
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, FEBRUARY 22, 2001**

The Legislature convened at 5:06 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, had read the fire exit announcement and called the Attendance Roll at the previous special session and the Attendance Roll remained at Present 19, Absent 0.

Mr. Miller made a motion, seconded by Mr. Brunza, that the minutes of the January 25, 2001 Regular Session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period January 19, 2000 through February 15, 2001 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. Wike and seconded by Mr. O'Day. **Carried.**

ANNOUNCEMENTS FROM THE CHAIR

Chair Daniel Schofield announced that Jeffrey P. Kraham's State of the County Address scheduled for Thursday, March 1, 2001, would be held at 4:00 p.m.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

1. Declaration of Public Emergency with regard to the Broome County Court House
2. Appointments to Broome County Environmental Management Council

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. Minutes from:
 - a. Association of Towns and Villages
 - b. Association of Municipal Clerks
 - c. Environmental Management Council
 - d. Broome County Soil & Water Conservation District
 - e. Binghamton Regional Airport (Progress Meeting #52 & #53)
 - f. Nanticoke Landfill Advisory Committee
 - g. Cornell Cooperative Extension
2. Office of the State Comptroller
3. Town of Maine: letter re: telecommunications tower application by AT & T
4. 2001 Town Budget:
 - a. Town of Dickinson
 - b. Town of Vestal
5. Cortland County: Resolutions No. 28-01 & No. 29-01
6. Letter from S. Fantuzzo re: naming of Binghamton Regional Airport
7. Audit and Control: Accounts Payable Procedure
8. Law Department: History of the Nanticoke Landfill waste to energy project
9. Broome County Adopted Budget, 2001
10. Broome County Adopted Capital Improvements Program, 2001-2006

C. Notices:

1. Notice of Claim from National Grange Mutual

D. Reports:

1. Law Department: Legal services provided for quarter ending December 31, 2000
2. Board of Elections: 2000 Annual Report
3. Broome Community College: December 2000 Budget Transfers
4. Finance Department: Forth Quarterly Report of 2000 Sales Tax Collections
5. George F. Johnson Memorial Library: 1999-2000 Fiscal Report
6. Broome Community College: Financial Statements, August 31, 2000
7. Audit and Control:
 - a. Industrial Development Agency Audit, January 2001
 - b. Department of Finance: Electronic Funds Transfer Controls Audit, January 2001
 - c. Aviation Department: Payroll Audit
8. Solid Waste: Landfill Efficiency Audit

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Appointing William H. Miller to the Farmland Protection Board

Mr. Holley made a motion, seconded by Mr. Brunza, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2001 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.
Carried.

Mr. Hull and Mr. Whalen were designated as participants with Chairman Schofield in the 'Short Roll Call'.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 38

(Held over by Ms. Hudak)

By Health Services, Personnel and Finance Committees Seconded by Mr. Shafer
RESOLUTION AUTHORIZING RENEWAL OF TUBERCULOSIS ELIMINATION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002
Carried.

RESOLUTION NO. 64

(Held over by Mr. Howard)

By Public Works and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CAMP DRESSER & MCKEE FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1996-2001
Mr. Pasquale made a motion to table the resolution to a date uncertain, seconded by Mr. Howard. **Motion to table carried**, Ayes-15, Nays-4 (Hudak, Kolba, Mather, Shafer).

RESOLUTION NO. 65

(Held over by Mr. Howard)

By Public Works and Finance Committees Seconded by Mr. Shafer
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STRATEGIC POWER MANAGEMENT, LLC., FOR CONSULTING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2000-2001
Carried.

RESOLUTION NO. 66

(Held over by Mr. Pasquale)

By Public Works and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING THE FILING OF A PETITION TO THE PUBLIC SERVICE COMMISSION SEEKING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY IN CONNECTION WITH SUPPLYING THE AIRPORT, BROOME COMMUNITY COLLEGE AND THE PUBLIC SAFETY FACILITY WITH ELECTRICITY FROM THE GAS GENERATION PLANT AT THE NANTICOKE LANDFILL AND RETAINING THE SERVICES OF STRATEGIC POWER MANAGEMENT, INC. TO PREPARE THE PETITION

Ms. Hudak made a motion to call the question, seconded by Mr. Wike. **Motion to call the question carried**, Ayes-12, Nays-7 (Brunza, Burger, Hull, Kavulich, Mather, Pasquale, Schofield). Resolution **carried**.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 67

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

Seconded by Mr. Wike

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE BROOME COUNTY LIBRARY AND WPNH

RESOLVED, that in accordance with a request from the Library Director as contained in PCR#00-447, this County Legislature hereby authorizes the abolishment of (1) Management Associate position, Full Time, at budget line 841007.1000.304000, minimum salary of \$29,023, Grade 18, Union BAPA, effective date 01/01/01, and be it

FURTHER RESOLVED, that in accordance with a request from the Library Director as contained in PCR#00-457, this County Legislature hereby authorizes the creation of (1) Library Clerk position, Part Time, at budget line 841007.1500.304000, minimum salary of \$17,620 FTE, Grade 06, Union CSEA (Library), effective date 01/01/01, and be it

FURTHER RESOLVED, that in accordance with a request from the Library Director as contained in PCR#00-456, this County Legislature hereby authorizes the creation of (1) Library Clerk position, Full Time, at budget line 841007.1000.304000, minimum salary of \$17,620, Grade 06, Union CSEA (Library), effective date 01/01/01, and be it

FURTHER RESOLVED, that in accordance with a request from the Administrator of WPNH as contained in PCR#01-106, this County Legislature hereby authorizes the creation of (1) Rehabilitation Coordinator position, Full Time, at budget line 160085.1000.204000, minimum salary of \$32,680, Grade 16, Union BAPA, and the abolishment of (1) Rehabilitation Nurse Coordinator position, Full Time, at budget line 160085.1000.204000, minimum salary of \$32,680, Grade 16, Union BAPA, effective date 01/01/01.

Carried.

RESOLUTION NO. 68

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH SHUMAKER CONSULTING ENGINEERS & LAND SURVEYORS, P.C. FOR LAND SURVEYING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2001

WHEREAS, this County Legislature, by Resolution 365 of 1999, authorized an agreement with Shumaker Consulting Engineers & Land Surveyors, P.C. for land surveying services for the Department of Public Works at an amount not to exceed \$75,000 for the period July 1, 1999 through December 31, 2000, and

WHEREAS, said services are necessary to assist County personnel to relieve a backlog of work projects, providing services County personnel are not licensed to perform and to provide such specialty services as aerial surveys, and

WHEREAS, said agreement expired by its terms on December 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$150,000, for the period January 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Shumaker Consulting Engineering & Land Surveying, P.C., 320 North Jensen Road, Vestal, New York 13850-2131, for land surveying services for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor in accordance with the rate schedule attached hereto as Exhibit "A", total cost not to exceed \$150,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

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

Carried.

RESOLUTION NO. 69

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH HAWK ENGINEERING, P.C. FOR LAND SURVEYING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2001

WHEREAS, this County Legislature, by Resolution 364 of 1999, authorized an agreement with Hawk Engineering, P.C. for land surveying services for the Department of Public Works at an amount not to exceed \$75,000 for the period July 1, 1999 through December 31, 2000, and

WHEREAS, said services are necessary to assist County personnel to relieve a backlog of work projects, providing services County personnel are not licensed to perform and to provide such specialty services as aerial surveys, and

WHEREAS, said agreement expired by its terms on December 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$150,000, for the period January 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hawk Engineering, P.C., P.O. Box 427, Binghamton, New York 13902-0427, for land surveying services for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor in accordance with the rate schedule attached hereto as Exhibit "A", total cost not to exceed \$150,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

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

Carried.

RESOLUTION NO. 70

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ALLEN TUNNEL CORPORATION FOR SOFTWARE MAINTENANCE FOR REAL PROPERTY TAX SERVICE FOR 2001

WHEREAS, this County Legislature, by Resolution 508 of 1999, authorized an agreement with Allen Tunnel Corporation for software maintenance at an amount not to exceed \$2,500 for the period January 1, 2000 through December 31, 2000, and

WHEREAS, said services are necessary for maintenance of the STAR tax collection software, and

WHEREAS, said agreement expired by its terms on December 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions at an amount not to exceed \$2,500 for the period January 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Allen Tunnel Corporation, 1043 Upper Front Street, Binghamton, New York 13905 for maintenance of the Real Property STAR Program software for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,500 for support during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, for the term of this agreement, and be it

FURTHER RESOLVED, that in the event support is required during the weekend hours and hours outside of the standard hours of 8:00 a.m. to 5:00 p.m., the hourly rate shall be \$85 and for hours during holidays the hourly rate shall be \$170, 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.

RESOLUTION NO. 71

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF EMERGENCY MANAGEMENT PROGRAM STATE AID FOR EMERGENCY SERVICES FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 207 of 2000, authorized and approved Emergency Management Assistance Program State Aid in the amount of \$35,323 for the Department of Emergency Services for the period October 1, 1999 through September 30, 2000, and

WHEREAS, said grant provides federal funds to offset costs for the Emergency Management Program within Broome County, and

WHEREAS, said program expired by its terms on September 30, 2000 and it is desired to accept the Emergency Management Performance State Aid in the amount of \$ 35,626 for the period October 1, 2000 through September 30, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,626 from the New York State Emergency Management Office, 1220 Washington Avenue, Building 22, Suite 101, Albany, New York 12226-2251 for the Broome County Emergency Management Program for the period October 1, 2000 through September 30, 2001, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 460006.0369.101000 (Civil Defense), and be it

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

Carried.

RESOLUTION NO. 72

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING CORRECTION OF ERRORS ON TAX ROLLS FOR VARIOUS TOWNS

WHEREAS, applications for Correction of Errors on Tax Rolls for various towns have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

WHEREAS, the Director of Real Property Tax Service has filed a report pursuant to Section 554 of the Real Property Tax Law and certain claimed errors have been determined to exist that should be corrected, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the application for correction and orders that the tax officer having jurisdiction of the tax rolls correct said tax rolls and the tax bills in accordance with the list attached hereto as Exhibit "A", pursuant to Section 554 of the Real Property Tax Law.

Carried.

RESOLUTION NO. 73

By Health Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF HEALTH'S PREVENTIVE DENTISTRY/DENTAL SEALANT GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001

WHEREAS, this County Legislature, by Resolution 432 of 1999, as amended by Resolution 607 of 2000, authorized and approved renewal of the Department of Health's Preventive Dentistry/Dental Sealant Grant for the period October 1, 1999 through December 31, 2000 and adopted a program budget in the amount of \$57,500, and

WHEREAS, said grant program promotes good oral hygiene to Broome County school children by providing dental exams, cleanings, sealants and educational services, and

WHEREAS, it is desired to renew said grant program for the period January 1, 2001 through September 30, 2001 in the amount of \$41,250, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$41,250 from the New York State Department of Health, Bureau of Dental Health, Empire State Plaza, Corning Tower, Room 542, Albany, New York 12237- 0619 for the Health Department's Preventive Dentistry/Dental Sealant Grant for the period January 1, 2001 through September 30, 2001, 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 \$ 41,250, 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.

RESOLUTION NO. 74

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE U.S. FOR LONG TERM HEALTH CARE INSURANCE FOR BROOME COUNTY EMPLOYEES FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 329 of 1999, authorized an agreement with the Equitable Life Assurance Society of the U. S. to offer long term health care insurance to County employees at no cost to the County for the period July 1, 1999 through June 30, 2000, and

WHEREAS, said agreement expired by its terms on June 30, 2000 and it is desired at this time to renew said agreement on similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Equitable Life Assurance Society of the U.S., 4100 Old Vestal Road, Vestal, New York 13850 to offer long term health care insurance for Broome County employees for the period July 1, 2000 through June 30, 2001 at no cost to the County and with no obligation on the part of County employees to purchase said insurance, and be it

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

Carried.

RESOLUTION NO. 75

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH EPIXTECH, INC. FOR MAINTENANCE OF DYNIX LIBRARY SYSTEM FOR THE BROOME COUNTY CENTRAL LIBRARY FOR 2001

WHEREAS, this County Legislature, by Resolution 18 of 2000, authorized renewal of the agreement with Epixtech, Inc. for maintenance of the DYNIX library system for the Broome County Central Library at an amount not to exceed \$ 22,314.62, for the period January 1, 2000 through December 31, 2000, and

WHEREAS, said services are necessary for continued software and hardware and 60/40 peripheral maintenance, and

WHEREAS, said agreement expired by its terms on December 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$23,104.22, for the period January 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Epixtech, Inc., 400 West 5050 North, Provo, Utah, 84604-5650 for maintenance of the DYNIX library system for the Broome County Central Library for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$23,104.22 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 841007.4359.304111 and 842005.4359.304111 (Computer Software and Supplies) and 841007.4514.304111 and 842005.4514.304111 (Hardware 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.

RESOLUTION NO. 76

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE ADDICTION CENTER OF BROOME COUNTY, INC. FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2001

WHEREAS, this County Legislature, by Resolution 638 of 2000, authorized an agreement with various local agencies for various services for the Department of Mental Health, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for an additional \$50,000 in state aid to the Addiction Center of Broome County, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Addiction Center of Broome County, Inc., to include \$50,000 in additional state aid total amount not to exceed \$129,160 as shown in Exhibit "A", for services for the Department of Mental Health for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470039.5021.101000 (Contractual Expenses), and be it

FURTHER RESOLVED, that Resolution 638 of 2000, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 77

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE ONEIDA COUNTY SHERIFF'S DEPARTMENT FOR HOUSING OF STATE READY PRISONERS FOR THE OFFICE OF THE SHERIFF FOR 2001

WHEREAS, this County Legislature, by Resolution 625 of 1999, authorized an agreement with the Oneida County Sheriff's Department to house state ready prisoners to relieve overcrowding at the Broome County Public Safety Facility at an amount not to exceed \$80 per inmate per day, for the period of January 1, 2000 through December 31, 2000, and

WHEREAS, said agreement expired by its terms on December 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$80 per inmate per day, for the period of January 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Oneida County Sheriff's Department, Public Safety Complex, 6075 Judd Road, Oriskany, New York 13424-2271 to house state ready prisoners in order to alleviate overcrowding at the Broome County Public Safety Facility, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$80 per inmate per day, for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facilities), and be it

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

Carried.

RESOLUTION NO. 78

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE ONEIDA COUNTY SHERIFF'S DEPARTMENT FOR SECURITY SERVICES FOR INMATES AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER FOR 2001

WHEREAS, this County Legislature, by Resolution 626 of 1999, authorized renewal of an agreement with the Oneida County Sheriff's Department for security services for inmates housed at the Central New York Psychiatric Center for the period January 1, 2000 through December 31, 2000 at an amount not to exceed \$110 per inmate per day, and

WHEREAS, said security services are necessary while inmates are receiving psychiatric treatment, and

WHEREAS, said agreement expired by its terms on December 31, 2000 and it is desired at this time to renew said agreement for the period January 1, 2001 through December 31, 2001 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Oneida County Sheriff's Department, Public Safety Complex, 6075 Judd Road, Oriskany, New York 13424-2271 for security services for inmates housed at the Central New York Psychiatric Center for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$110 per inmate per day, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facilities), and be it

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

Carried.

RESOLUTION NO. 79

By Economic Development & Planning and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING REVISION OF VARIOUS PROGRAM GRANTS UNDER THE WORKFORCE INVESTMENT ACT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING PROGRAM BUDGETS IN CONNECTION THEREWITH FOR 2000-2003

WHEREAS, this County Legislature, by Resolution 352 of 2000, authorized the continued participation in the Workforce Investment Act Dislocated Workers Grant, the Youth Grant and the Adult Grant by the Office of Employment and Training and adopted program budgets in connection therewith in the amounts of \$1,100,000, \$600,000 and \$600,000, respectively, for the period July 1, 2000 through June 30, 2003, and

WHEREAS, said grant programs provide job placement services and training to dislocated workers, low income youth and adults, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase to said programs in the total amount of \$139,539 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Dislocated Workers Grant in the amount of \$104,920, the Youth Grant in the amount of \$8,965 and the Adult Grant in the amount of \$25,654 for the period July 1, 2000 through June 30, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budgets annexed hereto as Exhibits "A", "B", and "C" in the total amounts as reflect in said Exhibits, and be it

FURTHER RESOLVED, that Resolution 352 of 2000, 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.

RESOLUTION NO. 80

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ABANDONMENT OF A PORTION OF OLD VESTAL ROAD IN THE TOWN OF VESTAL

WHEREAS, James and Deborah Gruver have requested that the County of Broome abandon a portion of Old Vestal Road in the Town of Vestal which adjoins their property, pursuant to Section 118A of the New York State Highway Law, and

WHEREAS, the Department of Public Works has reviewed the proposed abandonment and has determined that the County has no present or future use for the area described on the attached map Number 335, parcel number 1A, as the area described as part of the old road bed which is no longer utilized by the County due to reconstruction in the area, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abandonment of a portion of Old Vestal Road in the Town of Vestal to James and Deborah Gruver as the adjoining owner thereof, said property being as described on the annexed Exhibit "A", and be it

FURTHER RESOLVED, that the abandonment of right-of-way requested herein shall not affect the right-of-way for existing utilities within the abandoned area, and be it

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

Carried.

RESOLUTION NO. 81

By Education, Culture and Recreation Committee

Seconded by Mr. Wike

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ARENA BOARD OF DIRECTORS

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XXIV, Section 2408 of the Broome County Charter and Code, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Arena Board of Directors for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
David Berger 813 Annabelle Street Vestal, New York 13850	Reappointment Term Expires 12/31/03
Emil Bielecki 309 Old Vestal Road Vestal, New York 13850	Reappointment Term Expires 12/31/03

John Castelli
2429 Maria Boulevard
Binghamton, New York 13903

Reappointment
Term Expires 12/31/03

Thomas Harding
23 Phinn Avenue
Binghamton, New York 13903

Reappointment
Term Expires 12/31/03

Timothy Ward
904 Cherry Lane
Vestal, New York 13850

Reappointment
Term Expires 12/31/03

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV,
Section 2408 of the Broome County Charter and Code, does hereby confirm the appointments of
the above-named individuals to membership on the Broome County Arena Board of Directors in
accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 82

By Transportation Committee

Seconded by Mr. Wike

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BINGHAMTON REGIONAL AIRPORT ADVISORY BOARD

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested
in him by Resolution 89 of 1999, has duly designated and appointed, pending confirmation by
this Legislature, the following named individuals to membership on the Binghamton Regional
Airport Advisory Board for the terms indicated:

NAME
Carl T. Ernstrom
3324 Cynthia Drive
Binghamton, New York 13903

TERM EXPIRING
Reappointment
Term Expires 12/31/03

Kathleen Fiacco
1208 Hillside Drive
Vestal, New York 13850

Reappointment
Term Expires 12/31/03

Charles Griffiths
3740 Cobblestone Court
Binghamton, New York 13903

Reappointment
Term Expires 12/31/03

Donald Miller
1061 Bunn Hill Road
Vestal, New York 13850

Reappointment
Term Expires 12/31/03

Stanton Drazen
605 Clubhouse Road
Vestal, New York 13850

New Appointment
Term Expires 12/31/03

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 89 of 1999, does hereby confirm the appointments of the above-named individuals to membership on the Binghamton Regional Airport Advisory Board in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 83

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AGREEMENT WITH IOS CAPITAL AND IKON OFFICE SOLUTIONS FOR THE LEASE AND RELATED SERVICE AGREEMENTS FOR DIGITAL COPY MACHINES FOR SEVERAL BROOME COUNTY DEPARTMENTS FOR 2001-2006

WHEREAS, the Director of Purchasing has advertised and received bids for lease and related service agreements for the placement of digital copy machines in various County departments, and

WHEREAS, following a review of all bids received and selected testing of proposed machines, the Director of Purchasing on behalf of the respective departments requests authorization for several leases and related service agreements with IOS CAPITAL and IKON OFFICE SOLUTIONS for digital copy machines for a five (5) year period beginning on or about March 1, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby approves several lease agreements with IOS CAPITAL, P.O. Box 9115, Macon, GA 31208-9115 and related service agreements with IKON OFFICE SOLUTIONS, 21 South Washington Street, Binghamton, New York 13903, for a five-year period beginning on or about March 1, 2001, for the following digital copy machines:

DEPARTMENT & MACHINE/MODEL	Copies per Month	Cost per Month	X 60 months
STOP-DWI Canon IR-330	5,000	\$139 *	\$ 8,340
SOCIAL SERVICES Canon IR-5000	12,000	\$263 *	\$15,780
PERSONNEL/RISK AND INSURANCE Canon IR-400	10,000	\$260 **	\$15,600
LAW Canon IR-5000	15,000	\$321 **	\$19,260
EMERGENCY SERVICES. Canon IR-5000	21,000	\$351 **	\$21,060
PROBATION Canon IR-5000	30,000	\$396 **	\$23,760
Total Cost			\$103,800

with overage rates of .006* or .007** when applicable, and be it,

FURTHER RESOLVED, that in consideration of said leases and service agreements, the County shall pay the Contractors an amount not to exceed \$103,800 for the term of these agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4513.various (Copy Machines Rentals), and be it

FURTHER RESOLVED, that the bid summary attached as Exhibit 'A' is approved for use by all Broome County Departments, subject to Legislative approval, and pursuant to Resolution 358 of 1990 is approved and extended to non-Broome County Governmental Agencies through August 31, 2001, and be it

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

Carried.

RESOLUTION NO. 84

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENTS WITH IKON OFFICE SOLUTIONS AND IOS CAPITAL FOR THE LEASE AND RELATED SERVICE OF COPY MACHINES FOR VARIOUS COUNTY DEPARTMENTS FOR 1999-2004

WHEREAS, this County Legislature, by Resolution 57 of 1999, authorized agreements with IKON Office Solutions and IOS Capital for lease and related service of copy machines for various County Departments at a cost not to exceed \$73,978.40, for the period January 30, 1999 through January 31, 2004, and

WHEREAS, said agreements provide for the lease of copy machines and related services for various County Departments, and

WHEREAS, it is necessary to authorize the amendment of said agreement to transfer the Canon 6551 copy machine from the Department of Law to the Department of Health at an increase in cost of \$19.05 per month, total amount not to exceed \$666.75 for the remainder of the term of this agreement, to cover the increase of 3,000 copies per month, total number of copies being 23,000, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the lease agreement with IOS CAPITAL, P.O. Box 9115, Macon, GA 31208-9115 and related service agreements with IKON OFFICE SOLUTIONS, 21 South Washington Street, Binghamton, New York 13903 for the transfer of the Canon 6551 to the Department of Health at an increase in cost of \$19.05 per month, total amount not to exceed \$666.75 for the remainder of the term of this agreement, to cover the increase of 3,000 copies per month, total number of copies being 23,000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors \$299.42 per month for 23,000 copies per month with an overage rate of \$.00653, total cost not to exceed \$74,645.15 for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 4480228.4518.101000 (Copy Machine Rentals), and be it

FURTHER RESOLVED, that Resolution 57 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 85

By Transportation, Personnel, County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF BINGHAMTON METROPOLITAN TRANSPORTATION STUDY GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001- 2002

WHEREAS, this County Legislature, by Resolution 51 of 2000, authorized and approved the renewal of the Binghamton Metropolitan Transportation Study Grant and adopted a program budget in the amount of \$412,725 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, it is desired to renew said grant program for the period April 1, 2001 through March 31, 2002 in the amount of \$409,400, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of two Federal Highway Administration grants totaling \$472,000 and two Federal Transit Administration Section 8 grants totaling \$87,400, for the period April 1, 2001 through March 31, 2002, 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 \$559,400, 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.

RESOLUTION NO. 86

By Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES FOR 2001

WHEREAS, this County Legislature, by prior resolutions, authorized hourly rates for various non-union, temporary and seasonal employees, and

WHEREAS, it is desired at this time to amend the hourly rate schedule for 2001 for the positions indicated below, now, therefore, be it

RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary and seasonal employees for 2001 for the positions indicated below.

2001 RECOMMENDED SALARY SCHEDULE NON-UNION TEMPORARY AND SEASONAL EMPLOYEES

<u>Department/Title</u>	<u>Current Hourly Rate</u>	<u>Recommended Hourly Rate</u>	<u>Effective Date</u>
Binghamton Metropolitan Transit Study			
Traffic Counter	\$ 6.50	\$ 7.50	04/01/01
Mental Health			
Medical Director (Part-time)	\$55.53	\$64.02	07/01/00

Carried.

RESOLUTION NO. 87

By Finance and Public Works Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT FOR THE PURCHASE OF REAL PROPERTY ON DUNHAM HILL ROAD IN THE TOWN OF BARKER

WHEREAS, the County is interested in purchasing areas around the Nanticoke Landfill for use as a buffer zone and for the Landfill Expansion Project, and

WHEREAS, the properties at 1119 and 1111 Dunham Hill Road are adjacent to the Nanticoke Landfill and suitable for use as a buffer zone and for the Landfill Expansion Project, and

WHEREAS, the owner of these properties has agreed to sell said properties to the County of Broome, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mrs. Jennie Kolba, 224 North Harrison Street, Johnson City, New York 13790 for the purchase of 60.24 acres of real property located at 1119 Dunham Hill Road, Town of Barker, Tax Map No. 054.03-1-15.1 and 0.92 acres of real property located at 1111 Dunham Hill Road, Town of Barker, Tax Map No. 053.04-1-15.2, and be it

FURTHER RESOLVED, that in consideration of said purchase, the County shall pay Mrs. Jennie Kolba an amount not to exceed \$48,000 for the property located at 1119 Dunham Hill Road and an amount not to exceed \$1,500 for the property located at 1111 Dunham Hill Road, plus closing costs, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235044.2001.502269 (Original Acquisition), and be it

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

Carried, Ayes-18, Nays-0, Abstain-1 (Kolba).

RESOLUTION NO. 88

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF COMMUNITY SERVICES FOR THE ELDERLY (CSE) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 147 of 2000, as amended by Resolution 678 of 2000, authorized the continued participation in the Community Services for the Elderly (CSE)/Congregate Services Initiative (CSI) Program Grant by the Office for Aging and adopted a program budget in connection therewith in the total amount of \$396,632 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides for a variety of services including social day care, transportation, rural shopping, in-home mental health counseling and the grow program, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations in the amount of \$6,096, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly (CSE) Program Grant in the amount of \$6,096 for the period April 1, 2000 through March 31, 2001, 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 \$402,728, and be it

FURTHER RESOLVED, that Resolution 147 of 2000 as amended by Resolution 678 of 2000, 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.

RESOLUTION NO. 89

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 152 of 2000, authorized the continued participation in the Supplemental Nutrition Assistance Program (SNAP) by the Office for Aging and adopted a program budget in connection therewith in the total amount of \$238,136 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides supplemental funding for congregate meals and home-delivered meals, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations in the amount of \$11,591, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Supplemental Nutrition Assistance Program (SNAP) in the amount of \$11,591 for the period April 1, 2000 through March 31, 2001, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$249,727, and be it

FURTHER RESOLVED, that Resolution 152 of 2000, 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.

RESOLUTION NO. 90

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGAL AID FOR BROOME AND CHENANGO, INC. FOR LEGAL SERVICES FOR THE ELDERLY FOR THE OFFICE FOR AGING FOR 2001

WHEREAS, this County Legislature, by Resolution 578 of 1999 as amended by Resolution 460 of 2000, authorized renewal of an agreement with Legal Aid for Broome and Chenango, Inc. for legal services to elderly County residents for the Office for Aging in the amount of \$37 per hour, total cost not to exceed \$24,000, for the period January 1, 2000 through December 31, 2000, and

WHEREAS, the Broome County Office for Aging is required by federal regulations to commit funds for legal services for the elderly, and

WHEREAS, said agreement expired by its terms on December 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions, in the amount of \$39 per hour, total cost not to exceed \$25,000, for the period January 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Legal Aid for Broome and Chenango, Inc., 30 Fayette Street, P.O. Box 2011, Binghamton, NY 13902-2011 for legal services to Broome County residents over the age of 60 whose income exceeds the eligibility guide lines of the Legal Aid for Broome and Chenango, Inc. for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$39 per hour, total cost not to exceed \$25,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760751.4457.104462 (Subcontracted Program Expense), and be it

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

RESOLUTION NO. 91

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH THE SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR SHOPPER PROGRAM AND III-B SUPPORTIVE SERVICES FOR THE OFFICE FOR AGING FOR 2001-2002

WHEREAS, the Director of Office for Aging requests authorization for an agreement with the Southern Tier Chapter of the American Red Cross for shopper and supportive services for the period April 1, 2001 through December 31, 2002, at a cost not to exceed \$40,000, and

WHEREAS, said shopper service program provides support and assistance to those persons age 60 and older who are homebound, unable to go out alone, without friends or relatives who are able and willing to assist them and who are not eligible for service under other funding sources, and

WHEREAS, this service includes weekly grocery shopping, putting away groceries and limited errands including banking, pharmacy, library and post office, and

WHEREAS, clients must live in Broome County and determined to be eligible for services by a comprehensive assessment provided by the staff of Office for Aging, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier Chapter of the American Red Cross, 93 Chestnut Street, Binghamton, NY 13905, for shopper and supportive services for the period April 1, 2001 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$40,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 760751.4457.104XXX and 761XXX.4457.104520 (Subcontracted Program Expense), and be it

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

Carried.

RESOLUTION NO. 92

By Health Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF YOUTH TOBACCO ENFORCEMENT AND PREVENTION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 481 of 2000, authorized the continued participation in the Youth Tobacco Enforcement and Prevention Grant for the Department of Health and adopted a program budget in connection therewith in the total amount of \$21,300 for the period October 1, 2000 through September 30, 2001, and

WHEREAS, said grant program supports the department's activities in youth tobacco use enforcement and prevention, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations and the addition of a new part time staff position, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Youth Tobacco Enforcement and Prevention Grant in the amount of \$12,494 for the period October 1, 2000 through September 30, 2001, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$33,794, and be it

FURTHER RESOLVED, that Resolution 481 of 2000, 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.

RESOLUTION NO. 93

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY ORIENTED POLICING SERVICES UNIVERSAL HIRING #2 PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001

WHEREAS, this County Legislature, by Resolution 249 of 2000, authorized the continued participation in the Community Oriented Policing Services Universal Hiring #2 Program Grant by

the Office of the Sheriff and adopted a program budget in connection therewith in the total amount of \$49,136 for the period October 1, 2000 through December 31, 2000, and

WHEREAS, said grant program provides funding for four Deputy Sheriffs and the County is required to fund these positions for one budget year beyond the expiration of the grant period, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in local appropriations of \$85,946, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Oriented Policing Services Universal Hiring #2 Program Grant in the amount of \$85,946 for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$135,082, and be it

FURTHER RESOLVED, that Resolution 249 of 2000, 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.

RESOLUTION NO. 94

By Public Works, Education, Culture & Recreation and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AGREEMENT WITH JOHNSON CONTROLS, INC. FOR A SHARED ENERGY PERFORMANCE CONTRACT FOR THE BROOME COUNTY VETERANS MEMORIAL ARENA FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2001-2016

WHEREAS, this County Legislature, by Resolution 407 of 2000, authorized an agreement with Johnson Controls, Inc. for a comprehensive energy audit at the Broome County Veterans Memorial Arena for the period August 1, 2000 through October 31, 2000 at an amount not to exceed \$34,000, and

WHEREAS, the County under said agreement is obligated to pay the Contractor for the audit only in the event that a contract is not executed with Johnson Controls, Inc. and the post-audit annual savings meets or exceeds the estimated annual savings of \$128,787 or the revised amount as a result of the energy audit, whichever is greater, and

WHEREAS, Johnson Controls, Inc. completed the energy audit that confirmed an annual energy savings of \$147,257 in the first year of the contract, which exceeded the annual savings originally estimated at \$128,787, and

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Johnson Controls, Inc. for a Shared Energy Performance Contract for the Broome County Veterans Memorial Arena for the period March 1, 2001 through February 28, 2016, and

WHEREAS, said services are necessary to reduce utility costs and to replace out-dated heating, ventilation and air conditioning equipment now at the end of its current useful life and to reduce maintenance cost, and

WHEREAS, to achieve the energy savings, Johnson Controls, Inc. will make \$1,982,043 in capital equipment improvements to the Arena with payments to the Contractor to be made from the energy savings costs, and

WHEREAS, at the end of the contract term, the County will realize a positive cash flow of \$94,073, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Johnson Controls, Inc., 105 Twin Oaks Drive, Syracuse, New York 13206, for a Shared Energy Performance Contract for the Broome County Veterans Memorial Arena for the period March 1, 2001 through February 28, 2016, and be it

FURTHER RESOLVED, that any payment to the Contractor shall be made solely from the energy savings costs, and be it

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

Carried.

RESOLUTION NO. 95

By Transportation and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SHUTTLE AMERICA FOR LEASE OF SPACE AT THE BINGHAMTON REGIONAL AIRPORT FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 460 of 1998, authorized an agreement with Shuttle America for lease of space in the Binghamton Regional Airport Freight Building at an amount not to exceed \$343 per year, for the period November 1, 1998 through October 31, 2000, and

WHEREAS, said agreement is necessary for housing (in approximately 25 square feet) a radio antenna, wiring and communication equipment, and

WHEREAS, said agreement expired by its terms on October 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$364 per year, for the period January 1, 2001 through December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Shuttle America, P.O. Box 3235, 334 Ella Grasso Turnpike, Windsor Locks, Connecticut 06096 for lease of space at the Binghamton Regional Airport Freight Building for the period January 1, 2001 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$364 per year, total not to exceed \$728, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 210112.0120.207000 (Freight Building Rental), and be it

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

Carried.

RESOLUTION NO. 96

By Transportation and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF TRANSPORTATION "AIR 99" PROGRAM FUNDS FOR THE DEPARTMENT OF AVIATION FOR 2001

WHEREAS, the Commissioner of Aviation requests authorization to accept New York State Department of Transportation Airport Improvement and Revitalization Act of 1999 ("Air 99") Program funds in the amount of \$135,000, and

WHEREAS, said program provides funding from the State of New York for utility enhancement and marketing at the Binghamton Regional Airport, and

WHEREAS, this County Legislature wishes to further these projects using New York State Department of Transportation "Air 99" funds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 for the Airport Utility Enhancement Project and \$35,000 for the Airport's Marketing Program, for a total amount of \$135,000 from the New York State Department of Transportation, Aviation Services Bureau, 1220 Washington Avenue, Albany, New York 12232 for the Department of Aviation, and be it

FURTHER RESOLVED, that the revenue hereinabove received shall be credited to revenue lines 211011.0466.501346 (State Aid-Capital Projects) and 210195.0460.207000 (Other State Aid), 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.

RESOLUTION NO. 97

By Transportation and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH U.S. AIRWAYS FOR LAND LEASE AT THE BINGHAMTON REGIONAL AIRPORT FOR 2001-2015

WHEREAS, the Commissioner of Aviation requests authorization for a no cost agreement with U. S. Airways for a land lease at the Binghamton Regional Airport for the period January 1, 2001 through December 31, 2015, and

WHEREAS, said agreement is necessary to provide space to U. S. Airways in order to relocate the glycol (deicing) containment area including the tank and its surroundings which they will construct, own, operate and maintain, and

WHEREAS, after year 15 of the land lease, the storage tank will become the property of the Broome County Department of Aviation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a no cost agreement with U. S. Airways, 2345 Crystal Drive, Arlington, Virginia 22227, for a land lease at the Binghamton Regional Airport for the period January 1, 2001 through December 31, 2015, and be it

FURTHER RESOLVED, after year 15 of the land lease, the storage tank will become the property of the Broome County Department of Aviation, and be it

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

Carried.

RESOLUTION NO. 98

By Public Safety & Emergency Services County Administration and Finance Committees
Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH BLACK CREEK INTEGRATED SYSTEMS CORP. FOR A SECURITY ELECTRONICS SYSTEM UPGRADE AT THE PUBLIC SAFETY FACILITY FOR 2001

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Black Creek Integrated Systems Corp. for an upgrade of the electronic security system at the Public Safety Facility at a cost not to exceed \$322,690 for the period March 1, 2001 through June 30, 2001, and

WHEREAS, said services are necessary to replace the DOS-based computers and software that are now obsolete and cannot be upgraded with WINDOWS software to provide the necessary feature functionality of the security system at the Public Safety Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Black Creek Integrated System Corp., 2130 A. E. More Drive, P.O. Box 550, Moody, Alabama 35004, for a security system upgrade at the Public Safety Facility for the period March 1, 2001 through June 30, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$322,690 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035140.4359.502352 (Computer Software and Supplies), and be it

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

Carried.

RESOLUTION NO. 99

By Finance Committee

Seconded by Mr. Wike

RESOLUTION WITH RESPECT TO THE AMENDMENT OF THE SALES AND COMPENSATING USE TAX IN BROOME COUNTY

WHEREAS, Section 1210 of the Tax Law currently permits Broome County to impose an additional one percent sales and compensating use tax, and

WHEREAS, said authorization expires on November 30, 2001, and

WHEREAS, Broome County wishes to have said authorization extended by the New York State Legislature for an additional two years to November 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature requests that the New York State Legislature adopt an amendment to the Tax Law authorizing and empowering the County of Broome to impose an additional one percent sales and compensating use tax through November 30, 2003, and be it

FURTHER RESOLVED, that the Clerk of the Legislature shall forward a certified copy of this Resolution to the New York State Legislature.

Carried, Ayes-15, Nays-4 (Brunza, Kavulich, Lupardo, Pasquale).

RESOLUTION NO. 100

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE RENEWAL OF AN INTERMUNICIPAL AGREEMENT WITH TIOGA COUNTY FOR THE COLLECTION OF HAZARDOUS WASTE GENERATED IN TIOGA COUNTY FOR 2001

WHEREAS, this County Legislature, by Resolution 85 of 2000, authorized an intermunicipal agreement with Tioga County allowing for the collection of hazardous waste from

households and conditionally exempt small quantity generators at the Broome County Hazardous Waste Facility with revenue to the County for the period March 1, 2000 through December 31, 2000, and

WHEREAS, said agreement generates revenue to Broome County to offset a portion of the operating expenses at the Hazardous Waste Facility and, by providing this collection service to Tioga County, will enhance the regional economy and benefit the region's environment, and

WHEREAS, said agreement expired by its terms on December 31, 2000, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County for the period January 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of an intermunicipal agreement with Tioga County for the collection of hazardous waste from households and conditionally exempt small quantity generators of hazardous wastes located in Tioga County for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that Tioga County residents will be allowed access to the Broome County Hazardous Waste Facility during scheduled collection days during the months of April through November for the disposal of hazardous waste, following the facility's guidelines, and be it

FURTHER RESOLVED, the following charges will apply to Tioga County, its residents and businesses:

- Tioga County will pay an annual fee of \$3,200 plus a disposal fee of \$0.75 per pound of all wastes brought to the facility by Tioga County residents.
- Tioga County businesses and institutions meeting the criteria of "conditionally exempt small quantity generators (CESQGs)" will be permitted access to the facility on a year-round basis, during all scheduled days of operation subject to an annual fee of \$80 and a disposal fee of \$0.75 per pound.

and be it

FURTHER RESOLVED, that the revenue hereinabove received shall be credited to budget line 230078.0609.206000 (Permits) and 230078.0621.206000 (Disposal Fees), and be it

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

RESOLUTION NO. 101

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ABANDONMENT OF A PORTION OF OLD PENNSYLVANIA AVENUE IN THE TOWN OF BINGHAMTON

WHEREAS, Clellen and Sharon Frisbee have requested that the County of Broome abandon a portion of Old Pennsylvania Avenue in the Town of Binghamton, which adjoins his property, pursuant to Section 118A of the New York State Highway Law, and

WHEREAS, the Department of Public Works has reviewed the proposed abandonment and has determined that the County has no present or future use for the area described on the attached map, Number BI - 260, Parcel Number 1, as the area described as part of the old road bed which is no longer utilized by the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abandonment of a portion of Old Pennsylvania Avenue in the Town of Binghamton to Clellen and Sharon Frisbee as the adjoining owner thereof, said property being as described on the annexed Exhibit "A", and be it

FURTHER RESOLVED, that the abandonment of right-of-way requested herein shall not affect the right-of-way for existing utilities within the abandoned area, and be it

Comments: Current Revenue reflects the \$592,081 and the additional \$70,000 moved from the Filtration System Improvements, which has been cancelled.

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller, and Commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this resolution.

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

RESOLUTION NO. 103

By Finance, Transportation and Public Works Committees Seconded by Mr. O'Day
RESOLUTION AMENDING THE 2000 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2000 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	
501346	Airport Utility Enhancement	500,000	0	0	500,000

<u>Year Start</u>	<u>Local Finance Law Sec. 11</u>		<u>How Financed:</u>	
	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>
1998	10	14	500,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	
501346	Airport Utility Enhancement	623,718	123,718	0	500,000

<u>Year Start</u>	<u>Local Finance Law Sec. 11</u>		<u>How Financed:</u>	
	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>
2000	10	14	500,000	0

Comments: The State Amount has been increased by the awarding of two grants, the "Air '99" Program (\$100,000) and the unused portion of the Parking Lot Improvement Project grant (\$23,718).

and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller, and Commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this resolution.

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

RESOLUTION NO. 104

By Finance and Health Services Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING BUDGET TRANSFERS FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Health, in order to utilize remaining funds in the Colorectal Cancer Screening and Prostate Cancer Education Grant as requested in BF#002681 and 002682, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
From:	480301	1500	104430	Salaries – Part Time	7,994
	480301	4363	104430	Medical, Lab Supplies	2,000
	480301	4457	104430	Subcontractor Expense	4,261
	480301	4461	104430	Mileage & Parking	400
	480301	4606	104430	Telephone Billing	400
	480301	8010	104430	State Retirement	351
	480301	8030	104430	Social Security	624
	480301	8040	104430	Workers' Comp.	263
	480301	8050	104430	Life Insurance	7
	480301	8060	104430	Health Insurance	1,523
	480301	8070	104430	Unemployment Insurance	171
To:	480301	4319	104430	Office Supplies	733
	480301	4346	104430	Training & Education	3,261
	480301	4359	104430	Computer Software, Supp.	5,400
	480301	4411	104430	Postage & Freight	500
	480301	4448	104430	Advertising & Promotions	5,075
	480301	4614	104430	Other Chargeback Exp.	25
	480301	4617	104430	Dup. & Printing	1,000
	480301	4618	104430	Office Supplies Chargeback	2,000

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health, in order to utilize remaining funds in the Healthy Living Partnership Breast and Cervical Cancer Screening Grant as requested in BF# 002683,002684 and 0026852, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
From:	480301	1500	104397	Salaries – Part Time	593
	480301	4319	104397	Office Supplies	900
	480301	4350	104397	Computer Software & Supp.	150
	480301	4606	104397	Telephone Billing	1,550
	480301	4609	104397	Data Processing Chrgback	300
	480301	4627	104397	Single Audit Chargeback	57
	480301	8010	104397	State Retirement	379
	480301	8040	104397	Workers' Comp.	251
	480301	8050	104397	Life Insurance	3
	480301	8063	104397	Disability	19
	480301	8070	104397	Unemployment	337
To:	480301	1000	104397	Salaries – Full Times	1,865
	480301	4311	104397	Books & Supplies	50
	480301	4461	104397	Mileage & Parking	450
	480301	4462	104397	Travel, Hotel Meals	931
	480301	4463	104397	Education & Training	198
	480301	4465	104397	Non-employee Travel	188
	480301	4614	104397	Other Chargebacks	61
	480301	4618	104397	Office Supplies Chargeback	477
	480301	8030	104397	Social Security	173
	480301	8060	104397	Health Insurance	146
Carried.					

RESOLUTION NO. 105

By Finance Committee

Seconded by Mr. Miller

RESOLUTION AMENDING A BOND RESOLUTION DATED DECEMBER 29, 1999, HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK, ON SUCH DATE, WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE

WHEREAS, the Bond Resolution 719 of 1999 adopted by the County Legislature on December 29, 1999 and amended by Resolution 97 of 2000 on February 17, 2000 set forth a maximum estimated cost for the construction of a Salt/Sand Storage Facility at \$100,000, and

WHEREAS, it is estimated that the costs of such project are now estimated at \$150,000, and

WHEREAS, it is the intent of the County Legislature to revise the maximum estimated cost for this project as well as the plan of financing, therefore, in light thereof, now, therefore, be it

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

Section 1. Section 1 of the Bond Resolution referenced in the preambles hereto is hereby amended in part, so that the following description of the Project entitled "Construction of a Salt/Sand Storage Facility " shall read as follows:

<u>Project Name/P.P. U./LFL Section 11.00</u>	<u>Maximum Estimated Cost</u>
Construction of a Salt/Sand Storage Facility (15 years, sub 11(c))	\$150,000

increasing the total from \$12,446,700 to \$12,496,700

Section 2. Section 3 of said bond resolution is also hereby amended so that the maximum estimated cost set forth therein is increased by \$50,000 and with the amount of said bonds to be issued increased by \$50,000.

Section 3. This Resolution to the extent inconsistent with Resolution 715 of 1999 and Resolution 97 of 2000 supercedes and amends said prior bond Resolutions.

Section 4. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which shall be complied with at the date of publication of this resolution are not substantially complied with, and any action, suit or proceeding contesting such validity is commenced within twenty days of the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 5. This Resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press and Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

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

LEGISLATIVE NOTE: Upon review following adoption of this resolution, it was determined that it was a duplicate of a resolution passed in December 2000.

RESOLUTION NO. 106

By Economic Development and Planning Committee

Seconded by Mr. Wike

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL BOARD OF DIRECTORS

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, has duly designated and appointed the following named individuals to membership on the Broome County Environmental Management Council Board of Directors, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Paul Smith 206 Deyo Hill Road Johnson City, New York 13790	Reappointment Term Expires 12/31/02
Christopher Engler 17 Edwards Road Binghamton, New York 13904	New Appointment Term Expires 12/31/02
Duke Holdsworth P.O. Box 77 Kirkwood, New York 13795	New Appointment Term Expires 12/31/02
Andrew Wolgemuth 3040 Hance Road Binghamton, New York, 13903	New Appointment Term Expires 12/31/02
Doug Garner 309 Fordham Road Vestal, New York 13850	New Appointment Term Expires 12/31/02

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, hereby confirms the appointments of the above-named individuals to membership on the Broome County Environmental Management Council Board of Directors for the terms indicated, in accordance with their appointment by the County Executive.

Held over 'under the rules' by Ms. Hudak.

RESOLUTION NO. 107

By Finance and Public Works Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING SHORT TERM INTERFUND BORROWING FOR A PUBLIC WORKS PROJECT

WHEREAS, this County Legislature adopted the 2000 Capital Improvement Program which included Project 502333 to provide for the construction of a salt/sand storage shed for the Highway Division, and

WHEREAS, said project is to be paid for in part by the use of state aid, and

WHEREAS, state aid reimbursement can be delayed and it will be necessary to provide a bridge loan from other operating funds in order to pay for the project while waiting for state aid reimbursement, and

WHEREAS, the County Legislature, in the 2000 Capital Improvement Program, approved a Capital Project Number 501357 for the construction of a salt/storage Shed at the Nanticoke Landfill, and

WHEREAS, the County Legislature, in the 2001 Capital Improvement Program approved a Capital Project Number 501366 for the purchase of landfill equipment for the Nanticoke Landfill, and

WHEREAS, it is necessary to provide these projects a bridge loan from other operating funds to provide sufficient cash until bond anticipation notes are sold, now, therefore, be it

RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from other operating funds to Capital Project 502333 to provide cash sufficient to complete the project until state aid is received, and be it

FURTHER RESOLVED, that the Commissioner of Finance is authorized to advance Capital Projects 501366 and 501357 a short term interfund loan (at 0% interest) from other operating funds to provide sufficient cash until bond anticipation notes are sold.

Carried.

RESOLUTION NO. 108

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING WILLOW POINT NURSING HOME TO CHARGE OFF BAD DEBTS

WHEREAS, from time to time residents at the Willow Point Nursing Home (the "nursing home") have outstanding balances on their accounts, and

WHEREAS, after due diligence it has been determined that the accounts listed on Exhibit "A" are uncollectible, and

WHEREAS, in 1998 the nursing home set up a reserve for bad debt, and

WHEREAS, it has been more than ten years since any bad debts have been written off by the nursing home, now, therefore, be it

WHEREAS, the nursing home administrator has requested authority to write off the uncollectible accounts and adjust the reserve for bad debt accordingly, and

RESOLVED, that this County Legislature hereby authorizes the administrator of the Willow Point Nursing Home to write off as uncollectible the accounts listed on Exhibit

"A", and be it

FURTHER RESOLVED, that the Administrator of Willow Point Nursing Home, the Commissioner of Finance and the Comptroller are authorized to make all necessary accounting entries, including adjustments to the "bad debt" reserve account, to effectuate the intent and purpose of this Resolution.

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

RESOLUTION NO. 109

By Economic Development & Planning and Intergovernmental Relations Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF BINGHAMTON, THE VILLAGES OF ENDICOTT AND JOHNSON CITY AND THE TOWN OF KIRKWOOD FOR ESTABLISHING THE BROOME COUNTY EMPIRE ZONE ADMINISTRATIVE BOARD

WHEREAS, Article 18-B of the General Municipal Law was amended to transform Economic Development Zones within the State of New York into Empire Zones, and

WHEREAS, the Broome County Economic Development Zone which is comprised of portions of the City of Binghamton, the Villages of Johnson City and Endicott, and the Town of Kirkwood will now be known as the Broome County Empire Zone, and

WHEREAS, it is necessary to enter into an intergovernmental agreement with the City of Binghamton, the Villages of Johnson City and Endicott, and the Town of Kirkwood to provide for management and administration of the Broome County Empire Zone in substantially the same manner as the administration of the former Broome County Economic Development Zone by establishing a Broome County Empire Zone Administrative Board, and

WHEREAS, the funding of the new Broome County Empire Zone Administrative Board will be the same as presently provided to the Broome County Economic Development Zone Administrative Board and will require no new expenditures, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Executive or his duly authorized representative to sign an intergovernmental agreement with the City of Binghamton, the Villages of Johnson City and Endicott, and the Town of Kirkwood, approved as to form by the Department of Law, to establish the Broome County Empire Zone Administrative Board on substantially the same terms and conditions as the existing Broome County Economic Development Administrative Board, and be it

FURTHER RESOLVED, that the Broome County Empire Zone Administrative Board created herein shall replace the former Broome County Economic Development Zone Administrative Board created by Resolution 456 of 1998, and be it

FURTHER RESOLVED, that the Commissioner of Finance and the Comptroller are hereby authorized to make any changes necessary in order to transfer accounts from the Broome County Economic Development Zone Administrative Board to the Broome County Empire Zone Administrative Board.

Carried.

RESOLUTION NO. 110

By County Administration Committee

Seconded by Mr. Wike

RESOLUTION SUPPORTING FUNDING FOR I-86 PURSUANT TO THE GOVERNOR'S 2001-2002 NEW YORK STATE BUDGET

WHEREAS, all of the various communities and residents of the State of New York receive significant economic, mobility and community benefits arising out of the maintenance and upgrading of the transportation system within the State, and

WHEREAS, the Governor has proposed funding in the amount of \$400 million over a four-year period for work on Interstate 86 (I-86) to replace money earmarked as I-86 projects included in the defeated Transportation Infrastructure Bond Act of 2000 (Bond Act), and

WHEREAS, the I-86 Economic Development Benefits Study projects that the conversion of New York State Route 17 (Route 17) to I-86 if completed in a timely manner will result in a \$3.2 billion direct economic benefit to the Southern Tier, Hudson Valley and New York State economies, and

WHEREAS, the allocation of transportation funding for the I-86 project activities in the budget proposal of the Governor would preserve the time schedule suggested in the New York State Department of Transportation's five-year work program, which was developed in anticipation of the Bond Act funding, now, therefore, be it

RESOLVED, that the Broome County Legislature does hereby express its support for the Governor's proposal to continue upgrading Route 17 to I-86 by providing funding in the amount of \$400 million over a four-year period beginning with the 2001-2002 New York State Budget, and be it

FURTHER RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to forward a certified copy of this resolution to Governor George E. Pataki, Senate Temporary President and Majority Leader Joseph L. Bruno, Speaker of the Assembly Sheldon Silver, Senator John R. Kuhl, Jr., Assembly Minority Leader Prop Tempore George H. Winner, Jr., Transportation Commissioner Joseph H. Boardman, Senate Transportation Committee Chairman Caesar Trunzo, Assembly Standing Committee on Transportation Chairman David Gantt and the New York State Association of Counties.

Carried.

RESOLUTION NO. 111

By Health Services, County Administration and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING AGREEMENT WITH KEANE, INC. FOR SOFTWARE IMPLEMENTATION AND TRAINING FOR THE WILLOW POINT NURSING HOME FOR 2001

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Keane, Inc. for the implementation of, and training for, a new clinical software package for the Willow Point Nursing Home at a cost not to exceed \$8,500, for the period February 1, 2001 through December 31, 2001, and

WHEREAS, said services are necessary to implement the new VistaKeane Clinical Software and to train staff members in the use of the VistaKeane software, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Keane, Inc., Princeton Forrestal Village, 125-280 Village Boulevard, Princeton, New Jersey 08540, for the implementation of the new VistaKeane Clinical Software and to train staff members in the use of the VistaKeane software for the period February 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,500, including expenses, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160260.4463.502288 (Education and 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.

RESOLUTION NO. 112

By County Administration Committee Seconded by Mr. Wike
RESOLUTION IN SUPPORT OF BINGHAMTON UNIVERSITY'S EFFORTS TO CONSTRUCT AN ADVANCED BIOTECHNOLOGIES COMPLEX

WHEREAS, the answers to many of the challenges of the next millennium can be expected to arise from the biotechnologies, and

WHEREAS, these technologies are central to the region's strategic planning for economic development, and

WHEREAS, Binghamton University's Advanced Biotechnologies Complex will provide a vital link that will allow potential partners in business and industry, health care, and higher education not only to keep abreast of these important advances, but also to capitalize on them, and

WHEREAS, this complex will help to speed the infusion of new technologies into the marketplace in the Southern Tier and help to ensure the success and the vitality of our regional economy for years to come, now, therefore, be it

RESOLVED, that the Broome County Legislature enthusiastically supports Binghamton University's efforts to construct an Advanced Biotechnologies Complex, and be it

FURTHER RESOLVED that this Resolution be sent to Mr. Keith Servis, Director of Programs, NYS Office of Science, Technology and Academic Research, in support of the University's proposal for the New York State Office of Science, Technology, and Academic Research funding.

Carried.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Howard. **Motion to adjourn carried,** Ayes-18, Nays-0, Absent-1 (Kolba). The meeting was adjourned at 5:51 p.m.

This page intentionally left blank.
