

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 provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

Mr. Shafer moved, seconded by Mr. Mather, to adjourn. **Motion to adjourn carried**. Ayes-18, Nays-0, Absent-1 (Whalen). Meeting adjourned at 5:32pm.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, OCTOBER 1, 1998**

The Legislature convened at 4:07pm with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-15, Absent-4 (Mather, Shafer, Whalen, Wike).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

County Executive Kraham presented the Proposed 1999 Broome County Budget and Proposed Six Year Capital Improvements Program.

Mr. Pasquale moved, seconded by Ms. Hudak, to adjourn. **Motion to adjourn carried**, Ayes-15, Nays-0, Absent-4 (Mather, Shafer, Whalen, Wike). Meeting adjourned at 4:28pm.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, OCTOBER 15, 1998**

The Legislature convened at 4:02pm with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Mather, Whalen).

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.

Mr. Wike moved, seconded by Mr. Kolba, that the minutes of the September 2, 1998 Special Session, September 16, 1998 Regular Session, September 30, 1998 Special Session and October 1, 1998 Regular Session be approved as prepared and presented by the Clerk. **Carried**.

Mr. Schofield noted that the committee minutes for the week of September 11 through October 8, 1998 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Schofield asked for corrections to the committee minutes and receiving none, asked for approval. A motion to approve the committee minutes was made by Mr. O'Day and seconded by Mr. Miller. **Carried**.

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. Minutes from:
 - a. EMC's Natural Resources Committee
 - b. Safety Committee
 - c. Soil and Water Conservation District
 - d. Association of Towns and Villages
2. Real Property Tax Services: List of Delinquent Taxes
3. 1999 Recommended Broome County Budget and Capital Improvements Program (1999-2004)

C. Notices: None

D. Reports:

1. Monthly Reports:
 - a. Broome Community College: Budget Transfers, July and August 1998; Above Minimum Hire, August 1998.
2. Department of Audit & Control
 - a. Payroll/Payout (Risk and Insurance, Veteran's Services, STOP-DWI)
 - b. Landfill Audit (Division of Solid Waste Management-Landfill).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Appointing the following Legislators for Brian K. Mather:
 - a. George M. Kolba, Jr. as voting representative and Jane R. Sweet at Chair, Personnel Committee, October 5, 1998.
 - b. Wanda Hudak as voting representative, Public Safety and Emergency Services Committee, October 6, 1998.
 - c. George M. Kolba, Jr. as voting representative, Finance Committee, October 7, 1998.
2. Appointing the following Legislators for Arthur J. Shafer:
 - a. Patrick F. O'Day as voting representative, Personnel Committee, October 5, 1998.
 - b. Jane R. Sweet as Chair and voting representative, Transportation Committee, October 5, 1998
3. Appointing Thomas A. Hull as voting representative for Wayne L. Howard, Public Works Committee, October 7, 1998.

Mr. Brunza moved, seconded by Mr. Howard, to receive and file the above referenced report(s) and to authorize and direct the Clerk to index said report(s) in the 1998 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.

Ms. Coffey and Mr. Miller were designated as participants in the 'Short Roll Call.'

RESOLUTION RECALLED FROM SEPTEMBER 16, 1998

Mr. Wike moved to recall **RESOLUTION NO. 400 AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN VARIOUS TOWNS** which was passed on September 16, 1998. Mr. O'Day seconded the motion. **Motion to recall carried**, Ayes-17, Nays-0, Absent-2 (Mather, Whalen). At the request of Real Property Tax Services Director, Mr. Cahill, Mr. Wike moved, seconded by Mr. Shafer, to amend the resolution removing the properties owned by SPEAK. **Amendment carried**, Ayes-17, Nays-0, Absent-2 (Mather, Whalen). **Resolution as amended carried**, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 413

By Health Services Committee

Seconded by Ms. Coffey

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY WILLOW POINT NURSING HOME BOARD OF DIRECTORS

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XIV of the Broome County Charter and Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Willow Point Nursing Home Board of Directors for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Jonathan Caspi, D.S.W. 512 ½ Kenwood Avenue Delmar, NY 12054	New Appointment Term Expires 12/31/00
Helen Hrcyk Willow Point Nursing Home 3700 Old Vestal Road Vestal, NY 13850	New Appointment Term Expires 12/31/00

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article XIV of the Broome County Charter and Administrative Code, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Willow Point Nursing Home Board of Directors in accordance with their appointment by the County Executive.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 414

By Personnel, Public Works and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF PUBLIC WORKS

RESOLVED, that in accordance with a request from the Deputy Commissioner of Public Works, as contained in PCR#98-391, this County Legislature hereby authorizes the downgrade of (1) Maintenance Worker position, Full Time, at budget line 030031.1000.101000, minimum salary \$9.69/hr, Union AFSCME, to, (1) Custodial Worker position, Full Time, at budget line 030031.1000.101000, minimum salary \$8.63/hr, Union AFSCME, effective date 10/15/98.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 415

By Transportation Committee

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING A MPO HOST AGENCY FEDERAL AID PROJECT AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR HOUSING THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY (BMTS) CENTRAL STAFF

WHEREAS, the Director of BMTS requests authorization for a host agency agreement with the New York State Department of Transportation for housing the BMTS Central Staff for

the period from the execution of the contract through March 31, 2005, at no cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a MPO Host Agency Federal Aid Project Agreement with the New York State Department of Transportation, Administration and Engineering Building, 1220 Washington Avenue, State Campus, Albany, New York 12232 for housing the BMTS Central Staff for the period from execution of the contract through March 31, 2005, at no cost to the County, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 416

By Education, Culture & Recreation and Finance Committees

Seconded by Ms. Coffey

A RESOLUTION DATED OCTOBER 15, 1998 APPROVING THE FORM AND SUBSTANCE OF A PROPOSED AGREEMENT (THE "AGREEMENT") AMONG BROOME COUNTY (THE "LOCAL SPONSOR"), THE DORMITORY AUTHORITY OF THE STATE OF NEW YORK (THE "AUTHORITY") AND BROOME COMMUNITY COLLEGE (THE "COMMUNITY COLLEGE") PERTAINING, AMONG OTHER MATTERS, TO THE FINANCING OF ONE-HALF OF THE CAPITAL COSTS OF CERTAIN FACILITIES FOR THE COMMUNITY COLLEGE, DELEGATING TO THE APPROPRIATE OFFICIALS OF THE LOCAL SPONSOR AUTHORITY, ON BEHALF OF THE LOCAL SPONSOR, TO EXECUTE AND DELIVER TO THE AUTHORITY SAID AGREEMENT AND ALL NECESSARY OR DESIROUS ADDITIONAL DOCUMENTS, CERTIFICATES OR AGREEMENTS, GRANTING APPROVAL TO THE BOARD OF TRUSTEES OF THE COMMUNITY COLLEGE TO SIMILARLY EXECUTE AND DELIVER SUCH AGREEMENT ON BEHALF OF THE COMMUNITY COLLEGE, AND DELEGATING TO THE APPROPRIATE OFFICIALS OF THE COMMUNITY COLLEGE THE AUTHORITY TO EXECUTE AND DELIVER ANY RELATED DOCUMENTS

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

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

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

Section 2. The County Executive of the Local Sponsor or the Deputy County Executive is hereby authorized, on behalf of the Local Sponsor, to execute and deliver the Agreement to the Authority, with such non-substantive changes in terms and form as said County Executive or the Deputy County Executive, of the Local Sponsor, shall approve, as well as those changes necessary

to comply with Rule 15c2-12 of the Securities Exchange Act of 1934, as amended. The execution thereof by said County Executive or the Deputy County Executive shall constitute conclusive evidence of the approval of the Local Sponsor.

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

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

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

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

Section 7. The Local Sponsor hereby authorizes the Dormitory Authority to construct the facility on its behalf and authorizes the County Executive or the Deputy County Executive of the Local Sponsor (who is duly qualified to so act) to execute and deliver all documents necessary or desirable in connection with construction of the Project by the Authority.

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

Section 9. This Resolution shall take effect immediately.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 417

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING REVISION OF COMMUNITY ORIENTED POLICING SERVICES (COPS) PROGRAM FOR THE PERIOD DECEMBER 1, 1998 THROUGH DECEMBER 31, 1999

WHEREAS, this County Legislature, by Resolution 495 of 1996, authorized the acceptance of a COPS MORE grant by the Sheriff's Department in the COPS program for the period January 1, 1997 through December 31, 1997 and adopted a program budget in connection therewith in the total amount of \$226,249, and

WHEREAS, said grant was amended by Resolution 472 of 1997 for an amount not to exceed \$222,562, and

WHEREAS, it is necessary at this time to amend the Resolution to extend the program term through December 31, 1999, accept additional monies and adopt a revised budget, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" to reflect an increase in the grant amount of \$37,598, total revised amount not to exceed \$260,160, with the term extended through December 31, 1999, and be it

FURTHER RESOLVED, that Resolutions 495 of 1996 and 472 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, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 418

By Public Safety & Emergency Services and Finance Committees Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE TOWN OF DICKINSON FOR THE SALE OF GASOLINE AT THE BROOME COUNTY PUBLIC SAFETY FACILITY

WHEREAS, this County Legislature, pursuant to Resolution 306 of 1997, authorized an agreement with the Town of Dickinson for the sale of gasoline to the Town of Dickinson at the Public Safety Facility, which agreement by its terms expired on August 31, 1998, and,

WHEREAS, Broome County requests renewal of said agreement with the Town of Dickinson for the period September 1, 1998 through August 31, 1999, upon the same terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with the Town of Dickinson, 842 Front Street, Binghamton, New York 13901, for the sale of gasoline to the Town of Dickinson at the Broome County Public Safety Facility for town owned vehicles, and be it

FURTHER RESOLVED, that in consideration of said services, the Town shall pay the County an amount equal to the County's cost for such gasoline plus five cents per gallon, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 419

By Education, Culture & Recreation and Finance Committees Seconded by Ms. Coffey

RESOLUTION AUTHORIZING CANCELLATION OF UNCOLLECTIBLE BROOME COUNTY VETERAN'S MEMORIAL ARENA BAD CHECK ACCOUNT FOR 1994

WHEREAS, the Acting Commissioner of Parks and Recreation has advised that for the calendar year 1994 a certain amount owed to the Arena currently remain unpaid and uncollected, and

WHEREAS, repeated efforts have been made to collect this account by Broome County Security but have been unsuccessful, either because the individuals cannot be located or the cost involved to bring suit would exceed the potential recovery, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation and charge off of the uncollectible Arena bad check account for 1994 in the amount of \$51.00 (Wilson), and be it

FURTHER RESOLVED, that the Commissioner of Finance and the Comptroller are hereby authorized to make the necessary accounting entries to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 420

By Public Safety & Emergency Services and Finance Committees Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FEDERAL BUREAU OF INVESTIGATION FOR LEASE OF TOWER SPACE FOR EMERGENCY SERVICES COMMUNICATIONS SYSTEM FOR THE PERIOD OCTOBER 1, 1998 THROUGH SEPTEMBER 30, 1999

WHEREAS, this County Legislature, by Resolution 437 of 1997, authorized renewal of an agreement with the Federal Bureau of Investigation of the United States Department of Justice for lease of the tower facility at Hawkins Hill, Site 66 Tower in the Town of Binghamton, for the period October 1, 1997 through September 30, 1998, providing revenue to the County of \$125.00 per month, or a total amount of \$1,500 per year, and

WHEREAS, said agreement expired by its terms on September 30, 1998, and it is desired at this time to renew said agreement for the period October 1, 1998 through September 30, 1999, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Federal Bureau of Investigation of the United States Department of Justice, P. O. Box 1219, James T. Foley Courthouse, Albany, New York, 12202-1219, for the lease of the Hawkins Hill, Site 66 Tower, for the period October 1, 1998 through September 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said lease the United States Department of Justice shall pay the County \$125.00 per month for the term of this agreement, total revenue \$1,500, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 460006.0464.101000 (Other Local Governments), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 421

By Community & Social Services, Personnel and Finance Committees Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF SOCIAL SERVICES HOME ENERGY ASSISTANCE PROGRAM (HEAP) AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD NOVEMBER 15, 1998 THROUGH NOVEMBER 15, 1999

WHEREAS, this County Legislature, by Resolution 420 of 1997, as amended by Resolution 24 of 1998, authorized and approved renewal of the Department of Social Services participation in the Home Energy Assistance Program (HEAP) for the period November 15, 1997 through November 15, 1998, and adopted a program budget in the amount of \$1,955,761, and

WHEREAS, the Department of Social Services, pursuant to the provisions of Resolution 24 of 1998, accepted additional funds for the period November 15, 1997 through November 15, 1998 in the amount of \$1,223,832, and

WHEREAS, it is desired to renew said grant program for the period November 15, 1998 through November 15, 1999, in the amount of \$127,941, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$127,941 from the New York State Department of Social Services for the period November 15, 1998 through November 15, 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 \$127,941 for the period November 15, 1998 through November 15, 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to accept any additional funds that may become available during this program year for benefits provided to clients under the Public Assistance (670455.4594.101XXX), Non-Public Assistance (670455.4593.104XXX) or Emergency Components (670455.4591.104XXX) of HEAP, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative will immediately submit an amended budget to the Chairperson of the Legislature, the Chairperson of the Finance Committee, the Comptroller and the Clerk of the Legislature reflecting additional HEAP funds allocated to Broome County, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is not authorized to accept any additional funds for the administrative costs of this program without approval of this County Legislature.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 422

Community & Social Services and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT FOR PERSONAL CARE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES MEDICAID PROGRAM FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH DECEMBER 31, 1998

WHEREAS, this County Legislature, by Resolution 129 of 1998, authorized renewal of agreements with various vendors for personal care services eligible Medicaid recipients for the Department of Social Services, and

WHEREAS, the Commissioner of Social Services requests authorization to amend said Resolution to include an agreement with Southern Tier Independence Center for personal care services for the Medicaid program for the period September 1, 1998 through December 31, 1998, at the rates as per the attached Exhibit "A", and

WHEREAS, said services are necessary to allow Medicaid recipients receiving home care to directly arrange and pay for such care, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Resolution 129 of 1998 to include an agreement with Southern Tier Independence Center, 24 Prospect Avenue, Binghamton, New York 13901 for personal care services for the Social Services Medicaid program for the period September 1, 1998 through December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates per the attached Exhibit "A" for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670083.4568.103000 (MMIS Medical Assistance), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 423

By Health Services, Personnel and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF HEALTH COLORECTAL AND PROSTATE CANCER SCREENING & EDUCATIONAL PROGRAM GRANT FOR THE HEALTH DEPARTMENT FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AND INCLUDING JUNE 30, 1999

WHEREAS, the Director of Public Health requests authorization to accept a Colorectal and Prostate Cancer Screening & Educational Program Grant in the amount of \$100,000 for the period September 1, 1998 through and including June 30, 1999, and

WHEREAS, said grant program will provide screening services to underserved and uninsured populations age fifty and older, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the New York State Department of Health, Bureau of Chronic Disease Services, Corning Tower, Empire State Plaza, Albany, New York 12237 for the Colorectal and Prostate Cancer Screening & Educational Program Grant for the Health Department for the period September 1, 1998 through and including June 30, 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 \$100,000 for the period September 1, 1998 through and including June 30, 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 (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 424

By Health Services, Personnel and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING REVISION OF THE HEALTH DEPARTMENT HEALTHY WOMEN PARTNERSHIP PROGRAM FOR THE PERIOD JULY 1, 1998 THROUGH AND INCLUDING MARCH 31, 1999

WHEREAS, this County Legislature, by Resolution 228 of 1998, authorized the continued participation by the Health Department in the Healthy Women Partnership Program for the period July 1, 1998 through and including June 30, 1999 and adopted a program budget in connection therewith in the total amount of \$240,487, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in grant appropriations due to a shortening of the grant period to March 31, 1999, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$195,817 for the period July 1, 1998 through and including March 31, 1999 reflecting a reduction of the grant by \$44,670, and be it

FURTHER RESOLVED, that Resolution 228 of 1998, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 425

By Health Services and Finance Committee

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF PHYSICIAN'S FREE CLINIC GRANT FOR THE HEALTH DEPARTMENT FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH DECEMBER 31, 1998

WHEREAS, the Director of Public Health requests authorization to accept a Physician's Free Clinic Grant in the amount of \$5,000 for the period September 1, 1998 through December 31, 1998, and

WHEREAS, said grant will establish a temporary funding stream to reimburse the County for telephone expenses incurred and to reimburse Eckerd Corporation for prescription services rendered to clients of the Free Clinic, with the prescription service reimbursement authorized only until October 31, 1998, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a \$5,000 Physician's Free Clinic Grant from the Clinical Campus, P. O. Box 1000, Binghamton, New York 13902 for the period September 1, 1998 through December 31, 1998 to reimburse the County and Eckerd Corporation for expenses incurred, with prescription services reimbursed only through October 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 \$5,000 for the period September 1, 1998 through 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 (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 426

By Health Services and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH ECKERD CORPORATION, INC. FOR PHARMACY SERVICES FOR THE HEALTH DEPARTMENT CLINICS FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH OCTOBER 31, 1998

WHEREAS, this County Legislature, by Resolution 469 of 1997, authorized renewal of an agreement with Eckerd Corporation, Inc. for pharmacy services for the Health Department, at a cost of \$17,014, and

WHEREAS, it is necessary to authorize the amendment of said agreement for additional monies needed to reimburse the vendor for additional prescription services, total amended contract not to exceed \$32,014, and

WHEREAS, the Director of Public Health 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 Eckerd Corporation, Inc., 7245 Henry Clay Boulevard, Liverpool, New York 13088 for prescription services for the Health Department for the period September 1, 1998 through October 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$15,000, total amended contract not to exceed \$32,014, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4365/various.104107 (Prescription Drugs), and be it

FURTHER RESOLVED, that Resolution 469 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, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 427

By Health Services and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING THE AMENDMENT OF THE HEALTH DEPARTMENT CLINIC FEE SCHEDULE

WHEREAS, Director of Public Health requests authorization to amend the current clinic fee schedule to add a fee for flu immunization as per the attached Exhibit "A", and

WHEREAS, said amendment is necessary for clinics to recognize this fee as revenue and not as a gift or donation, with payments credited to budget line 480228.0070.101203 (Fees for Services), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the modification of the Health Department Clinics Fee Schedule with the addition of a fee for flu immunizations as per the attached Exhibit "A" effective October 1, 1998.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 428

By Health Services and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING AGREEMENTS WITH MARY SABITUS FOR SPEECH THERAPY SERVICES FOR THE HEALTH DEPARTMENT'S DIVISION OF CHILD DEVELOPMENT

WHEREAS, Director of Public Health requests authorization for agreements with Mary Sabitus for speech therapy services for the Health Department's Division of Child Development at a cost not to exceed the rates set by the New York State Department of Health listed in Exhibits "A" & "B", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with Mary Sabitus, 1025 Reynolds Road, Apartment W-3, Johnson City, New York 13790 for speech therapy services for both the Health Department's Division of Child Development Early Intervention and Educationally Handicapped Children's Programs, and be it

FURTHER RESOLVED, that the term for the agreement for the Early Intervention Program shall be from December 1, 1998 through December 31, 1999, and the term for the agreement for the Educationally Handicapped Children's Program shall be from January 1, 1999 through June 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates set forth in the attached Exhibits "A" and "B" for the terms of this agreement, total not to exceed legal appropriations, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480285.4706.101000 (Rehab and Therapy), 480293.4706.101XXX, 480202.4716.101000 and 480293.4716.101XXX, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 429

By Public Safety & Emergency Services and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING THE BROOME COUNTY SECURITY DIVISION TO INCREASE THE CHARGE FOR ATTENDANCE AT THE PEACE OFFICER ACADEMY

WHEREAS, this County Legislature, by Resolution 624 of 1994, as amended by Resolution 435 of 1996, authorized the Broome County Security Division to impose a charge not to exceed

\$100 per person for attendance at the Basic Peace Officer Course, with the exception of Broome County Security Division personnel, and

WHEREAS, the Director of Security requests an increase in the fee imposed due to additional costs for class materials and administrative expenses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of Security to impose a charge not to exceed \$125 per person for attendance at the Peace Officer Academy, with the exception of Broome County Division of Security personnel, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 996025.0000.603000, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).**

RESOLUTION NO. 430

By Public Works and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH STEARNS & WHEELER, LLC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR THE PERIOD NOVEMBER 1, 1998 THROUGH OCTOBER 31, 1999

WHEREAS, this County Legislature, by Resolution 442 of 1997, authorized renewal of an agreement with Stearns & Wheeler, LLC for professional engineering services at a cost of \$29,000 for the period November 1, 1997 through October 31, 1998, and

WHEREAS, said services are necessary to oversee and assist with operation of the County's new leachate treatment facility at the Nanticoke Sanitary Landfill, including emergency calls and routine site visits, and

WHEREAS, said agreement expires by its terms on October 31, 1998, and it is desired at this time to renew said agreement for the period November 1, 1998 through October 31, 1999 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Stearns & Wheeler, LLC, One Remington Park Drive, Cazenovia, New York 13035 for professional engineering services for the period November 1, 1998 through October 31, 1999, and be it

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

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 431

By Finance, Public Works and Transportation Committees

Seconded by Ms. Coffey

RESOLUTION AMENDING THE 1997 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 1997 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Project #</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal</u>	<u>County</u>
502294	Runway 10/28 Rehab.	\$2,200,000	\$110,000	\$1,980,000	\$110,000
			<u>How Financed:</u>		
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
		1997	NA	\$0	\$220,000

TO:

<u>Project #</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal</u>	<u>County</u>
502294	Runway 10/28 Rehab.	\$2,334,506	\$116,725	\$2,101,056	\$116,725
			<u>How Financed:</u>		
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
		1997	NA	\$0	\$233,450

Both state and federal monies will be received for this project. All current revenue to come from PFC. **Carried**, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 432

By Transportation and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING AGREEMENTS WITH NATIONAL CAR RENTAL SYSTEMS, INC. AND AVIS RENT A CAR SYSTEM, INC. FOR LEASE OF THE CAR WASH FACILITY AT THE BINGHAMTON REGIONAL AIRPORT FOR THE PERIOD OCTOBER 1, 1998 THROUGH SEPTEMBER 30, 1999

WHEREAS, the Commissioner of Aviation requests authorization for agreements with National Car Rental Systems, Inc. and Avis Rent A Car Systems, Inc. for lease of the car wash facility at the airport for the period October 1, 1998 through September 30, 1999, with revenue to the County of \$750 per month for both companies, with a total of \$18,000 revenue per year, and

WHEREAS, said services are necessary for both companies to have a place to wash, vacuum and perform minor service on their vehicles, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with National Car Rental Systems, Inc., 7700 France Avenue So., Minneapolis, Minnesota 55435 and Avis Rent A Car Systems, Inc., 900 Old Country Road, Garden City, New York 11530 for lease of the car rental facility at the airport for the period October 1, 1998 through September 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, each Contractor shall pay to the County an amount not to exceed \$750 per month, for a total amount between both companies of \$18,000 per year for the term of this agreement, and be it

FURTHER RESOLVED, that the revenues shall be credited to budget line 210120.0122.207000 (Service Center, Washrack Rental), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 433

By County Administration, Economic Development & Planning, Transportation and Finance Committees
Seconded by Ms. Hudak

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 14, 1998, ENTITLED: "A LOCAL LAW AUTHORIZING THE DEPARTMENT OF AVIATION TO CHARGE FEES FOR CUSTOMS ENTRIES AT THE BINGHAMTON REGIONAL AIRPORT."

RESOLVED, that Local Law Intro. No. 14, 1998, entitled: "A Local Law Authorizing the Department of Aviation to Charge Fees for Customs Entries at the Binghamton Regional Airport," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 14, 1998
A Local Law Authorizing the Department of Aviation to Charge Fees
for Customs Entries at the Binghamton Regional Airport

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

Section 1. Chapter 84 of the Broome County Charter and Code is hereby amended to read as follows:

Article II
Customs Fees

Section 84-5 Aircraft Entry Fees

The Commissioner of Aviation or his duly authorized representative is hereby authorized, empowered and directed to assess and collect the following fees with respect to customs services:

- a) Aircraft Entry Fees. A customs fee shall be assessed and collected for customs entries involving the following aircraft:
 - 1) Single Engine Piston Aircraft and Helicopters \$25.00
 - 2) Twin Engine Piston Aircraft \$50.00
 - 3) Single Engine Turbo Aircraft and Turbine Helicopters \$75.00
 - 4) Twin Engine Turbo prop Aircraft and Turbine Helicopters \$100.00
 - 5) Jets having a weight up to and including 18,000 pounds \$200.00
 - 6) Jets having a weight between 18,001 pounds and 32,000 pounds \$300.00
 - 7) Jets having a weight over 32,000 pounds \$400.00
- b) No fees shall be charged or be assessed or collected for formal or informal freight entries or outbound aircraft clearances.
- c) For customs entries which occur other than during the normal business hours of the Customs Service, an additional fee shall be collected and charged for the actual and necessary overtime expenses charged to the County by the Customs Service.
- d) For customs activities which occur outside the Binghamton Port, as defined by the Customs Service, an additional fee shall be charged and assessed for the actual and necessary mileage expenses billed to the County by the Customs Service.

Section 2. This Local Law shall take effect immediately upon filing with the Secretary of State.
Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 434

By Finance Committee

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING THE RISK MANAGER TO ISSUE INSURANCE CERTIFICATES FOR VARIOUS COUNTY DEPARTMENTS

WHEREAS, from time to time various County Departments sponsor and/or conduct events, and

WHEREAS, the Risk Manager has requested authority to issue insurance certificates for such events with an additional insured liability not to exceed \$1,000,000 per occurrence and \$3,000,000 in the aggregate, now therefore be it

RESOLVED, that this County Legislature hereby authorizes the Risk Manager to issue insurance certificates for events conducted by various County departments with an additional insured liability not to exceed \$1,000,000 per occurrence and \$3,000,000 in the aggregate, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 435

By Health Services, Personnel and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF THE HEALTH DEPARTMENT IMMUNIZATION ACTION PLAN CONSORTIUM V GRANT FOR CHILDHOOD IMMUNIZATION AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD NOVEMBER 1, 1998 THROUGH AND INCLUDING OCTOBER 31, 1999

WHEREAS, this County Legislature, by Resolution 571 of 1997, authorized renewal of the Health Department Immunization Action Plan Consortium V Grant and adopted a program budget in the amount of \$24,500 for the period November 1, 1997 through October 31, 1998, and

WHEREAS, said program grant is intended to increase public understanding for the need for immunizations for infants and toddlers and provide additional clinics for immunizations, and

WHEREAS, it is desired to renew said grant program for the period November 1, 1998 through and including October 31, 1999, in the amount of \$24,500, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$24,500 from the New York State Department of Health, Empire State Plaza, Albany, New York 12201 for the Health Department Immunization Action Plan Consortium V Grant for the period November 1, 1998 through and including October 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 \$24,500 for the period November 1, 1998 through and including October 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby

authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 436

By Finance Committee

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON A PARCEL IN THE TOWN OF DICKINSON

WHEREAS, it is necessary to clear the tax record of this parcel of real property, now, therefore, be it

RESOLVED, that taxes will be cancelled on the following parcel of real property:

1. Town of Dickinson, parcel 143.27-1-40, former owner Parkview Real Estate Company, amount to be cancelled \$9.72, parcel has no value, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is authorized to remove the above stated property from the County tax rolls.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 437

By Health Services, Personnel and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM GRANT FOR THE PERIOD OCTOBER 1, 1998 THROUGH SEPTEMBER 30, 1999

WHEREAS, the Director of Public Health requests authorization to accept a Children with Special Health Care Needs Program Grant in the amount of \$20,000 for the period October 1, 1998 through September 30, 1999, and

WHEREAS, said grant program will help determine how many children have special needs, identify relevant issues and work with state agencies to resolve such issues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from the New York State Department of Health, Division of Family and Local Health, Corning Tower, Room 878, Albany, New York 12237-0618 for the Children with Special Health Care Needs Program the period October 1, 1998 through September 30, 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 \$20,000 for the period October 1, 1998 through September 30, 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 (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 438

By Health Services, Personnel and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF HEALTH DEPARTMENT EARLY INTERVENTION ADMINISTRATION GRANT FOR THE PERIOD OCTOBER 1, 1998 THROUGH SEPTEMBER 30, 1999

WHEREAS, this County Legislature, by Resolution 468 of 1997, authorized the renewal of the Health Department Infant/Child Health Assessment Program (ICHAP) and Early Intervention Administration Grants for the period October 1, 1997 through September 30, 1998, and adopted a program budget in connection therewith in the total amount of \$108,171, and

WHEREAS, said grant program identifies and registers infants and children at risk for developmental delays, and

WHEREAS, it is desired at this time to renew said program grant for the period October 1, 1998 through September 30, 1999, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes a renewal of the Early Intervention Administration Grant for the period October 1, 1998 through September 30, 1999 and adopts the program budget annexed hereto as Exhibit "A" in a total amount of \$61,003 for Early Intervention administration expenses, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 439

By Health Services, Personnel and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF HEALTH DEPARTMENT INFANT/CHILD HEALTH ASSESSMENT PROGRAM (ICHAP) GRANT FOR THE PERIOD OCTOBER 1, 1998 THROUGH SEPTEMBER 30, 1999

WHEREAS, this County Legislature, by Resolution 468 of 1997, authorized the renewal of the Health Department Infant/Child Health Assessment Program (ICHAP) and Early Intervention Administration Grants for the period October 1, 1997 through September 30, 1998, and adopted a program budget in connection therewith in the total amount of \$108,171, and

WHEREAS, said grant program identifies and registers infants and children at risk for developmental delays, and

WHEREAS, it is desired at this time to renew said program grant for the period October 1, 1998 through September 30, 1999, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes a renewal of the Health Department Infant/Child Health Assessment Program (ICHAP) Grant for the period October 1, 1998 through September 30, 1999 and adopts the program budget annexed hereto as Exhibit "A" in a total amount of \$47,168, 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 440

By Finance, Health Services and Education, Culture & Recreation Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING BUDGET TRANSFERS FOR THE HEALTH DEPARTMENT, REAL PROPERTY TAX SERVICE AND LIBRARY

RESOLVED, that in accordance with a request from the Director of Health in order to adjust and close out the Healthy Women Partnership grant budget as requested by BTs # 1455, 1547,1566 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1500	104127	Salaries, Part Time	21
	480301	2850	104127	Computer Equip.	104
	480301	4319	104127	Office Supplies	25
	480301	4346	104127	Training & Ed.	366
	480301	4359	104127	Computer Software	146
	480301	4411	104127	Postage & Freight	383
	480301	4419	104127	General Office Exp.	73
	480301	4461	104127	Mileage & Parking	196
	480301	4462	104127	Travel, Hotel, Meals	37
	480301	4465	104127	Non-employee Travel	3
	480301	4609	104127	Data Process Chrgback	99
	480301	4617	104127	Dupl. & Printing	512
	480301	4618	104127	Office Supply Chrgback	150
	480301	8010	104127	State Retirement	1,998
	480301	8030	104127	Social Security	326
	480301	8040	104127	Worker's Comp.	453
	480301	8060	104127	Health Ins.	3,004
	480301	8063	104127	Disability	13

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	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
TO:	480301	1000	104127	Salaries, Full Time	809
	480301	4448	104127	Advertising & Prom.	16
	480301	4606	104127	Telephone Billing	346
	480301	4707	104127	Medical/ Hospital Sub.	6,735
	480301	8050	104127	Life Insurance	3

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health in order to adjust the ICHAP/EI grant budget as requested by BTs # 0001572 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1000	104165	Salaries, Full Time	6,500
TO:	480301	4610	104165	Personal Svcs Chrgback	6,500

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health in order to adjust the WIC grant budget as requested by BTs # 0001555 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1600	104145	Salaries, Temporary	4,860
	480301	1900	104145	Shift Differ.	200
	480301	4459	104145	Reserve For Program	10,961
TO:	480301	1000	104145	Salaries, Full Time	16,021

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Real Property in order to pay the IRS Liens of acquired property, as requested by BT# 005419 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	900084	4752	101000	Contingency Fund	16,818
TO:	900043	4756	101000	Tax Acquisition of Prop.	16,818

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of the Library in order to cover the cost of asbestos testing, directors search and moving expenses, HVAC repairs, and to adjust operating expense as requested by BT# 0001302 & 0001303 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	Amount
FROM:	841007	1000	304000	Salaries, Full Time	45,432
TO:	841007	4429	304000	Bldg & Grnds Expense	2,100
	841007	4465	304000	Non-Employee Travel	900
	841007	4604	304000	DPW Security Chrgback	4,182
	841007	4606	304000	Telephone Chrgback	13,000
	841007	4617	304000	Duplicating Chrgback	1,700
	841007	4619	304000	Bldg. Svcs Chrgback	5,000
	841007	4626	304000	Transportation Chrgback	50
	841007	4426	304000	Heating/AC Expense	15,500
	841007	4469	304000	Other Personal Expense	3,000

At Ms. Coffey's request, a separate vote was taken on the above budget transfers.

Health BT# 1455, 1547 & 1566: Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

Health BT#1572: Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

Health BT#1555: Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

Real Property BT#5419: Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

Library BT#1302 & 1303: Carried, Ayes-16, Nays-1 (Coffey), Absent-2 (Mather, Whalen).

RESOLUTION NO. 441

By Finance Committee

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTIES OF THE 1998 TAX SALE AUCTION (1994 IN REM FORECLOSURE)

WHEREAS, the County of Broome now owns certain parcels of real property as a result of the 1994 in rem foreclosure action, and

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

WHEREAS, the Director of Real Property Tax Service advises that a tax sale auction for 1998 was held and tabulation of all bids submitted was undertaken by the Director of Real Property Tax Service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders in the 1998 Broome County tax sale as indicated on the attached Exhibit "A", and be it

FURTHER RESOLVED, this County Legislature hereby authorizes payments to the IRS in the amount of \$2,556.90 on the Heeman properties, tax map numbers 184.19-4-5, 184-19-4-3 and 184-19.4.4, and payment in the amount of \$14,260.36 on the Malyszek properties, tax map numbers 091.01-1-23 and 091.01-1-24 to release IRS liens against these properties, and be it

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

EXHIBIT A

Bidder: Sandra Berry Price \$400 Tax Map #184.19-4-4 Town of Windsor

Real Property is requesting that the Legislators not approve this sale, I that it is an undersized lot (not buildable) and that it is in the best interest of the County to sell this to Mr. Tripp for the same amount, and will be the owner of two adjoining lots, and with three lots he will have a buildable lot, and plans on building.

Bidder & Address	Price	Tax Map No.	Town
Harold A. Tripp P.O. Box 425 Harpursville, NY 13787	\$2,800 \$400	184.19-4-3 & 184.19-4-5 184.19-4-4	Windsor Lot Berry Bid On
Francis M. Corser 103 Walling Road Port Crane, NY 13833	\$8,250	184.19-2-31 & 184.19-2-32	Windsor
Brian A. Bromka 250 Harrison St., Suite 302 Syracuse, NY 13202	\$400 \$300	176.15-2-1 & 176.15-2-2 176.15-2-3	Binghamton
Nicholas & Adalene Caforio 614 Zimmer Avenue Endicott, NY 13760-4163	\$200	157.05-5-78	Village of Endicott
Leonard P. Coffin 136 Huntington Road Newton, CT 06470	\$10	127.16-1-7	Dickinson
Charles T. Dailey	\$5	180.04-1-20	Windsor
Gregory R. D'Vileskis 1393 Union Center Hwy. Endicott, NY 13760	\$3,800	1-J13-E-31A	Union/ Johnson City
Danial Lynch 3000 Wayne Street Endwell, NY 13760	\$1,000	20J6-231-15 & 2-J6-231-13	Union/ Endicott
Phyllis S. Martin 10 Cliff Avenue Binghamton, NY 13905	\$3,900	143.43-1-13 & 143.43-1-14	Dickinson
Karl J. Payne 1671 Colesville Road Harpursville, NY 13787	\$5	078.14-1-25	Chenango
Marilyn Faith Pfluger	\$1,400	027.16-1-2	Triangle

Bidder & Address	Price	Tax Map No.	Town
P.O. Box 707 Whitney Point, NY 13862			Whitney Point
Judy L. Sullivan 401 Echo Road Vestal, NY 13850	\$16,000	172.14-1-28	Vestal
Barry Newman Deed Name: Northeast United Corporation P.O. Box 678 Vestal, NY 13851	\$28,000	091.01-1-23 & 091.01-1-24	Maine
Doaster First Line Business Products 1 Moran Court Binghamton, NY 13903	\$700	178.04-1-1	Conklin

EXHIBIT B

Description of property to be retained by Broome County in regard to Tax Sale property identified as Village of Endicott 2-J5-02X.

Excepting and reserving unto the Grantor all that tract or parcel of land identified as Tax Map Number 157.05-5-78, in the Village of Endicott. Said lot is located on the east side of Zimmer Avenue, and is 54.41 feet wide in front more or less, 54 feet wide in the rear more or less, 203.31 feet deep on its North line more or less, and 204 feet deep on its South line more or less.

Said property also being described as follows, bordered on the North by land now or formerly of Nicholas T. and Adalene Caforio, bordered on the East by lands now or formerly of David M. Grasso and others, on the South by lands now or formerly of Patrick T. and Carol R. Maughan, lands now or formerly of James D. and Shirley C. Rollo, and by lands now or formerly of James D. and Concetta E. Thurston. Bounded on the West by East bounds of Zimmer Avenue.

Said property being a portion of the premises conveyed to the grantor herein by Ivan C. Moscrip by deed dated 2/11/97 and recorded 2/11/97 in the Broome County Clerk's Office in Book 1876 Page 1117.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 442

By Finance Committee

Seconded by Ms. Coffey

RESOLUTION AMENDING RESOLUTION 98-234 AUTHORIZING THE SALE OF IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS

WHEREAS, Resolution 98-234 authorized the sale of in rem foreclosure properties to former owners, and

WHEREAS, said Resolution authorized the sale of real property in the Town of Vestal known as Tax Map No. 189.07-2-10 to Jacqueline Pilkington for the amount of \$7,943.15, and

WHEREAS, that amount is incorrect resulting in the former owner being overcharged by \$313.55, and

WHEREAS, the Director of Real Property Tax Services requests that Resolution 98-234 be amended to correct the purchase price and that the Legislature authorize a refund to the former owner in the amount of \$313.55, now, therefore, be it

RESOLVED, that this County Legislature hereby amends Resolution 98-234 to correct the purchase price for Tax Map Parcel No. 189.07-2-10 from \$7,943.15 to \$7,629.60, and be it

FURTHER RESOLVED, that this County Legislature authorizes the refund of \$313.55 to Jacqueline Pilkington, 1417 Glenwood Road, Vestal, New York 13850, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 443

By Community & Social Services, County Administration, Economic Development And Planning and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF INTEGRATED COUNTY PLANNING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND AUTHORIZING AN AGREEMENT WITH BINGHAMTON UNIVERSITY FOR CONSULTING SERVICES FOR THE PERIOD JULY 1, 1998 THROUGH JUNE 30, 1999

WHEREAS, the Commissioner of Social Services requests authorization to accept an Integrated County Planning Program Grant in the amount of \$65,000 for from the New York State Office of Children and Family Services and authorizing an agreement with Binghamton University for consulting services in connection with said program the period July 1, 1998 through June 30, 1999, and

WHEREAS, said grant program will be used to develop a county wide integrated planning system for Family & Children Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$65,000 from the New York State Office of Children and Family Services for the period July 1, 1998 through June 30, 1999, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Binghamton University for consulting services in connection with the Integrated County Planning Program Grant and authorizes payment for said services in an amount not to exceed \$28,000 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 July 1, 1998 through June 30, 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 (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby

authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 444

By Community & Social Services and Finance Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF BINGHAMTON UNIVERSITY MASTERS DEGREE PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AUGUST 31, 1999

WHEREAS, this County Legislature, by Resolution 367 of 1997, authorized and approved renewal of the Binghamton University Masters Degree Program grant for the Department of Social Services in the amount of \$140,289 for the period September 1, 1997 through August 31, 1998, and

WHEREAS, said grant program provides for selected Department of Social Services employees to enroll on a part-time basis in the Master of Arts in Public Administration (MPA) Program at Binghamton University, and

WHEREAS, said program is funded by State grant funds at no cost to Broome County, and

WHEREAS, it is desired to renew said grant program for the period September 1, 1998 through August 31, 1999, in the amount of \$124,149, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$124,149 from New York State Department of Social Services for the Masters Degree Program at Binghamton University for Department of Social Services employees for the period September 1, 1998 through August 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 \$124,149 for the period September 1, 1998 through August 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 445

By County Administration, Economic Development & Planning Committee

Seconded by Mr. Shafer

RESOLUTION AMENDING 1997-1998 RULES OF ORDER

WHEREAS, Section C311 of the Broome County Charter and Code provides the procedure for the appointment by the County Executive of heads of departments or administrative units including confirmation of appointments by this County Legislature, and

WHEREAS, the procedure set forth in Section C311 includes the provision that if the legislature has neither confirmed nor rejected an executive appointment by the next regular meeting occurring more than fifteen days after the filing of the appointment with the clerk of the legislature such appointment shall be deemed confirmed, and

WHEREAS, the Rules of Order for this County Legislature provide in Rule 230-19 that a resolution appearing on the agenda for the first time shall lay over until the next regular meeting if so requested by any legislator (or to a special meeting called to consider the resolution), and

WHEREAS, the "layover" provision of Rule 230-19, if invoked in connection with an executive appointment, may result in the appointment being confirmed without debate, depending on the timing of the resolution, in that as a result of the "hold over" the appointment resolution shall be deemed neither confirmed nor rejected resulting in confirmation, and

WHEREAS, it is the desire of this County Legislature to amend the Rules of Order to prevent the use of the "hold over" provision of Rule 230-19 to bring about an automatic confirmation of an executive appointment, now, therefore, be it

RESOLVED, that Rule 230-19 of the Rules of Order is hereby amended to read as follows (deleted language is lined out, language added is in brackets):

230-19. Rule 19: Resolutions.

A. Every resolution offered shall be in writing and shall have a number. The number and name of the members or committee offering a resolution shall be entered in the minutes. Each resolution offered shall be reviewed by the County Attorney as to its form and legality before it is presented to the Legislature.

B. The name of the member who seconds a resolution shall be entered in the minutes. In seconding a resolution, the member must proceed in the usual manner by addressing the Chair first.

C. All requests for resolutions shall be presented in final form to the Clerk of the County Legislature by 9:00 a.m., 14 days prior to regular meeting of the County Legislature, at which it is proposed that said resolution will be presented. All resolutions presented within this deadline shall appear on the final printed agenda of the appropriate committees. The County Attorney shall prepare the same for presentation at such meeting.

D. No other request for resolution(s) shall be considered by the County Legislature after the above date unless first approved by the Prime Sponsoring Committee and then approved by the County Administration Committee for presentation. Such untimely resolution(s) must be accompanied by complete documentation and shall include rationale explaining its untimeliness and the necessity for consideration as a late resolution, or it will not be considered by the County Administration Committee.

E. Request(s) for resolution(s) received after the above date shall be kept by the Clerk of the County Legislature until the following regular meeting.

F. The Chair of each committee shall be responsible for determining his/her committee's agenda, however, a majority of the committee members may also determine the committee's agenda.

G. Once included as part of the formal written agenda of a committee, resolutions can only be removed or deferred by a majority vote of the committee. Similarly, resolutions referred to committees following approval by the County Administration Committee as late resolutions can be added to the committee agenda and be considered by the prime and other involved committees only by majority vote of the respective committees.

H. A list of titles of all resolutions to be acted upon by the County Legislature at a regular meeting shall be mailed to each Legislator by 4:30 p.m. on Friday immediately preceding the regular legislative meeting. Copies of all resolutions shall be presented to the Clerk of the

Legislature by 4:00 p.m. on Friday prior to a regular meeting and placed in the Legislators' mailboxes, located in the Clerk's office, on the same day.

I. Each resolution shall be presented by number consecutively. No resolution may be presented at a special meeting of the County Legislature unless the same has been presented in written and final form to the Clerk of the County Legislature and the County Attorney at least 72 hours before meeting.

J. No resolution may be presented by an individual Legislator at a regular meeting unless it has been presented to the appropriate committee or committees having jurisdiction of the subject matter at least 14 days prior to said regular meeting for the committee's consideration. Failure of a committee to act on or sponsor a resolution presented to it shall not, however, prevent an individual member from offering said resolution for consideration by the Legislature at the second regular session following the committee's consideration.

K. No resolution may be introduced by a standing committee unless it has received a majority approval of the sponsoring committee at the time of the meeting.

L. Every resolution appearing on the agenda for the first time shall lay over until the next regular meeting if so requested by any Legislator, or to a special meeting called to consider said resolution. This shall not apply to the last regular meeting held by the Legislative Body [or to resolution(s) confirming appointments by the County Executive pursuant to Sections C311 and C312 of the Broome County Charter and Code].

Mr. Schofield declared that this resolution was automatically **held over 'under the rules.'**

RESOLUTION NO. 446

By Public Safety & Emergency Services and Finance Committees Seconded by Ms. Coffey
RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A FEDERAL FORFEITURE TRUST ACCOUNT FOR THE DISTRICT ATTORNEY

WHEREAS, the District Attorney from time to time receives money and property seized in the course of criminal forfeiture proceedings, and

WHEREAS, it is desired at this time to set up a dedicated trust account to accept and record the expense of these funds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the establishment of a dedicated trust account titled Federal Forfeiture Trust Account to record and expend Federal Forfeiture funds, and be it

FURTHER RESOLVED, that these monies may not be used to pay salary expense, and be it

FURTHER RESOLVED, that all expense from this trust account shall be audited by the County Comptroller.

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 447

By Finance and Personnel Committees Seconded by Ms. Coffey
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MOHAWK VALLEY PHYSICIANS HEALTH PLAN, INC. (MVP) FOR ALTERNATIVE HEALTH CARE BENEFITS FOR COUNTY EMPLOYEES FOR THE PERIOD JANUARY 1, 1999 THROUGH DECEMBER 31, 1999

WHEREAS, this County Legislature, by Resolution 478 of 1997, authorized an agreement with Mohawk Valley Physicians Health Plan, Inc. (MVP) for the provision of an alternative health care benefits package for Broome County employees for the period January 1, 1998 through December 31, 1998, and

WHEREAS, said agreement expires by its terms on December 31, 1998, and it is desired at this time to renew said agreement for the period January 1, 1999 through December 31, 1999 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Mohawk Valley Physicians Health Plan, Inc. (MVP) Vestal Executive Park, 4104 Old Vestal Road, Vestal, NY 13850 for provision of an alternative package of health care benefits for Broome County employees for the period January 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that the payments authorized by this agreement shall be made from budget line 050005.4549.252000 (Service to Participants), and be it

FURTHER RESOLVED, that the medical coverage for employees through the county health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan as shown on Exhibit A annexed hereto, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 448

By Finance and Personnel Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HEALTH SERVICES MEDICAL CORPORATION OF CENTRAL NEW YORK, INC. (PHP-PREPAID HEALTH PLAN) FOR ALTERNATIVE HEALTH CARE BENEFITS FOR BROOME COUNTY EMPLOYEES FOR THE PERIOD JANUARY 1, 1999 THROUGH DECEMBER 31, 1999

WHEREAS, this County Legislature, by Resolution 479 of 1997, authorized renewal of an agreement with Health Services Medical Corporation of Central New York, Inc. (PHP-Prepaid Health Plan) for alternative health care benefits for Broome County employees for the period January 1, 1998 through December 31, 1998, and

WHEREAS, it is required by Federal Law that Broome County employees are offered alternative health care benefit packages, and

WHEREAS, said agreement expires by its terms on December 31, 1998, and it is desired at this time to renew said agreement for the period January 1, 1999 through December 31, 1999 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a renewal of the agreement with Health Services Medical Corporation of Central New York, Inc. (PHP-Prepaid Health Plan) 49 Court Street, Binghamton, NY 13901 for alternative health care benefits for Broome County employees for the period January 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that the payments authorized under this agreement shall be made from budget line 050005.4549.252000 (Services to Participants), and be it

FURTHER RESOLVED, that medical coverage for employees through the County health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan as shown in Exhibit A annexed hereto, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 449

By Finance and Personnel Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HMOCNY FOR ALTERNATIVE HEALTH CARE BENEFITS FOR COUNTY EMPLOYEES FOR THE PERIOD JANUARY 1, 1999 THROUGH DECEMBER 31, 1999

WHEREAS, this County Legislature, by Resolution 481 of 1997, authorized renewal of an agreement with HMOCNY for the provision of an alternative health care benefits package for Broome County employees for the period January 1, 1998 through December 31, 1998, and

WHEREAS, said agreement expires by its terms on December 31, 1998, and it is desired at this time to renew said agreement for the period January 1, 1999 through December 31, 1999 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with HMOCNY, 2 Court Street, Binghamton, NY 13901 for provision of an alternative package of health care benefits for Broome County employees for the period January 1, 1999 through December 31, 1999 and be it

FURTHER RESOLVED, that the payments authorized under this agreement shall be made from budget line 050005.4549.252000 (Services to Participants), and be it

FURTHER RESOLVED, that the medical coverage for employees through the county health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan as shown on Exhibit A annexed hereto, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 450

By Finance and Personnel Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING RATES FOR INDIVIDUAL AND DEPENDENT HEALTH BENEFITS COVERAGE EFFECTIVE JANUARY 1, 1999

WHEREAS, this County Legislature, by Resolution 423 of 1997, previously authorized the County Health Benefits Self-Insurance Program whereby County Administrative and Legislative units, County officers, County employees and retirees share the cost of individual and dependent health insurance premiums in accordance with formulas established by labor agreements and/or Legislative resolution, and

WHEREAS, the current health insurance rates shall be changed and the monthly contributions shall be calculated as set forth in the attached Exhibit "A", now, therefore, be it

RESOLVED, that commencing January 1, 1999, the monthly contribution to the County Health Benefits Self-Insurance Program, which is shared by County Administrative and Legislative units, County officers, County employees and retirees in accordance with the labor agreements and all Legislative resolutions shall be in the amounts indicated on Exhibit "A", and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 451

By Finance and Personnel Committees

Seconded by Ms. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH UNITED COMMUNITY HEALTH PLAN (UCHP) FOR ALTERNATIVE HEALTH CARE BENEFITS FOR COUNTY EMPLOYEES FOR THE PERIOD JANUARY 1, 1999 THROUGH DECEMBER 31, 1999

WHEREAS, Risk Manager requests authorization for an agreement with United Community Health Plan for alternative health care benefits for the period January 1, 1999 through December 31, 1999 at the rates per the attached Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Community Health Plan, 200 Plaza Drive, Vestal, New York 13850 for provision of an alternative package of health care benefits for Broome County employees for the period January 1, 1999 through December 1, 1999, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4549.252000 (Services to Participants), and be it

FURTHER RESOLVED, that the medical coverage for employees through the County health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan as shown on Exhibit "A" annexed hereto, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Mather, Whalen).

RESOLUTION NO. 452

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR CALENDAR YEAR 1999

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 1999 has been prepared, now, therefore, be it

RESOLVED, that the estimated costs of the Broome County Self Insurance Plan for Workers' Compensation for the calendar year 1999, as apportioned to the county and the towns and villages participating in the fund be approved, and the apportioned amounts as to the towns and county shall be included in the respective next succeeding tax levies by the County Legislature unless otherwise provided for and paid to the Commissioner of Finance, and the Commissioner of Finance is hereby authorized to bill the Villages of Endicott, Lisle, Whitney Point and Port Dickinson for the amounts apportioned to them, and when the same is collected, deposit said amounts to the Workers' Compensation account as follows:

<u>TOWNS</u>	<u>AMOUNT</u>
Barker	\$6,934
Binghamton	\$65,312
Chenango	\$97,862
Colesville	\$55,086
Conklin	\$25,906
Lisle	\$19,322
Maine	\$43,610
Nanticoke	\$3,800
Sanford	\$26,966
Triangle	\$4,691
Windsor	\$60,766
<u>VILLAGES</u>	<u>AMOUNT</u>
Endicott	\$245,519
Lisle	\$15,120
Port Dickinson	\$7,526
Whitney Point	\$14,080
Broome County	<u>\$1,785,662</u>
TOTAL	\$2,688,250

Held over 'under the rules' by Mr. Wike

RESOLUTION NO. 453

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION APPROVING THE 1999-2004 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 1999 Capital Budget and the 1999-2004 Capital Improvement Program as accompanying the tentative budget for 1999, and as corrected and amended is hereby approved and adopted as the 1999 Capital Budget and 1999-2004 Capital Improvement Program for the County of Broome, and be it

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

Held over 'under the rules' by Mr. Wike

RESOLUTION NO. 454

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 1999

WHEREAS, this County Legislature, by an accompanying Resolution 98-455 of 1998, has adopted a budget for fiscal year 1999, now, therefore be it

RESOLVED, that the several amounts specified in such budget under the various categories and the various objects of expense in the 1999 tentative budget under the recommended column, unless a specific change or correction has been made in the same, in

which case such change or corrected figure shall apply, shall be the amounts appropriated for such items, effective January 1, 1999, and be it

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

Held over 'under the rules' by Mr. Wike

RESOLUTION NO. 455

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION ADOPTING THE BROOME COUNTY BUDGET AND ESTABLISHING RATE OF COMPENSATION FOR NON UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 1999

RESOLVED, that the tentative budget of the County of Broome, including the County's 1999 Capital Budget, as corrected and amended to \$

be and it hereby is adopted as the budget for the County of Broome, for the year commencing January 1, 1999 and ending December 31, 1999 and be it

FURTHER RESOLVED, that all non-union Administrative I and Administrative II personnel, will receive a 3.5 percent salary increase, after adjustment for longevity, said 3.5 percent salary increase to be determined by the 1998 base salary to become effective January 1, 1999, and be it

FURTHER RESOLVED, that all non-union Administrative I position minimums shall also be increased 3.5 percent, effective January 1, 1999, said minimums to be as set forth herein, and be it

FURTHER RESOLVED, that all non-union Administrative II position minimums are established pursuant to the accompanying schedule and be it

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

Administrative I			Administrative II		
Grade	1998 Minimum	1999 Minimum	Grade	1998 Minimum	1999 Minimum
7	15,811	16,364	A	34,892	36,113
8	16,565	17,145	B	37,392	38,701
9	17,364	17,972	C	39,892	41,288
10	18,206	18,843	D	42,892	44,393
10(40)	19,334	20,011	E	45,892	47,498
11	19,092	19,760	F	48,892	50,603
12	20,029	20,730	G	51,892	53,708
13	21,018	21,754	H	55,392	57,331
14	22,061	22,833	I	58,892	60,953
14(40)	23,460	24,281	J	62,392	64,576
15	23,158	23,969	K	65,892	68,198
16	24,317	25,168	L	69,392	71,821
17	25,543	26,437			

Administrative I			Administrative II		
18	26,834	27,773	Miscellaneous Officials:		
19	28,194	29,181			
20	29,633	30,670	Chairman, Legislature	7,500	Res 69-388
20(40)	31,565	32,670	Commissioner of Elections	5,000	
21	31,149	32,239	Coroner	25,500	
21(40)	33,187	34,349	County Clerk	54,000	Res 90-470
22	32,751	33,897	County Executive	63,500	Res 86-504
22(40)	34,900	36,122	District Attorney	99,000	NYS law
23	34,434	35,639			SEC 700B
23(40)	36,706	37,991	Legislator	10,000	Res 88-528
24	36,216	37,484	Sheriff	54,000	Res 90-470
24(40)	38,607	39,958			
25	38,095	39,428			
26	40,079	41,482			
27	42,167	43,643			
28	44,370	45,923			
29	46,699	48,333			

Held over 'under the rules' by Mr. Wike

Mr. Shafer moved, seconded by Mr. Pasquale, to adjourn. **Motion to adjourn carried.** Meeting adjourned at 4:21 pm.