
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, SEPTEMBER 20, 2001**

The Legislature convened at 5:10 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-18, Absent-1 (Shafer).

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 Special Session of August 13, 2001 and the Regular Session of August 23, 2001 be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

Mr. Schofield noted that the committee minutes for the period August 17, 2001 through September 13, 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. Seeing none, a motion to approve the committee minutes was made by Mr. O'Day, seconded by Mr. Mather. **Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

ANNOUNCEMENTS FROM THE CHAIR

Legislator Hudak made the presentation of a plaque of the County Seal to Charles E. Hopkins upon his retirement. Mr. Hopkins has served as the Director of the Broome County Veterans' Services Agency from 1992 through 2001. Mr. Lindsey commended him on his service to Broome County Veterans.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

- A. Appointments to the Broome Tioga Workforce Development Board
- B. Appointments to the Office for Aging Advisory Council

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
 - 1. Minutes:
 - a. Soil and Water Conservation District
 - b. Environmental Management Council
 - c. Fire Advisory Board
 - d. Clerks of the County Legislative Boards
 - e. Association of Municipal Clerks
 - f. Nanticoke Landfill Citizens Advisory Committee
 - 2. Elections: suspension of Primary Election, September 11, 2001
 - 3. Town of Windsor Declaration of Emergency, August 22, 2001 due to deterioration and erosion of river bank on Mountain Road
 - 4. Health Department; Larvacide Application in Broome County
 - 5. Tioga County Legislature; Resolution in support of amendments to the Brownfield Program
 - 6. Dutchess County Legislature: Resolution urging New York State to fund the Local Law Electronic Filing program
 - 7. State Board of Real Property Services: 2001 State Equalization Rates
 - 8. Public Works: Award of Contracts for Snow Removal Vehicle Building

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9. Audit and Control:
 - a. SIEBA Escrow Account Control Review
 - b. District Attorney and Office for Aging Payroll Audits
 - C. Notices:
 1. Health Services Committee Special Meeting: Thursday, August 23, 2001, re: report of projected costs in relation to the Willow Point Nursing Home.
 2. Health Services Committee Special Meeting: Thursday, September 20, 2001, re: financial implications of a new Nursing Home.
 - D. Reports:
 1. Information Technology 2000 Annual Report
 2. Audit and Control: 2nd Quarter Accounts Receivable Aging Summary
 3. Broome Community College: Summary of Financial Records System as of 8/31/01
 4. Appraisal Report: Broome County Central Library

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Appointing the following Legislators as representatives for Brian Mather:
 - a. W. Miller, voting representative, Public Safety and Emergency Services, September 10, 2001
 - b. J. Sweet, Chair, A. Nannery voting representative Personnel Committee, September 11, 2991
 - c. J. Sweet, voting representative, Finance Committee, September 13, 2001
2. Appointing Brian Brunza as voting representative for Vincent Pasquale on the County Administration Committee, September 13, 2001

Mr. Holley made a motion, seconded by Mr. Brunza, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2001 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

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

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 419

(Held over by Mr. Howard)

By Finance Committee

Seconded by Mr. Brunza

RESOLUTION AUTHORIZING THE SALE OF THE FORMER BROOME COUNTY LIBRARY PROPERTY TO STEVEN M. ANTLER

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

RESOLUTION NO. 425

(Held over by Mr. Kolba)

By County Administration, Public Works and Finance Committees

Seconded by Mr. Miller

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 6, 2001, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE REGARDING LANDFILL FEES, AS AMENDED."

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

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 429

By Health Services and Finance Committees

Seconded by Mr. Burger

RESOLUTION AUTHORIZING THE BROOME COUNTY HEALTH DEPARTMENT TO CHARGE OFF BAD DEBTS

WHEREAS, the Director of the Broome County Department of Health has requested authorization to write off uncollectible accounts totaling \$140,778.87 in the Department of Health's Clinics Division, and

WHEREAS, these debts were spaced out over a period of three years (1996-1998) and all attempts were made to bill these services with the 30, 60 and 90-day billing cycle, and

WHEREAS, a significant number of these claims involve STD and TB services which, pursuant to the Public Health Law, cannot be billed to the patient and the timeline to re-bill has expired, and

WHEREAS, the electronic billing module for Medicaid was flawed and did not meet the New York State specifications when it was set up in 1996, resulting in claim denials, and

WHEREAS, although the Department of Health has made all reasonable attempts to collect these monies, including significant rebilling and investigation of why money was not received, it has been determined that the accounts listed on Exhibit "A" are uncollectible, and

WHEREAS, adjustments have been made to the electronic billing module to correct the claims billing problem and aggressive claims tracking and a system to reconcile commercial insurance accounts has been established, and

WHEREAS, the Director of Public Health requests authorization to consider the amounts listed in Exhibit "A" as uncollectible and remove such amounts from the Department of Health's subsidiary records, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of Public Health to write off as uncollectible the accounts listed in Exhibit "A", and be it

FURTHER RESOLVED, that the Director of Public Health, the Commissioner of Finance and the Comptroller are authorized to make all necessary accounting entries to effectuate the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-1 (Hudak), Absent-1 (Shafer).

RESOLUTION NO. 430

By County Administration and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH IKON OFFICE SOLUTIONS FOR COPIER RENTAL FOR THE OFFICE OF THE COUNTY CLERK FOR 2001-2006

WHEREAS, the County Clerk requests authorization for an agreement with IKON Office Solutions for the lease of a copier with a coin changer for the Office of the County Clerk at a cost of \$200 per month plus an overage rate of .008 per copy when applicable, total amount not to exceed \$12,000 for the period October 1, 2001 through September 30, 2006, and

WHEREAS, said services are necessary to replace the current IKON-owned copier with a leased copier with a coin changer, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with IKON Office Solutions, 21 South Washington Street, Binghamton, New York 13903, for the lease of a copier with a coin changer for the Office of the County Clerk for the period October 1, 2001 through September 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$200 per month, total cost not to exceed \$12,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4518.101000 (Copy Machine Rentals), and be it

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

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

RESOLUTION NO. 431

By County Administration and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF A LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND GRANT FOR THE COUNTY CLERK AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, the County Clerk requests authorization to accept a Local Government Records Management Improvement Fund Grant and adopt a program budget in the amount of \$75,520 for the period July 1, 2001 through June 30, 2002, and

WHEREAS, said grant program provides computer hardware and software to address Federal and State reporting requirements as well as establish and implement standard policy and procedures for accurate record keeping for Municipal Fire Departments and Districts, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$75,520 from the Local Government Records Management Improvement Fund, State Education Department, Room 542EB, Albany, New York 12230 for the County Clerk's Local Government Records Management Improvement Fund Grant for the period July 1, 2001 through June 30, 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 \$75,520, 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 432

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES, PENALTIES AND INTEREST ON PARCELS IN VARIOUS TOWNS IN BROOME COUNTY

WHEREAS, it is necessary to cancel 2001 taxes, interest and penalties on the parcels of real property by virtue of the reasons stated on the attached Exhibit "A", now, therefore, be it

RESOLVED, that taxes, interest and penalties will be cancelled on the parcels of real property as listed on attached the Exhibit "A".

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

RESOLUTION NO. 433

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH VARIOUS VENDORS FOR VARIOUS SERVICES FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION PROGRAM AND THE PRESCHOOL EDUCATION PROGRAM FOR 2001-2002

WHEREAS, the Director of Public Health requests authorization for an agreement with various vendors for various services for the Department of Health's Early Intervention Program and the Preschool Education Program, at rates set by New York State Department of Health and Broome County Department of Health, total not to exceed budget appropriations, and

WHEREAS, said services are necessary to help families cope with children with disabilities, provide parent training and counseling, and provide various services including itinerant speech, occupational and physical therapies, special education, medical services, classroom and personal care aides, service coordination, interpreters and nursing services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with various vendors for various services as shown in Exhibit "A", for the Department of Health's Early Intervention Program for the period October 1, 2001 through December 31, 2002, and the Preschool Education Program for the period October 1, 2001 through June 30, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates set by the New York State Department of Health as listed on Exhibit "B" for the Early Intervention Program and rates set by Broome County Department of Health as listed on Exhibit "C" for the Preschool Education Program, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480293.4706.101081 (Rehabilitation and Therapy Services) and 480293. various.101082, and be it

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

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

RESOLUTION NO. 434

By Finance Committee

Seconded by Mr. Mather

RESOLUTION FIXING THE DATE, TIME AND PLACE OF A PUBLIC HEARING BY THE BROOME COUNTY LEGISLATURE ON THE 2002 TENTATIVE BUDGET

WHEREAS, the County Executive will present a tentative 2002 Budget to the members of the County Legislature on Monday, October 1, 2001, including a proposed budget, a capital program, and the budget message, and

WHEREAS, Section C606 of the Broome County Charter requires that the County Legislature hold a public hearing on the proposed budget, the capital program and the budget message submitted by the County Executive, now, therefore, be it

RESOLVED, that a Public Hearing on the tentative Broome County Budget for 2002 will be held on Thursday, October 18, 2001 at 7:00 p.m. in the Legislative Chambers, Sixth Floor, Edwin L. Crawford County Office Building, Government Plaza, Hawley Street, Binghamton, New York, and the Clerk of this County Legislature is hereby authorized to publish notice of said public hearing in the official newspaper(s) of the County pursuant to the provisions of the Broome County Charter.

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

RESOLUTION NO. 435

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER FOR DEAF INTERPRETER AND TRANSLATOR SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2001

WHEREAS, the Commissioner of the Willow Point Nursing Home requests authorization for an agreement with the Southern Tier Independence Center for interpreter and translator services for a resident at the Willow Point Nursing Home at a rate of \$40 per hour for an interpreter and \$15 per hour for a translator to relay information interpreted to the staff, total cost not to exceed \$5,775, for the period September 14, 2001 through December 31, 2001, and

WHEREAS, said services are necessary to provide deaf interpreter and translation services to a resident at the nursing home who has lost the cognitive ability to read lips, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier Independence Center, 24 Prospect Avenue, Binghamton, New York 13901, for interpreter and translation services for a resident at the Willow Point Nursing Home for the period September 14, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$40 per hour for an interpreter and \$15 per hour for a translator to relay information interpreted to the staff, total amount not to exceed \$5,775 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.4707.204000 (Medical and Health Services), and be it

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

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

RESOLUTION NO. 436

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF A DOMESTIC VIOLENCE AND CHILD ABUSE PROJECT PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH THE SOS SHELTER FOR 2001-2002

WHEREAS, the Commissioner of Social Services requests authorization to accept a Domestic Violence and Child Abuse Program Grant, to adopt a program budget in the amount of \$25,000 and to enter into an agreement with the SOS Shelter for the period July 1, 2001 through June 30, 2002, and

WHEREAS, said grant program provides funding to outstation a domestic violence worker from the SOS Shelter within Child Protective Services at the Department of Social Services to ensure a coordinated response for achieving safety for families where both domestic violence and child abuse/maltreatment exist, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$25,000 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144-2796 for the Department of Social Services' Domestic Violence and Child Abuse Program Grant for the period July 1, 2001 through June 30, 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 \$25,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the SOS Shelter, Inc., P.O. Box 393, Endicott, New York 13761 to provide funding to outstation a domestic violence worker within the Child Protective Services Unit of the Department of Social Services for a total amount of \$25,000 for the period July 1, 2001 through June 30, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670455.4561.104XXX (Purchase of Services), and be it

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

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

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

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

RESOLUTION NO. 437

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 454 of 2000, as amended by Resolutions 134 and 317 of 2001, authorized and approved the Home Energy Assistance Program for the Office for Aging and adopted a program budget in the amount of \$55,000 for the period October 1, 2000 through September 30, 2001, and

WHEREAS, said grant program provides assistance to meet the cost of home heating for eligible homeowners and renters based on household size, income and type of heating, and

WHEREAS, it is desired to renew said grant program in the amount of \$10,000 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from Broome County Department of Social Services, 38 Main Street, Binghamton, New York 13905, for the Office for Aging's Home Energy Assistance Program (HEAP) Grant for the period October 1, 2001 through September 30, 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 \$10,000, 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

WHEREAS, it is desired to renew said grant program in the amount of \$7,530 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,530 from the Blind Work Association, 55 Washington Street, Binghamton, New York 13901, for the Office for Aging's Social Integration for the Blind Program Grant for the period October 1, 2001 through September 30, 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 \$7,530, 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 440

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF FOSTER GRANDPARENTS-SOFA PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 457 of 2000, authorized and approved the renewal of the Foster Grandparents-SOFA Program Grant for the Office for Aging and adopted a program budget in the amount of \$20,269 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program allows income eligible seniors age 60 and older the opportunity to volunteer in schools, day-care centers, Head Start programs and institutions while providing them with an hourly stipend, travel reimbursement, a daily meal and an annual physical examination, and

WHEREAS, it is desired to renew said grant program in the amount of \$20,269 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 \$20,269 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001 for the Office for Aging's Foster Grandparents-SOFA 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 \$20,269, 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 441

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING REVISION OF THE OFFICE FOR AGING'S SERVICES FOR OLDER PERSONS PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001

WHEREAS, this County Legislature, by Resolution 592 of 2000, authorized the continued participation in the Services for Older Persons Program Grant by the Office for Aging and adopted a program budget in connection therewith in the total amount of \$39,403 for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said grant program provides shopping services to City of Binghamton residents over 60 years of age who are able to remain in their homes but are unable to shop for themselves, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$20,616 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Services for Older Persons Program Grant to reflect an increase of \$20,616, 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 \$60,019, and be it

FURTHER RESOLVED, that Resolution 592 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 442

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING REVISION OF THE WEATHERIZATION REFERRAL AND PACKAGING (WRAP) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 591 of 2000, authorized the continued participation in the Weatherization Referral and Packaging (WRAP) Program Grant by the Office for Aging and adopted a program budget in connection therewith in the total amount of \$40,942 for the period August 1, 2000 through July 31, 2001, and

WHEREAS, said grant program provides for screening and assessment of elderly, low-income housing to determine energy-related needs dealing with health and safety concerns and to determine if clients' needs can be met by the weatherization program assistance with home repairs and provides for assessment and assisted referral to help offset costs, plans and monitors, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease of \$2,352 in grant appropriations and to also reflect the extension of said program to December 31, 2001 as granted by the Broome County Office of Budget and Research, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Weatherization Referral and Packaging Program Grant reducing the total amount of said grant to \$38,590 for the period August 1, 2000 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 \$38,590, and be it

FURTHER RESOLVED, that Resolution 591 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 443

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF THE WEATHERIZATION REFERRAL AND PACKAGING (WRAP) PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 591 of 2000, as amended by a companion resolution, authorized and approved the Weatherization Referral and Packaging (WRAP) Program Grant for the Office for Aging and adopted a program budget in the amount of \$38,590 for the period August 1, 2000 through December 31, 2001, and

WHEREAS, said grant program provides for screening and assessment of elderly, low-income housing to determine energy-related needs dealing with health and safety concerns and to determine if clients' needs can be met by the weatherization program assistance with home repairs and provides for assessment and assisted referral to help offset costs, plans and monitors, and,

WHEREAS, it is desired to renew said grant program in the amount of \$50,353 for the period August 1, 2001 through July 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,353 from the New York State Office for Aging, Empire State Plaza Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Weatherization Referral and Packaging (WRAP) Program Grant for the period August 1, 2001 through July 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 \$50,353, and be it

Department of Health and adopted a program budget in the amount of \$57,887 for the period January 1, 2001 through September 30, 2001, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$88,438 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,000 from the New York State Department of Health, Bureau of Dental Health, Empire State Plaza, Corning Tower, Room 542, Albany, New York 12237-0619, and \$33,438 from Broome County Department of Social Services for the Department of Health's Preventive Dentistry/Dental Sealant Grant for the period October 1, 2001 through September 30, 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 \$88,438, 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 447

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

RESOLUTION AUTHORIZING RENEWAL OF PUBLIC DEFENDER'S AID TO LOCALITIES-AID TO DEFENSE PROGRAM FUNDING FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 474 of 2000, authorized and approved the Aid to Localities-Aid to Defense funding for the Public Defender in the amount of \$34,470 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said aid supports the Broome County Office of the Public Defender who provides representation to financially eligible persons arrested in Broome County and also relieves the County of an expense it would otherwise have to assume, and

WHEREAS, it is desired to accept the New York State Public Defender Aid to Localities-Aid to Defense funding in the amount of \$34,470 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 \$34,470 from the New York State Division of Criminal Justice Services, 4 Tower Place, Albany, New York 12203-3764 for the Public Defender's Aid to Localities-Aid to Defense Program for the period April 1, 2001 through March 31, 2002, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be recorded in budget line 530006.0264.101000 (Major Offense Public Defender), and be it

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

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

RESOLUTION NO. 448

By Public Works Committee

Seconded by Mr. Mather

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE VETERANS MEMORIAL ARENA PEDESTRIAN BRIDGE AND RAMP DEMOLITION AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, it is necessary to demolish the pedestrian bridge and ramp at the Broome County Veterans Memorial Arena, and

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

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

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

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Veterans Memorial Arena pedestrian bridge and ramp demolition, and be it

FURTHER RESOLVED, that this County Legislature, based on the Short Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the demolition of the Veterans Memorial Area pedestrian bridge and ramp will not have a significant effect on the environment, and be it

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

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

RESOLUTION NO. 449

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Brunza

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE 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 516 of 2000, as amended by Resolution 688 of 2000 and Resolution 233 of 2001 and budget transfers totaling \$46,946 authorized and approved continued participation in the Home Energy Assistance Program for the Department of Social Services and adopted a program budget in the amount of \$1,246,347 for the period November 15, 2000 through November 15, 2001, and

WHEREAS, said grant program provides assistance with home heating fuel, winterization and fuel equipment, as well as emergency assistance such as utility shut-off and fuel, to eligible Temporary Assistance, Food Stamp and low-income families, and

WHEREAS, it is desired to renew said grant program in the amount of \$226,475 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$226,475 from the New York State Department of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, for the Department of Social Services Home Energy Assistance Program (HEAP) Grant for the period October 1, 2001 through September 30, 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 \$226,475, 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.

Ms. Hudak made a motion, seconded by Mr. O'Day, to change the total amount in the RESOLVED paragraph and the first FURTHER RESOLVED paragraph to \$188,784. **Amendment carried**, Ayes-18, Nays-0, Absent-1 (Shafer). **Resolution as amended carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 450

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP EMPLOYMENT AND TRAINING GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 492 of 2000, authorized and approved renewal of the Food Stamp Employment and Training Grant for the Department of Social Services and adopted a program budget in the amount of \$70,192 for the period October 1, 2000 through September 30, 2001, and

WHEREAS, said grant program provides for job readiness training and job search activities to non-public assistance and safety net food stamp recipients, and

WHEREAS, it is desired to renew said grant program in the amount of \$62,628 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$62,628 from the New York State Department of Labor, Governor W. Averell Harriman State Office Building Campus, Albany, New York 12240 for the Department of Social Services' Food Stamp Employment and Training Grant for the period October 1, 2001 through September 30, 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 \$62,628, and be it

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

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

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

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

RESOLUTION NO. 451

By Health Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF WOMEN, INFANTS, AND CHILDREN (WIC) PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 410 of 2000, authorized and approved the renewal of the Women, Infants and Children (WIC) Program Grant for the Department of Health and adopted a program budget in the amount of \$699,421 for the period October 1, 2000 through September 30, 2001, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$714,658 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$714,658 from the New York State Department of Health-WIC Program, 217 South Salina Street, Syracuse, New York 13202 for the Department of Health's Women, Infants and Children (WIC) Program Grant for the period October 1, 2001 through September 30, 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 \$714,658, 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 452

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF CHILD CARE AND DEVELOPMENT BLOCK GRANT (CCDBG) FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 491 of 2000, as amended by Resolution 223 of 2001, authorized and approved the Child Care and Development Block Grant (CCDBG) for the Department of Social Services and adopted a program budget in the amount of \$6,484,255 for the period October 1, 2000 through September 30, 2001, and

WHEREAS, said grant program provides funds for child care subsidies to low income families and for activities related to improving the quality and availability of child day care services, and

WHEREAS, it is desired to renew said grant program in the amount of \$7,539,552 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,539,552 from the New York State Office of Children and Family Services, Early Childhood Services Division, 40 North Pearl Street, 11-B Albany, New York 12243 for the Department of

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, 2001 through March 31, 2002, 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, it is necessary to authorize the amendment of said agreement to provide the new fee schedule from the New York State Department of Health's Cancer Screening Program to the various vendors listed on Exhibit "A" at rates not to exceed those listed on Exhibit "B", for the period April 1, 2001 through March 31, 2002, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with various vendors as listed on Exhibit "A", to provide the new fee schedule from the New York State Department of Health's Cancer Screening Program, 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 various vendors as listed on Exhibit "A" at rates not to exceed those listed on Exhibit "B", for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4707.104529 (Medical & Hospital Services), and be it

FURTHER RESOLVED, that Resolution 162 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 455

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AN AMENDMENT TO THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU YOUTH DEVELOPMENT/ DELINQUENCY PREVENTION PROGRAM (YDPP) FOR 2001

WHEREAS, this County Legislature, by Resolution 12 of 2001, authorized Youth Bureau State Aid Applications and established appropriations for the Youth Bureau Youth Development/Delinquency Prevention Program (YDPP) for the period January 1, 2001 through December 31, 2001, and

WHEREAS, it is necessary at this time to amend Exhibit "A" of said Resolution, increasing the contract with Mothers & Babies Perinatal Network, Inc. by \$2,194, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves amendment of Exhibit "A" of Resolution 12 of 2001, increasing the contract with Mothers & Babies Perinatal Network, Inc. by \$2,194, for a total not to exceed \$14,218, and be it

FURTHER RESOLVED, that Resolution 12 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 authorized to sign any and all necessary applications for the New York State Office of Children and Family Services State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 2001 through December 31, 2001, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any such agreements, documents, papers, or contracts, approved as

RESOLUTION NO. 457

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

RESOLUTION AUTHORIZING RENEWAL OF AID TO PROSECUTION GRANT FOR THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 522 of 2000, authorized and approved renewal of the Aid to Prosecution Grant for the District Attorney and adopted a program budget in the amount of \$162,522 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides funds for the salary of a Senior Assistant District Attorney and 64% of the salary of the Chief Assistant District Attorney, and

WHEREAS, it is desired to renew said grant program in the amount of \$171,116 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 \$135,829 from the New York State Division of Criminal Justice Services, 4 Tower Plaza, Albany, NY 12203, for the District Attorney's Aid to Prosecution 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 \$171,116, and be it

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

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

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

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

RESOLUTION NO. 458

By Economic Development and Planning Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING THE BROOME COUNTY CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2002

WHEREAS, this County Legislature, by Resolution 422 of 2000, authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for the period January 1, 2001 through December 31, 2001, and

WHEREAS, it is desired at this time to authorize the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2002 through December 31, 2002 so that appropriate applications may be timely filed for New York State grant monies, now, therefore, be it

RESOLVED, that this County Legislature hereby names and authorizes the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2002 through December 31, 2002, and be it

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

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

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

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

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

RESOLUTION NO. 459

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING REVISION OF MENTALLY ILL CHEMICAL ABUSER (MICA) INTENSIVE CASE MANAGEMENT PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001

WHEREAS, this County Legislature, by Resolution 706 of 2000, authorized the continued participation in the Mentally Ill Chemical Abuser (MICA) Intensive Case Management Program Grant by the Department of Mental Health and adopted a program budget in connection therewith in the total amount of \$272,718 for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said grant program provides for a Mentally Ill Abuser Program through the Broome County Department of Mental Health, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$50,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Mentally Ill Chemical Abuser (MICA) Intensive Case Management Program Grant in the total amount of \$50,000 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 \$322,718, and be it

FURTHER RESOLVED, that Resolution 706 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 460

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF THE VISION PROJECT FOR CHILDREN AND ADOLESCENTS PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH THE CENTER FOR GOVERNMENTAL RESEARCH, INC. TO IMPLEMENT SAID PROGRAM FOR 2001-2002

WHEREAS, the Commissioner of Mental Health requests authorization to accept the Vision Project For Children and Adolescents Program Grant, to adopt a program budget in the amount of \$99,500 and to enter into an agreement with the Center for Governmental Research, Inc. to implement said program for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program provides the means to help develop a vision for a broader range of mental health services for children and adolescents with the overall goal to reduce the inpatient hospitalization of Serious Emotionally Disturbed (SED) children, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$99,500 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Vision Project For Children and Adolescents Program Grant for the period October 1, 2001 through September 30, 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 \$99,500, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Center for Governmental Research, Inc., One South Washington Street, Rochester, New York 14614 to implement said program grant for a total amount not to exceed \$99,500 for the period October 1, 2001 through September 30, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.4747.104XXX (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, and be it

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

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

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

RESOLUTION NO. 461

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH BAL M. NEMANI, MD, FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2001-2002

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Bal M. Nemani, MD, for psychiatric services for clients of the Department of Mental Health an rate of \$76 per hour, total cost not to exceed \$72,960, for the period September 1, 2001 through December 31, 2002, and

WHEREAS, there are currently over 250 active cases of children with serious emotional problems and the County is required to provide psychiatric services to those individuals, and

WHEREAS, due to staff vacancies said agreement is necessary to provide the necessary psychiatric services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Bal M. Nemani, MD, 80 Oak Street, Binghamton, New York 13905-4625, for psychiatric services for clients of the Department of Mental Health for the period September 1, 2001 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$76 per hour, total amount not to exceed \$72,960, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (Professional Fees), and be it

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

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

RESOLUTION NO. 462

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH COORDINATED CARE SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2001-2002

WHEREAS, the Commissioner of Mental Health requests authorization to accept the Quality Assurance and Accountability Project Program Grant, to adopt a program budget in the amount of \$140,200 and to enter into an agreement with Coordinated Care Services, Inc. to administer said program for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program proposes to strengthen management and quality assurance capabilities as well as establish and monitor performance expectations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$115,200 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Quality Assurance and Accountability Project Program Grant for the period October 1, 2001 through September 30, 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 \$140,200, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611 to administer said program grant for a total amount not to exceed \$140,200 for the period October 1, 2001 through September 30, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.4747.104XXX (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, and be it

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

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

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

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

RESOLUTION NO. 463

By Health Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF THE TRAFFIC SAFETY AWARENESS PROGRAM (f/k/a/ BE SAFE BROOME INJURY PREVENTION PROGRAM) GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 480 of 2000, authorized and approved renewal of the Traffic Safety Awareness Program (f/k/a/ Be Safe Broome Injury Prevention Program) Grant for the Department of Health and adopted a program budget in the amount of \$53,450 for the period October 1, 2000 through September 31, 2001, and

WHEREAS, said grant program supports local programs, public education events and activities designed to reduce mortality and morbidity related to traffic accidents, and

WHEREAS, it is desired to renew said grant program in the amount of \$53,450 for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$53,450 from the Governor's Traffic Safety Committee, New York State Department of Motor Vehicles, 6 Empire State Plaza, Room 414, Albany, New York 12228, for the Department of Health's Traffic Safety Awareness Program for the period October 1, 2001 through September 30, 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 \$53,450, 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 464

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH UNITED HEALTH SERVICES FOR DENTAL SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2001-2002

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with United Health Services for dental services for the Department of Social Services at a cost not to exceed \$50,000, for the period September 1, 2001 through August 31, 2002, and

WHEREAS, said services are necessary to provide local dental services to Medicaid patients thereby saving on costly out of town transportation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services, 33-57 Harrison Street, Johnson City, New York 13790, for dental services for the Department of Social Services for the period September 1, 2001 through August 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$50,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.4747.103000 (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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 465

By Public Works and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES AT THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 14 of 2000, authorized an agreement with Buck Environmental Laboratories, Inc. for professional laboratory services at the Nanticoke Landfill at a cost not to exceed \$50,000, for the period March 1, 2000 through February 28, 2001, and

WHEREAS, said agreement provides professional laboratory services for environmental monitoring and site analysis, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for additional monitoring services at an additional cost of \$10,922.40, 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 Buck Environmental Laboratories, Inc., 3821 Buck Drive, P.O. Box 5150, Cortland, New York 13045 for additional monitoring services at the Nanticoke Landfill for the Division of Solid Waste Management 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 of \$10,922.40, total cost not to exceed \$60,922.40, for the term of the agreement, and be it

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

FURTHER RESOLVED, that Resolution 14 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 466

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

RESOLUTION AUTHORIZING RENEWAL OF DEA OVERTIME TASK FORCE PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 526 of 2000, authorized and approved the DEA Overtime Task Force Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$20,000 for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said grant program provides overtime and fringe benefits for one officer, and WHEREAS, it is desired to renew said grant program in the amount of \$20,000 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 \$20,000 from the New York State Division of Criminal Justice Services, Executive Park Tower, Stuyvesant Plaza, Albany, New York 12203-3764, for the DEA Overtime Task Force 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 \$20,000, 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) 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 467

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

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH FULTON, SCHOHARIE AND TIOGA COUNTIES FOR HOUSING OF PRISONERS FOR THE OFFICE OF THE SHERIFF FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 305 of 2000, authorized agreements with Fulton and Schoharie Counties at \$80 per day per prisoner and Tioga County at \$75 per day per prisoner for the housing of prisoners to relieve overcrowding at the Public Safety Facility, and

WHEREAS, overcrowding constitutes an unsafe condition within the meaning of Section 504 of the Corrections Law and, from time to time, other New York State Counties are willing to house Broome County prisoners on a per diem basis, and

WHEREAS, it is desired at this time to renew said agreements on substantially similar terms and conditions for the period August 14, 2001 through August 13, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with Fulton, Schoharie and Tioga Counties to house Broome County prisoners to

relieve overcrowding at the Public Safety Facility for the period August 14, 2001 through August 13, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, Broome County shall pay Fulton and Schoharie Counties an amount not to exceed \$80 per day per prisoner and shall pay Tioga County an amount not to exceed \$75 per day per prisoner, for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 468

By Health Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SIBLEY NURSING PERSONNEL SERVICE, INC. FOR TEMPORARY NURSING SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2001

WHEREAS, this County Legislature, by Resolution 43 of 2001, authorized an agreement with Sibley Nursing Personnel Service, Inc. for temporary nursing services for Willow Point Nursing Home at a cost not to exceed \$10,000, for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said services are necessary to provide staff relief at various times as additional staff is necessary to maintain safety levels as required by State standards, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide an increase of \$10,000, and

WHEREAS, the Administrator of the Willow Point Nursing Home 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 Sibley Nursing Personnel Service, Inc., 635 James Street, Suite 201, Syracuse, New York 13203, for an increase of \$10,000 for temporary nursing services at the 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 \$20,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.5072.204000 (Nursing Services), and be it

FURTHER RESOLVED, that Resolution 43 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 469

By Transportation and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL AVIATION ADMINISTRATION GRANT FOR THE AIRPORT SNOW REMOVAL EQUIPMENT BUILDING PROJECT

WHEREAS, the Commissioner of Aviation requests authorization to accept a Federal Aviation Administration Grant in the amount of \$2,492,770 for the Airport Snow Removal Equipment Building Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,492,770 from the Federal Aviation Administration for the Airport Snow Removal Equipment Building Project, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 21102.0384.502346 (Federal Aid/Airport Capital), 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.

Mr. Miller made a motion, seconded by Mr. Pasquale, to change the total amount in the WHEREAS paragraph and RESOLVED paragraph to \$1,003,984. **Amendment carried**, Ayes-18, Nays-0, Absent-1 (Shafer). **Resolution as amended carried**, Ayes-17, Nays-0, Absent-1 (Shafer), Abstain-1 (Howard).

RESOLUTION NO. 470

By Transportation and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF A FEDERAL AVIATION ADMINISTRATION GRANT FOR THE AVIATION EQUIPMENT REPLACEMENT PROJECT

WHEREAS, the Commissioner of Aviation requests authorization to accept a Federal Aviation Administration Grant in the amount of \$484,802 for the Aviation Equipment Replacement Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$484,802 from the Federal Aviation Administration for the Aviation Equipment Replacement Project, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 211012.0384.502345 (Federal Aid/Airport Capital), 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.

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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 471

By Transportation and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF A FEDERAL AVIATION ADMINISTRATION GRANT FOR THE RUNWAY SAFETY AREA IMPROVEMENT PROJECT

WHEREAS, the Commissioner of Aviation requests authorization to accept a Federal Aviation Administration Grant in the amount of \$7,324,900 for the Runway Safety Area Improvement Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,324,900 from the Federal Aviation Administration for the Runway Safety Area Improvement Project, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 211012.0384.502354 (Federal Aid/Airport Capital), 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.

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.

Mr. Hull made a motion to call the question. Motion failed for lack of a second.

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

RESOLUTION NO. 472

By Community and Social Services Committee

Seconded by Mr. Mather

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY OFFICE FOR AGING ADVISORY COUNCIL

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 165 of 1973, has duly designated and appointed the following named individuals to membership on the Broome County Office for Aging Advisory Council, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
George t. Mysnyk 213 Reese Avenue Vestal, New York 13850	Reappointment Term Expires 12/31/03
John G. Spencer 2091 East Hampton Road Binghamton, New York 13903	Reappointment Term Expires 12/31/03
Gordon VanAtta 94 Hill Avenue Johnson City, New York 13790	Reappointment Term Expires 12/31/03

and

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

RESOLVED, that this County Legislature hereby confirms the appointments of the above-named individuals to membership on the Broome County Office for Aging Advisory Council for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 473

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENT WITH ROSEANNE SALL ADVERTISING AGENCY INC. FOR THE EXCLUSIVE MARKETING RIGHTS FOR THE BROOME COUNTY VETERANS MEMORIAL ARENA MARQUEE FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2001-2002

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with Roseanne Sall Advertising Agency Inc. for the exclusive marketing rights for the Broome County Veterans Memorial Arena marquee for the Department of Parks and Recreation with revenue to the County based on a share of 70% County and 30% Contractor from the net marquee advertising revenue, for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said services are necessary to sell, furnish and install all advertising in the Arena's electronic marquee and box office message center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Roseanne Sall Advertising Agency Inc., 88 Main Street, Binghamton, New York 13905, for exclusive marketing rights for the Broome County Veterans Memorial Arena marquee, for the Department of Parks and Recreation, for the period October 1, 2001 through September 30, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall share the net marquee advertising revenue on the basis of 70% County and 30% Contractor, for the term of the agreement, and be it

FURTHER RESOLVED, that the County retains the right, upon mutual agreement with the Contractor, to extend the agreement for up to four additional periods of one year each, and be it

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

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

RESOLUTION NO. 474

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE DEVELOPMENT SERVICES GRANT FROM TIOGA COUNTY FOR THE COUNTY EXECUTIVE'S ECONOMIC DEVELOPMENT DIVISION AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, the County Executive requests authorization to accept a Workforce Development Services Grant and adopt a program budget in the amount of \$10,000 for the period September 1, 2001 through August 31, 2002, and

WHEREAS, said grant program provides funding for Temporary Help Administrative Services provided to Tioga County by the Workforce Development Board, and

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from Tioga County for the Workforce Development Services Grant for the County Executive's Economic Development Division for the period September 1, 2001 through August 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 \$10,000, 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) 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, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 475

By Finance and Personnel Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AN AGREEMENT WITH SIEBA, LTD. FOR TRANSITION SERVICES IN CONNECTION WITH THE BROOME COUNTY HEALTH AND FLEXIBLE BENEFITS PLANS

WHEREAS, the agreement between SIEBA, Ltd. and Broome County which provides for the administration by SIEBA, Ltd. of the County's Health and Flexible Benefits Plans will expire by its terms on December 31, 2001, and

WHEREAS, this County Legislature, pursuant to Resolution 379 of 2001, has authorized an agreement with RMSCO, Inc. for the administration of the County's Health and Flexible Benefits Plans commencing January 1, 2002, and

WHEREAS, SIEBA, Ltd. will incur expenses in transferring files to RMSCO, Inc. during the transition period and their cooperation will assure an orderly transition of claims administration, and

WHEREAS, the Risk Manager has requested authorization to enter into an agreement with SIEBA, Ltd. whereby SIEBA, Ltd. will provide transition services during the transfer of the administration of the County's Health and Flexible Benefits Plans from SIEBA, Ltd. to RMSCO, Inc., now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with SIEBA, Ltd., 111 Grant Avenue, Endicott, N.Y. 13760 whereby SIEBA, Ltd. will provide the County with services after January 1, 2002 in connection with the transition of the administration of the County's Health and Flexible Benefits Plans from SIEBA, Ltd. to RMSCO, Inc., said services to include the delivery of claims received during the transition period, assistance with locating and processing transition claims and general consulting in order to bring about a smooth and orderly transition, and be it

FURTHER RESOLVED, that the term of this agreement shall be from January 1, 2002 through February 28, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor the sum of \$25,000 to be paid from budget line 050005.4743.252000 (Claims Administration), and be it

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

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

RESOLUTION NO. 476

By Economic Development and Planning Committee

Seconded by Mr. Mather

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME-TIOGA WORKFORCE DEVELOPMENT BOARD

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 499 of 2000, has duly designated and appointed the following named individuals to membership on the Broome-Tioga Workforce Development Board, for the terms indicated, subject to confirmation by this County Legislature:

Business Sector

Tina Pilgrim, P.O. Box 3293, Binghamton, New York 13902
MWBE, New Appointment, Term Expires 6/30/04

Jon Baumgart, 4546 Foster Valley Road, Endicott, New York 13760
IBM, New Appointment, Term Expires 6/30/04

Alan Hertel, 4 Grey Bark Drive, Apalachin, New York 13732
NYSEG, New Appointment, 6/30/02

Thomas Farrell, 80 Exchange Street, Binghamton, New York 13902
Hinman Howard & Kattell, New Appointment, Term Expires 6/30/02

Allen Buyck, 2416 Maria Blvd., Binghamton, New York 13903
International Flex Technologies, Reappointment, Term Expires 6/30/04

Robin Eccleston, 28 Woodland Avenue, Binghamton, New York 13901
Stafkings, Reappointment, Term Expires 6/30/04

Wayne Howard, P.O. Box 9, 84 NY Route 7, Port Crane, New York 13833
L.N. Picciano & Sons, Reappointment, Term Expires 6/30/04

Janet Vanek, 1025 Oak Hill Avenue, Endicott, New York 13760
Security Mutual Life Insurance, Reappointment, Term Expires 6/30/04

Regional Appointees

John Flynn, 1617 Carnegie Drive, Vestal, New York 13850
NYS Department of Labor, Reappointment, Term Expires 6/30/04

Thomas Kowalik, 3121 Gorton Road, Corning, New York 14830
Binghamton University, Reappointment, 6/30/04

Public Sector

Robert Sweet, 92 Riverside Drive, Binghamton, New York 13905
Empire State Development, New Appointment, Term Expires 6/30/02

Brent Heath, 423 Squirrel Hill Road, Chenango Forks, New York 13746
IBEW-Local 325, Reappointment, Term Expires 6/30/04

Willis Vermilya, 8 Amber Hill Drive, Conklin, New York 13748
Broome County Federation of Labor, Reappointment, Term Expires 6/30/04

Frank Kelley, 20 Country Knoll Drive, Binghamton, New York 13901
Partnership 2000, Reappointment, Term Expires 6/30/04

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature hereby confirms the appointments of the above-
named individuals to membership on the Broome-Tioga Workforce Development Board the
terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 477

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MARSH USA, INC. FOR EMPLOYEE BOND INSURANCE FOR THE DEPARTMENT OF RISK AND INSURANCE FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 497 of 2000, authorized renewal of an
agreement with Marsh USA for employee bonds insurance for the Department of Risk and
Insurance at an amount not to exceed \$7,695 for the period September 1, 2000 through August
31, 2001, and

WHEREAS, said services are necessary to provide required bonds for employees, and

WHEREAS, said agreement expired by its terms on August 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 \$8,402 for the period September 1, 2001 through August 31, 2002, now,
therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement
with Marsh USA, Inc., 500 Linden Oaks, P. O. Box 92866, Rochester, New York 14692 for
employee bonds insurance for the Department of Risk and Insurance for the period September
1, 2001 through August 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the
Contractor an amount not to exceed \$8,402 for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 478

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING THE BUDGET TRANSFERS FOR MENTAL HEALTH, SHERIFF AND SOCIAL SERVICES

RESOLVED, that in accordance with a request from the Commissioner of Mental Health,
in order to transfer funds to cover the contract cost of psychiatrist services to meet State
compliance in serving clients as requested in BF# 002792, 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:	470013	1000	101000	Salaries – Full Time	72,000
TO:	470013	4747	101000	Other Fees for Service	72,000

FURTHER RESOLVED, that in accordance with a request from the Sheriff, in order to transfer funds to cover the purchase of a Radar Speed tracker on the Byrne Memorial Community Policing Program II Grant as requested in BF# 002426, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	450080	1700	104473	Salaries – Overtime	4,684
TO:	450080	2480	104473	Law/Enforcement Equipment	4,684

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services, in order to provide funding for negotiated salary and fringe increases in the CEOSC Program grant as requested in BF# 003190, 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:	670455	4318	104477	Duplicating & Print. Supplies	2,500
	670455	4427	104477	Electric Current	28
	670455	4617	104477	Duplicating Chargeback	500
	670455	8040	104477	Workers' Comp.	
TO:	670455	1000	104477	Salaries – Full Time	2,747
	670455	8010	104477	State Retirement	17
	670455	8030	104477	Social Security	211
	670455	8040	104477	Workers' Comp.	31
	670455	8070	104477	Unemployment Insurance	22

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services, in order to fully utilize grant funding for the CAP program grant as requested in BF# 003191, 003192 & 003193, 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:	670455	1000	104498	Salaries – Full Time	11,559
	670455	8010	104498	State Retirement	317
	670455	8030	104498	Social Security	4,045
	670455	8040	104498	Workers' Comp.	581
	670455	8050	104498	Life Insurance	44
	670455	8060	104498	Health Insurance	8,767
	670455	8063	104498	Disability	268
	670455	8070	104498	Unemployment Insurance	423
TO:	670455	2120	104498	Office Furniture	1,100
	670455	4311	104498	Books and Subscriptions	750
	670455	4318	104498	Duplicating & Print. Supplies	1,500
	670455	4319	104498	Office Supplies	2,500
	670455	4359	104498	Computer Software & Sup.	1,000
	670455	4411	104498	Postage & Freight	3,500
	670455	4419	104498	General Office Expenses	2,000
	670455	4448	104498	Advertising & Promotion	750
	670455	4449	104498	Other Operating Expenses	4,000

<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
670455	4461	104498	Mileage & Parking – Local	750
670455	4462	104498	Travel, Hotel and Meals	1,000
670455	4463	104498	Education & Training	750
670455	4469	104498	Other Personal Expenses	500
670455	4606	104498	Tele. Billing Expense	4,500
670455	4614	104498	Other Chargeback Expenses	500
670455	4617	104498	Duplicating Chargeback	904

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

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

Mr. Holley made a motion to suspend the rules to act on Resolution No. 479. Mr. Brunza seconded the motion. **Motion to suspend the rules carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 479

By All Members

Seconded by Mr. Holley

RESOLUTION CONDEMNING THE COWARDLY AND DEADLY ACTIONS OF THE TERRORISTS WHO RAINED DEATH AND DESTRUCTION ON INNOCENT PEOPLE AND PROPERTY IN NEW YORK CITY AND WASHINGTON, D. C.

WHEREAS, the National Association of Counties is calling on all Counties nationwide to condemn the terrorists responsible for the destruction of life and property in New York City and Washington, D. C. and to stand in support of the President of the United States as he works to defend against further vicious acts of terrorism and to bring to justice the perpetrators of these cowardly acts, and

WHEREAS, the possibility that thousands of people, including police and firemen, may have been killed in the inferno that followed when hijacked airliners were crashed into the World Trade Center Towers in New York City and into the Pentagon near Washington, D. C., and

WHEREAS, this may be the worst act of terrorism ever committed on U.S. soil, including the 1941 attack on Pearl Harbor that precipitated World War II, and

WHEREAS, no act of terrorism will ever put out the flame that lights the spirit of the American people as they emerge from this disastrous cloud of destruction to donate blood, help and aid to the victims of a great city and a determined Country, and

WHEREAS, this Legislature believes that terrorists can only be beaten when all Americans stand united, tall and proud against such cowards to show them they have failed to humble this great Nation of ours, now, therefore, be it

RESOLVED, that this County Legislature pledges its full support to our President of the United States as he works with his National Security Team and our Allies to defend against additional attacks of terrorism, to find the perpetrators responsible and to bring them to justice, and be it

FURTHER RESOLVED, that this County Legislature urges all the Citizens of Broome County and of this great Country to support the efforts of our President and the Congress of the United States in this war against terrorism, and be it

FURTHER RESOLVED, that copies of this Resolution be sent to George W. Bush, President of the United States; George E. Pataki, Governor of the State of New York; Rudolph W. Giuliani, Mayor of the City of New York; Charles Schumer, United States Senator; Hillary Rodham Clinton, United States Senator; United States Congressional Representatives Maurice D. Hinchey, Sherwood Boehlert, and James T. Walsh, National Association of Counties and the New York State Association of Counties.

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

RESOLUTION NO. 480

By Finance and Personnel Committees

Seconded by Mr. Pasquale

RESOLUTION AMENDING RESOLUTION 354 OF 2000 ESTABLISHING UNIFORM RETIREE AND VESTED FORMER EMPLOYEE/SURVIVING SPOUSE HEALTH PLAN RULES

WHEREAS, this County Legislature, by Resolution 354 of 2000, established uniform retiree and vested former employee/surviving spouse health plan rules, and

WHEREAS, prior to 1999 and the adoption of said Resolution, single retirees were not required to contribute to the cost of County-provided health insurance coverage, and

WHEREAS, after due consideration, this County Legislature desires to amend Resolution 354 of 2000 to freeze the annual contribution by single retired employees to the cost of health benefits at 5% of the premium charged to Broome County by third party providers, now, therefore, be it

RESOLVED, that paragraph two (2) under Retiree Health Plan: of Resolution 354 of 2000 shall be amended to read as follows:

2. The single Retired Employee's annual contribution to the cost of health benefits shall be frozen at 5% of the premium charged to Broome County by third party providers, or in the case of the County self-insured health benefits plan, the premium equivalent amount as determined by the Broome County Risk Manager. The annual contribution shall be payable in quarterly installments. The amount of the Medicare credit, if any, shall first be deducted from the quarterly installment and the single retiree shall be billed only for the balance due. In the event that the amount of the Medicare credit exceeds the quarterly installment due, a check for the balance shall be issued to the retiree.

and be it

FURTHER RESOLVED, that Resolution 354 of 2000, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Held over 'under the rules' by Mr. Hull.

RESOLUTION NO. 481

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING A REFUND OF THE BID PRICE AND RELATED FEES FOR A PARCEL PURCHASED THROUGH THE COUNTY'S 2000 TAX SALE AUCTION

WHEREAS, this County Legislature, by Resolution 750 of 2000, authorized the Director of Real Property to sell certain parcels of real property at a tax sale auction for 2000, and

WHEREAS, the parcels that were sold included a property at 162 Main Street, Windsor, New York, tax map number 182.07-4-4, which was purchased by Wallace A. Jr. and Kristin F. Scott for the bid amount of \$8,500, and

WHEREAS, said property was represented at the auction as having a house located there when, in fact, said property is actually a vacant lot with minimal value and the purchaser incurred certain expenses before the error was detected, and

WHEREAS, the Director of Real Property Tax Service recommends that, in the best interest of the County and the purchaser, the sale of said parcel be cancelled and that the original bid amount of \$8,500 plus the recording fees of \$96.50 and survey expenses of \$500 incurred by the purchaser be refunded, now, therefore, be it

RESOLVED, this County Legislature authorizes the cancellation of the sale of the County-owned parcel at 162 Main Street, Windsor, New York, tax map number 182.07-4-4, to Wallace A. Jr. and Kristin F. Scott, 1771 County Route 79, Bainbridge, New York 13733, and be it

FURTHER RESOLVED, that the original bid price of \$8,500, plus recording fees of \$96.50 and survey expenses of \$500, total amount not to exceed \$9,096.50, be refunded to Wallace A. Jr. and Kristin F. Scott, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the appropriate budget 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.

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

RESOLUTION NO. 482

By Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING CONTINUING HEALTH BENEFITS AND PAY FOR COUNTY EMPLOYEES WHO ARE RESERVISTS OR MEMBERS OF THE NATIONAL GUARD CALLED TO ACTIVE DUTY

WHEREAS, on Tuesday, September 11, 2001, an act of war was committed against the United States by international terrorists, and

WHEREAS, President Bush has committed the resources of the nation to the elimination of international terrorism, and

WHEREAS, the President has the power to call reservists and members of the National Guard to active duty and has done so in connection with the campaign to eliminate international terrorism, and

WHEREAS, various employees of Broome County are members of the reserve forces of the United States including the National Guard, and

WHEREAS, once called to active duty the reservist or member of the National Guard are paid according to his or her rank and provided with health and medical benefits, and

WHEREAS, their military pay is often less than the pay earned by the reservist or member of the National Guard in their civilian status, and

WHEREAS, their health and medical benefits may lapse upon release from active duty and prior to their return to county employment, and

WHEREAS, this County Legislature, in recognition of the service to our county that county employees called to active duty will perform in the campaign against international terrorism, desires to pay any county employed reservist or member of the National Guard called to active duty whose military pay is less than their county pay the difference between their military pay and county pay for a period of up to six months from the date of their activation and also provide health insurance benefits, if necessary, for the period between their release from active duty and their return to county employment for a period of up to ninety days, now, therefore, be it

RESOLVED that this County Legislature hereby authorizes the payment to county employees called to active duty as a reservist or member of the National Guard the difference between their military pay and their county pay for a period of up to six months from the date they are activated and also authorizes the provision of health insurance benefits, if necessary, for the period between the date the reservist or member of the National Guard is released from active duty and their return to county employment for a period not to exceed ninety days, and be it

FURTHER RESOLVED, that the terms "reservist" and "member of the National Guard" is deemed to mean any county employee called to active duty with the armed forces of the United States including county employees who have retired from active service with the armed forces and are recalled, and be it

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

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

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn Carried**, Ayes-18, Nays-0, Absent-1 (Shafer). The meeting was adjourned at 5:49 p.m.

