

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
June 16, 1994**

The Legislature convened at 4:24 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-18 (Mr. Pasquale, while not present for the roll call, arrived during the discussion of resolutions), Absent-1 (Lindsey).

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. Augostini moved, seconded by Mrs. Coffey that the minutes of the May 19th. Regular Session, and May 31st. Special Session be approved as prepared and as presented by the Clerk.

PUBLIC HEARING(3:45 p.m.)-Accepting Draft EIS Statement for Proposed George Harvey Justice Building Renovation Project. The Chairman, Mr. Shafer opened the public hearing @ 3:45 p.m. The Clerk read the Legal Notice of the hearing and several speakers were heard from. A complete transcript is being prepared and will be distributed as a separate document. The hearing concluded at approximately 4:15 p.m. The regular session followed at 4:24 p.m.

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

**PRESENTATION OF COMMUNICATIONS AND REPORTS:
COMMUNICATIONS**

1.Minutes from:

- a.Central Library Building Project Management Team
- b.Environmental Management Council
- c.Broome-Tioga-Tompkins Private Industry Council
- d.Water Resources Committee and Land Use and Natural Resources Committee
- e.Willow Point Nursing Facility
- f.Binghamton Regional Airport
- g.New York State EMS Council

2.Letter of resignation from David E. Wertman, Public Health Director, effective July 1, 1994.

3.Resolution from:

- a.Washington County (Authorizing Board of Supervisors to Affirm/Oppose Mandated Programs).
- b.City of Binghamton (Celebrating Diversity in the City on July 4, 1994).
- c.Environmental Management Council (Advisory Resolution: Recommending County Allocate Funds to aid Municipalities/Private Landowners to Cover Costs of Disposal of Waste Dumped Illegally in County).

NOTICES:

- 1.Notice of Claim:Robert Easton vs. Broome County (Sheriff's Dept.)
- 2.Notice of Claim:Jacquelyn Johnston vs. Counties of Broome and Tioga (Fire District), Town of Barton (Fire District), Village of Waverly, NYS Electric & Gas Corporation, NYNEX Corporation

REPORTS:

- 1.Department of Audit and Control: Sick Pay Administration Audit.
- 2.Broome Community College: Quarterly Income Statements and Balance Sheets (May 31).

Mr. Whalen moved, seconded by Mrs. Coffey to receive and file the above noted reports and to publish any pertinent portions thereof in the Journal of Proceedings.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Proclamation:Odyssey of the Mind Recognition Month honoring
Binghamton High School Students

Presentation:Status on Public Library Project,
Carlton Sears, Director

Letters from the Chairman, Arthur J. Shafer:

- 1.Appointing George Harbachuk as voting representative for Chris W. Burger, Transportation Committee, June 6, 1994.
- 2.Appointing Kelly J. Wagstaff as voting representative for Wayne L. Howard, Public Works Committee, June 7, 1994.
- 3.Appointing Wanda Hudak as voting representative and David L. Lindsey as Acting Chair for Wayne L. Howard, Education, Culture and Recreation Committee, June 8, 1994.
- 4.Appointing Margaret M. Coffey as voting representative for Mark R. Whalen, County Administration, Economic Development and Planning Committee, June 9, 1994.
- 5.Appointing Wanda Hudak as voting representative for Brian K. Mather, Personnel Committee, June 8, 1994.
- 6.Appointing Chris W. Burger as voting representative for Wayne L. Howard, Finance Committee, June 9, 1994.

The following resolution that was tabled at the regular session of April 21, 1994 to the June session of the legislature was presented.

RESOLUTION NO. 165A by Mr. Pasquale

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR DEPARTMENT OF EMPLOYMENT AND TRAINING, WILLOW POINT NURSING FACILITY AND HEALTH DEPARTMENT AND CHANGING THE BARGAINING UNIT COVERAGE FOR CERTAIN POSITION TITLES PREVIOUSLY COVERED BY THE CIVIL SERVICE EMPLOYEES ASSOCIATION AND THE BROOME PROFESSIONAL & ADMINISTRATIVE ASSOCIATION.

Mrs. Wagstaff moved, seconded by Mr. Schofield to **table all but the Maintenance Supervisor** portion of the resolution. The tabling **Carried.**

Ayes-11(Augostini, Brown, Burger, Howard, Hudak, Mather, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer)
Nays-7(Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale & Taylor)
Absent-1(Lindsey)

The **tabled portion** of the resolution becomes **94-165B.**

Mr. Schofield moved, seconded by Mr. Mather to **call the question** on the balance of the resolution.

The call **carried.** Ayes-16, Nays-2 (Malley, Whalen) Absent-1 (Lindsey)

Separate consideration of the maintenance supervisor **carried.**

Ayes-16, Nays-2 (Coffey & Schofield), Absent-1(Lindsey)

The following resolution that was heldover from the previous session of May 19, 1994 was again presented for consideration.

RESOLUTION NO. 239 by Environment & Finance Committees.
Heldover by Mr. Brown.

RESOLUTION AUTHORIZING AGREEMENT WITH R. J. MARTIN CONSULTING ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES TO DESIGN A NEW MAINTENANCE BUILDING AT THE NANTICOKE LANDFILL

Carried.

Ayes-10(Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Pazzaglini, Schofield, Taylor & Whalen)

Nays-8(Augostini, Brown, Burger, Howard, Hudak, Mather, Wagstaff & Shafer)

Absent-1(Lindsey)

Several resolutions were taken out of order, however for the sake of clarity, all resolutions are presented in numerical order. The preferred agenda was presented and seconded by Mr. Malley.

RESOLUTION NO. 247

by Transportation and Finance Committees

Seconded by Mrs. Taylor

RESOLUTION AUTHORIZING A REVISION OF THE FARE STRUCTURE FOR BC LIFT

WHEREAS, this County Legislature, by Resolution No. 497 of 1986 and by Resolution No. 443 of 1993 as amended on January 20, 1994, authorized a revised fare structure for B.C. Country and B.C. Lift, respectively, and

WHEREAS, your sponsoring committees, following a review of the impact of the previously enacted fare increases, believes that a revision of fares for B.C. Lift patrons is warranted, using similar percentage increases applied to the other ridership categories now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the following fare structure for B.C. Lift set forth in the revised Exhibit "C", for B.C. Lift, and be it

FURTHER RESOLVED, that said revised fare structure shall be implemented by the Commissioner of Public Transportation, after compliance with public hearing requirements of federal law and regulations, and his determination that said revised fare structures should be implemented, and be it

FURTHER RESOLVED, that said new fare structure, subject to such determination by the Commissioner of Public Transportation, shall be effective July 1, 1994, and be it

FURTHER RESOLVED, that the Commissioner of the Department of Public Transportation is authorized to implement the intent and purpose of this resolution, and be it

FURTHER RESOLVED, that the Budget Director and the Comptroller of Broome County are hereby empowered to make any necessary entries, transfers, and adjustments to effectuate the intent and purpose of this resolution.

EXHIBIT "C" - Broome County Fares (Urban Paratransit)(BC Lift)
Effective June 1, 1994

<u>Base Fare</u>	(prior authorization was \$1.xx)	<u>Revised to \$.65</u>
All Service Times		
<u>Zone Charges</u>	(prior authorization was \$.50)	<u>Revised to \$.35</u>
Per Zone Crossed, For Most Direct Route		
<u>Maximum Fare</u>	(prior authorization was \$2.50)	<u>Revised to \$2.00</u>

Mrs. Taylor moved, seconded by Mrs. Coffey to **amend the base fare to 75¢** in Exhibit C.

Mrs. Taylor moved, seconded by Mrs. Wagstaff to **call the question** on the amendment The call **carried**. Ayes-18, Absent-1 (Lindsey)

Amendment carried.

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

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

Absent-1(Lindsey)

The resolution as amended was **Heldover** by Mrs. Coffey

RESOLUTION NO. 248

by Education, Culture & Recreation and Finance Committees

Seconded by Mr. Malley

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT
WITH PIAKER & LYONS FOR AUDITING SERVICES OF
BROOME COMMUNITY COLLEGE FINANCIAL ACCOUNTS
FOR YEAR END 1994, 1995 AND 1996.**

WHEREAS, this County Legislature, by Resolution 448 of 1992, authorized an agreement with Piaker & Lyons for auditing services of Broome Community College financial accounts for the years ending August 31, 1992 and 1993 in an amount not to exceed \$23,600 for each year, and

WHEREAS, Local Law Intro. No. 8, 1990, entitled: "A Local Law Amending the Broome County Charter and Administrative Code with Respect to Broome Community College" requires that an annual audit be conducted of the finances of broome Community College and said auditor will be selected from a list of firms approved by the County Comptroller, and

WHEREAS, it is necessary at this time to undertake an audit at Broome Community College for the year ending August 31, 1994, and

WHEREAS, the County Comptroller and the Broome Community College Board of Trustees Finance and Facilities Committee have recommended a three-year extension to the existing contract, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves an audit of Broome Community College's financial records and accounts by the accounting firm Piaker & Lyons, P.C., 2521 Vestal Parkway East, Vestal, New York, 13850, for the years ending August 31, 1994, August 31, 1995, and August 31, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the College shall pay the Contractor an amount not to exceed \$25,600 for year ending August, 1994, and not to exceed \$25,600 for year ending August, 1995, and not to exceed \$25,600 for year ending August, 1996, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 190686.4446. (Institutional Expense), and be it

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

Heldover by Mrs. Coffey.

RESOLUTION NO. 249

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING THE BROOME COUNTY CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 1994

WHEREAS, the Broome County Chamber of Commerce desires to act as the agency for tourism and convention promotion in Broome

County, and

WHEREAS, the State of New York may make available grants for such tourism and convention promotion, and

WHEREAS, such grants are given to the County of Broome to fund the participating agency, and

WHEREAS, this County Legislature, by Resolution of 305 of 1993 authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for the period October 1, 1993 through December 31, 1994, and

WHEREAS, it is necessary at this time to authorize the Broome County Chamber of Commerce to be the tourism and convention promoter in Broome County for 1995 so that the appropriate applications may be timely filed for New York State grant monies, now, therefore, be it

RESOLVED, that this County Legislature hereby names and authorizes the Broome County Chamber of Commerce to be the tourism and convention promoter in Broome County for the period of January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that the Broome County Chamber of Commerce is hereby authorized to make application for any grants from the State of New York for tourism and convention promotion in Broome County, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Broome County Chamber of Commerce to provide tourism and convention promotion in Broome County, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Broome County Chamber of Commerce to provide tourism and convention promotion in Broome County subject to funding by sources and matching funds by the Broome County Chamber of Commerce, which payment shall be made in accordance with said grants, and be it

FURTHER RESOLVED, that upon approval of said grants, the

County Executive is authorized to execute any agreements, documents, or papers, approved as to form by the Department of Law, and the Commissioner of Finance and the Comptroller of Broome are authorized to establish the appropriate and necessary budget accounts to carry out the intent and purpose of this resolution, and be it

FURTHER RESOLVED, that the Broome County Chamber of Commerce shall submit a written report to this Legislature as to the disposition of said grant monies.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 250

by Public Safety & Emergency Services Committee

Seconded by Mr. Malley

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE AMBULANCE ADVISORY BOARD.

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XXIV, section 2410 of the Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Ambulance Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Kelly Aton 626 North Street Greene, NY 13778	Reappointment Term expires 12/31/94

Sonia Burnett 33 Lydia Street Binghamton, NY 13905	New appointment Term expires 12/31/94
Jerry Bush 59 Richards Drive Whitney Point, NY 13862	Reappointment Term expires 12/31/94
Michael A. Czuhanych 245 Anderson Road Vestal, NY 13850	Reappointment Term expires 12/31/94
Christine Darling Box 493, Stillwater Road Greene, NY 13778	New appointment Term expires 12/31/94
John Demaria 222 Knapp Road Binghamton, NY 13905	Reappointment Term expires 12/31/94
John Eldred 865 NY Rte 369 Chenango Forks, NY 13746	Reappointment Term expires 12/31/94
Carl Fenescey 12 Summer Street Binghamton, NY 13901	Reappointment Term expires 12/31/94
Thomas M. Francisco 895 NY Rte 369, Lot 40 Chenango Forks, NY 13646	Reappointment Term expires 12/31/94
Gary Griffis	Reappointment

38 Hawley Street
Binghamton, NY 13901 Term expires 12/31/94

Randy Hartz Reappointment
RD #3, Box 3466
Susquehanna, PA 18847 Term expires 12/31/94

William Jakaitis Reappointment
P.O. Box 431
Port Crane, NY 13833 Term expires 12/31/94

Aleta D. Kinne Reappointment
891 Castle Creek Road
Castle Creek, NY 13744 Term expires 12/31/94

Helen Lampman New appointment
1469 Colesville Road
Harpursville, NY 13787 Term expires 12/31/94

Dennis R. Lewis Reappointment
P.O. Box 192
Harpursville, NY 13787 Term expires 12/31/94

Jonathan Mallen New appointment
Box 2000, SUNY Binghamton
Binghamton, NY 13902-6000 Term expires 12/31/94

Katie McDonnald Reappointment
1032 Chenango Street
Binghamton, NY 13901 Term expires 12/31/94

Marie Miller New appointment

437 Hunt Hill Road
Port Crane, NY 13833 Term expires 12/31/94

Brian J. Moat Reappointment
P.O. Box 372
Kirkwood, NY 13795 Term expires 12/31/94

Carl Olson New appointment
2534 Airport Road
P.O. Box 16
Johnson City, NY 13790 Term expires 12/31/94

Sid Peake New appointment
P.O. Box 433
Windsor, NY 13865 Term expires 12/31/94

Steven Pierson Reappointment
1442 Buttercup Road
Windsor, NY 13865 Term expires 12/31/94

Patrick J. Vavra Reappointment
15 Arlington Street
Johnson City, NY 13790 Term expires 12/31/94

Barnard Westfall Reappointment
9624 NY Rte 79
Lisle, NY 13797 Term expires 12/31/94

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XXIV, section 2410 of the Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, section 2410 of the Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), does hereby confirm the appointments of the above-named individuals to membership on the Ambulance Advisory Board in accordance with their appointment by the County Executive.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 251

by Public Safety & Emergency Services Committee

Seconded by Mr. Malley

RESOLUTION DECLARING ALL SCHOOLS AND PARKS IN BROOME COUNTY DRUG FREE ZONES

WHEREAS, the most important asset we have in Broome County is our children, and

WHEREAS, we must protect our children from harm and wrongdoing until they reach adulthood, and

WHEREAS, the place where our children learn, the schools, and where our children play, the parks, are becoming common place for using and dealing drugs, now, therefore, be it

RESOLVED, that this Broome County Legislature hereby designates all schools and parks located in Broome County be declared DRUG FREE ZONES, and be it

FURTHER RESOLVED, that we are hereby requesting from all judges, magistrates and justices that anyone convicted of using or selling illegal drugs in our schools or on school property or in any park located in Broome County be given the maximum penalty allowed under New York State Laws, and be it

FURTHER RESOLVED, that all school districts and municipalities place the appropriate signs in all Broome County schools and parks declaring them DRUG FREE ZONES, and be it

FURTHER RESOLVED, that a copy of this Resolution be forwarded by the Clerk of this Legislature to all Broome County judges, magistrates and justices, and to all City, Village and Town Mayors and Supervisors.

Mr. Augustini moved, seconded by Mrs. Taylor to **amend** the second FURTHER RESOLVED to read:

"FURTHER RESOLVED, that this County Legislature recommends that all school districts and municipalities place the appropriate signs in all Broome County schools and parks declaring them DRUG FREE ZONES, and be it"

The amendment **Carried**. Ayes-18, Absent-1 (Lindsey)

The resolution as amended **carried**. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 252

by Public Safety & Emergency Services, Personnel, County Administration and Finance Committees

Seconded by Mr. Malley

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

WHEREAS, this County Legislature, by Resolution 265 of 1993, authorized the continued participation by the Probation Department in the Pretrial Release Program for the period July 1, 1993 through June 30, 1994 and adopted a program budget in connection therewith in the total amount of \$67,798, and

WHEREAS, it is necessary at this time to revise said program to reflect a modification to the budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Pretrial Release Program Grant budget for the period July 1, 1993 through June 30, 1994 in the total amount of \$67,798, 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 \$67,798 for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that Resolution 265 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 253

by Public Safety & Emergency Services, Personnel, and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF PRETRIAL

RELEASE PROGRAM GRANT FOR THE PROBATION DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 - 1995.

WHEREAS, this County Legislature, by Resolution 265 of 1993, as amended by companion resolution, authorized and approved the continued participation by the Probation Department in the Pretrial Release Program and adopted a program budget in the amount of \$67,798 for the period July 1, 1993 through June 30, 1994, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1994 through June 30, 1995 in the amount of \$67,798, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$67,798 from the New York State Division of Probation and Correctional Alternatives for the period July 1, 1994 through June 30, 1995, 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 for the period July 1, 1994 through June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 254

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MEAD DATA CENTRAL FOR LEXIS/NEXIS LEGAL RESEARCH SUBSCRIPTION FOR 1994 THROUGH 1995

WHEREAS, this County Legislature, by Resolution 89 of 1993, authorized an agreement with Mead Data Central for subscription to Lexis/Nexis Legal Services for the period April 1, 1993 through March 31, 1994 at a cost not to exceed \$13,000, and

WHEREAS, said services are necessary for the efficient and prompt availability of legal materials including cases, statutes, regulations and codes, and

WHEREAS, said agreement expired by its terms on March 31, 1994, and it is desired at this time to renew said agreement for the period April 1, 1994 through March 31, 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Mead Data Central, P.O. Box 100176, Atlanta, Georgia, 30384, for subscription to Lexis/Nexis Legal Research for the period April 1, 1994 through March 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 390005.4726.101000 (Contracted Data Processing), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such

agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 255

by Education, Culture & Recreation and Finance Committees
Seconded by Mr. Malley

**RESOLUTION AUTHORIZING AGREEMENT WITH
SUBWAY DEVELOPMENT OF NEW YORK FOR CO-
PROMOTIONAL ADVERTISING FOR BROOME COUNTY
PARK FACILITIES FOR 1994**

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with Subway Development of New York for co-promotional advertising in the form of a dollar-off coupon for admission to Greenwood, Dorchester and Cole Parks for the period July 1, 1994 through September 5, 1994, with no cost to the County, and

WHEREAS, said agreement shall provide for promoting park facilities in the hope of expanding revenue sources and increasing park attendance, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Subway Development of New York, 168 Water St., Suite 4-F, Binghamton, New York, 13901, for co-promotional advertising services for the Broome County Park Facilities, for the period July 1, 1994 through September 5, 1994, at no cost to Broome County, and be it

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

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 256

by Environment and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH C&S ENGINEERS, INC. FOR PROFESSIONAL SERVICES IN SUPPORT OF BROOME COUNTY COMPOSTING FEASIBILITY STUDY/IMPLEMENTATION PLAN, FOR 1994 TO 1995.

WHEREAS, the Director of the Division of Solid Waste Management requests authorization for an agreement with C&S Engineers, Inc. for professional services in connection with the Broome County Composting Feasibility Study/Implementation Plan for the period June 1994 through August 1995, at a cost not to exceed \$139,660.00, and

WHEREAS, said services are necessary as they are required under the Broome County Solid Waste Management Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with C&S Engineers, Inc., 1020 Seventh North Street, Liverpool New York 13088-6199 for professional services in connection with the Broome County Composting Feasibility Study/Implementation Plan, for the period June 1994 through August 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$139,660.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501297 (Contracted S.services), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the

Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 257

by Environment and Finance Committees Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH POMEROY APPRAISAL ASSOCIATES, INC., FOR APPRAISAL SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1994.

WHEREAS, the Director of the Division of Solid Waste Management requests authorization for an agreement with Pomeroy Appraisal Associates, Inc., for appraisal services for calendar year 1994, at a cost not to exceed \$2,700, and

WHEREAS, said services are necessary to determine the appropriate value of three properties around the Nanticoke Landfill where owners have expressed interest in selling said properties to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Pomeroy Appraisal Associates, Inc., Pomeroy Place, 225 West Jefferson Street, Syracuse, NY, 13202, for appraisal services of three properties near the Nanticoke Landfill, for calendar year 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,700 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.2002.206000 (Other Land Costs), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the

Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 258

by Finance and Environment Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH WILMA BISHOP SAKAL FOR PURCHASE OF REAL PROPERTY IN THE TOWN OF BARKER

WHEREAS, this County Legislature, by Resolution 537 of 1993, authorized an agreement with Wilma Bishop Sakal for the purchase of real property located on Dunham Hill Road in the Town of Barker, at a cost not to exceed \$23,000, and

WHEREAS, it is necessary to authorize the amendment of said agreement to include a second owner listed for said property on Dunham Hill Road in the Town of Barker, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Wilma Bishop Sakal, 9710 Southwest 77th Terrace, Miami, Florida, 33173 for purchase of property on Dunham Hill Road, tax map no. 4-42-S2 in the Town of Barker, to include as co-owner in said agreement Pearl E. Bishop, RD #5, Box 199, Dunham Hill Road, Binghamton, New York, 13905, and be it

FURTHER RESOLVED, that Resolution 537 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 259

by Transportation, Education, Culture & Recreation, and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH BROOME COUNTY DEPARTMENT OF PUBLIC TRANSPORTATION TO PROVIDE FREE TRANSPORTATION FOR SUMMER FUN PROGRAMS FOR 1994

WHEREAS, this County Legislature, by Resolution 287 of 1993, authorized the Department of Public Transportation to provide free transportation for Summer Fun program for 1993, 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 1994, 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 1994.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 260

by Transportation Committee

Seconded by Mr. Malley

RESOLUTION AUTHORIZING LEASE AGREEMENT WITH

DOT/FAA, FOR CONTINUED LAND USE FOR REMOTE TRANSMITTER (RTR) SITE AT THE BINGHAMTON REGIONAL AIRPORT FOR 1994 THROUGH 2009

WHEREAS, the Commissioner of Aviation requests authorization for a lease agreement with DOT/FAA for continued land use for a Remote Transmitter (RTR) Site at the Binghamton Regional Airport for the period October 1, 1994 through September 30, 2009, with the option for renewal on an annual basis, and

WHEREAS, said agreement is essential to the safe operation of the airfield, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with DOT/FAA, Eastern Region, Federal Building, JFK International Airport, Jamaica, New York, 11430, for continued land use for a Remote Transmitter (RTR) Site at the Binghamton Regional Airport for the period October 1, 1994 through September 30, 2009, with the option for renewal on an annual basis, and be it

FURTHER RESOLVED, that there shall be no cost to the County for the term of this agreement, and be it

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

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 261

by Health & Human Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH TWIN TIER HOME HEALTH FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1994

WHEREAS, this County Legislature, by Resolution 627 of 1993,

authorized an agreement with Twin Tier Home Health for Personal Emergency Response Services for the Department of Social Services, at a cost not to exceed \$3,604, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reflect the legal relationship between Twin Tier Home Health, Good Shepherd-Fairview Home, and United Health Services Hospitals, and

WHEREAS, the Commissioner of Social 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 Twin Tier Home Health to reflect the legal relationship between Twin Tier Home Health, Good Shepherd-Fairview Home, and United Health Services Hospitals for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total program cost not to exceed \$3,604, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670083.4568.103000 (MMIS Medical Assistance), and be it

FURTHER RESOLVED, that Resolution 627 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 262

by Health & Human Services and Finance Committees

Seconded by Mr. Brown

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH TIOGA COUNTY COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE IN CONNECTION WITH THE YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) FOR 1994 THROUGH 1995

WHEREAS, this County Legislature, by Resolution 218 of 1993, authorized an agreement with Tioga County Council on Alcoholism for the expanded and enhanced operation of the Peer Leadership Program - ADSIP in Tioga County for the period April 1, 1993 through March 31, 1994, at a cost not to exceed \$3,250, and

WHEREAS, said services are necessary for the enhancement and operation of the Peer Leadership Program - ADSIP in Tioga County which encourages children and adolescents to remain drug-free, and

WHEREAS, said agreement expired by its terms on March 31, 1994, and it is desired at this time to renew said agreement for the period April 1, 1994 through March 31, 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Tioga County Council on Alcoholism and Substance Abuse, 98 Temple Street, Owego, New York, 13827 for the expanded and enhanced operation of the Peer Leadership Program - ADSIP in Tioga County in connection with the Broome County Drug Awareness Center's YESCAP Program for the period April 1, 1994 through March 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,250 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470062.4457.102807 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such

agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Heldover by Mrs. Coffey

RESOLUTION NO. 263

by Health & Human Services, Personnel, and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF COMPREHENSIVE PREVENTION SERVICES PROGRAM GRANT FROM DEPOSIT CENTRAL SCHOOL DISTRICT FOR THE DRUG AWARENESS CENTER AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 286 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 \$72,650 for July 1, 1993 through June 30, 1994, 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 July 1, 1994 through June 30, 1995 in the amount of \$72,650, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$72,650 from the Deposit Central School District for the Comprehensive Prevention Services Program for the period July 1, 1994 through June 30, 1995, 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 \$72,650 for the period July 1, 1994 through

June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 264

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING ACCEPTANCE OF MICA EXPANSION PROJECT GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR JULY 1, 1994 THROUGH JUNE 30, 1995.

WHEREAS, the Commissioner of Mental Health Services requests authorization to accept a MICA Expansion Project Grant in the amount of \$50,000.00 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant program provides for the expansion of the existing Mentally Ill Chemical Abuse Program through the Broome County Department of Mental Health Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000.00 from the New York Office of Mental Health for the period July 1, 1994 through June 30, 1995, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$50,000.00 for the period July 1, 1994 through June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 265

by Health & Human Services, Personnel, and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAMS (SCSEP) ADMINISTRATION GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION

THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 280 of 1993, 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 \$153,829 for the period July 1, 1993 through June 30, 1994, 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,

WHEREAS, it is desired to renew said grant program for the period July 1, 1994 through June 30, 1995 in the amount of \$143,517, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$143,517 for the Office for Aging Senior community Service Employment Programs (SCSEP) Administration Grant for the period July 1, 1994 through June 30, 1995, 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 \$143,517 for the period July 1, 1994 through June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 266

by Health & Human Services Personnel, and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (NCOA) GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 283 of 1993, as amended, authorized and approved the continued participation by the Office for Aging in the Senior Community Service Employment Program (NCOA) Grant and adopted a program budget in the amount of \$237,300 for the period July 1, 1993 through June 30, 1994, and

WHEREAS, said grant program provides a subsidized employment and training program for low income eligible persons aged fifty-five 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, the said grant provides for placement of senior aide trainees at training sites for short terms, and the Office for Aging has requested that a variable wage rate of \$.25 to \$15.00 per hour be approved for those employees, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1994 through June 30, 1995 in the amount of \$237,300, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$237,300 for the Office for Aging Senior Community Service Employment Program (NCOA) for the period July 1, 1994 through June 30, 1995, 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 \$237,300 for the period July 1, 1994 through June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 267

by Health & Human Services, Personnel, County Administration, and Finance Committees Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SOFA) GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 282 of 1993, as amended, authorized and approved the Office for Aging Senior

Community Service Employment Program (SOFA) and adopted a program budget in the amount of \$60,941 for the period July 1, 1993 through June 30, 1994, 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, 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 to renew said grant program for July 1, 1994 through June 30, 1995 in the amount of \$57,658, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$57,658 for the Office for Aging Senior Community Service Employment Program (SOFA) for the period July 1, 1994 through June 30, 1995, 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 \$57,658 for the period July 1, 1994 through June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 268

by Health & Human Services, Personnel, and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING JOB TRAINING PARTNERSHIP ACT (JTPA) JOB CLUB PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 281 of 1993, authorized and approved the continued participation by the Office for Aging in the JTPA Job Club Program and adopted a program budget in the amount of \$35,000 for July 1, 1993 through June 30, 1994, 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, 1994 through June 30, 1995 in the amount of \$55,000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,000 for the Office for Aging JTPA Job Club Program for the period July 1, 1994 through June 30, 1995, and be it

FURTHER RESOLVED, that this County Legislature hereby

approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$55,000 for the period July 1, 1994 through June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 269

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING REVISION OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 416 of 1993, authorized the continued participation by the Office for Aging in the Home Energy Assistance Program (HEAP) for the period October 1, 1993 through September 30, 1994, and adopted a program budget in connection therewith in the total amount of \$20,027, 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 Office for Aging Home Energy Assistance Program (HEAP) for the period October 1, 1993 through September 30, 1994 in the total amount of \$23,369, 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 \$23,369 for the period October 1, 1993 through September 30, 1994, and be it

FURTHER RESOLVED, that Resolution 416 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 270

by Health & Human Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AN AGREEMENT WITH

OLSTEN KIMBERLY QUALITY CARE FOR THE CHILDREN WITH SPECIAL NEEDS DIVISION FOR THE BROOME COUNTY HEALTH DEPARTMENT FOR 1994

WHEREAS, this County Legislature, by Resolution 594 of 1993, authorized agreements with various vendors for the Health Department Children with Special Needs Division, formerly known as the Education for Handicapped Children's Program, for calendar year 1994, and

WHEREAS, it is necessary at this time to authorize an additional vendor to provide certain services with regard to this program for calendar year 1994, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Olsten Kimberly Quality Care, 30 W. State Street, Binghamton, New York, 13904, in accordance with the current prevailing rates as set by the New York State Department of Health and/or New York State Department of Education and/or Medicaid, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the appropriate budget lines, total amount not to exceed the legally appropriated amounts for 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.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 271

by Health & Human Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING REVISION OF THE HEALTH

DEPARTMENT BREAST CANCER DETECTION AND EDUCATION GRANT PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 242 of 1993, authorized the continued participation by the Health Department in the Breast Cancer Detection and Education Grant Program for the period July 1, 1993 through June 30, 1994 and adopted a program budget in connection therewith in the total amount of \$118,890, 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 Health Department Breast Cancer Detection and Education Grant Program for the period July 1, 1993 through June 30, 1994 in the total amount of \$129,890, 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 \$129,890 for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that Resolution 242 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 272

by Health & Human Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENTS WITH UNITED HEALTH SERVICES HOSPITALS, INC., AND LOURDES HOSPITAL FOR SCREENING AND DIAGNOSTIC MAMMOGRAMS AND ULTRASOUNDS FOR THE HEALTH DEPARTMENT BREAST CANCER EARLY DETECTION AND EDUCATION GRANT PROGRAM FOR THE PERIOD JULY 1, 1993 THROUGH JUNE 30, 1994.

WHEREAS, this County Legislature, by Resolution 532 of 1993, authorized agreements with United Health Services Hospitals, Inc., and Lourdes Hospital for screening and diagnostic mammograms and ultrasounds for the Health Department Breast Cancer Early Detection and Education Grant Program for the period July 1, 1993 through June 30, 1994, at a cost not to exceed 11,000 per facility, and

WHEREAS, it is necessary to authorize the amendment of said agreements to provide services to additional participants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with United Health Services Hospitals, Inc., Mitchell Avenue, Binghamton, NY, 13903, for diagnostic/screening mammograms and ultrasounds for not more than 283 women at the rate of \$55.00 per service, total amount not to exceed \$16,614

for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, NY, 13905, for diagnostic/screening mammograms and ultrasounds for not more than 300 women at the rate of \$55.00 per service, total amount not to exceed \$16,500 for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480251.4707.102738 (Medical and Hospital Services), and be it

FURTHER RESOLVED, that Resolution 532 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 273

by Health & Human Services, Environment, County Administration and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING REVISION OF ENVIRONMENTAL PROTECTION AGENCY (EPA) WELLHEAD PROTECTION GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 674 of 1992,

authorized participation by the Health Department in the Environmental Protection Agency (EPA) Wellhead Protection Program for the period January 1, 1993 through December 31, 1994 and adopted a program budget in connection therewith in the total amount of \$37,440, and

WHEREAS, it is necessary at this time to revise said program budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department for the period January 1, 1993 through December 31, 1994 in the total amount of \$37,440, 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 \$37,440 for the period January 1, 1993 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 674 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 274

by Public Works, Transportation and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH McFARLAND-JOHNSON, INC., FOR CONSTRUCTION PHASE SERVICES FOR THE TERMINAL APRON REHABILITATION AND GLYCOL COLLECTION SYSTEM AT THE BINGHAMTON REGIONAL AIRPORT FOR 1994.

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with McFarland-Johnson, Inc., for construction phase services for the terminal apron rehabilitation and glycol collection system at the Binghamton Regional Airport for calendar year 1994, at a cost not to exceed \$97,920, and

WHEREAS, said services are necessary to provide for administration and construction observation of the terminal apron rehabilitation and glycol collection system project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a task order agreement (under the auspices of Permanent Resolution No. 94-212) with McFarland-Johnson, Inc., P.O. Box 1980, Binghamton, New York, 13902, for construction phase services for the terminal apron rehabilitation and glycol collection system at Binghamton Regional Airport, for the period July 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$97,920 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211011.2016.502224 (Other Improvements), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such

agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 275

by Public Works and Environment Committees

Seconded by Mr. Malley

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO MURPHY ROAD CURVE IMPROVEMENT PROJECT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO.

WHEREAS, it is necessary to undertake the Murphy Road Curve Improvement Project in order to redesign the existing curve to improve the safety of the driving public and residents, and

WHEREAS, it is has been determined that such project is subject to the requirements of the State Environmental Quality Review Act (SEQRA), 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 Murphy Road Curve Improvement Project, and

WHEREAS, the initiation of the Murphy Road Curve

Improvement 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 a proposed Murphy Road Curve Improvement Project, and be it

FURTHER RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the Murphy Road Curve Improvement Project will not have 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 276

by Public Works and Finance Committees

Seconded by Mr. Malley

RESOLUTION DECLARING MURPHY ROAD CURVE IMPROVEMENT PROJECT, TOWN OF CONKLIN, 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 Murphy Road Curve Improvement Project HW-9303, Town of Conklin, has been identified as a Type I 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 the redesign of an existing curve on Murphy Road with some excavation, asphalt paving and drainage work, 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 curve on Murphy Road having no substantial effect on the environment, and that only 3 fees from 3 property owners will be acquired for the project, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the Murphy Road Curve Improvement Project, Town of Conklin, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 277

by Public Works and Finance Committees Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH DELTA ENGINEERS, P.C., FOR SUPPLEMENTAL STRUCTURAL BRIDGE ENGINEERING SERVICES FOR THE

DEPARTMENT OF PUBLIC WORKS FOR 1994 THROUGH 1995

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Delta Engineers, P.C., for supplemental structural bridge engineering services for the period July 1, 1994 through June 30, 1995, pursuant to the rate schedule as attached hereto as Exhibit A, total cost not to exceed \$45,000.00, and

WHEREAS, said services are necessary to provide structural engineering on some projects, in particular those related to structural analysis of NYSDOT issued flags, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, P.C., 164 Court Street, Binghamton, New York, 13901 for supplemental structural bridge engineering services, for the period July 1, 1994 through June 30, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor per the rate schedule as attached hereto as Exhibit A, total cost not to exceed \$45,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030122.4746.301000 (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-18, Absent-1 (Lindsey)

RESOLUTION NO. 278

by Public Works and Finance Committees Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH McFARLAND-JOHNSON, INC., FOR CONSTRUCTION

PHASE SERVICES FOR THE WINDSOR BRIDGE PIER REPAIR PROJECT FOR 1994.

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with McFarland-Johnson, Inc., for construction phase services for the Windsor Bridge Pier Repair Project for calendar year 1994, at a cost not to exceed \$9,740, and

WHEREAS, said services are necessary to provide for testing of below water level concrete and other technical assistance during the construction of the Windsor Bridge Pier Repair Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., P.O. Box 1980, Binghamton, New York, 13902, for construction phase services for the Windsor Bridge Pier Repair Project, for the period July 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,740 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035022.4746.501293 (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-18, Absent-1 (Lindsey)

RESOLUTION NO. 279

by Health & Human Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING ACCEPTANCE OF SERVICES AND TRAINING RESOURCES FOR INDIVIDUALS IN

VOCATIONAL EDUCATION (STRIVE) PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995, AND AUTHORIZING AN AGREEMENT WITH BROOME COMMUNITY COLLEGE FOR SERVICES IN CONNECTION THEREWITH.

WHEREAS, the Commissioner of the Department of Social Services requests authorization to accept a Services and Training Resources for Individuals in Vocational Education (STRIVE) Program Grant in the amount of \$44,872 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant program provides eligible recipients of Aid to Dependent Children to achieve economic independence by successfully completing vocationally oriented associate degree programs for the purpose of entering into long-term stable employment in their field of study, and

WHEREAS, the Commissioner of Social Services requests authorization to enter into an agreement for contract services with Broome Community College to provide programs for the individuals in this STRIVE Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$33,655 from the United States Department of Health & Human Services, and \$11,217 from the New York State Department of Social Services for the period July 1, 1994 through June 30, 1995, 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 \$44,872 for the period July 1, 1994 through June 30, 1995, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Community College for provision of services under the STRIVE Program, for the period July 1, 1994 through June

30, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$44,872 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670430.4747.102000 (Other Fees for Service), 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 280

by Public Works and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH O'BRIEN & GERE ENGINEERS FOR CONSULTING ENGINEERING SERVICES FOR THE FLEET GARAGE TANK SITE FOR 1993 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 327 of 1993, authorized an agreement with O'Brien & Gere Engineers for consulting engineering services associated with the fleet garage tank site, for the

period August 1, 1993 through July 31, 1994, at a cost not to exceed \$18,176, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for an additional six months of service with an increase in cost thereof to meet the requirements of the New York State Department of Environmental Conservation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with O'Brien & Gere Engineers, 441 Commerce Road, Vestal, New York, 13850, for consulting engineering services for the fleet garage tank site for the period August 1, 1993 through January 1, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$118,176, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035121.4746.501266 (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that Resolution 327 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 281

by Public Works, Transportation and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH C & S ENGINEERS, INC., FOR SPDES PERMIT APPLICATION AT THE BINGHAMTON REGIONAL

AIRPORT

WHEREAS, this County Legislature, by Resolution 116 of 1994, authorized an agreement with C & S Engineers, Inc., for engineering services for the SPDES permit application at the Binghamton Regional Airport as required by the New York State Department of Environmental Conservation, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reflect an increase in the cost of said services to provide for the removal of approximately thirty 55-gallon drums at the Binghamton Regional Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with C & S Engineers, Inc., 1020 Seventh North Street, Liverpool, New York, 13088-6199, for engineering services for the SPDES permit application at the Binghamton Regional Airport for the period July 1, 1994 through October 1, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$55,600, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211011.4746.502215 (Engineering & Architectural Services), and be it

FURTHER RESOLVED, that Resolution 116 of 1994, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 282

by Finance and Public Works Committees Seconded by Mr. Burger

RESOLUTION AMENDING THE 1991 CAPITAL IMPROVEMENT PROGRAM.

WHEREAS, the Broome County Legislature previously approved the 1991 Capital Project F-406 Fuel Tank Removal and later amended said project by Resolution 92-153, and

WHEREAS, the Department of Public Works has requested an amendment to F-406 Fuel Tank Removal as necessary to meet New York State Department of Environmental Conservation (NYSDEC) requirements, now, therefore, be it

RESOLVED, that the 1991 Capital Improvement Program is hereby amended as follows:

FROM: Estimated Construction Cost:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
F-406	Fuel Tank Removal	\$185,000	\$-0-	\$-0-	\$185,000

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1991	5	\$155,000	\$30,000

Description: Removal of three (3) in-ground fuel tanks at Government Plaza and Courthouse grounds. Clean and pipe a fourth tank to fuel Plaza emergency generator.

TO: Estimated Construction Cost:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
F-406	Fuel Tank Removal	\$225,000	\$-0-	\$-0-	\$225,000

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>

1991 5 \$155,000 \$70,000

Description:Removal of three (3) inground fuel tanks at Government Plaza and Courthouse grounds. Clean and pipe a fourth tank to fuel Plaza emergency generator. Also, study and design a soil and groundwater treatment system to remediate contamination as required by NYSDEC,

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works, in order to provide funds for the required amendment to Capital Project F-406, Fuel Tank Removal, as requested by BT# 6939, 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 Account	\$40,000
TO : 930021	9004	101000	Transfer to Capital	\$40,000

Carried. Ayes-15, Nays-2 (Hudak, Wagstaff), Absent-2 (Lindsey, Pasquale)

RESOLUTION NO. 283

by County Administration, Economic Development & Planning

Seconded by Mrs. Hudak and Mrs. Taylor

RESOLUTION RENAMING THE BROOME COUNTY OFFICE BUILDING AS THE EDWIN L. CRAWFORD COUNTY OFFICE BUILDING

WHEREAS, Edwin L. Crawford had a long and distinguished career in public service commencing as Town of Vestal attorney in 1953, and Town of Vestal Supervisor and a member of the Broome County Board of Supervisors in 1963, and

WHEREAS, Edwin L. Crawford has the distinction of being the

first elected Chairman of the new Broome County Legislature and in 1969 was elected Broome County's first Executive, and

WHEREAS, Edwin L. Crawford applied a dynamic style of executive leadership, and during his years of service he directed the expansion and modernization of many Broome County government agencies and services, and

WHEREAS, Edwin L. Crawford piloted the development and construction of the Broome County Office Building, and

WHEREAS, Edwin L. Crawford's abilities were further recognized when he was selected as Executive Director of the New York State Association of Counties on January 1, 1977, and

WHEREAS, as Executive Director of the New York State Association of Counties Edwin L. Crawford worked closely with the governor, the state legislature and county officials to obtain the legislation and funds needed to enable county governments to operate efficiently and productively, and

WHEREAS, this Broome County Legislature hereby recognizes the contributions Edwin L. Crawford has made to Broome County Government and in recognition of his long and distinguished career and unselfish devotion to public service, now, therefore, be it

RESOLVED, that the Broome County Office Building in Binghamton, New York be and is hereby named and shall be called the Edwin L. Crawford County Office Building, and be it

FURTHER RESOLVED, that the Chairman of the Legislature and the County Executive be and are hereby directed to cause a suitable plaque to be installed identifying the Broome County Office Building as the Edwin L. Crawford County Office Building, and be it

FURTHER RESOLVED, that the Clerk of the Legislature prepare a copy of this resolution suitable for presentation to Mrs. Edwin L. Crawford.

Mrs. Hudak moved, seconded by Mrs. Wagstaff to **call the question**.
The call **carried**. Ayes-18, Absent-1 (Lindsey).

The resolution **carried**. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 284

by Health & Human Services, County Administration, Economic Development & Planning, and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING ACCEPTANCE OF LONG TERM CARE SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, the Commissioner of Social Services requests authorization to accept a Long Term Care Services Program Grant in the amount of \$42,170 for the period April 1, 1994 through October 31, 1995, and

WHEREAS, said grant program provides for the efficient and effective delivery of long term care services in Broome County, said program to be operated by Broome County CASA, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$42,170 from New York State Department of Social Services for implementation by Broome County CASA of the Long Term Care Services Program the period April 1, 1994 through October 31, 1995, 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 \$42,170 for the period April 1, 1994 through October 31, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 285

by Environment Committee

Seconded by Mr. Malley

RESOLUTION AUTHORIZING THE PLACEMENT OF SALVATION ARMY DROP BOXES ON COUNTY PROPERTY

WHEREAS, in order to help reduce the amount of solid waste disposed at the County Landfill, Salvation Army drop boxes will be placed at the following recycling dropoff locations to intercept small reusable items:

- 1) Broome Recycling Materials Recovery Facility
Broad Street, City of Binghamton, New York;
- 2) Nanticoke Landfill
Knapp Road, Town of Maine, New York; and
- 3) Colesville Highway Department
Welton Street & Colesville Road, Harpursville, New York,

and

WHEREAS, the Salvation Army of Binghamton will be responsible for pick up and maintenance of all drop off containers, now, therefore, be it

RESOLVED, that this County Legislature authorizes and agreement with the Salvation Army of Binghamton, 3-5 Griswold

Street, Binghamton, NY, 13904, to place drop boxes at recycling dropoff locations at Broome Recycling Materials Recovery Facility, Nanticoke Landfill and Colesville Highway Department, at no cost to the County of Broome, and be it

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

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 286

by Health & Human Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH THE SALVATION ARMY FOR CLINICAL SUPERVISION SERVICES AND ESTABLISHING A GRANT BUDGET IN CONNECTION THEREWITH FOR THE DRUG AWARENESS CENTER FOR CALENDAR YEAR 1994

WHEREAS, the Director of the Drug Awareness Center requests authorization for an agreement with the Salvation Army for clinical supervision services and establishing a grant budget in connection therewith for calendar year 1994, and

WHEREAS, clinical supervision for an MSW student intern at the Salvation Army will be provided by the Drug Awareness Center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Salvation Army for clinical supervision services, for calendar year 1994, and be it

FURTHER RESOLVED, that in consideration of said services, Salvation Army shall pay to the County an amount not to exceed

\$2,500 for the term of this agreement, and be it

FURTHER RESOLVED, that payments herein authorized shall be made to budget line 470062.0027.102000 (Misc. Revenue), 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 \$2,500 for calendar year 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 287

by Education, Culture & Recreation and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING THE WAIVER OF PARK FEES FOR PROJECT CHILDREN - IRISH FESTIVAL FOR 1994

WHEREAS, Project Children is a not-for-profit organization that offers children a summer respite from the violence in Northern Ireland, and

WHEREAS, Project Children has sponsored 108 children to come to Broome County over the last 10 years, providing a cultural exchange as well as allowing children to enjoy the quality of life and good will in Broome County, and

WHEREAS, Project Children sponsors the Irish Festival to provide an opportunity for County residents to enjoy a day of socialization and help to show the children that political, ethnic or religious differences need not be a barrier to peace and respect for others, and

WHEREAS, Project Children desires to continue to hold the Irish Festival, which is the primary source of funds for the children's transportation, at Broome County's Grippen Park, and

WHEREAS, increases in insurance and rental costs have reduced significantly the amount of money left to sponsor the children, and

WHEREAS, two additional children could be sponsored if the shelter and entry fees charged by Broome County were waived, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the waiver of the shelter fees in the amount of \$570 and the per head charge of \$.50 for Project Children's Irish Festival to be held at Broome County's Grippen Park, and be it

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

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 288

by Finance, Health & Human Services and Public Works Committees
Seconded by Mr. Malley

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR
DRUG AWARENESS, HEALTH DEPARTMENT, AND THE**

DEPARTMENT OF PUBLIC WORKS (BUILDING AND GROUNDS DIVISION).

RESOLVED, that in accordance with a request from the Department of Drug Awareness, in order to provide funds for unanticipated education and training expenses and Health Department chargeback, as requested by BT# 5969, 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	1500	102753	Salaries, Part-Time	\$ 200
TO :	470062	4463	102753	Education/Training	\$ 150
	470062	4614	102753	Other Chargeback Expense	50

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, in order to provide funds for Salaries, Part-Time originally budgeted as Salaries, Temporary, as requested by BT# 7050, 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:	480251	1600	102797	Salaries, Temporary	\$4,825
TO :	480251	1500	102797	Salaries, Part-Time	\$4,825

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, in order to provide funds for daily operating expenses for postage, travel, and telephone, as requested by BT# 7054, 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:	480251	8010	102738	State Retirement	\$ 662
TO :	480251	4411	102738	Postage and Freight	\$ 100
	480251	4462	102738	Travel, Hotel, Meals	482
	480251	4606	102738	Telephone Account	80

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, in order to provide funds for a temporary position, as requested by BT# 7016, 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: 480293	1000	101000	Salaries, Full-Time	\$1,715
TO : 480228	1600	101000	Salaries, Temporary	1,715

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works (Building and Grounds Division), in order to provide funds for overtime due to the severe weather in the 1st quarter of '94, as requested by BT# 7202, 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	Contingency	\$15,000
TO : 030031	1700	101000	Salaries, Overtime	\$15,000

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 289

by Personnel Committee

Seconded by Mr. Malley

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR DEPARTMENTS OF MENTAL HEALTH AND HEALTH.

RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCRs #94-222 and #94-223, this County Legislature hereby authorizes the abolishment of one (1) full-time Staff Psychologist position at budget line 470013.1000, minimum salary \$46,430, Grade 29, Union Code 07 (BAPA) and the

creation of three part-time positions: One (1) part-time Staff Psychologist position at budget line 470013.1500, minimum salary \$23.8102/hr (\$46,430), Grade 29, Union Code 07 (BAPA) and two (2) part-time Clinical Social Worker positions at budget line 470013.1500, minimum salary \$14.9964/hr (\$29,243), Grade 21, Union Code 08 (CSEA) effective July 5, 1994, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR 94-203, this County Legislature hereby authorizes the abolishment of one (1) full-time Accountant position at budget line A480293.1000, minimum salary \$22,374, Grade 16, Union Code 04 (CSEA) and the creation of one (1) full-time Medical Social Worker position at budget line A480293.1000, minimum salary \$22,374, Grade 16, Union Code 04 (CSEA), effective July 5, 1994.

Carried. Ayes-18, Absent-1 (Lindsey)

RESOLUTION NO. 290

by Finance Committee

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENTS REGARDING THE BROOME COUNTY PROPERTY AND LIABILITY PROGRAM FOR 1994 THROUGH 1995.

WHEREAS, the Manager of Risk and Insurance has proposed a 1994-1995 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 an agreement with Sedgwick James, 2000 Lincoln First Square, Rochester, New York, 14604-1995, whereby said firm will provide the following coverage for fees not to exceed the sums indicated:

Aviation	\$43,500 (\$47,000 last year)
Boiler & Machinery	\$ 8,686 (\$ 6,772 last year)

Property \$57,551 (\$57,000 last year)
for the period July 1, 1994 through June 30, 1995, 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 291

by Finance, Education, Culture & Recreation Committees

Seconded by Mr. Malley

RESOLUTION SETTING DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE 1994-95 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, 1994 and ending August 31, 1995, 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 the 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 June 30, 1994, 5:00 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 292

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

Seconded by Mr. Malley

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 8, 1994, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE REGARDING SOLID WASTE TIPPING FEES."

RESOLVED, that Local Law Intro. No. 8, 1994, entitled, "A Local Law Amending Chapter 179 of the Broome County Charter and Code regarding Solid Waste Tipping Fees," be and the same hereby is adopted and approved in accordance with the Broome County Charter, Municipal Home Rule Law, and all applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 8, 1994

**A LOCAL LAW AMENDING CHAPTER 179 OF THE
BROOME COUNTY CHARTER AND CODE
REGARDING SOLID WASTE TIPPING FEES.**

Be it enacted, by the Legislature of the County of Broome, as follows:

SECTION 1. Section 179-9 shall be amended to add a new subsection (5) to read as follows:

Section 179-9(5): Commencing June 16, 1994, and expiring on October 1, 1994, the charges set forth in Section 179-9 shall be waived for disposal of debris related to unresolved illegal dump sites where remediation by the responsible party has been unsuccessful due to lack of evidence.

- a) Eligibility for this program shall be limited to the property owner.
- b) The person requesting a fee waiver shall file an application with the Division of Solid Waste Management, on forms provided by the Division.
- c) The application shall contain a certification from the Director of Broome County Security that the applicant qualifies for the fee waiver based on the records of the Security Division.
- d) The cost of this fee waiver program shall be limited to the unexpended funds from the winter & spring storm damage program pursuant to Section 179-9(4).
- e) The Division of Solid Waste Management shall prepare appropriate regulations to implement the intent of this Local law, which regulation shall be filed with the Clerk of this Legislature.

SECTION 2. That this Local Law shall take effect immediately upon filing with the Secretary of State.

Mr. Malley moved, seconded by Mrs. Wagstaff to **amend** the following: after the words "pertaining thereto" in the RESOLVED paragraph, **add:**

and be it,

FURTHER RESOLVED, that in order to provide funds for the waiver of the tipping fee, 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	Contingency	\$2,500
TO: 230086	0606	206000	Tipping Fees	\$2,500

and after the words "waiver program shall" in section d), delete:
 [be limited to the unexpended funds from the winter & spring storm damage program pursuant to Section 179-9(4).]

and substitute: not exceed \$2,500.

Amendment **carried**. Ayes-17, Nays-1 (Coffey), Absent-1 (Lindsey).
 Resolution as amended **carried**. Ayes-17, Nays-1 (Coffey), Absent-1 (Lindsey).

RESOLUTION NO. 293

by Environment Committee Seconded by Mr. Burger

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE ENACTMENT OF LOCAL LAW INTRO. NO. 8, 1994 AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO.

WHEREAS, it is necessary to enact Local Law Intro. No. 8, 1994, and

WHEREAS, it has been determined that the enactment of Local Law Intro. No. 8, 1994, is subject to the requirements of the State Environmental Quality Review Act (SEQRA), 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 Local Law, and

WHEREAS, the enactment of Local Law Intro. No. 8, 1994, 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 Local Law Intro. No. 8, 1994, and be it

FURTHER RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the enactment of Local Law Intro. No. 8, 1994 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-18, Absent-1 (Lindsey)

RESOLUTION NO. 294

by County Administration, Economic Development & Planning

Seconded by Mr. Augostini

RESOLUTION ACCEPTING THE CENTER FOR GOVERNMENTAL RESEARCH STUDY OF SELECTED BROOME COUNTY DEPARTMENTS AND RECOMMENDING IMPLEMENTATION OF THE REPORT'S RECOMMENDATIONS

WHEREAS, the Broome County Legislature by Resolution No. 328 of 1993 authorized an agreement with the Center For Governmental Research, Inc. (CGR) for the purpose of conducting an

efficiency and cost-savings study of selected aspects of Broome County Government, and

WHEREAS, the CGR Report indicating cost-savings of between \$1.6 and \$1.9 million dollars, concerning the following areas:

PUBLIC SAFETY
FACILITIES and PROPERTIES MAINTENANCE,
SERVICES and PLANNING
HEALTH,

is now complete, and has been filed with the Clerk of the County Legislature, and

WHEREAS, the CGR Report has been reviewed by the appropriate committees of this Legislature for the purpose of recommending implementation of all or parts of the report, and

WHEREAS, this recommendation will be forwarded to the County Executive and the Budget Office with the request that the proposals contained in the CGR Report (except those items noted in Exhibit A) be included in the County Executive's Proposed 1995 Budget for implementation in 1995, now therefore be it

RESOLVED, that this County Legislature, having reviewed the CGR Report noted above does hereby receive said report and does recommend to the County Executive and Budget Office that all proposals, except those noted in Exhibit A, be included in the County Executive's Proposed 1995 Budget for implementation in 1995.

(Exhibit A is on file with the Clerk of the Legislature and includes items in the CGR Report that are not recommended for implementation in 1995.)

Heldover by Mr. Augostini.

RESOLUTION NO. 295

by County Administration, Economic Development & Planning Committee

Seconded by Mr. Harbachuk

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 7, 1994, ENTITLED: "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO SUBSTITUTE AN APPOINTED COUNTY ADMINISTRATOR FOR THE ELECTED COUNTY EXECUTIVE; TO REDUCE THE NUMBER OF COUNTY LEGISLATORS FROM 19 TO 13; AND TO PROVIDE FOR AN ELECTED COMPTROLLER."

RESOLVED, that Local Law Intro. No. 7, 1994, entitled: A Local Law Amending the Broome County Charter and Administrative Code to substitute an appointed County Administrator for the elected County Executive; to reduce the number of County Legislators from 19 to 13; and to provide for an elected Comptroller," be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 7, 1994

A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE TO SUBSTITUTE AN APPOINTED COUNTY ADMINISTRATOR FOR THE ELECTED COUNTY EXECUTIVE; TO REDUCE THE NUMBER OF COUNTY LEGISLATORS FROM 19 TO 13; AND TO PROVIDE FOR AN ELECTED COMPTROLLER.

Be it enacted as follows:

SECTION 1. The Broome County Charter and Administrative Code are hereby amended to read as set forth in Exhibit A attached hereto.

SECTION 2. This local law shall take effect immediately upon its filing with the Secretary of State.

(Exhibit A is on file with the Clerk of the Legislature.)

An automatic **Holdover** of the resolution was announced by Mr. Shafer.

Mr. Howard moved, seconded by Mr. Pasquale to adjourn at 5:36 P.M.

Carried. Ayes-18, Absent-1 (Lindsey)