
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, SEPTEMBER 19, 2002**

The Legislature convened at 5:10 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augustini, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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

Mr. Mather made a motion, seconded by Mr. Burger, that the minutes of the Regular Session of August 22, 2002, be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period August 16, 2002 through September, 12, 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. Shafer. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

- A. Appointments to the Broome-Tioga Workforce Development Board
- B. Appointment of K. Snieska to the Health Advisory Board

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
 - 1. Minutes:
 - a. Soil and Water Conservation District
 - b. Environmental Management Council
 - c. Association of Municipal Clerks
 - d. Fire Advisory Board
 - 2. Audit and Control: Status of Accounts Receivable Balances as of June 30, 2002
 - 3. 2002 State Equalization Rates
 - 4. NYS Department of Environmental Conservation Fact Sheet re: former Binghamton Plastics Site
 - 5. Health Department Memo re: confirming positive mosquito pool for West Nile Virus
 - 6. NYS Department of Agriculture & Markets letter re: change in review date of Agriculture District #4 from July 10, 2006 to September 24, 2008
 - 7. Town of Chenango letter and Resolution #134 authorizing acceptance of sales tax revenues
 - 8. Landfill Citizens Advisory Committee: Resolution opposing privatization of the Broome County Landfill
- C. Notices: None
- D. Reports:
 - 1. Broome Community College:
 - a. Above Minimum Hires, July 2002
 - b. Quarterly Income Report, August 2002
 - 2. Personnel: Monthly Attrition, July 2002
 - 3. Finance: Annual Financial Report, year ending December 31, 2001

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Memo to County Executive asking for mitigation plans for dealing with County budget problems caused by State mandates
2. Appointing B. Mather for A. Nannery as voting representative, Special Public Works Committee meeting, August 22, 2002
3. Appointing W. Hudak for B. Mather as voting representative, Finance Committee, September 12, 2002

Mr. Holley made a motion, seconded by Mr. Miller, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2002 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried.**

Ms. Hudak and Mr. Whalen were designated as participants with Chairman Schofield in the 'Short Roll Call'. Resolutions were acted upon out of order, but for the purpose of clarity, they are presented here in numerical order.

RESOLUTIONS RECALLED FROM THE TABLE

Mr. Hull made a motion, seconded by Mr. Shafer, to bring Resolution No. 247 off the table. **Motion to bring Resolution No. 247 off the table carried**, Ayes-14, Nays-5 (Brunza, Burger, Pasquale, Whalen, Wike).

RESOLUTION NO. 247

(Tabled at the June 20, 2002 Session)

By Education, Culture & Recreation, County Administration and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AN AGREEMENT WITH EPIXTECH, INC. FOR THE PURCHASE OF THE HORIZON LIBRARY SYSTEM FOR THE BROOME COUNTY CENTRAL LIBRARY

Carried, Ayes-16, Nays-2 (Burger, Sweet), Absent-1 (Whalen).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 382

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF PUBLIC DEFENDER'S AID TO LOCALITIES-AID TO DEFENSE PROGRAM FUNDING FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 447 of 2001, authorized and approved the Aid to Localities-Aid to Defense funding for the Public Defender in the amount of \$34,470 for the period April 1, 2001 through March 31, 2002, and

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

WHEREAS, it is desired to accept the New York State Public Defender Aid to Localities-Aid to Defense funding in the amount of \$34,470 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$34,470 from the New York State Division of Criminal Justice Services, 4 Tower Place, Albany, New York 12203-3764 for the Public Defender's Aid to Localities-Aid to Defense Program for the period April 1, 2002 through March 31, 2003, and be it

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

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

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

RESOLUTION NO. 383

By Community & Social Services, Personnel and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING REVISION OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002

WHEREAS, this County Legislature, by Resolution 99 of 2002, authorized the continued participation in the Runaway and Homeless Youth Program Grant for the Youth Bureau and adopted a program budget in connection therewith in the total amount of \$50,915 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides opportunities and support to teenagers who come from historically dysfunctional families by providing them with positive role models, a safe haven and a support network to help them gain independence, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$3,269 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Runaway and Homeless Youth Program Grant to reflect an increase of \$3,269 for the period January 1, 2002 through December 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 \$54,184, and be it

FURTHER RESOLVED, that Resolution 99 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 384

By Public Works and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING SALE OF STRUCTURES ON LANDFILL BUFFER PROPERTIES

WHEREAS, this County Legislature, by Resolution 180 of 2002, authorized and approved listing at the Real Property Tax Auction the structures that existed on various landfill buffer zone properties, and

WHEREAS, conditions of the sale of the structures are as follows:

- All parts of the buildings are to be removed from the premises (except the foundations, unless desired)
- All parts of the buildings shall be removed 60 days from the signing of the agreement, and

- Movers are required to have insurance

and

WHEREAS, the Director of Real Property Tax Service advises that the tax sale auction for 2002 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain structures on various landfill buffer zone properties to the successful bidders in the 2002 Broome County tax sale as indicated on the attached Exhibit "A", and be it

FURTHER RESOLVED, that the following conditions of the sale of the structures are as follows:

- All parts of the buildings are to be removed from the premises (except the foundations, unless desired)
- All parts of the buildings shall be removed 60 days from the signing of the agreement, and
- Movers are required to have insurance

and be it

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

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

RESOLUTION NO. 385

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH REHABILITATION SERVICES, INC. FOR THERAPY SERVICES FOR WILLOW POINT NURSING HOME FOR 2003

WHEREAS, this County Legislature, by Resolution 491 of 2001, authorized renewal of the agreement with Rehabilitation Services, Inc. for Therapy Services for Willow Point Nursing Home at an amount not to exceed \$76,409, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to provide physical, occupational and speech therapy services in the absence of a staff therapist and increase Medicare reimbursement at Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 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 \$76,409, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Rehabilitation Services, Inc., P.O. Box 1220, Vestal, New York 13851-1220 for physical, occupational and speech therapy services and hearing evaluations for the Willow Point Nursing Home for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$76,409 for the term of the agreement, at the following rates:

Speech Therapist	\$65.00 per hour
Occupational and Physical Therapist	\$57.00 per hour
Physical Therapist Assistant and Certified Occupational Therapist Assistant	\$45.00 per hour
Hearing Evaluations	No cost to the County

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160234/160226/160242.4706.204000 (Rehabilitation and Therapy Services), and be it

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

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

RESOLUTION NO. 386

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CONSTANCE ALEXANDER FOR SPEECH THERAPY AND SWALLOWING EVALUATIONS FOR WILLOW POINT NURSING HOME FOR 2003

WHEREAS, this County Legislature, by Resolution 490 of 2001, authorized renewal of the agreement with Constance Alexander for speech therapy and swallowing evaluation services for Willow Point Nursing Home residents at a rate of \$56 per hour, total amount not to exceed \$44,800 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary as New York State requires speech therapy and swallowing evaluations as ordered by a physician for any resident at the Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$56 per hour, total amount not to exceed \$44,800, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Constance Alexander, 505 Magnolia Drive, Vestal, New York 13850 for speech therapy and swallowing evaluations for Willow Point Nursing Home residents for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$56 per hour, total amount not to exceed \$44,800 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160242.4706.204000, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried, Ayes-18, Nays-0, Absent-1 (Whalen).**

RESOLUTION NO. 387

By Economic Development and Planning Committee

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING THE BROOME COUNTY CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2003

WHEREAS, this County Legislature, by Resolution 458 of 2001, authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for the period January 1, 2002 through December 31, 2002, and

WHEREAS, it is desired at this time to authorize the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2003 through December 31, 2003 so that appropriate applications may be timely filed for New York State grant monies, now, therefore be it

RESOLVED, that this County Legislature hereby names and authorizes the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2003 through December 31, 2003, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried**, Ayes-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 390

By Health Services and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING AMENDMENTS TO THE 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 59 of 2002, authorized agreements with various vendors for professional services for the Department of Health's Diabetes Prevention and Control Grant at a total cost not to exceed \$35,000, for April 1, 2002 through March 31, 2003, and

WHEREAS, said agreements provide 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 Guthrie Health Care Ministries has withdrawn as a vendor, and

WHEREAS, it is necessary to redistribute the remaining funds allocated to Guthrie Health Care Ministries to the remaining vendors, the revised total amounts not to exceed those shown on Exhibit "A", and

WHEREAS, the Commissioner of Health 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 agreements with various vendors as shown on Exhibit "A", total amounts not to exceed those shown on Exhibit "A", for the Department of Health's Diabetes Prevention and Control Grant for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that Resolution 59 of 2002, 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.

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, NY 13790	Services of a Certified Diabetes Educator	\$2,000
Lourdes Foundation 169 Riverside Drive Binghamton, NY 13905	Services of a Certified Diabetes Educator	\$2,000

Vendor	Professional Services	Not-To-Exceed Cost
Mary Imogene Bassett Research Institute One Atwell Road Cooperstown, NY 13326	Project Coordination and Diabetes Awareness	\$7,510
Rural Health Network of South Central NY P.O. Box 416 Whitney Point, NY 13862	Project Coordination and Diabetes Awareness	\$7,510
Chenango Memorial Hospital Dept. of Media Relations And Communications 179 North Broad Street Norwich, NY 13815	Project Coordination and Diabetes Awareness	\$7,510
Tioga County Health Dept. 231 Main Street Owego, NY 13827	Project Coordination and Diabetes Awareness	\$7,350
	TOTAL	\$33,880

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

RESOLUTION NO. 391

By Community & Social Services and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS FOR THE OFFICE FOR AGING'S LONG TERM CARE OMBUDSMAN PROGRAM FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 106 of 2002, authorized an agreement with Action for Older Persons for recruitment and training of volunteers for the Office for Aging's Long Term Care Ombudsman Program at an amount not to exceed \$10,900 for the period April 1, 2002 through March 31, 2003, and

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

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for an increase in allocations for the Office for Aging's Long Term Care Ombudsman Program, and

WHEREAS, the Director of Office for Aging 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 Action for Older Persons, for an increase of \$779 in allocations, for the Office for Aging's Long Term Care Ombudsman Program 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 \$11,679, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760850.4457.104634 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 106 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

WHEREAS, it is desired to renew said grant program in the amount of \$30,000 for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$30,000 from Broome County Department of Social Services, 38 Main Street, Binghamton, New York 13905, for the Office for Aging's Home Energy Assistance Program (HEAP) Grant for the period October 1, 2002 through September 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 \$30,000, and be it

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

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

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

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

RESOLUTION NO. 394

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE WEATHERIZATION REFERRAL AND PACKAGING (WRAP) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 443 of 2001 as amended by Resolution 629 of 2002, authorized and approved participation in the Weatherization Referral and Packaging (WRAP) Program Grant for the Office for Aging and adopted a program budget in the amount of \$54,379 for the period August 1, 2001 through July 31, 2002, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$46,556 for the period August 1, 2002 through July 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$46,556 from New York State Office for Aging, Empire State Plaza Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Weatherization Referral and Packaging (WRAP) Program Grant for the period August 1, 2002 through July 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 \$46,556, 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

adopted a program budget in connection therewith in the total amount of \$579,942 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides a variety of services, including transportation, information and assistance, legal assistance, shopping services and caregiver services, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$31,841 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-B Supportive Services Program Grant to reflect an increase of \$31,841 for the period January 1, 2002 through December 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 \$611,783, and be it

FURTHER RESOLVED, that Resolution 634 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-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 397

By Community & Social Services, Personnel And Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002

WHEREAS, this County Legislature, by Resolution 635 of 2001, authorized the continued participation in the Title III-C-1 Congregate Meals Program Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$828,064 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides senior center operations, including meals, health and educational programs and access to benefits and operates in accordance with the standards established by the Older Americans act and the New York State Office for Aging, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$12,046 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-1 Congregate Meals Program Grant to reflect a decrease of \$12,046 for the period January 1, 2002 through December 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 \$816,018, and be it

FURTHER RESOLVED, that Resolution 635 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-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 398

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002

WHEREAS, this County Legislature, by Resolution 636 of 2001, authorized the continued participation in the Title III-C-2 Home Delivered Meals Program Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$532,995 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides home delivered meals to eligible individuals age 60 and over in accordance with standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$27,005 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-C-2 Home Delivered Meals Program Grant to reflect an increase of \$27,005 for the period January 1, 2002 through December 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 \$560,000, and be it

FURTHER RESOLVED, that Resolution 636 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-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 399

By Community & Social Services and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING REVISION OF THE TITLE III-D DISEASE PREVENTION AND HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002

WHEREAS, this County Legislature, by Resolution 628 of 2001, authorized the continued participation in the Title III-D Disease Prevention and Health Promotion Program Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$22,581 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides funding for health promotion activities, including mental health counseling, medication management for seniors and budget support for the Broome County Senior Games, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$4,581 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-D Disease Prevention and Health Promotion Program Grant to reflect an increase of \$4,581 for the period January 1, 2002 through December 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 \$27,162, and be it

FURTHER RESOLVED, that Resolution 628 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-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 400

By Community & Social Services, Personnel and Finance Committees
Seconded by Mr. O'Day

RESOLUTION AUTHORIZING REVISION OF THE TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002

WHEREAS, this County Legislature, by Resolution 631 of 2001, authorized the continued participation in the Title III-E Family and Caregiver Program Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$141,099 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides caregivers with education, transportation, in-home and institutional respite, information and assistance, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$24,855 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Title III-E Family and Caregiver Program Grant to reflect an increase of \$24,855 for the period January 1, 2002 through December 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 \$165,954, and be it

FURTHER RESOLVED, that Resolution 631 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-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 401

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING REVISION OF THE LONG TERM CARE OMBUDSMAN PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 105 of 2002, authorized the continued participation in the Long Term Care Ombudsman Program Grant for the Office for Aging and adopted a program budget in connection therewith in the total amount of \$11,544 for the period April 1, 2002 through March 31, 2003, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$779 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Long Term Care Ombudsman Program Grant to reflect an increase of \$779 for the period April 1, 2002 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 \$12,323, and be it

FURTHER RESOLVED, that Resolution 105 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 402

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AGREEMENT WITH COORDINATED CARE SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 462 of 2001, authorized and approved the Quality Assurance and Accountability Project Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$140,200 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program provides stronger management and quality assurance capabilities as well as monitoring performance expectations, and

WHEREAS, it is desired to renew said grant program in the amount of \$135,200, adopt a program budget and renew the agreement with Coordinated Care Services, Inc. to continue to administer said program for the period October 1, 2002 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$115,200 from New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229, for the Department of Mental Health's Quality Assurance and Accountability Project Program Grant for the period October 1, 2002 through December 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 \$135,200, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611, to administer said program grant for a total amount not to exceed \$135,200, for the Department of Mental Health for the period October 1, 2002 through December 31, 2003, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.4747.104XXX (Other Fees for services), and be it

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

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

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

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

RESOLUTION NO. 403

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING ACCEPTANCE OF A SUPPORTED EMPLOYMENT GRANT (STIC) 2002 FOR THE OFFICE OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER TO ADMINISTER SAID PROGRAM FOR 2002

WHEREAS, the Commissioner of Mental Health requests authorization to accept a Supported Employment Grant (STIC) 2002, to adopt a program budget in the amount of \$6,780 and enter into an agreement with the Southern Tier Independence Center to administer said program for the period July 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides vocational evaluation, counseling and training programs, sheltered employment and vocational guidance to help individuals with disabilities improve their quality of life through productive employment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,780 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Office of Mental Health's Supported Employment Grant (STIC) 2002 for the period July 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$6,780, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Southern Tier Independence Center, 24 Prospect Avenue, Binghamton, New York 13901 to administer said program grant for a total amount of \$6,780 for the period July 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.5079.104xxx, and be it

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

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

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

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

RESOLUTION NO. 404

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE WEST NILE VIRUS-HRI PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002

WHEREAS, this County Legislature, by Resolution 332 of 2001, authorized and approved the West Nile Virus-HRI Program Grant for the Department of Health and adopted a program budget in the amount of \$20,000 for the period May 1, 2001 through December 31, 2001, and

WHEREAS, said grant program provides funding to support the Broome County Health Department's West Nile Virus Program, including education on mosquito habitat reduction, and maintenance of mosquito and bird surveillance networks, and

WHEREAS, it is desired to renew said grant program in the amount of \$10,000 for the period April 1, 2002 through December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from Health Research Inc., One University Place, Rensselaer, New York 12144-3456 for the Department of Health's West Nile Virus-HRI Program Grant for the period April 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$10,000, and be it

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

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

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

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

RESOLUTION NO. 405

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 450 of 2001, as amended by Resolution 339 of 2002, authorized and approved participation in the Food Stamp Employment and Training Grant for the Department of Social Services and adopted a program budget in the amount of \$172,726 for the period October 1, 2001 through September 30, 2002, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$62,628 for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$62,628 from the New York State Department of Labor, Governor Averell Harriman State Office Building Campus, Albany, New York 12240, for the Department of Social Services' Food Stamp Employment and Training Grant for the period October 1, 2002 through September 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 \$62,628, and be it

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

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

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

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

RESOLUTION NO. 406

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE HOME ENERGY ASSISTANCE PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 449 of 2001 and budget transfers totaling \$2,605,557, authorized and approved participation in the Home Energy Assistance Program for the Department of Social Services and adopted a program budget in the amount of \$2,794,341 for the period October 1, 2001 through September 31, 2002, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$188,784 for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$188,784 from the New York State Department of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, for the Department of Social Services Home Energy Assistance Program (HEAP) Grant for the period October 1, 2002 through September 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 \$188,784, and be it

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

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

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

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

RESOLUTION NO. 407

By Community & Social Services, Personnel, and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF CHILD CARE AND DEVELOPMENT BLOCK GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 294 of 2002, authorized and approved the Child Care and Development Block Grant for the Department of Social Services and adopted

a program budget in the amount of \$7,539,552 for the period October 1, 2001 through September 30, 2002, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$5,070,651 for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,070,651 from the New York State Office of Children and Family Services, Bureau of Early Childhood Services, 52 Washington Street, Rensselaer, New York 12144, for the Department of Social Services' Child Care and Development Block Grant for the period October 1, 2002 through September 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 \$5,070,651, and be it

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

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

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

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

RESOLUTION NO. 408

By Public Works and Finance Committees

Seconded by Mr. O'Day

RESOLUTION DECLARING THE ACQUISITION OF REAL PROPERTY FOR THE DEPARTMENT OF PUBLIC WORKS' COLESVILLE LANDFILL REMEDIATION PROJECT IN THE TOWN OF COLESVILLE, A PROJECT 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 where "pursuant to other state, federal and local law or regulation it considers and submits factors similar to those enumerated in subdivision (B) of section 204, to a state, federal or local government agency, board, or commission before proceeding with the acquisition and obtains a license, a permit, a certificate of public convenience or other similar approval from said agency, board or commission", and

WHEREAS, the acquisition of this property has been identified as a Type II action under the New York State Environmental Quality Review Act because it involves obtaining the rights to a portion of the parcel of property abutting the landfill, known as Tax Map #118.04-2-23, because there are monitoring and treatment wells on the property, as well as springs and possible leachate seeps that may need to be addressed in the future, the parcel in question will provide a buffer zone, also this acquisition is being made pursuant to the consent order issued by the DEC, and has no substantial effect on the environment in that it involves only land acquisition, and

WHEREAS, the Department of Public Works desires to acquire the land rights necessary to commence the aforesaid remediation project and is requesting authorization from this Legislature to acquire a portion of said land, known as Tax Map #118.04-2-23, 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 remediation work is relatively minor in nature, consisting of land acquisition only, having no substantial effect on the environment, and pursuant to State and Federal regulations factors similar to these in EDPL Section 204 (B) were submitted to and considered by the DEC and EPA and approval for the acquisition was obtained from the DEC and EPA, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the remediation of the Colesville Landfill, 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 acquisition by purchase or condemnation of the real property necessary to undertake and perform the aforesaid reconstruction project in accordance with the design and specification for said project.

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

RESOLUTION NO. 409

By Public Works Committee

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING THE INCLUSION OF CUTLER POND ROAD IN THE BROOME COUNTY HIGHWAY SYSTEM MAP AND DESIGNATING IT AS COUNTY ROUTE 75

WHEREAS, the Commissioner of Public Works requests that Cutler Pond Road in the Town of Dickinson be included in the Broome County Highway System Map pursuant to Highway Law, Section 115, and that it be designated as County Route 75, and

WHEREAS, this road extends for 754.12 feet as described and pictured in Exhibit "A", and

WHEREAS, the inclusion of this road in the Broome County Highway System Map as proposed will allow for County maintenance thereof in accordance with Highway Law, Section 115, and

WHEREAS, it is necessary that this County Legislature approve the proposed amendment to the County Highway System pursuant to Highway Law, Section 115, now, therefore, be it

RESOLVED, that the Commissioner of Public Works be, and hereby is, directed to make the necessary changes to the map detailing the County Highway System so that Cutler Pond Road described and pictured in Exhibit "A" be included in the County Highway System, and be it

FURTHER RESOLVED, that said road shall be designated as County Route 75, and be it

FURTHER RESOLVED, that the Commissioner of Public Works be, and he hereby is, directed to file the amended version of the County Highway System Map with the County Clerk and his own office.

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

RESOLUTION NO. 410

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT WITH GOVERNMENT PAYMENT SERVICES FOR COLLECTION OF CASH BAIL FOR THE OFFICE OF THE SHERIFF FOR 2002-2003

WHEREAS, the Office of the Sheriff requests authorization for an agreement with Government Payment Services, Inc. for collection of cash bail payments made by inmates of the Broome County Public Safety Facility for the period October 1, 2002 through September 30, 2003, with the option of four one-year renewals, and

WHEREAS, said services are necessary for the purpose of collecting cash bail payments made by credit card by inmates of the Broome County Public Safety Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Government Payment Services, Inc., 7920 Georgetown Road, Suite 900, Indianapolis, Indiana, 46268, for collection of cash bail payments, for the Office of the Sheriff for the period October 1, 2002 through September 30, 2003, with the option of four one-year renewals, and be it

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

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

RESOLUTION NO. 411

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH NATALIE THOMPSON OF OUT OF THE BOX CONSULTING OF OWEGO FOR CONSULTING SERVICES FOR THE DEPARTMENT OF HEALTH'S HIV CARE NETWORK GRANT FOR 2002-2003

WHEREAS, the Board of Acquisition and Contract, on March 27, 2002, authorized an agreement with Natalie Thompson of Out of the Box Consulting of Owego for 50 hours of consulting services for Department of Health's HIV Care Network Grant at a cost of \$2,500, for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said agreement provides consulting services for the Discussion Group Phase of the Regional Gaps Analysis for the Binghamton Regional HIV Care Network grant, and

WHEREAS, it is necessary to authorize an amendment of said agreement to provide for an additional 25 hours of consulting at \$50 per hour at a cost of \$1,250, and

WHEREAS, the Public Health Director 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 Natalie Thompson, Out of the Box Consulting, 21 Kings Point Circle, Owego, New York 13827, for an additional 25 hours of consulting at \$50 per hour at a cost of \$1,250, total amount of agreement not to exceed \$3,750, for the Department of Health's HIV Care Network 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 for an additional 25 hours of consulting at \$50 per hour or \$1,250, total cost of agreement not to exceed \$3,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104646 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that CA No. 10-773 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 412

By Economic Development & Planning and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING ACCEPTANCE OF A JUNIOR GREEN TEAM PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, the Director of Employment and Training requests authorization to accept a Junior Green Team Program Grant and adopt a program budget in the amount of \$197,102 for the period September 1, 2002 through August 31, 2003, and

WHEREAS, said grant program provides youth participants with a foundation in basic work skills and then allows them to choose one of three environmental training areas: Landscaping and Lawn Care, Nursery Care or Home Improvement Retail, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$197,102 from the New York State Department of Labor, Governor W. Averell Harriman State Office Building Campus, Albany, New York 12240 for the Office of Employment and Training's Junior Green Team Program Grant for the period September 1, 2002 through August 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 \$197,102, and be it

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

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

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

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

RESOLUTION NO. 413

By County Administration, Intergovernmental Relations and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT BETWEEN BROOME COUNTY INFORMATION TECHNOLOGY AND THE VILLAGE OF ENDICOTT POLICE DEPARTMENT FOR COMPUTER AND NETWORK CONFIGURATION AND MAINTENANCE SERVICES FOR 2002-2003

WHEREAS, the Director of Information Technology requests authorization for an intermunicipal agreement with the Village of Endicott Police Department to provide computer and network configuration and maintenance services, for the period September 1, 2002 through August 31, 2003, and

WHEREAS, said services will provide the Village of Endicott Police Department assistance in the selection and procurement of new personal computers, peripherals and network equipment, and provide configuration, installation and routine equipment maintenance, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an intermunicipal agreement with the Village of Endicott Police Department, to provide computer and network configuration and maintenance services for the period September 1, 2002 through August 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall receive payment from the Village of Endicott Police Department in the amount of \$6,600 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 370007.0027.101000 (Miscellaneous Data Processing Services), and be it

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

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

RESOLUTION NO. 414

By County Administration and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT WITH FORWARD BUSINESS SOLUTIONS (FBS) FOR INFORMATION TECHNOLOGY FOR 2002

WHEREAS, the Director of Information Technology requests authorization for an agreement with Forward Business Solutions (FBS) for personal computer/desktop training services for Information Technology at a cost not to exceed \$7,040, for the period August 14, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to provide Broome County employees with on-site computer training, including but not limited to LAN, Windows 98, 2000 and XP, Office Suite 97 and 2000, Outlook and Internet Explorer, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Forward Business Solutions (FBS), for personal computer/desktop training services, for Information Technology, for the period August 14, 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 \$7,040 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370032.4463.502363 (Education and Training), and be it

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

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

RESOLUTION NO. 415

By Finance and Personnel Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE GUARDIAN FOR LIFE INSURANCE FOR ELIGIBLE BROOME COUNTY EMPLOYEES FOR THE OFFICE OF RISK AND INSURANCE FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 539 of 2001, authorized an agreement with The Guardian for life insurance coverage for eligible Broome County employees for the Office of Risk and Insurance at a rate of \$1.30 per enrollee per month, and \$.30 per enrollee per month for accidental death and dismemberment, for the period December 1, 2001 through November 30, 2002, and

WHEREAS, said services are necessary to provide life insurance coverage for eligible Broome County employees, and

WHEREAS, said agreement expires by its terms on November 30, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$1.30 per enrollee per month, and \$.30 per enrollee per month for accidental death and dismemberment, for the period December 1, 2002 through November 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with The Guardian, 3900 Burgess Place, Bethlehem, Pennsylvania 18017 for life insurance coverage for eligible Broome County employees, for the Office of Risk and Insurance for the period December 1, 2002 through November 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$1.30 per enrollee per month, and \$.30 per enrollee per month for accidental death and dismemberment for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 416

By Finance Committee

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE VILLAGE OF DEPOSIT/TOWN OF SANFORD AND THE TOWN OF FENTON

WHEREAS, the County of Broome now owns certain parcels of real property taken by virtue of condemnation proceedings and it is necessary to clear the tax records of these parcels of real property by virtue of the reasons stated below, now, therefore, be it

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

Parcel ID:	203.06-2-4
Town/Village:	Village of Deposit/Town of Sanford Sanford
Owner:	Broome County
Amount to be Cancelled:	\$708.78
Reason:	Broome County sold parcel, village tax should not be releived onto the Town & County tax bill

Parcel ID:	079.04-1-19
Town/Village:	Town of Fenton
Owner:	Bement
Amount to be Cancelled:	\$9.76
Reason:	Parcel already exists under another tax number

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

RESOLUTION NO. 417

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AMENDMENT TO THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAM (YDPP) FOR 2002

WHEREAS, this County Legislature, by Resolution 78 of 2002, as amended by Resolution 136 of 2002 authorized Youth Bureau State Aid Applications and established appropriations for the Youth Bureau Youth Development/Delinquency Prevention Program (YDPP) for the period January 1, 2002 through December 31, 2002, and

WHEREAS, it is necessary at this time to amend Exhibit "A" of Resolution 136 of 2002 to increase allocations for Whitney Point Youth Club's Youth Recreation and Youth Services Programs, and

WHEREAS, the Director of the Youth Bureau 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 Exhibit "A" of Resolution 136 of 2002 to increase allocations for Whitney Point Youth Club's Youth Recreation Program by \$100, total amount not to exceed \$3,517 and Whitney Point Youth Clubs Youth Services Program by \$137, total amount not to exceed \$3,649 for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that Resolution 78 of 2002 as amended by Resolution 136 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 418

By Transportation and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING AGREEMENT WITH TRAPEZE SOFTWARE GROUP INC. FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION FOR 2002-2003

WHEREAS, the Commissioner of Public Transportation requests authorization for an agreement with Trapeze Software Group, Inc. for support and software maintenance for the Department of Public Transportation at a cost not to exceed \$8,500, for the period October 1, 2002 through September 30, 2003, and

WHEREAS, said agreement is necessary for telephone support for paratransit software at BC Transit, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Trapeze Software Group Inc., 14400 North 87th Street, Suite 120, Scottsdale, Arizona 85260 for support and software maintenance for the Department of Public Transportation for the period October 1, 2002 through September 30, 2003, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 220004.4419.203120 (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-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 419

By Finance Committee Seconded by Mr. O'Day
RESOLUTION AUTHORIZING AGREEMENT WITH MARSH USA FOR INSURANCE COVERAGE FOR BROOME COUNTY FOR 2002-2003

WHEREAS, the Risk Manager requests authorization for an agreement with Marsh USA for insurance coverage for county-owned property, boiler and machinery and inland marine at a cost not to exceed \$298,584 for the period August 19, 2002 through August 19, 2003, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with Marsh USA, P.O. Box 4988, Syracuse, New York 13221-4988, for insurance coverage for county-owned property, boiler and machinery and inland marine for the period August 19, 2002 through August 19, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$298,584 for the term of the agreement, and be it

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

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

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

RESOLUTION NO. 420

By County Administration and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AMENDMENT OF THE BROOME COUNTY PURCHASE PROCUREMENT PROCESS MANUAL

WHEREAS, this County Legislature, by Resolution 440 of 1992, as amended by Resolution 307 of 1996, authorized the adoption of the Broome County Purchase Procurement Process Manual, and

WHEREAS, pursuant to said resolution the Broome County Purchase Procurement Process Manual was promulgated on September 4, 1992 and remains in effect, and

WHEREAS, the Director of Purchasing has requested authority to amend the Purchase Procurement Process Manual as follows:

- Authorize the use of a New York State Office of General Services-approved Purchasing Card or a Purchasing Card System as approved by the County Comptroller for purchases up to \$500

now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of Purchasing to amend the Broome County Purchase Procurement Process Manual dated September 4, 1992 as follows:

- Authorize the use of a New York State Office of General Services-approved Purchasing Card or a Purchasing Card System as approved by the County Comptroller for purchases up to \$500

and be it

FURTHER RESOLVED, that a copy of the amended Purchase Procurement Manual be filed with the Clerk of the Legislature.

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

RESOLUTION NO. 421

By County Administration and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT WITH IMAGEWORK FOR PROFESSIONAL SERVICES FOR THE OFFICE OF THE COUNTY CLERK FOR 2002

WHEREAS, the County Clerk requests authorization for an agreement with ImageWork for professional services for the Office of the County Clerk at a cost not to exceed \$5,000, for the period August 22, 2002 through October 1, 2002, and

WHEREAS, said services are necessary to assist the County Clerk in the final stages of the configuration of a new imaging system, including training and integration of the new filing system, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with ImageWork, 235 Main Street, 4th Floor, White Plains, New York 10601, for professional services for a new imaging system, for the Office of the County Clerk for the period August 22, 2002 through October 1, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an 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 300004.4449.101000 (Other Operating 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-18, Nays-0, Absent-1 (Whalen).

RESOLUTION NO. 422

By Transportation and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT OFFER FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE BINGHAMTON REGIONAL AIRPORT'S SECURITY ACCESS CONTROL SYSTEM

WHEREAS, the Commissioner of Aviation has been advised by the FAA that a grant offer of up to \$50,000 is pending for the Binghamton Regional Airport, and

WHEREAS, these funds, which will require a state and/or local match, shall be programmed for implementing improvements in the Airport's Security Access Control System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of up to \$50,000 from the Federal Aviation Administration for improvements in the Binghamton Regional Airport's Access Control 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, and be it

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

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

RESOLUTION NO. 423

By Transportation Committee Seconded by Mr. O'Day
RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH PAUL REGER FOR THE BINGHAMTON REGIONAL AIRPORT

WHEREAS, Paul Reger, 150 Hardy Road, Johnson City, NY, 13790 has requested an easement for access across Broome County property located at the airport for the purpose of transporting harvested lumber, and

WHEREAS, the Commissioner of Aviation has determined that such an easement would be possible without damage to County property to afford Mr. Reger access to Knapp Road, and

WHEREAS, in return for this easement Mr. Reger commits to abide by restoration and indemnification provisions of the easement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mr. Paul Reger, 150 Hardy Road, Johnson City, NY, 13790 for a twelve (12) month easement for access across Broome County property as identified in Exhibit 'A' for the purpose of transporting harvested timber, and be it

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

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

RESOLUTION NO. 424

By Transportation and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING ACCEPTANCE OF A SMALL COMMUNITY AIR SERVICE DEVELOPMENT PILOT PROGRAM GRANT FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION

WHEREAS, the Commissioner of Aviation requests authorization to accept a Small Community Air Service Development Pilot Program Grant in the amount of \$500,000 from the U.S. Department of Transportation, and

WHEREAS, these funds, in conjunction with a local match of 20 percent, will be used to help strengthen commercial air service available at the Binghamton Regional Airport, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a Small Community Air Service Development Pilot Program Grant in the amount of \$500,000 from the U.S. Department of Transportation, 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 (including the Budget Director, Comptroller, and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the county's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

RESOLUTION NO. 425

By Transportation and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT OFFER FROM THE FEDERAL AVIATION ADMINISTRATION FOR SECURITY ENHANCEMENTS TO THE PERIMETER FENCE SYSTEM AT THE BINGHAMTON REGIONAL AIRPORT

WHEREAS, the Commissioner of Aviation has been advised by the FAA that a grant offer of up to \$250,000 is pending for the Binghamton Regional Airport, and

WHEREAS, these funds shall be programmed for implementing improvements in the Airport's perimeter fence system, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of up to \$250,000 from the Federal Aviation Administration for improvements to the Binghamton Regional Airport's perimeter fence 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, and be it

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

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

RESOLUTION NO. 426

By Finance Committee

Seconded by Mr. O'Day

RESOLUTION FIXING THE DATE, TIME AND PLACE OF A PUBLIC HEARING BY THE BROOME COUNTY LEGISLATURE ON THE 2003 TENTATIVE BUDGET

WHEREAS, the County Executive will present a tentative 2003 Budget to the members of the County Legislature on Tuesday, October 1, 2002, including a proposed budget, a capital program, and the budget message, and

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

RESOLVED, that a Public Hearing on the tentative Broome County Budget for 2003 will be held on Thursday, October 17, 2002 at 7:00 p.m. in the Legislative Chambers, Sixth Floor, Edwin L. Crawford County Office Building, Government Plaza, Hawley Street, Binghamton, New

York, and the Clerk of this County Legislature is hereby authorized to publish notice of said public hearing in the official newspaper(s) of the County pursuant to the provisions of the Broome County Charter.

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

RESOLUTION NO. 427

By Economic Development and Planning Committee

Seconded by Mr. O'Day

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

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

Business Sector

Expires 6/30/03

Mr. David Lounsbury, Ridley-Lowell, 182 Pierce Creek Road, Binghamton, NY 13903
Ms. Sandy Donaldson, National Pipe & Plastic, Inc., 13 London Lane, Endicott, NY 13760
Ms. Allison Knoth, Northwestern Mutual Financial Network, 2917 Ricky Drive, Endwell, NY 13760

Business Sector

Expires 6/30/04

Ms. Deborah Williamson, Broome County Urban League, 3601 Pinecrest Road, Vestal, NY 13850
Mr. William Powell, Independent Consultant, 1260 Foxboro Lane, Endwell, NY 13760

Public Sector

Expires 6/30/04

Mr. Rodney Collins, IBEW-Local 325, 111 Iris Drive, Binghamton, NY 13905

Regional

Expires 6/30/05

Mr. Richard Bohman, VESID, 2746 Grandview Place, Endicott, NY 13760

Business Sector

Expires 6/30/05

Mr. Chris Burger, Horizon Enterprises, 110 Walters Road, Whitney Point, NY 13862
Mr. Gene George, Innovation Associates, 400 Willow Drive, Vestal, NY 13850
Mr. Gerald McDonald, GEM Associates, 1013 Holly Lane, Endwell, NY 13760
Mr. Alan Hertel, NYSEG, 4 Grey Bark Drive, Apalachin, NY 13732
Mr. Thomas Farrell, Hinman, Howard & Kattell, 80 Exchange Street, Binghamton, NY 13902

Public Sector

Expires 6/30/05

Mr. Richard D'Attilio, Broome County IDA, 1648 Carnegie Drive, Vestal, NY 13850
Mr. Robert Sweet, Empire State Development, 92 Riverside Drive, Binghamton, NY 13905

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 499 of 2000, confirms the appointments of the above-named individuals to membership on the Broome-Tioga Workforce Development Board for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 428

By County Administration and Public Safety & Emergency Services Committees

Seconded by Mr. O'Day

RESOLUTION SUPPORTING LEGISLATION TO INCREASE PUNISHMENT AND ADD TWO DEGREES TO THE CRIME OF PUBLIC LEWDNESS

WHEREAS, crimes against children have been on the increase lately, and

WHEREAS, one of the most common crimes is Public Lewdness, which consists of, but is not limited to, exposure of private parts in public, and

WHEREAS, the courts systems are limited in handing out punishment because the crime is classified a Class B Misdemeanor which carries a maximum sentence of three months of incarceration, and

WHEREAS, the crime can be committed as many times as the perpetrator wishes and not face any additional punishment except the usual three months in jail, and

WHEREAS, this crime is on going among the same individuals and a stronger punishment is needed, now, therefore, be it

RESOLVED, that this Legislature asks the Governor, Senate and Assembly to make exposure of private parts to anyone under the age of sixteen a more serious crime, and be it

FURTHER RESOLVED, that anyone previously convicted of Public Lewdness against a child less than sixteen years of age is guilty of Public Lewdness in the Second Degree, a Class A Misdemeanor, and be it

FURTHER RESOLVED, that anyone previously convicted of Public Lewdness in the Second Degree against a child less than sixteen years of age is guilty of Public Lewdness in the First Degree, a Class E Felony, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to send a copy of this Resolution to Governor George E. Pataki, Senate Majority Leader Joseph Bruno, Assembly Speaker Sheldon Silver, Senator Thomas W. Libous, Assemblyman Jay J. Dinga, Assemblyman Robert J. Warner and the New York State Association of Counties.

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

RESOLUTION NO. 429

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE DSS/BU BACHELOR OF ARTS PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 597 of 2001, authorized and approved the continued participation in the DSS/BU Bachelor of Arts Degree Program Grant for the Department of Social Services and adopted a program budget in the amount of \$133,613 for the period September 1, 2001 through August 31, 2002, and

WHEREAS, said grant program provides for selected Department of Social Services employees to enroll on a part-time basis in the Bachelor of Arts in Applied Social Sciences Program at Binghamton University, and

WHEREAS, it is desired to renew said grant program in the amount of \$169,265 for the period September 1, 2002 through August 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$169,265 from the New York State Office of Children and Family Services, 40 N. Pearl Street, 11-B, Albany, New York 12243 for the DSS/BU Bachelor of Arts Degree Program Grant for the Department of Social Services for the period September 1, 2002 through August 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 \$169,265, and be it

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

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

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

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

RESOLUTION NO. 430

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE DSS/BCC ASSOCIATE DEGREE AND CONTINUING EDUCATION PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 596 of 2001, authorized and approved the continued participation in the DSS/BCC Associate Degree and Continuing Education Program Grant for the Department of Social Services and adopted a program budget in the amount of \$47,919 for the period September 1, 2001 through August 31, 2002, and

WHEREAS, said grant program provides Department of Social Services employees with educational opportunities to enhance their skills on the job and prepare them for promotional opportunities within the department, and

WHEREAS, it is desired to renew said grant program in the amount of \$34,143 for the period September 1, 2002 through August 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$34,143 from the New York State Office of Children and Family Services, 40 N. Pearl Street. 11-B, Albany, New York 12243, for the Department of Social Services' DSS/BCC Associate Degree and Continuing Education Program Grant for the period September 1, 2002 through August 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 \$34,143, and be it

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

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

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

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

RESOLUTION NO. 431

By Finance and Public Works Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING SHORT TERM INTERFUND BORROWING FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR LANDFILL BUFFER PROPERTY ACQUISITION

WHEREAS, this County Legislature adopted the 1996 Capital Improvement Program which included Project 502269 to provide for Landfill Property Acquisition, and

WHEREAS, said acquisitions are to be paid for through the sale of Serial Bonds, and

WHEREAS, it is desired at this time to purchase a landfill buffer property, and

WHEREAS, in order for said purchase to proceed without delay, it is necessary to provide a bridge loan from other operating funds until the sale of the Serial Bonds, now, therefore, be it

RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan of up to \$165,000 from other operating funds to Capital Project 502269 to provide cash sufficient to complete the project until the Serial Bonds are sold in April of 2003.

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

RESOLUTION NO. 432

By County Administration and Finance Committees Seconded by Mr. O'Day
RESOLUTION AUTHORIZING ACCEPTANCE OF A LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND GRANT FOR THE COUNTY CLERK, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH HENDERSON & JOHNSON FOR PURCHASE AND INSTALLATION OF EQUIPMENT FOR 2002-2003

WHEREAS, the County Clerk requests authorization to accept a Local Government Records Management Improvement Fund Grant, adopt a program budget in the amount of \$33,600 and enter into an agreement with Henderson & Johnson for purchase and installation of equipment for the period July 1, 2002 through June 30, 2003, and

WHEREAS, said grant program provides funding for purchase and installation of moveable shelves for the Office of the County Clerk, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$33,600 from the Local Government Records Management Improvement Fund, State Education Department, Room 542EB, Albany, New York 12230 for the County Clerk's Local Government Records Management Improvement Fund Grant for the period July 1, 2002 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 \$33,600, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts an agreement with Henderson & Johnson, 918 Canal Street, P.O. Box 6964, Syracuse, New York 13217 for purchase and installation of moveable shelves for the Broome County Clerk's Office, for the period July 1, 2002 through June 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$33,600 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300061.2110.XXXXXX, and be it

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

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

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

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

RESOLUTION NO. 433

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE DEA OVERTIME TASK FORCE PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 466 of 2001, authorized and approved the continued participation in the DEA Overtime Task Force Program Grant for the Office of the Sheriff and adopted a program budget in the amount of \$20,000 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides funding for overtime and fringe benefits for one officer, and

WHEREAS, it is desired to renew said grant program in the amount of \$20,000 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from the New York State Division of Criminal Justice Services, Executive Park Tower, Stuyvesant Plaza, Albany, New York 12203-3764, for the Office of the Sheriff's DEA Overtime Task Force Program 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 \$20,000, and be it

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

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

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

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

RESOLUTION NO. 434

By Finance, Health Services and Personnel Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING A BUDGET TRANSFER AND POSITION CHANGE REQUEST FOR THE DEPARTMENT OF HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health to move funding in order to better utilize appropriations and by abolishing (1) PT Health Program Specialist position in the HIV Care Network Grant as requested in BF# 003851, 003852 and 003853, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1000	104646	Salaries Full Time	10,828
	480301	1500	104646	Salaries Part Time	4,166
	480301	4606	104646	Telephone Chargeback	160
	480301	8010	104646	State Retirement	251
	480301	8030	104646	Social Security	1,150
	480301	8050	104646	Life Insurance	9
	480301	8060	104646	Health Insurance	1,267
	480301	8063	104646	Disability Insurance	32
	480301	8070	104646	Unemployment Insurance	130
TO:	480301	4311	104646	Books & Subscription	250
	480301	4319	104646	Office Supplies	1,367
	480301	4349	104646	Misc. Oper. Supplies	800
	480301	4359	104646	Computer Supplies	57
	480301	4457	104646	Subcontracted Program	1,250
	480301	4462	104646	Travel, Hotel, Meals	2,109
	480301	4465	104646	Non-employee Travel	1,200
	480301	4466	104646	Advisory Board	200
	480301	4609	104646	Data Processing	1,800
				Chargeback	
	480301	4610	104646	Personal Services	6,827
				Chargeback	
	480301	4617	104646	Duplicating and Printing	1,200
	480301	4618	104646	Office Supplies	900
				Chargeback	
	480301	8040	104646	Workers' Compensation	33

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health as contained in PCR#02-322, this County Legislature hereby authorizes the abolishment of (1) Health Program Specialist position, Part Time, at budget line 480301.1500.104646, minimum salary of \$20,203 FTE, Grade 08, Union CSEA, effective date 8/07/02.

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

RESOLUTION NO. 435

By Health Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE PREVENTIVE DENTISTRY/DENTAL SEALANT GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS TO PROVIDE DENTAL SERVICES FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 446 of 2001, authorized renewal of the Preventive Dentistry/Dental Sealant Grant for the Department of Health and adopted a program budget in the amount of \$88,438 for the period October 1, 2001 through September 30, 2002, and by Resolution 122 of 2002, authorized an agreement with United Health Services Hospitals for dental services for the Department of Health's Dental Sealant Program Grant, and

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

WHEREAS, said agreement with United Health Services Hospitals will provide oral health education, oral health screening and dental services to second grade students who qualify for free and reduced price school lunch in eleven school districts, and

WHEREAS, it is desired to renew said grant program in the amount of \$92,296, adopt a program budget and renew the agreement with United Health Services Hospitals for dental services for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,000 from the New York State Department of Health, Bureau of Dental Health, Empire State Plaza, Corning Tower, room 542, Albany, New York 12237-0619, and \$37,296 from Broome County Department of Social Services, for the Department of Health's Preventive Dentistry/Dental Sealant Grant for the period October 1, 2002 through September 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 \$92,296, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services Hospitals, Ambulatory Services, 10-14 Mitchell Avenue, Binghamton, New York 13903, for dental services, for the Department of Health's Preventive Dentistry/Dental Sealant Grant for the period October 1, 2002 through September 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$27,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104000 (Subcontracted Program Expense), and be it

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

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

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

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

RESOLUTION NO. 436

By Public Works and Finance Committees

Seconded by Mr. Shafer

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, as amended by Resolution 66 of 2002, authorized an agreement with ARCADIS Geraghty & Miller, Inc. for professional engineering services with the Colesville Landfill Remediation Project for the Division of Solid Waste Management at a cost not to exceed \$1,051,100, for the period January 1, 2000 through December 31, 2002, and

WHEREAS, said agreement provides services for the design, construction and operation and maintenance of the groundwater remediation system and mirror task associated with the ongoing negotiations with the U.S. Environmental Protection Agency (EPA), and

WHEREAS, the work associated with the Colesville Landfill Remediation Project is almost complete and the EPA wants all construction work completed by September 30, 2002, and

WHEREAS, to achieve said completion date, it is necessary to authorize the amendment of said agreement to provide for the installation of two (2) double-cased bedrock residential wells and

appurtenances and the abandonment of two (2) existing residential wells, which would be in lieu of the County installing and operating a public water system, at an additional cost of \$159,000, 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 ARCADIS Geraghty & Miller, Inc., 88 Duryea Road, Melville, New York 11747, to provide for the installation of two (2) double-cased bedrock residential wells and appurtenances and the abandonment of two (2) existing residential wells, for the Division of Solid Waste Management, for the period January 1, 2000 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount of \$159,000, total amount not to exceed \$1,210,100, for the term of the agreement, 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 Resolutions 209 of 2000 and 66 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
The meeting was adjourned at 6:06 p.m.

This page intentionally left blank.

