
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, JANUARY 23, 2003**

The Legislature convened at 5:05 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. Kuzel made a motion, seconded by Mr. Burger, that the minutes of the January 2, 2003 Organizational Legislative Session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period January 2, 2003 through January 22, 2003 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. Mather, seconded by Mr. Marinich. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

- A. County Executive Succession Designation
- B. Appointments
 - 1. Broome County Arena Board of Directors
 - 2. Broome County Central Library Board
 - 3. Broome County Community Alternatives Systems Agency (CASA) Board
 - 4. Broome County Community Alternatives Systems Agency (CASA) Board
 - 5. Broome County Health Advisory Board

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
 - 1. Minutes
 - a. Broome County Soil & Water Conservation District 12/3/02
 - b. Broome County Environmental Management Council 12/10/02
 - c. Broome County Fire Advisory Board 12/12/02
 - d. Broome County Association of Municipal Clerks 12/19/02
 - e. Broome County Association of Towns & Villages 12/19/02
 - 2. Town of Kirkwood-Resolution Opposing Legislature to Alter the Sales Tax Distribution Formula
 - 3. Chautauqua County Legislature-Motion 01-03-Request New York State Assistance Regarding Snowmobile Club Trail Insurance
 - 4. Legislature-Staff Appointments
 - 5. Republican Caucus 2003-2004-Majority Leader
 - 6. Democratic Caucus 2003-2004-Minority Leader
- C. Notices:
 - 1. Village of Port Dickinson-Public Hearing-Zoning-Penalties for Offenses
 - 2. Legislature-Special Personnel Committee Meeting 12/27/02
 - 3. Legislature-Special Finance Committee Meeting 12/27/02
 - 4. Legislature-Re-Organizational Meeting 1/2/03
 - 5. Legislature-Special Education, Culture & Recreation Committee Meeting 1/23/03
 - 6. Legislature-Reschedule Public Works Committee Meeting to 1/13/03 at 5:00 p.m.

D. Reports

1. Department of Finance-Quarterly Report-Short term Aviation Operating Loan
2. Department of Audit & Control-Petty Cash Audits
3. Broome County Board of Elections-2002 Annual Report
4. Department of Finance-Dog License Report

Mr. Kuzel made a motion, seconded by Mr. Howard, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2003 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.
Carried.

Mr. Kolba and Mr. Pasquale were designated as participants with Chair 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 INTRODUCED AT THIS SESSION

RESOLUTION NO. 11

By Public Works and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS CORPORATION (NYSEG) FOR AN EASEMENT AT THE COLESVILLE LANDFILL

WHEREAS, the New York State Electric and Gas Corporation (NYSEG) has requested an easement through the Colesville Landfill to install a pole line for electric service to the pump house at the landfill, and

WHEREAS, the Department of Public Works has determined that granting this easement would not interfere with the existing land use, now, therefore, be it

RESOLVED, that this County Legislature hereby grants NYSEG an easement running through the Colesville Landfill for the installation of a pole line to provide electric service to the pump house at the landfill, as more fully shown on a map annexed hereto as Exhibit "A," 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. 12

By Transportation and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AN AGREEMENT WITH COMAIR, INC. (D/B/A DELTA CONNECTION) FOR OPERATING RIGHTS AND LEASEHOLD SPACE AT THE GREATER BINGHAMTON AIRPORT

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with Comair, Inc. (d/b/a Delta Connection) for operating rights and leasehold space at the Greater Binghamton Airport, with revenue to the County for the period January 1, 2003, through December 31, 2005, and

WHEREAS, Broome County has the space and capacity to lease space to Comair, Inc. at the Greater Binghamton Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Comair, Inc. (d/b/a Delta Connection), Cincinnati/Northern Kentucky International Airport, P.O. Box 75318, Cincinnati, Ohio 45275 for operating rights and leasehold space pursuant to the current Airline Use/Lease Agreement as referred to in Resolution 152 of 2001, and be it

FURTHER RESOLVED, that in order to assist Comair, Inc. with entry into the Broome County market, the Commissioner of Aviation may, upon execution of said three-year agreement

with Comair, Inc., waive airport fees for the period January 1, 2003 through December 31, 2003, and be it

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

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

Carried.

RESOLUTION NO. 13

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Shafer
RESOLUTION AUTHORIZING RENEWAL OF THE TUBERCULOSIS ELIMINATION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 80 of 2002, authorized the continued participation in the Tuberculosis Elimination Grant for the Department of Health and adopted a program budget in the amount of \$55,880 for the period February 1, 2002 through January 31, 2003, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$55,880 for the period February 1, 2003 through January 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,880 from New York State Department of Health, Bureau of Tuberculosis Control, GNARESP-Corning Tower, Room. 840, Albany, New York 12237-0669 for the Department of Health's Tuberculosis Elimination Grant for the period February 1, 2003 through January 31, 2004, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$ 55,880, and be it

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

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

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

Carried.

RESOLUTION NO. 14

By Finance Committee Seconded by Mr. Kolba
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGAL AID FOR BROOME AND CHENANGO, INC. FOR LEGAL SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 41 of 2002, authorized renewal of an agreement with Legal Aid for Broome and Chenango, Inc. for Legal Services for the Department

of Audit and Control at an amount not to exceed \$75,000 for the period March 1, 2002 through February 28, 2003, and

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

WHEREAS, said agreement expires by its terms on February 28, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate not to exceed \$33 per hour, total amount not to exceed \$75,000, for the period March 1, 2003 through February 29, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Legal Aid for Broome and Chenango, Inc., P.O. Box 2011, Binghamton, New York 13902 for legal services for Department of Audit and Control for the period March 1, 2003 through February 29, 2004, and be it

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

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

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

Carried.

RESOLUTION NO. 15

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MARK J. SILVERIO, DVM FOR VETERINARY SERVICES FOR THE BROOME COUNTY HEALTH DEPARTMENT'S RABIES PROGRAM FOR 2002

WHEREAS, the Board of Acquisition and Contract, on December 19, 2001, authorized an agreement with Mark J. Silverio, DVM for Veterinary Services for the Broome County Health Department's Rabies Program at a cost not to exceed \$2,500, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement provides animal specimen preparation, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reflect an increase in the cost in the amount of \$1,500, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Mark J. Silverio, DVM, Chenango Animal Hospital, 1445 Front Street, Binghamton, New York 13901 to reflect an increase in the cost in the amount of \$1,500, total amount not to exceed \$4,000, for veterinary services for the Broome County Department of Health's Rabies Program for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480137.4703.101275 (Laboratory 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-1 (Kuzel).

RESOLUTION NO. 16

By Economic Development & Planning Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY PLANNING ADVISORY BOARD

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Richard D'Attilio 1648 Carnegie Drive Vestal, New York 13850	Reappointment Term Expires 12/31/06
Franklin Cism 1 Cism's Corner Harpursville, New York 13787	Reappointment Term Expires 12/31/06 (Ex-Officio)
Jerome Knebel Commissioner of Finance P.O. Box 1766 Binghamton, New York 13902	Reappointment Term Expires 12/31/06 (Ex-Officio)
Kevin Roche Director of Solid Waste Management P.O. Box 1766 Binghamton, New York 13902	New Appointment Term Expires 12/31/06 (Ex-Officio)

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Article XV of the Broome County Charter and Code confirms the appointments of the above-named individuals to membership on the Broome County Planning Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 17

By Health & Human Services Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE WILLOW POINT NURSING HOME BOARD OF DIRECTORS

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Article XIV of the Broome county Charter and Code, has duly designated and appointed the following named individuals to membership on Willow Point Nursing Home Board of Directors, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Catherine Allio 503 Swartwood Avenue Endicott, New York 13760	Reappointment Term Expires 12/31/05
Dr. F. Keith Kennedy 3700 Old Vestal Road Vestal, New York 13850	Reappointment Term Expires 12/31/05

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Article XIV of the
Broome County Charter and Code confirms the appointments of the above-named individuals to
membership on the Willow Point Nursing Home Board of Directors for the terms indicated, in
accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 18

By Health & Human Services Committee

Seconded by Mr. Kolba

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

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Richard Annunziata 4512 Madison Drive Vestal, New York 13850	Reappointment Term Expires 12/31/04
John Miles 5 Pennsylvania Avenue Binghamton, New York 13905	Reappointment Term Expires 12/31/04
Nancy Kumrow 19 New Street Binghamton, New York 13905	Reappointment Term Expires 12/31/04
Marcia Ward 406 Main Street Johnson City, New York 13790	Reappointment Term Expires 12/31/04
Suzanne Sullivan 47 Vine Street Binghamton, New York 13903	Reappointment Term Expires 12/31/05
Janet Vanek 1025 Oak Hill Avenue Endicott, New York 13760	Reappointment Term Expires 12/31/05
Bernice Kneller Box 92 Lisle, New York 13797	Reappointment Term Expires 12/31/05
Francis Battisti 289 Knight Road Vestal, New York 13850	Reappointment Term Expires 12/31/05
Keith Heron 2 Brookfield Road Binghamton, New York 13903	New Appointment Term Expires 12/31/05

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 165 of
1973 confirms the appointments of the above-named individuals to membership on the Broome
County Office for Aging Advisory Council for the terms indicated, in accordance with their
appointment by the County Executive.

Carried.

RESOLUTION NO. 19

By Economic Development & Planning Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

WHEREAS, Daniel A. Schofield, Chair of the Broome County Legislature, pursuant to the
authority vested in him by Resolution 272 of 1991, approving the revised by-laws of the Broome
County Environmental Management Council, hereby appoints, pending confirmation by this
Legislature, the following named individuals to membership on the Broome County
Environmental Management Council for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Chris Burger 110 Walters Road Whitney Point, New York 13862	Reappointment Term Expires 12/31/04
Brian Brunza 349 Wyok Road Johnson City, New York 13790	Reappointment Term Expires 12/31/04

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 272 of
1991, approving the revised by-laws of the Broome County Environmental Management Council,
confirms the appointments of the above-named individuals to membership on the Broome
County Environmental Management Council for the terms indicated, in accordance with their
appointment by the Legislative Chair.

Carried.

RESOLUTION NO. 20

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ROSEANNE SALL ADVERTISING AGENCY INC. FOR THE EXCLUSIVE MARKETING RIGHTS FOR THE BROOME COUNTY VETERANS MEMORIAL ARENA MARQUEE FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 473 OF 2001, authorized an agreement
with Roseanne Sall Advertising Agency, Inc. for the exclusive marketing rights for the Broome
County Veterans Memorial arena marquee for the Department of Parks and Recreation with revenue
to the County based on a share of 70% County and 30% Contractor from the net marquee
advertising revenue, for the period October 1, 2001 through September 30, 2002, and

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

WHEREAS, said agreement expired by its terms on September 30, 2002, and it is desired at
this time to renew said agreement on substantially similar terms and conditions, with revenue to the
County based on a share of 70% County and 30% Contractor from the net marquee advertising
revenue, for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with
Roseanne Sall Advertising Agency Inc., 88 Main Street, Binghamton, New York 13905 for exclusive

marketing rights for the Broome County Veterans Memorial Arena marquee, for the Department of Parks and Recreation, for the period October 1, 2002 through September 30, 2003, and be it

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

FURTHER RESOLVED, that the County retains the right, under the same terms and conditions with the same revenue share to the County, upon mutual agreement with the Contractor, to extend the agreement for up to three additional periods of one year each, and be it

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

RESOLUTION NO. 21

By Finance and Public Works Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING SHORT TERM INTERFUND BORROWING FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR LANDFILL PUBLIC WATER SUPPLY PROJECT

WHEREAS, this County Legislature adopted the 1999 Capital Improvement Program, which included Project 501345 to provide for the Landfill Public Water Supply Project, and

WHEREAS, said project is to be paid for through the sale of Serial Bonds, and

WHEREAS, in order for said project 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 \$2,700,039 from other operating funds to Capital Project 501345 (Landfill Public Water Supply) to provide cash sufficient to proceed with the project until the Serial Bonds are sold in April of 2003.

Carried.

RESOLUTION NO. 22

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU SPECIAL DELINQUENCY PREVENTION PROGRAMS (SDPP) FOR 2003

WHEREAS, this County Legislature, by Resolution 64 of 2002, authorized the Youth Bureau State Aid Applications and established appropriations for the 2002 Youth Bureau Special Delinquency Prevention Programs (SDPP), and

WHEREAS, said programs expire by their terms on December 31, 2002 and it is desired at this time to renew said programs as listed on Exhibit "A" for the period January 1, 2003 through December 31, 2003, now, therefore, be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any and all necessary applications for the New York State Office of Children and Family Services State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any such agreements, documents, papers or contracts, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution and in the 2003 Budget, and be it

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

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

Carried.

RESOLUTION NO. 23

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU DEVELOPMENT/DELINQUENCY PREVENTION PROGRAMS (YDDP) FOR 2003

WHEREAS, this County Legislature, by Resolution 78 of 2002, as amended by Resolutions 136, 366 and 417 of 2002, authorized the Youth Bureau State Aid Applications and established appropriations for the 2002 Youth Bureau Development/Delinquency Prevention Program (YDPP), and

WHEREAS, said programs expired by their terms on December 31, 2002, and it is desired at this time to renew programs as listed on Exhibit "A" for the amounts indicated for 2003, now, therefore, be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any and all necessary applications for the New York State Office of Children and Family Services State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 2003 through December 31, 2003, and be it

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

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

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

Carried.

RESOLUTION NO. 24

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF THE NARCOTICS CONTROL PROGRAM GRANT FOR YOUTH COURTS OF BROOME COUNTY, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH JOHNSON CITY COMMUNITY ACTION TEAM, INC. TO ADMINISTER SAID PROGRAM FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 441 of 2002, authorized and approved the Narcotics Control Program Grant for Youth Courts of Broome County for the Youth Bureau,

adopted a program budget in the amount of \$11,111 and authorized an agreement with Johnson City Community Action Team, Inc. to administer said program for the period October 1, 2002 through February 28, 2003, and

WHEREAS, said grant program provides for continuation of the Youth Courts of Broome County as an early intervention process for delinquent youth in an effort to prevent services in the juvenile justice system, and

WHEREAS, it is desired to renew said grant program in the amount of \$27,000, adopt a program budget and renew the agreement with Johnson City Community Action Team, Inc. to continue to administer said program for the period March 1, 2003 through February 29, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$27,000 from the New York State Division of Criminal Justice Services, for the Youth Bureau's Narcotics Control Program Grant for Youth Courts of Broome County for the period March 1, 2003 through February 29, 2004, 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 \$27,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Johnson City Community Action Team, Inc., 67 Broad Street, Johnson City, New York 13790, for administration of the Youth Bureau's Narcotics Control Program Grant for the period March 1, 2003 through February 29, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$27,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.104XXX (Subcontracted Program Expense), and be it

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

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

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

Carried.

RESOLUTION NO. 25

By Economic Development & Planning Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980 has duly designated and appointed the following named individuals to membership on the Broome County Environmental Management Council, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Terry Woodnorth 510 Wendell Street Endicott, New York 13760	New Appointment Term Expires 12/31/04

David Weitzman 2512 Bayberry Lane Vestal, New York 13850	New Appointment Term Expires 12/31/04
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Duke Holdsworth P.O. Box 77 Kirkwood, New York 13795	Reappointment Term Expires 12/31/04
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Douglas Garner 309 Fordham Road Vestal, New York 13850	Reappointment Term Expires 12/31/04
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and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980 confirms the appointments of the above-named individuals to membership on the Broome County Environmental Management Council for the terms indicated, in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 26

By Public Safety & Emergency Services Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FIRE ADVISORY BOARD

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

<u>NAME</u>	<u>TERM EXPIRING</u>
George Seltzer 32 North Parsons Road Whitney Point, New York 13862	Reappointment Term Expires 12/31/03
Elwyn Eaton P.O. Box 68 Castle Creek, New York 13744	Reappointment Term Expires 12/31/03
Fred Canniff 18 Sandy Brook Lane Castle Creek, New York 13744	Reappointment Term Expires 12/31/03
David Rickard 24 Riverview Road Kirkwood, New York 13795	Reappointment Term Expires 12/31/03
James Mitrowitz 217 Dorman Road Binghamton, New York 13902	Reappointment Term Expires 12/31/03
Henry Michalovic 241 Dimmick Hill Road Johnson City, New York 13790	New Appointment Term Expires 12/31/03

Christopher Lupold 15 Knight Road Vestal, New York 13850	Reappointment Term Expires 12/31/03
Irving Soden 113 Baker Road Windsor, New York 13865	Reappointment Term Expires 12/31/03
Robert Brady 3114 Andover Road Endwell, New York 13790	Reappointment Term Expires 12/31/03
Larry Vesley 3217 Wayne Street Endwell, New York 13760	Reappointment Term Expires 12/31/03
Peter Scarantino 3370 Jackson Road Binghamton, New York 13903	Reappointment Term Expires 12/31/03
Wesley Tyler 2127 NY Route 26 Endicott, New York 13760	Reappointment Term Expires 12/31/03
Joan Bennett P.O. Box 1131 Binghamton, New York 13902	Reappointment Term Expires 12/31/03
Ellwyn VanVorce 839 Park Avenue Binghamton, New York 13903	Reappointment Term Expires 12/31/03
Alice Fiacco 3605 Royal Road Endwell, New York 13760	Reappointment Term Expires 12/31/03
Alan Bennett P.O. Box 1131 Binghamton, New York 13902	Reappointment Term Expires 12/31/03
James Cummings 964 East Maine Road, Apt. 3 Johnson City, New York 13790	New Appointment Term Expires 12/31/03
Byron Reed 1208 Nanticoke Drive Endicott, New York 13760	Reappointment Term Expires 12/31/03
David Lindsey 12 Mulberry Street Binghamton, New York 13901	Legislative Appointment Term Expires 12/31/03

Brian Mather
301 Vandervort Avenue
Vestal, New York 13850

Legislative Appointment
Term Expires 12/31/03

Jerry F. Marinich
40 Clearview Place
Binghamton, New York 13901

Legislative Appointment
Term Expires 12/31/03

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it RESOLVED, that this County Legislature, pursuant to the provisions of Article XIX of the Broome County Charter and Code confirms the appointments of the above-named individuals to membership on the Broome County Fire Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 27

By Health & Human Services Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY YOUTH BUREAU ADVISORY BOARD

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 163 of 1971 and Resolution 133 of 1976, has duly designated and appointed the following named individuals to membership on Broome County Youth Bureau Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Anita Cassard 1989 Montrose Avenue Binghamton, New York 13903	Reappointment Term Expires 12/31/05
Debbie Martinez 2 Lincoln Avenue Binghamton, New York 13905	Reappointment Term Expires 12/31/05
Dave Nemeč 627 Chenango Street Binghamton, New York 13901	Reappointment Term Expires 12/31/05
Carmen Bullock 310 Hayes avenue Endicott, New York 13760	Reappointment Term Expires 12/31/05
William Hodel 537 North Road Binghamton, New York 13904	Reappointment Term Expires 12/31/05 (Ex-Officio)
Ed Hart 4244 Gregory Road Binghamton, New York 13903	Reappointment Term Expires 12/31/05 (Ex-Officio)
Sandra Fox 172 Johnson Road Kirkwood, New York 13795	Reappointment Term Expires 12/31/05 (Ex-Officio)

Gene Raymondi 1040 Vestal Parkway East Vestal, New York 13850	New Appointment Term Expires 12/31/05
Paul Gould 1 Linden Street Binghamton, New York 13901	New Appointment Term Expires 12/31/05
Bruce Nisbet 701 Rano Boulevard Vestal, New York 13850	New Appointment Term Expires 12/31/05
Judith Murray 2 Gates Street Binghamton, New York 13903	New Appointment Term Expires 12/31/05
Julie Griffith 541 Leon Drive Endicott, New York 13760	New Appointment Term Expires 12/31/05

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 163 of
1971 and Resolution 133 of 1976, confirms the appointments of the above-named individuals to
membership on the Broome County Youth Bureau Advisory Board for the terms indicated, in
accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 28

By Health & Human Services Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FAMILY VIOLENCE PREVENTION COUNCIL

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority
vested in him by Resolution 477 of 1985, has duly designated and appointed the following
named individuals to membership on Broome County Family Violence Prevention Council, for
the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Claudia Edwards 60 Dean Street Deposit, New York 13754	Reappointment Term Expires 12/31/05
Gerald Mollen 4209 Emerson Place Vestal, New York 13850	Reappointment Term Expires 12/31/05
Robert Ford 108 Highland Avenue Binghamton, New York 13905	Reappointment Term Expires 12/31/05
Ann VanSavage 3546 Parkway Street Binghamton, New York 13901	Reappointment Term Expires 12/31/05

Gale Spencer 3633 Wildwood Drive Endwell, New York 13760	Reappointment Term Expires 12/31/05
Nadine Ridley 13 Helen Street Binghamton, New York 13905	Reappointment Term Expires 12/31/05
Robert Houser 13 Pleasant Court Binghamton, New York 13905	Reappointment Term Expires 12/31/05
Lorraine Wilmot 20 East Street Binghamton, New York 13904	New Appointment Term Expires 12/31/05
Karen Hendershott 120 Sterry Drive Greene, New York 13778	New Appointment Term Expires 12/31/05
Mark Cappobianco Andrea Drive, 33P Vestal, New York 13850	New Appointment Term Expires 12/13/05
Kevin Wright 86 Hill Road Whitney Point, New York 13862	New Appointment Term Expires 12/31/05
Kathleen Ford 108 Highland Avenue Binghamton, New York 13905	New Appointment Term Expires 12/31/05
Gervlyn August 457 County Knoll Drive Endwell, New York 13760	New Appointment Term Expires 12/31/05

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 477 of
1985 confirms the appointments of the above-named individuals to membership on the Broome
County Family Violence Prevention Council for the terms indicated, in accordance with their
appointment by the County Executive.

Carried.

RESOLUTION NO. 29

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Kolba
**RESOLUTION AUTHORIZING RENEWAL OF EMERGENCY MANAGEMENT PERFORMANCE
GRANT FOR THE OFFICE OF EMERGENCY SERVICES FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 529 of 2001, authorized and approved
the Emergency Management Performance Grant for the Office of Emergency Services in the
amount of \$33,280 for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program provides federal funds to offset costs for the Emergency
Management Performance Program within Broome County, and

WHEREAS, it is desired to renew said grant program in the amount of \$33,280 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 \$33,280 from the New York State Emergency Management Office, 120 Washington Avenue, Building 22, Suite 101, Albany, New York 12226-2251, for the Office of Emergency Services' Emergency Management Performance Grant for the period October 1, 2002 through September 30, 2003, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 460006.0369.101000 (Civil Defense-Federal Aid), and be it

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

Carried.

RESOLUTION NO. 30

By County Administration and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CORNING DATA SERVICES, INC. (AN IBM BUSINESS PARTNER) FOR SOFTWARE SUPPORT SERVICES FOR INFORMATION TECHNOLOGY AND THE COUNTY CLERK FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 537 of 2001, authorized renewal of the agreement with IBM for a software service contract for Information Technology and the County Clerk at an amount not to exceed \$12,408, for the period February 1, 2002 through January 31, 2003, and

WHEREAS, Corning Data Services, Inc. will, for the term of this agreement, provide said software service as an IBM Business Partner and local reseller for IBM for this service, and

WHEREAS, said services are necessary to provide a support line for three AS/400 systems 24 hours a day, seven days a week and a prime-shift only support line for the County Clerk's Image Plus System, and

WHEREAS, said agreement expires by its terms on January 31, 2003, and it is desired at this time to renew said agreement with Corning Data Services, Inc., an IBM Business Partner, on substantially similar terms and conditions, for an amount not to exceed \$1,559 from the County Clerk and an amount not to exceed \$3,116.86 from Information Technology, for a total amount not to exceed \$4,675.86 for the period February 1, 2003 through January 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Corning Data Services, Inc., an IBM Business Partner, 520 Columbia Drive, Johnson City, New York 13790 for support services for Information Technology and the County Clerk for the period February 1, 2003 through January 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,559 from the County Clerk and an amount not to exceed \$3,116.86 from Information Technology, for a total amount not to exceed \$4,675.86 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4513.101000 and 370007.4513.101000 (Software Maintenance), 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. 33

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Miller
**RESOLUTION AUTHORIZING ACCEPTANCE OF A MEDICAL RESERVE CORPS
DEMONSTRATION PROJECT PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND
ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, the Director of Public Health requests authorization to accept a Medical Reserve Corps Demonstration Project Program Grant and adopt a program budget in the amount of \$50,000 for the period September 30, 2002 through September 29, 2003, and

WHEREAS, said grant program helps communities prepare and respond in the event of a public health emergency, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the U.S. Department of Health and Human Services, Public Health Service, OMH, Rockwall II Building, 5515 Security Lane, Suite 1000, Rockville, Maryland 20852 for the Department of Health's Medical Reserve Corps Demonstration Project Program Grant for the period September 30, 2002 through September 29, 2003, and be it

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

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

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

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

Carried.

RESOLUTION NO. 34

By Health & Human Services and Finance Committees Seconded by Mr. Kolba
**RESOLUTION AUTHORIZING RENEWAL OF FAMILY RESOURCE AND SUPPORT GRANT
PROGRAM FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN
CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 546 of 2001, authorized and approved the Family Resource and Support Grant Program for the Department of Health and adopted a program budget in the amount of \$21,482 for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program provides respite services for children (birth to three years old) and their families through the Department of Health's Early Intervention Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$10,575 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 \$10,575 from the New York State Department of Health, Early Intervention Program, Corning Tower, Empire State Plaza, Albany, New York 12237-0657, for the Department of Health's Family Resource and Support Grant Program 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 \$10,575, and be it

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

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

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

Carried.

RESOLUTION NO. 35

By Health & Human Services Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY ALTERNATIVES SYSTEMS AGENCY (CASA) BOARD

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 70 of 1984, has duly designated and appointed the following named individuals to membership on Broome County Community Alternatives Systems Agency (CASA) Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Barbara Baer 3115 King Street Endwell, New York 13760	New Appointment Term Expires 12/31/05
Kathy Banovic 166 Deyo Hill Road Johnson City, New York 13790	New Appointment Term Expires 12/31/05
Della Finney 4132 Gregory Road Binghamton, New York 13903	New Appointment Term Expires 12/31/05
Angela Furch 30 Oneonta Street Binghamton, New York 13903	New Appointment Term Expires 12/31/05
Sue Miranda 16 Third Street Deposit, New York 13754	New Appointment Term Expires 12/31/05
Nancy Rongo 28 N. Church Street Cortland, New York 13045	New Appointment Term Expires 12/31/05
Lynn Sperling 37 Karlada Drive Binghamton, New York 13905	New Appointment Term Expires 12/31/05

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 70 of 1984 confirms the appointments of the above-named individuals to membership on the Broome County Community Alternatives Systems Agency (CASA) Board for the terms indicated, in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 36

By Education, Culture & Recreation Committee

Seconded by Mr. Kolba

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY CENTRAL LIBRARY BOARD OF TRUSTEES

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 221 of 1984, has duly designated and appointed the following named individuals to membership on the Broome County Central Library Board of Trustees, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Michael Shafer 2707 Alexander Street Endwell, New York 13760	Reappointment Term Expires 12/31/07
Mary Jane Bolles 140 Conklin Forks Road Binghamton, New York 13903	Reappointment Term Expires 12/31/07
Josephine Strano 30 Tremont Avenue Binghamton, New York 13903	Reappointment Term Expires 12/31/06

and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 221 of 1984 confirms the appointments of the above-named individuals to membership on the Broome County Central Library Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 37

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR LABORATORY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2002

WHEREAS, this County Legislature, by Resolution 670 of 2001, authorized the renewal of an agreement with Our Lady of Lourdes Memorial Hospital for laboratory services for the Department of Health for a total amount not to exceed \$33,600, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to provide laboratory technologist consulting services and laboratory tests for patients of the Sexually Transmitted Disease Clinic and Employee Health Services, and

WHEREAS, it is necessary to authorize the amendment to said agreement to increase the cost by \$4,000 to meet the needs of the increase in positivity rate for clients with sexually transmitted diseases, and

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

RESOLVED, that this County Legislature hereby authorizes the amendment to the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905 for an increase of \$4,000 for laboratory services for the Department of Health for the period January 1, 2002 through December 31, 2002 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$37,600 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4703.101055 (Lab Services) and 480228.4703.101066 (Lab Services), and be it

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

Carried, Ayes-17, Nays-2 (Burger, Kuzel).

RESOLUTION NO. 38

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH THE SOS SHELTER, INC. FOR PET BOARDING AT THE BROOME COUNTY DOG SHELTER FOR 2003

WHEREAS, this County Legislature, by Resolution 641 of 2001, authorized an agreement with the SOS Shelter, Inc. to provide pet boarding services for those families in need, at no cost to the County or the pet owner, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to provide boarding services to pets belonging to families attempting to leave an abusive situation and in need of a safe place for their pets, and

WHEREAS, said agreement expired by its terms on December 31, 2002 and it is desired at this time to renew said agreement on substantially similar terms and conditions, including a program to provide spay/neuter service, on a voluntary basis and at no charge, for the animals of SOS Shelter clients, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the SOS Shelter, Inc., P.O. Box 393, Endicott, New York 13760, for pet boarding and spay/neuter services for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, there shall be no cost to the pet owner, and be it

FURTHER RESOLVED, the County shall bear the cost of the spay/neuter services with local veterinarians at a total cost not to exceed \$250 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 031470.4742.101000 (Veterinarian Services), and be it

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

Carried.

RESOLUTION NO. 39

By Health & Human Services and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH SOUTHERN TIER TRANSCRIBERS, INC. FOR MEDICAL TRANSCRIPTION SERVICES FOR WILLOW POINT NURSING HOME FOR 2002

WHEREAS, this County Legislature, by Resolution 601 of 2001, authorized an agreement with Southern Tier Transcribers, Inc. for medical transcription services for Willow Point Nursing Home at a cost not to exceed \$15,000, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary for medical transcription of resident medical information, and

WHEREAS, it is necessary to authorize an amendment to said agreement increasing the not to exceed amount by \$1,500 for the term of the agreement, and

WHEREAS, the Administrator of the Willow Point Nursing Home has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Southern Tier Transcribers, Inc., 355 Riverside Drive, Johnson City, New York 13790, increasing the not to exceed amount by \$1,500 for medical transcription services for Willow Point Nursing Home for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$16,500, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160036.4747.204000 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 601 of 2001, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried, Ayes-17, Nays-2 (Burger, Kuzel)

RESOLUTION NO. 40

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH COUGHLIN & GERHART, LLP, FOR LEGAL REPRESENTATION BEFORE THE WORKERS COMPENSATION BOARD FOR THE OFFICE OF RISK AND INSURANCE FOR 2003

WHEREAS, this County Legislature, by Resolution 621 of 2001, authorized renewal of an agreement with Coughlin & Gerhart, LLP for legal representation before the Workers Compensation Board for the Office of Risk and Insurance, at a rate of \$105 per hour, total amount not to exceed \$29,000, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary for third party administrative services for the Broome County Self-insured Workers Compensation Plan, including legal representation before the Workers Compensation Board, and

WHEREAS, said agreement expired 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 \$105 per hour, total amount not to exceed \$31,000, 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 Coughlin & Gerhart, LLP, One Marine Midland Plaza, Binghamton, New York 13901 for legal representation before the Workers Compensation Board for the Office of Risk and Insurance on behalf of the Broome County Self-insured Workers Compensation Plan 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 at a rate of \$105 per hour, total amount not to exceed \$31,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050070.4747.253000 (Other Fees for Services), and be it

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

Carried.

RESOLUTION NO. 41

By Economic Development & Planning and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE WASTEWATER MANAGEMENT FEASIBILITY STUDY PREPARED BY THE HUDSON GROUP, LLC AND AUTHORIZING THE COUNTY EXECUTIVE TO PURSUE THE RECOMMENDATIONS

WHEREAS, this County Legislature by Resolution Number 178 of 2001 authorized an agreement with the Hudson Group, LLC for a wastewater management feasibility study to determine if, and if so to what extent, the County should become involved in the management of wastewater within the County, and

WHEREAS, the Hudson Group, LLC has completed the study and has submitted their report, now, therefore, be it

RESOLVED, that this County Legislature hereby accepts the Wastewater Management Feasibility Study prepared and submitted by the Hudson Group, LLC, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to pursue the recommendations contained in said report including negotiating with local municipalities and boards regarding the implementation of the recommendations.

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

RESOLUTION NO. 42

By Finance, Personnel and Health & Human Services Seconded by Mr. Kolba
RESOLUTION AUTHORIZING THE 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 grant funding, on the Enhanced Water Supply Program Grant, as requested in BF# 004056 and 004057, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1500	104645	Salaries – Part Time	2,967
	480301	4319	104645	Office Supplies	2,638
	480301	4359	104645	Computer Software & Sup	3,447
	480301	4362	104645	EH Supplies	1,400
	480301	4462	104645	Travel, Hotel, Meals	1,000
	480301	4463	104645	Education & Training	1,375
	480301	4605	104645	County Attorney Chgbk	3,500
	480301	4609	104645	Data Processing Chgbk	7,204
	480301	4703	104645	Lab Services	5,327
TO:	480301	1000	104645	Salaries – Full Time	20,751
	480301	8010	104645	State Retirement	790
	480301	8030	104645	Social Security	1,589
	480301	8040	104645	Workers Compensation	272
	480301	8050	104645	Life Insurance	18
	480301	8060	104645	Health Insurance	5,165
	480301	8063	104645	Disability Insurance	105
	480301	8070	104645	Unemployment Insurance	168

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, as contained in PCR#03-45, this County Legislature hereby authorizes the creation of (1) Keyboard Specialist position, Full Time, at budget line 480301.1000.104645, minimum salary of \$20,607, Grade 08, Union 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#03-47 and 03-48 this County Legislature hereby authorizes the creation of (2) Public Health Technician position, Full Time, at budget line 480301.1000, 104645, minimum salary of \$27,740, Grade 14, Union 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#03-47, this County Legislature hereby authorizes the abolishment of (1) Public Health Sanitarian position, Part Time (with Benefits), at budget line 480301.1500.104645, minimum salary of \$32,262, Grade 17, Union CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, to move funding in order to adjust subobjects to meet expected changes due to staff changes, on the Children with Special Health Care Needs Grant, as requested in BF# 004070 and 004071, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1500	104736	Salaries – Part Time	6,143
	480301	8010	104736	State Retirement	81
	480301	8030	104736	FICA	416
	480301	8040	104736	Workers' Compensation	139
	480301	8050	104736	Life Insurance	2
	480301	8070	104736	Unemployment Insurance	49
TO:	480301	4319	104736	Office Supplies	260
	480301	4411	104736	Postage	201
	480301	4606	104736	Telephone Chargeback	101
	480301	4610	104736	Personal Svcs Chargeback	5,596
	480301	8060	104736	Health Insurance	661
	480301	8063	104736	Disability Insurance	11

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, as contained in PCR#03-4, this County Legislature hereby authorizes the abolishment of (1) Supervising Public Health Nurse position, Part Time, at budget line 480301.1500.104736, minimum salary of \$37,576 FTE, Grade 20, Union 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#03-1, this County Legislature hereby authorizes the creation of (1) Secretary position, Part Time, at budget line 480301.1500.104736, minimum salary of \$26,388 FTE, Grade 13, Union CSEA, effective date 1/1/03, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, to move funding in order to adjust subobjects to meet expected changes due to staff changes, on the E IAdmin /ICHAP Grant, as requested in BF# 004072 & 004073, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1500	104735	Salaries – Part Time	31,448
	480301	4319	104735	Office Supplies	176
	480301	4606	104735	Telephone Chargeback	214
	480301	4610	104735	Personal Svcs Chargeback	11,827
	480301	8040	104735	Workers Compensation	113
	480301	8063	104735	Disability Insurance	10

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
TO:	480301		104735	Salaries – Full Time	36,659
	480301	8010	104735	State Retirement	667
	480301	8030	104735	FICA	399
	480301	8050	104735	Life Insurance	3
	480301	8060	104735	Health Insurance	6,024
	480301	8070	104735	Unemployment Insurance	36

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health, as contained in PCR#03-3, this County Legislature hereby authorizes the abolishment of (1) Supervising Public Health Nurse position, Part Time, at budget line 480301.1500.104735, minimum salary of \$37,576 FTE, Grade 20, Union 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#03-46, this County Legislature hereby authorizes the creation of (1) Public Health Program Coordinator position, Full Time (80 Hrs), at budget line 480301.1000.104735, minimum salary of \$40,097, Grade 20, Union BAPA, 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.

RESOLUTION NO. 43

By Personnel, Health & Human Services and Finance Committees Seconded by Mr. Shafer
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that in accordance with a request from the Commissioner of Social Services, as contained in PCR #03-95, this County Legislature hereby authorizes the upgrade of (1) Director of Medical Services position, Full Time, at budget line 670034.1000.103000, minimum salary of \$41,642, Grade 22, Admin 1, to (1) Director of Medical Services position, Full Time, at budget line 670034.1000.103000, minimum salary of \$43,838, Grade 23, Admin 1, 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.

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

RESOLUTION NO. 44

By Personnel and Finance Committees Seconded by Mr. Shafer
RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR LEGISLATURE

RESOLVED, that in accordance with a request from the Clerk of the County Legislature as contained in PCR#03-194, this County Legislature hereby authorizes the downgrade of (1) Third Deputy Clerk of the County Legislature position, Part Time Temporary, at budget line 240028.1600.101000, minimum salary of \$26,838 FTE, Grade 14, Admin I to (1) Third Deputy Clerk of the County Legislature position, Part Time Temporary, at budget line 240028.1600.101000, minimum salary of \$24,366 FTE, Grade 12, Admin I, 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.

RESOLUTION NO. 45

By All Members

Seconded by Mr. Whalen

RESOLUTION OF CONDOLENCE ON THE DEATH OF VICTOR A. LACATENA

WHEREAS, former Broome County Legislator Victor A. Lacatena from the 13th Legislative District, passed away on the 19th day of January, 2003, and

WHEREAS, Victor A. Lacatena served the citizens of Broome County as the 13th District Broome County Legislator for 16½ years, serving for 2 terms, starting in the Legislature's inaugural year of 1969 when the old Board of Supervisors became the new Broome County Legislature and then returning in 1978 until his retirement in 1990, and

WHEREAS, Victor A. Lacatena, during the course of his public service as a member of the Broome County Legislature served on a variety of Legislative committees before he was elected Chairman in 1987, serving with distinction in that position for three and a half years until his retirement, and

WHEREAS, Victor A. Lacatena, during his political career served as Chairman of the Broome County Democratic Committee and before his tenure on the County Legislature, he served the people of Endicott as a Village Trustee, and

WHEREAS, Victor A. Lacatena, a long-time employee of the IBM Corporation, served his Country during World War II as a member of the United States Army, and

WHEREAS, Victor A. Lacatena, will long be remembered as a bi-partisan politician among his circle of friends and colleagues, and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County Community, wishes to record its condolences in the official proceedings of this body, now, therefore, be it

RESOLVED, that the members of this County Legislature hereby recognize the loss of a political leader and friend, Victor A. Lacatena, and extend its sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this resolution in the minutes of the Regular Session of the County Legislature held on January 23, 2003.

Carried.

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
The meeting was adjourned at 5:34 p.m.

