPERTY TAX LAW.

WHEREAS, upon the Tax Rolls of the several Towns and City, the several taxes have been, by the Supervisors and appropriate officials thereof, duly extended as provided by law and by the several resolutions of the County Legislature, and the same completed Tax Rolls have been laid down before this County Legislature for its approval, now,

therefore, be it

RESOLVED, that the said Tax Rolls be approved as so completed and that the tax is so extended upon the Tax Rolls and the several amounts extended against each parcel of property upon the said Rolls and hereby determined to be the taxes due thereon, as set forth herein, and be it

FURTHER RESOLVED, that there be annexed to each of said Rolls a Tax Warrant in the form prepared by the Clerk and heretofore laid before this County Legislature for its approval, as provided by Section 904 of the Real Property Tax Law; that such Warrants be signed by the County Executive and the Clerk of the Legislature; and that said Rolls with said Warrants annexed therefore be forthwith delivered to the respective Collectors of the several tax districts in the County, and be it

FURTHER RESOLVED, that upon the effective date of this resolution or any thereafter, on or before December 31, 1997, be and hereby is designated as the date upon which the County Executive and the Clerk of this County Legislature are authorized to sign the Warrants and attach the seal of this County Legislature to the Tax Rolls of the several towns.

Carried.

RESOLUTION NO. 646

by HEALTH SERVICES AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH CAMILLE LEPRE CLARK FOR SPEECH THERAPY SERVICES FOR EARLY INTERVENTION AND EDUCATIONALLY HANDICAPPED CHILDREN'S PROGRAM FOR 1998.

WHEREAS, the Public Health Director requests authorization for an agreement with Camille Lepre Clark for speech therapy services for the period January 1, 1998 through and including December 31, 1998, at a cost per the attached New York State rates , and

WHEREAS, said services are necessary to provide speech therapies for the ever increasing number of children in the Early Intervention and Educationally Handicapped Children's Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Camille Lepre Clark, 418 Western Heights Boulevard, Endicott, New York 13760, for speech therapy services for the Early Intervention and Educationally Handicapped Children's Program, for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed the New York State rates annexed hereto as Exhibit "A" for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480202.4701/4709/4716.1010000 and 480285.4706.101000 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.

RESOLUTION NO. 647

by HEALTH SERVICES & FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF HEALTH DEPARTMENT CLINICS HIV/STD/TB PREVENTION PROGRAM GRANT FOR 1998-99 AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1998-99.

WHEREAS, this County Legislature, by Resolution 487 of 1996, as amended by Resolution 147 of 1997, authorized and approved the Health Department Clinics HIV/STD/TB Prevention Program Grant and adopted a program budget in the amount of \$51,200 for 1997, and

WHEREAS, said grant program provides HIV counseling, education and testing services to the community, and

WHEREAS, it is desired to renew said grant program for the period January 1, 1998 through and including March 31, 1999 in the amount of \$64,000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$64,000 from the New York State Department of Health, Empire State Plaza, Albany, New York 12201 for the period January 1, 1998 through and including March 31, 1999, 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 \$64,000 for the period January 1, 1998 through and including March 31, 1999, 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 (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried.

RESOLUTION NO. 648

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE COMMISSIONER OF FINANCE TO CORRECT THE APPLICATION OF A TAX PAYMENT.

WHEREAS, Arthur Kamp as mortgagee of property (Tax Map No. 111.12-6-14) owned by Frank and Linda Clark made a tax payment of \$5,362.35, and

WHEREAS, Mr. Kamp incorrectly made his payment on another property owned by the Clarks' (Tax Map No. 112.09-2-12) which is part of a bankruptcy court proceeding, and

WHEREAS, Mr. Kamp has requested that the tax payment be credited to the correct property and advised he will pay any balance due

and owing, and

WHEREAS, the Bankruptcy Trustee will reinstitute payments to the County on parcel 112.09-2-12, now, therefore, be it

RESOLVED, that this County Legislature authorizes the Commissioner of Finance to credit the tax payment of \$5,362.37 from tax map parcel 111.09-2-12 to tax map parcel 111.12-6-14, and be it

FURTHER RESOLVED, that upon receipt of any balance due and owing on Tax Map Parcel 111.12-6-14, the Commissioner is authorized to take all necessary steps to mark those taxes paid in full and issue a certificate of redemption on said parcel, and be it

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

Carried.

RESOLUTION NO. 649

by EDUCATION, CULTURE & RECREATION AND FINANCE COMMITTEES

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF ADDITIONAL STATE AID FOR BROOME COMMUNITY COLLEGE FOR FISCAL YEAR 1996-1997.

WHEREAS, the formula for New York State financial assistance for Community College in the 1996-97 fiscal year allows colleges to receive aid based on actual figures for the combination of basic FTE aid and physical space rental, and

WHEREAS, Broome Community College will receive an additional \$217,805 in state aid revenue because the State budget, which was adopted after the college budget was submitted to the Legislature, included \$50 more in aid per student FTE, and

WHEREAS, the Broome Community College Board of Trustees recommended amending the 1996-97 operating budget on October 23, 1997 to receive this additional state aid revenue, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment to the Broome Community College operating budget for the 1996-97 fiscal year to increase estimated revenue of state aid from \$7,963,118 to \$8,180,923, 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.

RESOLUTION NO. 650

by EDUCATION, CULTURE & RECREATION AND FINANCE COMMITTEES

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE
1997-98 BROOME COMMUNITY COLLEGE BUDGET.**

WHEREAS, Broome Community College has proposed to amend its 1997-98 operating budget to increase appropriations to accommodate increased credit program activity, and

WHEREAS, the Broome Community College Board of Trustees recommended amending the 1997-98 operating budget on October 23, 1997 to increase said appropriations by \$374,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the Broome Community College operating budget for the 1997-98 fiscal year to increase appropriations by \$374,000 from \$27,607,461 to \$27,981,461, and be it

FURTHER RESOLVED, that this increase in appropriations will be funded by revenue increases of \$131,000 in tuition, \$91,000 in out of state tuition and \$152,000 in miscellaneous offsetting revenue, and be it

FURTHER RESOLVED, 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.

RESOLUTION NO. 651

by PUBLIC SAFETY & EMERGENCY SERVICES AND FINANCE
COMMITTEES

Seconded by Mr. Wike

REGULAR SESSION OF DECEMBER 30, 1997

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE UNIFIED COURT SYSTEM OF THE STATE OF NEW YORK, SIXTH JUDICIAL DISTRICT, FOR COURT SECURITY SERVICES FOR 1997 THROUGH 1998.

WHEREAS, this County Legislature, by Resolution 290 of 1996, authorized an agreement with the Unified Court System of the State of New York, Sixth Judicial District whereby Broome County would provide court security and receive \$367,000 as partial reimbursement for the cost, and

WHEREAS, said services are necessary for maintaining security in Supreme Court, County Court, Family Court and Binghamton City Court, and

WHEREAS, said agreement expired by its terms on March 31, 1997, and it is desired at this time to renew said agreement for the period April 1, 1997 through and including March 31, 1998, on substantially similar terms and conditions with a decrease in revenue, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Unified Court System of the State of New York, Sixth Judicial District, State Office Building, 44 Hawley Street, Binghamton, New York, whereby Broome County will provide court security services for the period April 1, 1997 through and including March 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the Unified Court System of the State of New York, Sixth Judicial District, shall pay to the County of Broome the sum of \$380,000 for reimbursement of allowable costs incurred by the County of Broome in providing the services required under the terms of the agreement, and be it

FURTHER RESOLVED, that the revenue realized pursuant to such agreement shall be credited to budget line 450007.0240.101000 (Temporary Court Officers), 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.

RESOLUTION NO. 652

by PUBLIC WORKS AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BOYLAN, BROWN, CODE, FOWLER & WILSON FOR LEGAL SERVICES IN RELATION TO THE LANDFILL SITING PROCESS FOR 1998.

WHEREAS, this County Legislature, by Resolutions 444 of 1992, 78 of 1994, 639 of 1995 and 468 of 1996 authorized an agreement with Boylan, Brown, Code, Fowler & Wilson, Attorneys at Law, for legal services in relation to the Landfill Siting process at a cost not to exceed \$89,200, and

WHEREAS, said agreement expires by its terms on December 31, 1997 and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Boylan, Brown, Code, Fowler & Wilson, 900 Midtown Tower, Rochester, New York, 14604, for the period January 1, 1998 through December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$89,200 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4457.501200 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolutions 444 of 1992, 78 of 1994, 639 of 1995 and 468 of 1996, to the extent consistent therewith, 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.

RESOLUTION NO. 653

by PUBLIC WORKS AND FINANCE COMMITTEES Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR SOLID WASTE EDUCATION TECHNICAL ASSISTANCE AND SUPPORT FOR THE DIVISION OF SOLID WASTE MANAGEMENT RECYCLING OPERATIONS FOR 1998.

WHEREAS, this County Legislature, by Resolution 509 of 1996, authorized renewal of an agreement between the Division of Solid Waste Management and the Cornell Cooperative Extension of Broome County for solid waste education technical assistance and support in connection with recycling operations for the period January 1, 1997 through December 31, 1997, at a cost not to exceed \$47,180, and

WHEREAS, said agreement expires by its terms on December 31, 1995, and it is desired at this time to renew said agreement for the period

January 1, 1998 through and including December 31, 1998, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension of Broome County, 840 Front Street, Binghamton, New York 13905, for solid waste education technical assistance and support in connection with recycling operations and waste reduction through the Division of Solid Waste Management, for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$49,041 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4457.206000 (Subcontracted 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.

Mr. Pasquale moved, seconded by Mr. Whalen to **call the question** on the resolution. The call of the question **carried** as follows:

Ayes-14, Nays-5 (Brunza, Burger, Kavulich, Mather & Miller)

The resolution **carried**.

RESOLUTION NO. 654

by PUBLIC WORKS AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH CAMP, DRESSER & MCKEE FOR

ADDITIONAL PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE LANDFILL GAS PRODUCTION INVESTIGATION AT THE NANTICOKE LANDFILL.

WHEREAS, this County Legislature, by Resolution 232 of 1996, authorized an agreement with Camp, Dresser & McKee for professional engineering services associated with the landfill gas production investigation at the Nanticoke Sanitary Landfill, at a cost of \$58,600, and

WHEREAS, it is necessary to authorize the amendment of said agreement for additional engineering services for the next phase of the project, and

WHEREAS, the Acting Director of Solid Waste 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 Camp, Dresser & McKee, 660 Reynolds Arcade, 16 East Main Street, Rochester, New York 14614, for additional professional engineering services for the next phase of the landfill gas production investigation through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$85,800, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501319 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 232 of 1996, 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.

RESOLUTION NO. 655

by PUBLIC WORKS AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES AT THE NANTICOKE SANITARY LANDFILL.

WHEREAS, this County Legislature, by Resolution 87 of 1997, authorized an agreement with Buck Environmental Laboratories, Inc. for professional laboratory services at the Nanticoke Sanitary Landfill, at costs as set forth in said Resolution , and

WHEREAS, it is necessary to authorize the amendment of said agreement to reimburse the Contractor for testing which was requested by the County over and above what was set forth in the Request For Proposals, such as additional testing requested by the New York State Department of Environmental Conservation and also local wastewater treatment plants, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Buck Environmental Laboratories, Inc., P. O. Box 5150, 3845 NYS Route 11 South, Cortland, New York 13045 for reimbursement for testing which was requested by the County over and above what was set forth in the Request For Proposals, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount not to exceed \$22,270, total amended contract not to exceed \$63,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4545.206000 (Contracted Services), and be it

REGULAR SESSION OF DECEMBER 30, 1997

FURTHER RESOLVED, that Resolution 87 of 1997, 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.

RESOLUTION NO. 656

by PUBLIC WORKS AND FINANCE COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH CLARK PATTERSON ASSOCIATES FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT THROUGH 1998.

WHEREAS, this County Legislature, by Resolution 180 of 1994, as amended by companion resolutions, authorized amendment to the agreement with Clark Patterson Associates for professional engineering services in relation to the landfill siting process, at a cost of \$1,315,000, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the contract time for professional engineering services to coincide with the time line for completion of the environmental impact statement, and

WHEREAS, the Director of Solid Waste Management 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 Clark Patterson Associates, 186 North Water Street, Rochester, New York, 14604, for an extension of contract time for professional engineering services in relation to the preparation

of a combined Landfill Siting, Construction and Compost Facility Environmental Impact Statement for the period January 1, 1998 through December 31, 1998, and be it

FURTHER RESOLVED, that Resolution 180 of 1994, as previously amended, 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.

RESOLUTION NO. 657

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION ESTABLISHING EQUALIZATION RATES FOR THE 1998 COUNTY TAX LEVY.

RESOLVED, that pursuant to Article III, Section 302 (D) of the Broome County Charter, the percentages hereinafter indicated after the names of the Towns and the City of Binghamton be and the same hereby are adopted as the ratio percentages which the assessed value of the real property of each municipality bears to its full value:

<u>Municipality</u>	<u>Equalization Rate</u>
City of Binghamton	106.99
Town of Barker	102.07
Town of Binghamton	98.38
Town of Chenango	102.20
Town of Colesville	10.66
Town of Conklin	102.24
Town of Dickinson	97.32

Town of Fenton	97.10
Town of Kirkwood	101.78
Town of Lisle	97.81
Town of Maine	96.96
Town of Nanticoke	101.01
Town of Sanford	100.79
Town of Triangle	102.74
Town of Union	6.53
Town of Vestal	6.36
Town of Windsor	98.86

Carried.

RESOLUTION NO. 658

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING, PERSONNEL AND FINANCE COMMITTEES Seconded by Mr. Wike
A RESOLUTION DEFINING THE METHOD OF COMPUTING VACATION AND SICK TIME FOR ADMINISTRATIVE II EMPLOYEES.

WHEREAS, the Broome County Executive in his budget message indicated that in revising the salary schedule for Administrative II positions the previous distinctions between 37.5 and 40 hour work weeks was eliminated and all Administrative II Personnel would be required to work a minimum of 40 hours, and

WHEREAS, the revised salary schedule for Administrative II positions has been adopted, and

WHEREAS, the "Personnel Rules for Administrative Personnel" revised through July 1, 1996 refers to 37.5 and 40 hour work weeks in providing the formulae for computing vacation and sick time; and

WHEREAS, in order to provide uniformity and eliminate confusion it is necessary to define the method for computing vacation and sick time for Administrative II Personnel; now, therefore, be it

RESOLVED, that this County Legislature hereby declares, effective January 1, 1998, that the method for computing vacation and sick time for all Administrative II Personnel, when applicable, shall be according to the formulae set forth in the "Personnel Rules for Administrative Personnel" revised through July 1, 1996 based on a 40 hour work week; and be it

FURTHER RESOLVED, that carry over vacation time earned on or before December 31, 1997 shall be computed using the method for each Administrative II Employee then in effect; and be it

FURTHER RESOLVED, that in keeping with the County Executives intent, the Administrative II salary schedule adopted by this County Legislature shall be deemed to cover a 40 hour work week for all Administrative II positions.

Carried.

RESOLUTION NO. 659

by FINANCE AND HEALTH SERVICES COMMITTEES Seconded by Mr. Wike

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENT OF HEALTH.

RESOLVED, that in accordance with a request from the Director of the Health Dept. in order to provide funds to cover the upgrade of a nursing position as requested by BT# 001000 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<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:	480301	1500	104100	Salaries – PT.	
					\$4,110
TO:	408301	4609	104100	Data Processing	Chargeback
					\$ 500
	480301	4610	104100	Personnel Svce	Chargeback
					\$3,610

Carried.

RESOLUTION NO. 660

by FINANCE COMMITTEE

Seconded by Mr. Miller

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A PETTY CASH FUND FOR THE DEPARTMENT OF REAL PROPERTY TAX SERVICES.

WHEREAS, the Department of Real Property Tax Services requests that this County Legislature establish a petty cash fund for local tax collectors, for use as a change fund, and

WHEREAS, the Commissioner of Finance has determined that such petty cash fund is warranted, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes the establishment of seven petty cash funds in the amount of \$100.00 each for the use by tax collectors at each collecting location for the purpose of making change, 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.

RESOLUTION NO. 661

by PERSONNEL, FINANCE, HEALTH SERVICES AND PUBLIC SAFETY & EMERGENCY SERVICES COMMITTEES

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE PUBLIC DEFENDER, WILLOW POINT NURSING FACILITY AND FINANCE.

RESOLVED, that in accordance with a request from Public Defender, as contained in PCR#98-72, this County Legislature hereby

authorizes the Upgrade (3) Assistant Public Defender I, at budget line 530006.1000.101000, minimum salary \$34,434, grade 23, to (3) Assistant Public Defender II, at budget line 530006.1000.101000, minimum salary \$38,095, grade 25, effective January 1, 1998, and be it

FURTHER RESOLVED, that in accordance with a request from Public Defender, as contained in PCR#98-71, this County Legislature hereby authorizes the downgrade a Senior Public Defender, at budget line 530006.1000.101000, minimum salary \$46,699, grade 29, to a Criminal Law Associate, at budget line 530006.1000.101000, minimum salary \$25,543, grade 17, effective January 1, 1998, and be it

FURTHER RESOLVED, that in accordance with a request from the Administrator of Willow Point Nursing Home, as contained in PCR#98-14, this County Legislature hereby authorizes the abolishment of (1) Occupational Therapist, at budget line 160234.1500.204000, minimum salary \$30/hr grade NA, effective January 1, 1998, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Finance, as contained in PCR#97-421, this County Legislature hereby authorizes the Union Change of (1) Treasury Manager, at budget line 34000.1000.101000, minimum salary \$27,602(1997), grade 19, Union 04 (CSEA), to (1) Treasury Manager, at budget line 34000.1000.101000, minimum salary \$28,557(1997), grade 19, Union 07 (BAPA) effective December 4, 1997.

Carried. Ayes-18, Nays-1 (Coffey)

RESOLUTION NO. 662

by FINANCE COMMITTEE

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UTICA MUTUAL FOR THIRD PARTY ADMINISTRATION SERVICES FOR BROOME COUNTY'S WORKERS' COMPENSATION PLAN FOR 1998.

WHEREAS, this County Legislature, by Resolution 564 of 1996, authorized renewal of an agreement with Utica Mutual for comprehensive claims handling, cost containment efforts, appropriate reporting for members of the program, and actuarial and rehabilitation services to Broome County in connection with the County Workers' Compensation Program at a cost of \$134,650 for calendar year 1997, and

WHEREAS, said agreement expires by its terms on December 31, 1997, and it is desired at this time to renew said agreement on substantially similar terms and conditions with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the

renewal of the agreement with Utica Mutual, PO Box 530, Utica, New York 13503 for comprehensive claims handling, cost containment efforts, appropriate reporting for members of the program, and actuarial and rehabilitation services to Broome County in connection with the County Workers' Compensation Program for the period January 1, 1998 through and including December 31, 1998, with the option to renew said contract for two additional terms at the sole discretion of the County, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$186,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050090.4743.253000 (Claims Administration), 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-16, Nays-3 (Coffey, Hudak & Whalen)

RESOLUTION NO. 663

by FINANCE COMMITTEE

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH SAFETY COUNCIL OF CENTRAL NEW YORK FOR FORKLIFT TRAINING AND TRAIN THE TRAINER PROGRAMS FOR VARIOUS COUNTY DEPARTMENTS FOR 1998.

WHEREAS, the Risk Manager requests authorization for an agreement with Safety Council of Central New York for forklift training and train the trainer programs for various County Departments for the period December 15, 1997 through and including February 28, 1998, at a cost not to exceed \$4,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Safety Council of Central New York, 300 Midler Court, 146 North Midler Avenue, Syracuse, New York 13206 for forklift training and train the trainer programs for various County departments for the period December 15, 1997 through and including February 28, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,000 for the term of this agreement at the following amounts and budget lines for various County Departments:

Risk & Insurance	\$1,400	050088.4463.254000
Parks & Recreation	4 employees \$ 200	655027.4462.306000
Solid Waste	4 employees \$ 200	230078.4463.206000
Highway	23 employees \$1,150	030122.4463.301000
Airport	9 employees \$ 450	210179.4463.207000
Transit	12 employees \$ 600	220004.4463.203110

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.

Mr. Shafer moved, seconded by Mr. Howard to **adjourn** at approximately 4:40 P.M.

The adjournment **carried.**