
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
FRIDAY, DECEMBER 27, 2002**

The Legislature convened at 5:00 p.m. with a call to order by the Chair, Daniel A. Schofield. The Deputy Clerk, Laurie L. Tracy, 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. Whalen made a motion, seconded by Mr. Burger, that the minutes of the December 19, 2002 Regular Session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period December 20, 2002 through December 26, 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. Brunza, seconded by Mr. Pasquale. **Carried.**

ANNOUNCEMENTS FROM THE CHAIR

Chairman Schofield announced that the Installation Ceremony would be held on Wednesday, January 1, 2003, at 1:00 p.m. The Oath of Office will be administered by the Hon. Joseph P. Hester.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

- A. Appointments-Family Violence Prevention Council
- B. Appointments-Youth Bureau Advisory Council
- C. Appointments-Fire Advisory Board
- D. Appointments-Environmental Management Council
- E. Appointments-Binghamton Regional Airport Advisory Board

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
 - 1. Village of Port Dickinson-Resolution An Initiative by the Broome County Legislature to Alter the Sales Tax Distribution Formula
 - 2. Town of Chenango 2003 Budget (Corrected Copy)
 - 3. Town of Vestal 2003 Budget
- C. Notices: None
- D. Reports:
 - 1. BCC-Above Minimum Hires 11/02
 - 2. BCC-Budget Transfers-November 2002
 - 3. BCC-Quarterly Report

Mr. Holley made a motion, seconded by Mr. Mather, 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.**

Mr. Howard and Mr. Pasquale 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.

WHEREAS, the County Legislature must certify to each municipality the contribution of such municipality to the taxes of the County based upon the full valuation of taxable real property in such municipality in accordance with the provisions of Article 8 of the Real Property Tax Law, and

WHEREAS, Chapter 828 of the Laws of 1985 requires that the municipalities levy the exact amount certified to be due and direct the extension of such amount against each parcel of taxable real property, now, therefore, be it

RESOLVED, that on or before December 31, 2002, the Chairman of the Broome County Legislature is hereby directed to issue a certificate to the chief fiscal officer of each municipality certifying the contribution of each municipality to the taxes of the County for the fiscal year commencing January 1, 2003, based upon a total tax levy of \$46,764,650, as follows:

Municipality	Tax Contribution	Rate per \$1,000
City of Binghamton	\$ 8,176,287	\$ 6.630216
Town of Barker	506,982	7.062238
Town of Binghamton	1,552,149	7.727243
Town of Chenango	3,136,162	7.061184
Town of Colesville	986,214	62.357919
Town of Conklin	1,314,621	7.710330
Town of Dickinson	1,040,590	7.062552
Town of Fenton	1,512,747	8.090293
Town of Kirkwood	1,740,406	7.061128
Town of Lisle	496,828	7.519257
Town of Maine	1,292,387	8.106851
Town of Nanticoke	314,537	7.517787
Town of Sanford	1,020,731	7.062601
Town of Triangle	544,286	7.467449
Town of Union	13,921,241	112.284233
Town of Vestal	7,882,489	121.662469
Town of Windsor	1,325,993	7.061635
Total	\$46,764,650	

and be it

FURTHER RESOLVED, that the certificate shall be delivered to the chief fiscal officer of each municipality in person, and be it

FURTHER RESOLVED, that the certificate shall contain the rate per \$1,000 of assessed value as determined from the latest final assessment roll, and be it

FURTHER RESOLVED, that in the event that a municipality shall fail to make the levy required by law and return same to the Clerk of the Broome County Legislature on or before December 31, 2002, the County Attorney is directed to institute an Article 78 proceeding against any such municipality to compel the levy and assessment of County taxes by such municipality.

Carried.

RESOLUTION NO. 677

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION LEVYING RETURNED SCHOOL AND VILLAGE TAXES FOR 2002

RESOLVED, that the Certificate of Returned School Taxes as reported by the Commissioner of Finance, as set forth in Exhibit "A" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected

by the same be returned to the Commissioner of Finance to reimburse unpaid school taxes to the respective school districts, together with the expense of collection, and be it

FURTHER RESOLVED, that the Certificate of returned Village Taxes, as reported by the Commissioner of Finance, as set forth in Exhibit "A" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected, the same be returned to the Commissioner of Finance to reimburse the County for the amount advanced to pay the amount of returned unpaid village taxes to the respective villages, together with the expense of collection.

Exhibit "A"

**2002 Returned School Taxes
By School District – Total Relevy**

School District	Total Unpaid Tax on Roll	7% County Penalty	Total Relevy Tax
Afton	\$ 66,438.50	\$ 4,650.65	\$ 71,089.15
Bainbridge-Guilford	2,954.41	206.81	3,161.22
Binghamton (Dickinson)	37,985.84	2,659.01	40,644.85
Chenango Forks	288,575.66	20,200.25	308,775.91
Chenango Valley	487,102.90	34,097.22	521,200.12
Cincinnatus	323.72	22.66	346.38
Deposit	165,700.00	11,599.06	177,299.06
Greene	6,545.94	458.21	7,004.15
Harpurville	202,244.11	14,157.03	216,401.14
Johnson City	789,878.24	55,291.55	845,169.79
Maine Endwell	605,762.44	42,403.36	648,165.80
Marathon	27,484.68	1,923.91	29,408.59
Newark Valley	2,960.91	207.26	3,168.17
Susquehanna Valley	552,842.44	38,698.86	591,541.30
Union Endicott	1,106,904.19	77,483.37	1,184,387.56
Vestal	730,893.86	51,162.51	782,056.37
Whitney Point	349,759.50	24,483.19	374,242.69
Windsor	585,427.47	40,979.99	626,407.46
Binghamton (Town)	6,896.57	482.77	7,379.34
Grand Totals	\$6,016,681.38	\$421,167.67	\$6,437,849.05

**2002 Returned Village Taxes
November 2002 Total Relevy**

Town	Village	Tax on Roll	7% Total Unpaid Penalty	County Relevy Tax
Dickinson	Port Dickinson	\$10,306.50	721.45	\$11,027.95
Lisle	Lisle	2,060.96	144.27	2,205.23
Sanford	Deposit	20,637.87	1,444.65	22,082.52
Triangle	Whitney Point	22,506.37	1,575.44	24,081.81

<u>Town</u>	<u>Village</u>	<u>Tax on Roll</u>	<u>7% Total Unpaid Penalty</u>	<u>County Relevy Tax</u>
Union	Endicott	311,723.45	21,820.94	333,544.39
	Johnson City	430,512.92	30,135.90	460,648.82
Total Union		742,236.37	51,956.84	794,193.21
Windsor	Windsor	15,342.96	1,074.02	16,416.98
Grand Total		\$813,091.02	\$56,916.67	\$870,007.69

Note: The 7% Penalty is not computed on the one dollar handling fee charged on each parcel by the village. The total unpaid tax on the roll times 7% will not equal the County Penalty due to the dollar handling fees.

Carried.

RESOLUTION NO. 678

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION OF THE COUNTY LEGISLATURE LEVYING TAXES AND ASSESSMENTS FOR THE PURPOSE OF ANNUAL BUDGET OF TOWNS OF BROOME COUNTY

WHEREAS, there has been presented to this County Legislature a duly certified copy of the annual budget of each of the several towns of the County of Broome for the fiscal year beginning January 1, 2003, now, therefore, be it

RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable real property situated in the following named towns, the amount indicated below for the general fund purposes and highway purposes, as specified in the respective annual budgets for the respective towns and amounts from the towns and cities account of the Commissioner of Finance, as follows:

<u>Town</u>	<u>General Townwide</u>	<u>General Inside Village</u>	<u>General Outside Village</u>	<u>Highway Townwide</u>	<u>Highway Outside Village</u>
Barker	-	-	-	187,923.59	-
Binghamton	\$ 129,230.46	-	-	461,792.30	-
Chenango	-	-	-	410,545.34	-
Colesville	-	--	-	346,698.85	-
Conklin	170,848.92	-	-	161,229.79	-
Dickinson	198,492.69	-	-	-	-
Fenton	-	-	-	-	-
Kirkwood	39,683.88	-	-	312,260.17	-
Lisle	64,950.04	-	-	180,000.11	-
Maine	72,814.80	-	-	278,830.22	-
Nanticoke	-	-	-	30,000.08	-
Sanford	367,000.64	-	27,755.25	297,909.15	7,593.37
Triangle	198,675.94	-	-	41,067.76	-
Union	2,754,099.75	-	1,884,641.42	-	380,800.68
Vestal	3,472,570.25	-	-	981,880.57	-
Windsor	339,817.73	-	-	-	195,550.84

and be it

FURTHER RESOLVED, that there shall be and hereby is assessed and levied upon and collected from real property liable therefore with the respective districts in the following towns, as indicated below, the following amounts for the purposes of such districts, as specified in the respective annual budgets:

TOWN OF BARKER

FP 201 Fire PR 1	\$20,547.30
FP 202 Fire PR 2	21,163.34
FP 203 Fire PR 3	27,200.60
FP 204 Fire PR 4	24,268.41

TOWN OF BINGHAMTON

DR 221 Drain 1	\$346.01
FP221 Fire Prot 1	141,149.69
LT221 Light 1	400.00
LT222 Light 2	1,999.99
LT223 Light 3	2,999.98
LT224 Light 4	450.00
LT225 Light 5	300.00
LT226 Light 6	500.01
PT506 Park Terrace Water	41,200.05
SB221 Sewer Con Bond	21,332.02
SM228 Consolidated Sewer	36,145.95
ST801 Sewer 8 Ext. Bond 1	4,514.91
US221 Return Sewer	12,328.25
WB501 Water 5 Bond 1	1,958.05
WB221 Cons. Water Bond	79,906.09
WD225 Consolidated Water	152,720.80
UW221 Returned Water	9,557.57

TOWN OF CHENANGO

CM241 Chenango Compost	60,871.17
CM242 Chenango Compost Bd	7,060.61
FP241 Fire No. 1	231,462.52
FP242 Fire No. 2	153,680.12
FP243 Fire No. 3	6,938.05
FP244 Fire No. 4	101,138.02
LM280 Lawn Mowing	97.20
LT241 Light 1	85,000.15
SD240 Sewer 10	20,178.97
SD241 Sewer 1	3,141.02
SD242 Sewer 2	130,836.74
SD244 Sewer 4	70,118.94
SD245 Sewer 11	2,893.04
SD247 Sewer 7	400,016.55
SD248 Sewer 8	331,309.70
SD249 Sewer 9	40,064.00
SD271 Chenango Sewer	36,658.78
SD250 Sewer 5	2,446.06
US241 Return Sewer	28,604.15
UW257 Return Water	19,833.32
WD241 Water 1	29,316.03
WD243 Water 3	8,903.96

TOWN OF CHENANGO - continued

WD244 Water 4	6,868.98
WD247 Water 7	7,090.98
WD249 Water 9	5,206.98
WD250 Water 8	7,271.00
WD410 Water 10	449.00
WD415 Water 15	3,319.01
WD416 Water 16	724.84
WD417 Water 12	17,975.98
WD418 Water 14	12,270.00
WD419 Water 18	3,323.01
WD420 Water 19	1,803.13
WD421 Water 20	10,749.00
WD422 Water 21	2,145.01
WD423 Water 22	26,741.95
WD424 Water 24	3,327.03
WD425 Water 23	12,376.98
WD426 Water 26	3,170.98
WD427 Water 27	4,762.00
WD428 Water 28	6,586.02
WD430 Water 25	17,268.96
WD429 Water 29	1,720.02
WD431 Water 30	2,570.98
WR241 Water 11 Frt Ft	1,441.07

TOWN OF COLESVILLE

FD261 Fire No. 1	40,949.82
FD262 Fire No. 2	14,544.03
FD263 Fire No. 3	149,156.58
LT261 Light 1	8,291.99
LT262 Light 2	3,934.55
LT263 Light 3	3,007.99

TOWN OF CONKLIN

FP281 Fire Prot. 1	169,784.91
LT281 Light 1	1,978.00
LT282 Light 2	769.00
LT283 Light 3	2,234.98
LT284 Light 4	10,293.00
LT285 Light 5	1,242.98
LT286 Light 6	1,372.97
LT287 Light 7	259.00
LT288 Light 8	4,092.04
LT289 Light 9	1,070.01
LT210 Light 10	689.00
LT211 Light 11	745.96
SB282 Sewer 1 Ext. 2	5,418.04
SD283 Sewer 1 Ext. 3	21,963.10
SD284 Sewer 1 Ext. 4	10,530.97

TOWN OF CONKLIN - continued

SD285 Sewer 1 Ext. 5	17,173.96
SD287 Sewer 1 Ext 7	3,497.01
US280 Return Sewer	11,962.13
WB282 Water 6	20,611.96
UW280 Return Water	17,228.35

TOWN OF DICKINSON

CG301 Curb & Gutter	4,464.05
FP301 Fire No. 1	64,999.90
FP302 Fire No. 2	39,999.94
FP303 Fire No. 3	21,000.10
GB301 Garbage 1	75,154.66
LT301 Light 1	17,353.22
LT305 Light 5	5,740.18
LT306 Light 6	4,362.96
LT307 Light 7	20,068.55
LT308 Light 8	16,975.77
LT309 Light 9	499.68
PS301 Pump Station	3,518.17
ST304 Pleasant Court Sewer	4,966.95
SD306 Sewer 6 Bond	14,002.07
ST504 Sewer 2, Ext	7,034.94
ST506 Sewer 5, Ext. 2	6,772.05
ST507 Sewer 2, Ext. 4	22,119.03
ST508 Sewer 2, Ext. 5	2,631.98
US301 Return Sewer	26,539.34
UW301 Return Water	26,807.54
WD307 Water 7	12,399.81

TOWN OF FENTON

FD321 Fire No. 1	\$180,357.52
FD322 Fire No. 2	103,662.15
LT321 Light 1	17,498.98
LT322 Light 2	32,000.04
SE323 Porter Hollow Sewer	4,125.00
SE 324 Sewer 1	17,145.30
US 321 Return Sewer	2,145.72
UW321 Return Water	9,249.30
LM321 Lawnmowing	288.89

TOWN OF KIRKWOOD

FP341 Fire No. 1	283,911.01
LT341 Light 1	4,999.91
LT342 Light 2	7,770.00
LT343 Light 3	1,600.00
SE341 Sewer 1	162,702.37
SE342 Sewer 2	4,280.00
SE345 Sewer 5	11,607.01
ST341 Sewer 1, Ext 1	4,320.00
ST342 Sewer 1, Ext. 2	1,445.00
ST343 Sewer 1, Ext. 3	891.95
ST344 Sewer 1, Ext. 4	911.05

TOWN OF KIRKWOOD - continued

US343 Return Sewer	11,034.22
UW343Return Water	10,444.27
WD341 Water 1 (Prim)	44,216.29
WD341 Water 1 Ext 3	2,522.01

TOWN OF LISLE

FP361 Fire No. 1	18,269.99
FP362 Fire No. 2	81,200.12
SF3 Killawog Ambulance	4,719.04
LT361 Light 1	800.00
LT362 Light 2	1,999.96
W361 Return Water	7,277.83

TOWN OF MAINE

FP381 Fire No. 1	112,524.90
FP382 Fire No. 2	16,789.01
FP383 Fire No. 3	15,111.11
FP384 Fire No. 4	5,578.02
FP385 Fire No. 5	7,221.04
FP386 Fire No. 6	17,798.19
FP387 Fire No. 7	106,233.44
LT381 Light 1	8,800.05
LT382 Light 2	5,800.04
LT383 Light 3	1,599.98

TOWN OF NANTICOKE

FP401 Fire No. 1	\$40,000.02
FP402 Fire No. 2	40,001.02

TOWN OF SANFORD

FP421 Fire No. 1	75,479.97
FP422 Fire No. 2	6,613.99
SD423 Oquaga Lake Sewer	48,250.00
RS422 Return Sewer	2,079.00

TOWN OF TRIANGLE

Fire No. 1	66,860.21
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TOWN OF UNION

FP461 Fire No. 1	624,275.53
FP463 Fire No. 4	187,169.27
FP464 Fire No. 5	113,977.90
FP465 Fire No. 6	240,000.42
FP467 Fire No. 8	268,001.01
FP468 Fire No. 10	54,499.99
FP469 Fire No. 12	25,817.06
CG462 Curbs and Gutter	2,239.83
LM460 Union Lawn Mowing	1,390.34
PK461 Parks	903,223.30
RS462 Return Sewer	21,549.53
RW462 Return Water	12,778.90

TOWN OF VESTAL

DR482 Drain 1 Maint.	2,520.95
DR484 Drain 2 Maint.	1,035.00
DR486 Drain 3 Maint.	5,097.20
DR487 Drain 4 Maint.	190.00
DR488 Drain 5 Maint.	485.00
DR510 Drain 6 Maint.	213.15
DR511 Drain 7 Maint.	80.00
DR512 Drain 8 Maint.	175.00
DR513 Drain 9 Maint.	405.00
DR514 Drain 10 Maint.	60.00
DR515 Drain 11 Maint.	220.00
DR516 Drain 13 Maint.	55.00
DR517 Drain 14 Maint.	5.00
DR518 Drain 15 Maint.	180.00
DR519 Drain 16 Maint.	45.00
DR520 Drain 17 Maint.	3,215.00
DR522 Drain 18 Maint.	37,599.65
FP481 Fire Protection	769,932.71
LT481 Light District	255,780.81
RS481 Return Sewer	86,646.32
RS490 Spec Sewer	2.00
RW481 Return Water	42,508.61
SB487 Cons. Sewer Bond	19,094.34
SB488 Sewer Ext. 47	917.29
SW489 Sewer Ext. 68	2,481.02
SP551 Sewer 1, Exp. 1	4,025.96
ST490 Sewer 1, Ext.35 Bond	3,224.07
ST509 Sewer 1, Ext. 2	6,478.00
ST526 Sewer 1, Ext. 26 Bond	1,556.49
ST540 Sewer 1, Ext. 40 Bond	17,806.93
SW481 Sewer 1, Maint.	302,873.75
WB101 Water 1, Bond 1	18,578.46
WB481 Cons. Water Bond	228,580.61
WB701 Water 7, Bond 1	3,238.01
WD481 Water Dist. Maint.	503,677.30
WT111 Water 1, Ext. Bond 11	1,523.55
WT605 Water 7, Ext. 3 Bond	1,525.00

TOWN OF WINDSOR

FP501 Fire 1	14,507.11
FP502 Fire 2	82,795.88
FP503 Fire 3	113,090.17
FP504 Fire 4	4,013.84
SD507 Sewer 1	8,700.00
SD508 Sewer 2	4,820.06

and be it

FURTHER RESOLVED, that the amounts to be raised by taxes and assessments when collected shall be paid to the Supervisors of the several Towns in the amounts as shown by this resolution for distribution in the manner provided by law and that the Clerk of the County Legislature is hereby authorized to make changes in the above resolution if requested by the Town Supervisor, and be it

FURTHER RESOLVED, that this Resolution shall become effective immediately.

Carried.

RESOLUTION NO. 679

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION APPROVING THE COMPLETED TAX ROLLS OF THE SEVERAL TOWNS AND CITY AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS FOR THE COLLECTION OF TAXES EXTENDED THEREON PURSUANT TO SECTION 904 OF THE REAL PROPERTY TAX LAW

WHEREAS, upon the Tax Rolls of the several Towns and City, the several taxes have been, by the Supervisors and appropriate officials thereof, duly extended as provided by law and by the several resolutions of the County Legislature, and the same completed Tax Rolls have been laid down before this County Legislature for its approval, now, therefore, be it

RESOLVED, that the said Tax Rolls be approved as so completed and the tax is so extended upon the Tax Rolls and the several amounts extended against each parcel of property upon the said Rolls and hereby determined to be the taxes due thereon, as set forth herein, and be it

FURTHER RESOLVED, that there be annexed to each of said Rolls a Tax Warrant in the form prepared by the Clerk and heretofore laid before this County Legislature for its approval, as provided by Section 904 of the Real Property Tax Law; that such warrants be signed by the County Executive and the Clerk of the Legislature; and that said Rolls with said Warrants annexed therefore be forthwith delivered to the respective Collectors of the several tax districts in the County, and be it

FURTHER RESOLVED, that upon the effective date of this Resolution or any thereafter, on or before January 1, 2003, be and hereby is designated as the date upon which the County Executive and the Clerk of this County Legislature are authorized to sign the Warrants and attach the seal of this County Legislature to the Tax Rolls of the several towns.

Carried.

RESOLUTION NO. 680

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION ESTABLISHING EQUALIZATION RATE FOR THE 2003 COUNTY TAX LEVY

RESOLVED, that pursuant to Article III, Section 302 D of the Broome County Charter, the percentages hereinafter indicated after the names of the Towns and the City of Binghamton be and the same hereby are adopted as the ratio percentages which the assessed value of real property of each municipality bears to its full value:

<u>Municipality</u>	<u>Equalization Rate</u>
City of Binghamton	109.13
Town of Barker	100.00
Town of Binghamton	91.39
Town of Chenango	100.00
Town of Colesville	11.37
Town of Conklin	91.58
Town of Dickinson	100.00
Town of Fenton	87.28
Town of Kirkwood	100.00
Town of Lisle	93.92
Town of Maine	87.12
Town of Nanticoke	93.92
Town of Sanford	100.00
Town of Triangle	94.56
Town of Union	6.40
Town of Vestal	5.91
Town of Windsor	100.00

Carried.

RESOLUTION NO. 681

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO BALANCE 2002 ACCOUNTS

WHEREAS, the Commissioner of Finance, the Director of Budget and Research and the Comptroller request authorization to transfer funds to balance 2002 accounts, and

WHEREAS, said transfers would fund salary accounts or other necessary accounts with monies available as of December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Finance to transfer funds to balance the 2002 accounts, and be it

FURTHER RESOLVED, that the Commissioner is directed to report any transfers made on or before March 31, 2003 to the Finance Committee of the County Legislature, the Budget Officer and the County Comptroller.

Carried.

RESOLUTION NO. 682

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING THE REINSTATEMENT OF SCHOOL TAXES AND ALL ACCRUED INTEREST AND PENALTIES ON CERTAIN PARCELS IN THE TOWNS OF UNION AND VESTAL

WHEREAS, the school taxes were accidentally cancelled on certain properties in the Towns of Union and Vestal, and

WHEREAS, the Director of Real Property Tax Service has requested that said school taxes and all accrued interest and penalties be reinstated, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the reinstatement of the school taxes and all accrued interest and penalties on the following parcels in the Towns of Union and Vestal:

Town:	Union
Tax Map Number:	125.11-1-11
Parcel Location:	15 Oday Drive
Owner:	James Hess
Original School Tax Amount:	\$3,747.39
Reason:	School taxes were accidentally cancelled and need to be reinstated

Town:	Vestal
Tax Map Number:	204.02-1-1
Parcel Location:	934 Tracey Creek
Owner:	Alan Spence and Kathy Rowe
Original School Tax Amount:	\$2,002.34
Reason:	School taxes were accidentally cancelled and need to be reinstated

Town:	Vestal
Tax Map Number:	205.02-1-11
Parcel Location:	2132 Glenwood Road
Owner:	Barbara Harris and Irene Harris
Original School Tax Amount:	\$2,010.38
Reason:	School taxes were accidentally cancelled and need to be reinstated

Carried.

RESOLUTION NO. 683

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING HOME RULE REQUEST TO EMPOWER THE COUNTY OF BROOME TO INCREASE THE HOTEL/MOTEL OCCUPANCY TAX BY ONE-HALF PERCENT

WHEREAS, this County Legislature, by Local Law No. 10 of 2001 authorized the tax on the occupancy of hotel or motel rooms in Broome County for a three-year period, expiring December 31, 2004, and

WHEREAS, it is desirous at this time to request the New York State Legislature to adopt an amendment to the Tax Law authorizing and empowering the County of Broome to impose an additional one-half percent hotel or motel occupancy tax for a new total tax of three and one-half percent, and

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

RESOLVED, that this County Legislature hereby requests that the New York State Legislature adopt an amendment to the Tax Law authorizing and empowering the County of Broome to impose an additional one-half percent hotel or motel occupancy tax, for a new total tax of three and one-half percent, through December 31, 2004, and be it

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

Carried.

RESOLUTION NO. 684

By Finance Committee

Seconded by Mr. Miller

RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR 2003

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 2003 has been prepared, now, therefore, be it

RESOLVED, that the estimated costs of the Broome County Self Insurance Plan for Workers' Compensation for the year 2003, as apportioned to the county and the towns and villages participating in the fund be approved, and the apportioned amounts as to the towns and county shall be included in the respective next succeeding tax levies by the County Legislature unless otherwise provided for and paid to the Commissioner of Finance, and the Commissioner of Finance is hereby authorized to bill the Villages of Endicott, Lisle, Port Dickinson and Whitney Point for the amounts apportioned to them, and when the same is collected, deposit said amounts to the Workers' Compensation account as follows:

Towns/Villages	Amount
Broome County	\$2,020,048
Barker	17,191
Binghamton (T)	85,288
Chenango	110,529
Colesville	48,814
Conklin	47,953
Endicott (V)	413,325
Lisle (T)	33,195
Lisle (V)	11,911
Maine	81,183
Nanticoke	6,394
Port Dickinson (V)	8,785
Sanford	44,575
Triangle	14,552

Towns/Villages	Amount
Whitney Point (V)	20,054
Windsor (T)	48,112
Total	\$3,011,909

Mr. Shafer requested that he be allowed to abstain from voting on this resolution as he has interaction with municipalities regarding workers compensation issues. **Request to abstain carried.**

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

RESOLUTION NO. 685

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH TIME WARNER CABLE FOR CABLE TV FOR RESIDENTS AT WILLOW POINT NURSING HOME FOR 2003-2007

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Time Warner Cable for cable television service at a rate of \$950 per month for the first year, with future increases capped at 5 percent per year, total cost not to exceed \$63,024 for the period January 1, 2003 through December 31, 2007, and

WHEREAS, said services are necessary to provide cable television service for nursing home residents, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Time Warner Cable, 483 Plaza Drive, Vestal, New York 13850, for cable television service for Willow Point Nursing Home residents, for the period January 1, 2003 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$950 per month for the first year, with future increases capped at five percent (5%) per year, total amount not to exceed \$63,024 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160176.4438.204000 (Recreational and Activity Expense), and be it

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

Carried.

RESOLUTION NO. 686

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2003

WHEREAS, the County has contributed financial support to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2003 Broome County Budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract agencies for which financial provisions and contributions have been authorized by this County Legislature in the 2003 Broome County Budget as follows:

<u>AGENCY</u>	<u>AMOUNT</u>
ACCORD (A Center for Dispute Resolution)	\$ 11,296
Broome County Convention Bureau	\$815,000
Broome County Soil & Water Conservation District	\$ 61,750
Cornell Cooperative Extension Association	\$413,250
County Library AID (amount as listed on Exhibit A)	
Four County Library System	\$ 38,000
PROBE Diversion	\$ 18,492
PROBE Alternate Sentencing	\$ 20,100
Southern Tier East Regional Planning Development (paid from Planning Department) 440016.5056	\$ 31,055
Veterans Support Council (paid from Veterans Services) 420000.5010	\$ 19,000

and in Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that said contracts shall be in form substantially similar to those used in prior years for each specific agency with the exception of the Convention Bureau and subject to, conditioned upon and limited to the monetary amount and financial formula and funding distribution criteria as set forth herewith and/or as approved in the 2003 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of said State or Federal Government, and to be conditioned upon the submission and filing with the Clerk of this Legislature and County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that any contract which provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979, and be it

FURTHER RESOLVED, that the agreement with the Convention Bureau shall be modified to provide that a portion of the amount allocated to the Convention Bureau shall be distributed by the Convention Bureau to the Broome County Arts Council, the Discovery Center, the Broome County Historical Society and the Southern Tier Zoological Society so that these four former contract agencies shall receive for 2003 at least ninety-five per cent of the amount appropriated in the 2002 budget pursuant to Resolution Number 676 of 2001 and that no more than \$17,500.00 of the amount herein authorized for the Convention Bureau may be used by the Bureau for administrative expenses with the balance to be used directly in the promotion of conventions and tourism in Broome County.

**EXHIBIT A
COUNTY LIBRARY AID 2003 DISTRIBUTION**

LIBRARY	AMOUNT
Deposit Free Library	\$ 5,254
G. F. Johnson Memorial Library (Endicott)	\$ 372,878
Moody Memorial Library (Fenton)	\$ 25,936
Lisle Free Library	\$ 4,548
Nineveh Public Library (Colesville)	\$ 3,106

LIBRARY	AMOUNT
Your Home Public Library (Johnson City)	\$ 131,135
Mary Wilcox Memorial Library (Whitney Point)	\$ 27,940
Vestal Public Library	\$ 118,781
Broome County Public Library (City Branches)	\$ 35,570
 TOTAL	 \$ 725,148

Carried.

RESOLUTION NO. 687

By Personnel and Finance Committees Seconded by Mr. Shafer
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENTS OF PUBLIC HEALTH, MENTAL HEALTH AND SOCIAL SERVICES

WHEREAS, employees affected by this resolution are members of either CSEA and BAPA, and

WHEREAS, these unions have indicated that they are not interested in changing their work schedule to go to a 40 hour week, and

WHEREAS, since the salary appropriation was based on a 40 hour week, now, therefore be it

RESOLVED, that in accordance with a request from the Director of Public Health as contained in PCR#03-82, this County Legislature hereby authorizes the creation of (1) Supervising Public Health Nurse position, Full Time, at budget line 480293.1000.101000, minimum salary of \$37,576, Grade 20, BAPA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health as contained in PCR#03-83, this County Legislature hereby authorizes the creation of (1) Health Program Specialist position, Part Time (with Benefits), at budget line 480293.1500.101000, minimum salary of \$20,607 FTE, Grade 08, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health as contained in PCR#03-84, this County Legislature hereby authorizes the creation of (1) Deputy Director of Public Health position, Full Time, at budget line 480012.1000.101000, minimum salary of \$57,300, Grade E, Admin II, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health as contained in PCR#03-85, this County Legislature hereby authorizes the creation of (1) Senior Account Clerk Typist position, Full Time, at budget line 480020.1000.101000, minimum salary of \$21,643, Grade 9, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#03-86, this County Legislature hereby authorizes the creation of (1) Clinical Social Worker position, Full Time, at budget line 470013.1000.101000, minimum salary of \$39,538, Grade 21, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#03-87 this County Legislature hereby authorizes the creation of (1) Fiscal Manager position, Full Time, at budget line 470013.1000.101000, minimum salary of \$32,243, Grade 17, BAPA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#03-88 this County Legislature hereby authorizes the creation of (1) Office Manager position, Full Time, at budget line 470013.1000.101000, minimum salary of \$30,644, Grade 16, BAPA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#03-89 this County Legislature hereby authorizes the creation of (1) Receptionist Typist position, Full Time, at budget line 470013.1000.101000, minimum salary of \$18,693, Grade 6, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-90 this County Legislature hereby authorizes the creation of (1) Assistant Support Collection Supervisor position, Full Time, at budget line 670034.1000.103000, minimum salary of \$26,388, Grade 13, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-91 this County Legislature hereby authorizes the creation of (1) Case Supervisor Grade A position, Full Time, at budget line 670059.1000.103000, minimum salary of \$43,838, Grade 23, BAPA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-92 this County Legislature hereby authorizes the creation of (1) Case Supervisor Grade B position, Full Time, at budget line 670059.1000.103000, minimum salary of \$37,570, Grade 20, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-93 this County Legislature hereby authorizes the creation of (2) Caseworker position, Full Time, at budget line 670059.1000.103000, minimum salary of \$30,670, Grade 16, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-94 this County Legislature hereby authorizes the creation of (1) Community Services Worker position, Full Time, at budget line 670059.1000.103000, minimum salary of \$20,607, Grade 8, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-96 this County Legislature hereby authorizes the creation of (1) Office Manager position, Full Time, at budget line 670059.1000.103000, minimum salary of \$30,644, Grade 16, BAPA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-97 this County Legislature hereby authorizes the creation of (1) Office Manager position, Full Time, at budget line 670042.1000.103000, minimum salary of \$30,644, Grade 16, BAPA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-98 this County Legislature hereby authorizes the creation of (1) Principal Account Clerk position, Full Time, at budget line 670026.1000.103000, minimum salary of \$26,388, Grade 13, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-99 this County Legislature hereby authorizes the creation of (5) Principal Social Services Examiner position, Full Time, at budget line 670042.1000.103000, minimum salary of \$32,262, Grade 17, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-100 this County Legislature hereby authorizes the creation of (1) Secretary position, Full Time, at budget line 670059.1000.103000, minimum salary of \$26,388, Grade 13, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-101 this County Legislature hereby authorizes the creation of (1) Senior Support Investigator position, Full Time, at budget line 670034.1000.103000, minimum salary of \$30,670, Grade 16, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-102 this County Legislature hereby authorizes the creation of (1) Support Collection Supervisor position, Full Time, at budget line 670034.1000.103000, minimum salary of \$32,243, Grade 17, BAPA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-103 this County Legislature hereby authorizes the creation of (1) Support Investigator position, Full Time, at budget line 670034.1000.103000, minimum salary of \$23,886, Grade 11, CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#03-104 this County Legislature hereby authorizes the creation of (1) Telephone Operator position, Full Time, at budget line 670034.1000.103000, minimum salary of \$19,625, Grade 7, CSEA, effective date 1/1/03, and be it

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

Carried, Ayes-18, Nays-1 (O'Day).

Chairman Schofield presented plaques to James L. Holley, Legislator for District 19; Patrick F. O'Day, Legislator for District 5; Jane Sweet, Legislator for District 10 and Charlene Harvilla, Legislator for District 12 and thanked them for their service to Broome County.

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** The meeting was adjourned at 5:28 p.m.

