
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
WEDNESDAY, AUGUST 18, 1999**

The Legislature convened at 4:00pm 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 (Hull, Pasquale).

The Chair, Mr. Schofield, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a prayer offered by Ms. Hudak.

Mr. Mather moved, seconded by Mr. Kolba, that the minutes of the July 22, 1999 Regular Session be approved as prepared and presented by the Clerk. **Carried**, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

Mr. Schofield noted that the committee minutes for the period July 16, 1999 through August 12, 1999 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. Kolba and seconded by Mr. Kavulich. **Carried**, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

1. Public Emergency (Burt's Building, pipe burst) August 2, 1999
2. Appointed designations to perform duties of County Executive
3. Memorandum regarding water conservation in county departments

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. Minutes from:
 - a. Emergency Medical Services Board
 - b. Fire Advisory Board
 - c. Binghamton Regional Airport (Progress meeting 13), Terminal Renovation Safety Committee
2. Resolutions:
 - a. Town of Colesville (Local Law amending land use); Public Hearing, Town Hall, October 7, 1999, 7:35 p.m.
 - b. Town of Conklin (Supporting Broome County Proposed legislation regarding smoking)
 - c. Town of Canandaigua (English as the Official Language)

C. Notices: None

D. Reports:

1. 1998 Annual Report:
 - a. Department of Mental Health
2. Second Quarterly Report of 1999 Sales Tax Collections
3. Monthly Reports: Broome Community College (Above Minimum Hires, Budget Transfers for June 1999)
4. Department of Public Works: List of Pending Projects
5. Cornell Cooperative Extension: Audited Financial Statements for 1997 and 1998

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Appointing the following Legislators for Thomas A. Hull:
 - a. Patrick F. O'Day as voting representative, Personnel Committee, August 9, 1999
 - b. Patrick F. O'Day as Acting Chair and Arlene E. Nannery as voting representative, Education, Culture and Recreation Committee, August 10, 1999
 - c. Wayne L. Howard as voting representative, Community and Social Services Committee, August 12, 1999
2. Appointing the following Legislators for Chris W. Burger:
 - a. Brian K. Mather as voting representative, Public Works Committee, August 11, 1999
 - b. Wanda Hudak as Acting Chair and Brian K. Mather as voting representative, County Administration, Economic Development and Planning Committee, August 12, 1999
 - c. Wanda Hudak as voting representative, Finance Committee, August 12, 1999
3. Appointing Brian Brunza as voting representative for Vincent A. Pasquale, County Administration, Economic Development & Planning and Finance Committees, August 12, 1999.

Mr. Holley moved, seconded by Mr. Burger, to receive and file the above referenced report(s) and to authorize and direct the Clerk to index said report(s) in the 1999 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.

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

RESOLUTION RECALLED FROM JULY 22, 1999 SESSION

Mr. Wike moved, seconded by Mr. Burger, to recall Resolution No. 374 from the July 22, 1999 session. Motion to recall **carried**, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 374

By Finance, Personnel and County Administration, Economic Development & Planning Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING THE BUDGET TRANSFER AND PERSONNEL CHANGE REQUESTS FOR RISK AND INSURANCE AND LEGISLATURE

RESOLVED, that in accordance with a request from the Risk Manager in order to transfer funds to cover the cost of the upgrade of the Workers' Compensation Analyst as requested by BF#0001425 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds: (see PCR 99-283)

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	390005	1000	101000	Salaries, Full Time	3,650
TO	050088	1000	254000	Salaries, Full Time	3,340
	050088	8010	254000	State Retirement	260
	050088	8030	254000	Social Security	50

and be it

FURTHER RESOLVED, that in accordance with a request from the Risk Manager, as contained in PCR#99-283, this County Legislature hereby authorizes the upgrade of (1) Workers' Compensation Analyst position, Full Time, at budget line 050088.1000.254000, salary \$27,773, (Union) Administrative effective date 7/26/99, and be it

FURTHER RESOLVED, that in accordance with a request from the Clerk of the Legislature in order to transfer funds to cover the cost of the change of the 2nd Deputy Part time

to 3rd Deputy Full Time as requested by BF#0000932 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds: (see PCR 99-272, & 99-273)

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	900084	4752	101000	Contingent Fund	8,048
	240028	1500	101000	Salaries, Part time	8,500
TO	240028	1000	101000	Salaries, Full Time	10,210
	240028	8020	101000	State Retirement	124
	240028	8030	101000	Social Security	524
	240028	8060	101000	Health Insurance	5,690

and be it

FURTHER RESOLVED, that in accordance with a request from the Clerk of the Legislature as contained in PCR#99-272 and 99-273, this County Legislature hereby authorizes the abolishment of (1) Second Deputy Clerk of the Legislature position, Part Time, at budget line 240028.1000.101000, salary \$28,998 FTE, (Union) Administrative and the creation of (1) Third Deputy Clerk of the Legislature position, Full Time, at budget line 240028.1000.101000, salary \$22,833, (Union) Administrative effective date 7/26/99, 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 necessary modification to these transfers to satisfy the intent of this resolution.

Mr. Wike moved, seconded by Mr. O'Day, to add to the first FURTHER RESOLVED paragraph immediately following "...(Union) Administrative" the words "to (1) Workers' Compensation Analyst position, Full Time, at budget line 050088.1000.254000, salary \$35,639, Grade 23 (Union) Administrative,". **Amendment carried**, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale). **Resolution as amended carried**, Ayes-17, Nays-0, Absent (Hull, Pasquale).

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 322

(Held over by Mr. Howard)

By Finance Committee

Seconded by Mr. Miller

RESOLUTION AUTHORIZING SETTLEMENT OF CLAIMS IN CONNECTION WITH 1994 NEW LIBRARY DESIGN/BUILD/LEASE PROPOSAL

Mr. Shafer made a motion to call the question, seconded by Ms. Hudak. **Motion to call the question carried**, Ayes-10 (Holley, Howard, Hudak, Miller, Nannery, O'Day, Shafer, Schofield, Sweet, Wike), Nays-7 (Brunza, Burger, Kavulich, Kolba, Lupardo, Mather, Whalen), Absent-2 (Hull, Pasquale). **Resolution carried**, Ayes-11 (Burger, Holley, Howard, Hudak, Kolba, Mather, Miller, Nannery, Schofield, Shafer, Wike), Nays-6 (Brunza, Kavulich, Lupardo, O'Day, Sweet, Whalen), Absent-2 (Hull, Pasquale).

RESOLUTION NO. 336

(Held over by Mr. Burger)

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENTS WITH GRAPHIC SERVICE & EQUIPMENT CO., INC. FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR LEASE/PURCHASE OF A RYOBI OFFSET PRINTER FOR 1999 to 2004

Mr. Burger moved the following changes to the resolution, seconded by Mr. Mather. (Shaded areas are additions, strike through areas are deletions):

RESOLUTION AUTHORIZING AGREEMENTS WITH GRAPHIC SERVICE & EQUIPMENT CO., INC. AND MANUFACTURERS AND TRADERS TRUST COMPANY FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR LEASE/PURCHASE OF A RYOBI OFFSET PRINTER FOR 1999 to 2004

WHEREAS, the Director of Information Technology requests authorization for an agreement with Graphic Service Equipment Co., Inc. for the lease/purchase of a Ryobi 3302 Two-Color Offset Printer with the Crestline/Kompac Dampening System, at a cost not to exceed \$68,817.60, and

WHEREAS, such purchase involves execution of a lease/purchase agreement with Manufacturers and Traders Trust Company pursuant to General Municipal Law, Section 109-b governing installment purchase agreements, and

WHEREAS, said services agreements are necessary to purchase in installments an offset printer for the Central Services Division of the Department of Information Technology, and

WHEREAS, the Ryobi 3302 Two-Color Offset Printer with the Crestline/Kompac Dampening System is included in the New York State Contract Group 22827-Offset Press Award #2773-G, and

~~WHEREAS, the lease/purchase price of \$68,817.60 is less expensive than the low bidder, now therefore be it~~

WHEREAS, the Commissioner of Finance has submitted an evaluation of financing alternatives comparing the cost of financing such purchase by bonding or by an installment purchase contract, and

WHEREAS, the Commissioner of Finance has recommended the purchase through an installment purchase contract because it would cost less than bonding and because a separate issuance of debt would be necessary to provide immediate funding, and

WHEREAS, this County Legislature, based on such evaluations and recommendation, has determined that it is in the best interest of the County to finance the purchase of such printer pursuant to an installment purchase contract, and

WHEREAS, the Commissioner of Finance has advised that the execution of the installment purchase agreement will not cause the County to exceed the limits prescribed by General Municipal Law, Section 109-b (6) (c), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Graphic Service & Equipment Co., Inc., P.O. Box 2440, 425 Eastline Road, Ballston Spa, New York 12020, for the lease/purchase of the Ryobi 3302M Two-Color Offset Printer with the Krestline/Kompac Dampening System, for the period September 1, 1999 through August 31, 2004, and be it

~~FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the amount of \$1,146.96 per month for 60 months for a total amount not to exceed \$68,817.60 for the term of this agreement, and be it~~

FURTHER RESOLVED, that this County Legislature hereby authorizes a lease/purchase agreement with Manufacturers and Traders Trust Company, One M & T Plaza, Buffalo, New York, and be it

FURTHER RESOLVED, that in consideration of said purchase, the County shall pay the Manufactures and Traders Trust Company the amount of \$1,146.96 per month for 60 months for a total amount not to exceed \$68,817.60 for the term of said agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370049.4419.101000 (General Office 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 evaluation of financing alternatives prepared by the Commissioner of Finance shall be filed with this resolution.

Amendment carried, Ayes 17, Nays-0, Absent-2 (Hull, Pasquale). **Resolution as amended carried,** Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 378

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

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JOHN MACE FOR JOB TRAINING SERVICES, WRITING AND MONITORING ON THE JOB TRAINING CONTRACTS FOR THE OFFICE OF EMPLOYMENT AND TRAINING SOUTHERN TIER CAREER CENTER FOR THE PERIOD 1999 - 2000

WHEREAS, this County Legislature, by Resolution 327 of 1998, authorized the renewal of an agreement with John Mace for job training and related services for the Office of Employment and Training Southern Tier Career Center for the period July 1, 1998 through June 30, 1999 at an amount not to exceed \$10,000, and

WHEREAS, said services are necessary to assist the current staff of the Broome County Office of Employment and Training by providing enhanced job placement services and on the job training contracting expertise, and

WHEREAS, said agreement expired by its terms on June 30, 1999 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with John Mace, 805 Zeggert Road, Endicott, New York, 13760 for job training services, writing and monitoring on the job training contracts for the Office of Employment and Training Southern Tier Career Center for the period July 1, 1999 through June 30, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,000, plus mileage, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 720730.4542.308091 (Contracted Training), 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 (Hull, Pasquale).

RESOLUTION NO. 379

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

RESOLUTION AUTHORIZING REVISION OF JOB TRAINING PARTNERSHIP ACT (JTPA) WORKER ADJUSTMENT DISCRETIONARY GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD 1998 - 2001

WHEREAS, this County Legislature, by Resolution 28 of 1999, authorized the acceptance of a Job Training Partnership Act (JTPA) Worker Adjustment Discretionary Grant for the Office of Employment and Training for the period July 1, 1998 through June 30, 2001 and adopted a program budget in connection therewith in the total amount of \$151,388, and

WHEREAS, said grant program provides funds for training workers laid off from Kodak Polychrome (formerly Anitec), and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the JTPA Worker Adjustment Discretionary Grant for the Office of Employment and Training to include an increase in said grant appropriation in the amount of \$51,503, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$202,891 for the period July 1, 1998 through June 30, 2001, and be it

FURTHER RESOLVED, that Resolution 28 of 1999, 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 (Hull, Pasquale).

RESOLUTION NO. 380

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING CORRECTION DEED

WHEREAS, this County Legislature, by Resolution 132 of 1984, authorized the conveyance of real property located in the Town of Vestal to, among others, Julio Ospina who was a successful bidder at the sale of foreclosed property conducted in 1984, and

WHEREAS, pursuant to said resolution a "quit claim" deed was prepared and delivered to Mr. Ospina conveying the subject premises, which deed was thereafter recorded in the Broome County Clerk's Office in Book 1404 of Deeds at Page 203, and

WHEREAS, there is an error in the legal description of the premises so conveyed to Mr. Ospina, which he has requested the county to correct, and

WHEREAS, the Director of Real Property Tax Services has caused the matter to be researched and now requests authority to issue a correction deed to Julio Ospina which deed will correctly describe the premises originally conveyed, now therefore be it

RESOLVED that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute a correction quit claim deed conveying real property located in the Town of Vestal to Julio Ospina pursuant to Resolution 132 of 1984.

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 381

By Finance and Transportation Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH SMITH WILSON BROS. FOR INSURANCE FOR AVIATION DAY OPEN HOUSE AT THE BINGHAMTON REGIONAL AIRPORT

WHEREAS, Broome County will be conducting an Aviation Day Open House at the Binghamton Regional Airport on September 11 and 12, 1999, and

WHEREAS, the purpose of this event is to promote community awareness in connection with the airport and is part of the airport community relations program, and

WHEREAS, in order to satisfy the necessary insurance needs resulting from the addition of Aircraft Performance Teams, the Commissioner of Aviation requests authorization for an

agreement with Smith Wilson Bros. for September 11 and 12, 1999 at a cost not to exceed \$4,200.00, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Smith Wilson Bros., Division of Haylor, Freyer & Coon, Inc., P. O. Box 709, Johnson City, New York 13790-0709, for insurance for Aviation Day Open House for the period September 11 and 12, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,200.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the Aviation Community Relations Trust Account (Fund 60, GL525, Subsidiary 525052), 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 (Hull, Pasquale).

RESOLUTION NO. 382

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF FEDERAL EVENSTART FAMILY LITERACY PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES THROUGH THE BINGHAMTON CITY SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 330 of 1998, authorized and approved the Federal Evenstart Family Literacy Program Grant through the Binghamton City School District for the Department of Social Services and adopted a program budget in the amount of \$35,184 for the period September 1, 1998 through August 31, 1999, and

WHEREAS, said grant program provides assessment, employability planning and case management services to families in need of literacy programs, and

WHEREAS, it is desired at this time to renew said grant program for the period September 1, 1999 through July 31, 2000 in the amount of \$35,184, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,184 from the Federal Evenstart Family Literacy Program for the period September 1, 1999 through July 31, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$35,184, 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 (Hull, Pasquale).

RESOLUTION NO. 383

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

RESOLUTION AUTHORIZING AGREEMENT WITH GEAC COMPUTER SYSTEMS, INC. FOR CONVERSION OF THE PERSONNEL/PAYROLL SYSTEM TO BECOME YEAR 2000 COMPLIANT FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 1999

WHEREAS, the Director of Information Technology requests authorization for an agreement with GEAC Computer Systems, Inc. for the conversion of the personnel/payroll system to become year 2000 compliant for the period December 1, 1999 through December 31, 1999 at a cost not to exceed \$11,000, and

WHEREAS, said services are necessary to provide up to 40 hours of assistance to the Division of Information Technology with various aspects of installation and the conversion of the County's personnel/payroll system to become year 2000 compliant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with GEAC Computer Systems, Inc., 66 Perimeter Center East, Atlanta, Georgia, 30346 for the period December 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$200 per hour, total amount not to exceed \$8,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the County shall pay for the Contractor's travel expenses, which will be separately billed, at an amount not to exceed \$3000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (Contracted Data Processing Services), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 384

By Public Works and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BINGHAMTON/JOHNSON CITY JOINT SEWAGE TREATMENT PLANT FOR TREATMENT OF FROM THE NANTICOKE LANDFILL FOR 1999-2002

WHEREAS, this County Legislature, by Resolution 422 of 1997, authorized an agreement with Binghamton/Johnson City Joint Sewage Treatment Plant for treatment of leachate from the Nanticoke Landfill for the period August 18, 1996 through August 17, 1999 at a cost not to exceed \$20.00 per 1,000 gallons of leachate treated, with the total yearly payment not to exceed \$40,000, and

WHEREAS, said services are necessary to serve as backup for the treatment of leachate as provided by the Village of Endicott, and

WHEREAS, said agreement expires by its terms on August 17, 1999 and it is desired at this time to renew said agreement for the period August 18, 1999 through August 17, 2002 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Binghamton/Johnson City Joint Sewage Treatment Plant, Old Vestal Road, Binghamton, New York 13901 for treatment of leachate from the Nanticoke Landfill for the period August 18, 1999 through August 17, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20.00 per 1,000 gallons of leachate treated, with the total yearly payment not to exceed \$40,000, 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 (Hull, Pasquale).**

RESOLUTION NO. 385

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AN AMENDMENT TO RESOLUTION 473 OF 1998 WHICH AUTHORIZED APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE 1999 YOUTH BUREAU YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM (YDPP)

WHEREAS, this County Legislature, by Resolution 473 of 1998, as amended by Resolution 574 of 1998, authorized Youth Bureau State Aid Applications and established appropriations for 1999 Youth Bureau Youth Development/Delinquency Prevention Program (YDPP), and

WHEREAS, it is necessary at this time to amend said Resolution to delete the Emergency Youth Shelter Program, which was approved, but was never implemented by the YWCA, and to include a new program, Interim Family Homes, which provides funding for a safe and supportive environment for runaway and homeless youths under the age of 21, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves amendment of Resolution 473 of 1998, as amended by Resolution 574 of 1998, to include a new program as per Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that this new program will be administered by Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 for the period August 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any and all necessary applications for the New York State Office of Children and Family Services State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 1999 through December 31, 1999, and be it

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

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 386

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH THE VILLAGE OF JOHNSON CITY FOR THE TRADE OF TWO SURPLUS MOTOR VEHICLES FROM THE OFFICE OF THE SHERIFF FOR FOUR PORTABLE RADIOS

WHEREAS, the Broome County Sheriff requests authorization to trade two surplus motor vehicles which have been taken out of service and are intended for auction, and

WHEREAS, said motor vehicles consist of one 1990 Ford Bronco, Broome County tag no. 72023, VIN 1FMEU15N3LLA48918, with 123,000 miles on the odometer, which is in need of repair and is valued at \$1,200, and

WHEREAS, the second motor vehicle is a 1987 Chevrolet van, Broome County tag no. 55882, VIN 2GCFG31K9H4139761, with over 85,000 miles on the odometer, which is in need of repairs and is valued at \$800, and

WHEREAS, the Village of Johnson City desires to trade four Motorola brand HT1000 portable police radios valued at \$2,744 to the Sheriff in full consideration for receipt of the two above mentioned vehicles, and

WHEREAS, the receipt of said radios by the Sheriff will allow him to enhance the law enforcement operations of the Broome County Sheriff's Office and the receipt of the vehicles by Johnson City, along with their refurbishment and use as police vehicles, will allow Johnson City to provide enhanced law enforcement response within Broome County on a county-wide basis if requested, and

WHEREAS, under the authority of the General Municipal Law § 119-0(1) and § 119-0(2)(e), the Broome County Legislature may authorize this transfer of governmental property from one government to another as a municipal cooperative activity, and

WHEREAS, there is no expenditure of funds involved for the County and the trade of these vehicles may be credited to the Sheriff as an auction sale for inventory purposes, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes this intergovernmental agreement between the Broome County Sheriff and the Village of Johnson City for the trade of the above mentioned vehicles for the four portable radios, 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 (Hull, Pasquale).

RESOLUTION NO. 387

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PLANNED PARENTHOOD OF THE SOUTHERN TIER FOR HIV/AIDS TRAINING SERVICES FOR THE HEALTH DEPARTMENT'S HIV/AIDS TRAINING GRANT FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 226 of 1998, authorized the renewal of an agreement with Planned Parenthood of the Southern Tier for HIV/AIDS training services for the Health Department's HIV/AIDS Training Grant at a total cost not to exceed \$4,000, for the period July 1, 1998 through June 30, 1999, and

WHEREAS, said services are necessary for training and education services for the HIV/AIDS training services grant, and

WHEREAS, said agreement expired by its terms on June 30, 1999, and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Planned Parenthood of the Southern Tier, 301 South Main Street, Horseheads, New York 14845-2451 for the period August 20, 1999 through June 30, 2000, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104316 (Other Program Expense), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 388

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT FOR HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 334 of 1998, authorized and approved renewal of the Women, Infants and Children (WIC) Program Grant for the Health Department and adopted a program budget in the amount of \$723,290 for the period October 1, 1998 through September 30, 1999, and

WHEREAS, said program grant is a special supplemental food program for women, infants and children, and

WHEREAS, it is desired to renew said program grant for the period October 1, 1999 through September 30, 2000 in the amount of \$699,421, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$699,421 from New York State Department of Health-WIC Program, 217 South Salina Street, Syracuse, New York 13202, 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 \$699,421 for the period October 1, 1999 through September 30, 2000, 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 (Hull, Pasquale).

RESOLUTION NO. 389

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENTS WITH UNITED HEALTH SERVICES AND OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR SERVICES FOR THE HEALTH DEPARTMENT'S COLORECTAL AND PROSTATE CANCER SCREENING AND EDUCATION PROGRAM FOR 1999

WHEREAS, the Acting Director of Public Health requests authorization for agreements with United Health Services and Our Lady of Lourdes Memorial Hospital for the Colorectal Cancer Screening and Education Program for June 1, 1999 through December 31, 1999, at a total cost not to exceed \$4,200 each, and

WHEREAS, said services are necessary to provide colorectal cancer screening, prostate cancer education, data collection and outreach services for said grant, and

WHEREAS, said services are provided to the uninsured and underserved, the goal for the term of this grant being 2,400 men and women, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with United Health Services, 33-57 Harrison Avenue, Johnson City, New York 13790, and with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905, for colorectal cancer screening, prostate cancer education, data collection and outreach services, for the period June 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay each Contractor an amount not to exceed \$4,200 for the terms of these agreements, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the agreement with Our Lady of Lourdes Memorial Hospital based on the terms reflected in "Exhibit A" annexed hereto and with United Health Services based on the terms reflected in "Exhibit B" annexed hereto, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104250 (Other Program Expense), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 390

By Health Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF MENTAL HEALTH VOCATIONAL SUPPORT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999

WHEREAS, the Commissioner of Mental Health requests authorization to accept a Vocational Support Program Grant in the amount of \$100,000 for the period January 1, 1999 through December 31, 1999, and

WHEREAS, said program grant provides assistance to mentally ill individuals striving to achieve their vocational goals, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the period January 1, 1999 through December 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 \$100,000 for the period January 1, 1999 through December 31, 1999, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (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 (Hull, Pasquale).

RESOLUTION NO. 391

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF COORDINATED CHILDREN'S SERVICES INITIATIVE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH FOR 1999 AND AUTHORIZING AGREEMENT WITH RECIPIENT AFFAIRS OFFICE TO IMPLEMENT PROGRAM

WHEREAS, the Commissioner of Mental Health requests authorization to accept a Coordinated Children's Services Initiative Program Grant in the amount of \$35,699 for the period January 1, 1999 through December 31, 1999, and

WHEREAS, said program grant provides support and advocacy to parents trying to keep seriously emotionally disturbed children in the home environment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,699 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the period January 1, 1999 through December 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 \$35,699 for the period January 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Recipient Affairs Office, 305 Clinton Street, Binghamton, New York 13905 to implement said program, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (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 (Hull, Pasquale).

RESOLUTION NO. 392

By Health Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF MENTAL HEALTH'S (CHEMICAL DEPENDENCY SERVICES UNIT) STUDENT ASSISTANCE PROGRAM GRANT WITH THE DEPOSIT CENTRAL SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 333 of 1998, authorized renewal of the Student Assistance Program Grant from the Deposit Central School District and adopted a program budget in the amount of \$54,000 for the period September 1, 1998 through June 30, 1999, and

WHEREAS, said grant program provides student assistance programs and counseling services for the Deposit Central School District, and

WHEREAS, it is desired to renew said grant program in the amount of \$59,600 for the period September 1, 1999 through June 30, 2000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$59,600 from the Deposit Central School District, 171 Second Street, Deposit, New York 13754 for renewal of the Student Assistance Program with Mental Health's Chemical Dependency Services Unit, 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 \$59,600 for the period September 1, 1999 through June 30, 2000, 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 (Hull, Pasquale).

RESOLUTION NO. 393

By Health Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF MENTAL HEALTH'S (CHEMICAL DEPENDENCY SERVICES UNIT) STUDENT ASSISTANCE PROGRAM GRANT WITH THE UNION-ENDICOTT SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 332 of 1998, authorized renewal of the Student Assistance Program Grant from the Union-Endicott School District and adopted a program budget in the amount of \$29,650 for the period September 1, 1998 through August 31, 1999, and

WHEREAS, said grant program provides student assistance programs and counseling services for the Union-Endicott School District, and

WHEREAS, it is desired to renew said grant program in the amount of \$29,650 for the period September 1, 1999 through August 31, 2000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$29,650 from the Union-Endicott School District, 1401 Broad Street, Endicott, New York 13760 for renewal of the Student Assistance Program with Mental Health's Chemical Dependency Services Unit, 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 \$29,650 for the period September 1, 1999 through August 31, 2000, 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 (Hull, Pasquale).

RESOLUTION NO. 394

By Health Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF MENTAL HEALTH'S (CHEMICAL DEPENDENCY SERVICES UNIT) STUDENT ASSISTANCE PROGRAM GRANT WITH THE SUSQUEHANNA VALLEY CENTRAL SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 388 of 1998, authorized renewal of the Student Assistance Program Grant from the Susquehanna Valley Central School District and adopted a program budget in the amount of \$16,780 for the period September 1, 1998 through June 30, 1999, and

WHEREAS, said grant program provides student assistance programs and counseling services for the Susquehanna Valley Central School District, and

WHEREAS, it is desired to renew said grant program in the amount of \$17,850 for the period September 7, 1999 through June 30, 2000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$17,850 from the Susquehanna Valley Central School District, P. O. Box 200, Conklin, New York 13748 for renewal of the Student Assistance Program with Mental Health's Chemical Dependency Services Unit, 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 \$17,850 for the period September 7, 1999 through June 30, 2000, 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 (Hull, Pasquale).

RESOLUTION NO. 395

By Health Services, County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH CHARLES H. MACK & ASSOCIATES FOR DATA PROCESSING SERVICES FOR THE COMMUNITY ALTERNATIVE SYSTEMS AGENCY (CASA) FOR 1999-2000

WHEREAS, the Director of CASA requests authorization for an agreement with Charles H. Mack & Associates for data processing services for August 1, 1999 through December 31, 2000, at a cost not to exceed \$50,300, and

WHEREAS, said services are necessary to replace the current CASA and Office for Aging case management database with state of the art software, including licenses, conversion, maintenance and training, and

WHEREAS, this County Legislature, by Resolution 362 of 1998, authorized and approved the acceptance of the Innovative Home Care Services Program grant from the New York State Department of Health which provides funding for said enhancements, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$209,751 from the Federal Aviation Administration for the Passenger Terminal Rehabilitation Project, 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 (Hull, Pasquale).

RESOLUTION NO. 398

By Transportation and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH McFARLAND-JOHNSON, INC. FOR CONSULTING SERVICES FOR THE BINGHAMTON REGIONAL AIRPORT FOR 1999-2001

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland-Johnson, Inc. for consulting services at the Binghamton Regional Airport for September 1, 1999 through August 31, 2001 with a single one (1) year renewal option, and

WHEREAS, said services are necessary to research, design and inspect all construction projects and to streamline the procurement process for work to be done at the Binghamton Regional Airport, and

WHEREAS, said contract would in no way bind the Broome County Departments of Public Works, Aviation or the Legislature from negotiating or entering into a contract with another consulting firm for any and all work at the Binghamton Regional Airport, and

WHEREAS, separate scopes of work and fees would be negotiated with the contractor for each individual project undertaken at the Binghamton Regional Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc. 171 Front Street, P.O. Box 1980, Binghamton, New York, 13902, for consulting services at the Binghamton Regional Airport for the period September 1, 1999 through August 31, 2001, with a single one (1) year renewal option, and be it

FURTHER RESOLVED, that there is no cost to the County in connection with this consulting services agreement, and be it

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

By a prefiled amendment, Mr. Kolba moved, seconded by Ms. Hudak, to amend the title to read "...1999-2004" and the first WHEREAS and the RESOLVED paragraphs to reflect the term "August 31, 1999 to August 31, 2004". **Amendment carried**, Ayes-16, Nays-1 (Whalen), Absent-2 (Hull, Pasquale). **Resolution as amended carried**, Ayes-16, Nays-1 (Whalen), Absent-2 (Hull, Pasquale).

RESOLUTION NO. 399

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF LISLE, MAINE AND UNION

WHEREAS, taxes need to be cancelled on the following parcels of property for the various reasons as set forth below, now, therefore, be it

RESOLVED, that taxes will be cancelled on the parcels of real property as shown below,

004.00-1-18 (Lisle)
183 Butterfield Road
Broome County
Property is already included in tax map number 004.00-1-17

091.05-1-35 (Maine)
44 Ludington Road
Broome County
Property is a right-of-way currently maintained and used as a road

3-E7-29 or
125.20-3-102 (Union)
Grummond Court
B-SAVE Corp.
Parcel is already included in another parcel and has been taxed

and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 400

By Transportation and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING REVISION OF THE BINGHAMTON METROPOLITAN TRANSPORTATION STUDY GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 131 of 1999, authorized renewal of the Binghamton Metropolitan Transportation Study Grant for the period April 1, 1999 through March 31, 2000 and adopted a program budget in connection therewith in the total amount of \$386,975, and

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

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of an additional \$30,000 from the Federal Highway Administration Planning Grant, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$416,975 for the period April 1, 1999 through March 31, 2000, and be it

FURTHER RESOLVED, that Resolution 131 of 1999, 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 (Hull, Pasquale).

RESOLUTION NO. 401

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND GRANT FOR THE BROOME COUNTY CLERK'S OFFICE AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, the Broome County Clerk requests authorization to accept a Local Government Records Management Improvement Fund Grant in the amount of \$30,000 for the period September 1, 1999 through June 30, 2000, and

WHEREAS, said grant provides funds for a complete file conversion including file folder and indexing, now, therefore be it,

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a Local Government Records Management Improvement Fund Grant in the amount of \$30,000 from the New York State Archives Records Administration, Room 10A63, Cultural Education Center, Albany, New York 12230, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$30,000 for the period September 1, 1999 through June 30, 2000, 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 (Hull, Pasquale).

RESOLUTION NO. 402

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING THE SALE OF COUNTY OWNED LAND TO THE TOWN OF TRIANGLE FOR A ROAD REDESIGN

WHEREAS, the County is the owner of certain real property in the Town of Triangle, which was acquired through in rem foreclosure proceedings, and

WHEREAS, the Town of Triangle has approached the County about acquiring ownership of a certain parcel measuring 0.30 acres on Pagebrook Road for a redesign of the road, and

WHEREAS, the Director of Real Property believes it would be in the best interest of the County to sell the property to the Town of Triangle for \$1 plus recording fees for a redesign of the road and to avoid future eminent domain proceedings, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the sale of County-owned property located in the Town of Triangle, known as Tax Map No. 015.00-1-20, to the Town of Triangle for \$1 plus recording fees, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 403

By County Administration, Economic Development & Planning, Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT WITH AMERICAN HEALTH CARE SOFTWARE ENTERPRISES, INC. FOR SOFTWARE MAINTENANCE/SUPPORT FOR WILLOW POINT NURSING HOME FOR 1999

WHEREAS, this County Legislature, by Resolution 202 of 1999, authorized an agreement with American Health Care Software Enterprises, Inc. for software maintenance/support at the Willow Point Nursing Home at a cost not to exceed \$3,850 for the period January 1, 1999 through June 30, 1999, and

WHEREAS, said services are necessary to continue the maintenance/support of the current billing software until such time as the new billing software is installed, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term through December 31, 1999 at an additional amount not to exceed \$3,850, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with American Health Care Software Enterprises, Inc., 137 Iroquois Avenue, Essex Junction, Vermont 05452 for software maintenance/support at the Willow Point Nursing Home to extend the term through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount not to exceed \$3,850, total amended contract not to exceed \$7,700 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (Software Maintenance), 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 (Hull, Pasquale).

RESOLUTION NO. 404

By Transportation and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH McFARLAND-JOHNSON, INC. FOR PROFESSIONAL CONSTRUCTION, OBSERVATION AND INSPECTION SERVICES FOR THE BINGHAMTON REGIONAL AIRPORT WEST APRON EXPANSION PROJECT

WHEREAS, this County Legislature, by Resolution No. 212 of 1994, authorized a blanket agreement with McFarland-Johnson, Inc. in connection with consulting work at the Binghamton Regional Airport, with each task to be a separate contract as authorized by this Legislature, and

WHEREAS, pursuant to the blanket agreement the Commissioner of Aviation requests authorization for an agreement with McFarland-Johnson, Inc. for professional construction inspection and observation services for the Binghamton Regional Airport West Apron Expansion Project for the period August 1, 1999 through July 31, 2000 at a cost not to exceed \$55,640, and

WHEREAS, said services are necessary to comply with Federal Aviation Administration guidelines, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., 171 Front Street, Binghamton, New York, 13901, for professional construction inspection and observation services for the Binghamton Regional Airport West Apron Expansion Project for the period August 1, 1999 through July 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$55,640 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the budget line 211011.2019.502312 (Improvements Other than Buildings), 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 (Hull, Pasquale).

RESOLUTION NO. 405

By County Administration, Economic Development and Planning Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING THE BROOME COUNTY CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2000

WHEREAS, this County Legislature, by Resolution 316 of 1998, authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for calendar year 1999, and

WHEREAS, it is desired at this time to authorize the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for 2000 so that appropriate applications may be filed timely for New York State grant monies, now, therefore be it

RESOLVED, that this County Legislature hereby names and authorizes the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for calendar year 2000, and be it

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

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

FURTHER RESOLVED, that upon approval of said grants, the County Executive is authorized to execute any agreements, documents, or papers approved by the Department of Law, necessary to carry out the intent and purpose of this resolution, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 406

By Public Works and County Administration, Economic Development & Planning Committees
Seconded by Mr. Mather

RESOLUTION RENDERING A "NEGATIVE DECLARATION" WITH RESPECT TO THE ENVIRONMENTAL REVIEW OF AGRICULTURAL DISTRICT NO. 3 UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

WHEREAS, pursuant to the Agricultural and Markets Law, this County Legislature heretofore established Agricultural District No. 3, and

WHEREAS, the State Environmental Quality Review Act requires Agricultural Districts to be reviewed every eight years for a determination of environmental impact, and

WHEREAS, Broome County Agricultural District No. 3 is scheduled for an eight-year review, and

WHEREAS, this County Legislature has responsibility for SEQRA compliance when Agricultural Districts undergo an eight-year review, and

WHEREAS, this County Legislature, by Resolution 357 of 1999 designated itself lead agency with respect to the Environmental Review of Broome County Agricultural District No. 3, now, therefore, be it

RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the continuation of Agricultural District No. 3 will not have a significant effect on the environment, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 407

By Public Works and County Administration, Economic Development & Planning Committees
Seconded by Mr. Mather

RESOLUTION ADOPTING A PLAN OR PROPOSAL FOR THE CONTINUATION OF BROOME COUNTY AGRICULTURAL DISTRICT NO. 3 LOCATED WITHIN THE TOWN OF SANFORD FOR AN ADDITIONAL EIGHT (8) YEAR PERIOD PURSUANT TO SECTION 303 OF THE AGRICULTURE AND MARKETS LAW

WHEREAS, this County Legislature, by Resolution 372 of 1974, created Broome County Agricultural District No. 3 within the Town of Sanford, and

WHEREAS, pursuant to the provisions of the New York State Agriculture and Markets Law, this County Legislature conducted an eight-year review of Agricultural District No. 3, and by Resolution 302 of 1983 and Resolution 274 of 1991, this County Legislature adopted a plan to continue Broome County Agricultural District No. 3 for an additional eight years, and

WHEREAS, pursuant to the provisions of the New York State Agriculture and Markets Law, this County Legislature has conducted an eight-year review of Agricultural District No. 3, and

WHEREAS, during the statutory 30 day period for public review commencing June 29, 1999, following publication on June 28, 1999 in the Press & Sun Bulletin and June 30, 1999 in the Deposit Courier, of the notice of said period for public review, as provided for and permitted by Section 303, paragraph 8 of Article 25-AA of the New York State Agriculture and Markets Law, no modifications to Broome County Agricultural District No. 3 were filed, and

WHEREAS, the Broome County Planning Department and the Broome County Agricultural and Farm Land Protection Board by reports duly filed, have recommended that said Broome County Agricultural District No. 3 be continued for an additional eight-year period except that both the Planning Department and the Broome County Agricultural and Farm Land Protection Board have recommended modifications to Agricultural District No. 3 as follows:

- Addition of fourteen (14) parcels
- Deletion of eight (8) parcels

Parcels to be added: Town of Sanford

Tax Map Number	Tax Map Number	Tax Map Number
153.00-1-25	201.00-1-5	217.00-1-17
153.00-1-26	184.02-1-1	217.00-1-31
121.04-1-32	217.00-1-19	217.00-1-7
	217.00-1-32	218.00-1-1
184.04-1-5	217.00-1-6	218.00-1-10

Parcels to be deleted: Town of Sanford

Tax Map Number	Tax Map Number
169.00-1-7	170.01-1-9
170.01-1-6	170.01-1-10
170.01-1-7	168.00-1-2
170.01-1-8	168.00-1-3

and it is the intention of this County Legislature that said recommended modifications be accepted and approved by this County Legislature, in that Broome County Agricultural District No. 3 except as so modified, shall otherwise be approved and adopted as originally created, and

WHEREAS, the Public Hearing has been duly advertised in accordance with the provisions of the Agriculture and Markets Law on the question of the continuation by the Broome County Legislature of Broome County Agricultural District No. 3 located within the Town of Sanford, County of Broome, New York for an additional eight-year period, and

WHEREAS, in order to further the continuation of said plan for Broome County Agricultural District No. 3 as modified in the Town of Sanford, it is necessary that this County Legislature, pursuant to Section 303 of the New York State Agriculture and Markets Law adopt such plan or proposal and submit the same for approval and certification to the Commissioner of Agriculture and Markets of the State of New York for that department's review and recommendation, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts a plan or proposal for the continuation of an additional eight years of Broome County Agricultural District No. 3 located within the Town of Sanford within the County of Broome, New York except that this County Legislature approves, adopts and accepts the modifications to said district in accordance with the recommended modification of the Broome County Planning Department and the Broome County Agricultural and Farm Land Protection Board as aforesaid which shall result in the modifications as follows:

Addition of fourteen (14) parcels.

Deletion of eight (8) parcels.

Parcels to be added: Town of Sanford

Tax Map Number	Tax Map Number	Tax Map Number
153.00-1-25	201.00-1-5	217.00-1-17
153.00-1-26	184.02-1-1	217.00-1-31
121.04-1-32	217.00-1-19	217.00-1-7
	217.00-1-32	218.00-1-1
184.04-1-5	217.00-1-6	218.00-1-10

Parcels to be deleted: Town of Sanford

Tax Map Number	Tax Map Number
169.00-1-7	170.01-1-9
170.01-1-6	170.01-1-10
170.01-1-7	168.00-1-2
170.01-1-8	168.00-1-3

and said Agricultural District located within the Town of Sanford as herein approved and modified is hereby continued for an additional eight (8) year period in accordance with provisions of Section 303 of the New York State Agriculture and Markets Law, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature pursuant to Section 303 of the New York State Agriculture and Markets Law is hereby directed on behalf of this County Legislature to submit to the Commissioner of Agriculture and Markets a certified copy of this Resolution and a copy of the plan or proposal for the continuation of Broome County Agricultural District No. 3 located in the Town of Sanford, which proposal heretofore has been filed with the Clerk of this Legislature and with the Broome County Clerk and the Broome County Planning Department and the Broome County Agricultural and Farm Land Protection Board, it being noted herein that less than 180 days have passed from the date said proposal was submitted to this body to the date of adoption of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 408

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT WITH BOYD-ENDICOTT-SIMMONS-TWOMEY, INC. FOR BROOME COUNTY INSURANCE COVERAGE FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 310 of 1999, authorized an agreement with Boyd-Endicott-Simmons-Twomey, Inc. for insurance coverage for property damage, inland marine, boiler and machinery and electronic data processing for the period July 1, 1999 through June 30, 2000, at a total cost not to exceed \$69,696, and

WHEREAS, said services are necessary to procure insurance for County-owned property, and

WHEREAS, in order to take advantage of cost reductions it is necessary to authorize an amendment to said agreement to decrease the term of this agreement to the period of July 1, 1999 to August 31, 1999 at a reduced cost not to exceed \$14,068, and

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Boyd-Endicott-Simmons-Twomey, Inc., 3121 Watson Boulevard, Endwell, New York 13760 for insurance coverage for property damage, inland marine, boiler and machinery and electronic data processing for the period July 1, 1999 through August 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,068 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4521.254000 (Insurance Premiums), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 409

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH J & H MARSH & McLENNAN, INC. FOR BROOME COUNTY COVERAGE 1999-2002

WHEREAS, the Risk Manager requests authorization for an agreement with J & H Marsh & McLennan, Inc. for insurance coverage for property damage, inland marine, boiler and machinery and foreclosed properties for the period September 1, 1999 through June 30, 2002, and

WHEREAS, the cost of this insurance coverage will be \$61,637 for the 10-month period of September 1, 1999 through June 30, 2000 and a guaranteed premium of \$74,262 for each of two (2) one-year renewal periods beginning July 1, 2000 through June 30, 2002, provided the loss ratio does not exceed 60% in the term preceding the renewal period, and

WHEREAS, said services are necessary to procure insurance for County owned property, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with J & H Marsh & McLennan, Inc., 300 South State Street, Syracuse, New York 13221 for insurance coverage for property damage, inland marine, boiler and machinery and foreclosed properties for the period September 1, 1999 through June 30, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$61,637 for the 10-month period of September 1, 1999 through June 30, 2000 and a guaranteed premium of \$74,262 for each of two (2) one-year renewal periods beginning July 1, 2000 through June 30, 2002, provided the loss ratio does not exceed 60% in the term preceding the renewal period, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4521.254000 (Insurance Premiums), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 410

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF AID TO PROSECUTION GRANT FOR THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 283 of 1998, authorized and approved renewal of the Division of Criminal Justice Services "Aid to Prosecution" grant for the District Attorney and adopted a program budget in the amount of \$135,829 for the period April 1, 1998 through March 31, 1999, and

WHEREAS, said grant program provides funds for the salary of a Senior Assistant District Attorney and 88% of the salary of the Chief Assistant District Attorney, and

WHEREAS, it is desired to renew said grant program in the amount of \$135,829 for the period April 1, 1999 through March 31, 2000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$135,829 from the New York State Division of Criminal Justice Services, 4 Tower Plaza, Albany, New York 12203 for the "Aid to Prosecution" grant for the District Attorney for the period April 1, 1999 through March 31, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$135,829 for the period April 1, 1999 through March 31, 2000, 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 granting 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 execute any budget 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 (Hull, Pasquale).

RESOLUTION NO. 411

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Mather
RESOLUTION AUTHORIZING SETTLEMENT OF DISTRICT ATTORNEY'S CLAIM FOR SUPPLEMENTAL SALARY ADJUSTMENT

WHEREAS, Section 183-a of the Judiciary Law mandates that the Broome County District Attorney shall receive an annual salary equivalent to the salary of a County Court Judge serving in Broome County, and

WHEREAS, the Broome County Court Judges brought an action against the Chief Administrator of the Courts of New York and the State Comptroller seeking retroactive salary increases based on salary disparities between the Broome County judges and County Court Judges in other counties, and

WHEREAS, the County Court judges were successful in their action and the defendants have been ordered to make the retroactive salary adjustments including an adjustment in the salary of County Court Judge Patrick H. Matthews from the date he assumed office on June 17, 1987 through the end of 1999, and

WHEREAS, at the same time former District Attorney Patrick H. Matthews took office as a County Court Judge, present District Attorney Gerald F. Mollen was appointed by the governor to succeed Judge Matthews as the Broome County District Attorney and District Attorney Mollen now seeks the same retroactive salary adjustment that was awarded to Judge Matthews, and

WHEREAS, the County Attorney has reviewed the law and facts and has negotiated a settlement of District Attorney Mollen's claim and now seeks legislative approval of the settlement, now, therefore, be it

RESOLVED, that the County Attorney is hereby authorized to settle the claim of District Attorney Gerald F. Mollen for retroactive salary adjustment as follows;

1. The amount of the settled salary adjustment is \$55,896.
2. This sum shall be paid without interest in three annual lump sum payments of \$18,632 each beginning with the first pay period in the year 2000 and the first pay period of each year thereafter until paid in full and shall constitute additional District Attorney compensation during this time period.
3. Payment pursuant to this authorization shall be made from the salary appropriations for the District Attorney salary line commencing with budget year 2000.

and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or other 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 (Hull, Pasquale).

RESOLUTION NO. 412

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Burger
RESOLUTION AUTHORIZING RENEWAL OF GRANT FROM THE NEW YORK STATE CRIME VICTIMS' BOARD AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 310 of 1998, authorized and approved the acceptance of a grant from the New York State Crime Victims' Board for the District Attorney in the amount of \$57,800 for the period October 1, 1998 through and September 30, 1999, and

WHEREAS, said grant program provides victim advocacy services to victims of violent crime and funding for the monthly fee for a computerized victim notification system regarding inmate releases from the Broome County Public Safety Facility, and

WHEREAS, in conjunction with this grant the Crime Victims Assistance Center, Inc. will provide in-kind volunteer services, including victim advocacy, follow-up correspondence, court accompaniment, telephone calls and general help as needed by the Victim Advocate, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a \$24,800 grant from the New York State Crime Victims' Board, 845 Central Avenue, Albany, New York 12206 for the District Attorney for the period October 1, 1999 through September 30, 2000, 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 \$24,800 for the period October 1, 1999 through September 30, 2000, 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 (Hull, Pasquale).

RESOLUTION NO. 413

By Finance, Public Safety and Emergency Services and Health Services Committees
Seconded by Mr. Mather

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR THE SHERIFF AND HEALTH DEPARTMENT

RESOLVED, that in accordance with a request from the Sheriff in order revise the appropriation distribution on the Edward Byrne Memorial Formula Grant as requested in BF#0001049 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	450080	1700	104319	Overtime Salary	6,000
	450080	4346	104319	Training/Education Sup.	14,200
	450080	4349	104319	Other Oper. Supplies	2,800
	450080	4359	104319	Computer Soft. & Sup.	6,000
TO	450080	2021	104319	Automobile	29,000

FURTHER RESOLVED, that in accordance with a request from the Acting Director of Health in order to utilize unexpended funds on the Be Safe Broome Grant as requested in BF#0001679 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	104244	Salaries Full Time	2,100
TO	480301	4319	104244	Office Supplies	500
	480301	4346	104244	Training/Education	1,600

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 414

By Public Works, Education, Culture & Recreation, and County Administration, Economic Development & Planning Committees
Seconded by Mr. Mather

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO OTSININGO PARK EXPANSION

WHEREAS, the County is applying for a grant from the Empire State Development Corp. for funds with which to extend the Otsiningo Trail to Riverfront Park in the Town of Chenango and to expand Otsiningo Park and it is necessary to conduct an Environmental Review as part of the grant application, and

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

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

WHEREAS, it appears that the New York State Department of Environmental Conservation, the New York State Department of Transportation, the Empire State Development Corp., the Town of Dickinson and the Town of Chenango are involved agencies in connection with said review and it is necessary to conduct a coordinated review as defined in the State Environmental Quality Review Act, reviewing the aforementioned project, and

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Otsiningo Trail extension and expansion of Otsiningo Park and directs the Department of Planning and Economic Development to coordinate review of the proposed action with the other involved and interested agencies, and be it

FURTHER RESOLVED, that a copy of this notice be forwarded to each involved and interested agency.

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 415

By County Administration, Economic Development & Planning, Public Works and Finance Committees
Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH PINNACLE SOFTCOM CORPORATION FOR MAINTENANCE AND SUPPORT FOR THE NEW TELEPHONE MANAGEMENT SYSTEM SOFTWARE FOR 1999-2004

WHEREAS, this County Legislature, by Resolution 225 of 1999, authorized an agreement with Pinnacle SoftCom Corporation (also known as Pinnacle Software Corporation) for purchase of software for the new integrated telephone management system at a cost of \$66,725, and

WHEREAS, the Department of Public Works requests authorization for an agreement with said corporation to provide maintenance and support for said software for the period August 20, 1999, through August 19, 2004, at an amount not to exceed \$54,505, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Pinnacle SoftCom Corporation, 1250 Pittsford-Victor Road, Pittsford, New York 14534 for maintenance and support for the new integrated telephone management system software for the period August 20, 1999 through August 19, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$54,505 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 031468.4449.101000 (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 (Hull, Pasquale).

RESOLUTION NO. 416

By Personnel, Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE HEALTH DEPARTMENT

RESOLVED, that in accordance with a request from the Acting Director of Health as contained in PCR#99-304, this County Legislature hereby authorizes the Abolishment of (1) Senior Registered Professional Nurse position, Part Time, at budget line 480293.1500.101000, minimum salary of \$25,829 FTE, Grade 16, Union CSEA, and the creation of (1) Public Health Nurse position, Part Time, at budget line 480293.1500.101000, minimum salary of \$27,169 FTE, Grade 17, Union CSEA, effective date 9/1/99.

Carried, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale).

RESOLUTION NO. 417

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENTS WITH VARIOUS VENDORS TO PROVIDE SERVICES FOR THE HEALTH DEPARTMENT'S DIVISION OF CHILD DEVELOPMENT PRESCHOOL EDUCATION PROGRAM FOR 1999-2000 AND TO ESTABLISH NEW AGREEMENTS WITH VARIOUS VENDORS FOR RELATED SERVICES FOR THE ABOVE PROGRAM

WHEREAS, this County Legislature, by Resolution 219 of 1999, authorized renewal of agreements with various vendors for services for the Health Department's Division of Child Development Preschool Education Program for the period July 1, 1999 through June 30, 2000, and

WHEREAS, said services are necessary to provide various services, including itinerant speech, occupational and physical therapies, special education, medical services (including psychological evaluations, social history, physical examinations and non-physician evaluation), classroom and personal care aides, service coordination, interpreters, nursing services, counseling and transportation, and

WHEREAS, it is necessary at this time to amend said agreement to include the Special Children's Center as a tuition-based provider for the period of September 1, 1999 through June 30, 2000, and

WHEREAS, it is desired at this time to establish an agreement with the Special Children's Center as a tuition-based provider for the Preschool Education Program and to add the Center to the list of vendors on Exhibit "C", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreements with the various vendors listed on the attached Exhibit "C" for related services for the Preschool Education Program for the period July 1, 1999 through June 30, 2000, and be it

FURTHER RESOLVED, that the Contractors shall be paid at the rates set by the New York State Department of Education, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480293.4745.101081 (Education of Handicapped Children), total amount not to exceed budget appropriations, 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 (Hull, Pasquale).

RESOLUTION NO. 418

By Transportation and Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING THE COMMISSIONER OF PUBLIC TRANSPORTATION TO PROVIDE REDUCED AND FREE FARES DURING "TRY TRANSIT WEEK"

WHEREAS, the Commissioner of Public Transportation has requested authorization to set a reduced fare schedule and to provide free rides on BC Transit buses during "Try Transit Week," September 13-18, 1999, and

WHEREAS, the reduced fares and the free rides would be beneficial for marketing, public relations and employee relations purposes, and

WHEREAS, the Commissioner of Public Transportation would set a reduced fare of 25 cents for Monday, September 13, 1999 and free rides from Tuesday, September 14, 1999 through Saturday, September 18, 1999 to anyone possessing a receipt from a participating merchant, and

WHEREAS, any person riding the BC Transit bus from which a local radio station will be providing a live broadcast, will be permitted to ride free, now, therefore, be it

RESOLVED, that the Commissioner of Public Transportation is authorized to set a reduced fare of 25 cents for Monday, September 13, 1999 and free rides from Tuesday, September 14, 1999 through Saturday, September 18, 1999 to anyone possessing a receipt from a participating merchant, and be it

FURTHER RESOLVED, that the Commissioner of Public Transportation is authorized to provide free rides to any person riding the BC Transit bus from which a local radio station will be providing a live broadcast during such period, 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 (Hull, Pasquale).

RESOLUTION NO. 419

By Finance Committee

Seconded by Mr. Miller

RESOLUTION AUTHORIZING THE SALE OF COUNTY-OWNED PROPERTY TO DAVID NAIK

WHEREAS, Broome County acquired by in rem foreclosure proceeding a parcel of real property known as 1311 Day Hollow Road, Tax Map No. 140.14-2-2 located in the Town of Union, which is not required for public use, 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 this property was held and tabulation of all bids submitted was undertaken by the Director of Real Property Tax Service, and

WHEREAS, the Director of Real Property Tax Services requests this County Legislature authorize the sale of this parcel to the highest bidder, David Naik, 1715 Route 26, Endicott, New York 13760 with revenue to Broome County of \$70,000, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes the sale of a parcel of real property located in the Town of Union, known as 1311 Day Hollow Road, Tax Map No. 140.14-2-2, to David Naik, 1715 Route 26, Endicott, New York 13760 for \$70,000, and be it

FURTHER RESOLVED, the revenue received pursuant to this sale shall be credited to budget line 630004.0212.101000 (Sales of Real Property), 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 (Hull, Pasquale).

Mr. Shafer moved to adjourn, seconded by Mr. Miller. Motion to adjourn **carried**, Ayes-17, Nays-0, Absent-2 (Hull, Pasquale). Meeting adjourned at 4:42pm.

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