
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, MAY 20, 2004**

The Legislature convened at 5:02 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-16, Absent-3 (Pasquale, Shafer, Wike).

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

Mr. Mather made a motion, seconded by Mr. Lindsey, that the minutes of the April 22, 2004 Regular Session and April 29, 2004 Special Session be approved as prepared and presented by the Clerk. **Carried**, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

Mr. Schofield noted that the committee minutes for the period April 22, 2004 through May 19, 2004 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. Burger, seconded by Ms. Nannery. **Carried**, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

ANNOUNCEMENTS FROM THE CHAIR

May 28, 2004 through June 2, 2004 were proclaimed by the Broome County Legislature as Odyssey of the Mind Recognition Days. The following Legislators recognized the participation of local students in the New York State Odyssey of the Mind Competition and their further participation in the World Finals to be held at the University of Maryland:

Legislator Jerry F. Marinich presented a copy of the proclamation to the two teams members who participated from Chenango Valley High School: *Michael Kopalek, Nick Griswold, Jana Kucera, Mikey Bobal, Kevin Eggleston, Caitlin Pray, Andy Hancock*, coached by Mike Bobal, Debra Kucera, and Diana Kopalek. and *Kelly Mack, James Linko, Seth Mohney, Lee Penwell, Melyssa Oppito, Mikey Bobal, Kevin Eggleston*, coached by Mike Bobal and Rocky Oppito

Legislator Mark R. Whalen presented a copy of the proclamation to each of the participants from Binghamton West Middle School: *Samuel Guy, Peter Kremer, Zachary Wallenstein, Nathan Pappo, Nicholas Iacovelli, Myles Brady and Julian Fassett-Manuszewski*, coached by Jeffrey Sabol, Maryanne Iacovelli, Judy Pappo and Joseph Dundon and Binghamton's Thomas Jefferson Elementary School, *Alexander King, Christopher Esworthy, Alex Cline, Caroline Westbrook, Alyssa Menz, and Bridgit Kennedy*, coached by Monique Dekleermaeker, Stephen Menz and Kristie Cluck

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None
- B. Communications:
 - 1. Minutes:
 - a. Broome County Soil and Water Conservation District 4/6/04
 - b. EMC Environmental Management Council 2/5/04
 - c. Broome County Association of Municipal Clerks 4/14/04
 - d. Broome County Fire Advisory Board 1/22/04
 - e. EMC Recycling & Waste Management Committee 3/22/04

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2. Environmental Management Council letter to Village of Endicott- Regarding Open Burning Regulations 4/16/04
 3. Assemblyman Crouch-Receipt of Resolution to Support a Portion of NYS Highway Route 79 to be Named "The Lester R. Stone, Jr. Memorial Highway"
 4. Assemblyman Warner-Receipt of Resolution Supporting Legislation Proposing Amendments of the New York State Constitution in Relation to Prohibiting Unfunded Mandates
 5. NYAC-Receipt of Resolution Supporting Legislation Proposing Amendments of the New York State Constitution in Relation to Prohibiting Unfunded Mandates
 6. County of Fulton-Resolution regarding Medicaid Overburden Costs
 7. Memo from W. Gibson regarding Authorizing Acceptance of GOSC Grant and Agreement with EIT
 8. Finance-Bond Anticipation Note Dated April 21, 2004
- C. Notices:
1. April Centralization and Consolidation Meeting rescheduled to April 22, 2004
 2. Special County Administration Committee Meeting April 22, 2004
 3. Special Session April 29, 2004
- D. Reports:
1. Finance-Semi-Annual Mortgage Tax Distribution
 2. Finance-First Quarterly Report-2004 Sales Tax Collections
 3. Audit & Control-Arena Event Settlement Procedures Review 4/04
 4. BCC-March 2004 Budget Transfers
 5. BCC Above Minimum Hire 4/04
 6. Youth Bureau 2003 Annual Report
 7. Office For Aging 2003 Annual Report
 8. Employment Contract between Broome County and Local Union 1912, Council No. 66, AFL-CIO
 9. Employment Contract between Broome County and Broome County Public Employees Local Union No. 1883 Foreman Unit, Council No. 66, AFL-CIO

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Designation for Mr. Wike 4/22/04
2. Designation for Mr. Marinich 5/11/04
3. Designation for Mr. Miller 5/12/04
4. Designation for Mr. Lindsey 5/13/04

Mr. Kuzel made a motion, seconded by Mr. Reynolds, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2004 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

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

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 209

(Automatic Hold Over)

By County Administration Committee

Seconded by Mr. Whalen

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 8, 2004, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO REVISE THE COMPOSITION OF THE BOARD OF ACQUISITION AND CONTRACT."

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 210

By Public Works and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE ITHACA AREA WASTEWATER TREATMENT FACILITY FOR DISCHARGE OF RAW LEACHATE FROM THE LEACHATE COLLECTION SYSTEM AT THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 189 of 2003, authorized an agreement with the Ithaca Area Wastewater Treatment Facility for the discharge of raw leachate from the leachate collection system at the Nanticoke Landfill for the period June 1, 2003 through May 31, 2004, at a cost not to exceed \$6.00 per 1,000 gallons of leachate, plus a surcharge of \$5.64 per 1,000 gallons (52 cents per pound) if the leachate exceeds 1,384 milligrams per liter Biological Oxygen Demand (BOD), total cost not to exceed \$81,000, and

WHEREAS, said services are necessary to discharge raw leachate to a treatment facility for final treatment and discharge into a major watercourse, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with the Ithaca Area Wastewater Treatment Facility, 525 Third Street, Ithaca, New York 14850, for discharge of raw leachate from the leachate collection system at the Nanticoke Landfill, for the period June 1, 2004 through May 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6.00 per 1,000 gallons of leachate, plus a surcharge of \$5.64 per 1,000 gallons (52 cents per pound) if the leachate exceeds 1,384 milligrams per liter Biological Oxygen Demand (BOD), total cost not to exceed \$81,000, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4457.206000 (Subcontracted Program Expense), and be it

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 211

By Economic Development & Planning and County Administration Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENTS WITH MUNICIPALITIES FOR USE BY THEM OF BROOME COUNTY'S INTERNET BASED GEOGRAPHIC INFORMATION SYSTEM APPLICATIONS

WHEREAS, Broome County has developed and maintains a Geographic Information System (GIS) including internet mapping applications, and

WHEREAS, the Commissioner of Planning and Economic Development has requested authorization to enter into inter-municipal agreements with various municipalities to allow them to use the County's GIS and internet mapping applications at no cost to the municipality, and

WHEREAS, such inter-municipal agreements are authorized pursuant to Article 5-G of the General Municipal Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Planning and Economic Development to enter into agreements with other municipalities to allow them to use the County's GIS and internet mapping applications on the following conditions:

1. The municipality will use the data/applications only for its official business.
2. The municipality will not allow user access to non-municipal employees or contractors.
3. The municipality will not sell any map or image produced from the GIS and internet mapping applications to the general public.

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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 212

By County Administration and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AN AGREEMENT WITH MEL MANASSE & SON AUCTIONEERS FOR AUCTIONEER AND RELATED SERVICES AND ESTABLISHING PARTICIPATION RULES FOR THE 22ND AND 23RD ANNUAL COUNTY AUCTIONS FOR 2004 AND 2005

WHEREAS, the Broome County Division of Purchasing requests authorization for an agreement with Mel Manasse & Son Auctioneers for auctioneer services for the annual auction of surplus supplies, equipment, materials and vehicles on September 18, 2004 and September 10, 2005, at Grippen Park in Endicott, New York, at a cost (per auction) of a maximum of \$3,000 for advertising expenses, \$1,500 for the Department of Parks and Recreation expenses; \$1,500 for Department of Public Works expenses; \$1,500 for Division of Security expenses; an option of a maximum of \$1,000 for Broome County Sheriff expenses related to management of the Trustee Program and 8% of the auctioneer's gross receipts, exclusive of sales taxes, for Broome County Government, and

WHEREAS, all political subdivisions and contract agencies of Broome County shall be eligible to offer surplus supplies, materials, equipment and vehicles for sale at the auction, and

WHEREAS, last year authorization for participation in the action was extended to Tioga County and all political subdivisions and contract agencies of Tioga County as well as adjacent Counties and all political subdivisions and contract agencies of those Counties, and

WHEREAS, the Director of Purchasing recommends that a similar option be authorized for the 2004 and 2005 Broome County Auctions by authorizing participation from adjacent Counties and all political subdivisions and contract agencies of those Counties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mel Manasse & Son Auctioneers, 2924 US Route 11, P.O. Box 738, Whitney Point, New York 13862, for auctioneer services for the September 18, 2004 and the September 10, 2005 auctions, and be it

FURTHER RESOLVED, that in consideration of auction services, the contractor shall retain from the sale of items attributed to Broome County Government: a maximum of \$3,000 for advertising, mailing and other expenses; \$1,500 for the Department of Parks and Recreation expenses; \$1,500 for the Department of Public Works expenses; \$1,500 for the Division of Security expenses; an option of a maximum of \$1,000 for Broome County Sheriff expenses

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. **Held over 'under the rules'** by Mr. Kuzel.

RESOLUTION NO. 214

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES, INTEREST AND PENALTIES ON PARCELS IN THE TOWNS OF DICKINSON AND UNION FOR 2003

WHEREAS, it is necessary to clear the tax records of these parcels of real property by virtue of the reasons stated below, now, therefore, be it

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

Parcel ID:	128.68-1-13
Town/Village:	Town of Dickinson
Owner:	Associated Catholic Charities
Amount to be Cancelled:	\$3,027.46 plus interest
Reason:	Wholly exempt
Parcel ID:	141.14-8-55
Town/Village:	Town of Union/Johnson City
Owner:	Bertoni, Brian and John
Amount to be Cancelled:	\$1,122.37 plus interest and penalties
Reason:	Village of Johnson City taxes were paid, but erroneously returned to the county as unpaid and re-levied onto the 2004 town and county tax bill. The collector accepted a partial payment, which was the total tax bill minus the village re-levy, but had to return the village portion as unpaid

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 215

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LEGAL AID SOCIETY OF MID NEW YORK, INC. FOR LEGAL SERVICES FOR INDIGENT COUNTY RESIDENTS IN BROOME COUNTY FAMILY COURT FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 590 of 2003, authorized an agreement with Legal Aid Society of Med New York, Inc. for legal services for indigent county residents in Broome County Family Court for the Department of Audit and Control at a cost not to exceed \$980,000 for the period January 1, 2004 through December 31, 2005, and

WHEREAS, said agreement provides legal services in Broome County Family Court for residents of Broome County who are indigent and cannot afford legal counsel, and

WHEREAS, it is necessary to authorize the amendment of said agreement to specify that the rate will be \$40 per hour for paralegals and \$60 per hour for attorneys, total amount not to exceed \$184,800 for the period July 1 2004 through December 31, 2004 and \$40 per hour for paralegals and \$60 per hour for attorneys, total amount not to exceed \$369,600 for the period January 1, 2005 through December 31, 2005, and

WHEREAS, the Comptroller 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 Legal Aid Society of Mid New York, Inc., 255 Genesee Street, Utica, New York 13501, to specify that the rate will be \$40 per hour for paralegals and \$60 per hour for attorneys, total amount not to exceed \$184,800 for the period July 1 2004 through December 31, 2004 and \$40 per hour for paralegals and \$60 per hour for attorneys, total amount not to exceed \$369,600 for the period January 1, 2005 through December 31, 2005, for legal services for indigent County residents in Broome County Family Court for the Department of Audit and Control, and

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 Resolution 590 of 2003, 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 216

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING CANCELLATION OF ACCRUED INTEREST AND PENALTIES ON THE 2001 TAX BILL ON A PARCEL IN THE TOWN OF LISLE

WHEREAS, it is necessary to cancel accrued interest and penalties on the 2001 tax records on a parcel of real property by virtue of the reasons stated below, now, therefore, be it

RESOLVED, that accrued interest and penalties on the 2001 tax bill will be cancelled on the following parcel of real property:

Parcel ID:	019.13-2-18
Town/Village:	Lisle
Owner:	Edwards, Jeanne
Amount to be Cancelled:	\$332.02
Reason:	Due to clerical error, this tax bill was returned to the county as unpaid

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 217

By Public Works and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2004-2006

WHEREAS, this County Legislature, by Resolution 134 of 2002, authorized renewal of an agreement with Buck Environmental Laboratories, Inc. for professional laboratory services at the Colesville Landfill for the Division of Solid Waste Management for an amount not to exceed an annual cost of \$18,129 for the period April 16, 2002 through April 15, 2004, and

WHEREAS, said services are necessary to continue monitoring residential wells only at the Colesville Landfill, and

WHEREAS, although the requirement to monitor landfill wells has been dropped and the overall contract price has decreased, there is an upward adjustment for a CPI increase of 2.5 percent, and

WHEREAS, said agreement expired by its terms on April 15, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with an upward adjustment for a CPI increase of 2.5%, total amount not to exceed \$22,759.92, for the period April 16, 2004 through April 15, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Buck Environmental Laboratories, Inc., 3821 Buck Drive, P.O. Box 5150, Cortland, New York 13045 for professional laboratory services for the Colesville Landfill for the Division of Solid Waste Management for the period April 16, 2004 through April 15, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,759.92 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4457.206000 (Subcontracted Program), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).**

RESOLUTION NO. 218

By Public Works and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CLOUGH, HARBOUR & ASSOCIATES, LLP FOR BUILDING PERMIT REVIEW AND INSPECTION SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 409 of 2000, authorized renewal of the agreement with Clough, Harbour & Associates, LLP for engineering services for project building code review, administration and code compliance inspections for the Department of Public Works at rates of \$52.50 per hour for administrative tasks performed in Albany and \$61.50 for site visits for building code compliance inspections for the period July 1, 2000 through June 30, 2002 and negotiated rates for two one-year renewal options, and

WHEREAS, said services are necessary to enforce the provisions of Local Law No. 11 of 1992 establishing the procedures for local enforcement of the Uniform Fire Prevention and Building Code, and

WHEREAS, said agreement expires by its terms on June 30, 2004 and it is desired at this time to renew said agreement for the term July 1, 2004 through June 30, 2005 on substantially similar terms and conditions and at rates of \$65.00 per hour for administrative tasks performed in Albany and \$76.25 for site visits for building code compliance inspections, total cost not to exceed \$40,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Clough, Harbour & Associates, LLP, 111 Winners Circle, P. O. Box 5269, Albany, New York 12205-0269 for project building code review, administration and code compliance inspections for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the following rates during the first year of the agreement:

- Administrative Tasks Performed in Albany \$65.00 per hour
- Site Visits for Building Code Compliance Inspections \$76.25 per hour

total cost not to exceed \$40,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the appropriate capital and operating budget lines for the departments or projects for which the services are required, and be it

FURTHER RESOLVED, that this agreement shall include two (2) one-year renewal options, by mutual consent, at the same hourly rates, terms and conditions, total cost not to exceed \$40,000 per year, 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 219

By Public Works and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH O'BRIEN & GERE ENGINEERS, INC. FOR ENVIRONMENTAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 408 of 2000, as amended by Resolution 152 of 2002, authorized an agreement with O'Brien & Gere Engineers, Inc. for environmental engineering services for the Department of Public Works for the period July 1, 2000 through June 30, 2004, pursuant to the rate schedule attached as Exhibit "A", total amount not to exceed \$380,000, and

WHEREAS, said services are necessary to provide environmental engineering services on an "as needed" basis for projects by various Broome County departments, and

WHEREAS, said agreement expires by its terms on June 30, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions and at the rate schedule attached as Exhibit "A", for an amount not to exceed \$150,000, for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Brien & Gere Engineers, Inc., 441 Commerce Road, Vestal, New York 13850 for environmental engineering services, for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor in accordance with the hourly rate schedule attached hereto as Exhibit "A", total amount not to exceed \$150,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that this agreement shall include two (2) one-year renewal options, by mutual consent, at the same hourly rates, terms and conditions, total amount not to exceed \$150,000 per year, 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 220

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE NEW YORK STATE TAX LAW

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period October 2003 through March 2004, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to respective Supervisors of the 23 Towns and Villages of Broome County, those amounts listed:

SEMI-ANNUAL MORTGAGE TAX DISTRIBUTION
October 2003 through March 2004

Dickinson	Village of Port Dickinson	\$ 4,188.10
	Outside	24,667.53
Lisle	Village of Lisle	449.29
	Outside	8,609.95
Sanford	Village of Deposit	1,259.97
	Outside	15,895.44
Triangle	Village of Whitney Point	2,592.92
	Outside	12,771.55
Union	Village of Johnson City	55,978.46
	Village of Endicott	37,709.61
	Outside	331,119.20
Windsor	Village of Windsor	2,607.56
	Outside	43,452.78
Barker		19,111.44
Binghamton (Town)		66,965.30
Chenango		123,299.91
Colesville		25,917.88
Conklin		43,562.79
Fenton		50,958.57
Kirkwood		46,658.19
Maine		43,804.52
Nanticoke		9,588.48
Vestal		282,006.95
City of Binghamton		226,075.24
Total		\$1,479,251.63

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 221

By Transportation and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING AGREEMENT WITH McFARLAND-JOHNSON, INC. FOR DESIGN AND ENGINEERING SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2004

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland-Johnson, Inc. for design and engineering services for Department of Aviation at a cost not to exceed \$20,000, for the period June 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to provide design and engineering services for the Glycol Collection System Rehabilitation Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., 49 Court Street, P.O. Box 1980, Binghamton, New York 13902 for design and engineering services for the Department of Aviation's Glycol Collection System Rehabilitation Project, for the period June 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211012.2016.502372 (Other Improvements), 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 222

By Transportation and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AN AGREEMENT WITH McFARLAND-JOHNSON, INC. FOR ENGINEERING SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2004

WHEREAS, the Commissioner of Transportation requests authorization for an agreement with McFarland-Johnson, Inc. for engineering services for the Department of Aviation at a cost not to exceed \$21,983, for the period June 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to complete engineering services for a Runway Safety Area Study for the Runway 10/28 Safety Area Improvement Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., 49 Court Street, P.O. Box 1980, Binghamton, New York 13902, for engineering services, for the Department of Aviation for the period June 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21,983 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211037.2016.502354 (Other Improvements), 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 223

By Transportation and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AGREEMENT WITH C&S ENGINEERS, INC. FOR CONSTRUCTION OBSERVATION AND ADMINISTRATION SERVICES FOR THE DEPARTMENT OF AVIATION FOR 2004-2005

WHEREAS, the Commissioner of Transportation requests authorization for an agreement with C&S Engineers, Inc. for Construction Observation and Administration Services for the Department of Aviation at a cost not to exceed \$92,685, for the period June 1, 2004 through May 31, 2005, and

WHEREAS, said services are necessary to provide construction observation services for the Binghamton Regional Airport Aircraft Rescue/Firefighting Facility Rehabilitation Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with C&S Engineers, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, New York 13212, for construction observation and administration services for the Department of Aviation for the period June 1, 2004 through May 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$92,685 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211037.2011.501379 (Improvements/Alterations to Buildings), 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-13, Nays-3 (Brunza, Hudak, Hutchings), Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 224

By Education, Culture & Recreation, County Administration and Finance Committees
Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AGREEMENT WITH 3M LIBRARY SYSTEMS FOR SOFTWARE MAINTENANCE FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2004-2005

WHEREAS, the Director of the Library requests authorization for an agreement with 3M Library Systems for software maintenance for the Broome County Public Library at a cost not to exceed \$19,156, for the period April 6, 2004 through April 5, 2005, and

WHEREAS, said services are necessary to provide maintenance on the internet/vend card service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with 3M Library Systems, 3M Center Building 42-6E-37, St. Paul, Minnesota 55144-1000, for software maintenance for the Broome County Public Library's internet/vend card service, for the period April 6, 2004 through April 5, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$19,156 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 841007.4359.304000 (Computer Software and Supplies), and be it

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

Carried, Ayes-15, Nays-1 (Brunza), Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 225

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING ACCEPTANCE OF A NURSING HOME QUALITY IMPROVEMENT DEMONSTRATION PROGRAM GRANT FOR THE WILLOW POINT NURSING HOME, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH FOUNDATION FOR LONG-TERM CARE TO PROVIDE TRAINING FOR SAID PROGRAM FOR 2004-2005

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization to accept a Nursing Home Quality Improvement Demonstration Program Grant, adopt a program budget in the amount of \$207,192 and enter into an agreement with the Foundation for Long-Term Care to provide training for said program for the period January 1, 2004 through December 31, 2005, and

WHEREAS, said grant program provides supplemental nursing aide wages and peer mentoring which will result in the facility being able to better recruit and retain nursing aide staff, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$207,192 from New York State Department of Health, 433 River Street, Suite 303, Troy, New York 12180-2299 for the Willow Point Nursing Home's Nursing Home Quality Improvement Demonstration Program Grant for the period January 1, 2004 through December 31, 2005, 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 \$207,192, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Foundation for Long-Term Care, 150 State Street, Suite 301, Albany, New York 12207-1698 to provide training for said program grant, for the period January 1, 2004 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160325.4463.214002 (Education & Training), and be it

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

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 226

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING REVISION OF THE FAMILY AND CHILDREN'S SOCIETY PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY TO ADMINISTER SAID PROGRAM FOR 2004

WHEREAS, this County Legislature, by Resolution 580 of 2003, authorized and approved the Family and Children's Society Program Grant for the Department of Mental Health, adopted a program budget in connection therewith in the total amount of \$117,887 and authorized an agreement with Family and Children's Society to administer said program for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program works with local school systems to provide mental health services to children in the community and enhance the family support center, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$75,000 in grant appropriations and amend the agreement with Family and Children's Society to administer said program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Family and Children's Society Program Grant to reflect an increase of \$75,000 for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$192,887, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Family and Children's Society, 257 Main Street, Binghamton, New York 13905, to reflect an increase of \$75,000, to administer said program for the Department of Mental Health for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$192,887 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 580 of 2003, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 227

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING REVISION OF A MENTAL HEALTH ASSOCIATION PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MENTAL HEALTH ASSOCIATION OF THE SOUTHERN TIER TO ADMINISTER SAID PROGRAM FOR 2004

WHEREAS, this County Legislature, by Resolution 582 of 2003, authorized and approved the Mental Health Association Program Grant for the Department of Mental Health, adopted a program budget in connection therewith in the total amount of \$439,641 and authorized an agreement with Mental Health Association of the Southern Tier to administer said program for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program advocated improvements in the quality of care available to persons with mental and emotional disabilities, educating the public about the causes, treatments and prevention of mental illness and is an advocate for needed changes in law governing the care of the mentally ill, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$33,693 in grant appropriations and amend the agreement with Mental Health Association of the Southern Tier to administer aid program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Mental Health Association Program Grant to reflect an increase of \$33,693 for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$473,334, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Mental Health Association of the Southern Tier, 82 Oak Street, Binghamton, New York 13905, to reflect an increase of \$33,693, to administer said program for the Department of Mental Health for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$473,334 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 582 of 2003, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 228

By Health & Human Services, Personnel and Finance Committee Seconded by Mr. Kolba
RESOLUTION AUTHORIZING AGREEMENT WITH MOKARRAM H. JAFRI, MD FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2004

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Mokarram H. Jafri, MD for psychiatric services for Department of Mental Health at a rate of \$80 per hour, total amount not to exceed \$48,000, for the period June 1, 2004 through December 31, 2004, and

WHEREAS, said agreement is necessary to provide psychiatric services at the Broome County Mental Health Clinic, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mokarram H. Jafri, MD, 61 Kneeland Avenue, Binghamton, New York 13905, for psychiatric services at the Broome County Mental Health Clinic for the period June 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$80 per hour, total amount not to exceed \$48,000 for the term of the agreement, and be it

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 229

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING RENEWAL OF THE CHILD CARE HEALTH EDUCATOR TEAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004

WHEREAS, this County Legislature, by Resolution 330 of 2003, authorized and approved the Child Care Health Educator Team Grant for the Department of Health and adopted a program budget in the amount of \$16,049 for the period July 1, 2003 through December 31, 2003, and

WHEREAS, said grant program serves as a health and safety resource for infant and toddler day care providers through direct on site and telephone consultation to day care providers concerning health and safety assessments, health and safety quality assurance issues, examination of exclusion criteria/policies and health and safety educational training sessions, and

WHEREAS, it is desired to renew said grant program in the amount of \$93,680 for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$93,680 from the Decker Foundation through the Broome Community College Foundation, Wales Building, P.O. Box 1017, Binghamton, New York 13902-1017, for the Department of Health's Child Care Health Educator Team Grant for the period January 1, 2004 through December 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 \$93,680, and be it

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

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 230

By Economic Development & Planning and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2004 WORKFORCE INVESTMENT ACT ADULT PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2006

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2004 Workforce Investment Act Adult Program Grant and adopt a program budget in the amount of \$566,304 for the period July 1, 2004 through June 30, 2006, and

WHEREAS, said grant program provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$566,304 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's PY2004 Workforce Investment Act Adult Program Grant for the period July 1, 2004 through June 30, 2006, 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 \$566,304, and be it

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

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 231

By Economic Development & Planning and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2004 WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2006

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2004 Workforce Investment Act Dislocated Worker Program Grant and adopt a program budget in the amount of \$739,663 for the period July 1, 2004 through June 30, 2006, and

WHEREAS, said grant program provides customers with core employment services including job search assistance and labor market information as well as more intensive services including career training program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$739,663 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's PY2004 Workforce Investment Act Dislocated Worker Program Grant for the period July 1, 2004 through June 30, 2006, 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 \$739,663, and be it

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

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 232

By Economic Development & Planning and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING ACCEPTANCE OF PY2004 WORKFORCE INVESTMENT ACT YOUTH PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2006

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2004 Workforce Investment Act Youth Program Grant and adopt a program budget in the amount of \$650,061 for the period July 1, 2004 through June 30, 2006, and

WHEREAS, said grant program provides customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$650,061 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's PY2004 Workforce Investment Act Youth Program Grant for the period July 1, 2004 through June 30, 2006, 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 \$650,061, and be it

RESOLUTION NO. 234

By Economic Development & Planning, Personnel and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING ACCEPTANCE OF PY2004 WORKFORCE INVESTMENT ACT SHARED COST PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, the Director of Employment and Training requests authorization to accept a PY2004 Workforce Investment Act Shared Cost Program Grant and adopt a program budget in the amount of \$878,321 for the period July 1, 2004 through June 30, 2005, and

WHEREAS, said grant program provides a pool to report salary and fringe information for monthly distribution to the appropriate Workforce Investment Act grants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$878,321 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's PY2004 Workforce Investment Act Shared Cost Program Grant for the period July 1, 2004 through June 30, 2005, 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 \$878,321, and be it

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

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

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 235

By County Administration and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AGREEMENT WITH EXTRADEV, INC. FOR SOFTWARE MAINTENANCE SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2004-2005

WHEREAS, the Director of Information Technology requests authorization for an agreement with ExtraDev, Inc. for software maintenance services for the Division of Information Technology at a rate of \$123 per hour, including travel and expenses, total amount not to exceed \$49,800, for the period June 1, 2004 through May 31, 2005, and

WHEREAS, said services are necessary to perform the first four phases of a six phase project to migrate the County's computer network to 2003 Active Directory, in order to remain current with technology and Microsoft systems support, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with ExtraDev, Inc., 3445 Winton Place, STE 219, Rochester, New York 14623 for software maintenance services, for the Division of Information Technology for the period June 1, 2004 through May 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$123 per hour, including travel and expenses, total amount not to exceed \$49,800 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4726.501393 (Contracted Data Processing Services), and be it

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 236

By County Administration and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AGREEMENT WITH MAINLINE PROFESSIONAL SERVICES, LLC, FOR CONSULTING SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2004

WHEREAS, the Director of the Division of Information Technology requests authorization for an agreement with Mainline Professional Services, LLC., for consulting services for the Division of Information Technology at a rate of \$191.20 per hour, total amount not to exceed \$5,000, for the period June 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to review and assess the County's Tivoli Storage Management data storage system in order to recommend improvements and assist the County in planning for future improvements, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mainline Professional Services, LLC, 17W635 Butterfield Road, Suite 300, Oakbrook Terrace, Illinois 60181, for consulting services for the Division of Information Technology for the period June 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$191.20 per hour, total amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4726.501393 (Contracted Data Processing Services), and be it

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

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 237

By Public Works Committee

Seconded by Mr. Miller

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

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

WHEREAS, the Edson Road Culvert (16-2.06) Replacement Project in the Town of Windsor has been determined under the New York State Environmental Quality Review Act to have no substantial effect on the environment in that it involves only the replacement of the existing culvert, and

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

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

RESOLVED, that this County Legislature hereby finds the Department of Public Works Edson Road Culvert (16-2.06) Replacement Project in the Town of Windsor to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

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

Carried, Ayes-10 (Burger, Howard, Hudak, Hull, Lindsey, Marinich, Mather, Nannery, Whalen, Schofield), Nays-5 (Brunza, Hutchings, Kolba, Kuzel, Reynolds), Absent-4 (Miller, Pasquale, Shafer, Wike)

RESOLUTION NO. 238

By Public Works and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE OF THE FEDERAL AID AND STATE MARCHISELLI PROGRAM- AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR

WHEREAS, a Project for Airport Road over Little Choconut Creek (BIN 3349530) in the Town of Maine, Broome County, P.I.N. 9752.67 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the Locally Administered costs and 100% of the non-Federal share of the State-Administered costs of the Preliminary Engineering and Right-of-Way Incidentals work, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the above-subject project, and be it

FURTHER RESOLVED, that the Broome County Commissioner of Finance is authorized to pay in the first instance 100% of the Federal and non-Federal share of the Locally Administered costs and 100% of the non-Federal share of the State Administered costs of the Preliminary Engineering and Right-of-Way Incidentals work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$244,000 as previously appropriated pursuant to the 2001 Capital Improvement Program (C.I.P.), Project 502358 (Federal Aid Bridge Program), is made available to cover the cost of participation in the above phase of the Project, and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, this County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation (NYSDOT) thereof, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli-aid on behalf of the County of Broome with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of project costs and permanent funding of the local share of the Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 239

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWN OF UNION/JOHNSON CITY FOR 2004

WHEREAS, it is necessary to clear the tax records of these parcels of real property by virtue of the reasons stated below, now, therefore, be it

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

Parcel ID:	159.23-1-2
Town/Village:	Union/JC
Owner:	State of New York
Amount to be Cancelled:	\$422.35
Reason:	Taken for 201 Circle

Parcel ID:	159.23-1-1
Town/Village:	Union/JC
Owner:	State of New York
Amount to be Cancelled:	\$480.47
Reason:	Taken for 201 Circle

Parcel ID:	143.79-1-52
Town/Village:	Union/JC
Owner:	State of New York
Amount to be Cancelled:	\$444.16
Reason:	Taken for 201 Circle

Parcel ID:	159.23-1-3
Town/Village:	Union/JC
Owner:	State of New York
Amount to be Cancelled:	\$683.90
Reason:	Taken for 201 Circle

Parcel ID:	143.71-3-10
Town/Village:	Union/JC
Owner:	State of New York
Amount to be Cancelled:	\$451.41
Reason:	Taken for 201 Circle

Parcel ID:	143.79-1-58
Town/Village:	Union/JC
Owner:	State of New York
Amount to be Cancelled:	\$495.02
Reason:	Taken for 201 Circle

Parcel ID: 143.79-1-57
Town/Village: Union/JC
Owner: State of New York
Amount to be Cancelled: \$597.51
Reason: Taken for 201 Circle

Parcel ID: 143.79-2-1
Town/Village: Union/JC
Owner: State of New York
Amount to be Cancelled: \$451.41
Reason: Taken for 201 Circle

Parcel ID: 143.71-3-32
Town/Village: Union/JC
Owner: State of New York
Amount to be Cancelled: \$451.41
Reason: Taken for 201 Circle

Parcel ID: 143.79-1-11
Town/Village: Union/JC
Owner: State of New York
Amount to be Cancelled: \$378.77
Reason: Taken for 201 Circle

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 240

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING ADJUSTMENT TO 2003/2004 SCHOOL TAX BILL FOR THE TOWN OF UNION/ENDICOTT

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Commissioner of Finance to adjust the 2003/2004 School Tax Bill for the following property and for the reason as shown below, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the adjustment of 2003/2004 School Tax Bill for the following property as shown below:

Parcel ID: 156.16-2-22
Town/Village: Union/Endicott
Owner: Zaccardo
Amount to be Cancelled: \$1,127.66
Reason: Star Exemption Overlooked at Time of Billing

Incorrect Tax

Correct Tax

Town: Union/Endicott \$2,478.19

\$1,577.03

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 241

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AMENDING RESOLUTION NO. 35 OF 2004 WITH REGARD TO SALE OF COUNTY PROPERTY

WHEREAS, Ms. Sandra Stark was awarded, by bid, the property identified as Tax Map No. 193.03-1-26.1 located at 322 Stevens Road in Binghamton, New York, and

WHEREAS, it is desired by Sandra Stark that John and Brad Manchester of 314 Stevens Road, Binghamton, New York be listed as the official holders of the deed, now, therefore, be it

RESOLVED, that Resolution 35 of 2004 be amended to reflect that John and Brad Manchester of 314 Stevens Road, Binghamton, New York be deeded the property identified as Tax Map No. 193.03-1-26.1 located at 322 Stevens Road in Binghamton, New York, and be it

FURTHER RESOLVED, that Resolution 35 of 2004, to the extent consistent herewith, shall remain in full force and effect.

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 242

By Health & Human Services and Finance Committees

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNIVERSITY HILL RADIATION ONCOLOGY, LLP FOR RADIATION AND ONCOLOGY SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2004

WHEREAS, this County Legislature, by Resolution 108 of 2004, authorized an agreement with University Hill Radiation Oncology, LLP for radiation and oncology services for Willow Point Nursing Home residents at a cost not to exceed \$5,000 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary for payment under Medicare regulations for physician-ordered radiation and oncology services provided to Medicare A covered residents, and

WHEREAS, said agreement expired by its terms on December 31, 2003 and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,000, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with University Hill Radiation Oncology, LLP, 1000 E. Genessee Street, Suite 101, Syracuse, New York 13210-1853, for radiation and oncology services for Willow Point Nursing Home residents for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,000 for the term of the agreement, and be it

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

FURTHER RESOLVED, that 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 243

By Economic Development & Planning Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AGREEMENT WITH THE NEW YORK STATE NATURAL HERITAGE PROGRAM FOR ACCESS TO THE BIODIVERSITY DIGITAL DATABASES

WHEREAS, the Commissioner of Planning and Economic Development is requesting an agreement with the New York State Heritage Program in order to gain access to digital data layers from said Program's Biodiversity Digital Databases, at no cost to Broome County, and

WHEREAS, said access would expand the Geographic Information System (GIS), and the data contained therein would be utilized for the purpose of review of the environmental impact of proposed activities, projects, and for natural resource and land-use planning, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Heritage Program, New York State Department of Environmental Conservation, 625 Broadway, Albany, New York 12233-4757 for access to said Program's Biodiversity Digital Databases, at no cost to Broome County, 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 244

By Economic Development & Planning Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AN INTERMUNICIPAL AGREEMENT TO FORM THE BROOME-TIOGA STORM WATER COALITION

WHEREAS, Broome County and Tioga County are responsible for the coordination of water quality management activities in their counties through the Broome and Tioga County Water Quality Coordinating Committees, and

WHEREAS, the Phase II Federal storm water regulations require that small, municipal separate storm sewer systems obtain permit coverage from the New York State Department of Environmental Conservation by March 10, 2003, and

WHEREAS, the Phase II Federal storm water regulations require that regulated small municipal separate storm sewer system operators who obtain permit coverage must prepare and implement a storm water management program that includes six minimum control measures within five (5) years of the permit issue date, and

WHEREAS, the municipalities recognize that, because watersheds and separate storm sewer systems cross municipal boundaries and because there are opportunities to save time, money and energy by working collaboratively, the municipalities should work together to identify and analyze options for meeting the requirements of the Phase II Federal storm water regulations, and

WHEREAS, the Counties, Towns, Villages and City have an interest in protecting water quality and have been participating in or following the work of the Broome-Tioga Storm Water Coalition and the Broome and Tioga County Water Quality Coordinating Committees, and

WHEREAS, the Towns and Villages and City and the Counties of Broome and Tioga recognize the benefits of cooperating to achieve improved water quality and flood control, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Executive to enter into an intermunicipal agreement to form the Broome-Tioga Storm Water Coalition for the Federal Phase II MS4 Storm Water Regulation Implementation in Broome and Tioga Counties.

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 245

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING AMENDMENT OF RESOLUTION 46 OF 2004 AUTHORIZING CORRECTION OF ERRORS ON 2004 TOWN AND COUNTY TAX ROLLS

WHEREAS, this County Legislature, by Resolution 46 of 2004, authorized the correction of errors on 2004 Town and County tax rolls, and

WHEREAS, Resolution 46 of 2004 was passed with an incorrect Med/DSS amount of \$42.90 and Incorrect Tax total of \$1,905.15 for tax map number 157.09-2-6 as listed in Exhibit "A", and

WHEREAS, it is necessary at this time to amend Exhibit "A" of Resolution 46 of 2004 to reflect the correct Med/DSS amount of \$420.90 and Incorrect Tax Total of \$2,283.15 for tax map number 157.09-2-6, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Exhibit "A" of Resolution 46 of 2004 to reflect the correct Med/DSS amount and Incorrect Tax Total for tax map number 157.09-2-6 as listed below:

Town of Union

Tax Map Number Name & Error		Incorrect Tax	Correct Tax
157.09-2-6	Budget Note	\$12.57	-
Village of Endicott	Med/DSS	\$420.90	-
Wholly exempt-	County	-	-
Need to cancel taxes	School	\$1,770.35	-
	Town	\$72.30	-
	Ambulance	\$7.03	-
	Total	\$2,283.15	-

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 246

By Finance and Health & Human Services Committees Seconded by Mr. Kolba
**RESOLUTION AUTHORIZING THE BUDGET TRANSFERS FOR THE DEPARTMENTS OF
HEALTH AND MENTAL HEALTH**

RESOLVED, that in accordance with a request from the Director of Health to modify the appropriations to maximize the Early Learning Opportunities (ELO) Grant as requested in BF#004839, 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	104742	Salaries – Part Time	2,181
	480301	8010	104742	State Retirement	82
	480301	8030	104742	Social Security	179
	480301	8040	104742	Workers' Compensation	19
	480301	8050	104742	Life Insurance	1
	480301	8060	104742	Health Insurance	197
	480301	8063	104742	Disability Insurance	14
	480301	8070	104742	Unemployment Insurance	70
TO:	480301	4610	104742	Personnel Svcs. Chgbk	2,743

FURTHER RESOLVED, that in accordance with a request from the Director of Health to modify the appropriations to maximize the Health Family NY Grant as requested in BF#004840, 004841 and 842, 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	1000	104803	Salaries – Full Time	8,250
	480301	4359	104803	Computer Software	300
	480301	4419	104803	General Office Supplies	125
	480301	4461	104803	Mileage/Parking – Local	116
	480301	4462	104803	Travel, Hotel, Meals	385
	480301	4463	104803	Education & Training	145
	480301	4610	104803	Personnel Svcs Chgbk	1,068

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
	480301	8030	104803	FICA	536
	480301	8040	104803	Workers' Comp	131
	480301	8050	104803	Life Insurance	3
	480301	8063	104803	Disability	16
	480301	8070	104803	Unemployment Insurance	462
TO:	480301	1500	104803	Salaries – Part Time	1,498
	480301	4311	104803	Books & Subscriptions	1,500
	480301	4319	104803	Office Supplies	1,000
	480301	4346	104803	Trng & Education Supplies	2,782
	480301	4413	104803	Telephone Services	180
	480301	4418	104803	Dues & Memberships	335
	480301	4465	104803	Non-Co Employee Travel Hotel, Travel, Meals	805
	480301	4466	104803	Advisory Board	44
	480301	4467	104803	Non County Ed & Training	275
	480301	4605	104803	Attorney Chargeback	150
	480301	4606	104803	Telephone Chargeback	263
	480301	4609	104803	Data Processing Chgbk	1,000
	480301	4614	104803	Other Chargeback	163
	480301	4615	104803	Gasoline Chargeback	86
	480301	4616	104803	Fleet Svcs Chargeback	504
	480301	4617	104803	Duplicating/Printing	514
	480301	4627	104803	Single Audit Chargeback	12
	480301	8010	104803	NYS Retirement	426

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health, to modify the appropriations to fund Contractual Expenses due to vacancies and the need to contract Staff Psychiatrists, as requested in BF#004619, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	470013	1000	101000	Salaries – Full Time	129,920
	470013	1500	101000	Salaries – Part Time	98,104
	470013	8010	101000	State Retirement	13,642
	470013	8030	101000	Social Security	14,939
	470013	8050	101000	Life Insurance	48
	470013	8060	101000	Health Insurance	8,340
TO:	470013	4747	101000	Other Fees for Services	264,993

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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 247

By Finance Committee

Seconded by Mr. Kolba

RESOLUTION AUTHORIZING CORRECTION OF ERRORS ON 2004 TOWN AND COUNTY TAX ROLLS

WHEREAS, applications for Correction of Errors on 2004 Town and County Tax Rolls have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

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

RESOLVED, that this County Legislature hereby approves the application for correction and orders that the tax officer having jurisdiction of the tax rolls correct said tax rolls and the tax bills as listed below, pursuant to Section 554 of the Real Property Tax Law :

Town of Colesville

Tax Map Number Name & Error		Incorrect Tax	Correct Tax
136.00-1-1	Budget Note	\$51.81	\$20.07
Johnson	Med/DSS	\$1,734.32	\$671.67
Assessment from	County Serv	-	-
\$25,620 to \$10,620	Town Highway	\$559.88	\$216.83
with basic STAR and	School	\$3,288.83	\$947.59
Ag. District exemption	Fire	\$288.91	\$111.89
	Total	\$5,923.75 + Int. and Penalties	\$1,968.05 + Int. and Penalties

Carried, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

RESOLUTION NO. 248

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

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR WPNH AND DPW - SECURITY

RESOLVED, that in accordance with a request from the Administrator of WPNH as contained in PCR#04-103, this County Legislature hereby authorizes the creation of (1) Occupational Therapist position, Full Time, at budget line 160226.1000.204000, minimum salary of \$50,864, Grade 24, CSEA, effective date 04/26/04, and be it

FURTHER RESOLVED, that in accordance with a request from the Administrator of WPNH as contained in PCR#04-102, this County Legislature hereby authorizes the change of (1) Personnel Coordinator position, Full Time 37.5 hrs/wk, at budget line 160028.1000.204000, minimum salary of \$27,643, Grade 14, Admin I, to (1) Personnel Coordinator position, Full Time 40hrs/wk, at budget line 160028.1000.204000, minimum salary of \$29,396, Grade 14, Admin I, effective date 04/26/04, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Security as contained in PCR#04-205, this County Legislature hereby authorizes the change of (1) Security Services Investigator position, Full Time 37.5 hrs/wk, at budget line 030080.1000.101000, minimum salary of \$33,357, Grade 17, CSEA, to (1) Senior Security Services Investigator position, Full Time 40hrs/wk, at budget line 030080.1000.101000, minimum salary of \$41,436, Grade 20, CSEA, effective date 05/20/04, 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.

Mr. Mather made a motion, seconded by Mr. Marinich, to amend the resolution adding the following as the third FURTHER RESOLVED:

"FURTHER RESOLVED, that in order to cover the amount of the salary upgrade for said Security Services Investigator position to Senior Security Services Investigator position, this Legislature hereby approves the following transfer of funds:

	Index Code	Subobject	Project	Title	Amount
From:	030080	1600	101000	Salaries – Part Time	5,000
To:	030080	1000	101000	Salaries – Full Time	5,000

and be it"

Amendment carried, Ayes-15, Nays-0, Absent-4 (Miller, Pasquale, Shafer, Wike). **Resolution as amended carried**, Ayes-15, Nays-0, Absent-4 (Miller, Pasquale, Shafer, Wike).

RESOLUTION NO. 249

By County Administration, Education, Culture & Recreation and Finance Committees
Seconded by Mr. Hull

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 12, 2004, ENTITLED: "A LOCAL LAW TO ABOLISH PARKING FEES AT COUNTY PARKS."

RESOLVED, that Local Law Intro. No. 12, 2004, entitled: "A Local Law to Abolish Parking Fees at County Parks," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law, and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 12, 2004 A Local Law to Abolish Parking Fees at County Parks

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

SECTION 1. Section 158-4 of the Broome County Charter (Regulatory Local Laws) is hereby amended by deleting Subsection A. Parking (Greenwood, Dorchester, and Nathaniel Cole Parks) per day (Memorial Day to Labor Day) thereof in its entirety.

SECTION 2. This Local Law shall become effective after a public hearing before and the approval of the Broome County Executive and upon filing with the Secretary of State.

Carried, Ayes-15, Nays-0, Absent-4 (Miller, Pasquale, Shafer, Wike).

RESOLUTION NO. 250

By Economic Development & Planning and Finance Committees
Seconded by Mr. Kolba
RESOLUTION AUTHORIZING AGREEMENT WITH THE NEW YORK ASSOCIATION OF TRAINING AND EMPLOYMENT PROFESSIONALS, INC. TO PROVIDE PROFESSIONAL SERVICES TO THE BROOME-TIOGA WORKFORCE DEVELOPMENT BOARD AND THE BROOME-TIOGA WORKFORCE SYSTEM STAFF FOR 2004

WHEREAS, the Executive Director of the Workforce Development Board requests authorization for an agreement with the New York Association of Training and Employment Professionals, Inc. for an amount not to exceed \$4,000 for the period June 1, 2004 through June 30, 2004, and

WHEREAS, said services are necessary to provide technical assistance training sessions on June 4, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York Association of Training and Employment Professionals, Inc. (NYATEP), 111 Pine Street, Albany, New York 12207, for professional services (including travel expenses) to be paid from the Strategic Planning For A Competitive Human Capital Advantage Program Grant, for the period June 1, 2004 through June 30, 2004, 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 308136.4545.720730 (Contract and 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-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike).

Mr. Howard made a motion to adjourn, seconded by Mr. Hutchings. **Motion to adjourn carried**, Ayes-16, Nays-0, Absent-3 (Pasquale, Shafer, Wike). The meeting was adjourned at 5:36 p.m.

