

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
NOVEMBER 23, 1993**

The Legislature convened at 4:00 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-19 (Mrs. Coffey, Mr. Pazzaglini & Mrs. Wagstaff arrived shortly after the minutes of prior sessions were approved. Ms. Harris arrived during the Scoping Session).

The Chairman, Mr. Shafer, led the members of the Legislature in the Pledge of Allegiance to the Flag. The Chairman expressed the sympathy of the Legislature to Legislator Taylor, as he had just been notified of the death of Mrs. Charlotte Elizabeth Fleming, the mother of Legislator Taylor. This was followed by a moment of silent meditation and prayer.

Mr. Augostini moved, seconded by Mr. Pasquale that the minutes of the November 4, 1993, November 8, 1993, and November 12, 1993 Special Sessions be approved as prepared and as presented by the Clerk.

Carried. Ayes-15, Absent-4 (Coffey, Harris, Pazzaglini, Wagstaff).

PUBLIC HEARING: Scoping Meeting (Resolution 93-466 regarding Proposed Renovation of the George Harvey Justice Building) The Scoping Meeting was opened at 4:02 P.M. The Legislative Clerk read the Notice of the Meeting and provided proof of publication. A transcript of the Scoping Meeting will be prepared.

Speakers included:

Ruth Levy representing the Preservation Association of the Southern Tier.

Gerald Smith, Broome County Historian

Denise Balkas letter read into the record. Ms. Balkas is the Director of Planning, Housing & Community Development for the City of Binghamton

Gail Domin, Executive Director of the Susquehanna Urban Cultural Park

Robert Keller, a member of the City of Binghamton Commission on Architecture & Urban Design

Lucille Fenning, a member of the City of Binghamton Commission on Architecture & Urban Design

Written Presentations of the County Executive:

Presentation of County Executive's objection to changes proposed by the Broome County Legislature in the 1994 Budget.

Veto Message of Resolution # 93-449 entitled "Resolution Requiring a One Dollar Surcharge on Tickets to Arena and Forum Events."

The Legislature received a letter and 36 objections from the County Executive to Legislative changes to the 1994 Budget. The Chairman indicated that the Legislature would take up these objections one by one in numerical order. (Clerk's Note: At the end of each individual objection the reader will find the Legislature's action with regard to override motions and vetos).

The Chairman further offered two rulings:

1. Objection # 20 is not properly before the Legislature in that the position in question was not part of the County Executive's proposed budget and was not restored by the Legislature.
2. The Veto of Resolution # 93-449 is improperly before the Legislature in that it is 'budget related' and should have been submitted on Nov. 19, and not on Nov. 23rd., and shall stand approved.

November 18, 1993

Honorable Members of the Broome County Legislature
County Office Building
Binghamton, New York 13902

RE: OBJECTIONS TO THE CHANGES IN THE 1994 BUDGET

Ladies and Gentlemen:

In accordance with Section 607, Paragraph D, of the County Charter, I am returning the 1994 Budget with my objections and my reasons for objecting to changes made by the County Legislature. Attached you will find my objections to the 1994 Budget returned to me on November 15, 1993. While I accept most of the Legislature's changes, I must object to those changes which will unduly hinder the ability of the departments to carry out their missions. I will once again, accept the Legislature's management challenge to freeze staffing. I will also offer my own management challenge to the Legislature.

I have objected to personnel reductions which will result in layoffs and interfere with the performance of basic departmental missions. I have also objected to changes which will unnecessarily under fund expenses which are required by either mandate or mission. Finally, I have objected to two fees which will adversely effect this community's quality of life.

In these difficult economic times, I think we should avoid layoffs wherever possible. This is especially harmful because these positions provide direct services and benefits to the citizens of this community, frequently at little or no cost to the local taxpayer. Further, through the realization of savings, these positions have improved program efficiency and reduced tax support.

Attached are my detailed objections and a listing of the budget line items effected by these objections. While numerous, these objections, if all are sustained, would still allow a reduction in property taxes. If you sustain all of these objections, the impact upon the budget will be to increase appropriations by \$ 821,627 and to reduce the property tax cut by \$ 353,874.

If you have any questions or would like to discuss these objections in greater detail, please feel free to call me.

Sincerely,

TIMOTHY M. GRIPPEN, BROOME COUNTY EXECUTIVE

Mr. Augostini moved, seconded by Mr. Pasquale to override all objections:
(Note: 12 Aye Votes are Required to Override any objection)

1.I object to the following changes and restore the Third Deputy Clerk with salary and fringes in the Legislature.

This position was created to eliminate the backlog in the Legislative Clerk's Office. This will take at least another year. Elimination would result in a layoff and would effect the basic mission of this department. In developing your 1995 Budget, you should re-evaluate the need for this position and make whatever changes are necessary at that time.

Objection # 1 was **sustained**.

Ayes-8Augostini, Coffey, Howard, Lindsey, Malley, Mather, Taylor & Wagstaff

Nays-11Brown, Burger, Harbachuk, Harris, Hudak, Kavulich, Pasquale, Pazzaglini, Schofield, Wagstaff & Shafer

2.I object to the following changes and restore the Keyboard Specialist with salary and fringes in the County Executive's Office.

This office underwent a substantial reorganization in 1989 reducing cost and

management. This position deals directly with the public: screening callers; directing inquiries to the proper departments and governmental agencies; and helping to resolve problems. It also provides substantial clerical support to both Partnership-2000 and the Council of Governments. Elimination would result in a layoff. It would effect the Executive's ability to respond quickly and fully to the public as well as to support the progress we are making in consolidation and inter-governmental co-operation.

Objection # 2 was **overridden**. Ayes-18, Nays-1 (Harbachuk)

3.I object to the following changes and restore the Assistant for Community Relations in the County Executive's Office.

This position was transferred to my office by the Legislature; now, the Legislature proposes cutting out the position entirely because my staff is too large. Elimination would require the laying off of a valued County employee. This position is critical to the operation of the County Executive's Office and of all county departments. As we continue to restructure government and redefine our role in the community, it is vital to maintain positive relationships and clear communications, both internally and externally. This position carries out that vital function.

Objection # 3 was **sustained**.

Ayes-11 Augustini, Brown, Burger, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-8 Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Taylor & Whalen

4.I object to the following changes to fringe benefits (Health and Life Insurance) and restore the same to the Coroners.

Recruitment and retention of highly technical positions is always a difficult task. When coupled with a moderate salary, the provision of fringe benefits helps retention. Nonetheless, this applies to only one of the current coroners. It will also deny this benefit to three retirees. I am sure that it is not the intention of the Legislature to be selective in its re-definition of personnel policies, since this will only increase the risk of legal challenge. I object to this selective re-definition which is not based upon a broader and fairer application. If we wish

to do this, it should apply to all part-time employees in this class and to all retirees.

Objection # 4 was **overridden.** Ayes-19

5.I object to the following changes and restore the Senior Account Clerk with salary and fringes in the Finance Department.

The Senior Account Clerk assists accounting staff with the preparation of worksheets and statistical tables necessary for monthly reconciliations, the annual external audit, and the County's annual financial reports. The Senior Account Clerk also assists with account variance analysis. This individual also reconciles the daily cash receipt drawers of Treasury Section personnel and prepares the daily deposit of the County. In addition, this position monitors and reconciles chargeback accounts affecting twenty different departments and reviews revenue accounts and reports on departments delinquent in submitting revenue transmittals to the Finance Department. This elimination would result in a layoff and hinder a key department's ability to respond to an increased workload.

Objection # 5 was **overridden.**

Ayes-12 Augustini, Brown, Burger, Harris, Howard, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-7 Coffey, Harbachuk, Hudak, Kavulich, Malley, Pasquale & Taylor

6.I object to the following changes and restore the Deputy Commissioner with salary and fringes to the Finance Department.

The Deputy Commissioner of Finance assists in the preparation of the annual tax levy, approval of wire transfer of money between and from County bank accounts and the reconciliation of ledger and bank cash balances. The Deputy is in charge of operational internal controls and approves all manually prepared checks. He prepares the schedules and assists with modelling for the annual sale of tax sales certificates. He coordinates with the sixteen town tax collectors for the return of unpaid taxes. In addition, the Deputy Commissioner assists with the departmental budget and shares in responsibility for the accounting, payroll and treasury functions of the County. Without this position, internal controls over cash would be weakened, deadlines affecting municipalities and

taxpayers would be jeopardized, and the County's fiscal integrity would be diminished. This elimination would result in a layoff and hinder a key department's ability to respond to an increased workload while, most likely, increasing costs.

Objection # 6 was **sustained**.

Ayes-10 Augustini, Brown, Burger, Howard, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-9 Coffey, Harbachuk, Harris, Hudak, Kavulich, Malley, Pasquale, Taylor & Whalen

7.I object to the following changes and restore the Senior Account Clerk Typist with salary and fringes in Public Works' Administration as well as a revenue item and adjust a chargeback expense and revenue in Fleet Management.

This position is supported by a chargeback (to Fleet) and would result in a layoff. The duties carried out by this position could not be absorbed because of reductions in previous budgets. The position generates the billings for Fleet and supports billings for Security and Buildings & Grounds. These charges allow for the maximization of non-local tax support through the recovery of cost from reimbursed departments. This process also allows for a fuller understanding of the real cost of the provision of all County services. The billing mechanism is also an essential planning tool since it tracks usage of fuel and repairs. Elimination would not allow Fleet to continue its successful management of costs and would increase local tax support.

I also object to the following changes in DPW/Fleet Management and adjust a chargeback expense and a revenue.

This cost item pays back DPW Administration for the administrative support discussed above which prepares the billings for Fleet. This is how we maximize revenue recovery from non-local tax sources.

Objection # 7 was **overridden**.

Ayes-13 Augustini, Brown, Burger, Harris, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-6 Coffey, Harbachuk, Kavulich, Malley, Pasquale & Taylor

8.I object to the following changes and restore the Courier with salary and fringes as well as postage costs in General Services and revenue.

The courier is responsible for managing the County's mail room operation of incoming, outgoing and interdepartmental mail including the supervision of several social service clients in the workfare program. This involves almost 3/4 of a million pieces of mail. Elimination would result in a layoff, eliminate a workfare site for the social service clients, and require all departments to lose valuable manpower to pick up and deliver their own mail. This is clearly a case of penny-wise and dollar foolish. It is an essential task carried out well by an already consolidated function with minimal cost and staff. Further, the use of social service clients insures a return to the tax payers for welfare costs and assists the clients in their transition back to employment. Finally, the courier pre-sorts mail saving the County .042 per letter for an annual savings of over \$20,000 which is close to the cost of this position. The postage estimate is based upon actual experience. Additionally, next year is a peak election year which will increase demands upon County mailing expenses for voter registrations. Over-expenditure would require the use of contingency. Contingency is for unexpected, not known, occurrences. If we use contingency for known costs, there will be nothing available for the unknowns.

Objection # 8 was **sustained**.

Ayes-10Augustini, Brown, Burger, Howard, Hudak, Lindsey, Mather, Schofield,
Wagstaff & Shafer

Nays-9Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Pazzaglini, Taylor &
Whalen

9.I object to the following changes and restore general office expenses in General Services.

Again, we are trying to achieve a balanced budget -- cutting these expenses will not allow departments to maintain equipment or replace broken equipment. This reduction could lead to escalating costs as the result of equipment downtime and loss of employee productivity.

Objection # 9 was **overridden**. Ayes-18, Nays-1 (Coffey)

10.I object to the following changes and restore the Specification Writer with salary and fringes in General Services.

The purchasing process would be significantly delayed because an overworked staff would be required to take on additional responsibilities outside their current job specifications. This will result in increased cost because departments would do their own shopping, thereby moving from a proven consolidated process to a de-centralized, redundant process. Also, costs would increase because time restraints would force departments to extend existing bids rather than seek more competitive re-bids. In a deflationary period, this could lead to missed savings opportunities. Finally, cost will increase because some specification writing would, of necessity, rely upon the user departments. User departments would likely rely upon favored vendors to provide specifications that would be exclusionary and anti-competitive. The position of Specification Writer protects the county from anti-competitive bidding and the resultant legal and fiscal ramifications. While the elimination of this position would not result in a lay off, it was the intention to refill this position as soon as the status of the disabled incumbent was clear.

Objection # 10 was **sustained**.

Ayes-11 Augustini, Brown, Buger, Harris, Howard, Hudak, Mather, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-8 Coffey, Harbachuk, Kavulich, Lindsey, Malley, Pasquale, Taylor & Whalen

11.I object to the following changes and restore funds for the court assigned attorneys in the Law Department.

This cut would put the 1994 budget below the level of anticipated spending in 1993. So far this year, this mandated service has cost almost \$385,000 -- projected to be \$440,000 by year's end. This amount exceeds the 1994 appropriation. Of note should be the fact that year end billings are traditionally much higher as law firms send in their bills for November and December in order to close their year end books. We are all trying to pass a balanced budget for 1994. This restoration does that. Contingency is for unexpected, not known, occurrences. If we use contingency for known costs, there will be nothing available for the unforeseen expenses.

Objection # 11 was **overridden**.

Ayes-13 Augustini, Brown, Burger, Harris, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-6 Coffey, Harbachuk, Kavulich, Malley, Pasquale & Taylor

12.I object to the following changes and restore the Engineering Aide with salary and fringes in DPW.

This is a part-time position which was developed through the Office for Aging. The person performs critical, but routine functions in DPW. Elimination would result in a layoff and reduce efficiency as more skilled (and expensive workers) carry out these tasks.

Objection # 12 was **overridden**. Ayes-16, Nays-3 (Harris, Malley & Taylor)

13.I object to the following changes and restore the Telephone Manager with salary, fringes and related revenues in DPW/Building & Grounds.

Let me remind you that in 1989 the County's telephone system was in shambles. We completely reorganized the system and, as a result, our costs have declined each year thereafter. This position provides the expertise required to operate the hardware and software critical to the management of the telephone system, including tracking of usage and operations. This "cut" would cost us money in the long run as well as result in a layoff. This position is critical to the operation and maintenance of the County's telephone system, the cost of which is largely recovered from non-local sources through chargebacks. Again, it will cost us money in the long run.

Objection # 13 was **sustained**.

Ayes-10 Augustini, Brown, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff & Shafer.

Nays-9 Burger, Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Taylor & Whalen

14.I object to the following changes and restore the Telephone Technician Trainee with salary and fringes as well as the cost of local calls in DPW/Building & Grounds.

See explanation above. This will also result in a layoff while hindering our ability to maintain a large and dispersed telephone system. Further, because of the chargeback mechanism, we are able to largely cover its costs from non-local sources.

Reduction in this line item for local calls will require the use of contingency by late next year. Contingency is for unexpected, not known, occurrences. If we use contingency for known costs, there will be nothing available for unforeseen costs.

Objection # 14 was **overridden**.

Ayes-13 Augustini, Brown, Burger, Harris, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-6 Coffey, Harbachuk, Kavulich, Malley, Pasquale & Taylor

15.I object to the following changes and restore HVAC systems Technician III with salary and fringes in DPW/Building & Grounds.

The person who currently holds this position is on disability leave. This position currently services the boilers at the Airport, Central Kitchen, WPNH and Transit. Proper maintenance insures the full useful life of this expensive equipment; deferral will only increase costs as the equipment wears out before its time. This position will also be critical to the maintenance of the new public safety facility. In many cases, these costs can be charged back to federal and state reimbursable departments, thereby reducing the use of local taxes.

Objection # 15 was **overridden**. Ayes-19

16.I object to the reduction in overtime and heating cost and restore the recommended amounts to these accounts.

Reduction of overtime would necessitate use of contingency, which should be for unexpected occurrences. The move of BC Transit's downtown junction to the

Hawley Street site has increased maintenance costs. This has required additional time by County staff.

Reduction of fuel costs would exhaust this line item at the beginning of the next heating season, again requiring contingency. Contingency is for unexpected, not known, occurrences. If we use contingency for known costs, there will be nothing available for unforeseen costs.

At the request of several Legislators, the particular line items referenced in this objection were voted on separately.

Objection # 16 relating to the reduction of \$10,000 in Overtime Salaries (line item # .1700 on page 148) was **overridden**. Ayes-17, Nays-2 (Malley & Taylor)

Objection # 16 relating to the reduction of \$10,000 in Fuel & Heating Supplies (line item # .4326 on page 148) was **overridden**.

Ayes-14 Augustini, Brown, Burger, Coffey, Howard, Hudak, Kavulich, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer
Nays-5 Harbachuk, Harris, Malley, Pasquale & Taylor

17.I object to moving the Accountant to Audit and Control and restore the Accountant with fringes benefits and revenue in Risk Management as well as chargeback and revenue items in both Workers' Compensation and Health Insurance.

An essential principal of Audit is that you separate the creation of records from the audit of those records -- you do not audit your own work. This move will insure that principle. It will also allow the consolidation of all insurance management under Risk Management. Additionally, it will provide direct technical support to a unit which is undergoing a period of substantial change in its accounting rules. Finally, it will assure us that we get maximum reimbursement from all users of the system.

Objection # 17 was **overridden**.

Ayes-12 Augustini, Brown, Burger, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Taylor, Wagstaff & Shafer
Nays-7 Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale & Whalen

18.I object to the reduction in data processing chargebacks in the Real Property Tax Service Budget.

This restores a chargeback which was offered as a "cut" by another department.

Chargebacks and indirect costs are determined by previous usage and are modified by mutually agreed upon changes. This will cause a reduction in revenue to the Computer Services unit without offsetting reduction in required services i.e. the tax bills still have to be prepared. The end result will be to raise local tax support in Computer Services while the cost is driven by decisions and usage in Real Property.

Objection # 18 was **sustained**.

Ayes-11 Augustini, Brown, Burger, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-8 Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Taylor & Whalen

19.I object to the following changes and restore the books and subscriptions in the Sheriff's Department.

We are "mandated" to provide law books to prisoners.

Objection # 19 was **overridden**. Ayes-19

20.I object to the deletion of the position of Deputy Director/Restore Deputy Director with salary and fringes in Emergency Services.

I do not believe we will have any "less" work at Emergency Services -- in fact, as you all know, we are moving in the direction of consolidating all dispatching at Emergency Services. In addition, in just one year, the position was responsible for the recovery of \$171,000 from FEMA for the snow storm last March -- that is more than three times salary cost. Instead of eliminating this position and laying off a valued employee, we should be giving this person an award.

Objection #20: Ruling by the Chair of the Legislature: Objection # 20 is not properly before the Legislature in that the position in question was not part of the County Executive's proposed budget and was not restored by the Legislature.

21.I object to the change of the Stores Clerk from full- to part-time and restore Stores Clerk to full-time with salary and fringes in Willow Point.

Each nursing unit is accountable for usage of all supplies as well as its personnel costs. While tracking of supply costs by the units is time consuming, there can clearly be a cost savings. The loss of this position will not allow us to pursue this project to its full extent.

Objection # 21 was **overridden**. Ayes-19

22.I object to the change of the Custodial Worker from full- to part-time at Willow Point and restore to full-time with salary and fringes in Willow Point.

The Willow Point Nursing Facility prides itself with being one of the finest long term health care facilities in all of New York State. It is subject to very strict monitoring by the NYS Department of Health. Their inspectors pay particular attention to the condition and proper maintenance of the facility's physical plant. Both administrative staff and the County are subject to substantial fines for deficiencies. Appropriate levels of custodial staff must be maintained to meet the standards of patient care and to insure full usefulness from capital investments.

Objection # 22 was **overridden**. Ayes-19

23.I object to the elimination of an Occupational Therapy Aide, part-time.

This position, as well as a Physical Therapy Aide position, has a direct effect on Medicare Part B reimbursement. The work performed in these positions directly impacts our Medicare Part B and Medicaid revenues. Thus, if productivity is reduced due to staffing cuts, revenues are also reduced. This is a direct cost center which means its activities directly affect our reimbursement.

Objection # 23 was **overridden**. Ayes-18, Nays-1 (Harris)

24.I object to reduction in contractual expense items (Environmental Supplies and Laundry Expenses) in Willow Point.

The expense for environmental supplies (the cost of purchasing attends-adult diapers) assumes a 4% increase in cost and usage. This is clearly in line with the facility's experience. The Legislature's conjecture that cost and/or usage will decline is contradicted by the professional staff at Willow Point. It is not a discretionary purchase and should be fully funded.

The expense for laundry assumes a 5% increase, again in line with the facility's experience. There is concern that 1993 cost will exceed the current budget. Again, this is not an item which can be done without for any prolonged period. The cleanliness and comfort of the residents in our care must be maintained.

Objection # 24 was **overridden**.

Ayes-12 Augustini, Brown, Burger, Harbachuk, Howard, Lindsey, Mather, Pazzagini, Schofield, Wagstaff, Whalen & Shafer

Nays-7 Coffey, Harris, Hudak, Kavulich, Malley, Pasquale & Taylor

25.I object to the elimination of the Assistant Carpenter/Restore Assistant Carpenter with salary and fringes in DPW.

We have reduced Highway staff by six positions over the last five years. We still have 340 miles of roads to maintain. This and the next position are needed to provide the labor input for that function. The county has always prided itself on the fine roads we provide and these positions are needed to continue to make that so.

Objection # 25 was **overridden**.

Ayes-13 Augustini, Brown, Burger, Coffey, Harris, Howard, Hudak, Mather, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-6 Harbachuk, Kavulich, Lindsey, Malley, Pasquale & Taylor

26.I object to the elimination of Laborer/Restore Laborer with salary and

fringes.

See Above

Objection # 26 was **overridden**. Ayes-17, Nays-2 (Lindsey & Taylor)

27.I object to various reductions in contractual expenditures in County Roads and restore those items and offsetting state aid revenue.

The reduction of the various contractual line items in County Roads will significantly effect the quality of our road system and it will not save the county taxpayers any money. The amounts reduced for materials and supplies will be offset by a dollar for dollar loss of NYS Consolidated Highway Aid. These materials when coupled with our labor costs make improvements that can be submitted for this state aid. If you reduce the materials, there is nothing for the laborer to use to make improvements, and nothing to claim for state aid. Restoration of these two items, totaling \$328,074, will be offset by a restoration of state aid. A reduction will not save any local taxes.

The reduction of snow removal materials flies in the face of experience and the recent determination of state contract price for salt and ice removal materials. The budget as submitted used a rate below the recently determined rate for these materials. A further reduction could only have an adverse impact upon our ability to provide for other road programs.

The reduction in the chargeback to the Road Machinery fund has the effect of shifting tax support into that fund and obscuring the proper rate charging mechanism (see also below). We follow the "blue book" to determine the value of the equipment and services provided. This is an artificial cut with no impact upon property taxes.

I would also note here the reduction made by the Legislature to the Transfer from the General Fund (which is how property tax support is made available to balance a fund) is not valid since the Charter sets out the arithmetic formula (cost minus revenue) for determining property tax support.

Objection # 27 was **overridden**.

Ayes-14, Nays-5 (Coffey, Harbachuk, Malley, Pasquale & Taylor)

28.I object to a reduction in supplies and to chargeback revenue in Road Machinery/Restore these items to recommended level.

The reduction of motor equipment supplies is not justified by our experience with the cost and usage of repair parts. Further, the reduced program of equipment replacement in this year's capital program will put greater strain upon the maintenance of aging equipment.

The reduction of the chargeback revenue, as previously discussed, is an artificial cut which has the effect of requiring tax support in a fund for which it was not necessary in my recommended budget. It will not be necessary to use tax support in this division if my objection is sustained.

Objection # 28 was **overridden**.

Ayes-15, Nays-4 (Harbachuk, Malley, Pasquale & Taylor)

29.I object to the elimination of the Director of Paratransit Service/Restore Director of Paratransit Service with salary and fringes in Transit.

This position is responsible for all Paratransit services. In addition, the current occupant is considered one of the foremost authorities on the Americans with Disabilities Act, compliance with same is an absolute Federal Mandate -- non compliance could jeopardize millions in Federal Aid to Broome County. Do you really want to jeopardize millions of dollars in Federal Aid to spending for unspecified programs or education and training. There are no tax savings with this layoff, but it might expose this County to the loss of millions of dollars.

Objection # 29 was **sustained**.

Ayes-10 Augustini, Brown, Burger, Howard, Hudak, Mather, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-9 Coffey, Harbachuk, Harris, Kavulich, Lindsey, Malley, Pasquale, Taylor & Whalen

30.I object to the reduction of purchased services and restore \$105,000 in Social Service/Programs.

This account had previously been reduced voluntarily by the department. This further reduction will reduce services necessary to the well-being of the most vulnerable children in Broome County. This reduction would undercut the department's strategic plan to reduce other more expensive placement costs - reductions already built into this budget. This is a double jeopardy because this will reduce the means to achieve those savings by taking away the ability to

finance the lower cost alternatives. This would certainly cause departments to think twice about seeking improving efficiencies if they are penalized for it. Further, these programs are substantially reimbursed by federal and state programs.

Objection # 30 was **sustained**.

Ayes-11 Augustini, Brown, Burger, Howard, Hudak, Lindsey, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-8 Coffey, Harbachuk, Harris, Kavulich, Malley, Mather, Pasquale & Taylor

31.I object to the reduction to Veteran Outreach Services and its movement to the Other Contractual Agencies/Restore amount and presentation in the Veterans' Services Office.

As you know, you passed, and I have signed into law, a dedicated revenue stream for all Veterans Services -- I congratulate all of you on that action. This objection simply removes the Veterans Outreach Services from Other Contractual Agencies and places it in the Office of Veterans Services budget where the dedicated revenues can pay the costs. It also restores \$5,250 to the Veterans Outreach Services Line. This change has no impact upon property tax support.

At the request of several Legislators, this objection was separated with regards to (1) Funding and (2) Placement in the Budget in the Office of Veterans Services or Contractual Agencies.

Objection # 31 relating to the reduction of funding of \$5,250 was **overridden**.

Ayes-18, Nays-1 (Harris)

Objection # 31 relating to the placement of the appropriation in the Office of Veterans Services was **sustained**.

Ayes-10 Augustini, Brown, Howard, Hudak, Lindsey, Mather, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-9 Burger, Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Taylor & Whalen

32.I object to the following changes and restore the Clerk with salary and fringes at the Arena.

Elimination of this position would create a layoff, but not reduce services. I am willing to accept the challenge of losing a Clerk at the Forum, but adequate coverage for both the Arena and Forum would require the restoration of this position.

Objection # 32 was **overridden**. Ayes-17, Nays-2 (Coffey & Harbachuk)

33.I object to the following changes and restore the Maintenance Worker with salary and fringes at the Arena

Elimination of this position would create a lay off and not reduce the need for maintenance. We all agreed on keeping the Arena open. It is one of the County's jewels which promotes our quality of life. In order to keep it that way, we must be willing to maintain it. The Parks Department has taken on more responsibility and has done it with fewer resources. They cannot afford more cuts now that they have begun to turn around this facility.

Objection # 33 was **overridden**.

Ayes-12 Augostini, Brown, Burger, Howard, Hudak, Lindsey, Malley, Mather, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-7 Coffey, Harbachuk, Harris, Kavulich, Pasquale, Taylor & Whalen

34.I object to the following changes and eliminate the \$1.00 charge at the Otsiningo reducing estimated revenue by \$115,000.

I have made my position known from the very beginning. I do not believe we should charge for entrance to Otsiningo Park. Many, many people use this park to walk for health reasons; others use it for short periods (i.e. parents drop off children for soccer games). I simply do not see how we can charge a fee which would be equitable to all the users of the park.

Mr. Augostini moved, seconded by Mr. Mather to **call the question**.

The call of the question **carried**. Ayes-19

Objection # 34 was **sustained**.

Ayes-8 Burger, Coffey, Harris, Howard, Lindsey, Mather, Pazzaglini & Schofield

Nays-11 Augustini, Brown, Harbachuk, Hudak, Kavulich, Malley, Pasquale, Taylor, Wagstaff, Whalen & Shafer

35.I object to the new charges imposed on the Spiedie Fest and reduce estimated revenue by \$48,000.

The sponsors of the Spiedie Fest contend that these new charges will "kill" the Spiedie Fest. I agree. Once again, this event sponsored in part by Broome County Parks and Recreation, is a premium event which promotes all of Broome County and adds measurably to our quality of life.

Mr. Mather moved, seconded by Mr. Augustini to **call the question.**

The call of the question **carried.** Ayes-18, Nays-1 (Kavulich)

Objection # 35 was **overridden.** Ayes-17, Nays-2 (Kavulich & Pasquale)

36.I object to the following changes and delete the Department of Audit and Control.

Here is a management challenge for the Legislature; here is an opportunity to reinvent government. When I worked for the City of Binghamton, we achieved substantial savings by eliminating the Comptroller's Office. This function is not mandated, and it is not an unavoidable expense. I believe we can privatize the part of this department which oversees the single audit as well as internal audits. A special Audit Committee can be established to draw up a schedule for internal audits. Private professional firms can be hired to perform the required audits. The special Audit Committee can replace this function for less cost and achieve more reliable information. The private firms can offer the efficiencies of the private sector. The Legislature has already discussed this matter in committee and draft legislation has already been prepared.

I have already, in a previous objection (see #17 above), objected to the movement of one position back to its former unit. I now also object to the other position which I had recommended be assigned to still another department (see below). In order to provide the staffing needed for the processing of accounts payable, including encumbrances and bank reconciliations, I will not object to the restoration of three positions at their current salaries and titles. I will follow-up with the required legislation transferring these positions to the Clerk of the Legislature, who can supervise these functions just as it is done in Chenango

County. The three positions are: Senior Accountant (restored as a downgraded Auditor I); an Auditor II (restored as an upgraded Auditor III); and an Auditor I (restored as an upgraded Auditor II). I have also not objected to the supporting contractual costs required by these positions. Then the Legislature can insure that bills are paid on a timely basis resulting in improved relationships with the business (as well as non-profit) community and secure the discounts available to prompt payers.

I object to moving the Inventory Control Specialist to Audit and Control and restore the position to General Services/Purchasing with salary and fringe benefits.

This transfer will allow the continuation of this important function in the unit assigned by Charter. The proper accounting of the County's fixed assets is an important element in the determination of many of our user fees. This has allowed us to charge users for the replacement of equipment needed to continue to perform services required by these users. This move will help to insure the continuation of that principle.

Mr. Pasquale moved, seconded by Mr. Augustini to **call the question**.

The question was **called**. Ayes-18, Nays-1 (Whalen)

Objection # 36 was **overridden**. Ayes-19

November 23, 1993

Honorable Members of the Broome County Legislature

County Office Building

Binghamton, New York 13902

Ladies and Gentlemen:

I am returning Intro. No. 75/Permanent No. 93-449 entitled "Resolution Requiring a One Dollar Surcharge on Tickets to Arena and Forum Events."

I apologize to those people who supported this Resolution because I also supported it and believed it was a good idea. I have, however, come to agree with the critics that this measure will result in the loss of revenues.

Therefore, I am objecting to said Resolution based on this new information. This veto should not close the door on other possible changes in the Arena and Forum --

we should continue to look for ways to enhance revenues.

Sincerely,

TIMOTHY M. GRIPPEN, BROOME COUNTY EXECUTIVE

The Chairman of the Legislature issued the following ruling from the chair. "The Veto of Resolution # 93-449 is improperly before the Legislature in that it is 'budget related' and should have been submitted on Nov. 19, and not on Nov. 23rd., and shall stand approved."

No action was taken.

Continuation of -

Written or oral presentations of the County Executive, Timothy M. Grippen:

Letters from the County Executive, Timothy M. Grippen:

- 1.Nominating 7 persons to membership on the CASA Advisory Board.
- 2.Nominating 6 persons to membership on the Foster Grandparent Advisory Council.
- 3.Nominating M. Davis to membership on the Emerging Business Assistance Advisory Board.
- 4.Nominating D. Chamberlain and D. Urgento to membership on the Airport Advisory Board.
- 5.Nominating 7 persons to membership on the Youth Bureau Advisory Board.
- 6.Public Emergency-Front St. Jail Complex (leak in sanitary sewer line).

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

PETITIONS: In Support of the Broome County Dog Shelter

COMMUNICATIONS:

- 1.1994 TOWN BUDGETS:COLESVILLE; MAINE; WINDSOR; SANFORD; NANTICOKE.
- 2.MINUTES FROM:
 - A.EMC AD HOC COMMITTEE ON COMPOSTING.
 - B.EMC'S SOLID WASTE COMMITTEE AND NANTICOKE LANDFILL TASK FORCE.
 - C.MENTAL HEALTH ADVISORY BOARD.
- 3.LETTER OBJECTING TO \$1.00 PARKING FEE AT OTSININGO PARK.
- 4.RESULTS OF SPECIAL ELECTION FOR NEW YORK STATE

ASSEMBLY, 124TH DISTRICT.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chairman, Arthur J. Shafer:

- 1.Appointing David L. Lindsey as Acting Chair of the Public Safety and Emergency Committee, effective November 15, 1993.
- 2.Appointing George Harbachuk as voting representative for Audrey Taylor, Public Works Committee, November 16, 1993.
- 3.Appointing Brian K. Mather as voting representative for Chris W. Burger, Health and Human Services Committee, November 16, 1993.
- 4.Appointing Louis P. Augustini for Roger V. Brown as Acting Chair, Public Works Committee, November 16, 1993.
- 5.Appointing Andrew Kavulich as voting representative for Audrey Taylor, Transportation Committee, November 17, 1993.

The following resolution was **recalled** for reconsideration on the motion of Mr. Schofield, seconded by Mrs. Coffey. The recall **carried**.

Ayes-11(Brown, Burger, Coffey, Harbachuk, Harris, Hudak, Lindsey, Mather, Schofield, Taylor & Wagstaff)

Nays-8(Augostini, Howard, Kavulich, Malley, Pasquale, Pazzaglini, Whalen & Shafer)

RESOLUTION NO. 457 by Public Works prohibiting feasibility consultants from doing design and construction work on county projects.

Mr. Schofield moved, seconded by Mrs. Hudak to **table** to the last meeting of the year (a Special Session) on **December 29, 1993**.

Ayes-13(Brown, Burger, Harbachuk, Harris, Hudak, Lindsey, Mather, Pasquale, Pazzaglini, Schofield, Taylor, Wagstaff & Whalen)

Nays-6(Augostini, Coffey, Howard, Kavulich, Malley & Shafer)

The following resolution (#93-300) was **removed from the table**.

Mr. Lindsey moved, seconded by Mr. Burger to **remove from the table**. **Carried**.

Ayes-16, Nays-4 (Augostini, Howard, Pazzaglini, Wagstaff)

RESOLUTION NO. 300 by Finance, Public Safety and Emergency Services Committees (Tabled at the July 22, 1993 Regular Session)

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

Resolution as presented **carried**.

Ayes-11(Brown, Burger, Coffey, Harbachuk, Harris, Kavulich, Lindsey, Malley,

Mather, Pasquale & Taylor)
Nays-8(Augostini, Howard, Hudak, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer)

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. Pasquale.

RESOLUTION NO. 506

by County Administration, Public Works and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION ADOPTING THE 1994 SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN.

WHEREAS, this County Legislature, by Resolution No. 522 of 1981 has established a Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) pursuant to New York State Vehicle and Traffic Law, and

WHEREAS, the coordinator of said program has prepared a comprehensive plan for submission to the New York State Commissioner of Motor Vehicles for the Broome County STOP-DWI Program for 1994, and

WHEREAS, the STOP-DWI Advisory Board has reviewed said plan and agrees with the recommendations and strategies contained therein and requests that this County Legislature approve and adopt this plan, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the 1994 comprehensive plan for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI), a copy of which has been filed with the Clerk of this Legislature.

Carried.

RESOLUTION NO. 507

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF FUNDING AGREEMENTS WITH THE BROOME COUNTY SHERIFF'S DEPARTMENT AND VARIOUS MUNICIPALITIES FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 1994.

WHEREAS, this County Legislature, by Resolution 518 of 1992, authorized agreements with the Broome County Sheriff's Department, the Village of Deposit, the

City of Binghamton, Village of Endicott, Village of Johnson City and the Town of Vestal for the STOP-DWI Law Enforcement Grant and adopted a program budget in the amount of \$87,000 for calendar year 1993, and

WHEREAS, it is desired to renew grant program for 1994 in the amount of \$82,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the funding agreements with the Broome County Sheriff's Department, the Village of Deposit, the City of Binghamton, Village of Endicott, Village of Johnson City and the Town of Vestal for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that funding to the Broome County Sheriff's Department shall not exceed \$10,000 for the term of this agreement, and be it

FURTHER RESOLVED, that funding to the Village of Deposit shall not exceed \$2,000 for the term of this agreement, and be it

FURTHER RESOLVED, that funding to the City of Binghamton shall not exceed \$17,500 for the term of this agreement, and be it

FURTHER RESOLVED, that funding to the Village of Endicott shall not exceed \$17,500 for the term of this agreement, and be it

FURTHER RESOLVED, that funding to the Village of Johnson City shall not exceed \$17,500 for the term of this agreement, and be it

FURTHER RESOLVED, that funding to the Town of Vestal shall not exceed \$17,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820001.4459.101051 (Reserve for Program), and be it

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

RESOLUTION NO. 508

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BROOME COUNTY COUNCIL ON ALCOHOLISM FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 1994.

WHEREAS, this County Legislature, by Resolution 517 of 1992, authorized an

agreement with the Broome County Council on Alcoholism for the STOP-DWI Education Program for calendar year 1994 at a cost of \$25,000, and

WHEREAS, said services provide alcohol and highway traffic safety education for school systems, private industry and the general public, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Council on Alcoholism, 89 Court Street, Binghamton, New York, 13901, for an alcohol and highway traffic safety education program targeted at school systems, private industries and the general public 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 an amount not to exceed \$25,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820001.4459.101051 (Reserve for Programs), and be it

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

RESOLUTION NO. 509

by County Administration, Economic Development & Planning, Health & Human Services and Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH AMERICAN HEALTH CARE SOFTWARE ENTERPRISES, INC. FOR SOFTWARE MAINTENANCE/SUPPORT FOR WILLOW POINT NURSING FACILITY FOR 1994.

WHEREAS, this County Legislature, by Resolution 502 of 1992, authorized an agreement with American Health Care Software Enterprises, Inc., for software maintenance and support at the Willow Point Nursing Facility at a cost of \$5,450.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with American Health Care Software Enterprises, Inc., 150 South Champlain Street, PO Box 1110, Burlington, Vermont, 05402, for software

maintenance and support at the Willow Point Nursing Facility 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 an amount not to exceed \$6,100.00 for the term of this agreement, and be it

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

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

RESOLUTION NO. 510

by Co. Administration & Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IBM CORP. FOR LEASE OF VARIOUS MAINFRAME SOFTWARE PRODUCTS FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 477 of 1992, authorized an agreement with IBM Corp. for the lease of various mainframe software products for the Department of Computer Services for calendar year 1993 at a cost not to exceed \$125,800.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with IBM Corp., 111 Grant Avenue, Endicott, NY 13760, for the lease of various mainframe software products 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 an amount not to exceed \$80,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4515.101000 (Software Rental), and be it

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

RESOLUTION NO. 511

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGENT CORP. FOR LEASE OF TPX-EXTENDED/VM AND TPX-WINDOWS/VM/A SOFTWARE FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 483 of 1992, authorized an agreement with Legent Corporation for lease of TPX Session Managers Software for the Department of Computer Services at a cost not to exceed \$7,920.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Legent Corporation, 2 Allegheny Center, Pittsburgh, Pennsylvania, 15212-5494, for lease of TPX Session Manager Software for the Department of Computer Services 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 an amount not to exceed \$6,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4515.101000 (Software Rental), and be it

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

RESOLUTION NO. 512

by County Administration & Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH KPMG PEAT MARWICK FOR "FAMIS" SOFTWARE MAINTENANCE/SUPPORT FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 485 of 1993, authorized an agreement with KPMG Peat Marwick for "FAMIS" upgrade and on-line software maintenance and support for the Department of Computer Services at a cost not to exceed \$8,500.00, and

WHEREAS, said services are necessary for the continued on-line software maintenance and support for the County's financial/accounting system, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 for "FAMIS"

software maintenance and support, on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with KPMG Peat Marwick, 345 Park Avenue, New York, New York, 10154 for "FAMIS" On-line software maintenance and support for the Department of Computer Services 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 an amount not to exceed \$10,000.00, and be it

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

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

RESOLUTION NO. 513

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IBM CORP. FOR "OFFICE VISION" SOFTWARE MAINTENANCE AND TRAINING/SUPPORT FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 481 of 1992, authorized an agreement with IBM Corp. for "Office Vision" Implementation/Training and Software Maintenance for the Department of Computer Services at a cost of \$9,500.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with an decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with IBM Corp., 111 Grant Avenue, Endicott, New York, 13760 for "Office Vision" Software Maintenance and Training/Support for the Department of Computer Services 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 an amount not to exceed \$5,900.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be

made from budget line 370007.4513.101000 (Software Maintenance), and be it

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

RESOLUTION NO. 514

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH COMPUTER AID, INC. FOR PROGRAMMING AND TECHNICAL SUPPORT SERVICES FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 478 of 1992, authorized an agreement with Computer Aid, Inc. for Programming and Technical Support Services for the Department of Computer Services at a cost not to exceed \$55,000.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Computer Aid, Inc., 130 West Main Street, Endicott, NY, 13760-8731 for programming and technical support services for the Department of Computer Services 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 an amount not to exceed \$35,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (Contracted Data Processing Services), and be it

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

RESOLUTION NO. 515

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ARC-ATLANTIC RESEARCH CORPORATION FOR CONTRACT COMPUTER OPERATOR SERVICES FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 479 of 1992, as amended, authorized an agreement with ARC-Atlantic Research Corporation for contract computer operator services for the Department of Computer Services at a cost not to exceed \$62,500.00 for the calendar year 1993, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with ARC-Atlantic Research Corporation, 1110 Taylor Road, Owego, New York, 13827, for contract computer operator services for the Department of Computer Services, total cost not to exceed \$25,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (Contracted Data Processing Services), and be it

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

RESOLUTION NO. 516

by County Administration & Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DUNN AND BRADSTREET FOR "D&B PAYROLL/PERSONNEL" SOFTWARE MAINTENANCE/SUPPORT FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 486 of 1992, authorized an agreement with Dunn and Bradstreet Software for the Department of Computer Services at a cost not to exceed \$35,000.00, and

WHEREAS, said services are necessary for software maintenance and support, including updates and enhancements to the County's payroll and personnel system, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Dunn and Bradstreet, 61 South Paramus Road, Paramus, New Jersey, 07652-1236 for the Department of Computer Services 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 an amount not to exceed \$26,500.00 for the term of this agreement, and be it

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

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

RESOLUTION NO. 517

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SCT-PUBLIC SECTOR, INC. (FORMERLY MENTOR INFORMATION SYSTEMS, INC.) FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE COUNTY CLERK'S IMAGING SYSTEM FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1994.

WHEREAS, this County Legislature, by Resolution 482 of 1992, authorized an agreement with Mentor Information Systems, Inc. for software maintenance and support for the County Clerk's imaging system at a cost of \$6,850.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993 and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SCT-Public Sector, Inc., (formerly Mentor Information Systems, Inc.), 962 Delaware Avenue, Lexington, Kentucky, 40505-4098, for software maintenance and support for the County Clerk's imaging system 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 an amount not to exceed \$6,850.00 for the term of this agreement, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized

representative is hereby empowered to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried.**

RESOLUTION NO. 518

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GEMINI TECHNOLOGIES INTERNATIONAL CORP. FOR LOCAL AREA NETWORK (LAN) CONSULTING SERVICES FOR PROBLEM RESOLUTION ASSISTANCE AND INSTALLATION INSTRUCTION FOR 1994.

WHEREAS, this County, by BAC approval on June 16, 1993 authorized an agreement with Gemini Technologies International Corp. for Local Area Network (LAN) Consulting Services for the period June 14, 1993 through December 31, 1993 at a cost not to exceed \$975.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Gemini Technologies International Corp., RD #8, Box 284 A, Binghamton, NY 13901 for Local Area Network (LAN) Consulting Services including problem resolution assistance and installation instruction 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 amount not to exceed \$4,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (Contracted Data Processing Services), and be it

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

RESOLUTION NO. 519

by Public Safety and Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AGREEMENT WITH THE VILLAGE OF JOHNSON CITY FOR LEASE OF TOWER SPACE/INGRAHAM HILL SITE

WITH THE DEPARTMENT OF EMERGENCY SERVICES FOR 1993 THROUGH 1994.

WHEREAS, the Director of Emergency Services/Fire Coordinator requests authorization for an agreement with the Village of Johnson City for lease of tower space/Ingraham Hill Site for the period December 1, 1993 through December 31, 1994, at a cost of \$75.00 per month, and

WHEREAS, the contract would allow the Village of Johnson City to rent tower space for their fire repeater system, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Village of Johnson City, 243 Main Street, Johnson City, New York, 13790, for lease of tower space/Ingraham Hill site, for the period December 1, 1993 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount of \$75.00 per month for the term of this agreement, and be it FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 460006.0464.101000 (Other Local Governments), and be it

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

RESOLUTION NO. 520

by Public Safety and Finance Committees Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FEDERAL BUREAU OF INVESTIGATION FOR LEASE OF TOWER SPACE FOR EMERGENCY SERVICES COMMUNICATIONS SYSTEM FOR 1993 THROUGH 1994.

WHEREAS, this County, by BAC Approval dated September 9, 1992, authorized an agreement with the Federal Bureau of Investigation of the United States Department of Justice for lease of the tower facility at Hawkins Hill for the purpose of improvements to FBI communications system equipment and operations, for the period October 1, 1992 through September 30, 1993, providing revenue to the County of \$125.00 per month, total cost not to exceed \$1,500.00, and

WHEREAS, the agreement expired by its terms on September 30, 1993, and it is desired at this time to renew said lease agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a renewal of the agreement with the Federal Bureau of Investigation of the United States Department of Justice, James T. Foley Courthouse, Albany, New York, 12202-1219 for the lease

of the Hawkins Hill site number 66 Tower for the purpose of FBI improvements to its communications system equipment and operation, and be it, and be it

FURTHER RESOLVED, that the term of this agreement shall be October 1, 1993 through September 30, 1994, and be it

FURTHER RESOLVED, that in consideration of said lease the United States Department of Justice shall pay the County \$125.00 per month for the term of this agreement, total revenue \$1,500.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 460006.0464.101000 (Other Local Governments), and be it

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

RESOLUTION NO. 521

by Finance Committee Seconded by Mr. Pasquale

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

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period April 1, 1993 through September 30, 1993, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to the respective supervisors of the 16 towns and villages of Broome County, those amounts listed on Exhibit "A" attached hereto.

EXHIBIT A 1993 SEMI ANNUAL MORTGAGE TAX DISTRIBUTION
APRIL 1993 THROUGH SEPTEMBER 1993

DICKINSON -	VILLAGE OF PORT DICKINSON	3,874.87	
-	OUTSIDE	20,203.70	24,078.57

LISLE -	VILLAGE OF LISLE	379.88	
-	OUTSIDE	6,656.71	7,036.59

SANFORD -	VILLAGE OF DEPOSIT	590.98	

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-	OUTSIDE	12,626.91	13,217.89

TRIANGLE	- VILLAGE OF WHITNEY POINT		2,543.29
-	OUTSIDE	11,310.39	13,853.68

UNION	- VILLAGE OF JOHNSON CITY	37,151.59	
-	VILLAGE OF ENDICOTT	51,554.59	
-	OUTSIDE	251,235.89	339,942.07

WINDSOR	- VILLAGE OF WINDSOR	2,039.36	
-	OUTSIDE	30,820.76	32,860.12

BARKER			9,343.44
BINGHAMTON			47,514.88
CHENANGO			85,034.85
COLESVILLE			16,347.87
CONKLIN			37,048.04
FENTON			36,214.57
KIRKWOOD			35,503.94
MAINE			24,165.79
NANTICOKE			2,539.05
VESTAL			221,529.95
CITY OF BINGHAMTON			178,424.92
			1,124,656.22
=====			

Carried.

RESOLUTION NO. 522

by Finance and Health and Human Services Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING THE DISSOLUTION OF THE PETTY CASH FUND FOR THE HEALTH DEPARTMENT'S ADOLESCENT COMMUNITY SERVICES PROJECT.

WHEREAS, this County Legislature by Resolution 522 of 1988, established a petty cash fund for the Adolescent Community Service Project; and

WHEREAS, the Adolescent Community Service Project was separated from Broome County effective September 1, 1993, and

WHEREAS, it is necessary to dissolve the said petty cash fund for the Adolescent Community Service Project, now, therefore, be it

RESOLVED, that the petty cash fund established for the Adolescent Community Service Project shall be and hereby is dissolved and be it

FURTHER RESOLVED, that all cash on hand, receipts and records be immediately provided to the Commissioner of Finance. **Carried.**

RESOLUTION NO. 523

by Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNITED HEALTH SERVICES, HOSPITALS, INC. TO PROVIDE URINALYSIS TESTING FOR DRUG AWARENESS CENTER CLIENTS ON AN AS-NEEDED BASIS FOR 1994.

WHEREAS, this County Legislature, by Resolution 93 of 1993, authorized an agreement with United Health Services for Urinalysis Testing for the Drug Awareness Center clients for 1993 at a cost not to exceed \$4,500.00, and

WHEREAS, the Broome County Drug Awareness Center requires laboratory services to provide urinalysis testing for its clients who are unable to pay, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with United Health Services Hospitals, Inc., 20-42 Mitchell Avenue, Binghamton, New York, 13903, to provide laboratory urinalysis testing on an as-needed basis 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 \$30.00 for a miscellaneous drug screen, \$15.40 for a cocaine screen, and \$17.70 for a cannabis screen, total payment not to exceed \$2,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470021.4703.101000 (Lab Services), and be it

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

RESOLUTION NO. 524

by Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FLORANTE I. TINIO, MD FOR MEDICAL EVALUATION OF DRUG AWARENESS CENTER CLIENTS FOR 1994.

WHEREAS, this County Legislature, by Resolution 614 of 1992, authorized an agreement with Florante I. Tinio, M.D., for medical evaluation of Drug Awareness Center Clients for calendar year 1993 at a cost not to exceed \$13,000.00, and

WHEREAS, said services are necessary to provide medical evaluation of clients, participation and treatment planning, utilization review and quality assurance, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with three additional conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Florante I. Tinio, M.D., 168 Water Street, Binghamton, New York, 13901, for medical evaluation of Drug Awareness Center clients 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 \$55.53 per hour, total cost not to exceed \$15,600.00 for the term of this agreement, and be it

FURTHER RESOLVED, said contract shall include the additional requirements that 1) Dr. Tinio shall serve as medical director for the Drug Awareness Center, 2) Dr. Tinio shall agree to abide by state and federal confidentiality regulations pursuant to §42CFR, and 3) Dr. Tinio shall provide one hour per week for every 25 clients for a maximum of 6 hours per week, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470021.4712.101000 (Physician Services), and be it

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

RESOLUTION NO. 525

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING REVISION OF YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) FOR THE DRUG AWARENESS CENTER AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 132 of 1993, authorized the

continued participation by the Drug Awareness Center in the Youth Education Services Community Action Project (YESCAP) for the period April 1, 1993 through March 31, 1994 and adopted a program budget in connection therewith in the total amount of \$100,000.00, and

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

WHEREAS, that this County Legislature hereby authorizes a revision of the Youth Education Services Community Action Project (YESCAP) Grant for the Drug Awareness Centers in Broome and Tioga Counties for the period April 1, 1993 through March 31, 1994 in the total amount of \$139,049.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$139,049.00 for the period April 1, 1993 through March 31, 1994, and be it

FURTHER RESOLVED, that Resolution 132 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, Nays-1 (Coffey).

RESOLUTION NO. 526

by Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DR. KEITH KENNEDY FOR NURSING HOME MEDICAL DIRECTOR SERVICES FOR WILLOW POINT NURSING FACILITY FOR 1994.

WHEREAS, this County Legislature, by Resolution 618 of 1992, authorized an agreement with Dr. Keith Kennedy for Nursing Home Medical Director Services at a cost of \$54,631.20, for calendar year 1993, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Dr. Keith Kennedy, 51 Kenilworth Road, Binghamton, New York, 13903,

for Nursing Home Medical Director Services 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 \$55.11 per hour for 20 hours per week, total cost not to exceed \$56,274.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160044.4712.204000 (Physician Services), and be it

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

Carried. Ayes-18, Nays-1 (Wagstaff).

RESOLUTION NO. 527

by Health & Human Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PATRICIA A. MONZO-SALMON FOR PHARMACEUTICAL CONSULTANT SERVICES AT WILLOW POINT NURSING FACILITY FOR 1994.

WHEREAS, this County Legislature, by Resolution 622 of 1992, authorized an agreement with Patricia A. Monzo-Salmon for the provision of consultant pharmaceutical services at Willow Point Nursing Facility for the period January 1, 1993 through December 31, 1993 at a cost of \$34,395.00, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Patricia A. Monzo-Salmon, 98 Moore Avenue, Binghamton, New York, 13903 for 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 \$28.39 per hour for 104 hours per month at a total cost not to

exceed \$35,431.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160200.4747.204000 (Other Fees for Services), and be it

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

Carried. Ayes-17, Nays-2 (Coffey, Pasquale)

RESOLUTION NO. 528

by Health & Human Services and Finance Committees
Pasquale

Seconded by Mr.

RESOLUTION AUTHORIZING ACCEPTANCE OF TITLE VII LONG TERM CARE OMBUDSMAN PROGRAM EXPANSION AND ENHANCEMENT FUNDING GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, the Director of the Office for Aging requests authorization to accept a Title VII Long Term Care Ombudsman Program Expansion and Enhancement Funding Grant in the amount of \$4,150.00 for the period September 1, 1993 through August 31, 1994, and

WHEREAS, said grant program provides for the expansion and enhancement of current sub-state Ombudsman Programs, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$4,150.00 from the New York State Office for Aging for the period September 1, 1993 through August 31, 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$4,150.00 for the period September 1, 1993 through August 31, 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.**

RESOLUTION NO. 529

by Health & Human Services & Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AGREEMENT WITH ACTION FOR OLDER PERSONS TO RECRUIT AND TRAIN VOLUNTEERS UNDER THE TITLE VII LONG TERM CARE OMBUDSMAN PROGRAM EXPANSION AND ENHANCEMENT FUNDING GRANT FOR THE OFFICE FOR AGING FOR 1993 THROUGH 1994.

WHEREAS, the Director of the Office for Aging requests authorization for an agreement with Action for Older Persons for Long Term Care Ombudsman Expansion to recruit and train volunteers for the period September 1, 1993 through August 31, 1994 at a cost not to exceed \$4,150.00, and

WHEREAS, said services are necessary to fulfill the requirements of the Title VII Long Term Care Ombudsman Expansion and Enhancement Program Grant funding outline approved by companion resolution, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, 30 West State Street, Binghamton, New York, 13901, to recruit and train volunteers for the Title VII Long Term Care Ombudsman Program Expansion and Enhancement Funding Grant for the Office for Aging, for the period September 1, 1993 through August 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,150.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760637.4457.102000 (Subcontracted Program),

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

RESOLUTION NO. 530

by Health & Human Services and Finance Committees

Seconded by Mr. Mather

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR THE HEALTH DEPARTMENT EDUCATION FOR HANDICAPPED CHILDREN'S PROGRAM FOR 1993 THROUGH 1994.

WHEREAS, the Health Department requests authorization for agreements with various vendors as indicated on the attached Exhibit "A" for the Health Department

Education for Handicapped Children's Program for the term outlined, and

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

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480285.4715.101000 (Other Health and Medical Services) and 480202.4715.101000 (Other Health and Medical Services), and be it

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

RESOLUTION NO. 531

by Health & Human Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS, FOR THE HEALTH DEPARTMENT EARLY INTERVENTION PROGRAM FOR 1993 THROUGH 1994.

WHEREAS, the Health Department requests authorization for agreements with various vendors as indicated on the attached Exhibit "A" for the Health Department Early Intervention Program for the periods as indicated on the attached exhibit, and

WHEREAS, said services are necessary to provide ongoing service coordination, screenings, evaluations and related services for the Early Intervention Program, now, therefore, be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480202.4715.101000 (Other Health and Medical Services) and 480202.4701.101000 (Medical and Physical Exams), and be it

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

RESOLUTION NO. 532

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

RESOLUTION AUTHORIZING RENEWAL 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 356 of 1992, 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, 1992 through June 30, 1993 at a cost not to exceed \$11,550.00 per facility, and

WHEREAS, said services are necessary to provide for early detection of breast cancer through screening and diagnostic mammograms and ultrasounds, and

WHEREAS, said agreements expired by their terms on June 30, 1993, and it is desired at this time to renew said agreements on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with United Health Services Hospitals, Inc., 20-42 Mitchell Avenue, Binghamton, New York, 13903, and Lourdes Hospital, 169 Riverside Drive, Binghamton, New York, 13905, 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, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay each of the Contractors at a rate of \$55.00 per service, not to exceed 200 such tests at each site, for a total cost amount not to exceed \$11,000 per Contractor for the term of this agreement, 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 the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

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

RESOLUTION NO. 533

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

Development & Planning and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING ACCEPTANCE OF BROOME EMPLOYMENT SELF-SUFFICIENCY GRANT PROGRAM FOR THE MENTAL HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, the Commissioner of Mental Health Services requests authorization to accept a Broome Employment Self-Sufficiency Grant Program in the amount of \$70,715.00 for the period September 1, 1993 through June 30, 1994, and

WHEREAS, said grant program provides centralized case management and vocational services coordination for Broome County residents that are unemployed or underemployed due to mental illness and or alcohol/substance abuse, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$70,715.00 from Appalachian Regional Commission (ARC) for the period September 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$70,715.00 for the period September 1, 1993 through June 30, 1994, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

RESOLUTION NO. 534

by Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH J.J. SHEEHAN ADJUSTORS, INC. FOR INVESTIGATIVE AND ADJUSTMENT SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 1994.

WHEREAS, this County Legislature, by Resolution 609 of 1992, authorized an

agreement with J.J. Sheehan Adjustors, Inc., for adjusting services, including evaluation of claims and lawsuits against Broome County, for an amount not to exceed \$14,000.00 for calendar year 1993, and

WHEREAS, said services are necessary for prompt and efficient evaluation of claims made against Broome County, including investigation and adjusting services, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with J.J. Sheehan Adjustors, Inc., PO Box 604, Binghamton, New York, 13902 for investigative and adjusting claim services 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 \$35.00 per hour, total cost not to exceed \$14,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4747.307000 (Other Fees for Services), and be it

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

RESOLUTION NO. 535

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS SERVICES FOR INMATES OF THE BROOME COUNTY JAILS FOR 1994.

WHEREAS, this County Legislature, by Resolution 101 of 1993, authorized an agreement with the Broome County Council of Churches for Religious Services for inmates housed at Broome County Jail Facilities for calendar year 1993, at a cost not to exceed \$12,528.00, and

WHEREAS, said services are mandated by New York State Regulations and the Council provides religious counseling for all inmates of all denominations, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Broome County Council of Churches, 81 Main Street, Binghamton, New York, 13902 for the provisions of religious services to County Jail inmates including full time (40 hours per week) religious services to all inmates housed in the County's jail facilities to be provided by a duly ordained minister of a recognized religious sect, religious counseling for all inmates whose denominations are affiliated with the Council of Churches, arrangements for religious counseling of all inmates whose denominations are not affiliated with the Council, provision of 24 hour on-call emergency services available seven (7) days per week, visitation of inmates and coordination of all religious services, 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 an amount not to exceed \$12,528.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 4500023.4437.101000 (Religious Expenses), and be it

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

RESOLUTION NO. 536

by Environment, Public Works and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH HAWK ENGINEERING, P.C., FOR NANTICOKE LANDFILL CLOSURE CONSTRUCTION REVIEW SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1994.

WHEREAS, this County Legislature, by Resolution 379 of 1991, authorized an agreement with Hawk Engineering, P.C., for Nanticoke Landfill Closure Construction Review Services for the period October 1, 1991 through December 31, 1993, and

WHEREAS, said agreement expires by its terms on December 31, 1993 and it is believed that said services cannot be completed by that date, and

WHEREAS, it is desired to extend the period of time originally designated for this contract from the period January 1, 1994 through June 30, 1994, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Hawk Engineering, P.C., (mailing address) PO Box 427, Binghamton, NY 13902-0427 and with offices at RD #8 Box 284A, Upper Front

Street, Binghamton, NY 13901 for Nanticoke Landfill Closure Construction Review Services for the period October 1, 1991 through June 30, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$375,985.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4457.501200 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 379 of 1991, 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.**

RESOLUTION NO. 537

by Finance and Environment Committees

Seconded by Mr. Lindsey

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

WHEREAS, the Director of the Division of Solid Waste Management requests authorization for 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 \$23,000.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mrs. Wilma Bishop Sakal, 9710 Southwest 77th Terrace, Miami, Florida, 33173, for the purchase of property on Dunham Hill Road, tax map number 4-42-S2 in the Town of Barker, at a cost not to exceed \$23,000.00, and be it

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

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

Carried. Ayes-16, Nays-2 (Harbachuk, Pasquale), Absent-1 (Whalen)

RESOLUTION NO. 538

by Finance and Environment Committees

Seconded by Mr. Burger

RESOLUTION AUTHORIZING AGREEMENT WITH FLOYD & RUTH FULLER FOR SALE OF PROPERTY ON DUNHAM HILL ROAD IN THE TOWN OF BARKER.

WHEREAS, the Director of the Division of Solid Waste Management requests authorization for an agreement with Floyd and Ruth Fuller for the sale of real property on Dunham Hill Road in the Town of Barker, at a cost not to exceed \$70,000.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreement with Floyd and Ruth Fuller, Dunham Hill Road, Binghamton, New York 13905 for the purchase of real property located on Dunham Hill Road, Town of Barker, Tax Map No. 4-44-S2, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$70,000.00, and be it

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

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.

Resolution No. 538 **Carried.**

Ayes-12(Augostini, Brown, Burger, Harris, Howard, Hudak, Kavulich, Lindsey, Malley, Schofield, Taylor, Shafer)

Nays-6(Coffey, Harbachuk, Mather, Pasquale, Pazzaglini, Wagstaff)

Absent-1 (Whalen)

RESOLUTION NO. 539

by Transportation Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING ACCEPTANCE AND DISPLAY OF MEMORIAL PLAQUE HONORING FRANCIS VAVRA IN THE BINGHAMTON REGIONAL AIRPORT TERMINAL.

WHEREAS, the Commissioner of Aviation requests authorization to accept a memorial plaque honoring the many contributions made by Francis Vavra to the aviation community as presented by the Northeast chapter of the American Association of Airport Executives and authorization to display the same in the Binghamton Regional Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes acceptance and display of a memorial plaque from the Northeast Chapter of the American Association of Airport Executives honoring Francis Vavra in the Binghamton Regional Airport Terminal, and be it

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

RESOLUTION NO. 540

by Transportation and Finance Committees
Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR CERTAIN SERVICES PROVIDED IN CONNECTION WITH THE RUNWAY EXTENSION PROJECT.

WHEREAS, this County Legislature, by Resolution 156 of 1988, authorized an agreement with the Federal Aviation Administration for design work, inspection work, equipment and special services for the runway extension project, and

WHEREAS, it is desired at this time to revise the costs for said agreement due to a longer than anticipated construction and electronic installation period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the Federal Aviation Administration for Runway 16-34 extension/rehabilitation project at the Binghamton Regional Airport as follows:

<u>Service</u>	<u>Original Cost</u>	<u>Revised Cost</u>
Civil Engineering	\$ 34,500.00	\$ 6,750.00
Construction (RE)	\$ 42,000.00	\$114,354.00
Electronic Engineering	\$ 34,000.00	\$ 14,476.00
Electronic Installation	\$ 91,350.00	\$227,857.00
Flight Check	\$ 63,000.00	\$ 43,540.00
Subtotal	\$264,850.00	\$406,977.00
12% overhead	\$ 31,782.00	\$ 48,837.00
Total	\$296,632.00	\$455,814.00

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211037.2015.501172 (Runways) and 211029.2015.501172 (Runways), and be it

FURTHER RESOLVED, that Resolution 156 of 1988, 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.**

RESOLUTION NO. 541

by Public Works and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AGREEMENT WITH O'BRIEN & GERE ENGINEERS, INC., FOR ENGINEERING AND DESIGN CONSTRUCTION SUPERVISION AND ADMINISTRATION FOR THE BROOME COUNTY COURTHOUSE ASBESTOS REMEDIATION PROJECT FOR 1993 THROUGH 1994.

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with O'Brien & Gere Engineers, Inc. for engineering and design construction supervision and administration of the Broome County Courthouse Asbestos Remediation Project for the period December 1, 1993 through September 30, 1994, and

WHEREAS, said services are necessary pursuant to the provisions of NYCRR §56 as to the procurement for a qualified engineering firm to oversee said asbestos remediation projects, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Brien & Gere Engineers, Inc., 441 Commerce Road, Vestal, New York, 13850, for engineering and design construction supervision and administration of the Broome County Courthouse Asbestos Remediation project, for the period December 1, 1993 through September 30, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$27,164.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035121.4746.501273 (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.**

RESOLUTION NO. 542

by Public Works Committee Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING ABANDONMENT OF EASEMENT

LOCATED ON FARM TO MARKET ROAD IN THE TOWN OF UNION.

WHEREAS, Harry E. Dealaman and Adolph F. Dealaman granted to the County of Broome an easement of a drainage ditch located in the Town of Union, County of Broome, said easement being recorded in Book 1217, page 1035 of Deeds on August 26, 1974, and annexed hereto is Exhibit "A" and

WHEREAS, the Department of Public Works has determined that said easement is no longer required for County purposes and recommends that said easement be abandoned by Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an the abandonment of the easement for a drainage ditch located on Farm to Market Road in the Town of Union, more particularly described on the annexed Exhibit "A", and be it

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

RESOLUTION NO. 543

by Public Works Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING ABANDONMENT OF HIGHWAY RIGHT OF WAY ON SADDLEMIRE ROAD IN THE TOWN OF BINGHAMTON.

WHEREAS, the Department of Public Works requests that this County Legislature authorize the abandonment of the highway right of way on Saddlemire Road in the Town of Binghamton, as indicated on the annexed Exhibit "A", and

WHEREAS, the Department of Public Works has determined that the highway right of way is no longer needed for County purposes and recommends that any and all rights to said right of way be abandoned by Broome County, and

WHEREAS, the prospective purchaser of said property which contains the highway right of way has agreed to pay the County an amount not to exceed \$500.00 for said abandonment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the abandonment of any and all rights to the highway right of way located on Saddlemire Road in the Town of Binghamton, more particularly described on the annexed Exhibit "A", and be it

FURTHER RESOLVED, that in consideration of said abandonment, Andrew Harrison, 1316 Hawleyton Road, Binghamton, NY 13903 shall pay the County an amount not to exceed \$500.00, and be it

FURTHER RESOLVED, that the payments hereinabove made shall be credited to budget line 030106.0212.301000 (Sales of Real Property), and be it

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

RESOLUTION NO. 544

by Health & Human Services Committee

Seconded by Mr. Pasquale

RESOLUTION CONFIRMING APPOINTMENT OF SUELLEN PARKER-KIRCH TO MEMBERSHIP ON THE FOSTER GRANDPARENT ADVISORY BOARD.

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution 61, adopted February 6, 1973, has duly designated and appointed, pending confirmation by this Legislature, Suellen Parker-Kirch, 4 Harrison Street, Binghamton, NY 13905 to membership on the Foster Grandparent Advisory Board, for a term expiring December 31, 1995, and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 61, adopted February 6, 1973 to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 61, adopted February 6, 1973 does hereby confirm the appointment of Suellen Parker-Kirch to membership on the Foster Grandparent Advisory Board to fill an unexpired term in accordance with her appointment by the County Executive.

Carried.

RESOLUTION NO. 545

by Health & Human Services and Finance Committees

Seconded by Mr.

Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DARLA J. HOVER FOR BEAUTICIAN SERVICES FOR THE WILLOW POINT NURSING FACILITY FOR 1994.

WHEREAS, this County Legislature, by Resolution 616 of 1992, authorized an agreement with Darla J. Hover for Beautician Services, to provide haircuts only, for residents at Willow Point Nursing Facility at a cost not to exceed \$1,092 for the period January 1, 1993 through December 31, 1993, and

WHEREAS, nursing facilities are required by federal law to provide haircuts for all residents, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Darla J. Hover, 215 N. Duane Avenue, Endicott, NY 13760 for Beautician Services, to provide haircuts only, for residents at Willow Point Nursing Facility 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 \$3.25 per haircut, total cost not to exceed \$1,040.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160069.4439.204000 (Other Institutional Expenses), and be it

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

RESOLUTION NO. 546

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

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MICHAEL J. CLENEY FOR BARBER SERVICES AT WILLOW POINT NURSING FACILITY FOR 1994.

WHEREAS, this County Legislature, by Resolution 619 of 1992, as amended by Resolution 275 of 1993, authorized an agreement with Michael J. Cleney for Barber Services at Willow Point Nursing Facility at a cost of \$3.50 per haircut, total cost not to exceed \$3,227.00, and

WHEREAS, nursing facilities are required by federal law to provide haircuts for all residents, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement on substantially similar terms and conditions with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Michael J. Cleney for Barber Services 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 at a rate of \$3.50 per haircut, an amount not to exceed \$3,238.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160069.4439.204000 (Other Institutional Expenses), and be it

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

RESOLUTION NO. 547

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

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SHARON GLOVASKY FOR BEAUTICIAN SERVICES FOR THE WILLOW POINT NURSING FACILITY FOR 1994.

WHEREAS, this County Legislature, by Resolution 620 of 1992, authorized an agreement with Sharon Glovasky for Beautician Services, to provide haircuts only, for residents of the Willow Point Nursing Facility at a cost of \$3.25 per haircut, total cost not to exceed \$1,638.00 for calendar year 1993, and

WHEREAS, nursing facilities are required by federal law to provide haircuts for all residents, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Sharon Glovasky, 8 Pleasant Street, Binghamton, NY 13901 to provide Beautician Services, to provide haircuts only, for residents of Willow Point Nursing Facility for calendar year 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$3.25 per haircut, total cost not to exceed \$1,560 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160069.4439.204000 (Other Institutional Expenses), and be it

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

RESOLUTION NO. 548

by Public Safety and Finance Committees Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SOUTHSIDE PET HOSPITAL FOR VACCINATION AND VETERINARIAN SERVICES FOR THE ANIMAL SHELTER FOR THE DEPARTMENT OF SECURITY FOR 1994.

WHEREAS, this County Legislature, by Resolution 456 of 1992, authorized an agreement with the Southside Pet Hospital for Vaccination and Veterinarian Services at the Animal Shelter for the calendar year 1993 at a cost not to exceed \$8,100.00, and

WHEREAS, said services are necessary for public health and humane treatment of strays and dogs running at large that are housed at the animal shelter, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Southside Pet Hospital, 25 Webster Street, Binghamton, NY 13903, for Vaccination and Veterinarian Services at the Animal Shelter 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 \$8,100.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 031476.4742.101000 (Veterinarian Services), and be it

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

Carried. Ayes-17, Nays-1 (Coffey), Absent-1 (Whalen)

RESOLUTION NO. 549

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF LEASE AGREEMENT WITH WATER STREET ASSOCIATES FOR SPACE FOR THE STOP-DWI PROGRAM FOR 1994.

WHEREAS, this County Legislature, by Resolution 191 of 1993, authorized an agreement with Water Street Associates for lease of space for the STOP-DWI program at an amount not to exceed \$422.50 per month for the period January 1, 1993 through March 1, 1993 at an amount not to exceed \$9.00 per square foot for the period April 1, 1993 through December 31, 1993 for a total cost not to exceed \$4,620.00, for the period January 1, 1993 through December 31, 1993, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement, on substantially similar terms and conditions, with a change of location within said building with a slightly decreased cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the

agreement with Water Street Associates for a lease agreement with the STOP-DWI Program 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 \$9.05 per square foot for 500 square feet of space or \$377.08 per month for a total cost not to exceed \$4,525.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820001.4422.101000 (Building and Land Rental), and be it

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

Carried.

RESOLUTION NO. 550

by Personnel & Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AGREEMENT WITH MOHAWK VALLEY PHYSICIANS HEALTH PLAN, INC. (MVP), FOR ALTERNATIVE HEALTH CARE BENEFITS FOR BROOME COUNTY EMPLOYEES FOR 1994.

WHEREAS, the Risk Manager requests authorization for an agreement with Mohawk Valley Physicians Health Plan, Inc. (MVP) for alternative health care benefits for Broome County Employees for calendar year 1994, and

WHEREAS, it is required by Federal Law that Broome County employees are offered alternative health care benefit packages, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mohawk Valley Physicians Health Plan, Inc., (MVP), Vestal Executive Park, 4104 Old Vestal Road, Vestal, NY 13850 for alternative health care benefits for Broome County Employees for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that the payments authorized under this agreement shall be made from budget line 050047.4549.601000 (Services to Participants), and be it

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

Carried.

RESOLUTION NO. 551

by Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PHARMACEUTICAL CARD SYSTEM, INC., FOR ADMINISTRATION OF BROOME COUNTY'S HEALTH BENEFITS PRESCRIPTION DRUG PROGRAM FOR 1994.

WHEREAS, this County Legislature, by Resolution 631 of 1992, authorized an agreement with Pharmaceutical Card System, Inc. at \$1.64 per paid claim for all eligible COBRA members and \$1.00 per paid claim for regular County employees, retirees and survivors for calendar year 1993, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Pharmaceutical Card System, Inc., PO Box 52017, Phoenix, Arizona, 85072 for the administration of Broome County's Health Benefits Program prescription drug plan at the rate of \$.75 per paid claim for regular County employees, retirees, survivors, and COBRA members for the period January 1, 1994 through December 31, 1994, and \$750.00 for establishment of the formulary, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4743.601000 (Claims Administration), and be it

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

RESOLUTION NO. 552

by Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNI-SERVICE RISK MANAGEMENT CORPORATION FOR THIRD PARTY ADMINISTRATION SERVICES FOR BROOME COUNTY'S WORKERS' COMPENSATION PLAN FOR 1994.

WHEREAS, this County Legislature, by Resolution 610 of 1992, authorized an agreement with Uni-Service Risk Management Corporation for comprehensive claims handling, cost containment efforts, appropriate reporting for members of the program, and actuarial and rehabilitation services to Broome County in connection

with the County Workers' Compensation Program at a cost of \$87,925.00 for the calendar year 1993, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement on substantially similar terms and conditions with an increase in cost; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Uni-Service Risk Management Corporation, PO Box 530, Utica, New York 13503 for comprehensive claims handling, cost containment efforts, appropriate reporting for members of the program, and actuarial and rehabilitation services to Broome County in connection with the County Workers' Compensation Program 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 an amount not to exceed \$104,650 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050013.4743.602000 (Claims Administration), and be it

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

RESOLUTION NO. 553

by Personnel and Finance

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GUARDIAN LIFE INSURANCE COMPANY OF AMERICA FOR LIFE INSURANCE COVERAGE FOR ELIGIBLE COUNTY EMPLOYEES FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 243 of 1993, authorized an agreement with Guardian Life Insurance Company of America for life insurance coverage for eligible county employees for the period December 1, 1992 through December 1, 1993 at a cost of \$1.65 per enrollee per month, and

WHEREAS, said agreement is necessary to provide substantial savings to Broome County and still provide life insurance benefits to eligible county employees, and

WHEREAS, said agreement expires by its terms on December 1, 1993, and it is desired at this time to renew said agreement for the period December 1, 1993 through December 1, 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Guardian Life Insurance Company of America, c/o Dan Ross

Associates, 37 Front Street, Binghamton, NY 13905 for life insurance coverage for eligible county employees for the period December 1, 1993 through December 1, 1994, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$1.65 per enrollee per month for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.8050.307000 (Life Insurance), and be it

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

RESOLUTION NO. 554

by Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HMO CNY (FORMERLY FOUNDATION HEALTH PLAN) FOR ALTERNATIVE HEALTH CARE BENEFITS FOR COUNTY EMPLOYEES FOR 1994.

WHEREAS, this County Legislature, by Resolution 632 of 1992, authorized an agreement with HMO CNY (formerly Foundation Health Plan) for the provision of an alternative health care benefits package for Broome County Employees for calendar year 1993, and

WHEREAS, said agreement expires by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with HMO CNY (formerly Foundation Health Plan) 2 Court Street, Binghamton, NY 13901 for provision of an alternative package of health care benefits for Broome County Employees for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that the medical coverage for employees through the county health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan, and be it

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

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

RESOLUTION NO. 555

by Environment and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AGREEMENT WITH JAMES AND MARY STEEN FOR LEASE AGREEMENT OF UTTER PROPERTY ADJACENT TO NANTICOKE LANDFILL WITH USE OF THE GARAGE FOR CONTINUED LANDFILL STORAGE FOR 1994.

WHEREAS, the Director of the Division of Solid Waste Management requests authorization for an agreement with James and Mary Steen for lease of the Utter property adjacent to the Nanticoke Landfill with continued usage of the garage thereon for landfill storage for calendar year 1994, at a cost not to exceed \$300.00 per month, and

WHEREAS, said lease agreement would provide for protection against vandalism at the Nanticoke Landfill during hours that said landfill is not staffed by department employees, and also to provide revenue to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with James and Mary Steen, PO Box 210, Port Crane, NY 13833-0210, for lease of the Utter property adjacent to the Nanticoke Landfill with continued use of the garage for landfill storage purposes, for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Contractor shall pay the County an amount not to exceed \$300.00 per month for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove made shall be credited to budget line 230086.0070.206000 (Fees), and be it

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

RESOLUTION NO. 556

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

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR DEPARTMENTS OF PROBATION, AVIATION AND CENTRAL FOODS.

RESOLVED, that in accordance with a request from the Director of Probation,

in order to provide funds for Hepatitis B vaccines for Probation Department employees, as requested by BT# 6211, 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:	280024	4614	101000	Other Chargeback	\$3,610
				Expense	
TO :	480228	4363	101000	Medical & Clinical Supplies	\$3,610

and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Aviation, in order to provide funds for overtime and stand-by pay, as requested by BT# 5811, 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:	210187	4701	207000	Medical & Physical	\$ 200
	210203	1000	207000	Salaries-Fulltime	22,000
TO :	210203	1700	207000	Salaries-Overtime	20,000
	210203	1930	207000	Stand-by Pay	2,000
	210195	8081	207000	Employee Tuition Reimbursement	200

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Central Foods, in order to provide funds for temporary salary while regular employees are on leave, as requested by BT# 5328, 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:	230045	1700	251000	Salaries-Overtime	1,500
TO :	230045	1600	251000	Salaries-Temporary	1,500

Carried.

RESOLUTION NO. 557

by Finance Committee

Seconded by Mr. Pazzaglini

RESOLUTION AUTHORIZING A REVISED SALE OF THE FORMER CHENANGO BRIDGE NURSING HOME TO WILLIAM R. MAINES AND DAVID J. MAINES

WHEREAS, Resolution 93-35 authorized the sale of Chenango Bridge Nursing Home to William R. Maines and David J. Maines subject to certain conditions, and

WHEREAS, following an environmental review of the property it was determined that the property contains some underground storage tanks which were not contemplated as part of the proposed sale pursuant to Resolution 93-35, and

WHEREAS, the Department of Public Works has estimated that the cost to remove these tanks is approximately \$40,000, and

WHEREAS, the original sales price to William R. Maines and David J. Maines under Resolution 93-35 was \$100,000, and

WHEREAS, William R. Maines and David J. Maines are willing to compromise on the cost of removing these tanks with the County in order to conclude a sale, and

WHEREAS, it is determined that it is in the best interests of the County of Broome to transfer this property to William R. Maines and David J. Maines for the reduced sum of \$80,000, and

WHEREAS, it is further determined to be in the best interest of the County of Broome to get this property back on the tax rolls and to encourage economic development on said property, and

WHEREAS, time is of the essence in order to promote the economic development of the property by having it demolished before the first of the year, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the sale of the former Chenango Bridge Nursing Home to William R. Maines and David J. Maines, 11 Terrace Drive, Conklin, New York, for the amount of \$80,000, and be it

FURTHER RESOLVED, that payment hereinafter authorized shall be credited to budget line 340000.0212.101000 (Sales of Real Property), and be it

FURTHER RESOLVED, that this sale is contingent upon the following:

1. The acceptance by William R. Maines and David J. Maines of a quit claim deed to said property with no warranties or guarantees.
2. That as part of the purchase price William R. Maines and David J. Maines agree to purchase the property as is.

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

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

Mr. Pasquale moved, seconded by Mr. Augustini to adjourn at 6:30 P.M. **Carried.**