

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, JUNE 17, 1993**

The Legislature convened at 4:14 p.m., with a call to order by the Chairman, Arthur J. Shafer.

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the Attendance roll: Present-17, Absent-2 (Augostini, Pasquale). Mr. Pasquale arrived during discussion of Resolution No. 211.

The Chairman, Mr. Shafer, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a moment of silent meditation.

Mr. Warner moved, seconded by Mr. Malley that the minutes of the Regular Session of May 20, 1993 and the Special Session of the May 25, 1993 be approved as prepared and as presented by the Clerk.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

The following communications, notices and reports were presented to the County Legislature:

COMMUNICATIONS:

1.Minutes from:

- a. Cornell Cooperative Extension
- b.Land Use/Natural Resources Committee
- c. Environmental Management Council
- d. Ambulance Advisory Board
- e. Landfill Siting Committee
- f. Mental Health Advisory Board
- g. Binghamton Regional Airport
- h.Willow Point Nursing Facility
- i.Water Resources Committee

2.1992 State Equalization Rate (Village of Deposit).

3.Copy of letter regarding impact of 1993 County Equalization Rates.

4.Letter from Dept. of Public Works regarding impact of proposed energy

tax.

5. Copy of letter from Commissioner of Planning and Economic Development regarding updated lists of parcels in Agricultural Districts.
6. Public Safety Complex Permit (Cutler Pond-surface water runoff).
7. Resolution from Tioga County (Intent to Exercise Self-Government-Mandated Programs).

REPORTS:

1. Department of Social Services: Monthly Report (February 1993).
2. Broome Community College: Monthly Reports (Above the Minimum Hires, April 1993; Budget Transfers, March/April 1993); Financial Reports.
3. Department of Audit and Control: Payroll Audits (County Clerk, Personnel, Risk & Insurance, Veterans, STOP-DWI); Contract Audits (August Garufy; Staiman Industries).

Mr. Lindsey moved, seconded by Mrs. Coffey to receive and file the above noted reports and to publish any pertinent portions thereof in the 1992 Journal of Proceedings. **Carried.** Ayes-17, Nays-0, Absent-2 (Augustini, Pasquale).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Presentation: Cornell Cooperative Extension by Mary Sienkiewicz, Director

Letters from the Chairman, Arthur J. Shafer:

1. Appointing Wayne L. Howard as voting representative for Robert J. Warner, Personnel Committee, June 9, 1993.
2. Appointing the following as voting representatives for Margaret M. Coffey: Vincent A. Pasquale, Public Safety and Emergency Services Committee, June 8, 1993; George Harbachuk, Transportation Committee, June 9, 1993; Merry Harris, Finance Committee, June 10, 1993.
3. Appointing Andrew Kavulich as voting representative for George

Harbachuk, County Administration, Economic Development and Planning Committee, June 10, 1993.

The following resolutions that were heldover from the previous regular session were again presented for consideration.

RESOLUTION NO. 211

by County Administration, Economic Development & Planning Committee, heldover by Mr. Whalen. Resolution in support of Broome County Economic Development Alliance.

Mr. Pasquale arrived during the discussion of this resolution.

Mr. Whalen moved, seconded by Mr. Malley to **amend the 5th WHEREAS**, to remove the phrase 'Local Development Corporation' and insert 'ECONOMIC DEVELOPMENT COUNCIL'.

Mrs. Coffey moved, seconded by Mr. Pazzaglini to call to question.

The question was **called**. Ayes-18, Nays-0, Absent-1 (Augostini).

The Amendment **carried**.

Ayes-11(Burger, Coffey, Harbachuk, Harris, Kavulich, Lindsey, Malley, Pasquale, Taylor, Warner & Whalen,)

Nays-7(Brown, Howard, Hudak, Pazzaglini, Schofield, Shafer, Wagstaff)

Absent-1(Augostini).

Mr. Whalen moved, seconded by Mr. Pazzaglini to amend the resolution adding a second FURTHER RESOLVED to read:

FURTHER RESOLVED, that the Broome County Legislature reserves the right to review and approve the By-Laws of the Broome Economic Development Alliance prior to its incorporation.

Mr. Pasquale moved, seconded by Mrs. Wagstaff to call to question.

The question was **called**. Ayes-17, Nays-1 (Malley), Absent-1 (Augostini).

The Amendment **failed**.

Ayes-8(Coffey, Harbachuk, Harris, Kavulich, Lindsey, Malley, Taylor, Whalen)

Nays-10(Brown, Burger, Howard, Hudak, Pasquale, Pazzaglini,

Schofield, Shafer, Wagstaff, Warner)
Absent-1 (Augostini).

Mrs. Wagstaff moved, seconded by Mr. Warner to call the question on the resolution as amended.

The question was **called**. Ayes-14, Nays-4 (Harris, Kavulich, Malley, Taylor), Absent-1 (Augostini).

Resolution as amended **carried**. Ayes-18, Nays-0, Absent-1 (Augostini).

RESOLUTION NO. 220

by Health/Human Services and Finance Committees, heldover by Mrs. Hudak. Resolution authorizing renewal of agreement with Water Street Associates for lease of space for the Broome County Drug Awareness Center for 1992 through 1997.

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

RESOLUTION NO. 246

by County Administration, Economic Development & Planning and Finance Committees, heldover by Mrs. Wagstaff. Resolution authorizing agreement with Eastman Kodak Co. for lease agreement for Kodak 1575A copier/fastback binder for 1993 through 1996.

Mrs. Wagstaff moved, seconded by Mr. Brown to **table** the resolution to the regular session of July 22, 1993.

Tabled.Ayes-12(Brown, Burger, Harbachuk, Harris, Howard, Hudak, Lindsey, Pazzaglini, Schofield, Wagstaff, Warner, Shafer)

Nays-6(Coffey, Kavulich, Malley, Pasquale, Taylor, Whalen)

Absent-1(Augostini).

RESOLUTION NO. 247

by County Administration, Economic Development & Planning and Finance Committees, heldover by Mrs. Wagstaff. Resolution authorizing agreement with Eastman Kodak Co. for maintenance agreement for Kodak 1575A

copier/fastback binder for 1993 through 1996.

Mrs. Wagstaff moved, seconded by Mr. Brown to **table** the resolution to the next session of July 22, 1993.

Tabled. Ayes-14, Nays-4 (Kavulich, Pasquale, Taylor, Whalen),
Absent-1 (Augostini).

RESOLUTION NO. 248

by County Administration, Economic Development & Planning and Finance Committees, heldover by Mrs. Wagstaff. Resolution authorizing agreement with Eastman Kodak Co. for maintenance agreement for Kodak 300 AFB copier and computer forms feeder for general services for 1993 through 1996.

Mrs. Wagstaff moved, seconded by Mr. Brown to **table** the resolution to the next session of July 22, 1993.

Tabled. Ayes-15, Nays-3 (Kavulich, Pasquale, Taylor), Absent-1 (Augostini).

RESOLUTION NO. 249

by County Administration, Economic Development & Planning and Finance Committees, heldover by Mrs. Wagstaff. Resolution authorizing agreement with Eastman Kodak Co. for lease of Kodak 300 AFB copier for the Department of General Services for 1993 through 1996.

Mrs. Wagstaff moved, seconded by Mr. Brown to **table** the resolution to the next session of July 22, 1993.

Tabled. Ayes-15, Nays-3 (Kavulich, Pasquale, Taylor), Absent-1 (Augostini).

The following resolutions that were tabled from the previous special session were again presented for consideration.

RESOLUTION NO. 204

by Environment and Finance Committees. Resolution granting a waiver of

tipping fee(s) for disposal of flood related debris and flood damaged goods to individuals and businesses who sustained property damage as a result of the April, 1993 flooding in Broome County.

Mrs. Wagstaff moved, seconded by Mr. Pasquale to **table** to the next session of July 22, 1993.

Tabled. Ayes-18, Nays-0, Absent-1 (Augustini).

RESOLUTION NO. 232

by Education/Culture and Recreation and Finance Committees. Resolution authorizing an agreement with the Southern Tier Zoological Society, incorporated and the City of Binghamton for the Ross Park Zoo for 1994 through 1997.

Mrs. Wagstaff moved, seconded Mr. Brown to replace the first FURTHER RESOLVED with the following FURTHER RESOLVED:

FURTHER RESOLVED, for the calendar year 1993, Broome County shall contribute \$225,000, consisting of monetary contributions and/or in kind services and goods as agreed between the parties, for the continued operation of the Ross Park Zoo and Park. For calendar years 1994 through 1997, the Southern Tier Zoological Society shall continue as a contract agency on a per year basis.

Mrs. Coffey moved, seconded by Mrs. Wagstaff to call to question on the amendment.

The question was **called.** Ayes-18, Nays-0, Absent-1 (Augustini).

The amendment **failed.**

Ayes-7 (Brown, Howard, Pazzaglini, Schofield, Wagstaff, Warner & Shafer)

Nays-11(Burger, Coffey, Harbachuk, Harris, Hudak, Kavulich, Lindsey, Malley, Pasquale, Taylor, Whalen)

Absent-1(Augostini).

Mr. Shafer moved, seconded by Mr. Pasquale to call the question on the resolution as presented.

The question was **called.** Ayes-18, Nays-0, Absent-1 (Augustini).

The resolution **carried**.

Ayes-13(Burger, Coffey, Harbachuk, Harris, Hudak, Kavulich, Lindsey, Malley, Pasquale, Pazzaglini, Taylor, Whalen & Shafer)

Nays-5 (Brown, Howard, Schofield, Wagstaff & Warner)

Absent-1(Augostini).

RESOLUTION NO. 254

by Finance Committee. Resolution advising the contract agencies receiving funds from Broome County of reduced funding in fiscal year 1994.

Carried.

Ayes-13(Brown, Burger, Coffey, Howard, Hudak, Lindsey, Pazzaglini, Schofield, Taylor, Wagstaff, Warner, Whalen & Shafer)

Nays-5(Harbachuk, Harris, Kavulich, Malley & Pasquale)

Absent-1(Augostini).

The preferred agenda was presented at this time, seconded by Mrs. Wagstaff and Mr. Warner. For the sake of clarity, all resolutions are presented in numerical order.

RESOLUTION NO. 260

by Finance Committee Seconded by Mr. Warner

BOND RESOLUTION DATED JUNE 17, 1993

RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$2,906,000 SERIAL BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE INCREASED COST OF THE ALTERATION AND IMPROVEMENT OF TITCHENER HALL IN AND FOR SAID COUNTY.

BE IT RESOLVED, by the County Legislature of the County of Broome, New York, as follows:

Section 1. To pay the increased cost of the alteration and improvement of Titchener Hall, including original furnishings, equipment, machinery and apparatus incidental thereto, in and for the County of Broome, New York, there are hereby authorized to be issued an additional \$2,906,000 serial

bonds of said County pursuant to the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid specific object or purpose is now determined to be \$4,306,000, and the plan for the financing thereof is as follows:

- a) By the issuance of \$1,330,000 serial bonds of said County as authorized by a bond resolution dated February 2, 1988 (permanent No. 52), duly adopted by the County Legislature of said County on said date, as amended on July 18, 1989;
- b) by the expenditure of \$70,000 available current funds of said County as authorized by the aforesaid bond resolution;
- c) by the issuance of the \$2,906,000 serial bonds authorized herein. The amount of serial bonds herein authorized to be issued shall be reduced to the extent State Grants in aid are received in connection with the project described herein.

Section 3. It is hereby determined that the aforesaid specific object or purpose constitutes a Type II Action under the SEQRA regulations of the State of New York which, by definition, will not have a significant impact upon the environment.

Section 4. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law, computed from April 28, 1988, the date of the first bond anticipation note issued pursuant to the aforesaid bond resolution referred to in paragraph a of Section 2 hereof; and such bond resolution is hereby amended so that the period of probable usefulness set forth therein shall be exactly as is set forth in this Section.

Section 5. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Subject to the provisions of the Local Finance Law, the

power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 7. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same and also including the consolidation with other issues, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provisions of the Local Finance Law.

Section 8. the validity of such bonds and bond anticipation notes may be contested only if:

- 1)Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2)The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3)Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.103-18(f). Other than as specified in this resolution no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press & Sun Bulletin, which is the only newspaper having a general circulation in the County,

together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 11. This resolution shall supersede the bond resolution dated January 21, 1993 (permanent No. 93-19), duly adopted by the County Legislature of the County of Broome, New York, on January 21, 1993.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 261

by Transportation and Finance Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING LEASE AGREEMENT WITH DOT/FAA FOR LAND USE FOR A MEDIUM INTENSITY APPROACH LIGHT SYSTEM.

WHEREAS, the Commissioner of Aviation requests authorization for a lease agreement with the Federal Aviation Administration for construction of navigational and landing aids; and

WHEREAS, the Medium Intensity Approach Light System (MALSR) is essential to the safe operation of the Binghamton Regional Airport, now, therefore, be it

RESOLVED, that this County Legislature authorizes a lease agreement with DOT/FAA, Eastern Region, Federal Building, JFK International Airport, Jamaica, New York, 11430 for installation, operation and maintenance of a Medium Intensity Approach Light System (MALSR) at the Binghamton Regional Airport for the period June 1, 1993 through September 30, 1993, with annual renewal until September 30, 2013 and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 262

by Education, Culture & Recreation and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING WAIVER OF FEES AT GRIPPEN PARK FOR 1993 ANNUAL BROOME COUNTY EMPLOYEES PICNIC.

WHEREAS, this County Legislature by Local Law No. 6 of 1983, established certain fees and charges for the use of Broome County Parks and facilities, and

WHEREAS, said fee schedule included charges for shelter house rentals at Grippen Park, and

WHEREAS, it has been proposed that the annual picnic for Broome County employees be held at Grippen Park on Sunday, August 15, 1993, and

WHEREAS, the Broome County Executive and this Legislature desire to waive the shelter rental fees, now, therefore, be it

RESOLVED, that this County Legislature hereby waives the shelter rental fees for the 1993 Annual Picnic to be held August 15, 1993 at Grippen Park, and be it

RESOLVED, that the Commissioner of Finance and the Comptroller of Broome County are hereby authorized to make such budgetary adjustments as may be necessary to effectuate the intent and purpose of this resolution, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 263

by Finance Committee

Seconded by Wagstaff & Warner

RESOLUTION APPROVING TRANSFER OF 1989 IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem for year 1989, and

WHEREAS, this County Legislature has heretofore authorized the

Director of Real Property Tax Service to transfer such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, the Director of Real Property Tax Services advises that the certain properties were taken in error in the 1989 in rem foreclosure proceedings, and the Director and your sponsoring committee recommend that such properties be transferred back to the original owners based on the circumstances of each such case as reviewed and approved by your sponsoring committee, now, therefore, be it

RESOLVED, that the transfer back to the former owners of the parcels listed below is hereby approved by this County Legislature based on the circumstances of each such case, as determined by your sponsoring committee.

<u>TOWN</u>	<u>TAX MAP #</u>	<u>FORMER OWNER</u>
Chenango	5-3-12X	William F. Brown Jr.
Chenango	7-5-B-15	Robert & Linda D. Jumper
Fenton	4-18-S2	Leroy G. & Frances Deyo

and, be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute the appropriate documents, approved as to form by the Department of Law, transferring the properties listed above to the former owners in each such case, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 264

by Public Safety & Emergency Services, Personnel, and Finance Committees
Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING REVISION OF INTENSIVE

SUPERVISION PROGRAM GRANT FOR PROBATION DEPARTMENT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 85 of 1993, authorized the continued participation by the Probation Department in the Intensive Supervision Grant Program for the period April 1, 1993 through March 31, 1994 and adopted a program budget in connection therewith in the total amount of \$143,483.00, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Intensive Supervision Program Grant for the period April 1, 1993 through March 31, 1994 in the total amount of \$144,257.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$144,257.00 for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that Resolution 85 of 1993, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 265

by Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING RENEWAL OF PRETRIAL RELEASE PROGRAM GRANT FOR THE PROBATION DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 - 1994.

WHEREAS, this County Legislature, by Resolution 279 of 1992, as revised by resolutions 521 and 677 of 1992 authorized the continued participation by the Probation Department in the Pretrial Release Program Grant for the period July 1, 1992 through June 30, 1993 and adopted a program budget in connection therewith in the total amount of \$67,798.00, and

WHEREAS, said grant program provides for the reduction of the unsentenced Broome County Jail population by providing timely information about the unsentenced detainee to the court, insuring that the defendant is released from custody by the least restrictive method necessary to insure his/her appearance in court, and providing that all persons unable to post bail and not released in their own recognizance the opportunity to be interviewed by the pretrial investigator to determine their eligibility for release from jail, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1993 through June 30, 1994 in the amount of \$67,798.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$67,798.00 from the New York State Division of Probation and Correctional Alternatives for the period July 1, 1993 through June 30, 1994, 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 \$67,798.00 for the period July 1, 1993 through June 30, 1994, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 266

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH ARC-ATLANTIC RESEARCH CORPORATION FOR CONTRACT COMPUTER OPERATOR SERVICES FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1993.

WHEREAS, this County Legislature, by Resolution 479 of 1992, as amended, authorized an agreement with ARC- Atlantic Research Corporation for Contract Computer Operator Services for the Department of Computer Services, at a cost not to exceed \$40,000.00, for calendar year 1993, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount for purposes of completion of special projects and migrating the help desk system, and

WHEREAS, the director of Computer Services has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with ARC-Atlantic Research Corporation for the department of Computer Services in the total amount, not to exceed \$65,000.00 for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (contracted data processing services), and be it

FURTHER RESOLVED, that Resolution 479 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 267

by Finance and Public Works Committees

Seconded by Mr. Pazzaglini

AMENDATORY BOND RESOLUTION DATED JUNE 17, 1993

RESOLUTION AMENDING A BOND RESOLUTION DATED JANUARY 21, 1993, HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK, ON SUCH DATE, WITH RESPECT TO THE MAXIMUM ESTIMATED COST AUTHORIZED AND THE PLAN OF FINANCING THEREFORE

WHEREAS, the bond resolution adopted by the County Legislature on January 21, 1993 (Resolution No. 93-37) set forth a maximum estimated cost for the reconstruction and resurfacing of County Highways (Project Code G-243) at \$1,000,000, and

WHEREAS, the costs necessary in connection with the reconstruction and resurfacing of such County Highways are now estimated to be only \$750,000, and

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this project, as well as the plan of financing therefore, in light thereof, now, therefore,

BE IT RESOLVED, by the County Legislature of the County of Broome, New York, as follows:

Section 1. Section 1 of the bond resolution referenced in the preambles hereto is hereby amended, in part, so that the following description of Project Code G-243 shall read as follows:

G-243Reconstruction and resurfacing of County Highways; being a class of objects or purposes; ten years; subdivision 20(b)	\$750,000
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shall be made from budget line 235028.4746.502219 (Engineering and Architectural 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-14, Nays-3 (Coffey, Kavulich, Wagstaff),
Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 269

by Public Works and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION DECLARING DEPARTMENT OF PUBLIC WORKS PROJECT HW-93-01 CHERRY HILL ROAD CULVERT PROJECT, TOWN OF NANTICOKE, TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION

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

WHEREAS, the Department of Public Works Project HW-93-01, Cherry Hill Road Culvert Project, Town of Nanticoke, has been identified as a Type II action under the New York State Environmental Quality Review Act because it involves plans having no substantial effect on the environment in that it involves only replacing an existing concrete box culvert with corrugated steel pipe-arch and placement of heavy stone fill and gabions in the stream channel, and

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

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the reconstruction work is relatively minor in nature, consisting of the repairs to the existing bridge, having no substantial effect on the environment, and that a perpetual easement from one property owner will be acquired for the project, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the Department of Public Works Project HW-93-01, Cherry Hill Road Culvert Project, Town of Nanticoke, to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 270

by Public Works Committee

Seconded by Wagstaff & Warner

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO CHERRY HILL ROAD CULVERT PROJECT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, it is necessary to undertake the Cherry Hill Road Culvert project in order to replace the existing culvert, and

WHEREAS, it has been determined that such project is subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned Cherry Hill Road Culvert project, and

WHEREAS, initiation of the Cherry Hill Road Culvert project may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the proposed Cherry Hill Road Culvert project, and be it

FURTHER RESOLVED, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the Cherry Hill Road Culvert project will not have a significant effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature, hereby adopts the "Negative Declaration" annexed hereto as Exhibit "A."

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 271

by Health and Human Services and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING RENEWAL OF CHILD CARE AND DEVELOPMENT BLOCK GRANT (CCDBG) AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993.

WHEREAS, this County Legislature, by Resolution 569 of 1992, authorized and approved the acceptance of Child Care and Development Block Grant (CCDBG) and adopted a program budget in the amount of \$94,000.00 for October 1, 1992 through December 31, 1992, and

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

WHEREAS, it is desired to renew said grant program for calendar year 1993 in the amount of \$200,489.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and

approves acceptance of \$200,489.00 from the Federal Child Care and Development Block Grant (CCDBG) for the period January 1, 1993 through September 30, 1993, 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 \$200,489.00 for the period January 1, 1993 through September 30, 1993, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 272

by Health & Human Services, Personnel, and Finance Committees
Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING REVISION OF DEPARTMENT OF SOCIAL SERVICES COMPREHENSIVE EMPLOYMENT OPPORTUNITY SUPPORT CENTER (CEOSC) PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993.

WHEREAS, this County Legislature, by Resolution 130 of 1993, authorized the continued participation by the Department of Social Services in the Comprehensive Employment Opportunity Support Center (CEOSC) Program for the calendar year 1993 and adopted a program budget in connection therewith in the total amount of \$103,830.00, and

WHEREAS, it is necessary at this time to revise said program

to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Comprehensive Employment Opportunity Support Center (CEOSC) Program for the period April 1, 1993 through September 30, 1993, in the total amount of \$131,706.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$131,706.00 for the period April 1, 1993 through September 30, 1993, and be it

FURTHER RESOLVED, that Resolution 130 of 1993, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 273

by Health & Human Services and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING REVISION OF THE FOOD STAMP EMPLOYMENT AND TRAINING GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 396 of 1992, authorized the continued participation by the Department of Social Services in the Food Stamp Employment and Training Grant Program for the period October 1, 1992 through September 30, 1993, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Food Stamp Employment and Training Grant for the period October 1, 1992 through September 30, 1993, in the total amount of \$87,609.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$87,609.00 for the period October 1, 1992, through September 30, 1993, and be it

FURTHER RESOLVED, that Resolution 396 of 1992, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 274

by Health & Human Services, Personnel, and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING REVISION OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 475 of 1992, as amended by Resolution 596 of 1992, authorized the continued participation by the Department of Social Services in the Home Energy Assistance Program (HEAP) Grant and adopted a program budget in connection therewith in the total amount of \$1,646,342.00, for the period November 1, 1992 through November 15, 1993, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Department of Social Services Home Energy Assistance Program (HEAP) for the period through November 1, 1992 through November 15, 1993 in the total amount of \$2,530,164.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$2,530,164.00 for the period November 1, 1992 through November 15, 1993, and be it

FURTHER RESOLVED, that Resolutions 475 and 596 of 1992, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augustini, Pasquale).

RESOLUTION NO. 275

by Health & Human Services and Finance Committees
Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH MICHAEL J. CLENEY FOR BARBER SERVICES AT WILLOW POINT NURSING FACILITY FOR 1993.

WHEREAS, this County Legislature, by Resolution 619 of 1992, authorized an agreement with Michael J. Cleney for Barber Services at Willow Point Nursing Facility for 1993, at a cost of \$3.50 per haircut, total cost not to exceed \$2,730.00 for the term of this agreement, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount of the contract due to increasing numbers of male residents at the facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with MichAel J. Cleney for Barber Services at Willow Point Nursing Facility for the period January 1, 1993 through December 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,227.00, and be it

FURTHER RESOLVED, that Resolution 619 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 276

by Health & Human Services and Finance Committees
Seconded by Mr. Harbachuk

RESOLUTION AUTHORIZING ACCEPTANCE OF 156 BICYCLE HELMETS FOR INJURY CONTROL PROGRAM FOR THE

HEALTH DEPARTMENT FOR 1992 THROUGH 1993.

WHEREAS, the Director of the Health Department requests authorization to accept 156 bicycle helmets for an Injury Control Program for the period of September 30, 1992 through December 31, 1993.

WHEREAS, said program provides for acceptance by Broome County of said bicycle helmets for distribution to low-income families; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of the bicycle helmets from Health Research Inc., for the period September 30, 1992, through December 31, 1993, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 277

by Health & Human Services and Finance Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING REVISION OF AGREEMENT WITH TRINITY MEMORIAL CHURCH FOR THE HEALTH DEPARTMENT ADOLESCENT COMMUNITY SERVICES PROJECT PROPERTY LEASE FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 323 of 1992, authorized an agreement with Trinity Memorial Church for lease of property located at 44 Main Street, Binghamton, NY, 13905, for the period September 1, 1992 through August 31, 1993, at a cost not to exceed \$10,960.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reflect an increase in expenditures for utilities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Trinity Memorial Church for the Adolescent Community Services Project for the period September 1, 1992 through August 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,110.00, and be it

FURTHER RESOLVED, that Resolution 323 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 278

by Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Taylor

RESOLUTION AUTHORIZING REVISION OF ADOLESCENT COMMUNITY SERVICES PROJECT GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 336 of 1992, authorized and approved the continued participation by the Health Department in the Adolescent Community Services Project Grant Program for the period September 1, 1992 through August 31, 1993, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in revenue, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Adolescent Community Services Project Grant Program for the period September 1, 1992 through August 31, 1993 in the total amount of \$382,853.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$382,853.00 for the period September 1, 1992 through August 31, 1993, and be it

FURTHER RESOLVED, that Resolution 336 of 1992, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 279

by Health & Human Services and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING AN ADDITIONAL AGREEMENT AND TWO REVISED AGREEMENTS WITH VARIOUS VENDORS FOR THE HEALTH DEPARTMENT EDUCATION FOR HANDICAPPED CHILDREN'S PROGRAM FOR 1993.

WHEREAS, the Health Department requests authorization or a new agreement and amended agreements with various vendors as indicated on the attached Exhibit "A" for the Health Department Education for Handicapped Children's Program for the calendar 1993, and

WHEREAS, said services are necessary to provide itinerant speech, occupational and physical therapy, special education and transportation for the Health Department Education for Handicapped Children's Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the vendors as listed on the attached Exhibit "A" for the services, costs and terms indicated, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480285.4715.101000 (other health and medical services), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 280

by Health & Human Services, Personnel, and Finance Committees
Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAMS (SCSEP) ADMINISTRATION GRANT FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 254 of 1992, as amended, authorized and approved the Office for Aging Senior Community Service Employment Programs (SCSEP) Administration Grant and adopted a program budget in the amount of \$120,392.00 for the period July 1, 1992 through June 30, 1993, and

WHEREAS, said grant program provides for charge-backs and payments of all Office for Aging Staff for administration expenses involved in all Office for Aging Grants, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1993 through June 30, 1994 in the amount of \$125,552.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$125,552.00 for the Office for Aging Senior Community Service Employment Programs (SCSEP) Administration Grant for the period July 1, 1993 through June 30, 1994, 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 \$125,552.00 for the period July 1, 1993 through June 30, 1994, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 281

by Health & Human Services and Finance Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING'S JOB TRAINING PARTNERSHIP ACT JOB CLUB PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 246 of 1992, authorized and approved the Office for Aging's Job Training Partnership Act Job Club Grant and adopted a program budget in the amount of \$30,920.00 for the period July 1, 1992 through June 10, 1993, and

WHEREAS, said grant program is designed to assist low income eligible persons aged 55 and over to reenter the labor market through a job search club program, counseling, and job referral, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1993 through June 30, 1994 in the amount of \$35,000.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,000.00 for the Office for Aging's Job Training Partnership Act Job Club for the period July 1, 1993 through June 30, 1994, 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 \$35,000.00 for the period July 1, 1993 through June 30, 1994, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 282

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SOFA) GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 248 of 1992, as amended, authorized and approved the Office for Aging's Senior Community Service Employment Program (SOFA) and adopted a program budget in the amount of \$61,416.00 for the period July 1, 1992 through June 30, 1993, and

WHEREAS, said grant program provides a subsidized employment and training program for low income eligible persons aged 55 and older including part-time jobs for applicants in not-for-profit agencies, classroom training, on the job training and efforts to increase the labor market participation of older persons, and

WHEREAS, this said grant provides for senior aide trainees at training sites for short terms, and the Office for Aging has requested that a variable wage rate of \$4.25 to \$15.00 per hour be approved for these employees, and

WHEREAS, it is desired said grant program for the period of July 1,

1993 through June 30, 1994 in the amount of \$51,884.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$51,884.00 for the Office for Aging's Senior Community Service Employment Program (SOFA) for the period of July 1, 1993 through June 30, 1994 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 \$51,884.00 for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a variable wage rate of \$4.25 to \$15.00 per hour for all senior aide trainees employed by the 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, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-16, Nays-0, Absent-3 (Augostini, Harris, Pasquale).

RESOLUTION NO. 283

by Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Taylor

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (NCOA) GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 250 of 1992, as

amended, authorized the continued participation by the Office for Aging in the Senior Community Service Employment Program (NCOA) Grant for the period July 1, 1992 through June 30, 1993, in the total amount of \$258,000.00, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1993 through June 30, 1994 in the amount of \$238,000.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$238,000.00 for the Office for Aging's Senior Community Service Employment Program (NCOA) Grant for the period July 1, 1993 through June 30, 1994, 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 \$238,000.00 for the period July 1, 1993 through June 30, 1994, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-16, Nays-0, Absent-3 (Augostini, Harris, Pasquale).

RESOLUTION NO. 284

by Health & Human Services, Personnel & Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (NCOA) GRANT AND ADOPTING A REVISED

PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 250 of 1992, as amended by Resolution 100 of 1993 authorized the continued participation by the Office for Aging in the Senior Community Service Employment Program (NCOA) for the period of July 1, 1992 through June 30, 1993 in the total amount of \$258,000.00, and

WHEREAS, it is necessary at this time to revise said program to reflect a redistribution of funds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging's Senior Community Service Employment Program (NCOA) Grant for the period July 1, 1992 through June 30, 1993 in the total amount of \$258,000.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$258,000.00 for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that Resolutions 250 of 1992 and 100 of 1993, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 285

by Health & Human Services, Personnel, County Administration & Finance

Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAMS (SCSEP) ADMINISTRATION GRANT FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 254 of 1992, authorized the continued participation by the Office for Aging in the Senior Community Service Employment Programs (SCSEP) Administration Grant Program for the period July 1, 1992 through June 30, 1993 in the total amount of \$120,392.00, and

WHEREAS, it is necessary at this time to revise said program to reflect the reallocation of funds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Senior Community Service Employment Programs (SCSEP) Administration Grant Program for the Office for Aging for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$120,392.00 for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that Resolution 254 of 1992, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 286

by Health & Human Services, Personnel and Finance Committees
Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING RENEWAL OF COMPREHENSIVE PREVENTION SERVICES PROGRAM GRANT FROM DEPOSIT CENTRAL SCHOOL DISTRICT FOR THE DRUG AWARENESS CENTER FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 131 of 1993, authorized and approved the acceptance of a Comprehensive Prevention Services Program Grant from Deposit Central School District for the Drug Awareness Center and adopted a program budget in the amount of \$22,000.00 for April 1, 1993 through June 30, 1993, and

WHEREAS, said grant program provides a Comprehensive Prevention Services Program for the Deposit Central School District, including a student assistance program for grades K-12, and school-community based prevention activities, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1993 through June 30, 1994, in the amount of \$77,350.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$77,350.00 from Deposit Central School District for the Comprehensive Prevention Services Program for the period July 1, 1993, through June 30, 1994, 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 \$77,350.00 for the period July 1, 1993 through June 30, 1994, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 287

by Transportation, Education, Culture & Recreation and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION TO PROVIDE FREE TRANSPORTATION FOR SUMMER FUN PROGRAMS FOR 1993.

WHEREAS, this County Legislature, by Resolution 290 of 1992, authorized the Department of Public Transportation to provide free transportation for Summer Fun programs for 1992 hosted by various municipalities within Broome County, and

WHEREAS, the Summer Fun programs provide summer outdoor recreational activities, including field trips, for its participants, and

WHEREAS, it is desired at this time to provide free transportation for such programs in all municipalities hosting said programs during off peak hours on existing fixed routes with no additional costs other than the normal costs of operating such routes for 1993, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Department of Public Transportation to provide free transportation for Summer Fun programs hosted by various municipalities within Broome County during off peak hours on existing fixed routes for 1993.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

Legislative Note: Transit Department will notify all municipalities in the County of this resolution within 10 days of its effective date.

(Towns/Villages/ Schools)

RESOLUTION NO. 288

by Environment Committee

Seconded by Mr. Warner

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO CONSTRUCTION AND OPERATION OF COMPOSTING FACILITY AT NANTICOKE LANDFILL WORK PROJECT.

WHEREAS, it is necessary to undertake construction and operation of a facility at the Nanticoke Landfill for composting of leaf and yard waste, and

WHEREAS, it has been determined that such project is subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, this County Legislature is an involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned Nanticoke Landfill Composting facility project, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the proposed Nanticoke Landfill Composting Facility project.

Carried. Ayes-16, Nays-1 (Brown), Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 289

by County Administration, Economic Development and Planning, Environment and Finance Committees

Seconded by Mr. Warner

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 6, 1993, ENTITLED: "A LOCAL LAW AMENDING LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, LOCAL LAW NO. 16, 1989, LOCAL LAW NO. 14, 1990, LOCAL LAW INTRO. NO. 4, 1993 AND LOCAL LAW INTRO. NO. 5, 1993 BROOME COUNTY SOLID WASTE CODE."

RESOLVED, that Local Law Intro. No. 6, 1993, entitled: "A Local Law Amending Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 16, 1989, Local Law No. 14, 1990, Local Law Intro. No. 4, 1993 and Local Law Intro No. 5, 1993, Broome County Solid Waste Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the New York State Municipal Home Rule Law, and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 6, 1993

A LOCAL LAW AMENDING LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, LOCAL LAW NO. 16, 1989, LOCAL LAW NO. 14, 1990, LOCAL LAW INTRO. NO. 4, 1993 AND LOCAL LAW INTRO. NO. 5, 1993, BROOME COUNTY SOLID WASTE CODE.

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

SECTION 1. Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 16, 1989, Local Law No. 14, 1990, Local Law Intro. No. 4, 1993 and Local Law Intro No. 5, 1993, is hereby amended to read as follows:

C. Commencing January 1, [1992] 1993, the following separate charges will apply at the Nanticoke Landfill:

(2) Tires.

- (a) Up to and including sixteen inch rim: two dollars (\$2.00) per tire.
- (b) Over sixteen inch, but less than twenty-two inch rim: five dollars (\$5.00) per tire.
- (d) Bulk loads: one hundred seventy-five dollars (\$175.00) per ton]
 - (a) Up to and including sixteen inch rim: seventy-five cents (\$0.75) per tire.
 - (b) Over sixteen inch, but less than twenty-two inch rim: one dollar and fifty cents (\$1.50) per tire.
 - (d) Bulk loads: sixty-five dollars (\$65.00) per ton.

Note: Material in brackets [] is deleted.
 Material in underlining is added.

SECTION 2. Except as hereinabove amended, Local Law Intro. No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 16, 1989, Local Law No. 14, 1990, Local Law Intro. No. 4, 1993, and Local Law Intro No. 5, 1993, shall remain in full force and effect.

SECTION 3. This Local Law shall become effective upon filing with the Secretary of State.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 290

by Health & Human Services, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Brown

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR SHERIFF'S DEPARTMENT AND DRUG AWARENESS.

RESOLVED, that in accordance with a request from the Sheriff of Broome County, in order to provide funds for health and life insurance, as requested by BT# 4859, 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 Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	450114	8063	102656	Disability Ins.	655
	450114	8030	102656	F.I.C.A.	2,563
TO :	450114	8050	102656	Life Ins.	13
	450114	8060	102656	Health Insurance	3,205

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff of Broome County, in order to provide funds for overtime for a large scale narcotics investigation, as requested by BT# 4857, 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 Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 450072	1000	101000	Salaries - FT	12,990
TO :	450056	1000	Salaries - FT	4,753
	450056	1700	Salaries - OT	8,237

and be it

FURTHER RESOLVED, that in accordance with a request from the Drug Awareness Center, in order to provide funds for part time salary and social security, as requested by BT# 5944, 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 Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 470062	8060	102667	Health Ins.	675
TO:	470062	1500	Salaries-PT	625
	470062	8030	Soc.Security	50

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 291

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING AGREEMENT WITH ANDY WALKER'S AUCTIONS, UNLIMITED, FOR AUCTIONEERING SERVICES FOR THE DEPARTMENT OF GENERAL SERVICES, PURCHASING DIVISION, TENTH ANNUAL AUCTION SCHEDULED FOR AUGUST 21, 1993 AT GRIPPEN PARK IN ENDICOTT, NEW YORK

WHEREAS, the Department of General Services, Purchasing Division, requests authorization for an agreement with Andy Walker's Auctions, Unlimited, for auctioneering services for its tenth annual auction of surplus

supplies, equipment and materials on August 21, 1993, at a cost of \$800 for expenses and 7.5 percent of the auctioneer's gross receipts (commission is based on gross sales, sales taxes are not taken into consideration for commission) for Broome County Government, and

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

WHEREAS, all political subdivisions, including Broome Community College, shall pay a fee of 10 percent of the auctioneer's gross receipts attributable to its property, with 7.5 percent of said fee payable to auctioneer and 2.5 percent to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Andy Walker's Auctions, Unlimited, Route 11, Grossett Drive, Kirkwood, New York, 13795, for auctioneer services for the August 21, 1993 auction, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Andy Walker's Auctions, Unlimited, \$800 for expenses, plus 7.5 percent of the auctioneer's gross receipts for the term of this agreement, and be it

FURTHER RESOLVED, that Andy Walker's Auctions, Unlimited, will pay the Broome County Parks Department an amount not to exceed \$1,490 for rental of Grippen Park, and an amount not to exceed \$250 for clean up by the Parks Department, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the proceeds of the auction referred to above, and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 292

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT ADMINISTRATION ENTITLED IIA PROGRAMS AND ADOPTING REVISED PROGRAM BUDGETS IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 257 of 1992, authorized the continued participation by the Office of Employment and Training in the Job Training Partnership Act Administration Entitled IIA Programs and adopted program budgets in connection therewith for the period July 1, 1992 through June 30, 1993, and

WHEREAS, it is necessary at this time to revise said Title IIA 8% and Title IIA 3% programs to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Job Training Partnership Act Title IIA 8% grant in the total amount of \$127,570.00, and the Job Training Partnership Act Title IIA 3% grant in the total amount of \$76,873.00 for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget for the Job Training Partnership Act Title IIA 8% grant annexed hereto as Exhibit "A" in the total amount of \$127,570.00 for the period July 1, 1992 through June 30, 1993, and the Job Training Partnership Act Title IIA 3% grant annexed hereto as Exhibit "B" in the total amount of \$76,873.00 for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that Resolution 257 of 1992, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 293

by County Administration, Economic Development & Planning, Personnel & Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING RENEWAL OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT ADMINISTRATION BUDGET FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 257 of 1992, as amended, authorized the continued participation in the Office of Employment and Training Job Training Partnership Act Administrative Program for the period July 1, 1992 through June 30, 1993, in the amount of \$588,319.00, and adopted a program budget, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1993 through June 30, 1996, in the amount of \$552,906.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$552,906.00 for the Job Training Partnership Act (JTPA) Administrative Program for the period July 1, 1993 through June 30, 1996, 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 \$552,906.00 for the period July 1, 1993 through June 30, 1996, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 294

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING RENEWAL OF OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE III PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 259 of 1992, as amended, authorized the continued participation by the Office of Employment and Training in the Job Training Partnership Act Title III for the period July 1, 1992 through June 30, 1993, and adopted a program budget in the amount of \$462,100.00, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1993 through June 30, 1996, in the total amount of \$315,530.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$315,530.00 for the period July 1, 1993 through June 30, 1996, 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 \$315,530.00 for the period July 1, 1993 through June 30, 1996, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 295

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING RENEWAL OF JOB TRAINING PARTNERSHIP ACT TITLE III WORKER ADJUSTMENT DISCRETIONARY (WA-DISC) GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 70 of 1993, authorized the acceptance of a JTPA Title III Worker Adjustment Discretionary (WA-DISC) Program Grant in the total amount of \$320,600.00 for the period January 1, 1993 through June 30, 1993 and adopted a program budget in connection therewith, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1992 through June 30, 1996 in the amount of \$145,600.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and

approves acceptance of \$145,600.00 for the JTPA Title III Worker Adjustment Discretionary (WA-DISC) program grant for the period July 1, 1993 through June 30, 1996, 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 \$145,600.00 for the period July 1, 1993 through June 30, 1996, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 296

by Public Works, Transportation and Finance Committees

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING AGREEMENT WITH O'BRIEN AND GERE ENGINEERS, FOR ENGINEERING AND RELATED SERVICES FOR TRANSMISSION OIL, AND ANTIFREEZE LEAK AT THE BROOME COUNTY TRANSIT GARAGE FOR 1993.

WHEREAS, the Commissioner of Public Works requests authorization

for an agreement with O'Brien and Gere Engineers, Inc. for engineering and related services for the transmission oil and antifreeze leak at the Broome County Transit Garage for 1993, at a cost not to exceed \$150,000.00, and

WHEREAS, said services are necessary for remediation and cleanup of the transmission oil and antifreeze leaks to determine the extent of contamination, assessment of the entire tank farm at Broome County Transit Garage, and to design a ground water treatment system to treat the contaminated ground water, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Brien and Gere Engineers, Inc. 441 Commerce Road, Vestal, NY, 13850, for 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$150,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the Transit Department Capital Improvement Project proposed in a companion resolution; and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 297

by Transportation and Finance Committees Seconded by Mr. Warner

RESOLUTION AMENDING THE 1993 CAPITAL IMPROVEMENT PROGRAM.

WHEREAS, it is necessary to amend the 1993 Capital Improvement Program to provide funds for assessment and remediation related to leaking underground storage tanks at the Broome County Transit Facility, now, therefore, be it

RESOLVED, that the 1993 Capital Improvement Program is hereby amended to include the following:

ESTIMATED CONSTRUCTION COSTS

Code: Q-132

Project Name: Underground Storage Tank Remediation

Total: \$150,000
State: \$ 15,000
Federal: \$120,000
County: \$ 15,000

HOW FINANCED

Year Start: 1993
YPU: 10
Bond: 0
Current Revenue: 15,000

Description: Initial engineering assessment and remediation measures related to leaking Underground Storage Tanks at the Transit Facility.
Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 298

by Finance Committees
Seconded by Mr. Warner

BOND RESOLUTION DATED JUNE 17, 1993

RESOLUTION AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$500,000 SERIAL BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY PART OF THE COST OF THE NANTICOKE LANDFILL REHABILITATION PURSUANT TO STATE ORDER, IN AND FOR SAID COUNTY

BE IT RESOLVED, by the County Legislature of the County of Broome, New York, as follows:

Section 1. To pay part of the cost of the Nanticoke Landfill rehabilitation pursuant to State Order (Project M-24A), in and for the County of Broome, New York, there are hereby authorized to be issued an additional \$500,000 serial bonds of said County pursuant to the Local Finance Law.

Section 2. The maximum estimated cost of the aforesaid specific object or purpose, as hereby authorized, is now determined to be \$11,800,000, and the plan for the financing thereof is as follows:

- a)By the issuance of \$9,765,000 serial bonds heretofore authorized to be issued therefore pursuant to a bond resolution duly adopted by the County Legislature of said County of March 6, 1990;
- b)By the appropriation and expenditure of \$735,000 available current funds of said County as authorized by the aforesaid bond

resolution dated March 6, 1990;

c)By the issuance of an additional \$800,000 serial bonds of said County heretofore authorized to be issued therefor pursuant to a bond resolution duly adopted by the County Legislature of said County on April 14, 1992, being Permanent Resolution No. 92-149. To the extent that any recitations made in this resolution are inconsistent with the aforesaid Permanent Resolution No. 92-149, the recitations herein shall be deemed controlling and such Permanent Resolution No. 92-149 shall be deemed amended in accordance herewith; and

d)By the issuance of the additional \$500,000 serial bonds of said County authorized herein.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 6 of paragraph a of Section 11.00 of the Local Finance Law, computed from October 11, 1990, the date of the first bond anticipation note issued therefor.

Section 4. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities

and interest payment dates, within the limitations prescribed herein and the manner of execution of the same and also including the consolidation with other issues, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provisions of the Local Finance Law.

Section 7. the validity of such bonds and bond anticipation notes may be contested only if:

- 1)Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2)The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3)Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.103-18(f). Other than as specified in this resolution no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in the Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Mr. Howard moved, seconded by Mr. Brown to **table**.

Tabled. Ayes-17, Nays-0, Absent-2 (Augustini, Pasquale).

RESOLUTION NO. 299

by Finance Committee

Seconded by Wagstaff & Warner

RESOLUTION AUTHORIZING AGREEMENTS REGARDING THE

BROOME COUNTY PROPERTY AND LIABILITY PROGRAM FOR 1993 THROUGH 1994.

WHEREAS, the Manager of Risk and Insurance has proposed a 1993-1994 insurance program, and

WHEREAS, it is necessary at this time for this County Legislature to authorize said program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the following agreements with the below listed firms to secure the insurance coverage indicated:

1. An agreement with Marsh & McLennan, 1166 Avenue of the Americas, New York, New York, 10036, whereby said firm will provide the following coverage for fees not to exceed the sums indicated:
Aviation \$47,000 (\$38,000 last year)
Boiler & Machinery \$ 6,772 (\$ 6,772 last year)
2. An agreement with Reidman Insurance, 2 Court Street, P. O. Box 1970, Binghamton, New York, 13902, whereby said firm will provide the following coverage for fees not to exceed the sums indicated:
Public Employee Bond \$ 6,130 (\$ 8,894 last year)
3. An agreement with said March & McLennan whereby said firm will provide property coverage at a fee not to exceed \$57,000 (\$54,910 last year), and be it

FURTHER RESOLVED, that the above-mentioned agreements shall be all effective from July 1, 1993 through June 30, 1994, except the Public Employee Bond agreement which shall be effective from July 1, 1993 through June 30, 1997, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4521.307000 (Insurance Premiums), and be it

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

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 300

by Finance and Public Safety & Emergency Services Committees
 Seconded by Mrs. Taylor

RESOLUTION AUTHORIZING INCREASE IN SALARY FOR THE DISTRICT ATTORNEY AND AUTHORIZING A TRANSFER OF FUNDS FOR SAID SALARY INCREASE.

WHEREAS, New York State has mandated the salary for the District Attorney for 1993 and 1994, and

WHEREAS, it is necessary to transfer funds in order for the Broome County District Attorney's salary to be in conformance with said mandate, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes the following salary increases for the District Attorney:

<u>Effective Date</u>	<u>Salary</u>
April 1, 1993	\$86,250
October 1, 1993	\$90,500
April 1, 1994	\$94,750
October 1, 1994	\$99,000

and be it

FURTHER RESOLVED, that in accordance with the mandate from the State of New York, in order to provide funds for the salary increase for the District Attorney, as requested by BT# 5894, 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 Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 900084	4752	101000	Contingent Acct.	4,750
TO :	330001	1000	Salary - FT	4,412
	330001	8030	Social Security	338

Heldover by Mr. Howard.

RESOLUTION NO. 301

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

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST
 FOR THE DISTRICT ATTORNEY'S OFFICE AND BUDGET
 TRANSFER IN CONNECTION THEREWITH**

RESOLVED, that in accordance with a request from the District Attorney's Office, as contained in PCR# 93-171, this County Legislature hereby authorizes the creation of one (1) full-time Keyboard Specialist position at budget line 330001.1000.101000, minimum salary \$14,580, Grade 8, Union Code 4, effective June 28, 1993, and be it

FURTHER RESOLVED, that in accordance with a request from the District Attorney's Office, in order to provide funds for the afore-mentioned PCR, as requested by BT# 5895, 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 Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	900084	4752	101000	Contingent Acct.	\$ 8,472
TO :	330001	1000	101000	Salaries-FT	\$ 6,168
	330001	8030	101000	Social Security	472
	330001	8060	101000	Health Ins.	1,790
	330001	8040	101000	Life Ins.	10
	330001	8063	101000	Disability	32

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

RESOLUTION NO. 302

by Honorable Robert Warner Seconded by Mr. Howard

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS
 FOR THE SHERIFF'S DEPARTMENT AND BUDGET TRANSFER
 IN CONNECTION THEREWITH.**

RESOLVED, that in accordance with a request from the Sheriff's Department, as contained in PCR# 93-149, this County Legislature hereby authorizes the creation of five (5) full-time Deputy Sheriff positions at budget line 450049.1000, minimum salary \$23,735, Grade N/A, Union Code 05, effective May 20, 1993, and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, as contained in PCR# 93-150, this County Legislature hereby authorizes the creation of one (1) full-time Deputy Sheriff Sergeant position at budget line 450049.1000, minimum salary \$32,347, Grade N/A, Union Code 05, effective May 20, 1993, and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, as contained in PCR# 93-148, this County Legislature hereby authorizes the creation of one (1) full-time Deputy Sheriff position at budget line 450049.1000, minimum salary \$23,735, Grade N/A, Union Code 05, effective May 20, 1993, and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, as contained in PCR# 93-147, this County Legislature hereby authorizes the creation of one (1) full-time Deputy Sheriff Detective position at budget line 450056.1000, minimum salary \$23,735, Grade N/A, Union Code 05, effective May 20, 1993, and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, in order to provide funds for the afore-mentioned PCR's, as requested by BT# 4851 and 4852, 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 Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	450023	4435	101000	Inmate Expense	-Other Facil.	\$170,574
TO:	450049	1000	101000	Salaries-FT		\$106,712
	450049	1920	101000	Pre-Shift Rept.	2,355	
	450056	1000	101000	Salaries - FT	14,493	
	450056	1920	101000	Pre-Shift Rept.	392	
	450049	8010	101000	State Retirement	1,091	
	450049	8030	101000	Social Security	8,344	
	450049	8040	101000	Workers' Comp.	2,290	
	450049	8050	101000	Life Insurance	168	

450049	8060	101000	Health Insurance	28,966
450056	8010	101000	State Retirement	149
450056	8030	101000	Social Security	1,139
450056	8040	101000	Workers' Comp.	313
450056	8050	101000	Life Insurance	24
450056	8060	101000	Health Insurance	4,138

Mr. Shafer indicated that he would abstain on this matter as his daughter is on a Civil Service list for the Sheriff's Department.

Heldover by Mr. Malley.

RESOLUTION NO. 303

by Finance, Education, Culture and Recreation Committees Seconded by Mr. Brown

RESOLUTION SETTING DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE 1993-1994 PROPOSED BROOME COMMUNITY COLLEGE BUDGET AND COUNTY EXECUTIVE'S MESSAGE IN CONNECTION THEREWITH

WHEREAS, pursuant to the Broome County Charter and Administrative Code, a proposed Broome Community College budget has been submitted for the year commencing September 1, 1993 and ending August 31, 1994, and

WHEREAS, the County Executive, pursuant to Article VI of the Broome County Charter, has prepared and submitted to this Legislature a Budget Message in connection with the proposed Broome Community College budget, and

WHEREAS, pursuant to Article XXIII-A, this Legislature, or a committee designated by this Legislature, must hold a public hearing on the submitted Broome Community College budget and accompanying County Executive's Budget Message, now, therefore, be it

RESOLVED, that this County Legislature hereby designates the Education and Finance Committees of this Legislature to hold a joint public hearing on the proposed Broome Community College budget and the Budget Message submitted by the County Executive, and be it

FURTHER RESOLVED, that this County Legislature hereby designates July 15, 1993 at 7:00 p.m. in the Legislative Chambers, as the date, time and place said joint public hearing is to take place, and be it

FURTHER RESOLVED, that in accordance with Article XXIII-A of

the Broome County Charter, the Clerk of this Legislature is hereby directed to cause to be printed or otherwise reproduced, sufficient copies of the proposed budget and Budget Message for distribution not less than five days prior to the public hearing, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to cause to be published the appropriate notices of said public hearing in accordance with the Broome County Charter and Administrative Code.

Carried. Ayes-17, Nays-0, Absent-2 (Augostini, Pasquale).

Mr. Whalen moved, seconded by Mr. Warner to adjourn at 6:20 p.m.

Carried.