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

The Legislature convened at 5:01 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

Mr. Miller made a motion, seconded by Mr. Burger, that the minutes of the February 22, 2001 Special Session, the February 22, 2001 Regular Session and the March 1, 2001 Regular Session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period February 16, 2001 through March 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 Mrs. Sweet and seconded by Mr. Lindsey. **Carried.**

ANNOUNCEMENTS FROM THE CHAIR

Chairman Schofield announced the following appointments to an Ad Hoc Committee to evaluate and determine securitization and other matters relating to the Tobacco Settlement dollars: Legislators Schofield, Howard, Pasquale, Wike, and Whalen; Mr. McLaughlin, Comptroller; Mr. Knebel, Commissioner of Finance; Mr. Badger, Director of Budget & Research; and Mr. Kane, Deputy County Executive.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

1. Appointments to membership on the Broome County Community Services Board
2. Letter re: appointment of James D. Hayes, M.D. as Coroner

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. Minutes from:
 - a. Association of Towns and Villages
 - b. Broome County Association of Municipal Clerks
 - c. Broome County Soil & Water Conservation District
 - d. Binghamton Regional Airport (Progress Meeting #54, & #55)
 - e. Environmental Management Council
2. Tioga County Legislature: copies of Resolution Numbers 83-01, 84-01, 85-01
3. Personnel Department memorandum re: contracting with Temporary Employment Agencies
4. Risk & Insurance memorandum re: Violence in the Workplace Policy
5. Board of Elections: Certification of Special Election for Legislative District #3
6. Town of Sanford re: construction of a wireless telecommunications facility
7. New York State Board of Real Property Services: 2000 State Equalization Rates
8. Letter from Windsor Auto Insurance re: accident claim
9. New York State Association of Counties 2001 Legislative Conference Resolutions
10. Industrial Development Agency 2001 Business Plan

C. Notices:

1. Town of Kirkwood: Public Hearing Notice re: Siting of Wireless Telecommunications Facilities

D. Reports:

1. Monthly Attrition Reports: December 2000 and January 2001
2. 2000 Annual Reports:
 - a. Personnel Department
 - b. Public Defender
 - c. Planning and Economic Development
 - d. Historical Society
 - e. Southern Tier East Regional Planning Development Board
3. Public Works: Quarterly Report, Fourth Quarter 2000
4. Office of the State Comptroller: Quarterly Report, Town and Village Courts
5. Broome Community College
 - a. January 2001 Budget Transfers
 - b. January 2001 Above Minimum Hire Report
 - c. February 2001 Above Minimum Hire Report
 - d. Financial Report, February 28, 2001
6. Audit & Control
 - a. Payroll Audit, Health Department, February 2001
 - b. Full Inventory Controls Audit, various departments, February 2001
7. Discovery Center
 - a. 1999-2000 Highlights
 - b. Financial Statements: May 31, 1999 and May 31, 2000

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Appointing the following Legislators for George Kolba, Jr.
 - a. Arlene Nannery as voting representative, Education, Culture & Recreation Committee, March 12, 2001
 - b. Thomas Hull as voting representative, Health Services Committee, March 14, 2001
 - c. Wayne Howard as Chair and voting representative, Public Works Committee, March 14, 2001
 - d. Arthur Shafer as Chair, Public Works Committee, March 14, 2001
 - e. James Holley as voting representative, Public Works Committee, March 14, 2001
2. Changes in 2001 Committee Assignments
3. Notice of time change for the County Executive's State of the County Message

Mr. Holley made a motion, seconded by Mr. Pasquale, 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. Brunza and Mr. Miller were designated as participants with Chairman Schofield in the 'Short Roll Call'.

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 106

(Held over by Ms. Hudak)

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

Carried.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 113

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGAL AID FOR BROOME AND CHENANGO, INC. FOR LEGAL SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 689 of 1999, authorized an agreement with Legal Aid for Broome and Chenango, Inc. for legal services for the Department of Audit and Control at an amount not to exceed \$75,000, for the period February 29, 2000 through February 28, 2001, and

WHEREAS, said services are necessary to provide attorneys in Broome County Family Court for residents of Broome County who are indigent and cannot afford legal counsel, and

WHEREAS, said agreement expired by its terms on February 28, 2001, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate not to exceed \$33 per hour, total amount not to exceed \$75,000, for the period March 1, 2001 through February 28, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Legal Aid for Broome and Chenango, Inc., P.O. Box 2011, Binghamton, New York 13902 for legal services for the Department of Audit and Control for the period March 1, 2001 through February 28, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate not to exceed \$33 per hour, total amount not to exceed \$75,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4738.101000 (Court Assigned Attorneys), 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. 114

By Finance, Public Safety & Emergency Services and Personnel Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY ORIENTED POLICING SERVICES (COPS) MORE PROGRAM FOR THE OFFICE OF THE SHERIFF FOR 2001

WHEREAS, this County Legislature, by Resolution 247 of 2000, authorized the continued participation in the Community Oriented Policing Services (COPS) MORE Program for the Office of the Sheriff, and adopted a program budget in connection therewith in the total amount of \$183,917 for the period January 1, 2000 through December 31, 2000, and

WHEREAS, said grant program provides funds to pay the cost of secretarial support staff which allows for the redeployment of twelve and one-half deputy sheriff officers, thereby enhancing Broome County public safety and community policing efforts, and

WHEREAS, the County is required to keep two fulltime keyboard specialists for one full county budget cycle, and

WHEREAS, it is necessary to revise said program to extend the program term one full county budget cycle, now, therefore, be it resolved

RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$243,581 for the term extending January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that Resolution 247 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. 115

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF CHILD PASSENGER SAFETY PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 63 of 2000, authorized and approved the Child Passenger Safety Program Grant for the Department of Health and adopted a program budget in the amount of \$4,636 for the period January 1, 2000 through September 30, 2000, and

WHEREAS, said grant program provides funds to establish fitting stations for child safety seats and staging a minimum of four child safety seat checks in order to reduce the high incidence of improper child seat installation and misuse, and

WHEREAS, it is desired to renew said grant program through the Office of the Sheriff in the amount of \$14,550 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 \$14,550 from the New York State Governor's Traffic Safety Committee, Department of Motor Vehicles, Empire State Plaza, Albany, New York 12228, for the Child Passenger Safety Program for the Office of the Sheriff for the period October 1, 2000 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 \$14,550, 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. 116

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUSQUEHANNA REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL FOR OFFICE AND EQUIPMENT RENTAL IN THE OFFICE OF EMERGENCY SERVICES, PUBLIC SAFETY FACILITY, FOR 2001

WHEREAS, this County Legislature, by Resolution 8 and 9 of 2000, authorized renewal of the agreement with Susquehanna Regional Emergency Medical Services Council for office space, furniture, copier access, telephone and fax service in the Office of Emergency Services at the Public Safety Facility for the period January 1, 2000 through December 31, 2000, with revenue to Broome County in the amount of \$3,222, plus telephone and fax charges, 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, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Susquehanna Regional Emergency Medical Services Council, 897 Upper Front Street, Binghamton, New York 13905 for office space (Room 109, 117 and 118), copier access, telephone, fax and mail service in the Office of Emergency Services at the Public Safety Facility for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$6,444, plus telephone, fax and mail service, for the term of the agreement, and be it

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

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

Carried.

RESOLUTION NO. 117

By Public Safety & Emergency Services, Personnel and Finance Committees
Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF "BUCKLE UP NEW YORK" PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 6 of 2000, authorized and approved the "Buckle Up New York" Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$8,928 for the period October 1, 1999 through September 30, 2000, and

WHEREAS, said grant program is part of a statewide campaign designed to increase seat belt usage, reducing serious injury or death in traffic accidents, and

WHEREAS, it is desired to renew said grant program in the amount of \$9,492 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 \$9,492 from the Governor's Traffic Safety Committee, Department of Motor Vehicles, Empire State Plaza, Albany, New York 12228 for the "Buckle Up New York" Program Grant for the Office of the Sheriff for the period October 1, 2000 through September 30, 2001, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the

billboard advertisement and Promotional Night for Tobacco Free Living for the Broome County Health Department for the period April 1, 2001 through May 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104428 (Other Program Expense), and be it

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

Carried.

RESOLUTION NO. 120

By Finance Committee

Seconded by Mr. Howard

RESOLUTION APPROVING SALE OF IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem, and

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

WHEREAS, the Director of Real Property Tax Services advises that the former owners of certain properties have requested to have the properties sold back to them, and the Director and the sponsoring committee recommend that such requests be granted based on the unusual circumstances of each such case as reviewed and approved by your sponsoring committee, now, therefore, be it

RESOLVED, that the sale back to the former owners of the parcels listed below for the amounts as stated is hereby approved by this County Legislature based on the unusual circumstances of each such case, as determined by the sponsoring committee as well as the undue hardship to the former owners that the failure to approve such sales would cause:

Parcel ID (Tax Map #):	143.45-1-12
Town:	Union
Location:	261 Endwell Street
Former Owners:	Francis J. Ahern and Charlotte L. Ahern 261 Endwell Street Johnson City, NY 13790
Sellback Amount:	\$6,599.40 + Accrued Interest and Penalties

Parcel ID (Tax Map #):	196.04-1-20
Town:	Windsor
Location:	581 Phillips Road
Former Owner:	Robert J. Quinn 585 Phillips Road Windsor, NY 13865
Sellback Amount:	\$937.25 + Accrued Interest and Penalties

and, be it

FURTHER RESOLVED, that this County Legislature hereby authorizes rejection of the following bids and return of deposits:

Parcel ID (Tax Map #):	143.45-1-12
Town:	Union
Bidder:	Nancy L. Dutcher 105 Bell Street Windsor, NY 13865
Bid Amount:	\$550.00
Refund Amount:	\$759.00 (includes filing fees paid)

Parcel ID (Tax Map #):	196.04-1-20
Town:	Windsor
Bidder:	Homeventures, Inc. 23 Cherry Lane Binghamton, New York 13901
Bid Amount:	\$10,500
Refund Amount:	\$1,050

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

Mr. Wike made a motion, seconded by Mr. Brunza, to change the sell back amount for Parcel 196.04-1-20 at 581 Phillips Road in Windsor from \$937.25 to \$787.25. **Amendment carried. Resolution as amended carried.**

RESOLUTION NO. 121

By Health Services and Finance Committees Seconded by Mr. Howard
**RESOLUTION AUTHORIZING AGREEMENT WITH TIER ORTHOPEDIC ASSOCIATES, P.C.
 FOR X-RAY SERVICES FOR WILLOW POINT NURSING HOME FOR 2001**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with Tier Orthopedic Associates, P.C. for X-ray services for residents at Willow Point Nursing Home at a cost not to exceed \$3,000, for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said services would provide X-rays for any resident seeing a physician at Tier Orthopedic Associates, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Tier Orthopedic Associates, P.C., 100 Plaza Drive, Vestal, New York 13850, for X-ray services, for residents at Willow Point Nursing Home 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 \$3,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160192.4747.204000(Other Fees for 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. 122

By Personnel and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH AFSCME LOCAL 1912, FOR 2001-2003

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

WHEREAS, this County Legislature by Resolution No. 341 of 1998, authorized a written agreement with AFSCME Local 1912 setting forth the terms and conditions of employment for those employees represented by said union for the period January 1, 1998 through December 31, 2000, and

WHEREAS, a new tentative agreement has been reached with AFSCME Local 1912 for the period January 1, 2001 through December 31, 2003, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Executive Summary of Major Contract Changes in Exhibit "A" attached hereto, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with AFSCME Local 1912, setting forth the terms and conditions of employment for those employees represented by said union, for the period January 1, 2001 through December 31, 2003, and be it

FURTHER RESOLVED, that the said agreement shall be upon substantially similar terms and conditions as the 1998 to 2000 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

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

Carried.

RESOLUTION NO. 123

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DOMENICO AND LUIGI FATA FOR LEASE OF OFFICE SPACE FOR THE BROOME COUNTY BUREAU OF MOTOR VEHICLES ENDICOTT OFFICE FOR 2000-2005

WHEREAS, this County Legislature, by Resolution 541 of 2000, authorized an agreement with Domenico and Luigi Fata for the lease of space for the Broome County Bureau of Motor Vehicles Endicott Office located at 124 Washington Avenue for the period May 1, 2000 through December 31, 2005 at a cost of \$2,781.92 per month, total cost not to exceed \$189,170.56 plus electricity, and

WHEREAS, said agreement provides for 3,514 square feet of floor space on the ground level of the building located at 124 Washington Avenue, Endicott, New York to be used for the Broome County bureau of Motor Vehicles, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for an annual payment to be made within 60 days of the new year of the lease, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Domenico and Luigi Fata, 2901 Watson Boulevard, Endwell, New York 13760 to receive annual payment within 60 days of the new year of lease for 3,514 square feet of floor space on the ground level of the building located at 124 Washington Avenue, Endicott, New York, 13760 for the Broome County bureau of Motor Vehicles Endicott Office for the period May 1, 2000 through December 31, 2005, and be it

FURTHER RESOLVED, that Resolution 541 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. 124

By Health Services Committee

Seconded by Mr. Howard

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY SERVICES BOARD

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Article VIII of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on the Broome County Community Services Board, subject to confirmation by this County Legislature, for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Jacqueline M. Schrader 18 Overbrook Drive Apalachin, New York 13732	New Appointment Term Expires 12/31/04
Jeri Ann Randesi 68 Broad Avenue Binghamton, New York 13904	New Appointment Term Expires 12/31/04

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 VIII of the Broome County Charter and Code, hereby confirms the appointments of the above-named individuals to membership on the Broome County Community Services Board for the terms indicated in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 125

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AMENDMENT TO AN AGREEMENT WITH CLOUGH, HARBOUR & ASSOCIATES, LLP FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 78 of 2000, authorized an agreement with Clough, Harbour & Associates, LLP for professional engineering services relating to the design phase of the water system to serve the Binghamton Regional Airport and the Nanticoke Landfill, at a cost not to exceed \$565,913, for the period March 1, 2000 through February 28, 2001, and

WHEREAS, said services are necessary for the design phase, which includes plans, specifications and bid documents, and

WHEREAS, it is necessary to authorize an amendment to said agreement to provide for additional design work to incorporate a Supervisory Control and Data Acquisition (SCADA) system into the waterline project, and

WHEREAS, the SCADA system would add the remote controls to the monitoring system such that the user could control the status of six booster pumps as well as change the water storage tank setpoints, and

WHEREAS, the Commissioner of Public Works 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 Clough, Harbour & Associates, LLP, The Galleries of Syracuse, 441 South

Salina Street, Syracuse, New York 13202-2424 for additional design work to incorporate a Supervisory Control and Data Acquisition (SCADA) system into the waterline project to serve the Binghamton Regional Airport and Nanticoke Landfill for the period March 1, 2000 through February 28, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount not to exceed \$8,500, total amount not to exceed \$574,413 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.2014.501345 (Water and Sewer Lines), and be it

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

Mr. Kolba made a motion, seconded by Mr. Miller, that following the words "...waterline project..." in the third WHEREAS paragraph, the phrase "and to extend the term," be added and in the RESOLVED paragraph, the end date of the term be changed to "July 1, 2001". **Amendment carried. Resolution as amended carried.**

RESOLUTION NO. 126

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STRATEGIC POWER MANAGEMENT, LLC., FOR CONSULTING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 103 of 2000, as amended by Resolution 65 of 2001, authorized an agreement with Strategic Power Management, LLC., for consulting services for the Division of Solid Waste Management at a cost \$18,000 (including out of pocket expenses), for January 1, 2000 through June 30, 2001, and

WHEREAS, said agreement provides consultant services to assist the County in determining the feasibility of using the power generated in County facilities and/or selling it to NYSEG or a power marketer and the feasibility of doubling the generating capacity of the landfill generator, and

WHEREAS, it is necessary to authorize an amendment to said agreement to provide a feasibility analysis of NYSEG's proposal for the use of the gas produced at the Nanticoke Landfill, and

WHEREAS, the Commissioner of Public Works 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 Strategic Power Management, LLC, 51 Greenwich Avenue, Goshen, New York 10924, to provide a feasibility analysis of NYSEG's proposal for the use of the gas produced at the Nanticoke Landfill, and be it

FURTHER RESOLVED, that Resolutions 103 of 2000 and 65 of 2001, 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. 127

By Community & Social Services, Personnel and Finance Committees
Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF MEDICAID MANAGED CARE PROGRAM (MAX) FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 138 of 2000, as amended by Resolution 623 of 2000, authorized and approved the Medicaid Managed Care Program (MAX) for the Department of Social Services and adopted a program budget in the amount of \$123,866 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, the Medicaid Managed Care Program (MAX) is a voluntary managed care program which provides access to primary care services for approximately 5,500 Medicaid recipients, and

WHEREAS, it is desired to renew said program in the amount of \$139,362 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the Medicaid Managed Care Program (MAX) for the Department of Social Services 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 \$139,362, 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. 128

By Public Safety & Emergency Services and Finance Committees

Seconded by Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE BROOME COUNTY ARENA FOR THE STOP-DWI HOLIDAY CLASSIC BASKETBALL TOURNAMENT FOR 2001 - 2005

WHEREAS, this County Legislature, by Resolution 198 of 1998, authorized renewal of an agreement with the Broome County Arena for use and host of the majority of the games scheduled in connection with the Stop-DWI Holiday Classic Basketball Tournament for 1998, 1999 and 2000 at an amount \$30,000, and

WHEREAS, it is desired at this time to renew said agreement for the period December 27-29, 2001, December 27-29, 2002, December 27-29, 2003, December 27-29, 2004 and December 27-29, 2005, with the proposed rental not to exceed \$12,000 in 2001, \$12,500 in 2002, \$13,000 in 2003, 2004 and 2005, and

WHEREAS, the STOP-DWI Coordinator requests an option to rent the Arena for a fourth day in the years 2001, 2002, 2003, 2004 and 2005 should the tournament expand, at an additional cost of \$4,500 per year, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Arena for use of its facility for the annual Broome County STOP-DWI

Program Holiday Classic Basketball Tournament for the period December 27-29, 2001, December 27-29, 2002, December 27-29, 2003, December 27-29, 2004 and December 27-29, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,000 for 2001, \$12,500 for 2002, \$13,000 for 2003, 2004 and 2005, and be it

FURTHER RESOLVED, that STOP-DWI retains an option to rent the Arena for a fourth day (December 30) for the years 2001 through 2005 at an additional cost of \$4,500 per year, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 525525.036X.XXXXXX (Holiday Classic Trust Account), 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. 129

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING ACCEPTANCE OF UNDERAGE DRINKING AND TEENAGE DRUNK DRIVING PREVENTION PROJECT FOR THE STOP-DWI PROGRAM, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH VARIOUS BROOME COUNTY POLICE AGENCIES FOR 2000-2001

WHEREAS, the Coordinator of the STOP-DWI Program requests authorization to accept an Underage Drinking and Teenage Drunk Driving Prevention Project, to adopt a program budget in the amount of \$26,500 and to enter into agreements with the Broome County Sheriff, City of Binghamton, Johnson City, Endicott and Vestal Police Agencies to conduct special underage enforcement patrols for the period October 1, 2000 through September 30, 2001, and

WHEREAS, said grant program provides funding to augment underage drinking and teenage drunk driving prevention efforts in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,500 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza, Albany, New York 12228 for the Broome County STOP-DWI Underage Drinking and Teenage Drunk Driving Prevention Project for the period October 1, 2000 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 \$26,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes agreements with various Broome County police agencies as listed on Exhibit "B" and for the amounts as indicated on Exhibit "B" for the period October 1, 2000 through September 30, 2001, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820027.4457.104XXXX (Subcontracted Program Expense), and be it

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

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.

New York 13202, for the Department of Health's Immunization Action Plan Grant 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 \$30,500, 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. 132

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF WINDSOR AND KIRKWOOD

WHEREAS, it is necessary to clear the tax records of these parcels of real property by virtue of the reasons stated below, now, therefore, be it

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

Parcel ID:	163.01-2-34
Town:	Kirkwood
Owner:	State of New York
Amount to be Cancelled:	\$4.51
Reason:	Exempt

Parcel ID:	229.01-1-3
Town:	Kirkwood
Owner:	State of New York
Amount to be Cancelled:	\$1,384.88
Reason:	Exempt

Parcel ID:	229.01-1-1
Town:	Kirkwood
Owner:	State of New York
Amount to be Cancelled:	\$2,718.78
Reason:	Exempt

Parcel ID:	231.00-1-2
Town:	Windsor
Owner:	State of New York
Amount to be Cancelled:	\$74.65
Reason:	Exempt

FURTHER RESOLVED, that Resolution 454 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) is 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. 135

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE FOSTER GRANDPARENTS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001

WHEREAS, this County Legislature, by Resolution 676 of 2000, authorized the continued participation in the Foster Grandparents Program Grant by the Office for Aging and adopted a program budget in connection therewith in the total amount of \$282,720 for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said grant program is an intergenerational program that matches low-income elderly with special needs children to share experiences and offer support, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease of \$566 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Foster Grandparents Program Grant in the amount of \$566 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 \$282,154, and be it

FURTHER RESOLVED, that Resolution 676 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) is 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.

RESOLVED, that this County Legislature hereby authorizes a revision of the Title VII Elder Abuse Prevention Program Grant in the amount of \$2,900 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 \$8,400, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inv., 30 West State Street, Binghamton, New York 13901, reflecting a \$2,900 increase, total amount of agreement not to exceed \$8,400 for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that Resolution 596 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) is 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. 138

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 152 of 2000, authorized and approved the Supplemental Nutrition Assistance Program (SNAP) Grant for the Office for Aging and adopted a program budget in the amount of \$249,727 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 desired to renew said grant program in the amount of \$246,916 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of revenue and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$246,916 for the period April 1, 2001 through March 31, 2002, 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 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) is 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. 141

By Community & Social Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ACTION FOR OLDER PERSONS FOR THE OFFICE FOR AGING'S LONG TERM CARE OMBUDSMAN PROGRAM FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 145 of 2000, as amended by Resolution 361 of 2000, authorized renewal of the agreement with Action for Older Persons for recruitment and training of volunteers for the Office for Aging's Long Term Care Ombudsman Program at an amount of \$10,900, for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said agreement provides services for the recruitment and training of volunteers who respond to concerns and complaints expressed by, or on behalf of, residents of long term care facilities, and

WHEREAS, said agreement expires by its terms on March 31, 2001, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,900, for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Action for Older Persons, 30 West State Street, Binghamton, New York 13901 for recruitment and training of volunteers for the Office for Aging's Long Term Care Ombudsman Program for the period April 1, 2001 through March 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,900 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760850.4457.104524 (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. 142

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 150 of 2000, as amended by Resolution No. 679 of 2000, authorized the continued participation in the Expanded In-Home Services for the Elderly for the Office for Aging and adopted a program budget in the amount of \$470,929 for the period April 1, 2000 through March 31, 2001, and

FURTHER RESOLVED, that in consideration of said services, the Binghamton Housing Authority shall pay the County an amount not to exceed \$9,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to revenue line 760991.0166.104516 (Miscellaneous Contributions), 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. 148

By Community & Social Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE FAMILY & CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR COUNSELING SERVICES FOR THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 153 of 2000, authorized renewal of the agreement with Family & Children's Society of Broome County, Inc. for in-home mental health counseling services for the elderly for the Office for Aging's Community Services for the Elderly Grant, at an amount not to exceed \$12,035, for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said agreement expires by its terms on March 31, 2001, and it is desired at this time to renew said agreement for the period April 1, 2001 through March 31, 2002 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Family & Children's Society of Broome County, Inc. 257 Main Street, Binghamton, New York 13905 for in-home mental health counseling services for the Office for Aging's Community Services for the Elderly Grant for the period April 1, 2001 through March 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,035 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761098.4457.104520 (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. 149

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF MEDICAID OUTSTATIONED WORKER GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 137 of 2000, as amended by Resolution 493 of 2000, authorized and approved the Medicaid Outstationed Worker Program Grant for the Department of Social Services and adopted a program budget in the amount of \$100,217 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides for staff personnel to conduct Medicaid assistance eligibility activities and process Medicaid applications at both Lourdes and UHS hospitals, enhancing the County's ability to service indigent Broome County residents in need of assistance while hospitalized, and

WHEREAS, said program expires by its terms on March 31, 2001 and it is desired at this time to renew said grant program for the period April 1, 2001 through March 31, 2002 in the total amount of \$116,784, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$58,392 from New York State Department of Health, \$18,000 from United Health Services and \$40,392 from Lourdes Hospital for the Medicaid Outstationed Worker Grant 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 \$116,784, 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. 150

By Community & Social Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE CHILD HEALTH PLUS FACILITATED ENROLLMENT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 225 of 2000 authorized and approved the acceptance of a Child Health Plus Facilitated Program Grant and adopted a program budget in the amount of \$30,000 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides for the addition of a social welfare examiner in the Department of Social Services who determines eligibility and processes Medicaid applications for families enrolling in the Child Health Plus Program, a New York State insurance program for children whose household is uninsured or underinsured, and

WHEREAS, it is desired to renew said grant program in the amount of \$34,112 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$34,112 from the Mother's and Babies Peri-natal Network, 45 Lewis Street, Binghamton, New York 13901 for the Child Health Plus Facilitated Program Grant for the Department of Social Services 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 \$34,112, 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. 151

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH COMMUNIQUE DESIGN AND MARKETING FOR MARKETING CONSULTANT SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2001-2003

WHEREAS, this County Legislature, by Resolution 184 of 2000, authorized an agreement with Communique Design and Marketing for consultant services to develop a strategic marketing plan for the Department of Aviation for an amount not to exceed \$60,000, for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said services are necessary to provide ongoing marketing consultant services for media, promotions, events and marketing for the Binghamton Regional Airport, and

WHEREAS, said agreement expires by its terms on March 31, 2001, and it is desired at this time to renew said agreement for two years, a \$22,000 retainer plus \$40,000 for all media, promotions, events and marketing, total amount not to exceed \$62,000 for the period April 1, 2001 through March 31, 2002 and a \$22,000 retainer plus an amount not to exceed budgeted appropriations for fiscal year 2002 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Communique Design and Marketing, 118 Prospect Street, Suite 313, Ithaca, New York 14850 for marketing consultant services for the Department of Aviation for the period April 1, 2001 through March 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount of a \$22,000 retainer plus \$40,000 for all media, promotions, events and marketing, total amount not to exceed \$62,000 for the period April 1, 2001 through March 31, 2002 and a \$22,000 retainer plus an amount not to exceed budgeted appropriations for fiscal year 2002 for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 210195.4448.207000 (Advertising and Promotion Expenses), and be it

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

Carried.

RESOLUTION NO. 152

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION ADOPTING A NEW AIRLINE USE/LEASE AGREEMENT AND ITS ACCOMPANYING RATE SETTING METHODOLOGY FOR 2001-2005

WHEREAS, this County Legislature, by Resolution 392 of 1990, authorized the execution of agreements with certain scheduled air carriers for the use and lease of premises at the Edwin A. Link Field for the period January 1, 1990 through December 31, 1994, and

WHEREAS, said agreements expired by their terms on December 31, 1994, but continued to remain in effect on a month-to-month basis since their expiration, and

WHEREAS, the Commissioner of Aviation, in order to update the expired agreements and to enhance its language and rate setting methodology, initiated discussions with those airlines operating at the Broome County Regional Airport, and

WHEREAS, as a result of those discussions, a new Airline Use/Lease Agreement with an accompanying rate setting methodology was developed and preliminarily accepted by the airlines, and

WHEREAS, the Commissioner of Aviation recommends that the proposed Airline Use/Lease Agreement and the rate-setting methodology incorporated therein be accepted and approved by this County Legislature for the period January 1, 2001 through December 31, 2005, now, therefore, be it

RESOLVED, this County Legislature hereby accepts and approves a new Airline Use/Lease Agreement and its accompanying rate-setting methodology attached herein as Exhibit "A" for the period January 1, 2001 through December 31, 2005, 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. 153

By Finance Committee

Seconded by Ms. Hudak

BOND RESOLUTION DATED MARCH 22, 2001

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$350,000 BONDS OF THE COUNTY OF BROOME, NEW YORK TO PAY THE COST OF A REGIONAL PASSENGER BOARDING BRIDGE

BE IT RESOLVED, by the County Legislature of the County of Broome as follows:

Section 1. The following is the specific object or purpose to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated cost thereof, and the subdivision of Section 11.00(a) of the Local Finance Law and period of probable usefulness applicable thereto:

<u>Project Code</u>	<u>Project Name/PPU/LFL §11.00</u>	<u>Maximum Estimated Cost</u>
	Regional Passenger Boarding Bridge for Airport Subdivision 14; 10 years	\$350,000

Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the project listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act ("SEQR"), to the extent applicable, to ensure that said proposed project is in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and testing of the site thereof which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid object or purpose is \$350,000 and the plan for the financing thereof is by the issuance of \$350,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipating of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provision of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest of such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. 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 should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long- term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in The Press & 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.

and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to temporarily advance funds to this Capital Project from other operating funds pending the sale of the bonds.

Mr. Mather made a motion, seconded by Mr. Kolba, to add to the end of the title the words "AT THE BINGHAMTON REGIONAL AIRPORT". **Amendment carried. Resolution as amended carried.**

RESOLUTION NO. 154

By Finance and County Administration Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING HOME RULE REQUEST TO EXTEND THE AUTHORIZATION OF THE COUNTY OF BROOME TO IMPOSE AN ADDITIONAL 1 PERCENT SALES AND COMPENSATING USE TAX

WHEREAS, this Legislature previously adopted Resolution No. 99 of 2001 requesting the New York State Legislature to enact State Legislation to extend the effectiveness of provisions authorizing the County of Broome to impose an additional one percent of sales and compensating use taxes, and

WHEREAS, Assembly Bill A4876 and Senate Bill S2532 have been introduced into the New York State Assembly and Senate respectively to amend the tax law in relation to extending the effectiveness of provisions authorizing the County of Broome to impose an additional one percent of sales and compensating use taxes, and

WHEREAS, pursuant to Article IX of the Constitution of the State of New York, it is necessary for this Legislature to enact a Home Rule Request for the passage of said legislation, now, therefore, be it

RESOLVED, that this County Legislature hereby urges and approves the adoption and passage of said Assembly Bill A4876 and Senate Bill S2532 entitled "An Act to Amend the Tax Law in Relation to Extending the Authorization of the County of Broome to Impose an Additional 1 Percent Sales and Compensating Use Taxes," and hereby declare that a necessity exists for the passage of such bill and that the local legislative body of the County of Broome does not have the power to enact such legislation by local law, and be it

FURTHER RESOLVED, that a Home Rule Request be submitted to the Senate and Assembly of the New York State Legislature indicating that the necessity exists for the enactment of said legislation.

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

RESOLUTION NO. 155

By County Administration and Finance Committees

Seconded by Mr. Shafer

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1, 2001, ENTITLED: "A LOCAL LAW MAKING GOLD STAR PARENTS ELIGIBLE FOR THE VETERANS' ALTERNATIVE EXEMPTION WITH REGARD TO TAXES LEVIED BY BROOME COUNTY"

RESOLVED, that Local Law Intro. No. 1, 2001, entitled: " A Local Law Making Gold Star Parents Eligible for the Veterans' Alternative Exemption with Regard to Taxes Levied by Broome County," be and the same hereby is adopted and approved in accordance with the Broome County Charter, Municipal Home Rule Law, and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 1, 2001

**A Local Law Making Gold Star Parents Eligible
for the Veterans' Alternative Exemption with Regard to
Taxes Levied by Broome County**

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

Section 1. A Gold Star Parent as defined in Section 458-a(7)(a) of the Real Property Tax Law, shall be included in the definition of qualified owners in section 458-a(1)(c) of the Real Property Tax Law, for the purposes of eligibility for the Veterans' Alternative Exemption with regard to taxes levied by Broome County.

Section 2. Property owned by a Gold Star Parent shall be included within the definition of "qualifying residential real property" in Section 458-a(1)(d) of the Real Property Tax Law, provided that such property shall be the primary residence of the Gold Star Parent, for the purposes of eligibility for the Veterans' Alternative Exemption with regard to taxes levied by Broome County.

Section 3. This Local Law shall take effect immediately upon filing with the Secretary of State and shall apply to taxes levied by Broome County based on current rolls prepared on the basis of taxable status dates occurring on or after the effective date of this local law.

Carried.

RESOLUTION NO. 156

By Health Services, Personnel and Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE DIABETES PREVENTION AND CONTROL GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 119 of 2000, authorized and approved the Diabetes Prevention and Control Grant for the Department of Health and adopted a program budget in the amount of \$50,000 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides diabetes awareness, education and screening to targeted populations in a five county region which includes Broome, Tioga, Chenango, Delaware and Otsego Counties, and

WHEREAS, it is desired to renew said grant program in the amount of \$50,000 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from New York State Department of Health, Diabetes Control Program, Corning Tower, Room 780, Empire State Plaza, Albany, New York 12237-0678, for the Department of Health's Diabetes Prevention and Control Grant program 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 \$50,000, 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. 157

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S DIABETES PREVENTION AND CONTROL GRANT PROGRAM FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 122 of 2000, authorized agreements with various vendors for professional services for the Department of Health's Diabetes

Prevention and Control Grant Program for the period April 1, 2000 through March 31, 2001 at a total cost not to exceed \$35,000, and

WHEREAS, said grant program provides project coordination, diabetes awareness, education and screening to targeted populations in a five-county region which includes Broome, Tioga, Chenango, Delaware and Otsego Counties, and

WHEREAS, the Director of the Department of Health requests authorization to renew said agreements, as approved by the Department of Law, with the various vendors listed in Exhibit "A," at a total cost not to exceed \$35,000 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreements with various vendors for professional services for the Department of Health's Diabetes Prevention and Control Grant Program for the period April 1, 2001 through March 31, 2002 at a cost not to exceed the amounts listed in Exhibit "A" for each vendor, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104XXX (Subcontracted Program Expense), and be it

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

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. 158

By Community and Social Services, Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH STOWE PLAZA EQUITIES FOR LEASE OF SPACE AT 435 STATE STREET FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2001

WHEREAS, this County Legislature, by Resolution 470 of 1999, authorized an agreement with Stowe Plaza Equities for lease of approximately 13,644 square feet of space at 435 State Street, Binghamton, New York for the Departments of Social Services and Mental Health for the period October 1, 1999 through March 31, 2000, and

WHEREAS, since April 1, 2000, the County has continued possession of the premises as a holdover tenant on a month-to-month basis, and

WHEREAS, the premises are necessary for administering various programs of the Department of Social Services including the Child Care and Development Block Grant Program, the Child Assistance Program and the Welfare to Work Program, and

WHEREAS, it is desired to enter into a new lease agreement with Stowe Plaza Equities on substantially similar terms and conditions as the expired lease, at a cost not to exceed \$9,393 per month for a total cost of \$93,930 for the period March 1, 2001 through December 31, 2001, now, therefore, be it

RESOLVED that this County Legislature hereby authorizes an agreement with Stowe Plaza Equities for lease of approximately 13,644 square feet of space located at 435 State Street, Binghamton, New York 13905, on substantially similar terms and conditions as the expired lease, for the Department of Social Services for the period March 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 of \$9,393 per month, total cost not to exceed \$93,930 during the period March 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the Department of Social Services budget lines 670018.4422.103000, 670455.4422.102204, 670455.4422.104277, 670455.4422.104246, 670455.4422.104245 (Building and Land 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. 159

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF HEALTHY LIVING PARTNERSHIP GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 129 of 2000, as amended by Resolution 664, authorized the continued participation in the Healthy Living Partnership Grant by the Department of Health and adopted a program budget in the amount of \$286,711 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides a regional approach to breast and cervical cancer screening, diagnostic and treatment services for financially eligible women in a five-county region that includes Broome, Tioga, Chenango, Otsego and Delaware Counties, and

WHEREAS, it is desired to renew said grant program in the amount of \$132,043 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$132,043 from the New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire Plaza, Albany, New York 12237, for the Department of Health's Healthy Living Partnership Grant 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 \$132,043, 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. 160

By Health Services and Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VARIOUS VENDERS FOR VARIOUS SERVICES FOR THE DEPARTMENT OF HEALTH'S HEALTHY LIVING PARTNERSHIP GRANT FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 120 of 2000, authorized the renewal of agreements with various vendors for various services for the Department of Health's Healthy Living Partnership Grant at rates not to exceed those listed in 'Exhibit B', for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said services are necessary to provide screening, diagnostics and follow up procedures for clients of the Department of Health's Healthy Living Partnership Program, and

WHEREAS, said agreements expire by their terms on March 31, 2001, and it is desired at this time to renew said agreements for an amount not to exceed budgeted appropriations for the period April 1, 2001 through March 31, 2002 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of agreements with the various vendors listed on the attached Exhibit "A" for various services for the Department of Health's Healthy Living Partnership Grant, for the period April 1, 2001 through March 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates listed on Exhibit "B", not to exceed budgeted appropriations, for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4707.104XXX (Medical & Hospital 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.

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

RESOLUTION NO. 161

By Health Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF COLORECTAL CANCER SCREENING AND PROSTATE CANCER EDUCATION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 253 of 2000, as amended by Resolution 399 of 2000, authorized and approved continuation of the Colorectal Cancer Screening and Prostate Cancer Education Program Grant for the Department of Health and adopted a program budget in the amount of \$120,0954 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides colorectal cancer screening and prostate cancer education to uninsured or underinsured men and women over fifty years of age in five counties (Broome, Tioga, Chenango, Otsego and Delaware), and

WHEREAS, it is desired to renew said grant program in the amount of \$89,304 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$89,304 from the New York State Department of Health, Room 515, Empire State Plaza, Corning Tower, Albany, New York 12237-0679, for the Department of Health's Colorectal Cancer Screening and Prostate Cancer Education Program Grant 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 \$89,304, 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. 162

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR SCREENING AND EDUCATION SERVICES FOR THE DEPARTMENT OF HEALTH'S COLORECTAL CANCER SCREENING AND PROSTATE CANCER EDUCATION PROGRAM GRANT FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 261 of 2000, authorized renewal of agreements with various vendors for screening and education services for the Department of Health's Colorectal Cancer Screening and Prostate Cancer Education Program Grant at rates not to exceed those listed on Exhibit "B" of said resolution for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said services are necessary to provide colorectal cancer screening and prostate cancer education to uninsured or underinsured men and women over fifty years of age in five counties (Broome, Tioga, Chenango, Otsego and Delaware), and

WHEREAS, said agreements expire by their terms on March 31, 2001, and it is desired at this time to renew said agreements as listed on Exhibit "A" on substantially similar terms and conditions, at rates not to exceed those listed on Exhibit "B", for the period April 1 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as shown on Exhibit "A" for screening and education services for the Department of Health's Colorectal Cancer Screening and Prostate Cancer Education Program Grant for the period April 1, 2001 through March 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates not to exceed those listed on Exhibit "B" for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4707.104XXX (Medical and Hospital 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.

Ms. Nannery made a motion, seconded by Mr. Shafer, to amend the resolution to replace the existing Exhibit "A". **Amendment carried. Resolution as amended carried.**

RESOLUTION NO. 163

By Health Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDERS FOR PROFESSIONAL SERVICES IN CONNECTION WITH THE HEALTHY WORKSITES GRANT FOR THE DEPARTMENT OF HEALTH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 475 OF 2000, authorized agreements with various vendors for professional services for the Department of Health's Healthy Worksites Grant, total cost not to exceed \$21,700 for the periods April 1, 2000 through March 31, 2001 and August 1, 2000 through March 31, 2001, and

WHEREAS, said services are necessary to assist with carrying out the goals of the Healthy Worksites Grant program in the counties of Broome, Chenango, Tioga and Delaware, and

WHEREAS, said agreements expire by their terms on March 31, 2001, and it is desired at this time to renew the agreements with United Health Services, Chenango Memorial Hospital, Our Lady of Lourdes Hospital and Delaware Valley Hospital for the period April 1, 2001 through March 31, 2002, for a total amount not to exceed \$21,700, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors as follows for professional services for the Department of Health's Healthy Worksites grant for the period April 1, 2001 through March 31, 2002 for the amounts shown below:

United Health Services
Stay Healthy Center
33-57 Harrison Street
Johnson City, New York 13790
Amount Not to Exceed \$10,560

Chenango Memorial Hospital
Department of Community Relations
179 N. Broad Street
Norwich, New York 13815
Amount Not to Exceed \$3,600

Our Lady of Lourdes Hospital
Mission in Motion Program
169 Riverside Drive
Binghamton, New York 13905
Amount Not to Exceed \$2,640

Delaware Valley Hospital
Dept. of Community Relations & Wellness
1 Titus Place
Walton, New York 13856
Amount Not to Exceed \$4,900

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104XXX(Subcontracted Program Expense), and be it

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

Carried.

RESOLUTION NO. 164

By Health Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF HEALTHY WORKSITES OF BROOME, CHENANGO, TIOGA AND DELAWARE COUNTIES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 123 of 2000, authorized and approved the Healthy Worksites of Broome, Chenango, Tioga and Delaware Counties Grant for the Department of Health and adopted a program budget in the amount of \$50,962 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides assessment of the heart health of 50 worksites in a four county region, which includes Broome, Tioga, Chenango and Delaware Counties, with the eventual goal of developing environmental interventions to increase the heart health of at least 20% of the workforce of this region, and

WHEREAS, it is desired to renew said grant program in the amount of \$50,962 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,962 from New York State Department of Health, Division of Chronic Disease Prevention and Adult Health, Empire State Plaza, Corning Tower, Room 515, Albany, New York 12237-0675, for the Department of Health's Healthy Worksites of Broome, Chenango, Tioga and Delaware Counties Grant 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 \$50,962, 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) is 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. 165

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF HIV CARE NETWORK GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 383 of 2000 as amended by Resolution 613, authorized and approved the acceptance of the HIV Care Network Grant for the Department of Health and adopted a program budget in the amount of \$67,937 for the period July 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides funding for the administration of the NY-Penn Region HIV Care Network, a local coalition responsible for defining the local HIV/AIDS epidemic, planning and coordination of services and raising public awareness, and

WHEREAS, it is desired to renew said grant program in the total amount of \$94,783 for the period April 1, 2001 through March 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$90,583 from the Statewide AIDS Service Delivery Consortium, New York State Department of Health, 5 Penn Plaza, 5th Floor, New York, New York 10001, and \$4,200 from various donations and gifts for the Department of Health's HIV Care Network Grant 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 \$94,783, 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 in consideration of said services, the County shall pay the Contractor an amount not to exceed \$109,510 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160259.4746.501369 (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. 168

By Public Works, Economic Development & Planning and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO APPLY FOR A "BROWNFIELDS" ENVIRONMENTAL RESTORATION GRANT IN CONNECTION WITH 312 MAPLE STREET, ENDICOTT, NEW YORK AND AUTHORIZING AN AGREEMENT WITH THE NEW YORK STATE DEC IN CONNECTION THEREWITH

WHEREAS, this County Legislature has previously authorized agreements for site investigation in connection with a voluntary clean-up agreement pertaining to 312 Maple Street, Endicott, New York, a parcel of real property owned by Broome County as the result of a tax foreclosure on which property there appears to be environmental contamination, and

WHEREAS, the DEC is requiring additional site investigation, and

WHEREAS, it appears that the County may be eligible for a grant from the New York State Department of Environmental Conservation to defray, in part, the cost of the site investigation at 312 Maple Street (the Project) and that it would be in the public interest for the County to enter into an agreement with the DEC which would provide for the DEC to pay for up to 80% of the cost of site investigation with the County paying the remaining 20%, and

WHEREAS, it is estimated the additional investigation will cost \$30,000 of which the County's share would be \$6,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive to apply to the New York State Department of Environmental Conservation (DEC) for an "Environmental Restoration" Grant pursuant to Title 5 of the 1996 Clean Water/Clean Air Bond Act in connection with site investigation at 312 Maple Street, Endicott, New York (the Project), and enter into an agreement on behalf of the County with the DEC whereby the County agrees to fund its portion of the cost of the investigation (estimated to be \$6,000) and to initiate the required field work within twelve months from receipt from the DEC of notice that the application has been approved, and be it

FURTHER RESOLVED, that if at any time the cost of the proposed site investigation shall exceed the anticipated expenditure, the County shall have the option to withdraw its grant application, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 9000043.4756.10100 (Tax Acquired Property Expense), and be it

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

FURTHER RESOLVED, that the Clerk of the Legislature is hereby authorized and directed to prepare a certified copy of this resolution and, along with the application authorized herein, mail them to the Albany office of the New York State Department of Environmental Conservation.

Carried.

RESOLUTION NO. 169

By Public Works, County Administration and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AGREEMENT WITH HARBOR MANAGEMENT CONSULTANTS FOR PURCHASE, INSTALLATION AND STAFF TRAINING FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2001-2002

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Harbor Management Consultants for the purchase, installation and staff training for a hazardous waste software program for the Division of Solid Waste Management at a cost not to exceed \$7,200 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said services are necessary for the purchase, installation and staff training for the CHOICE software to improve the operations at the Household Hazardous Waste Facility relative to safety, inventory management, self-packing lab packs and reporting, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Harbor Management Consultants, 30 Joseph Street, Kingston, Massachusetts 02364 for the purchase, installation and staff training for CHOICE software for the Division of Solid Waste Management for the period April 1, 2001 through March 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$7,200 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4359.206000 (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. 170

By Transportation and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING AGREEMENT WITH ATLANTIC COAST AIRLINES FOR OPERATING RIGHTS, COUNTER SPACE AND RELATED SERVICES AT THE BINGHAMTON REGIONAL AIRPORT

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with Atlantic Coast Airlines for operating rights, counter space and related services at the Binghamton Regional Airport on a month-to-month basis with revenue to Broome County, and

WHEREAS, Broome County has the space and capacity to lease, which will provide revenue to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Atlantic Coast Airlines, 45200 Business Court, Dulles, Virginia 20166, for operating rights, counter space and related services on a month-to-month basis, beginning January 1, 2001, and be it

FURTHER RESOLVED, that Atlantic Coast Airlines shall pay the Non-Signatory rate for such operating rights and leasehold space pursuant to the current Airline Operating Agreement and Terminal Building Lease as approved by this County Legislature by companion resolution, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 210070.0107.207000 (Space Rental-Airlines) and budget line 210088.0112.207000 (Landing Fees – Non-Signatory), 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. 171

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH CHAMPLAIN ENTERPRISES (D/B/A COMMUTAIR AIRLINES) FOR OPERATING RIGHTS, COUNTER SPACE AND RELATED SERVICES AT THE BINGHAMTON REGIONAL AIRPORT

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with Champlain Enterprises (d/b/a CommutAir Airlines) for operating rights, counter space and related services at the Binghamton Regional Airport on a month-to-month basis with revenue to Broome County, and

WHEREAS, Broome County has the space and capacity to lease, which will provide revenue to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Champlain Enterprises (d/b/a CommutAir Airlines), 518 Rugar Street, Plattsburgh, NY 12901, for operating rights, counter space and related services on a month-to-month basis, beginning January 1, 2001, and be it

FURTHER RESOLVED, Champlain Enterprises shall pay the Non-Signatory rate for such operating rights and leasehold space pursuant to the current Airline Operating Agreement and Terminal Building Lease as approved by this County Legislature by companion resolution, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 210070.0107.207000 (Space Rental–Airlines) and budget line 210088.0112.207000 (Landing Fees – Non-Signatory), 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. 172

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENTS WITH MESABA AIRLINES AND US AIRWAYS FOR OPERATING RIGHTS, COUNTER SPACE AND RELATED SERVICES AT THE BINGHAMTON REGIONAL AIRPORT FOR 2001-2005

WHEREAS, the Commissioner of Aviation requests authorization for agreements with Mesaba Airlines and US Airways for operating rights, counter space and related services at the Binghamton Regional Airport at the rates set in the current Airlines Operating Agreement and Terminal Building Lease, for the period April 1, 2001 through December 31, 2005, and

WHEREAS, Broome County has the space and capacity to lease, which will provide revenue to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with Mesaba Airlines, 7501 26th Avenue South, Minneapolis, Minnesota 55450 and US Airways, 2345 Crystal Drive, Arlington, Virginia 22227 for operating rights, counter space and related services at the Binghamton Regional Airport, for the period April 1, 2001 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, Mesaba Airlines and US Airways shall pay the County at the rates for such operating rights and leasehold space pursuant to the current Airline Operating Agreement and Terminal Building Lease as approved by this County Legislature by companion resolution, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 210070.0107.207000 (Space Rental – Airlines) and budget line 210088.0111.207000 (Landing Fees – Signatory), 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. 173

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Howard
RESOLUTION AMENDING RESOLUTION NO. 529 OF 2000 TO PROVIDE FOR A LEASE TERM OF TEN YEARS IN CONNECTION WITH THE AGREEMENT WITH SUSQUEHANNA DEVELOPMENT, LLC, FOR LEASE OF A PORTION OF PREMISES LOCATED AT THE OLD FAIR STORE FOR USE BY THE PROBATION DEPARTMENT AND TO PROVIDE FOR RENOVATIONS TO BE MADE AT THE LANDLORD'S EXPENSE

WHEREAS, this County Legislature, by Resolution 529 of 2000, authorized an agreement with Susquehanna Development, LLC, whereby Susquehanna Development would lease to Broome County approximately 23,000 square feet of a portion of the premises known as the Fair Store located at Court and Wall Streets in the City of Binghamton for use by the Probation Department, and

WHEREAS, pursuant to Resolution 529 of 2000 the County was to renovate the leased premises and deduct the cost of the renovations from the rent due the landlord, and

WHEREAS, after due deliberation it appears that the needed renovations can be accomplished sooner by having Susquehanna Development provide them at Susquehanna Development's expense, and

WHEREAS, the lease authorized by Resolution 529 of 2000 was to be for a term of five years with an option to renew for five years, and, in order to obtain financing for the renovations, the landlord requires a fixed term of ten years, now, therefore be it

RESOLVED, that this County Legislature hereby amends Resolution 529 of 2000 to provide as follows:

1. The term of the lease between Susquehanna Development, LLC, shall be for ten years commencing with the date of occupancy by the County of the leased premises.
2. Susquehanna Development shall make all renovations as agreed to by the County at the sole expense of Susquehanna Development, LLC, provided, however, that the installation of computer cabling and telephone lines will be at the expense of the County.

and be it

FURTHER RESOLVED, that Resolution 529 of 2000 to the extent consistent herewith, shall remain in full force and effect.

Carried.

RESOLUTION NO. 174

By Finance, Public Works and Education, Culture & Recreation Committees
Seconded by Mr. Howard

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>State</u>	<u>Federal/Other</u>	<u>County</u>
501349	Arena Improvements	1,048,000	940,000	0	108,000
		<u>How Financed:</u>			
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
		2000	5	1,048,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501349	Arena Improvements	1,048,000	820,000	0	228,000

<u>Year Start</u>	<u>How Financed:</u>		
	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
2000	5	1,048,000	0

Comments: Resolution 75 of 2000, increased state aid from \$700,000 to \$940,000. Only 50% of the \$240,000 is reimbursed by the State; therefore County Contribution increases by \$120,000.

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.

RESOLUTION NO. 175

By Finance and Public Safety & Emergency Services

Seconded by Mr. Howard

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR SHERIFF

RESOLVED, that in accordance with a request from the Sheriff in order to adjust the funds in the COPS More "95" Grant to complete the Federal Retention Policy attached to this grant, as requested in BF# 0001747, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	450080	0227	104185	Transfer from Gen. Fund	59,664
TO:	450080	1000	104185	Salaries – Full Time	38,721
	450080	8010	104185	State Retirement	260
	450080	8030	104185	Social Security	3,313
	450080	8040	104185	Workers' Compensation	866
	450080	8050	104185	Life Insurance	44
	450080	8060	104185	Health Insurance	16,180
	450080	8063	104185	Disability Insurance	280

Carried.

RESOLUTION NO. 176

By Health Services and Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AGREEMENT WITH MCCUE ADVERTISING AND PUBLIC RELATIONS, INC. FOR AN ANTI-SMOKING ADVERTISING CAMPAIGN FOR THE DEPARTMENT OF HEALTH FOR 2001

WHEREAS, this County Legislature, by Resolution 258 of 2000, as amended by Resolution 686 of 2000, authorized the continued participation in the Comprehensive Community-Based Tobacco Control and Prevention Program Grant by the Department of Health and adopted a program budget in connection therewith in the total amount of \$238,329 for the period June 1, 2000 through May 31, 2001, and

WHEREAS, said grant program allows the Broome County Department of Health to be the fiscal agent and to support tobacco control and prevention-related project activities, and

WHEREAS, the Director of Public Health requests authorization for an agreement with McCue Advertising and Public Relations, Inc. for an anti-smoking advertising campaign for the

Department of Health at a cost not to exceed \$160,000, for the period March 22, 2001 through May 31, 2001, and

WHEREAS, said services are necessary to fulfill the requirements of the workplan submitted to the New York State Department of Health for this grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McCue Advertising and Public Relations, Inc., 91 Riverside Drive, Binghamton, New York 13905 to buy advertising time and to assist the County with related services necessary to develop a counter-marketing campaign for tobacco use, for the Department of Health, for the period March 22, 2001 through May 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$160,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104428 (Other Program Expense), and be it

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

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

RESOLUTION NO. 177

By Personnel and Public Safety & Emergency Services

Seconded by Mr. Howard

RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES D. HAYES, MD, AS A BROOME COUNTY CORONER

WHEREAS, Jose Pacheco, M.D. has submitted his resignation from the position of Broome County Coroner, and

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XVIII of the Broome County Charter and Code, has duly designated and appointed, pending confirmation by this Legislature, James D. Hayes, M.D., 49 Sunrise Drive, Binghamton, New York 13905 as a Broome County Coroner at an annual salary of \$25,500 to replace Dr. Pacheco, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article XVIII of the Broome County Charter and Code, does hereby confirm the appointment of James D. Hayes, M.D., 49 Sunrise Drive, Binghamton, New York 13905 as a Broome County Coroner at an annual salary of \$25,500, in accordance with his appointment by the County Executive.

Carried.

RESOLUTION NO. 178

By Economic Development & Planning and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE HUDSON GROUP, LLC, FOR A WASTEWATER MANAGEMENT FEASIBILITY STUDY FOR 2001-2002

WHEREAS, there is a need for a comprehensive plan for the management of wastewater within the County, and

WHEREAS, the Commissioner of Planning has requested proposals from firms interested in providing a comprehensive study of wastewater management in Broome County to include recommendations regarding possible sewer districts, the formation of a wastewater authority, and the possibility of County administration of wastewater treatment, and

WHEREAS, four proposals were received and the Planning and Economic Development Committee has interviewed all four candidates and is now recommending that an agreement be entered into with The Hudson Group, LLC, whereby The Hudson Group will conduct a comprehensive countywide wastewater management study, and

WHEREAS, in order to provide funding for said agreement, the 1992 and 1994 Capital Improvement Programs must be amended, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with The Hudson Group, LLC, 425 State Street, Albany, New York 12203 for The Hudson Group to perform the "Wastewater Management Feasibility Study" set forth in its proposal dated December 28, 2000, said study to be completed by 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 \$122,725 for the period April 1, 2001 through December 31, 2002, and be it

FURTHER RESOLVED, that in order to provide funding for said agreement, the following amendments are being made to the 1992 and 1994 Capital Improvement Programs:

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>		
502213	Library Siting Study	60,000	0	0	60,000	
		<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
		<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Transfer</u>
		1992	5	62	0	60,000

<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>		
502240	Wastewater Feasibility Study	125,000	25,000*	0	100,000	
		<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
		<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Transfer</u>
		1994	5	62(a)	0	100,000

*\$25,000 from Partnership 2000

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>		
502213	Library Siting Study	5,000	0	0	5,000	
		<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
		<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Transfer</u>
		1992	5	62	0	5,000

<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>		
502240	Wastewater Feasibility Study	155,000	0	0	155,000	
		<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
		<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Transfer</u>
		1994	5	62	0	155,000

FURTHER RESOLVED, that payments to The Hudson Group, LLC hereinabove authorized shall be made from Capital Project Number 502240, and be it

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

Mr. Shafer made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
The meeting was adjourned at 5:29 p.m.

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