
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, FEBRUARY 21, 2002**

The Legislature convened at 5:32 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augustini, had read the fire exit announcement and called the Attendance Roll at the previous special session and the Attendance Roll remained at Present-17, Absent-2 (Lindsey, Shafer). The Chair, Mr. Schofield, had led the members of the Legislature in the Pledge of Allegiance to the Flag at the previous special session.

Mr. Wike made a motion, seconded by Mr. Burger, that the minutes of the January 17, 2002 Regular Session be approved as prepared and presented by the Clerk. **Carried**, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

Mr. Schofield noted that the committee minutes for the period January 11, 2002 through February 14, 2002 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. Kolba, seconded by Mr. Holley. **Carried**, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

- A. Letters from the County Executive, Jeffrey P. Kraham:
1. Appointments to the Fire Advisory Board
 2. Appointment of D. Nemecek as Acting Director of Probation

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
1. Letter from ORRICK re: 2002 Capital Program
 2. Allegheny County, Resolution 22-02 re: electronic distribution of Legislative proceedings
 3. Minutes:
 - a. Fire Advisory Board
 - b. Environmental Management Council
 - c. Soil and Water Conservation District
 - d. Cornell Cooperative Extension
 - e. Association of Municipal Clerks
 - f. Association of Towns and Villages
 4. Audit & Control: Payroll Audit of Public Transportation
 5. 2002 Town Budgets
 - a. Town of Dickinson
 - b. Town of Union
 6. 2002 Broome County Adopted Budget and Capital Improvements Program
 7. New York State Association of Counties: 2002 Resolutions
- C. Notices:
1. Meeting of Ad Hoc Reapportionment Committee, January 30, 2002, 4:00 PM
 2. Special Meeting: Health Services Committee, February 21, 2002, 4:00 pm re: feasibility study for a new nursing home
 3. Special Meeting: Finance and Public Works Committees, February 21, 2002, 4:50 pm re: approval of Special Session Resolution 1-38
 4. Special Session, February 21, 2002, 4:55 pm, re: Resolution 1-38

RESOLUTION NO. 38

(held over by Mr. Pasquale)

By Public Works and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENTS WITH MERIDIAN RESOURCES, LLC d/b/a BROOME ENERGY RESOURCES, LLC FOR THE COLLECTION AND USE OF LANDFILL GAS

Mr. Pasquale made a motion to table the resolution to a date uncertain, seconded by Mr. Wike.

Motion to table carried, Ayes-16, Nays-1 (Kolba), Absent-2 (Lindsey, Shafer).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 39

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING A LICENSING AGREEMENT WITH ACS GOVERNMENT SYSTEMS FOR 10 POINT AND CLICK ENVIRONMENT (PACE) LICENSES FOR THE BROOME COUNTY CLERK'S OFFICE

WHEREAS, the Broome County Clerk requests authorization for a licensing agreement with ACS Government Systems for 10 Point and Click Environment (PACE) licenses for the County Clerk's Office at a cost of \$1,000 each, total cost not to exceed \$10,000, and

WHEREAS, said licenses are necessary to upgrade computer service to customers of the Broome County Clerk's office by adding a point and click keyboard environment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a licensing agreement with ACS Government Systems, 1733 Harrodsburg Road, Lexington, Kentucky 40504, for 10 Point and Click Environment (PACE) licenses, for the County Clerk's Office, and be it

FURTHER RESOLVED, that in consideration of said licenses, the County shall pay the Contractor \$1,000 per license, total cost not to exceed \$10,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4359.101000 (Computer Software and Supplies), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 40

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH NEW WORLD SYSTEMS CORPORATION FOR AN EXPANDED SOFTWARE SITE LICENSE FOR THE PUBLIC SAFETY AS/400 SYSTEM FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2000-2001

WHEREAS, this County Legislature, by Resolution 299 of 2000, authorized an agreement with New World Systems for an expanded software site license for the Division of Information Technology at a cost not to exceed \$250,000, for the period June 1, 2000 through December 31, 2001, and

WHEREAS, said services are necessary to expand the site license for additional software modules, project management, maintenance and training for the Public Safety AS/400 System's county-wide 911 Emergency Services Program, and

WHEREAS, it is necessary to authorize an amendment to said agreement to extend the term of the site license at no additional cost to the County to June 30, 2002, and

WHEREAS, the Director of Information Technology 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 New World Systems, 888 West Big Beaver Road, Suite 1100, Troy, Michigan 48084-4749 for an extension of time to June 30, 2002 to complete the merging of the Town of Vestal dispatching services with the County's 911 system at no additional cost to the County, and be it

FURTHER RESOLVED, that the new term of the agreement shall be from June 1, 2000 through June 30, 2002, and be it

FURTHER RESOLVED, that Resolution 299 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 41

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGAL AID FOR BROOME AND CHENANGO, INC. FOR LEGAL SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 113 of 2001, authorized renewal of an agreement with Legal Aid for Broome and Chenango, Inc. for Legal Services for the Department of Audit and Control at an amount not to exceed \$75,000 for the period March 1, 2001 through February 28, 2002, and

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

WHEREAS, said agreement expires by its terms on February 28, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate not to exceed \$33 per hour, total amount not to exceed \$75,000, for the period March 1, 2002 through February 28, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Legal Aid for Broome and Chenango, Inc., P.O. Box 2011, Binghamton, New York 13902 for legal services for Department of Audit and Control for the period March 1, 2002 through February 28, 2003, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4738.101000 (Court Assigned Attorneys – Family Court), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 42

By Health Services and Finance Committees

Seconded by Mr. Wike

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

WHEREAS, the Director of Public Health requests authorization for an agreement with various vendors for services for the Early Intervention Program and the Preschool Education Program for the Department of Health at rates set by New York State and Broome County Department of Health, and

WHEREAS, said services are necessary to provide ongoing Occupational Therapy, Physical Therapy, Speech Therapy and Special Education evaluations and services for the Department of Health's Early Intervention Program and Preschool Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with various vendors as listed on Exhibit "A" for services for the Department of Health's Early Intervention Program for the period March 1, 2002 through December 31, 2003 and for the Preschool Education Program for the period March 1, 2002 through June 30, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates set by New York State Department of Health as listed on Exhibit "B" for the period March 1, 2002 through December 31, 2003 for the Early Intervention Program and rates set by the Broome County Department of Health as listed on Exhibit "C" for the period March 1, 2002 through June 30, 2004 for the Preschool Education Program, not to exceed budgeted appropriations for the terms of the agreements, and be it

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 43

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF "BUCKLE UP NEW YORK" PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 117 of 2001, authorized and approved the "Buckle Up New York" Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$9,492 for the period October 1, 2000 through September 30, 2001, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$10,002 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 \$10,002 from the Governor's Traffic Safety Committee, Department of Motor Vehicles, Empire State Plaza, Albany, New York 12228, for the "Buckle Up New York" Program Grant for the Office of the Sheriff for the period October 1, 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 \$10,002, 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 44

By Public Works Committee

Seconded by Mr. Wike

RESOLUTION DECLARING THE DEPARTMENT OF PUBLIC WORKS' RIVER ROAD CULVERT REPLACEMENT PROJECT IN THE TOWN OF SANFORD TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION

WHEREAS, the Eminent Domain Law requires that a public hearing be held in connection with any proposed public project for which the acquisition of real property through the exercise of eminent domain may be required, except that a project is exempt from the public hearing requirement "when in the opinion of the condemnor the acquisition is de minimis in nature so that the public interest will not be prejudiced by the construction of the project," and

WHEREAS, the River Road Culvert Replacement Project in the Town of Sanford has been determined under the New York State Environmental Quality Review Act to have no substantial effect on the environment in that it involves only the replacement of the existing culvert, and

WHEREAS, the Department of Public Works desires to acquire the temporary land rights necessary to commence the aforesaid replacement project and is requesting authorization from this Legislature to acquire said land by purchase or condemnation, and

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the project involves only the replacement of an existing deficient culvert in its present location having no substantial effect on the environment, and at this time it appears that not more than two parcels shall be obtained from adjoining property owners, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the Department of Public Works River Road Culvert Replacement Project in the Town of Sanford to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the temporary acquisition by purchase or condemnation of the real property necessary to undertake and perform the aforesaid culvert replacement project in accordance with the design and specifications for said project.

Carried, Ayes-16, Nays-1 (Brunza), Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 45

By Public Works Committee

Seconded by Mr. Wike

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE RIVER ROAD CULVERT REPLACEMENT PROJECT IN THE TOWN OF SANFORD AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, it is necessary to replace the River Road Culvert in the Town of Sanford to meet the needs of the motoring public and other users, 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 River Road Culvert Replacement Project in the Town of Sanford, 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 River Road Culvert Replacement Project 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 46

By Public Works Committee

Seconded by Mr. Wike

RESOLUTION DECLARING THE DEPARTMENT OF PUBLIC WORKS' VESTAL ROAD TRAFFIC LIGHT INSTALLATION PROJECT IN THE TOWN OF VESTAL TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION

WHEREAS, the Eminent Domain Law requires that a public hearing be held in connection with any proposed public project for which the acquisition of real property through the exercise of eminent domain may be required, except that a project is exempt from the public hearing requirement "when in the opinion of the condemnor the acquisition is de minimis in nature so that the public interest will not be prejudiced by the construction of the project," and

WHEREAS, the Vestal Road Traffic Light Installation Project at Commerce Road in the Town of Vestal has been determined under the New York State Environmental Quality Review Act to have no substantial effect on the environment in that it involves only the installation of a traffic light and signal pole, and

WHEREAS, the Department of Public Works desires to acquire a permanent easement necessary for the signal pole to commence the aforesaid project and is requesting authorization from this Legislature to acquire said easement by purchase or condemnation, and

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the project involves only the placement of a traffic light and signal pole having no substantial effect on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the Department of Public Works Vestal Road Traffic Signal Project in the Town of Vestal to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the permanent easement by purchase or condemnation of the real property necessary to undertake and perform the aforesaid traffic signal project in accordance with the design and specifications for said project.

Carried, Ayes-16, Nays-1 (Brunza), Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 47

By Public Works Committee

Seconded by Mr. Wike

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE VESTAL ROAD TRAFFIC SIGNAL INSTALLATION PROJECT IN THE TOWN OF VESTAL AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, it is necessary to install a traffic signal on Vestal Road at Commerce Road to benefit the motoring public and other users, 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 Vestal Road Traffic Signal Installation Project in the Town of Vestal, 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 Vestal Road Traffic Signal Installation Project 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 48

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT OF CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF DICKINSON AND VESTAL

WHEREAS, this County Legislature, by Resolution 432 of 2001, authorized cancellation of taxes on parcels of real property in the Towns of Dickinson and Vestal, and

WHEREAS, it is necessary to amend Resolution 432 of 2001 to reinstate water and sewer charges plus accrued interest and penalties, now, therefore, be it

RESOLVED, that water and sewer charges plus accrued interest and penalties will be reinstated on the following parcels:

Parcel ID:	128.19-1-1
Town/Village:	Town of Dickinson
Owner:	County of Broome
Amount to be Reinstated:	\$1,415.51

Parcel ID:	128.17-1-34
Town/Village:	Town of Dickinson
Owner:	Catholic Charities
Amount to be Reinstated:	\$475.16

Parcel ID:	128.17-1-35
Town/Village:	Town of Dickinson
Owner:	County of Broome
Amount to be Reinstated:	\$631.96

Parcel ID: 173.41-1-23
Town/Village: Town of Vestal
Owner: Associated Catholic Charities
Amount to be Reinstated: \$283.73

Parcel ID: 206.03-1-28
Town/Village: Town of Vestal
Owner: Endicott Assembly of God
Church
Amount to be Reinstated: \$289.37

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 49

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

RESOLUTION AUTHORIZING ACCEPTANCE OF SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT (STEP) FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, the Broome County Sheriff requests authorization to accept a Selective Traffic Enforcement Program Grant (STEP) and adopt a program budget in the amount of \$9,554 for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program will assist in reducing aggressive driving, speeding and impaired driving related motor vehicle crashes, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$9,554 from the New York State Governor's Traffic Safety Committee, Department of Motor Vehicles, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Selective Traffic Enforcement Program (STEP) 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 \$9,554, 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 50

By Health Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AN ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 717 of 2000, authorized and approved the Enhanced Water Supply Program Grant for the Department of Health and adopted a

program budget in the amount of \$205,500 for the period January 1, 2001 through March 31, 2002, and

WHEREAS, said grant program enables the Health Department to monitor the quality of all water supplies in Broome County, including private and individual household supplies, and

WHEREAS, it is desired to renew said grant program in the amount of \$162,000 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$162,000 from the New York State Department of Health, Bureau of Public Water Supply Protection, Flanigan Square, 547 River Street, Troy, New York 12180, for the Department of Health's Enhanced Water Supply Program for the period April 1, 2002 through March 31, 2003, 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 \$162,000, 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 51

By Health Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF GRANT AGREEMENT WITH THE TIOGA COUNTY HEALTH DEPARTMENT AUTHORIZING THE BROOME COUNTY DEPARTMENT OF HEALTH TO PROVIDE SERVICES FOR THE ENHANCED WATER SUPPLY PROGRAM-TIOGA COUNTY GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 716 of 2000, authorized and approved a grant agreement with Tioga County Health Department authorizing the Broome County Health Department to provide services for the Enhanced Water Supply Program-Tioga County Grant for the Department of Health and adopted a program budget in the amount of \$75,068 for the period January 1, 2001 through March 31, 2002, and

WHEREAS, said program grant services are necessary to provide program oversight and staff supervision for activities that include an inventory of all public and private water supplies in Tioga County, sanitary surveys of said supplies and a quality surveillance program to assure compliance with State and Federal requirements, and

WHEREAS, it is desired to renew said grant agreement in the amount of \$60,055 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$60,055 from Tioga County Health Department, 231 Main Street, Owego, New York 13827-1697 authorizing Broome County's Department of Health to provide services for the Enhanced Water Supply Program-Tioga County Grant for the period April 1, 2002 through March 31, 2003, 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 \$60,055, 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 52

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

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF SOURCE WATER ASSESSMENT PROJECT GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2003

WHEREAS, this County Legislature, by Resolution 446 of 1999, authorized the acceptance of the Source Water Assessment Project Grant by the Department of Health and adopted a program budget in connection therewith in the total amount of \$10,850 for the period October 1, 1999 through September 30, 2000, and

WHEREAS, said grant program is to determine the types and location of contaminant sources and the risk they present to public water supplies in Broome County, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$13,800 in the amount of grant appropriations and to extend the term of the contract to March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Source Water Assessment Grant to reflect an increase of \$13,800 in the grant appropriation and to extend the grant period through March 31, 2003, 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 \$24,650, and be it

FURTHER RESOLVED, that Resolution 446 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 53

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH KEANE VISTA CARE, INC. (f/k/a KEANE, INC.) FOR A CLINICAL SOFTWARE MAINTENANCE AGREEMENT FOR WILLOW POINT NURSING HOME FOR 2002

WHEREAS, this County Legislature, by Resolution 570 of 2000, as amended by Resolution 334 of 2001, authorized an agreement with Keane, Inc. for software maintenance for Willow Point Nursing Home at an amount not to exceed \$6,432.25, for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said services are necessary to support the computer software program that maintains the patient clinical and billing records, and

WHEREAS, said agreement expired by its terms on December 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 \$9,685.98, for the period January 1, 2002 through December 31, 2002 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Keane Vista Care, Inc. (f/k/a/ Keane, Inc.), Executive Plaza III, Suite 600, 11350 McCormick Road, Hunt Valley, Maryland, 21031 for a maintenance agreement for clinical software for Willow Point Nursing Home for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,685.98 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160010.4419.204000 (General Office Expenses), and be it

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

RESOLUTION NO. 54

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING CORRECTION OF RESOLUTION 707 OF 2001 CONTAINING THE LIST OF SUCCESSFUL BIDDERS FROM THE 2001 TAX SALE AUCTION

WHEREAS, this County Legislature, by Resolution 707 of 2001, authorized the conveyance of certain real property to the successful bidders in the 2001 Broome County tax sale, and

WHEREAS, Exhibit "A" inadvertently contained the names of two successful bidders for the same piece of property, and

WHEREAS, the Director of Real Property requests that the list of successful bidders at said auction be corrected by removing the name of Lino Cipriano from Exhibit "A" of Resolution 707 of 2001 and leaving the name of Timothy P. McNight as the successful bidder for the property designated by tax map number 182.01-1-4 in the Town of Windsor, now, therefore, be it

RESOLVED, that this County Legislature authorizes the correction of Exhibit "A" of Resolution 707 of 2001 by removing the name of Lino Cipriano, 3308 Stoney Street, Monegan Lake, New York 10547 as the successful bidder for property designated by tax map number 182.01-1-4 in the Town of Windsor and retaining the name of Timothy P. McNight, 433 Dunbar Road, Windsor, New York 13865 as the successful bidder for said property, and be it

FURTHER RESOLVED, that Resolution 707 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 55

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF A RADON AWARENESS GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2003

WHEREAS, the Department of Health requests authorization to accept a Radon Awareness Program Grant and adopt a program budget in the amount of \$6,875 for the period October 1, 2001 through June 30, 2003, and

WHEREAS, said grant program increases awareness of the health threats posed by radon in the indoor air environment, and

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,875 from New York State Department of Health, II University Place, Bureau of Environmental Radiation Protection, Albany, New York 12203-3399 for the Department of Health's Radon Awareness Grant for the period October 1, 2001 through June 30, 2003, 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 \$6,875, 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 56

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT WITH THE UNIFIED COURT SYSTEM OF THE STATE OF NEW YORK, SIXTH JUDICIAL DISTRICT, FOR COURT SECURITY SERVICES FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 364 of 2001, authorized an agreement with Unified Court System of the State of New York, Sixth Judicial District, for court security services with revenue to the County in the amount of \$640,000 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said agreement provides funding for security services in Supreme Court, County Court, Family Court and Binghamton City Court, and

WHEREAS, it is necessary to authorize an amendment of said agreement accepting an additional \$13,500 for additional security requirements, 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 Unified Court System of the State of New York, Sixth Judicial District, State Office Building, 44 Hawley Street, Binghamton, New York 13901 to accept an additional \$16,000 for court security services for a new total amount of \$656,000 for the period April 1, 2001 through March 31, 2002, and be it

FURTHER RESOLVED, that the additional revenue realized shall be credited to budget line 031450.0038.101000 (Security Services), and be it

FURTHER RESOLVED, that Resolution 364 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 57

By Finance and Transportation Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING SHORT TERM INTERFUND BORROWING FOR A TRANSIT PROJECT

WHEREAS, this County Legislature adopted the 2000 Capital Improvement Program which included Project 502338 to provide for the support vehicle replacements that included a van, pickup truck and car, and

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

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

RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from other operating funds to Capital Project 502338 to provide cash sufficient to complete the project until state aid is received.

Carried, Ayes-16, Nays-1 (Hudak), Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 58

By Health Services, Personnel, and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE DIABETES PREVENTION AND CONTROL GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 156 of 2001, authorized and approved the Diabetes Prevention and Control Grant for the Department of Health and adopted a program budget in the amount of \$50,000 for the period April 1, 2001 through March 31, 2002, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$50,000 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from New York State Department of Health, Room 780, Corning Tower, Empire State Plaza, Albany, New York 12237-0678, for the Department of Health's Diabetes Prevention and Control Grant program for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$50,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 59

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF HEALTH'S DIABETES PREVENTION AND CONTROL GRANT FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 157 of 2001, authorized renewal of agreements with various vendors for professional services for the Department of Health's Diabetes Prevention and Control Grant Program at a total cost not to exceed \$35,000, for the period April 1, 2001 through March 31, 2002, and

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

WHEREAS, the Director of the Department of Health requests authorization to renew said agreements, as approved by the Department of Law, with the various vendors listed in Exhibit "A", at a total cost not to exceed \$35,000 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreements with various vendors for professional services for the Department of Health's Diabetes Prevention and Control Grant Program for the period April 1, 2002 through March 31, 2003 at a cost not to exceed the amounts listed in Exhibit "A" for each vendor, and be it

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

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

EXHIBIT A

Vendors for Broome County Health Department's
Diabetes Prevention and Control Grant Program
April 1, 2002 – March 31, 2003

Vendor	Professional Services	Not-To-Exceed Cost
Diabetes Education Services Wilson Memorial Regional Medical Center 33-57 Harrison Street Johnson City, New York 13790	Services of a Certified Diabetes Educator	1,000
Guthrie Health Care Ministries Guthrie Square Sayre, Pennsylvania 18840	Services of a Certified Diabetes Educator	3,600
Lourdes Foundation 169 Riverside Drive Binghamton, New York 13905	Services of a Certified Diabetes Educator	1,000

Mary Imogene Bassett Research Institute One Atwell Road Cooperstown, New York 13326	Project Coordination and Diabetes Awareness	7,350
Rural Health Network of South Central New York P.O. Box 416 Whitney Point, New York 13862	Project Coordination and Diabetes Awareness	7,350
Chenango Memorial Hospital Dept. of Media Relations and Communications, 179 North Broad Street, Norwich, New York 13815	Project Coordination and Diabetes Awareness	7,350
Tioga County Health Department 231 Main Street Owego, New York 13827	Project Coordination and Diabetes Awareness	7,350
	TOTAL	\$35,000

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 60

By Health Services, Personnel and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF HEALTHY WORKSITES OF BROOME, CHENANGO, TIOGA AND DELAWARE COUNTIES GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 164 of 2001, authorized the renewal of the Healthy Worksites of Broome, Chenango, Tioga and Delaware Counties Grant for the Department of Health and adopted a program budget in the amount of \$50,962 for the period April 1, 2001 through March 31, 2002, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$50,962 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,962 from New York State Department of Health, Division of Chronic Disease Prevention and Adult Health, Empire State Plaza, Corning Tower, Albany, New York 12237, for the Department of Health's Health worksites of Broome, Chenango, Tioga and Delaware Counties Grant for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$50,962, and be it

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

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 61

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR PROFESSIONAL SERVICES IN CONNECTION WITH THE HEALTHY WORKSITES GRANT FOR THE DEPARTMENT OF HEALTH FOR 2002-2003

WHEREAS, this County Legislature, by Resolutions 163 and 244 of 2001, authorized agreements with various vendors for professional services for the Department of Health's Healthy Worksites Grant at a total amount not to exceed \$21,700, for the period April 1, 2001 through March 31, 2002, and

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

WHEREAS, said agreement expires by its terms on March 31, 2002 and it is desired at this time to renew said agreement with Chenango Memorial Hospital, Delaware County Department of Health and United Health Services on substantially similar terms and conditions, for a total amount not to exceed \$21,700 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreements with various vendors as follows for professional services for the Department of Health's Healthy Worksites Grant for the period April 1, 2002 through March 31, 2003 for the amounts shown below:

Chenango Memorial Hospital
Department of Community Relations
179 N. Broad Street
Norwich, New York 13815
Amount Not to Exceed \$7,600

Delaware County Department of Public Health
99 Main Street
Delhi, New York 13753
Amount Not to Exceed \$4,900

United Health Services
Stay Healthy Center
33-57 Harrison Street
Johnson City, New York 13790
Amount Not to Exceed \$9,200

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 48031.4457.104XXX (Sub-contracted Program Expense) and 48031.4458.104XXX (Other Program), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 62

By Finance and Transportation Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING INTERFUND BORROWING TO COVER THE 2001 OPERATING DEFICIT FOR THE DEPARTMENT OF AVIATION

WHEREAS, the Department of Aviation is projecting an operating deficit for 2001 because of higher than anticipated energy and operating expenses and a sudden drop in revenues associated with the events of September 11, 2001, and

WHEREAS, it has been determined that the best way to manage said deficit is for Broome County to provide a bridge loan from other County operating funds to the Department of Aviation's Enterprise Fund in order to close out the Department's records for 2001, and

WHEREAS, it is desired that said interfund loan be repaid in full no later than February 2006, now, therefore, be it

RESOLVED, that the Commissioner of Finance is hereby authorized to make a non-interest bearing interfund loan for an amount not to exceed \$325,000 from other County operating funds to the Department of Aviation Enterprise Fund to close out the Department's records for 2001, and

FURTHER RESOLVED, that said interfund loan shall be repaid in full no later than February, 2006.

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

RESOLUTION NO. 63

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING CORRECTION OF ERRORS ON 2002 TAX ROLLS FOR VARIOUS MUNICIPALITIES

WHEREAS, applications for Correction of Errors on 2002 Tax Rolls for various municipalities have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 64

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU SPECIAL DELINQUENCY PREVENTION PROGRAMS (SDPP) FOR 2002

WHEREAS, this County Legislature, by Resolution 681 of 2000, as amended by Resolution 11 of 2001 authorized the Youth Bureau State Aid Applications and established appropriations for the 2001 Youth Bureau Special Delinquency Prevention Program (SDPP), and

WHEREAS, said programs expired by their terms on December 31, 2001 and it is desired at this time to renew said programs as listed on Exhibit "A" for the period January 1, 2002 through December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the execution of agreements, documents, paper, or contracts with the various local Youth Service Program Agencies, as listed on Exhibit "A", as approved to form by the Department of Law, 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 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, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any such agreements, documents, papers or contracts, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution and in the 2002 Budget, and be it

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 65

By Public Works, Intergovernmental Relations and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING THE RENEWAL OF AN INTERMUNICIPAL AGREEMENT WITH TIOGA COUNTY FOR THE COLLECTION OF HAZARDOUS WASTE GENERATED IN TIOGA COUNTY FOR 2002

WHEREAS, this County Legislature, by Resolution 100 of 2001, authorized an intermunicipal agreement with Tioga County allowing for the collection of hazardous waste from households and conditionally exempt small quantity generators at the Broome County Hazardous Waste Facility with revenue to the County for the period January 1, 2001 through December 31, 2001, and

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

WHEREAS, said agreement expired by its terms on December 31, 2001, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County for the period January 1, 2002 through December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of an intermunicipal agreement with Tioga County for the collection of hazardous waste from households and conditionally exempt small quantity generators of hazardous wastes located in Tioga County for the period January 1, 2002 through December 31, 2002, and be it

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

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

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

and be it

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 66

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ARCADIS GERAGHTY & MILLER, INC. FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE COLESVILLE LANDFILL REMEDIATION FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2000-2002

WHEREAS, this County Legislature, by Resolution 209 of 2000, authorized an agreement with Arcadis, Geraghty & Miller, Inc. for professional engineering services associated with the Colesville Landfill Remediation for the Division of Solid Waste Management at a total cost not to exceed \$804,300, the County and the GAF Corporation each paying an equal share of \$402,150, for the period January 1, 2000 through December 31, 2000, and

WHEREAS, said services are necessary for the design, construction and operation and maintenance of the groundwater remediation system and mirror tasks associated with the ongoing negotiations with the U.S. Environmental Protection Agency, and

WHEREAS, GAF has filed for bankruptcy and it is necessary that the County complete this project (without GAF assistance), to avoid being fined by the Environmental Protection Agency, and

WHEREAS, it is necessary to authorize amendments to said agreement to reflect an additional cost to the County of \$648,950, total cost not to exceed \$1,051,100, and extend the term of the agreement to January 1, 2000 through December 31, 2002, and

WHEREAS, the Commissioner of Public Works has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes amendments to the agreement with Arcadis, Geraghty & Miller, Inc., 88 Duryea Road, Melville, New York 11747, increasing the cost by \$648,950, total cost not to exceed \$1,051,100, for professional engineering services associated with the Colesville Landfill Remediation for the Division of Solid Waste Management and extend the agreement to January 1, 2000 through December 31, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501128 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 209 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 67

By Economic Development & Planning and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF A LOCAL SKILLS ASSESSMENT GRANT FOR THE DIVISION OF ECONOMIC DEVELOPMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, the Executive Director of the Workforce Development Board requests authorization to accept a Local Skills Assessment Grant and adopt a program budget in the amount of \$25,000 for the period December 1, 2001 through November 30, 2002, and

WHEREAS, said grant program provides funding to determine local workforce needs and use the information to develop a strategic plan setting forth policies to address those needs in an ongoing and systematic fashion, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$25,000 from the New York State Department of Labor, Workforce Development and Training Division, Governor W. Averell Harriman State Office Building Campus, Building 12, Room 450, Albany, New York 12240 for the Division of Economic Development's Local Skills Assessment Grant for the period December 1, 2001 through November 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 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 68

By Community & Social Services, Personnel and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING REVISION OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 138 of 2001, authorized the continued participation in the Supplemental Nutrition Assistance Program (SNAP) Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$246,916 for the period April 1, 2001 through March 31, 2002, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$13,210 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Nutrition Assistance Program (SNAP) Grant to reflect an increase of \$13,210 for the period April 1, 2001 through March 31, 2002, 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 \$260,126, and be it

FURTHER RESOLVED, that Resolution 138 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 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 69

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. FOR OFFICE FOR AGING'S MEALS ON WHEELS AND CONGREGATE MEALS PROGRAM FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 308 of 2000, authorized renewal of the agreement with Ideal Senior Living Center for the Office for Aging with revenue to Broome County of \$8.00 per day for each long-term client served home delivered meal and \$3.00 per day for each congregate meal served for the period August 1, 2000 through July 31, 2001, and

WHEREAS, said services are necessary to provide meals for long-term health care clients, and

WHEREAS, said agreement expired by its terms on July 31, 2001 and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County of \$8.00 per day for each long-term client served a home-delivered meal and \$3.00 per day for each congregate meal served for the period August 1, 2001 through July 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Ideal Senior Living Center, Inc., 600 High Street, Endicott, New York 13760 for the Office for Aging's Meals on Wheels and Congregate Meals Program for the period August 1, 2001 through July 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$8.00 per day for each long-term client served home delivered meal and \$3.00 per day for each congregate meal served for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 760744.0538.104592 (Long Term Home Health Care Fees) and 760736.0142.104591 (OFA 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 70

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. FOR OFFICE FOR AGING'S SOCIAL DAY CARE SERVICES FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 309 of 2000, authorized renewal of the agreement with Ideal Senior Living Center for the Office for Aging with revenue to Broome County of \$32.00 per client per day for social day care services for the period August 1, 2000 through July 31, 2001, and

WHEREAS, said services are necessary to provide social day care to Ideal Living Center Long Term Home Health Care clients, and

WHEREAS, said agreement expired by its terms on July 31, 2001 and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County of \$32.00 per client per day for social day care services for the period August 1, 2001 through July 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Ideal Senior Living Center, Inc., 600 High Street, Endicott, New York 13760 for the Office for Aging's Social Day Care Services for the period August 1, 2001 through July 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$32.00 per client per day for a full day of social day care for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 760983.0538.104515 (Long Term Home Health Care 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 71

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Wike

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

WHEREAS, this County Legislature, by Resolution 142 of 2001, authorized the continued participation in the Expanded In-Home Services for the Elderly Program (EISEP) for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$490,767 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides for personal care and housekeeper/chore services and case management of clients, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$8,904 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Expanded In-Home Services for the Elderly Program to reflect an increase of \$8,904 for the period April 1, 2001 through March 31, 2002, 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 \$499,671, and be it

FURTHER RESOLVED, that Resolution 142 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 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$30.02 per hour, total amount not to exceed \$21,074 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760959.4741.104632 (Dietary Services), and be it

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

RESOLUTION NO. 74

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY & CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR COUNSELING SERVICES FOR THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 148 of 2001, authorized renewal of agreement with Family & Children's Society of Broome County, Inc. for in-home mental health counseling services for the elderly for the Office for Aging's Community Services for the Elderly Grant, at an amount not to exceed \$12,035, for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said agreement expires by its terms on March 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$12,035, for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Family & Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York 13905 for in-home mental health counseling services for the Office for Aging's Community Services for the Elderly Grant for the period April 1 2002 through March 31, 2003, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761098.4457.104630 (Subcontracted Program Expense), and be it

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

RESOLUTION NO. 75

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DELAWARE COUNTY PUBLIC HEALTH NURSING SERVICE AND OFFICE FOR AGING, PROVIDING SOCIAL ADULT DAY CARE TO DELAWARE COUNTY HOME HEALTH CARE CLIENTS FOR 2001-2003

WHEREAS, this County Legislature, by Resolution 273 of 2000, authorized an agreement with Delaware County Public Health Nursing Services to provide social adult day care services to Delaware County long term home health care clients at a rate of \$16 per half day and \$32 per day, for the period April 1, 2000 through March 31, 2001, and

WHEREAS, said services are necessary to provide social day care services to long term home health care clients in Delaware County, and

WHEREAS, said agreement expired by its terms on March 31, 2001, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$16 per half day and \$32 per day revenue to the County, for the period April 1, 2001 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Delaware County Public Health Nursing Services, 99 Main Street, Delhi, New York 13753 and the

Broome County Office for Aging whereby the Office for Aging will provide social adult day care services to Delaware County long term home health care clients for the period April 1, 2001 through March 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, Delaware County shall pay Broome County at a rate of \$16 per half day and \$32 per day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 760983.0538.104626 (Long Term Home Health Care 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-17, Nays-0, Absent-2 (Lindsey, Shafer).**

RESOLUTION NO. 76

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE BINGHAMTON HOUSING AUTHORITY FOR HOMEMAKER SERVICES THROUGH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY ENRICHED LIVING PROGRAM FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 147 of 2001, authorized renewal of an agreement with the Binghamton Housing Authority for homemaker services through the Office for Aging's Community Services for the Elderly Enriched Living Program, providing revenue to the County in the amount of \$9,000 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said services are necessary to provide homemaker services in the North Shore Towers Building, and

WHEREAS, said agreement expires by its terms on March 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for revenue to the County in the amount of \$9,000, for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Binghamton Housing Authority, Exchange Street, Binghamton, New York 13902 for homemaker services through the Office for Aging's Community Services for the Elderly Enriched Living Program for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount of \$9,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 760991.0166.104627 (Miscellaneous Contributions), and be it

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

RESOLUTION NO. 77

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS PROVIDERS FOR PERSONAL CARE/HOMEMAKER SERVICES FOR THE OFFICE FOR AGING'S EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 143 of 2001, authorized agreements with various vendors for personal care/homemaker services for the Office for Aging's Expanded In-Home Services for the Elderly Program at rates indicated in said resolution, for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said agreements expire by their terms on March 31, 2002, and it is desired at this time to renew said agreements on substantially similar terms and conditions and at the rates indicated in Exhibit "A", for the period April 1, 2002 through March 31, 2003, and

WHEREAS, Lourdes River Mede Home Care does not currently have an approved hourly Medicaid rate for nursing supervisors, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreements with the vendors listed on Exhibit "A" at the approved State Medicaid rates indicated to provide personal care/homemaker services for the Office for Aging's Expanded In-Home Care for the Elderly for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that, at such time an approved Medicaid rate is established for Lourdes River Mede Home Care, the County shall pay the lower rate of \$13.25 per hour or the current approved Medicaid rate for personal care/homemaker services and the current approved Medicaid rate for nursing supervisors, and be it

FURTHER RESOLVED, that, at such time as new approved Medicaid rates for nursing supervisors are established January 1, 2003, the County shall pay the newly approved Medicaid rates for such, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760942.4457.104521 (Subcontracted Program Expense), and be it

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

EXHIBIT "A"

Metro Interfaith Housing Management Corp.
21 New Street
Binghamton, NY 13903
Nursing Supervisor: \$62.65/hr
Personal Care/Homemaker: \$13.00/hr

Interim Healthcare Systems
38 Front Street, Suite D
Binghamton, NY 13905
Nursing Supervisor: \$62.99/hr
Personal Care/Homemaker: \$13.25/hr

Lourdes River Mede Home Care
159 Front Street
Binghamton, NY 13905
Nursing Supervisor: \$45.93/hr
Personal Care/Homemaker: \$13.25/hr

Gentiva Health Services
41 Chenango Street
Binghamton, NY 13901
Nursing Supervisor: \$55.46/hr
Personal Care/Homemaker: \$13.25/hr

Homemakers of Broome County
DBA Caregivers
189 Riverside Drive
Johnson City, NY 13790
Nursing Supervisor: \$47.43/hr
Personal Care/Homemaker: \$13.25/hr

Stafkings Healthcare Systems
P.O. Box 1015
Binghamton, NY 13902-1015
Nursing Supervisor: \$60.67/hr
Personal Care/Homemaker: \$13.25/hr

Family & Children's Society of Broome County
257 Main Street
Binghamton, NY 13905
Nursing Supervisor: \$46.29/hr
Personal Care/Homemaker: \$13.25/hr

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 78

By Community & Social Services and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU DEVELOPMENT/DELINQUENCY PREVENTION PROGRAMS (YDDP) FOR 2002

WHEREAS, this County Legislature, by Resolution 12 of 2001 authorized the Youth Bureau State Aid Applications and established appropriations for the 2001 Youth Bureau Development/Delinquency Prevention Program, and

WHEREAS, said programs expired by their terms on December 31, 2001, and it is desired at this time to renew programs as listed on Exhibit "A" for the amounts indicated for 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the execution of agreements, documents, papers or contracts with the various local Youth Service Program Agencies listed on Exhibits "A" attached hereto, as approved to form by the Department of Law, 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 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, 2002 through December 31, 2002, and be it

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

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 79

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MPR TECHNOLOGIES, INC. FOR PROFESSIONAL SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2001-2002

WHEREAS, this County Legislature, by Resolution 384 of 2001, authorized an agreement with MPR Technologies, Inc. for professional services for the Division of Information Technology at a cost \$18,170, for the period June 15, 2001 through December 31, 2001, and

WHEREAS, said agreement provides setup work, testing and migration for the purpose of upgrading the Novel network server software, and

WHEREAS, it is necessary to authorize amendments to said agreement to increase the agreement to include an additional 60 hours at \$140 per hour, additional amount not to exceed \$8,400, and extend the end date to December 31, 2002, and

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

RESOLVED, that this County Legislature hereby authorizes amendments to the agreement with MPR Technologies, Inc., 5010 Campuswood Drive, East Syracuse, New York 13057, increasing the amount by \$8,400 to provide an additional 60 hours at \$140 per hour, total amount of agreement not to exceed \$26,570, for professional services for Division of Information Technology and extend the date to June 15, 2001 through December 31, 2002, and be it

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

FURTHER RESOLVED, that Resolution 384 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 80

By Health Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE TUBERCULOSIS ELIMINATION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 382 of 2001, authorized the continued participation in the Tuberculosis Elimination Grant for the Department of Health and adopted a program budget in the amount of \$82,706 for the period February 1, 2001 through January 31, 2002, and

WHEREAS, said grant program provides enhanced screening, diagnosis, treatment and follow-up for tuberculosis to high risk target groups, and

WHEREAS, it is desired to renew said grant program in the amount of \$55,880 for the period February 1, 2002 through January 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,880 from New York State Department of Health, Bureau of Tuberculosis Control, GNARESP - Corning Tower - Rm. 840, Albany, New York 12237-0669 for the Department of Health's Tuberculosis Elimination Grant for the period February 1, 2002 through January 31, 2003, 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 \$55,880, 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 81

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH PROFESSOR SURINDER KAHAI FOR SOFTWARE DEVELOPMENT AND TRAINING FOR THE DEPARTMENT OF HEALTH FOR 2002-2003

WHEREAS, the Public Health Director requests authorization for an agreement with Professor Surinder Kahai for software training and interface development for the Department of Health at a rate of \$100 per hour for fifty hours of service, total cost not to exceed \$5,000, for the period March 1, 2002 through February 28, 2003, and

WHEREAS, said services are necessary to provide training to Clinic staff on complex query development and to create middlewear to export data from QS into other software operating systems, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Professor Surinder Kahai, 1040 Glenwood Road, Vestal, New York 13850-3239, for software training and interface development, for the Department of Health for the period March 1, 2002 through February 28, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$100 per hour for 50 hours, total amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4457.101000 (Subcontracted Program Expense), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 82

By Health Services, Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUNY HEALTH SCIENCE CENTER FOR MEDICAL DIRECTOR SERVICES FOR THE DEPARTMENTS OF HEALTH AND SOCIAL SERVICES FOR 2002

WHEREAS, this County Legislature, by Resolution 58 of 2001, authorized an agreement with SUNY Health Science Center for medical director services for the Departments of Health and Social Services for an amount not to exceed \$64,768 for medical director services, an amount not to exceed \$5,000 for state or national conferences and \$1,000 for the cost of liability

insurance, total cost not to exceed \$70,768, with each department paying 50% of the total cost, for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said agreement provides the services of a physician specializing in population-based health to provide professional physician services, consultation and clinical supervision for the Departments of Health and Social Services, and

WHEREAS, said agreement expired by its terms on December 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 \$77,274 for medical director services plus \$486 for the cost of liability insurance, total amount of agreement not to exceed \$77,760, with each department paying 50% of the total cost, for the period January 1, 2002 through December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with State University of New York, Health Science Center at Syracuse, Clinical Campus at Binghamton, 425 Robinson Street, Binghamton, New York 13901 for medical director services for the Departments of Health and Social Services for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$77,274 for medical director services plus \$486 for the cost of liability insurance, total amount of agreement not to exceed \$77,760 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the Department of Health's budget line 480012.4715.101000 (Other Health and Medical Services), with the Department of Social Services paying 50% of the cost through the chargeback system, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 83

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH CMS-IPA, LLC. FOR THE DEPARTMENT OF MENTAL HEALTH TO PROVIDE PROFESSIONAL SERVICES FOR 2002-2005

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with CMS-IPA, LLC. for the Department of Mental Health to provide professional services with revenue to Broome County at an amount not to exceed \$25,000, for the period January 1, 2002 through December 31, 2005, and

WHEREAS, said services are necessary for the Broome County Department of Mental Health to provide evaluations, therapy and medication management to clients that have "CMS-IPA, LLC" coverage, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with CMS-IPA, LLC., 10008 North Dale Mabry, Suite 214, Tampa, Florida 33618, for professional services, for the Department of Mental Health, for the period January 1, 2002 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$25,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 470013.0077.101000 (Client 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 84

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH K & A RADIOLOGIC TECHNOLOGY, INC. FOR RADIOLOGIC SERVICES FOR WILLOW POINT NURSING HOME FOR 2001

WHEREAS, this County Legislature, by Resolution 565 of 2000, authorized the renewal of agreement with K & A Radiologic Technology, Inc. to bill Willow Point Nursing Home directly for radiologic services for eligible Medicare Part A residents at an amount not to exceed \$30,000 for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said services are necessary to provide radiologic services to residents at Willow Point Nursing Home, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the contract amount by \$750, total amount not to exceed \$30,750, 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 K & A Radiologic Technology, Inc., 193 Riverside Drive, Johnson City, New York 13790, to increase the contract amount by \$750, to bill Willow Point Nursing Home directly for radiologic services for eligible Medicare Part A residents 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 \$30,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160192.4747.204000 (Other Fees For Services), and be it

FURTHER RESOLVED, that Resolution 565 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 85

By Public Works Committee

Seconded by Mr. Wike

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE ENACTMENT OF LOCAL LAW INTRO. NO. 1, 2002, AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, it is necessary to enact Local Law Intro. No. 1, 2002, increasing the amount designated for the Municipal Tip Fee Waiver Program to assist municipalities in Broome County cover the landfill disposal costs during their annual cleanup days, and

WHEREAS, it has been determined that the waiver of tipping fees under this program, is subject to the requirements of the State Environmental Quality Review Act (SEQRA), 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 (SEQRA), reviewing the aforementioned tipping fee waiver, and

WHEREAS, the waiver of tipping fees 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 proposed program for waiver of tipping fees for disposal of debris collected during a municipality's annual cleanup day, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the waiver of tipping fees under this program 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 86

By County Administration, Intergovernmental Relations Public Works and Finance Committees
Seconded by Mr. Burger

RESOLUTION ADOPTING LOCAL LAW INTRO NO. 1, 2002, ENTITLED "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE MUNICIPAL TIP FEE WAIVER PROGRAM"

RESOLVED, that Local Law Intro No. 1, 2002, entitled "A Local Law Amending Chapter 179 of the Broome County Charter and Code regarding the Municipal Tip Fee Waiver Program" be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO NO. 1, 2002

Local Law Amending Chapter 179 of the Broome County Charter and Code Regarding the Municipal Tip Fee Waiver Program

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

SECTION 1. Section 179-9 (A) of the Broome County Charter and Code shall be amended to read as follows:

A. (7) Commencing [May 1, 2000] May 1, 2002, the charges set forth in Section 179-9 shall be waived for a one-day period per annum, per municipality within the County of Broome, to allow for municipal cleanup days.

- (a) Eligibility for this program shall be limited to Broome County municipalities.
- (b) The applicable date for this one-day waiver shall be established by each individual municipality, by application, annually.
- (c) Wastes eligible for this waiver shall include bulk items, white goods, scrap metals, tires, wastes from illegal dumpsite cleanups and other wastes as may be generated by special, municipal-wide cleanup efforts. Wastes not eligible for this waiver include general municipal solid wastes, leaves and yard wastes and construction and demolition debris that are collected through the course of regular solid waste collection services.
- (d) The amount of fee waiver for any applicant shall be limited to the tipping fee for disposal of eligible wastes resulting from the designated cleanup day. Specifically, excluded from this waiver is reimbursement for costs associated with collection or transportation of the wastes, which shall be solely the responsibility of the municipality.

-
- (e) The total cost of this fee waiver program shall not exceed [~~\$20,000~~] \$25, 000 per year.
 - (f) The Division of Solid Waste Management shall prepare appropriate regulations to implement the intent of this subsection, which regulations shall be filed with the Clerk of the Legislature.

SECTION 2. This local law shall take effect upon filing with the Secretary of State.

Material in [brackets] deleted

Material underlined added

Carried, Ayes-16, Nays-1 (Kavulich), Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 87

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES AT THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 303 of 2001, authorized renewal of an agreement with Buck Environmental Laboratories, Inc. for professional laboratory services at the Nanticoke Landfill at a total cost not to exceed \$50,000 for the period March 1, 2001 through February 28, 2002, and

WHEREAS, said services are necessary for groundwater, leachate and soil monitoring at the Nanticoke Landfill, and

WHEREAS, said agreement expires by its terms on February 28, 2002, and it is desired at this time to renew said agreement for the period March 1, 2002 through February 28, 2003 on substantially similar terms and conditions with an increase in costs at the rates listed in the attached Exhibit "A", and

WHEREAS, the increase in costs is attributable to additional monitoring required by the New York State Department of Environmental Conservation (NYSDEC) and the current unit prices adjusted by a consumer price index increase of 2.8 per cent, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Buck Environmental Laboratories, Inc., 3821 Buck Drive, P. O. Box 5150, Cortland, New York 13045 for professional laboratory services at the Nanticoke Landfill for the period March 1, 2002 through February 28, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates listed in the attached Exhibit "A", total cost not to exceed \$103,262.60 for the term of this 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 the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 88

By Transportation, Personnel, County Administration and Finance Committees
Seconded by Mr. Brunza

RESOLUTION AUTHORIZING RENEWAL OF BINGHAMTON METROPOLITAN TRANSPORTATION STUDY GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 85 of 2001, authorized and approved the Binghamton Metropolitan Transportation Study Grant and adopted a program budget in the amount of \$559,400 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, it is desired to renew said grant program in the amount of \$436,250 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a Federal Highway Administration Grant in the amount of \$368,638 and a Federal Transit Administration Grant in the amount of \$67,612, for the period April 1, 2002 through March 31, 2003, 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 \$436,250, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 89

By Education, Culture & Recreation and Intergovernmental Relations Committees
Seconded by Mr. Wike

RESOLUTION ENDORSING AND SUPPORTING THE CONCEPT OF PLACING AN "ALL WARS MEMORIAL" ON COUNTY-OWNED PROPERTY ADJACENT TO THE BROOME COUNTY VETERANS MEMORIAL ARENA

WHEREAS, many residents of Broome County down through the years have served this nation in times of War and in many cases paid the supreme sacrifice, and

WHEREAS, it is fitting and proper that those dedicated individuals should be remembered and never forgotten by the generations of Americans who enjoy the freedoms preserved by these brave men and women, and

WHEREAS, there is a need to cumulatively recognize the unselfish service by these Broome County veterans, who fought in a broad range of wars, by erecting an "All Wars Memorial" monument in their memory, and

WHEREAS, the cost of the "All Wars Memorial" will be paid for in its entirety through private donations, now, therefore, be it

RESOLVED, that this County Legislature endorses and supports the concept of locating a Broome County "All Wars Memorial" monument on County-owned property adjacent to the Broome County Veterans Memorial Arena.

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 90

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN VARIOUS MUNICIPALITIES

WHEREAS, it is necessary to clear the tax records of the parcels of real property listed on Exhibit "A" by virtue of the reasons stated on said Exhibit, now, therefore, be it

RESOLVED, that the Legislature hereby authorizes and approves the cancellation of taxes, plus accrued interest and penalties on the properties listed on attached Exhibit "A".

Mr. Wike made a motion, seconded by Mr. Burger, to replace Exhibit "A". **Motion to amend carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer). Resolution as amended carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).**

RESOLUTION NO. 91

By Finance Committee

Seconded by Mr. Wike

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF UNION

WHEREAS, the County of Broome now owns a parcel of real property listed as Tax Map No. 143.42-2-19 in the Town of Union, located at 92 Harry L. Drive in Johnson City, New York, and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the Town of Union for \$1.00, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property listed as Tax Map No. 143.42-2-19 in the Town of Union, located at 92 Harry L. Drive in Johnson City, New York for \$1.00, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 630004.0212.101000 (Sale of Real Property), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute a quit claim deed, approved as to form by the Department of Law, conveying the property listed above to the new owner, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 92

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AGREEMENT WITH METRO INTERFAITH HOME CARE FOR PERSONAL CARE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES' MEDICAID PROGRAM FOR 2001-2003

WHEREAS, this County Legislature, by Resolution 621 of 2000, authorized renewal of agreements with various vendors for personal care services furnished to Medicaid recipients at a rate approved by New York State for 2000, and

WHEREAS, it is desired at this time to contract with Metro Interfaith Home Care on substantially similar terms and conditions, establishing the New York State reimbursement rate for 2001 as per the attached Exhibit "A", and authorizing continuation of the 2001 rates until such time as new rates are approved by New York State, for the period January 1, 2001 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Metro Interfaith Home Care, 21 New Street, Binghamton, New York 13903 for personal care services to Medicaid recipients for the Department of Social Services at the 2001 rates designated by New York State until such time as new rates are approved by New York State, for the period January 1, 2001 through December 31, 2003, and be it

FURTHER RESOLVED, that the new rates will be automatically adopted without the necessity of legislative authorization, and be it

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 93

By Public Works, Intergovernmental Relations and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE TRANSFER OF A RECYCLING COMPARTMENTALIZED TRUCK BODY FROM BROOME COUNTY TO THE VILLAGE OF WHITNEY POINT

WHEREAS, this County Legislature, by Resolution 267 of 1990, authorized an agreement with the Village of Whitney Point for the lease of a recycling compartmentalized truck body for the Division of Solid Waste Management at no cost to said municipality for the period June 1, 1990 through May 31, 2000, and

WHEREAS, said agreement has expired and it has been determined by the Division of Solid Waste Management that the compartmentalized body has no residual value, and

WHEREAS, the Division of Solid Waste Management has determined that it would be in the best interest of the County to transfer the compartmentalized body to said municipality to dispose of as it sees fit, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the transfer of the County-owned recycling compartmentalized truck body originally leased to the Village of Whitney Point for the collection of recyclable materials to said municipality for disposal as it sees fit, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 94

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

Seconded by Mr. Mather

RESOLUTION AMENDING THE 2002 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2002 Capital Improvement Program is hereby amended as follows:

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502364	BCC Technology Initiative	100,000	50,000	50,000	0
		<u>Local Finance Law Sec. 11</u>		<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>	
2002	NA	NA	0	0	

Description: To update computer system network and infrastructure to support changing academic and administrative requirements. This is accomplished by providing updated fiber optic cable and high speed cabling to support campus computer equipment in buildings, labs, classrooms, offices, library and multi-media spaces.

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, and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from other operating funds to Capital Project 502364 to provide cash sufficient to complete the project until the serial bonds are sold.

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 95

By Finance, Health Services and Public Safety & Emergency Services Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR THE DEPARTMENTS OF MENTAL HEALTH AND DPW - SECURITY

RESOLVED, that in accordance with a request from the Commissioner of Mental Health, in order to provide funds to help with clients' data entry in the UNICARE Billing System as requested in BF# 003418, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds for 2002:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	470013	4747	101000	Other Fees for Service	10,000
TO:	470013	1600	101000	Temp Salaries	10,000

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health, in order to place appropriations in their proper lines (Forensic Unit) as requested in BF# 003419, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds for 2002:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	470013	4614	101000	Other Chargeback Expense	7,720
	470013	4619	101000	Bldg. Svcs Chargeback	3,492
	470013	4621	101000	Bldg. Rental Chargeback	26,248
TO:	470013	4326	101000	Fuel and Heating Supplies	7,720
	470013	4422	101000	Rent	26,248
	470013	4429	101000	Bldg. & Grounds Expense	3,492

FURTHER RESOLVED, that in accordance with a request from the Director of Security, in order to increase the Federal Aid funding and appropriations for additional Aviation security, as requested in BF# 003521, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds for 2002:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
Revenue Increase	030080	0584	101000	Pub. Safety Grant – Federal	65,895
Appropriation Increase	030080	1700	101000	Salary – Overtime	48,720
	030080	4349	101000	Misc. Oper. Supplies	9,989
	030080	8010	101000	State Retirement	1,705
	030080	8030	101000	Social Security	3,727
	030080	8040	101000	Workers' Compensation	1,754

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-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 96

By Personnel, Transportation, Health Services and Finance Committees
Seconded by Mr. Wike

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF TRANSIT AND WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request from the Commissioner of Public Transportation as contained in PCR#02-140, this County Legislature hereby authorizes the creation of (1) Transit Route Clerk position, Part Time (w/benefits), at budget line 225029.1500.213004 (JARC/TANF - Transit Grant), minimum salary of \$22,583 FTE, Grade 09, CSEA, effective date 2/21/02, and be it

FURTHER RESOLVED, that in accordance with a request from the Administrator of WPNH as contained in PCR#02-99, this County Legislature hereby authorizes the transfer of (1) Clerk position, Full Time, at budget line 160028.1000.204000, minimum salary of \$16,864 , Grade 06, CSEA, to budget line 160127.1000.204000, effective date 01/01/02.

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 97

By Personnel and Finance Committees Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AMENDMENT TO THE REVISION OF THE HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES FOR 2002

WHEREAS, this County Legislature, by Resolution 683 of 2001, authorized a revision to the hourly rates for various non-union, temporary and seasonal employees for 2002, and

WHEREAS, it is desired at this time to amend the hourly rate schedule for 2002 to add the position of "Watchperson" in the Office of the Sheriff as indicated on the attached Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary and seasonal employees for 2002 to add the position of "Watchperson" in the Office of the Sheriff as indicated on attached Exhibit "A".

**2002 RECOMMENDED SALARY SCHEDULE
NON-UNION, HOURLY TEMPORARY, SEASONAL AND MISCELLANEOUS EMPLOYEES**

The provisions of the Fair Labor Standards Act will apply to the Positions listed on the schedule. All rates are effective January 1, 2002 unless otherwise noted.

	Current 2001 <u>Hrly Rate</u>	January 1 2002 <u>Hrly Rate</u>
All Departments		
Seasonal Laborer	5.15	5.15
Student Assistant	5.15	5.15
Intern (High School)	5.15	5.15
Intern (College)	7.00	9.00
Intern (Legal)	7.50	10.00
Engineer Aide	6.89	6.89
Legal Associate	16.00	17.00

Aviation			
Airport Parking Lot Attendant			
Entry Level	5.15	5.15	
After 6 months	5.62	5.62	
After 12 months	5.94	5.94	
After 24 months	6.26	6.26	
Airport Maintenance	5.15	5.15	
Elections			
Election Clerk	8.00	9.25	
County Custodian of Voting Machines (Per Election)	5.25	250.00	
Election Night Data Entry Operators (lump sum)	30.00	30.00	
Emergency Services			
Sr. Fire Investigator	10.00	10.50	
Fire Investigator	8.00	8.40	
Deputy Fire Coordinator	6.32	8.40	
Health			
Clinic Physician (STD)	39.00	39.00	
TB Med Observer/Interpreter	12.00	12.00	
Highways			
Seasonal Motor Equipment	10.58	10.58	
Library			
Page	5.15	5.15	
Mental Health			
Medical Director (Part-time)	64.02	64.02	
Staff Psychiatrist (Part-time)	64.02	64.02	
Staff Psychiatrist (Full-time)	n/a	n/a	
Psychology Assistant (Part-time)	12.40	12.40	
Office of Employment & Training			
Job Placement Trainee	5.15	5.15	
Youth Aide Trainee	5.15	5.15	
Office for the Aging			
Senior Aide Trainee	5.15	5.15	
Parks & Recreation			
Arena Police	19.50	19.50	
Receptionist/Typist	8.10	8.10	
Waterfront Director	8.10	8.10	
Asst. Waterfront Director	7.60	7.60	
Boathouse Director	6.85	6.85	
Lifeguard	7.10	7.50	
Recreation Specialist	6.35	6.35	
Small Craft Instructor	7.35	7.35	
Skate Guard	6.00	6.00	
Laborer	6.00	6.00	

Attendant	6.00	6.00
Boat Tender	6.00	6.00
Clerk	7.00	7.00
Usher	7.00	7.00
Naturalist (Seasonal)	n/a	12.00

All titles, except waterfront staff, will receive \$.10/hr for each certification in:

1. ARC Standard First Aid or Equivalent
2. ARC CPR-BLS or Equivalent
3. ARC Lifeguard Training or Equivalent (Boat Tenders only)
4. ARC Outboard Boating and Water Safety (Boat Tenders only)

*All Waterfront Directors, Asst. Waterfront Directors and Lifeguards will receive \$50.00 recertification allowance.

	Personnel		
Test Administrator		6.00	6.00
	Planning		
Traffic Counter		7.50	7.50
Engineering Aide		6.89	6.89
	Public Works (including Security)		
Court Attendant		6.90	7.15
Court Attendant (Family Court)		7.90	8.15
Senior Court Attendant		8.90	9.29
Security Officer (40)		8.75	9.00
	Sheriff		
Special Deputy		11.00	11.00
Chaplain		11.70	13.70
Watchperson (See Note 1)		n/a	11.00
	Solid Waste Management		
Recycling Dropoff Attendant		5.15	5.15
Laborer		6.00	6.00
	Willow Point Nursing Home		
Unit Aide		5.15	5.15

\$.10 per hour increase for each year of service to start again after each minimum wage increase.

Note 1: This is a new position created in the Office of the Sheriff.
Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

RESOLUTION NO. 98

By County Administration Committee Seconded by Mr. Whalen
RESOLUTION ADOPTING AND APPROVING LOCAL LAW INTRO. NO. 2 OF 2002, WHICH AMENDS THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO REAPPORTION THE LEGISLATIVE DISTRICTS OF THE COUNTY OF BROOME
 WHEREAS, the Ad Hoc Reapportionment Committee of the Broome County Legislature was authorized and has undertaken to prepare a plan to reapportion the Legislative Districts of

the County of Broome through amendment of the Broome County Charter and Administrative Code, and

WHEREAS, in the opinion of the Ad Hoc Reapportionment Committee, Local Law Intro. No. 2 of 2002, amending the Broome County Charter and Administrative Code, provides the best method and plan for reapportioning the Legislative Districts of the County of Broome, now, therefore, be it

RESOLVED, that Local Law Intro. No. 2 of 2002, a copy of which is attached hereto, which amends the Broome County Charter and Administrative Code under the authority of Article 4 of the Municipal Home Rule Law in relation to the reapportioning of the Legislative Districts of the County of Broome, be and hereby is adopted and approved, and be it

FURTHER RESOLVED, that in accordance with Section C201, Paragraph 5, of the Broome County Charter and Section A201, Paragraph E, of the Broome County Administrative Code, Local Law Intro. No. 2 of 2002 shall be subject to referendum on petition in the manner provided for by the terms and provisions of Section 24 of the Municipal Home Rule Law.

LOCAL LAW INTRO. NO. 2, 2002

Local Law of the County of Broome to Amend the Broome County Charter and Administrative Code to Redistrict the Legislative Districts of the County of Broome

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

SECTION 1. Paragraph 3 of Section C201 of Article II of the Broome County Charter, as amended, and Paragraph C of Section A201 of Article II of the Broome County Administrative code are hereby amended to read as follows:

The County of Broome shall be divided into Legislative Districts, bounded and described as follows:

Legislative Districts	Geographic Area
1	City of Binghamton (Election Districts 26, 33, 36, 37, 39, 40, 41, 42, 43, 44, 47)
2	City of Binghamton (Election Districts 3, 4, 5, 6, 9, 11, 12, 13,)
3	City of Binghamton (Election Districts 29, 30, 31, 32, 34, 35, 38, 45, 46) Town of Dickinson (Election Districts 3, 4, 6)
4	City of Binghamton (Election Districts 2, 7, 8, 10, 14, 15, 16, 17, 18, 19, 20)
5	City of Binghamton (Election Districts 21, 22, 23, 24, 25, 27, 28) Town of Binghamton (Election District 4) Town of Vestal (Election Districts 3, 19, 26)
6	Town of Conklin (Election Districts 1, 2, 3, 4) Town of Binghamton (Election Districts 1, 2, 3) Town of Vestal (Election Districts 2, 18)

-
- 7 Town of Conklin (Election District 5)
Town of Colesville (Election District 2)
Town of Kirkwood (Election Districts 1, 2, 3, 4)
Town of Windsor (Election District 4)
 - 8 Town of Barker (Election District 1)
Town of Chenango (Election District 4)
Town of Dickinson (Election District 1)
Town of Fenton (Election Districts 1, 2, 3, 4, 5)
 - 9 Town of Colesville (Election Districts 1, 3)
Town of Sanford (Election Districts 1, 2, 3)
Town of Windsor (Election Districts 1, 2, 3, 5)
 - 10 Town of Chenango (Election Districts 1, 2, 3, 5, 6, 7, 8, 9, 10)
 - 11 Town of Barker (Election District 2)
Town of Lisle (Election Districts 1, 2)
Town of Maine (Election Districts 1, 3)
Town of Nanticoke (Election District 1)
Town of Triangle (Election Districts 1, 2, 3, 4)
 - 12 City of Binghamton (Election District 1)
Town of Dickinson (Election Districts 2, 5)
Town of Union (Election Districts 1, 9, 12, 44, 51, 52, 54,)
 - 13 Town of Union (Election Districts 22, 24, 25, 26, 29, 30, 39, 40,
41, 53, 59, 65)
 - 14 Town of Union (Election Districts 28, 31, 32, 33, 34, 35, 36, 37,
38, 42, 45, 58)
 - 15 Town of Union (Election Districts 17, 18, 19, 21, 23, 27, 46, 47,
56, 60, 61, 62)
 - 16 Town of Maine (Election Districts 2, 4)
Town of Union (Election Districts 10, 14, 20, 48, 49, 50, 57, 63,
64)
 - 17 Town of Union (Election Districts 2, 3, 4, 5, 6, 7, 8, 11, 13, 15, 16,
43, 55)
 - 18 Town of Vestal (Election Districts 1, 4, 5, 6, 7, 9, 11, 12, 13, 14,
21, 22)
 - 19 Town of Vestal (Election Districts 8, 10, 15, 16, 17, 20, 23, 24,
25, 27)

Reference to "Election Districts" in the above description refers to Election Districts established as of February 15, 2002.

The maps of the districts referred to above, as well as maps showing the Legislative Districts into which Broome County is herein divided, shall be filed with the Clerk of the Broome County Legislature and shall remain on file and shall be considered and hereby made a part hereof.

SECTION 2. In the event that this Local Law is filed with the Office of the Secretary of State prior to September 30, 2002, after having been adopted in the manner prescribed by the Municipal Home Rule Law, this Local Law shall establish the Legislative Districts for County Legislators elected at the general election of 2002 for terms to begin on January 1, 2003 and for County Legislators elected thereafter. Otherwise, it shall establish the Legislative Districts for County Legislators elected at the first general election held following such filing with the Office of the Secretary of State, 2002 excluded, for terms to begin on the January 1 following such general election.

SECTION 3. If any clause, sentence, paragraph, word, section or part of this Local Law, shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment or decision shall not affect, impair or invalidate the remainder of said Local Law, but rather, such judgment or decision shall be confined in its operation to the clause, sentence, paragraph, word, section or part of said Local law directly involved in the controversy in which such judgment or decision shall have been rendered.

SECTION 4. This Local Law shall become effective upon its filing with the Secretary of State.

Carried, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer).

Mr. Pasquale made a motion to adjourn, seconded by Mr. Howard. **Motion to adjourn carried**, Ayes-17, Nays-0, Absent-2 (Lindsey, Shafer). The meeting was adjourned at 6:01 p.m.

