
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, NOVEMBER 18, 2004**

The Legislature convened at 5:05 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Mather).

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. Miller made a motion, seconded by Mr. Wike, that the minutes of the Regular Session of October 20, 2004 and the Special Session of November 9, 2004 be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Mather).

Mr. Schofield noted that the committee minutes for the period October 20, 2004 through November 17, 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 Mr. Whalen. **Carried**, Ayes-18, Nays-0, Absent-1 (Mather).

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. EMC Natural Resources Committee Minutes 9/23/04
2. EMC Natural Resources Committee Minutes 10/21/04
3. Joint Landfill Citizens Advisory Committee & EMC Recycling and Waste Management Committee Minutes 9/27/04
4. Cornell Cooperative Extension of Broome County Board of Directors Minutes 9/23/04
5. Environmental Management Council Minutes 10/7/04
6. Broome County Association of Municipal Clerks 10/21/04
7. EMC Brownfields Committee Minutes 9/8/04
8. Broome County Soil and Water Conservation District Minutes 10/5/04
9. Press Release-30 Days Review Cycle for Agricultural Districts
10. Memo from Legislative Clerk to Town Clerks Regarding 30 Day Review Cycle for Agricultural Districts
11. Seneca County Board of Supervisors Resolution Requesting Federal Legislators Sponsor Ratification of Certain native American Treaties
12. Seneca County Board of Supervisors Resolution Requesting a Cap on Local Share of Medicaid and Fully Fund all New Mandates
13. Seneca County Board of Supervisors Resolution Calling on Congress to United States Senate Bill 578 in Relation to Homeland Security Act of 2002
14. Seneca County Board of Supervisors Resolution Requesting all Vendors in Seneca County to Pay all Legal State Sales and Excise Taxes and Governor to Require the Same
15. Tioga County Legislature Resolution Supporting House Resolution 4790 Authorizing Importation of Prescription Drugs from Canada and Certain Other Countries
16. Memo from Ms. Olmstead regarding 2005 Budget Information
17. Memo from County Attorney regarding Drug Company Litigation

-
18. Letter from Ms. Schaewe, Village of Windsor Attorney, regarding Contract for Additional Police Protection for the Village of Windsor
 19. Donna Riegel, Library Director, Items for Reconsideration for the 2005 Budget
- C. Notices:
1. Finance Committee Meeting 11/4/04
 2. Legislative Meeting 11/9/04
- D. Reports:
1. BCC Above Minimum Hire Report 9/04
 2. BCC September 2004 Budget Transfers
 3. Town of Triangle 2005 Budget
 4. Town of Kirkwood 2005 Budget
 5. Town of Maine 2005 Budget
 6. Town of Fenton 2005 Budget
 7. Public Hearing Minutes Regarding the 2005 Tentative Broome County Budget
 8. Dept. of Finance-Third Quarterly Report 2004 Sales Tax Collections
 9. Dept. of Finance-Semi-Annual Mortgage Tax Report 4/04-9/04

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Designations for Mr. Mather, Mr. Kolba and Mr. Marinich, Personnel Committee 11/10/04
2. Designations for Mr. Kolba, County Administration Committee 11/10/04
3. Designation for Mr. Whalen, County Administration Committee 11/10/04
4. Designation for Mr. Mather, Finance Committee 11/10/04

Mr. Kuzel made a motion, seconded by Mr. Kolba, 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.

Mr. Brunza and Mr. Miller 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. 443

(Automatic Holdover)

By County Administration and Public Safety & Emergency Services Committees

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 15, 2004, ENTITLED: "THE BROOME COUNTY DWI/DWAI VEHICLE REMOVAL LAW."

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

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 510

By County Administration Committee

Seconded by Mr. Hutchings

RESOLUTION ADOPTING LOCAL LAW INTRO. NO.16, 2004, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO IMPOSE A LIMIT OF TWO CONSECUTIVE TERMS FOR THE COUNTY EXECUTIVE"

RESOLVED, that Local Law Intro. No. 16, 2004, entitled: "A Local Law Amending the Broome County Charter and Administrative Code to Impose a Limit of Two Consecutive Terms for the County Executive," be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 16, 2004

**A Local Law Amending the Broome County Charter and Administrative Code
to Impose a Term Limit for the County Executive**

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

SECTION 1. Section C301 of the Broome County Charter is hereby amended to read as follows:

§ C301. County Executive; election; term.

An elective County Executive shall be elected at the general election in November 1969 and shall serve for a three-year term. He shall thereafter be elected at the general election in November 1972 for a four-year term of office and shall be elected every fourth year thereafter, provided that an individual shall not be eligible for election to the office of County Executive for a third consecutive term.

Section 2. Section A301 of the Broome County Administrative Code is hereby amended to read as follows:

§ A301. County Executive; elective County Executive; term.

An elective County Executive shall be elected at the general election in November for a term of four (4) years, provided that an individual shall not be eligible for election to the office of County Executive for a third consecutive term.

Section 3. This Local Law shall become effective January 1, 2009 following approval by the voters at a referendum to be held at the next general election and after filing a copy thereof with the Secretary of State.

Material underlined is added

Failed, Ayes-4 (Brunza, Hutchings, Kuzel, Whalen), Nays-14, Absent-1 (Mather).

RESOLUTION NO. 511

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE RECIPIENT AFFAIRS OFFICE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AGREEMENT WITH RECIPIENT AFFAIRS OFFICE TO ADMINISTER SAID PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 576 of 2003, authorized and approved the Recipient Affairs Office Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$296,662 and authorized an agreement with Recipient Affairs Office to administer said program for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program acts as a resource for people with mental illness, providing information and referral to programs and self-help groups, providing opportunities to recipients in the community, facilitating local recipient networks and educating consumers/recipients and their families concerning rights, protection and entitlements by linking them with agencies, and

WHEREAS, it is desired to renew said grant program in the amount of \$279,961, adopt a program budget and renew the agreement with Recipient Affairs Office to continue to administer said program for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$279,961 from the New York State Office of Mental Health, 44 Holland Avenue, Albany, New York 12229 for the Department of Mental Health's Recipient Affairs Office Program Grant for the period January 1, 2005 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 \$279,961, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Recipient Affairs Office, 305 Clinton Street, Binghamton, New York 13905 to administer said program for the Department of Mental Health for the period January 1, 2005 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 \$279,961 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.5075.104XXX (Recipient Affairs Office), and be it

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

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

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

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

RESOLUTION NO. 512

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH THE SOUTHERN TIER INDEPENDENCE CENTER (STIC) ALLOWING STIC TO HOLD THE HOMETOWN HOLIDAY FESTIVAL OF LIGHTS AT OTSININGO PARK

WHEREAS, this County Legislature, pursuant to Resolution 428 of 2003, authorized an agreement with the Southern Tier Independence Center (STIC) to hold the Hometown Holiday Festival of Lights at Otsiningo Park for the period November 26, 2003 through January 4, 2004 from the hours of 5:30 p.m. to 9:30 p.m. and similar periods and hours during the years, 2004-2005, 2005-2006, 2006-2007, and 2007-2008 conditioned on STIC reimbursing the County for all costs related to electricity used, security and snow and ice removal, and

WHEREAS, pursuant to said Resolution an agreement between STIC and the County was entered into on October 28, 2003 incorporating the provisions of said Resolution, and

WHEREAS, since the fall of 2003 STIC has made significant improvements to the electrical infrastructure at Otsiningo Park providing electrical service throughout the park which the County has used throughout the year, and

WHEREAS, STIC has expended the sum of \$10,298.23 plus \$16,000.00 of in-kind labor received from various contractors and \$15,000 worth of equipment in the course of making the said improvements to the electrical infrastructure and now requests that the agreement be amended to waive the requirement that STIC pay for the cost of electricity, security and snow and ice removal for the remainder of the term of the agreement, and

WHEREAS, the average cost of electricity, security and snow and ice removal during the period 2001, 2002 and 2003 was \$3,505 annually, and

WHEREAS the Commissioner of Parks and Recreation has requested that the proposed amendment be authorized, now, therefore, be it

RESOLVED, that this County Legislature hereby accepts the improvements to the electrical infrastructure installed at Otsiningo Park by STIC and in consideration of said infrastructure improvements hereby authorizes an amendment of the agreement between Southern Tier Independence Center (STIC), 24 Prospect Avenue, Binghamton, New York 13901 and Broome County dated October 28, 2003 to provide for waiving the requirement that STIC pay for electricity and the costs associated with security and snow and ice removal incurred during the annual Holiday Festival of Lights for the remainder of the term of the October 28, 2003 agreement, and be it

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

RESOLUTION NO. 513

By Public Works and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY FOR RECYCLING OPERATIONS EDUCATION FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2005

WHEREAS, this County Legislature, by Resolution 491 of 2003, authorized renewal of the agreement with Cornell Cooperative Extension of Broome County for recycling operations education for the Division of Solid Waste Management at an amount not to exceed \$52,467, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary for education, planning and research for recycling operations, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$53,126, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Cornell Cooperative Extension of Broome County, 840 Front Street, Binghamton, New York 13905 for recycling operations education for the Division of Solid Waste Management for the period January 1, 2005 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 \$53,126 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4457.206000 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 514

By Public Works Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AGREEMENT WITH HELENA MELORO FOR THE TERMINATION AND REPLACEMENT OF AN EASEMENT IN THE TOWN OF MAINE

WHEREAS, the Commissioner of Public Works has requested the termination and replacement of an easement through land leading to Watershed Site No. 26 on Oakdale Road in the Town of Maine, and

WHEREAS, the Department of Public Works originally obtained a permanent easement (2-P.E.) for the construction, maintenance and operation entrance to Watershed Site No. 26, but County forces have used the location of a proposed new permanent easement (2R-P.E.) as an entrance to said Watershed, and

WHEREAS, the owner of said property, Helena Meloro, has agreed to transfer the location of the easement without cost to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Helena Meloro, 23 Front Street, Binghamton, New York 13905 for the termination and replacement of an easement on Oakdale Road in the Town of Union, as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that said termination and replacement of the easement shall be at no cost to the 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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 515

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH PARK AVENUE ASSOCIATES IN RADIOLOGY FOR RADIOLOGICAL SERVICES (d/b/a SOUTHERN TIER IMAGING) FOR WILLOW POINT NURSING HOME FOR 2005

WHEREAS, this County Legislature, by Resolution 347 of 2004, authorized renewal of agreement with Park Avenue Associates in Radiology (d/b/a Southern Tier Imaging), for radiological services for Willow Point Nursing Home at a cost not to exceed \$5,000, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to cover radiological services for Medicare A covered Willow Point Nursing Home residents, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Park Avenue Associates in Radiology, (d/b/a Southern Tier Imaging), 5 West State Street, Binghamton, New York 13901-2465, for radiological services for Willow Point Nursing Home for the period January 1, 2005 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 \$5,000 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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 516

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ADVANCED RADIOLOGY SERVICES, PPLC FOR RADIOLOGY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2005-2007

WHEREAS, this County Legislature, by Resolution 618 of 2002, authorized renewal of the agreement with Advanced Radiology Services, PPLC for radiology services for the Department of Health at an amount not to exceed \$5,000, for the period January 1, 2003 through December 31, 2004, and

WHEREAS, said agreement is necessary for radiological diagnostic services for Chest Clinic patients who test positive for latent and active TB disease, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the current

Medicaid rate, total amount not to exceed \$7,500 for the period January 1, 2005 through December 31, 2007, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Advanced Radiology Services, PLLC, 5 West State Street, Binghamton, New York 13901-2465 for radiology services for the Department of Health for the period January 1, 2005 through December 31, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the current Medicaid rate, total amount not to exceed \$2,500 per year, total amount not to exceed \$7,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4434.101056 and 480228.4434.101066 (Medical, Hospital and Lab Expenses), and be it

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

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

RESOLUTION NO. 517

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF A TB ELIMINATION GRANT INCENTIVES PROGRAM FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004

WHEREAS, the Director of Public Health requests authorization to accept a TB Elimination Grant Incentives Program and adopt a program budget in the amount of \$7,000 for the period October 1, 2004 through December 15, 2004, and

WHEREAS, said grant program provides incentives/enablers as a motivational incentive for Chest Clinic patients to take his/her medicine and keep clinic appointments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,000 from the 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 TB Elimination Grant Incentives Program for the period October 1, 2004 through December 15, 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 \$7,000, and be it

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

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

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

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

RESOLUTION NO. 518

By Health & Human Services and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER TO PROVIDE SIGNING SERVICES FOR VARIOUS PROGRAMS FOR THE DEPARTMENT OF HEALTH FOR 2005

WHEREAS, this County Legislature, by Resolution 509 of 2003, authorized renewal of the agreement with the Southern Tier Independence Center for signing services for various programs for the Department of Health at a rate of \$45 per hour for certified interpreters, \$35 per hour for non-certified interpreters and \$60 per hour for emergency interpreters, total amount not to exceed \$3,000 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to comply with applicable New York State regulations, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$45 per hour (portal to portal) for certified interpreters, \$35 per hour (portal to portal) for non-certified interpreters and \$60 per hour for emergency interpreters (weekends, emergencies, and between the hours of 9:00 p.m. and 7:00 a.m.) for a total amount not to exceed \$10,000, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with The Southern Tier Independence Center, 24 Prospect Avenue, Binghamton, New York 13901 for signing services for various programs for the Department of Health for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$45 per hour (portal to portal) for certified interpreters, \$35 per hour (portal to portal) for non-certified interpreters and \$60 per hour for emergency interpreters (weekends, emergencies, and between the hours of 9:00 p.m. and 7:00 a.m.), total 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 lines various.4715.various (Other Health and Medical Services) and various.4706.various (Rehab and Therapy Services), and be it

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

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

RESOLUTION NO. 519

By Transportation and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT OFFER FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) FOR WORK AT THE GREATER BINGHAMTON AIRPORT FOR VARIOUS CAPITAL PROJECTS

WHEREAS, the NYSDOT has offered matching grants to Federal Grants totaling \$1,396,464, and

WHEREAS, the Commissioner of Transportation desires to advance the various projects by committing funds for the local match, the funding shares being as follows:

Project	PIN #	Federal	State	Local
Snow Removal Equipment	9910.55	\$ 240,859	\$ 6,338	\$ 6,338
Runway 16/34 Rehab (Design)	9910.58	200,017	4,405	135,535
Wildlife Hazard Study	9910.57	23,176	610	609
ARFF Building Refurbishment	9910.56	932,412	24,537	45,404
	Total	\$1,396,464	\$35,890	\$187,886

and

WHEREAS, if the County of Broome and/or the FAA notifies the NYSDOT that the County of Broome has requested and received an increase in Federal funding for the projects based on increased eligible costs and has authorized the proportionate increase in local funding, the State share noted above shall be increased proportionately up to a maximum increase of 15 percent, now, therefore, be it

RESOLVED, this County Legislature does hereby approve the above subject projects, and it is

FURTHER RESOLVED, that the County Executive of the County of Broome be and is hereby authorized to execute all necessary agreements on behalf of the County of Broome with NYSDOT in connection with said projects, and it is

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 projects, and it is

FURTHER RESOLVED, that this Resolution shall take effect immediately.

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

RESOLUTION NO. 520

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AGREEMENT WITH UNITED MEDICAL ASSOCIATES PHARMACY FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S TOBACCO CONTROL AND INSURANCE INITIATIVES PROGRAM FOR 2004-2005

WHEREAS, the Director of Public Health requests authorization for an agreement with United Medical Associates Pharmacy for services for the Department of Health's Tobacco Control and Insurance Initiatives Program at a cost not to exceed \$6,000 for the period August 1, 2004 through July 31, 2005, and

WHEREAS, said agreement is necessary to provide nicotine replacement therapy in conjunction with community based education activities and smoking cessation classes and events, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Medical Associates Pharmacy, 601 Riverside Drive, Johnson City, New York 13790 for services for the Department of Health's Tobacco Control and Insurance Initiatives Program for the period August 1, 2004 through July 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104930 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 521

By Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF THE MEDICAID MANAGED CARE PROGRAM (MAX) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 98 of 2004, authorized and approved renewal of the Medicaid Managed Care Program (MAX) Grant for the Department of Social Services and adopted a program budget in connection therewith in the total amount of \$143,000 for the period April 1, 2004 through March 31, 2005, and

WHEREAS, said grant program is a voluntary managed care program that provides access to primary care services for approximately 5,800 Medicaid recipients, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$8,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicaid Managed Care Program (MAX) Grant to reflect an decrease of \$8,000 for the period April 1, 2004 through March 31, 2005, 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 \$135,000, and be it

FURTHER RESOLVED, that Resolution 98 of 2004, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

RESOLUTION NO. 522

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF THE DENTAL ACCESS AND CASE MANAGEMENT PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 41 of 2004, authorized and approved renewal of the Dental Access and Case Management Program Grant for the Department of Social Services and adopted a program budget in the amount of \$59,436 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program provides case management and technical support in assisting private dental practices and United Health Services to improve access to dental care and improve dental health for Medicaid recipients, and

WHEREAS, it is desired to renew said grant program in the amount of \$62,775 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,207 in State Aid and \$46,454 in Federal Aid for the Department of Social Services' Dental Access and Case Management Program Grant for the period January 1, 2005 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 \$62,775, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby

authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

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

RESOLUTION NO. 523

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF CHILD ASSISTANCE PROGRAM (CAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 540 of 2003, authorized and approved the renewal of the Child Assistance Program (CAP) Grant for the Department of Social Services and adopted a program budget in the amount of \$320,100 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program provides case management to assist clients in overcoming barriers to employment, the ultimate goal being to aid recipients in transition to independence and self-sufficiency, and

WHEREAS, it is desired to renew said grant program in the amount of \$344,644 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$258,483 from the New York State Office of Temporary and Disability Assistance, Division of Temporary Assistance, 40 North Pearl Street, Albany, New York 12243-0001 for the Department of Social Services' Child Assistance Program (CAP) Grant and adopts the program budget attached hereto as Exhibit "A" in the amount of \$344,644 for the period January 1, 2005 through December 31, 2005, and be it

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

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

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

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

RESOLUTION NO. 524

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

RESOLUTION AUTHORIZING REVISION AND ACCEPTANCE OF ADDITIONAL FUNDS FOR THE LOCAL ENHANCED WIRELESS 911 PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993-2006

WHEREAS, this County Legislature, by Resolution 129 of 2003, authorized and approved the Local Enhanced Wireless 911 Program Grant in the amount of \$260,462, adopted a program budget in the amount of \$130,231 for the period January 1, 1993 through March 31, 2005 and credited the remaining \$130,231 to the General Fund budget line 460006.0619.101000 (State Aid), and

WHEREAS, this County Legislature, by Resolution 23 of 2004, authorized and approved the Local Enhanced Wireless 911 Program Grant in the amount of \$123,732, adopted a program budget in the amount of \$123,732 for the period January 1, 1993 through March 31, 2006, and approved and adopted the program budget in the amount of \$68,053 and authorized crediting the remaining \$68,053 of said funds to the General Fund budget line 460006.0619.101000 (State Aid), and

WHEREAS, said grant program provides funding to reimburse the County for funds expended during the phases of implementing wireless 911, including but not limited to, computer hardware, software, lease of phone lines, language line and TDD equipment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the Local Enhanced Wireless 911 Program Grant program budget to decrease the amount by \$6,187 and authorized decreasing by \$6,187 of said funds to budget line 460006.0619.101000 (State Aid), and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,528 made available due to a change in the eligibility determination from the New York State Department of State, 41 State Street, Albany, NY 12231-0001 for the Office of Emergency Services' Local Enhanced Wireless 911 Program for the period January 1, 1993 through March 31, 2005, and approved and adopted the program budget in the amount of \$1,264 and authorized crediting the remaining \$1,264 of said funds to the General Fund budget line 460006.0619.101000 (State Aid) and be it,

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the amount of \$193,361 and authorizes adjustment of said funds to budget line 460072.0619.104775 (State Aid), and be it

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

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

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

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

RESOLUTION NO. 525

By Finance Committee

Seconded by Mr. Wike

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 April 2004 through September 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
April 2004 through September 2004

Dickinson	Village of Port Dickinson	\$ 6,257.25
	Outside	36,965.15
Lisle	Village of Lisle	656.17
	Outside	12,791.22
Sanford	Village of Deposit	1,162.31
	Outside	14,872.07
Triangle	Village of Whitney Point	2,592.65
	Outside	13,057.94
Union	Village of Johnson City	51,737.95
	Village of Endicott	34,988.78
	Outside	308,343.28
Windsor	Village of Windsor	2,173.55
	Outside	36,442.88
Barker		18,261.65
Binghamton (Town)		60,344.29
Chenango		123,962.24
Colesville		24,317.71
Conklin		45,238.00
Fenton		51,252.73
Kirkwood		45,625.77
Maine		46,703.90
Nanticoke		8,873.77
Vestal		247,087.85
City of Binghamton		276,326.42
	Total	\$1,470,035.53

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

RESOLUTION NO. 526

By Education, Culture & Recreation and Finance Committees Seconded by Mr. Wike
RESOLUTION APPROVING AND ENDORSING AN APPLICATION FOR A TEA-21 RECREATION TRAILS PROGRAM GRANT FOR THE BROOME COUNTY DEPARTMENT OF PARKS AND RECREATION

WHEREAS, the County of Broome is applying for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of the Recreational Trails Program for a Federal Highway Administration TEA-21 Recreational Trails Program Grant, and

WHEREAS, said program grant can be used to cover the cost of providing and maintaining trails for motorized and non-motorized use and the Commissioner of Parks and Recreation is proposing the TEA-21 Program Grant be used to widen the trail at Otsiningo Park, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and endorses the application of Broome County for a TEA-21 Program Grant, and be it

FURTHER RESOLVED, that the Broome County Commissioner of Parks and Recreation, is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of the

Recreational Trails Program, in an amount not to exceed \$100,000, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the County of Broome for the Otsiningo Park Trail Improvement, and if appropriate, a conservation easement to the deed of the assisted property.

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

RESOLUTION NO. 527

By Public Works Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENTS WITH THE TOWNS OF COLESVILLE AND SANFORD FOR RECYCLING DROP-OFF SITES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2005

WHEREAS, this County Legislature, by Resolution 593 of 2003, authorized renewal of intermunicipal agreements with the Towns of Colesville and Sanford for recycling drop-off sites for the Division of Solid Waste Management, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, the County will provide roll-off containers, service the roll-offs and subsidize the processing of the recyclable materials and will be indemnified from and against any and all damages and claims which may arise as a result of usage of the drop-off site, and

WHEREAS, the Towns of Colesville and Sanford will be responsible for the staffing, snow and ice removal, monitoring the container for non-recyclables, trash removal from the sites, disposal costs associated with rejected loads and construction/repairs of the platforms for residents to safely access the roll-off containers and landfill tipping fees in the event any loads of recyclables are rejected, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes Inter-Municipal Agreements with the Towns of Colesville and Sanford for recycling drop-off sites, for the Division of Solid Waste Management, for the period January 1, 2005 through December 31, 2005, and be it

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

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

RESOLUTION NO. 528

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DYNIX, INC. FOR MAINTENANCE OF THE DYNIX LIBRARY SYSTEM FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2005

WHEREAS, this County Legislature, by Resolution 594 of 2003, authorized the renewal of an agreement with DYNIX, Inc. for maintenance of the DYNIX Library System for the Broome County Public Library at an amount not to exceed \$13,491.10 (a portion of which was satisfied by a \$7,932.12 credit) for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary for software, hardware and peripheral maintenance of the DYNIX Library System, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions for a total amount not to exceed \$21,453.35 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with DYNIX, Inc., 400 West 5050 North, Provo, Utah 84604-5650 for maintenance of the DYNIX Library System for the Broome County Public Library for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$21,453.35 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be \$17,626.35 from budget line 841007.4359.304111 (Computer Software and Supplies) and \$3,827 from budget line 841007.4514.304111 (Hardware 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, Ayes-16, Nays-2 (Brunza, Miller), Absent-1 (Mather).

RESOLUTION NO. 529

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AN AGREEMENT WITH CBORD GROUP, INC. FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF CENTRAL FOODS FOR 2005

WHEREAS, the Director of Central Foods requests authorization for an agreement with CBORD, Group, Inc. for software maintenance for the Division of Central Foods for an amount not to exceed \$9,462 plus \$3,000 for training, total amount not to exceed \$12,462, for the period January 1, 2005 through December 31, 2005, and

WHEREAS, said agreement is necessary to maintain the software license that runs purchasing and production at Broome County Central Foods, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with CBORD Group, Inc., 61 Brown Road, Ithaca, New York 14850, for software maintenance for the Division of Central Foods for the period January 1, 2005 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 \$9,462 plus \$3,000 for training, total amount not to exceed \$12,462 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230045.4513.251000 (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, Ayes-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 530

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH NY-PENN NUTRITIONAL SERVICES, INC. FOR DIETICIAN CONSULTING SERVICES FOR THE DIVISION OF CENTRAL FOODS FOR 2005

WHEREAS, this County Legislature, by Resolution 439 of 2003, authorized renewal of an agreement with NY-PENN Nutritional Services, Inc. for dietician consulting services for the Division of Central Foods at an amount not to exceed \$5,940 plus a professional liability insurance reimbursement of \$155, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary for dietician consulting services at the Broome County Public Safety Facility, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a cost not to exceed \$6,210 plus a professional liability insurance reimbursement of \$155, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with NY-PENN Nutritional Services, Inc., 74 LaGrange Street, Binghamton, New York 13905-1718 for dietician consulting services for the Division of Central Foods for the period January 1, 2005 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 \$6,210 plus a professional liability insurance reimbursement of \$155 total amount not to exceed \$6,365 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230045.4741.251000 (Dietary Services), and be it

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

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

RESOLUTION NO. 531

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FIRST WARD ACTION COUNCIL FOR THE OFFICE FOR AGING'S HOME REPAIR SERVICES PROGRAM FOR SENIOR CITIZENS IN BROOME COUNTY FOR 2005

WHEREAS, this County Legislature, by Resolution 480 of 2003, authorized renewal of the agreement with First Ward Action Council for home repair services for senior citizens of Broome County at an amount not to exceed \$10,000, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said agreement is necessary to provide home repairs for low income senior citizens in Broome County to enable these individuals to remain in their homes, and

WHEREAS, said agreement expires by its terms on December 31, 2004, 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, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with First Ward Action Council, 165-169 Clinton Street, Binghamton, New York 13905 for home repair services for low income senior citizens of Broome County for the period January 1, 2005 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 \$10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760751.4457.104961 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 532

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR SOCIAL DAY CARE SERVICES AND FOR DELIVERY OF MEALS FOR LONG TERM HOME HEALTH CARE CLIENTS FOR THE OFFICE FOR AGING FOR 2005

WHEREAS, this County Legislature, by Resolution 482 of 2003, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for social day care services and for delivery of meals for Long Term Home Health Care clients for the Office for Aging with revenue to Broome County of \$34 per client per day for a full day of social day care and \$8.50 per day (Meals on Wheels) and \$3.25 per day (Congregate Meals), for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to provide social day care and home-delivered meals to Long Term Home Health Care clients, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement at the same costs and on substantially similar terms and conditions, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905 for social day care services and delivery of meals for Long Term Home Health Care clients for the Office for Aging for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$34 per client per day, for a full day of social day care and \$8.50 per day (Meals on Wheels) and \$3.25 per day (Congregate Meals) for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget lines 760983.0538.104877, 760744.0538.104963 (Long Term Home Health Care Fees) and 760736.0142.104962 (OFA Fees), and be it

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

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

RESOLUTION NO. 533

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGAL AID SOCIETY OF MID NEW YORK, INC. (F/K/A LEGAL AID FOR BROOME AND CHENANGO, INC.) FOR LEGAL SERVICES FOR THE ELDERLY FOR THE OFFICE FOR AGING FOR 2005

WHEREAS, this County Legislature, by Resolution 483 of 2003 authorized renewal of an agreement with Legal Aid for Broome and Chenango, Inc. for legal services to elderly County residents for the Office for Aging at the rate of \$43 per hour, total amount not to exceed \$27,000, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, the Broome County Office for Aging is required by federal regulations to commit funds for legal services for the elderly (Title III- B, Older Americans Act), and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rate of \$45 per hour, total cost not to exceed \$27,000, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Legal Aid Society of Mid New York, Inc., (f/k/a Legal Aid for Broome and Chenango, Inc.) 255 Genesee Street, 2nd Floor, Utica, New York 13502 for legal services to elderly County residents for Office for Aging for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$45 per hour, total 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 760751.4457.104961 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 534

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY FOR THE OFFICE FOR AGING'S CONGREGATE NUTRITION PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 479 of 2003, authorized renewal of the agreement with Catholic Charities of Broome County for the operation of a Senior Center for the Office for Aging's Congregate Nutrition Program, at an amount not to exceed \$21,165 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to manage the Senior Citizens Nutrition Program for Office for Aging's Congregate Nutrition Program at the Oak Street Senior Community Center, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$22,212, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Catholic Charities, 232 Main Street, Binghamton, New York 13905, for the operation of a Senior Center in connection with the Office for Aging's Congregate Nutrition Program for the period January 1, 2005 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 \$22,212 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760736.4457.104962 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 535

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH METRO INTERFAITH HOUSING MANAGEMENT CORPORATION FOR THE OFFICE FOR AGING'S CONGREGATE MEAL PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 469 of 2003, authorized renewal of the agreement with Metro Interfaith Housing Management Corporation for the Office for Aging's Congregate Meal Program for residents at 110 Chenango Street, Binghamton and Lincoln Court Senior Housing Center, Binghamton with revenue to Broome County in the amount of \$3.00 per meal, total amount estimated at, but not limited to \$30,996 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary for the provision of meals to enriched housing clients, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, in the amount of \$3.10 per meal, total amount estimated at, but not limited to \$36,785, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Metro Interfaith Housing Management Corporation, 21 New Street, Binghamton, New York 13903 to provide meals to residents at 110 Chenango Street, Binghamton, and Lincoln Court Senior Housing Center, Binghamton, for the Office for Aging's Congregate Meal Program for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$3.10 per meal, total amount estimated at, but not limited to \$36,785, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 760736.0628.104962 (Contracted Meals), and be it

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

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

RESOLUTION NO. 536

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR SHOPPER AND SUPPORTIVE SERVICES FOR THE OFFICE FOR AGING FOR 2005

WHEREAS, this County Legislature, by Resolution 468 of 2003, authorized renewal of the agreement with the Southern Tier Chapter of the American Red Cross for shopper and supportive services for the Office for Aging at an amount not to exceed \$25,000 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, the shopper service program provides support and assistance to low income persons age 60 and older who are homebound, unable to go out alone, without friends or relatives who are able and willing to assist them and who are not eligible for service under other funding sources, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$25,000, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Southern Tier Chapter, American Red Cross, 620 East Main Street, Endicott, New York 13760 for shopper and supportive services for the Office for Aging for the period January 1, 2005 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 \$25,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760751.4457.104962 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 537

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE JOHNSON CITY SENIOR CITIZENS CENTER, INC., FOR THE OFFICE FOR AGING'S SENIOR CITIZENS NUTRITION PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 478 of 2003, authorized renewal of the agreement with the Johnson City Senior Citizens Center, Inc. for the Office for Aging's Senior Citizen Nutrition Program at an amount not to exceed \$26,000, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to manage the Senior Citizen Nutrition Program, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$28,000, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Johnson City Senior Citizen Center, Inc., 30 Brocton Avenue, Johnson City, New York 13790, for the Office for Aging's Senior Citizens Nutrition Program for the period January 1, 2005 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 \$28,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760736.4457.104962 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 538

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH S.E.P.P., INC. FOR THE OFFICE FOR AGING'S TITLE IIIC-1 CONGREGATE MEALS PROGRAM TO PROVIDE MEAL SERVICES TO S.E.P.P. RESIDENTS FOR 2005

WHEREAS, this County Legislature, by Resolution 388 of 2003, authorized an agreement with S.E.P.P., Inc. to provide meal services for the Office for Aging's Title IIIC-1 Congregate Meals Program with revenue to the County at a rate of \$3.00 per meal, total amount estimated at, but not limited to \$18,000, for the period October 1, 2003 through December 31, 2004, and

WHEREAS, said services are necessary for the provision of meals to S.E.P.P. housing residents and guests at the Marian Apartments in Endwell, New York, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County at a rate of \$3.10 per meal, total amount estimated at, but not limited to \$12,000, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with S.E.P.P., Inc., 53 Front Street, Binghamton, New York 13905 for the Office for Aging's Title IIIC-1 Congregate Meals Program to provide hot meals to residents at Marian Apartments, Hooper Road, Endwell, New York for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$3.10 per meal, total amount estimated at, but not limited, to \$12,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 760736.0628.104962 (Contracted Meals), and be it

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

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

RESOLUTION NO. 539

By Health & Human Services and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VARIOUS ORGANIZATIONS FOR LEASE OF SPACE FOR THE OFFICE FOR AGING'S NUTRITION PROGRAMS AND SENIOR CENTERS FOR 2005

WHEREAS, this County Legislature, by Resolution 487 of 2003, authorized renewal of the agreements with various property owners for lease of space for Senior Community Centers and Meals on Wheels programs for the period January 1, 2004 through December 31, 2004, and

WHEREAS, lease space is needed for the activities of the senior community and for the Meals on Wheels Program so that meals can be delivered to central points where volunteers will pick up and deliver meals to residents of Broome County, and

WHEREAS, said agreements expire by their terms on December 31, 2004, and it is desired at this time to renew said agreements on substantially similar terms and conditions, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreements with various organizations as listed in Exhibits "A through F" for lease space of for Senior Community Centers and Meals on Wheels sites for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors the amounts listed in Exhibits "A through F", for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines listed for each organization in Exhibits "A through F", and be it

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

EXHIBIT A

LESSOR	PURPOSE	COST	BUDGET LINE	CA #
Fairview United Methodist Church 254 Robinson Street Binghamton, NY 13904	Eastside Senior Community Center	\$390 month NTE \$4,680	760736.4422.104962	292-70

EXHIBIT B

LESSOR	PURPOSE	COST	BUDGET LINE	CA #
Village of Deposit 146 Front Street Deposit, NY 13754	Deposit Senior Community Center	\$200 month NTE \$2,400	760736.4422.104962	292-26

EXHIBIT C

LESSOR	PURPOSE	COST	BUDGET LINE	CA #
West Presbyterian Church 80 Main Street Binghamton, NY 13905	Meals on Wheels	\$700 month NTE \$8,460	760744.4422.104963	292-241

EXHIBIT D

LESSOR	PURPOSE	COST	BUDGET LINE	CA #
Chenango Bridge First United Methodist Church 740 River Road Chenango Bridge, NY 13745	Meals on Wheels	No cost for space. County reimburses Church for phone expenses	760744.4412.104963	292-296

EXHIBIT E

LESSOR	PURPOSE	COST	BUDGET LINE	CA #
Town of Vestal 605 Vestal Parkway West Vestal, NY 13850	Vestal Senior Community Center	No cost for space. Town reimburses one-half phone expenses	760736.0166.104962	292-145

EXHIBIT F

LESSOR	PURPOSE	COST	BUDGET LINE	CA #
Little White Church 1049 Conklin Road Conklin, NY 13748	Meals on Wheels	No cost for space	760744.4422.104963	292-350

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

RESOLUTION NO. 540

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS AND NURSING FACILITIES FOR IN-HOME AND INSTITUTIONAL RESPITE SERVICES FOR THE OFFICE FOR AGING FOR 2005

WHEREAS, this County Legislature, by Resolution 481 of 2003, authorized renewal of agreements with various vendors and nursing home facilities for in-home and institutional respite services at various rates of reimbursement for the Office for Aging for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary for in-home respite services to caregivers in Broome County and for institutional respite services for the Title III-E Caregiver Program, and

WHEREAS, said agreements expire by their terms on December 31, 2004, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at the various rates listed, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the following agreements for in-home and institutional respite care for the Office for Aging's Title III-E Caregiver Grant at the rates indicated, for the period January 1, 2005 through December 31, 2005:

In-Home Respite Services	Institutional Respite Services
Staffings Healthcare Systems P.O. Box 1015 Binghamton, New York 13902-1015 Rate: \$13.75 per hour 1/1/05-3/31/05 \$14.25 per hour 4/1/05-12/31/05	Willow Point Nursing Home 3700 Old Vestal Road Vestal, New York 13850 Rate: Current Medicaid Rate
Interim Healthcare Systems 38 Front Street, Suite D Binghamton, New York 13905 Rate: \$13.75 per hour 1/1/05-3/31/05 \$14.25 per hour 4/1/05-12/31/05	Ideal Senior Living Center 508 High Avenue Endicott, New York 13760 Rate: Current Medicaid Rate
Family & Children's Society of Broome County 257 Main Street Binghamton, New York, 13905 Rate: \$13.75 per hour 1/1/05-3/31/05 \$14.25 per hour 4/1/05-12/31/05	Woodland Manor Assisted Living Center 505 Clubhouse Road Vestal, New York 13850 Rate: Standard Care - \$150
Homemakers of Broome County d/b/a Caregivers 189 Riverside Drive Johnson City, New York 13790 Rate: \$13.75 per hour 1/1/05-3/31/05 \$14.25 per hour 4/1/05-12/31/05	

and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates indicated, total amounts not to exceed budget appropriations for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760967.4457.104965 (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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 541

By Health & Human Services and Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM (HIICAP) GRANT FOR OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2004- 2005

WHEREAS, this County Legislature, by Resolution 262 of 2003, authorized and approved renewal of the Health Insurance Information and Counseling Assistance Program (HIICAP) for the Office for Aging, adopted a program budget in the amount of \$2,350 and authorized an agreement with Action for Older Persons, Inc., to administer said program for the period April 1, 2003 through March 31, 2004, and

WHEREAS, said grant program provides for recruitment and training of volunteers for health insurance counseling, and

WHEREAS, it is desired to renew said grant program in the amount of \$9,000, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period April 1, 2004 through March 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$9,000 from the New York State Office for Aging, for the Office for Aging's Health Insurance Information and Counseling Assistance Program (HIICAP) Grant for the period April 1, 2004 through March 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 \$9,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to administer said program grant for the Office for Aging for the period April 1, 2004 through March 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760850.4457.104960 (Subcontracted Program Expense), and be it

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

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

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

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

RESOLUTION NO. 542

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF MENTAL HEALTH OUTREACH PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 473 of 2003, authorized and approved renewal of the Mental Health Outreach Program Grant for the Office for Aging and adopted a program budget in the amount of \$44,510 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program provides funding for in-home assessment, mental health counseling and treatment for seriously mentally ill elders over 60 years of age, and

WHEREAS, it is desired to renew said grant program in the amount of \$45,351 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from United Health Services, Business Direct, 10-42 Mitchell Avenue, Binghamton, New York 13903, for the Office for Aging's Mental Health Outreach Program for the period January 1, 2005 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 \$45,351, 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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 543

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF THE INTEGRATED SOCIAL DAY CARE FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 474 of 2003, authorized and approved renewal of the Integrated Social Day Care for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$39,639 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program provides a social day care setting for mentally-challenged individuals and other clients, and

WHEREAS, it is desired to renew said grant program in the amount of \$40,074 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$12,932 from the New York State Office of Mental Retardation and Development Disabilities, c/o Broome Developmental Services, 229-231 State Street, 1st Floor, Binghamton, New York 13901, for the Office for Aging's Integrated Social Day Care for the Elderly Program Grant for the period January 1, 2005 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 \$40,074, and be it

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

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

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

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

RESOLUTION NO. 544

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR ORTHOTIC AND PROSTHETIC SERVICES FOR THE DEPARTMENT OF HEALTH'S PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM FOR 2005-2006

WHEREAS, this County Legislature, by Resolution 502 of 2002, authorized agreements with various vendors for orthotic and prosthetic services for the Department of Health's Physically Handicapped Children's Program for amounts not to exceed \$6,000 per vendor per year (paid at the Medicaid rate), for the period January 1, 2003 through December 31, 2004, and

WHEREAS, said services are necessary to provide measurement, molds and fittings for orthotic and prosthetic devices to children with handicapping conditions, and

WHEREAS, said agreements expire by their terms on December 31, 2004, and it is desired at this time to renew said agreements on substantially similar terms and conditions, for amounts not to exceed \$6,000 per vendor per year (paid at the Medicaid rate), for the period January 1, 2005 through December 31, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreements with various vendors as shown below for orthotic and prosthetic services for the Department of Health's Physically Handicapped Children's Program, for the period January 1, 2005 through December 31, 2006,

Creative Orthotics and Prosthetics
33 Mitchell Avenue
Binghamton, New York 13903

Hangar Prosthetics and Orthotics
635 Main Street
Johnson City, New York 13790

Klemmt Orthopaedics
130 Oakdale Road
Johnson City, New York 13790

and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors amounts not to exceed \$6,000 per vendor per year (paid at the Medicaid rate), for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480293.4707.101000 (Medical and Hospital Services), and be it

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

RESOLUTION NO. 545

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR SPEECH THERAPY AND EVALUATION SERVICES FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 248 of 2003, authorized agreements with various vendors for speech therapy and evaluation services for the Department of Health's Early Intervention Program for the period July 1, 2003 through December 31, 2004 and the Preschool Education (3-5) Program for the period July 1, 2003 through June 30, 2004, at rates set by New York State Department of Health, total amount not to exceed budgeted appropriations, and

WHEREAS, said services are necessary to provide speech therapy and evaluation services for the Department of Health's Early Intervention Program, and

WHEREAS, said agreements expire by their terms on December 31, 2004, and it is desired at this time to renew said agreements on substantially similar terms and conditions, at rates set by New

York State Department of Health, total amount not to exceed budgeted appropriations, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreements with various vendors as shown below, for speech therapy and evaluation services for the Department of Health's Early Intervention Program for the period January 1, 2005 through December 31, 2005,

Michelle D. Bryant
21 McFall Road
Apalachin, NY 13732
607-625-2481

Tishuba D. Guzyk
384 Prospect Street
Binghamton, NY 13905
607-770-0816

and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates set by the New York State Department of Health, as shown on Exhibit "A", total amount not to exceed budgeted appropriations, for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480293.various.101082, and be it

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

RESOLUTION NO. 546

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF THE DSS-PREVENTIVE DENTISTRY/DENTAL SEALANT PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, the Director of Public Health requests authorization to accept a DSS-Preventive Dentistry/Dental Sealant Program Grant and adopt a program budget in the amount of \$35,614 for the period October 1, 2004 through December 31, 2005, and

WHEREAS, said grant program provides educational and preventive oral health services to school aged children, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,614 from Broome County Department of Social Services, 36 Main Street, Binghamton, New York 13905 for the Department of Health's DSS-Preventive Dentistry/Dental Sealant Program Grant for the period October 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 \$35,614, and be it

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

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

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

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

RESOLUTION NO. 547

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL, INC. FOR LEASE OF SPACE AT 22 FRONT STREET FOR 1999-2005

WHEREAS, this County Legislature, by Resolution 61 of 1999, authorized an agreement with Our Lady of Lourdes Memorial Hospital, Inc. for sublease of space at the 22 Front Street Health Department facility for a five-year term with the option, upon consent of both parties, to renew for an additional five year term, with an annual rent of \$85,000 for the first year with a 4% escalator for each remaining year (including renewals) effective upon the anniversary date of the lease and any subsequent renewals to include utilities (excluding telephone and computer charges), maintenance, parking, plowing and security services, and

WHEREAS, said agreement provides subleased space to Our Lady of Lourdes Hospital to house the CHHA Disease and Disability and Long Term Home Health Care Programs, and

WHEREAS, it is necessary to authorize an amendment to said agreement extending the original agreement to June 30, 2005 and removing the escalator clause of 4% from said agreement for the remainder of the agreement, and

WHEREAS, the County is hereby requiring prepayment of the remaining balance due, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the lease agreement with Our Lady of Lourdes Memorial Hospital, Inc., 169 Riverside Drive, Binghamton, New York 13905, extending the original agreement to June 30, 2005, removing the 4% escalator clause from said agreement for the remainder of the agreement and prepaying the remaining balance of said agreement, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall prepay the County an amount not to exceed \$42,616 (includes maintenance, security, utilities and taxes), for the period January 1, 2005 through June 30, 2005, and be it

FURTHER RESOLVED, that the prepayment hereinabove authorized shall be credited to budget line 480046.0189 (Rental of Real Property), and be it

FURTHER RESOLVED, that Resolution 61 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 548

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF AN STD OUTREACH MEDIA INITIATIVES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004

WHEREAS, the Public Health Director requests authorization to accept an STD Outreach Media Initiatives Program Grant and adopt a program budget in the amount of \$14,990 for the period October 1, 2004 through December 31, 2004, and

WHEREAS, said grant program provides funding for the airing of public safety announcements on three major TV stations to increase community awareness about sexually transmitted diseases, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$14,990 from the Bureau of STD Control, New York State Department of Health, 1168 Corning Tower – ESP, Albany, New York 12237 for the Department of Health's STD Outreach Media Initiatives Program Grant for the period October 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 \$14,990, and be it

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

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

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

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

RESOLUTION NO. 549

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Wike
RESOLUTION AUTHORIZING RENEWAL OF THE CHILDHOOD LEAD POISONING PREVENTION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 510 of 2003, authorized and approved the Childhood Lead Poisoning Prevention Grant for the Department of Health and adopted a program budget in the amount of \$73,417 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program oversees screening and followup required of Primary Care Providers, provides coordination of remediation activities with property owners and is responsible for community awareness and promotion, and

WHEREAS, it is desired to renew said grant program in the amount of \$73,417 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$73,217 from the Childhood Lead Poisoning Prevention Program, Bureau of Child & Adolescent Health, New York State Department of Health, Tower Building, Empire State Plaza, Albany, New York 12237, for the Department of Health's Childhood Lead Poisoning Prevention Grant for the period January 1, 2005 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 \$73,417, and be it

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

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

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

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

RESOLUTION NO. 550

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF TITLE VII ELDER ABUSE PREVENTION PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 472 of 2003, as amended by Resolution 415 of 2004, authorized and approved renewal of the Title VII Elder Abuse Prevention Program Grant for the Office for Aging, adopted a program budget in the amount of \$10,638 and authorized an agreement with Action for Older Persons, Inc. to administer said program for an amount not to exceed \$10,638 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program provides recruitment and training of volunteers for the Elder Abuse Prevention Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$9,746, adopt a program budget and renew the agreement with Action for Older Persons, Inc. to continue to administer said program for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$9,746 from New York State Office for Aging, Empire State Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Title VII Elder Abuse Prevention Program Grant for the period January 1, 2005 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 \$9,746, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901 to administer said program in the amount of \$9,746 for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760827.4457.104966 (Subcontracted Program Expense), and be it

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

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

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

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

RESOLUTION NO. 551

By Public Safety & Emergency Services, Personnel and Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING REVISION OF THE INTENSIVE SUPERVISION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004

WHEREAS, this County Legislature, by Resolution 557 of 2003, authorized and approved renewal of the Intensive Supervision Program Grant for the Department of Probation and

adopted a program budget in connection therewith in the total amount of \$179,519 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program is an alternative to incarceration, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in the amount of \$4,800 in grant revenue from New York State and an increase of \$4,800 in miscellaneous revenue appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Intensive Supervision Program Grant to reflect a decrease of \$4,800 from New York State for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts a revised program budget annexed hereto as Exhibit "A" in the total amount of \$174,719, and be it

FURTHER RESOLVED, that Resolution 557 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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 552

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE PROBATION ELIGIBLE DIVERSION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 554 of 2003, authorized and approved continuation of the Probation Eligible Diversion Program Grant for the Department of Probation and adopted a program budget in the amount of \$114,577 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program is designed to keep non-violent drug abusers out of State facilities and to ensure that probationers released from custody are actively supervised in the community, and

WHEREAS, it is desired to renew said grant program in the amount of \$114,295 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$99,417 from the New York State Division of Probation and Correctional Alternatives, for the Department of Probation's Probation Eligible Diversion Program Grant for the period January 1, 2005 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 \$114,295, and be it

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

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

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

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

RESOLUTION NO. 553

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF THE PRETRIAL RELEASE PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 555 of 2003, authorized and approved the Pretrial Release Program Grant for the Department of Probation and adopted a program budget in the amount of \$89,403 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program services are designed to reduce the unsentenced inmates at the Broome County Public Safety Facility by providing the necessary information to enable the court to decide the least restrictive method necessary to secure an inmate's appearance in court without detention and/or for those inmates unable to post bail, and

WHEREAS, it is desired to renew said grant program in the amount of \$93,150 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$48,450 from the New York State Division of Probation and Correctional Alternatives for the Department of Probation's Intensive Supervision Program for the period January 1, 2005 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 \$93,150, and be it

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

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

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

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

RESOLUTION NO. 554

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

RESOLUTION AUTHORIZING RENEWAL OF THE INTENSIVE SUPERVISION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2005

WHEREAS, this County Legislature, by Resolution 557 of 2003, as amended by companion resolution, authorized and approved the Intensive Supervision Program Grant for the Department of Probation and adopted a program budget in the amount of \$179,519 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said grant program is an alternative to incarceration, and

WHEREAS, it is desired to renew said grant program in the amount of \$195,872 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$92,200 from the New York State Division of Probation and Correctional Alternatives for the Department of Probation's Intensive Supervision Program for the period January 1, 2005 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 \$195,872, and be it

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

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

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

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

RESOLUTION NO. 555

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH TIME WARNER TELECOM FOR FIBER CONNECTION AND EQUIPMENT FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2005-2014

WHEREAS, the Director of Information Technology requests authorization for a lease agreement with Time Warner Telecom for fiber connection and equipment for the Division of Information Technology at a cost not to exceed \$150,000, for the period January 1, 2005 through December 31, 2014, and

WHEREAS, said lease is necessary to provide fiber connection and equipment for data transfer between the Broome County Office Building and the Broome County Public Safety Facility for high availability 911, dispatch and Sheriff's systems and backup and will be funded by an Emergency Services 911 Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Time Warner Telecom, 116 Clayton Avenue, Vestal, New York 13850, for fiber connection and equipment, for the Division of Information Technology for the period January 1, 2005 through December 31, 2014, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an 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 460072.4516.104918 (Hardware Rental), and be it

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

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

RESOLUTION NO. 556

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GEAC ENTERPRISE SOLUTIONS, INC. FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2005

WHEREAS, this County Legislature, by Resolution 596 of 2003, authorized renewal of the agreement with Geac Enterprise Solutions, Inc. for software maintenance for the Division of Information Technology at an amount not to exceed \$48,622, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary for maintenance of Broome County's MSA Payroll/Personnel software, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$52,512, for the period January 1, 2005 through December 31, 2005 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Geac Enterprise Solutions, Inc., 66 Perimeter East, Atlanta, Georgia 30346-1805 for Broome County's MSA Payroll/Personnel software maintenance for the Division of Information Technology for the period January 1, 2005 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 \$52,512 for the term of the agreement, and be it

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

RESOLUTION NO. 557

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CRIME VICTIMS ASSISTANCE CENTER, INC. FOR SUPPORT SERVICES FOR VICTIMS OF CHILD ABUSE AND CHILD SEXUAL ABUSE FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2005

WHEREAS, this County Legislature, by Resolution 544 of 2003, authorized renewal of the agreement with Crime Victims Assistance Center, Inc. for support services for victims of child abuse and child sexual abuse at a cost not to exceed \$14,237, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, the Child Advocacy Center provides a neutral setting and support for victims of abuse in which to collaboratively conduct investigations and provide services, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$14,664, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Crime Victims Assistance Center, Inc., 377 Robinson Street, Binghamton, New York 13902 for support services for victims of child abuse and child sexual abuse for the Department of Social Services for the period January 1, 2005 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 \$14,664 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

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

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

RESOLUTION NO. 558

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC CHARITIES FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES COORDINATED CHILDREN'S SERVICES INITIATIVE PROGRAM FOR 2005

WHEREAS, this County Legislature, by Resolution 545 of 2003, as amended by Resolution 204 of 2004, authorized renewal of the agreement with Catholic Charities for services for the Coordinated Children's Services Initiative Program at a cost not to exceed \$82,985, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said agreement provides services to children and families to reduce the need for residential placement, including the provision for respite services, and

WHEREAS, said agreement expires 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 \$103,511 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Catholic Charities, 232 Main Street, Binghamton, New York 13905 for services to children and families to reduce the need for residential placement and to provide respite services for the Department of Social Services for the period January 1, 2005 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 \$103,511 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

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

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

RESOLUTION NO. 559

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY, INC. FOR COUNSELING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES' FUNCTIONAL FAMILY THERAPY PROGRAM (F/K/A ADOLESCENT PREVENTIVE SERVICES) FOR 2005

WHEREAS, this County Legislature, by Resolution 543 of 2003, authorized renewal of the agreement with Catholic Social Services of Broome County, Inc. for intensive counseling services in connection with the Department of Social Services' Adolescent Preventive Services

at a cost not to exceed \$310,872 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to provide short and long term counseling to PINS youth and families at risk of court involvement and placement, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$320,198, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Catholic Charities of Broome County, Inc., 232 Main Street, Binghamton, New York 13905 for counseling services in connection with the Department of Social Services' Functional Family Therapy Program for the period January 1, 2005 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 \$320,198 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

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

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

RESOLUTION NO. 560

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR COUNSELING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES' SEXUAL ABUSE PROJECT FOR 2005

WHEREAS, this County Legislature, by Resolution 549 of 2003, authorized renewal of the agreement with Family and Children's Society of Broome County, Inc. for counseling services for the Department of Social Services' Sexual Abuse Project at an amount not to exceed \$466,025, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said agreement provides assessment, treatment and counseling services to sexually abused children and their families and treatment of juvenile sex offenders, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$480,006, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Family and Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York 13905 for counseling services for the Department of Social Services' Sexual Abuse Project for the period January 1, 2005 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 \$480,006 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

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

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

RESOLUTION NO. 561

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GOODHOPE YOUTH HOME, INC. FOR NON-SECURE DETENTION SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2005

WHEREAS, this County Legislature, by Resolution 546 of 2003, authorized renewal of agreement with Goodhope Youth Home, Inc. for non-secure detention services for the Department of Social Services at an amount not to exceed \$340,560, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to provide non-secure detention services to youths who are court-ordered into placement, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$350,880, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Goodhope Youth Home, Inc., 4010 McIntyre Road, Trumansburg, New York 14866 for non-secure detention services for the Department of Social Services for the period January 1, 2005 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 \$350,880 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670117.4582.103000 (Foster Care NS Detention Out-of- 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-18, Nays-0, Absent-1 (Mather).

RESOLUTION NO. 562

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE FOR NON-SECURE DETENTION AT HASKINS NON-SECURE DETENTION FACILITY FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2005

WHEREAS, this County Legislature, by Resolution 547 of 2003, authorized renewal of the agreement with The Children's Home of Wyoming Conference for non-secure detention at Haskins Non-Secure Detention Facility for the Department of Social Services at an amount not to exceed \$671,196 for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said services are necessary to provide non-secure detention at Haskins for court ordered persons in need of supervision, juvenile delinquents and related detention services, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$749,832, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with The Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901-1696 for non-secure detention at Haskins Non-Secure Detention Facility for court ordered persons in need of supervision, juvenile delinquents and related detention services for the Department of Social Services for the period January 1, 2005 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 \$749,832 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670117.4581.103000 (Foster Care NS DET-Haskins), and be it

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

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

RESOLUTION NO. 563

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CHILDREN'S HOME OF WYOMING CONFERENCE FOR COUNSELING SERVICES FOR THE THERAPEUTIC AFTER-SCHOOL PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2005

WHEREAS, this County Legislature, by Resolution 551 of 2003, authorized renewal of an agreement with The Children's Home of Wyoming Conference for counseling services in connection with the Department of Social Services' Therapeutic After-School Program at a cost not to exceed \$505,050, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said agreement is necessary to provide intensive services to enable youth at risk to remain at home and enhance family functioning, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$544,397 for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with The Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York 13901-1696 for intensive counseling services in connection with the Department of Social Services' Therapeutic After-School Program for the period January 1, 2005 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 \$544,397 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

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

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

RESOLUTION NO. 564

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH YOUTH ADVOCATE PROGRAMS, INC. FOR SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2005

WHEREAS, this County Legislature, by Resolution 552 of 2003, authorized renewal of an agreement with Youth Advocate Programs, Inc. for services for the Department of Social Services at an amount not to exceed \$322,465, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said agreement will provide a highly successful, research based, program that should significantly reduce foster care placement costs, and provide successful outcomes for high risk children by providing a preventive and aftercare program that offers wraparound services to children who are at high risk of residential placement or are returning home from residential placements, and

WHEREAS, said agreement expires by its terms on December 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$332,139, for the period January 1, 2005 through December 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Youth Advocate Programs, Inc., 2007 North Third Street, Harrisburg, Pennsylvania 17102 for services for the Department of Social Services for the period January 1, 2005 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 \$332,139 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of Services), and be it

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

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

RESOLUTION NO. 565

By Finance Committee

Seconded by Mr. Wike

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES, PLUS ACCRUED INTEREST AND PENALTIES ON PARCELS IN VARIOUS TOWNS IN BROOME COUNTY

WHEREAS, it is necessary to cancel taxes, plus accrued interest and penalties on the parcels of real property listed on the attached Exhibit "A", now, therefore, be it

RESOLVED, that taxes, plus accrued interest and penalties will be cancelled on the parcels of real property listed on the attached Exhibit "A".

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

RESOLUTION NO. 566

By Education, Culture & Recreation Committee

Seconded by Mr. Wike

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY PUBLIC LIBRARY BOARD OF TRUSTEES

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

<u>NAME</u>	<u>TERM EXPIRING</u>
Lanny Kipp	New Appointment
405 Jensen Road	Term Expires 12/31/08
Vestal, New York 13850	(Replaces Karen Peckham, Vestal Representative)

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 221 of 1984, hereby confirms the appointment of the above-named individual to membership on the Broome County Public Library Board of trustees for the term indicated, in accordance with his appointment by the County Executive.

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

RESOLUTION NO. 567

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

RESOLUTION AUTHORIZING RENEWAL OF THE LOCAL ENHANCED WIRELESS 911 PROGRAM GRANT FOR THE OFFICE OF EMERGENCY SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993-2007

WHEREAS, this County Legislature, by Resolution 23 of 2004, as amended by companion resolution, authorized and approved the Local Enhanced Wireless 911 Program Grant in the amount of \$386,722, adopted a program budget in the amount of \$193,361 for the period January 1, 1993 through March 31, 2006 and credited the remaining \$193,361 to the General Fund budget line 460006.0619.101000 (State Aid), and

WHEREAS, said grant program provides funding to reimburse the County for funds expended during the phases of implementing wireless 911 including but not limited to computer hardware, software, lease of phone lines, language line and TDD equipment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$119,864 made available due to a change in the eligibility determination from the New York State Department of State, 41 State Street, Albany, NY 12231-0001 for the Office of Emergency Services' Local Enhanced Wireless 911 Program for the period January 1, 1993 through March 31, 2007, and be it,

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the amount of \$313,225 and authorizes crediting of said funds to budget line 460072.0619.104775 (State Aid), and be it

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

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

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

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

RESOLUTION NO. 568

By Finance, Health & Human Services and Public Safety & Emergency Services
Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR HEALTH, PUBLIC DEFENDER AND MENTAL HEALTH

RESOLVED, that in accordance with a request from the Director of Health to modify the appropriations to maximize the BCCF Child Health Care Educator Team Grant as requested in BF#005304 & 005305, 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	104916	Salaries – Part Time	24,834
	480301	4319	104916	Office Supplies	50
	480301	4346	104916	Training & Education	1,632
	480301	4463	104916	Education and Training	700
	480301	4618	104916	Office Supplies Chgbk	70
	480301	8010	104916	State Retirement	2,713
	480301	8030	104916	Social Security	1,821
	480301	8040	104916	Workers' Compensation	476
	480301	8050	104916	Life Insurance	12
	480301	8060	104916	Health Insurance	4,764
	480301	8070	104916	Unemployment	238
TO:	480301	1600	104916	Salaries – Temporary	1,033
	480301	4461	104916	Mileage and Parking	105
	480301	4610	104916	Personal Svcs Chgbk	36,172

FURTHER RESOLVED, that in accordance with a request from the Public Defender to transfer funds to extend the Temporary Clerk position, enabling the Public Defender's Office to complete more of the data entry required as part of the new Case Management System as requested in BF#0001479, 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:	530006	4427	101000	Electric Current	1,535
TO:	530006	1600	101000	Salaries – Temporary	1,535

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health to increase the budget due to additional Federal Aid received to be used to replace obsolete computers as requested in BF#005232, 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>
REVENUE:	470013	0903	101000	Federal Aid – Mental Health	37,141
APPROP:	470013	4359	101000	Computer Software and Supplies	37,141

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

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

RESOLUTION NO. 569

By Finance and Public Works Committee

Seconded by Mr. Shafer

RESOLUTION AMENDING THE 2003 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2003 Capital Improvement Program is hereby amended as follows:

FROM:

Estimated Construction Cost:					
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501379	ARFF Facility Rehabilitation	1,131,701	30,375	1,048,826	52,500

<u>Local Finance Law Sec. 11</u>			How Financed:	
<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>
2003	15	12(a)(2)	82,875	0

TO:

Estimated Construction Cost:					
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501379	ARFF Facility Rehabilitation	1,131,701	31,005	1,048,826	51,871

<u>Local Finance Law Sec. 11</u>			How Financed:	
<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>
2003	15	12(a)(2)	82,875	0

Comments: Changes involve the incorporation of current project grant values.

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

Carried, Ayes-17, Nays-1 (Kolba), Absent-1 (Mather).

RESOLUTION NO. 570

By Personnel and Health & Human Services

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING A 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#05-07, this County Legislature hereby authorizes the creation of (1) Program Assistant position, Full Time, at budget line 670034.1000.103000, minimum salary of \$23,509, Grade 10, CSEA, effective date 01/01/05, and

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Social Services as contained in PCR#05-06, this County Legislature hereby authorizes the creation of (1) Social Services Examiner position, Full Time, at budget line 670034.1000.103000, minimum salary of \$24,697, Grade 11, CSEA, effective date 01/01/05, 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 Mr. Pasquale.

	<u>Index Code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	900084	4752	101000	Contingency Fund	\$24,354
TO:	910026	5064	101000	Southern Tier Zoological Society	\$24,354

and be it

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

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

RESOLUTION NO. 573

By County Administration and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMMENCE LITIGATION AGAINST MAJOR PHARMACEUTICAL COMPANIES TO RECOVER OVER CHARGES FOR MEDICAID PRESCRIPTION DRUGS AND TO AUTHORIZE AN AGREEMENT WITH KIRBY McINERNEY & SQUIRE, LLP TO SERVE AS OUTSIDE COUNSEL IN CONNECTION WITH SAID LITIGATION

WHEREAS, there appears to be an industry wide practice in the pharmaceutical industry of routinely inflating the average wholesale price of prescription drugs resulting in significant overcharges to Broome County and other counties for drugs dispensed to Medicaid recipients, and

WHEREAS, the county attorney requests authorization to commence litigation against the major pharmaceutical manufacturers to recover the alleged overpayments made by the county and to retain the services of Kirby McInerney & Squire, LLP to prosecute the matter on behalf of Broome County at no cost to the county, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Attorney to commence litigation against the major pharmaceutical manufacturers to recover alleged overpayments by Broome County for prescription drugs dispensed to Medicaid recipients, and, be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Kirby McInerney & Squire, LLP, 830 Third Avenue, New York, New York 10022 to serve as outside counsel in connection with the prosecution of the litigation against the major pharmaceutical manufacturers, and be it

FURTHER RESOLVED, that as consideration for said legal services, Broome County will pay Kirby McInerney & Squire, LLP twenty-five (25%) percent of any recovery Broome County obtains against the pharmaceutical manufacturers, and be it

FURTHER RESOLVED, that Kirby McInerney & Squire, LLP will pay all up front costs and disbursements in connection with said litigation and that they will recover their costs and disbursements only from any payments Broome County receives from the pharmaceutical manufacturers resulting from the litigation and that Broome County will have no financial obligation of any kind in the event there is no recovery from the pharmaceutical manufacturers, and be it

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

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

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.** The meeting was adjourned at 5:26 p.m.

This page intentionally left blank.

