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**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
Thursday, January 21, 1999**

The Legislature convened at 4:19pm with a call to order by the Chair, Daniel A. Schofield. As the reading of the fire exit announcement and the Attendance Roll, the Pledge of Allegiance to the Flag and a prayer had just taken place at the Special Session immediately preceding this session, the Chair waived that portion of the Regular Agenda.

Mr. Miller moved, seconded by Mr. Wike, that the minutes of the December 29, 1998 and January 5, 1999 Regular Sessions be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

Mr. Schofield noted that the committee minutes for January 11-14, 1999 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Schofield asked for corrections to the committee minutes and receiving none, asked for approval. A motion to approve the committee minutes was made by Mr. Wike and seconded by Mr. O'Day. **Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:**

Letters from the County Executive, Jeffrey P. Kraham:

1. Nominating, M. Sterling, D. Miller, P. Fuerst to membership on the Foster Grandparent Advisory Council.
2. Nominating 7 persons to membership on the Youth Bureau Advisory Board.
3. Nominating 18 persons to membership on the Fire Advisory Board.
4. Nominating E. Ermlich to membership on the Health Advisory Board.
5. Nominating 10 persons to membership on Community Alternatives Systems Agency.
6. Nominating 6 persons to membership on Environmental Management Council.
7. Nominating 6 persons to membership on Office for Aging Advisory Council.
8. Nominating R. Dunham, R. Neel, A. Capozzi to membership on Arena Board.
9. Nominating G. McDonald to membership on Private Industry Council.
10. Nominating D. Moulton, T. Sullivan, C. Wenziner, Jr. to membership on Airport Advisory Board.

**PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:**

A. Petitions: None

B. Communications:

1. Resignation letter from Dennis C. McCabe, Election Commissioner.
2. Minutes from:
  - a. Soil and Water Conservation District
  - b. Environmental Management Council
  - c. EMC's Natural Resources Committee
  - d. EMC Committee on Alternative Transportation and BMTS Bicycle and Pedestrian Plan Advisory Committee
3. Town of Kirkwood 1999 Special District Budget (includes new Sewer District #2).
4. Town of Maine: Proposed Local Law amending zoning ordinance (siting of Wireless Telecommunications Facilities); Public Hearing at Maine Town Hall, February 9, 1999, 7:00 p.m.
5. Resolution from: Putnam County (Support for State Funding for Soil and Water Conservation District).
6. 1999 Adopted Broome County Budget.
7. Selection of Democratic Minority Leader.
8. Selection of Republican Majority Leader.

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C. Notices: None

D. Reports:

1. Broome Community College Monthly Report: Above Minimum hires, December 1998

Mr. Holley moved, seconded by Mr. Burger, to receive and file the above referenced report(s) and to authorize and direct the Clerk to index said report(s) in the 1999 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

Mr. Brunza and Ms. Sweet were designated as participants in the 'Short Roll Call.'

#### **WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE:**

Mr. Hull and Mr. Brunza presented proclamations to three members of the Broome County 4-H Club. The team **Ms. Jessica Contento** of 17 Rainbow Ridge Road, Windsor, NY and **Ms. Jessica Shapinas** of 744 Pollard Hill Road, Johnson City, NY were on a team which presented a demonstration on "Equine Massage Therapy" at both the State and National levels. This team won the Team Division Title at the Louisville, Kentucky National Contest. **Ms. Theresa Olin** of RD#1 Nineveh, NY competed on the New York State Dairy Bowl Team at the National Dairy Quiz Bowl in Louisville, Kentucky, winning each of the contests in which that team competed.

#### **OTHER MATTERS PENDING OR REFERRED FROM PREVIOUS MEETINGS**

##### **RESOLUTION NO. 60**

(held over by Mr. Pasquale)

By Health Services and Finance Committees

Seconded by Mr. Howard

**RESOLUTION AUTHORIZING THE LEASE OF 225 FRONT STREET FOR USE BY THE HEALTH DEPARTMENT**

Mr. Pasquale made a motion to table, seconded by Mr. Kavulich. **Motion to table failed**, Ayes-6 (Brunza, Kavulich, Lupardo, O'Day, Pasquale, Whalen), Nays-12 (Burger, Holley, Howard, Hudak, Hull, Kolba, Mather, Miller, Nannery, Sweet, Wike, Schofield), Absent-1 (Shafer). Mr. Pasquale made a motion to call the question, seconded by Ms. Sweet. **Motion to call the question carried**, Ayes-12 (Holley, Howard, Hudak, Lupardo, Mather, Miller, Nannery, O'Day, Pasquale, Sweet, Whalen, Wike), Nays-6 (Hull, Kavulich, Brunza, Burger, Kolba, Schofield), Absent-1 (Shafer).

**Resolution carried**, Ayes-12 (Burger, Holley, Howard, Hudak, Hull, Kolba, Mather, Miller, Nannery, Sweet, Wike, Schofield), Nays-6 (Brunza, Kavulich, Lupardo, O'Day, Pasquale, Whalen), Absent-1 (Shafer).

##### **RESOLUTION NO. 61**

(held over by Mr. Howard)

By Health Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING THE TRANSFER OF THE HEALTH DEPT. CHHA DISEASE AND DISABILITY AND LONG TERM HOME HEALTH CARE PROGRAMS TO LOURDES HOSPITAL AND THE SUB-LEASE TO LOURDES OF SPACE AT THE NEW HEALTH DEPARTMENT FACILITY. Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

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**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 11**

By County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Mather

**RESOLUTION AUTHORIZING AGREEMENT WITH GEAC COMPUTER SYSTEMS, INC. FOR CONSULTANT SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR THE PERIOD MARCH 1, 1999 THROUGH JUNE 30, 1999**

WHEREAS, the Director of Information Technology requests authorization for an agreement with GEAC Computer Systems, Inc. for consultant services for the period March 1, 1999 through June 30, 1999, at a cost not to exceed \$33,000, and

WHEREAS, said services are necessary to assist in readying the County's payroll and personnel computer systems to be Year 2000 compliant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with GEAC Computer Systems, Inc., 66 Perimeter Center East, Atlanta, Georgia 30346-1805 for consultant services for the period March 1, 1999 through June 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$33,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4726.501333 (Contracted Data Processing Services), and be it

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

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

**RESOLUTION NO. 12**

By County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Mather

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PC KNOWLEDGE, INC. FOR PC SKILLS TRAINING ON VARIOUS MICROSOFT SOFTWARE PRODUCTS FOR USE BY VARIOUS COUNTY DEPARTMENTS, LOCAL MUNICIPALITIES AND THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR THE PERIOD FEBRUARY 1, 1999 THROUGH JANUARY 31, 2000**

WHEREAS, this County Legislature, by Resolution 2 of 1998, authorized an agreement with PC Knowledge, Inc. for PC skills training on various Microsoft software products for use by various County departments and local municipalities for the period February 1, 1998 through and including January 31, 1999 with an option to renew twice solely at the County's discretion, at a cost not to exceed \$68 per class, and

WHEREAS, said services will provide necessary training and services, and

WHEREAS, said agreement expires by its terms on January 31, 1999 and it is desired at this time to renew said agreement for the period February 1, 1999 through January 31, 2000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with PC Knowledge, Inc., 53 Washington Avenue, Endicott, New York 13760, for PC skills training on various Microsoft software products for use by various County departments and local municipalities for the period February 1, 1999 through January 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$73 per class per student for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4463.501333/502301 (Education & Training), and be it

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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 (Shafer).**

### **RESOLUTION NO. 13**

By County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GENERAL CODE PUBLISHERS FOR UPDATE OF COUNTY CHARTER AND CODE BOOK FOR CALENDAR YEAR 1999**

WHEREAS, this County Legislature, by Resolution 16 of 1998, authorized renewal of an agreement with General Code Publishers Corporation for codification, publication, and updates, of the Broome County Administrative Code, Broome County Charter, Broome County Local Laws and Rules of Order on an as needed basis for calendar year 1998 at a cost not to exceed \$4,000, and

WHEREAS, it is desired at this time to renew said agreement for calendar year 1999 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 General Code Publishers Corporation, 72 Hinchey Road, Rochester, New York 14624, for codification, publication, and updates of the Broome County Administrative Code, Charter, Local Laws and Rules of Order on an as needed basis for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,300 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 240028.4747.101000 (Other Fees for Services), and be it

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

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

### **RESOLUTION NO. 14**

By Personnel, Finance and Health Services Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR HEALTH, MENTAL HEALTH, AND WILLOW POINT NURSING HOME**

RESOLVED, that in accordance with a request from the Director of Health, as contained in PCR#99-156, 99-157 and 99-158, this County Legislature hereby authorizes the abolishment of (1) Public Health Nurse positions, Full Time, at budget line 480061.1000.101000, minimum salary \$25,669, Union CSEA, and the creation of (1) Senior Registered Professional Nurse position Part Time, at budget line 480293.1500.101000, minimum salary 24,329 FTE, Union CSEA, and the creation of (1) Nutritionist Part Time, at budget line 480293.1500.101000, minimum salary 25,669 FTE, Union CSEA, effective date 1/25/99, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Mental Health (for the Chemical Dependency Services Unit- CDSU), as contained in PCR#99-159 and 99-160, this County Legislature hereby authorizes the abolishment of (2) Drug Abuse Counselor positions, Part Time, at budget line 470021.1500.101000, minimum salary \$21,861 FTE, Union CSEA, and the creation of, (1) Drug Abuse Counselor position Full Time, at budget line 470021.1000.101000, minimum salary 21,861, Union CSEA, effective date 1/4/99, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Mental Health, as contained in PCR# 99-127, this County Legislature hereby authorizes the Upgrade of (1) Keyboard Specialist positions, Full Time, at budget line 470005.1000.101000, minimum salary \$15,854, Union CSEA, to (1) Program Assistant position Full Time, at budget line 470005.1000.101000, minimum salary 17,647, Union CSEA, effective date 1/1/99, and be it

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FURTHER RESOLVED, that in accordance with a request from the Director of WPNH, as contained in PCR#99-17, this County Legislature hereby authorizes the abolishment of (1) CAN/NAT position, Full Time, at budget line 160085.1000.204000, minimum salary \$15,240, Union CSEA, and the creation of, (1) Custodial Worker position Full Time, at budget line 160143.1000.204000, minimum salary 14,243, Union CSEA, effective date 1/1/99, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of WPNH, as contained in PCR#99-18, this County Legislature hereby authorizes the abolishment of (1) CAN/NAT position, Part Time, at budget line 160085.1500.204000, minimum salary \$15,240 FTE, Union CSEA, and the creation of, (1) Custodial Worker position Part Time, at budget line 160143.1500.204000, minimum salary 14,243 FTE, Union CSEA, effective date 1/1/99, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of WPNH, as contained in PCR#99-114 and 99-115, this County Legislature hereby authorizes the abolishment of (2) LPN positions, Part Time, at budget line 160085.1500.204000, minimum salary \$18,879 FTE, Union CSEA, and the creation of, (1) LPN position Full Time, at budget line 160085.1000.204000, minimum salary 18,879, Union CSEA, effective date 1/1/99.

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

### **RESOLUTION NO. 15**

By Public Safety & Emergency Services and Finance Committees      Seconded by Mr. Mather  
**RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A TRUST ACCOUNT FOR THE BROOME COUNTY SHERIFF'S EVIDENCE PROPERTY**

WHEREAS, the Broome County Sheriff requests that a checking account be opened for the purpose of depositing cash in the Sheriff's possession which was seized as evidence but no longer has evidentiary value and that such account be recorded as a trust fund, and

WHEREAS, the Commissioner of Finance concurs with said request, now, therefore, be it  
RESOLVED, that this County Legislature hereby authorizes the establishment of a trust account for the operations of the Broome County Sheriff's evidence property, and be it

FURTHER RESOLVED, that the Sheriff is hereby authorized to expend said funds in accordance with the provisions of state and local laws, 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 (Shafer).**

### **RESOLUTION NO. 16**

By County Administration, Economic Development & Planning Committee  
Seconded by Mr. Mather

**RESOLUTION CONFIRMING APPOINTMENT OF GERALD E. MCDONALD TO MEMBERSHIP ON THE BROOME COUNTY PRIVATE INDUSTRY COUNCIL**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 337 of 1983, has duly designated and appointed, pending confirmation by this Legislature, Gerald E. McDonald to membership on the Broome County Private Industry Council, for a term expiring December 31, 2001, and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 337 of 1983 to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 337 of 1983, does hereby confirm the appointment of Gerald E. McDonald, residing at 1013 Holly Lane, Endwell, New York 13760, to membership on the Broome County Private Industry Council in accordance with his appointment by the County Executive.

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

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### **RESOLUTION NO. 17**

By Community & Social Services and Finance Committees Seconded by Mr. Mather  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC SOCIAL SERVICES OF BROOME COUNTY, INC. FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES ADOLESCENT PREVENTIVE SERVICES FOR CALENDAR YEAR 1999**

WHEREAS, this County Legislature, by Resolution 623 of 1997, authorized renewal of an agreement with Catholic Social Services of Broome County, Inc. for intensive counseling services in connection with the Department of Social Services Adolescent Preventive Services at a cost not to exceed \$239,495 for calendar year 1998, and

WHEREAS, said agreement expires by its terms on December 31, 1998, and it is desired at this time to renew said agreement for calendar year 1999 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 Catholic Social Services of Broome County, Inc., 232 Main Street, Binghamton, New York, 13905, for counseling services in connection with the Department of Social Services Adolescent Preventive Services for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$244,285 for the term of this agreement, and be it

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

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

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

### **RESOLUTION NO. 18**

By Community & Social Services and Finance Committees Seconded by Mr. Mather  
**RESOLUTION AUTHORIZING AGREEMENT WITH CRIME VICTIMS ASSISTANCE CENTER, INC. FOR SUPPORT SERVICES FOR VICTIMS OF CHILD ABUSE AND CHILD SEXUAL ABUSE FOR CALENDAR YEAR 1999**

WHEREAS, the Commissioner of Social Services requests authorization for an agreement with Crime Victims Assistance Center, Inc. for support services for victims of child abuse and child sexual abuse for calendar year 1999, at a cost not to exceed \$26,373, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with Crime Victims Assistance Center, Inc., 377 Robinson Street, P. O. Box 836, Binghamton, New York 13902 for support services for victims of child abuse and child sexual abuse for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$26,373 for the term of this agreement, and be it

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

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

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



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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 (Shafer).

### **RESOLUTION NO. 21**

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES SEXUAL ABUSE PROJECT FOR CALENDAR YEAR 1999**

WHEREAS, this County Legislature, by Resolution 626 of 1997, authorized renewal of an agreement with the Family and Children's Society of Broome County, Inc., for services in connection with the Department of Social Services Sexual Abuse Project at a cost not to exceed \$430,000 for calendar year 1998, and

WHEREAS, said agreement expires by its terms on December 31, 1998, and it is desired at this time to renew said agreement for calendar year 1999 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 the Family and Children's Society of Broome County, Inc, 257 Main Street, Binghamton, New York, 13905, for assessment and treatment, counseling services to families and children in connection with the Department of Social Services Sexual Abuse Project for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$412,227 for the term of this agreement, and be it

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

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

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

### **RESOLUTION NO. 22**

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SOS SHELTER, INC., FOR PROVISION OF NON-RESIDENTIAL SERVICES TO VICTIMS OF DOMESTIC VIOLENCE FOR THE DEPARTMENT OF SOCIAL SERVICES FOR CALENDAR YEAR 1999**

WHEREAS, this County Legislature, by Resolution 60 of 1998 authorized renewal of an agreement with SOS Shelter, Inc., for provision of non-residential services to victims of domestic violence for calendar year 1998, at a cost not to exceed \$71,440, and

WHEREAS, said agreement expired by its terms on December 31, 1998, 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 said agreement with SOS Shelter, Inc., PO Box 393, Endicott, New York, 13761, for the provision of non-residential services to victims of domestic violence, for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$72,869 for the term of this agreement, and be it

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



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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 (Shafer).

### **RESOLUTION NO. 23**

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES THERAPEUTIC AFTER-SCHOOL PROGRAM FOR CALENDAR YEAR 1999**

WHEREAS, this County Legislature, by Resolution 627 of 1997, authorized renewal of an agreement with the Children's Home of Wyoming Conference for counseling services in connection with the Department of Social Services Therapeutic After-School Program at a cost not to exceed \$429,338 for calendar year 1998, and

WHEREAS, said agreement expired by its terms on December 31, 1998 and it is desired at this time to renew said agreement for calendar year 1999 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 the Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York, 13901-1696 for intensive counseling services in connection with the Department of Social Services Therapeutic After-School Program for persons in need of supervision for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$472,425 for the term of this agreement, and be it

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

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

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

### **RESOLUTION NO. 24**

By Community & Social Services and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC CHARITIES TO FACILITATE COORDINATED CHILDREN'S SERVICES INITIATIVE PROGRAM FOR 1999**

WHEREAS, this County Legislature, by Resolution 450 of 1997, as amended by Resolution 392 of 1998, authorized and approved acceptance of a Coordinated Children's Services Initiative Grant in the amount of \$66,585 for the period January 1, 1998 through December 31, 1998 and authorized a renewal of an agreement with Catholic Charities to facilitate said program, and

WHEREAS, said program provides a collaborative system of services designed to reduce the residential placement of children and to provide respite care services, and

WHEREAS, it is desired to renew the agreement with Catholic Charities to facilitate this program for the period January 1, 1999 through December 31, 1999 in the amount of \$56, 252, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Catholic Charities, 232 Main Street, Binghamton, New York 13905, for services under the Coordinated Children's Services Initiative Program for the period January 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$56,252 for the term of this agreement, and be it

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FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000, 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 necessary to implement the intent and purpose of this Resolution.

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

#### **RESOLUTION NO. 25**

By Transportation and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR REIMBURSEMENT TO BROOME COUNTY FOR SHUTTLE SERVICE**

WHEREAS, the Broome County Department of Transportation provided shuttle service across the New York State Route 17C bridge across Nanticoke Creek in Glendale from October 20, 1997 until August 31, 1998 during the reconstruction thereof by New York State Department of Transportation, and

WHEREAS, Broome County is entitled to reimbursement for such service in the amount of \$32,080, and

WHEREAS, the Commissioner of Public Transportation requests authority for an agreement with the New York State Department of Public Transportation to provide for such reimbursement, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Department of Public Transportation for reimbursement in the amount of \$32,080 for shuttle service performed from October 20, 1997 through August 31, 1998, 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 (Shafer).

#### **RESOLUTION NO. 26**

By Public Works and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH CERTAIN MUNICIPALITIES IN BROOME COUNTY FOR THE CONTROL OF SNOW AND ICE ON COUNTY ROADS AND HIGHWAYS**

WHEREAS, this County Legislature, by Resolution 549 of 1996, authorized renewal of agreements with various towns in Broome County whereby said towns contracted to remove snow and ice from certain County highways for the period January 1, 1997 through December 31, 1998, and

WHEREAS, said agreements expired by their terms on December 31, 1998, and it is desired at this time to renew said agreements on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreements with Towns of Barker, Binghamton, Conklin, Kirkwood, Lisle, Maine, Nanticoke, Triangle and Vestal whereby said towns will remove snow and ice from certain County highways for the period January 1, 1999 through December 31, 2000, at the rate of \$2,752 per centerline mile for 1999 and \$2,848 per centerline mile for 2000, and be it

FURTHER RESOLVED, the payments under said agreements shall be made from budget line 030130.4512.301000 (Outside Rental-Machinery), and be it

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FURTHER RESOLVED, that the County Executive or its 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 (Shafer).**

#### **RESOLUTION NO. 27**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Mather  
**RESOLUTION AUTHORIZING AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS SERVICES FOR THE BROOME COUNTY JAIL FOR CALENDAR YEAR 1999**

WHEREAS, the Broome County Sheriff requests authorization for an agreement with Broome County Council of Churches for religious services for inmates confined in the Broome County Jail for calendar year 1999 at a cost not to exceed \$55,000, and

WHEREAS, said services are necessary for compliance with the Minimum Standards promulgated by the New York State Commission of Correction applicable to the Broome County Jail, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Broome County Council of Churches, 81 Main Street, Binghamton, New York 13902, for religious services for inmates confined in the Broome County Jail 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 hours on-call emergency services available seven (7) days per week, visitation of inmates and the coordination of all religious services, for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$55,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4437.101000 (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, including any renewal of this agreement upon approval of the Board of Acquisition and Contract as herein authorized.

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

#### **RESOLUTION NO. 28**

By County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Mather

**RESOLUTION AUTHORIZING ACCEPTANCE OF JOB TRAINING PARTNERSHIP ACT (JTPA) WORKER ADJUSTMENT DISCRETIONARY GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR THE PERIOD JULY 1, 1998 THROUGH JUNE 30, 2001**

WHEREAS, the Office of Employment & Training requests authorization to accept a JTPA Worker Adjustment Discretionary Grant from New York State in the amount of \$151,388 for the period July 1, 1998 through June 30, 2001, and

WHEREAS, said grant program will provide funds for training workers laid off from Kodak Polychrome (formerly Anitec), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$151,388 from New York State for a JTPA Worker Adjustment Discretionary Grant for the Office of Employment and Training for the period July 1, 1998 through June 30, 2001, 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 \$151,388 for the period July 1, 1998 through June 30, 2001, and be it

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

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

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

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

### **RESOLUTION NO. 29**

By Finance Committee

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGAL AID FOR BROOME AND CHENANGO, INC., FOR LEGAL SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR THE PERIOD MARCH 1, 1999 THROUGH FEBRUARY 28, 2000**

WHEREAS, this County Legislature, by Resolution 41 of 1998, authorized renewal of an agreement with Broome Legal Assistance Corporation for partial handling of assigned counsel cases in Broome County Family Court for the Department of Audit & Control at a cost not to exceed \$75,000 for the period March 1, 1998 through and including February 28, 1999, and

WHEREAS, said services are necessary to provide attorneys in Broome County Family Court for residents of Broome County who are indigent and cannot afford their own attorney, and

WHEREAS, said agreement expires by its terms on February 28, 1999, and it is desired at this time to renew said agreement for the period March 1, 1999 through February 28, 2000, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Legal Aid for Broome and Chenango, Inc., P.O. Box 2011, Binghamton, New York, 13902, for legal services for the period March 1, 1999 through February 28, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$75,000 (not to exceed \$33 per hour) for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4738.101000 (Court Assigned Attorneys), 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 (Shafer).**

### **RESOLUTION NO. 30**

By Transportation and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF TRANSPORTATION GRANT FOR RUNWAY 10/28 REHABILITATION PROJECT AND THE PASSENGER TERMINAL REHABILITATION PROJECT**

WHEREAS, the Commissioner of Aviation requests authorization to accept a New York State Department of Transportation grant in the amount not to exceed \$378,490 for the construction phase of the Runway 10/28 Rehabilitation Project and the construction phase of the Passenger Terminal Rehabilitation Project, and

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WHEREAS, said grant program provides for funds for an airport transportation infrastructure renewal project, and

WHEREAS, the total budget amount for this phase of the Runway 10/28 Rehabilitation is \$1,229,601 with \$1,106,641 as the federal share, \$61,480 as the local share, and \$61,480 as the state share and the budget amounts for this phase of the Passenger Terminal Rehabilitation is \$5,352,843 with \$4,817,559 as the federal share, \$267,642 as the local share, and \$267,642 as the state share, and

WHEREAS, this state grant offer also includes provisions for a supplementary amount of up to 15%, now, therefore, be it,

RESOLVED, that the County Legislature hereby authorizes and approves acceptance of not more than \$378,490 from the New York State Department of Transportation (P.I.N. No. 9910.41 and 9910.42) for the construction phase of the Runway 10/28 Rehabilitation and the construction phase of the Passenger Terminal Rehabilitation at the Binghamton Regional Airport, 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

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

### **RESOLUTION NO. 31**

By Public Works and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING PROCEDURES FOR THE DIVISION OF SOLID WASTE MANAGEMENT IN THE SALE OF RECYCLABLE COMMODITIES**

WHEREAS, Section A307 of the Broome County Charter and Code identifies the supervision of all county materials-recovery programs, including reuse, recycling, and reduction programs among the powers and duties of the Division of Solid Waste Management, and

WHEREAS, those materials-recovery programs include the sale of materials collected for recycling, and

WHEREAS, collection and sale of some recyclable materials are handled through facilities other than the County-sponsored Material Recovery Facility, including the Broome County Landfill, and

WHEREAS, certain recyclable materials are commodities, subject to constantly fluctuating market prices, and

WHEREAS, given these fluctuating prices, the standard bid process stymies the County's ability to maximize revenues from the sale of these recyclable commodities, now, therefore, be it

RESOLVED, that the Division of Solid Waste Management be authorized to utilize the following procedures in the marketing of recyclable commodities, in order to insure that the County secures the highest market value in the sale of said commodities:

- 1) No less than every three months, the Division of Solid Waste Management shall solicit, or cause to be solicited, written price quotations from responsible vendors for the sale of recyclable commodities;
- 2) The terms of sale for the specified commodity shall be explicitly identified on a price quotation sheet prepared by the County, and submitted to responsible vendors for price quotation;

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- 3) Sales of recyclable commodities shall be awarded to the highest bidder, provided that the highest bidder has not proposed any variations to terms of sale identified by the County on the price quotation sheet;
  - 4) In the event that the highest bidder submits any variations to the terms of sale identified by the County on the price quotation sheet, the Division of Solid Waste Management may deem the vendor non-responsive, if it is determined to be in the best interest of the County.
  - 5) Any violations of the terms of sale explicitly identified shall be cause to terminate the sale of recyclables to that vendor, and shall be cause to seek new price quotations, following the above listed procedures.

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

### **RESOLUTION NO. 32**

By Health Services, County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING REVISION OF INNOVATIVE HOME CARE SERVICES PROGRAM GRANT FOR COMMUNITY ALTERNATIVES SYSTEMS AGENCY FOR THE PERIOD APRIL 1, 1998 THROUGH MARCH 31, 1999**

WHEREAS, this County Legislature, by Resolution 362 of 1998, authorized acceptance of an Innovative Home Care Services Program Grant in the amount of \$135,245 for the period April 1, 1998 through March 31, 1999, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations of \$34,010, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of an additional \$34,010 from the New York State Department of Health, Corning Tower, Empire State Plaza, Albany, New York 12237 for the Community Alternatives Systems Agency Innovative Home Care Services Program for the period April 1, 1998 through March 31, 1999, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$169,255 for the period April 1, 1998 through March 31, 1999, and be it

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

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

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

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

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### RESOLUTION NO. 33

By County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF WELFARE TO WORK PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING FOR THE PERIOD SEPTEMBER 16, 1998 THROUGH SEPTEMBER 15, 2001**

WHEREAS, the Office of Employment and Training requests authorization to accept a Welfare to Work Program Grant in the amount of \$631,608 for the period September 16, 1998 through September 15, 2001, and

WHEREAS, said grant program provides state and federal funds to aid localities in placing recipients in the work force, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$631,608 for the Office of Employment and Training Welfare to Work Program Grant for the period September 16, 1998 through September 15, 2001, 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 \$631,608 for the period September 16, 1998 through September 15, 2001, and be it

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

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

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

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

### RESOLUTION NO. 34

By Health Services and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH ENDICOTT FIRST PRESBYTERIAN PRESCHOOL FOR CLASSROOM AIDE SERVICES FOR THE HEALTH DEPARTMENT EDUCATION TO HANDICAPPED CHILDREN'S PROGRAM FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH JUNE 1, 1999**

WHEREAS, this County Legislature, by Resolution 366 of 1998, authorized an agreement with Endicott First Presbyterian Preschool for classroom aide services for the Education to Handicapped Children's Program for the period September 1, 1998 through June 1, 1999, at a cost not to exceed \$1,380, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the contract amount due to new children requiring aide services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Endicott First Presbyterian Preschool, 29 Grant Avenue, Endicott, New York 13760, for classroom aide services for the Health Department Education to Handicapped Children's Program for the period September 1, 1998 through June 1, 1999 to increase the total not to exceed amount to \$2,700, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480285.4749.101000 and 480293.4749.101XXX (Classroom Aide), and be it

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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 (Shafer).

### **RESOLUTION NO. 35**

By Public Works and Finance Committees

Seconded by Mr. Mather

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH O'BRIEN & GERE ENGINEERS, INC., FOR ASBESTOS CONSULTING SERVICES FOR THE BROOME COUNTY AIRPORT TERMINAL BUILDING REHABILITATION PROJECT FOR JANUARY 1, 1999 THROUGH MARCH 31, 2000**

WHEREAS, this County Legislature, by Resolution 436 of 1997, authorized an agreement with O'Brien & Gere Engineers, Inc. for asbestos consulting services for the Broome County Airport Terminal Building Rehabilitation Project, at a cost not to exceed \$55,476, and

WHEREAS, said agreement was amended by Resolution 253 of 1998 to increase the scope of services to include asbestos consulting services for the basement and roof at an additional cost of \$56,491, for a total amended contract amount not to exceed \$111,967, and

WHEREAS, the Commissioner of Public Works requests authorization to amend the agreement with O'Brien & Gere Engineers, Inc., to increase the scope of services to include asbestos consulting construction phase services for the period January 1, 1999 through March 31, 2000 at a cost not to exceed \$186,772, and

WHEREAS, said services are necessary to move the project forward, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with O'Brien & Gere Engineers, Inc., 441 Commerce Road, Vestal, New York 13850, for asbestos consulting construction phase services for the Broome County Airport Terminal Building Rehabilitation Project for the period January 1, 1999 through March 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$186,772 for the term of this agreement with a total amended contract amount not to exceed \$298,739, and be it

FURTHER RESOLVED, that Resolution 436 of 1997 and Resolution 253 of 1998, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211029.2011.501340 (Improvements/Alterations), 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 (Whalen), Absent-1 (Shafer).

### **RESOLUTION NO. 36**

By Community & Social Services Committee

Seconded by Mr. Mather

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FOSTER GRANDPARENT ADVISORY COUNCIL**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 61 of 1973, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Foster Grandparent Advisory Council for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Marion Sterling 40 Griswold St., Apt. 2 Binghamton, NY 13904	New Appointment Term Expires 12/31/01



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Debbie Miller  
CTK Children's Center  
499 Plaza Dr.  
Vestal, NY 13850

Reappointment  
Term Expires 12/31/01

Peter Fuerst  
425 Robinson St.  
Binghamton, NY 13901

Reappointment  
Term Expires 12/31/01

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 61 of 1973, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Foster Grandparent Advisory Council in accordance with their appointment by the County Executive.

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

### RESOLUTION NO. 37

By Health Services Committee

Seconded by Mr. Mather

#### **RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY ALTERNATIVE SYSTEMS AGENCY BOARD**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 70 of 1984, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Community Alternatives Systems Agency for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Charles Tourtual 258 Meade Road Port Crane, NY 13833	Reappointment Term Expires 12/31/00
Mary Lou McPhail 4609 Madison Dr. Vestal, NY 13850	Reappointment Term Expires 12/31/00
Donna Rider 84 Court St., Suite 300 Binghamton, NY 13901	Reappointment Term Expires 12/31/01
Sandra Sanzo 1030 Glenwood Road Vestal, NY 13850	New Appointment Term Expires 12/31/00
Sister Kathleen Natwin 169 Riverside Dr. Binghamton, NY 13901	New Appointment Term Expires 12/31/00
Susan Choi 513 Grand Ave. Johnson City, NY 13790	New Appointment Term Expires 12/31/01
Kathleen Rezeski 3 Terrace Dr.	New Appointment Term Expires 12/31/01

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Apalachin, NY 13732

Sharon Phipps  
254 McFall Rd.  
Apalachin, NY 13732

New Appointment  
Term Expires 12/31/01

Joann Novicki  
Box 242  
Maine, NY 13802

New Appointment  
Term Expires 12/31/01

Mary Normile  
56 Highland Ave.  
Binghamton, NY 13905

New Appointment  
Term Expires 12/31/01

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 70 of 1984, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 70 of 1984, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Community Alternatives Systems Agency in accordance with their appointment by the County Executive.

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

### RESOLUTION NO. 38

By County Administration, Economic Development & Planning Committee

Seconded by Mr. Mather

#### **RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL BOARD OF DIRECTORS**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolutions 277 of 1971, 64 of 1973, 366 of 1976 and 341 of 1980, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Environmental Management Council Board of Directors for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Ruth Weber 9 Cherry Lane Binghamton, NY 13901	Reappointment Term Expires 12/31/00
Susan Cowing 24 Edgewood Rd. Binghamton, NY 13903	New Appointment Term Expires 12/31/99 (Replaces Michael Wold)
Margo Ruple 433 Echo Lane Endwell, NY 13760	New Appointment Term Expires 12/31/00
Paul Smith 8 Murray St. Binghamton, NY 13905	New Appointment Term Expires 12/31/00
Christopher Engler 17 Edwards Rd. Binghamton, NY 13904	New Appointment Term Expires 12/31/00

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Melissa Wold (Student Representative) High School Appointment  
104 Mason Rd. Term Expires 8/31/99  
Vestal, NY 13850

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolutions 277 of 1971, 64 of 1973, 366 of 1976 and 341 of 1980, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolutions 277 of 1971, 64 of 1973, 366 of 1976 and 341 of 1980, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Environmental Management Council Board of Directors in accordance with their appointment by the County Executive.

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

### RESOLUTION NO. 39

By Community & Social Services Committee

Seconded by Mr. Mather

#### **RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY OFFICE FOR AGING ADVISORY COUNCIL**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 165 of 1973, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Office for Aging Advisory Council for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Nancy Kumrow Donovan Rd., Quaker Lake Brackney, PA 18812	New Appointment Term Expires 12/31/01
Marcia Ward 406 Main St. Johnson City, NY 13790	New Appointment Term Expires 12/31/01
John Miles 5 Phinn Ave. Binghamton, NY 13903	New Appointment Term Expires 12/31/01
Richard Annunziata 4512 Madison Dr. Vestal, NY 13850	New Appointment Term Expires 12/31/01
Alfreda Archie 716 Zeggert Rd. Endicott, NY 13760	Reappointment Term Expires 12/31/01
Jeff Davis 39 Timber Bluff Ct. Binghamton, NY 13903	Reappointment Term Expires 12/31/01

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 165 of 1973, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 165 of 1973, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Office for Aging Advisory Council in accordance with their appointment by the County Executive.

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

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**RESOLUTION NO. 40**

By Public Safety & Emergency Services Committee Seconded by Mr. Mather  
**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FIRE ADVISORY BOARD**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XXIV, Section 2410 of the Broome County Charter and Code, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Fire Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
George Seltzer 32 North Parsons Rd. Whitney Point, NY 13862	Reappointment Term Expires 12/31/00
Elwyn Eaton P. O. Box 68 Castle Creek, NY 13744	Reappointment Term Expires 12/31/00
Fred Durfee 810 Martin St. Endicott, NY 13760	Reappointment Term Expires 12/31/00
David Rickard 24 Riverview Rd. Kirkwood, NY 13795	Reappointment Term Expires 12/31/00
James Mitrowitz 217 Dorman Rd. Binghamton, NY 13901	Reappointment Term Expires 12/31/00
Martin Tillapaugh 232 Stella Ireland Rd. Binghamton, NY 13905	Reappointment Term Expires 12/31/00
Irving Soden 113 Baker Rd. Windsor, NY 13865	Reappointment Term Expires 12/31/00
Robert Brady 3114 Andover Rd. Endwell, NY 13760	Reappointment Term Expires 12/31/00
George Ruck 2728 Country Club Rd. Endwell, NY 13760	Reappointment Term Expires 12/31/00
Peter Scarantino 3370 Jackson Rd. Binghamton, NY 13903	Reappointment Term Expires 12/31/00
Wesley Tyler 2127 NY Route 26 Endicott, NY 13760	Reappointment Term Expires 12/31/00

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Joan Bennett P. O. Box 1131 Binghamton, NY 13902	Reappointment Term Expires 12/31/00
Ellwyn VanVorce 839 Park Ave. Binghamton, NY 13903	Reappointment Term Expires 12/31/00
Alice Fiacco 3605 Royal Rd. Endwell, NY 13760	Reappointment Term Expires 12/31/00
Wayne Sherwood Mountain Trailer Park 269 Kattelville Rd. Binghamton, NY 13901	Reappointment Term Expires 12/31/00
Fred Canniff 18 Sandy Brook Lane Castle Creek, NY 13744	Reappointment Term Expires 12/31/00
Christopher Lupold 115 Knight Rd. Vestal, NY 13850	New Appointment Term Expires 12/31/00
Richard Clendening 273 Stratmill Rd. Binghamton, NY 13904	New Appointment Term Expires 12/31/00

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XXIV, Section 2410 of the Broome County Charter and Code, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2410 of the Broome County Charter and Code, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Fire Advisory Board in accordance with their appointment by the County Executive.

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

#### **RESOLUTION NO. 41**

By Community & Social Services, Personnel, County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING REVISION OF DEPARTMENT OF SOCIAL SERVICES HOME ENERGY ASSISTANCE PROGRAM (HEAP) FOR THE PERIOD NOVEMBER 15, 1998 THROUGH NOVEMBER 15, 1999**

WHEREAS, this County Legislature, by Resolution 421 of 1998, authorized the continued participation by the Department of Social Services in the Home Energy Assistance Program for the period November 15, 1998 through November 15, 1999 and adopted a program budget in connection therewith in the total amount of \$127,941, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Department of Social Services Home Energy Assistance Program for the period November 15, 1998 through November 15, 1999 by accepting an additional \$713,614, and be it

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FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$841,555 for the period November 15, 1998 through November 15, 1999, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to accept additional funds that may become available during this program year for benefits provided to clients under the Public Assistance (670455.4594.104XXX), Non-Public Assistance (670455.4593.104XXX) or Emergency Components (670455.4591.104XXX) of HEAP, and be it

FURTHER RESOLVED, that Resolution 421 of 1998, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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

#### **RESOLUTION NO. 42**

By Community & Social Services Committee

Seconded by Mr. Mather

#### **RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY YOUTH BUREAU ADVISORY BOARD**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolutions 163 of 1971 and 133 of 1976, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Youth Bureau Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Linda Fellows 100 Old State Rd. Binghamton, NY 13901	Reappointment Term Expires 12/31/01
Paula Nickerson 917 Prescott Ave. Endicott, NY 13760	Reappointment Term Expires 12/31/01
John Refermat 4 Annette Ave. Binghamton, NY 13905	Reappointment Term Expires 12/31/01
Sal Vizcarrondo 15 Harding Ave. Binghamton, NY 13902	Reappointment Term Expires 12/31/01
Tom Augustini 70 Martin Ave. Johnson City, NY 13790	New Appointment Term Expires 12/31/01

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Dave Nemec  
627 Chenango St.  
Binghamton, NY 13901

New Appointment  
Term Expires 12/31/01

Laura Morasi  
1 Crestmont Rd.  
Binghamton, NY 13905

New Appointment  
Term Expires 12/31/01

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolutions 163 of 1971 and 133 of 1976, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolutions 163 of 1971 and 133 of 1976, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Youth Bureau Advisory Board in accordance with their appointment by the County Executive.

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

### **RESOLUTION NO. 43**

By Health Services Committee

Seconded by Mr. Mather

#### **RESOLUTION CONFIRMING APPOINTMENT OF EDWARD ERMILICH TO MEMBERSHIP ON THE BROOME COUNTY HEALTH ADVISORY BOARD**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article VII, Section 703 of the Broome Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, Edward Ermlich to membership on the Broome County Health Advisory Board, for a term expiring December 31, 1999 and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article VII, Section 703 of the Broome County Administrative Code to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article VII, Section 703 of the Broome County Administrative Code, does hereby confirm the appointment of Edward Ermlich, 288 Afton Lake Rd., Afton, New York 13730 to membership on the Broome County Health Advisory Board in accordance with his appointment by the County Executive.

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

### **RESOLUTION NO. 44**

By County Administration, Economic Development & Planning, Transportation and Finance Committees

Seconded by Mr. Howard

#### **RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1, 1999 ENTITLED "A LOCAL LAW ESTABLISHING FEES FOR THE BINGHAMTON REGIONAL AIRPORT"**

RESOLVED, that Local Law Intro. No. 1, 1999 entitled "A Local Law Establishing Fees For the Binghamton Regional Airport", be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

#### **A LOCAL LAW ESTABLISHING FEES FOR THE BINGHAMTON REGIONAL AIRPORT**

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

SECTION 1. Section 84-1 of the Broome County Charter and Code is amended to read as follows:

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DEFINITIONS

- A. "General Aviation" as used herein refers to any aircraft not described in paragraph C.
- B. "Gross Landing Weight" as used herein shall refer to the maximum certified gross landing weight of an aircraft as determined by the Federal Aviation Administration or other governmental agency having jurisdiction over civil aviation.
- C. "Commercial Aviation" as used herein refers to aircraft engaged in scheduled air carrier operations.
- D. "Based Aircraft" as used herein refers to active general aviation aircraft, which use Binghamton Regional Airport as their primary facility.

SECTION 2. Section 84-3(A) of the Broome County Charter and Code is amended to read as follows:

Fees applicable to General Aviation

The Commissioner of Aviation of the County of Broome or his duly authorized representative is hereby authorized to assess and collect the following fees with respect to General/Corporate Aviation.

- A. Landing Fees
  - 1. No landing fee shall be assessed or collected with respect to any single engine piston aircraft.
  - 2. A landing fee of nine dollars and fifty cents (\$9.50) shall be assessed and collected with respect to any twin engine piston aircraft.
  - 3. A landing fee of thirteen dollars (\$13.00) shall be assessed and collected with respect to any single engine turbine aircraft.
  - 4. A landing fee of seventeen dollars (\$17.00) shall be assessed and collected with respect to any twin engine turbine aircraft.
  - 5. A landing fee of twenty-four dollars (\$24.00) shall be assessed and collected with respect to any jet aircraft with a gross landing weight of less than 15,500 pounds.
  - 6. A landing fee of thirty-two dollars (\$32.00) shall be assessed and collected with respect to any jet aircraft with a gross landing weight of 15,501 pounds or more but less than 25,000 pounds.
  - 7. A landing fee of one dollar and seventy cents (\$1.70) per 1000 pounds shall be assessed and collected with respect to any jet aircraft with a gross landing weight greater than 25,000 pounds.
  - 8. No landing fee shall be assessed or collected to the following aircraft:
    - a. Airport. All aircraft, that at the time of landing, are based at Binghamton Regional Airport.
    - b. All aircraft owned by Corporate Wings/Miller Aviation.
    - c. All aircraft landing for purposes of receiving maintenance services at Binghamton Regional Airport.
    - d. Aircraft landing for emergency purposes.
    - e. Life Safety Flights
    - f. Aircraft receiving customs clearances.

SECTION 3 Section 84-4(B) and (C) of the Broome County Charter and Code shall be amended to read as follows:

- B. Fuel Flowage Fee
  - 1. A fee of [five cents (\$.05)] seven cents (\$.07) per gallon shall be assessed and collected for fuel storage.



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C. T-Hangar Storage

1. A fee of [one hundred dollars (\$100.00)] one hundred fifteen dollars (\$115.00) per month shall be assessed and collected for hangar storage.

SECTION 4. This Local Law shall take effect on February 1, 1999.

Material in [brackets] deleted  
Material underlined is added

Due to amendments made in committee, this resolution is **automatically held over** in order to meet the timing requirements for all local laws.

### RESOLUTION NO. 45

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING REVISION OF AID TO PROSECUTION GRANT PROGRAM FOR THE DISTRICT ATTORNEY FOR THE PERIOD APRIL 1, 1998 THROUGH MARCH 31, 1999**

WHEREAS, this County Legislature, by Resolution 283 of 1998, authorized the continued participation by the District Attorney in the Aid to Prosecution Program for the period April 1, 1998 through March 31, 1999 and adopted a program budget in connection therewith in the total amount of \$135,829, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$3,565 as a salary increase for the Chief Assistant District Attorney now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Aid to Prosecution Program for the District Attorney for the period April 1, 1998 through March 31, 1999 in the total amount of \$3,565, 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 \$139,394 for the period April 1, 1998 through March 31, 1999, and be it

FURTHER RESOLVED, that Resolution 283 of 1998, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

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



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<u>NAME</u>	<u>TERM EXPIRING</u>
Ronald E. Dunham 2729 Hall St. Endicott, NY 13760	Reappointment Term Expires 12/31/01
Roger W. Neel 114 Keeler St. Endicott, NY 13760	New Appointment Term Expires 12/31/01
Anthony J. Capozzi 11 Matthews St. Binghamton, NY 13905	New Appointment Term Expires 12/31/01

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XXIV, Section 2408 of the Broome County Charter and Code, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2408 of the Broome County Charter and Code, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Arena Board in accordance with their appointment by the County Executive.

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

#### **RESOLUTION NO. 48**

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

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING AGREEMENT WITH COMPUTERLAND FOR VARIOUS SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR CALENDAR YEAR 1999**

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Computerland for various services for calendar year 1999, at a cost not to exceed \$60,000, and

WHEREAS, said services are necessary for repair, upgrade and maintenance services for the billing and information systems, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Computerland, 423 Commerce Road, Vestal, New York 13951-0156 for various services for the Department of Mental Health for calendar year 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$60,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (Professional 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 (Shafer).**

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**RESOLUTION NO. 49**

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

**RESOLUTION AUTHORIZING AGREEMENT WITH NEW YORK ASSOCIATION OF HOMES AND SERVICES FOR THE AGING FOR CONSULTANT SERVICES FOR WILLOW POINT NURSING HOME FOR THE PERIOD JANUARY 1, 1999 THROUGH JUNE 1, 1999**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with New York Association of Homes and Services for the Aging for consultant services for the period January 1, 1999 through June 1, 1999, at a cost not to exceed \$10,000, and

WHEREAS, said services are necessary to assist in the selection of software for Prospective Payment System and Resident Assessment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New York Association of Homes and Services for the Aging, 150 State Street, Suite 301, Albany, New York 12207-1698 for consultant services for the period January 1, 1999 through June 1, 1999, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from various budget lines, 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 (Shafer).

**RESOLUTION NO. 50**

By Health Services and Finance Committees  
Seconded by Mr. Mather

**RESOLUTION AUTHORIZING AGREEMENT WITH NOVA CARE FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME FOR JANUARY 1 THROUGH JUNE 30, 1999**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with Nova Care for direct billing to Medicare for January 1 through June 30, 1999, at a cost not to exceed \$10,000, and

WHEREAS, said services are necessary due to the implementation of a Federally mandated Prospective Payment System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Nova Care, 635 Main Street, Johnson City, New York 13790 for direct billing to Medicare for January 1 through June 30, 1999, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226.4363.204000, 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 (Shafer).

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### RESOLUTION NO. 51

By Health Services and Finance Committees

Seconded by Mr. Mather

**RESOLUTION AUTHORIZING AGREEMENT WITH K & A RADIOLOGIC TECHNOLOGY, INC. FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME FOR THE PERIOD JANUARY 1, 1999 THROUGH JUNE 30, 1999**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with K & A Radiologic Technology, Inc. for direct billing to Medicare for the period January 1, 1999 through June 30, 1999, at a cost not to exceed \$10,000, and

WHEREAS, said services are necessary due to the implementation of a Federally mandated Prospective Payment System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with K & A Radiologic Technology, Inc., 193 Riverside Drive, Johnson City, New York 13790 for direct billing to Medicare for the period January 1, 1999 through June 30, 1999, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160192.4747.204000 (), 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 (Shafer).

### RESOLUTION NO. 52

By Health Services and Finance Committees

Seconded by Mr. Mather

**RESOLUTION AUTHORIZING AGREEMENT WITH CREATIVE ORTHOTICS & PROSTHETICS, INC. FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME FOR JANUARY 1 THROUGH JUNE 30, 1999**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with Creative Orthotics & Prosthetics, Inc. for direct billing to Medicare for the period January 1 through June 30, 1999, at a cost not to exceed \$10,000, and

WHEREAS, said services are necessary due to the implementation of a Federally mandated Prospective Payment System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Creative Orthotics & Prosthetics, Inc., 33 Mitchell Avenue, Binghamton, New York 13903 for direct billing to Medicare for the period January 1 through June 30, 1999, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226.4363.204000 (), 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 (Shafer).

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**RESOLUTION NO. 53**

By Health Services and Finance Committees Seconded by Mr. Mather  
**RESOLUTION AUTHORIZING AGREEMENT WITH KLEMMT ORTHOPEDIC SERVICES FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME FOR THE PERIOD JANUARY 1, 1999 THROUGH JUNE 30, 1999**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with Klemmt Orthopedic Services for direct billing to Medicare for the period January 1, 1999 through June 30, 1999, at a cost not to exceed \$10,000, and

WHEREAS, said services are necessary due to the implementation of a Federally mandated Prospective Payment System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Klemmt Orthopedic Services, 220 Front Street, Vestal, New York 13850 for direct billing to Medicare for the period January 1, 1999 through June 30, 1999, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160226.4363.204000, 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 (Shafer).**

**RESOLUTION NO. 54**

By Health Services, County Administration, Economic Development & Planning and Finance Committees Seconded by Mr. Mather  
**RESOLUTION AUTHORIZING AGREEMENT WITH COMPUTERLAND FOR VARIOUS SERVICES FOR WILLOW POINT NURSING HOME FOR CALENDAR YEAR 1999**

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with Computerland for various services for calendar year 1999, at a cost not to exceed \$20,000, and

WHEREAS, said services include maintenance, repair, upgrading and networking of information and billing systems in order to ensure readiness for Federal mandates, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Computerland, 423 Commerce Road, Vestal, New York 13851-0156 for various services for Willow Point Nursing Home for calendar year 1999, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160010.2850.204000 (Computer Equipment), 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 (Shafer).**

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**RESOLUTION NO. 55**

By Finance Committee

Seconded by Mr. Brunza

**BOND RESOLUTION DATED** , 1999

**A RESOLUTION AUTHORIZING THE ISSUANCE OF \$14,352,000 BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF VARIOUS CAPITAL PROJECTS**

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

Section 1. The following are the classes of objects or purposes or specific objects or purposes to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated costs thereof, and the subdivisions of Section 11.00(a) of the Local Finance Law and periods of probable usefulness applicable thereto:

<u>Project Name/P.P.U./L.F.L. Section 11.00</u>	<u>Maximum Estimated Cost</u>
Transit Coach Replacement (5 years, sub 29)	\$6,900,000
Landfill Public Water Supply (40 years, sub 1)	\$6,200,000
BCC Student Acct/Athletic Facility (20 years, sub 11)	\$9,676,000
Highway Reconstruction/Penn Ave (10 years, sub 20(b))	\$2,000,000
Highway Reconstruction/North & Hancock Rds. (10 years, sub 20(b))	\$ 400,000

Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the projects listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act (SEQR), to the extent applicable, to ensure that said proposed projects are in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and testing of the site thereof, which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes or specific objects or purposes is \$25,176,000 and the plan for the financing thereof is by the issuance of \$14,352,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law and by the application of \$5,520,000 monies to be received from the federal government to be allocated to the Transit Coach replacement project; and by the application of \$4,838,000 monies to be received from the state government to be allocated entirely to the BCC Student Act/Ath Facility; and by the application of \$216,000 monies in County funds to be allocated entirely toward the Transit Coach replacement project; and by the application of \$250,000 in County funds allocated entirely toward the BCC Student Act/Ath Facility, provided, however, that the amount of bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and

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contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provision of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest of such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

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

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

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

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

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

### **RESOLUTION NO. 56**

By Community & Social Services and Finance Committees Seconded by Mr. Mather  
**RESOLUTION AUTHORIZING ACCEPTANCE OF SAFE AND ACCESSIBLE PLACES TO LEARN AND PLAY GRANT AWARD FOR THE BROOME COUNTY YOUTH BUREAU FOR CALENDAR YEAR 1999 AND AUTHORIZING AN AGREEMENT WITH THE JOHNSON CITY COMMUNITY ACTION TEAM, INC. TO IMPLEMENT SAID PROGRAM**

WHEREAS, the Broome County Youth Bureau requests authorization to accept a Safe and Accessible Places to Learn and Play grant award in the amount of \$50,000 for the period January 1, 1999 through December 31, 1999 and to enter into an agreement with the Johnson City Community Action Team, Inc. to implement said program, and

WHEREAS, said grant will be used to establish a teen center, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 for a Safe and Accessible Places to Learn and Play Grant for the period January 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Johnson City Community Action Team, Inc., 67 Broad St., Johnson City, New York 13790 for the implementation of said program to establish a teen center, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$50,000 for the period January 1, 1999 through December 31, 1999, 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



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

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

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

### **RESOLUTION NO. 57**

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH IKON OFFICE SOLUTIONS FOR LEASE OF COPY MACHINES FOR VARIOUS COUNTY DEPARTMENTS FOR A FIVE YEAR PERIOD**

WHEREAS, the Director of Purchasing requests authorization for a lease agreement with IKON Office Solutions for a lease agreement for copy machines for the Department of Public Works-Administration, Department of Public Works-Security, Division of Purchasing, Department of Law, County Legislature, Health Department and Department of Social Services, and

WHEREAS, said recommendation is based on a competitive bid, now, therefore, be it

RESOLVED, that this County Legislature hereby approves a lease agreement with IKON Office Solutions, 21 South Washington Street, Binghamton, NY 13903 for a lease of copy machines as set forth in the attached Exhibit "A" for a five year period which shall start on the date of delivery and set-up of said machines, and be it

FURTHER RESOLVED, that payments for the leases hereinabove authorized shall be made from sub-object .4518 Copy Machine Rentals for each of the above referenced departments, and be it

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

Mrs. Sweet moved to table the section dealing with copy machines for the Department of Social Services and to further direct the Division of Purchasing to re-bid that section and to submit a recommendation to this Legislature for the February 18, 1999 Session. Mr. Brunza seconded the motion. **Motion to table stated portion carried, Ayes-18, Nays-0, Absent-1 (Shafer). Balance of resolution carried, Ayes-18, Nays-0, Absent-1 (Shafer).**

### **RESOLUTION NO. 58**

By Community & Social Services, Health Services and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH STOWE PLAZA EQUITIES FOR THE LEASE OF SPACE AT 435 STATE STREET FOR THE DEPARTMENT OF SOCIAL SERVICES AND DEPARTMENT OF MENTAL HEALTH FOR THE PERIOD JANUARY 1, 1999 THROUGH SEPTEMBER 30, 1999**

WHEREAS, this County Legislature, by Resolution 92 of 1994, authorized an agreement with Stowe Plaza Equities for the lease of space at 435 State Street for use by the Departments of Social Services and Mental Health; and

WHEREAS, said services are necessary for administering various programs of the Departments of Social Services and Mental Health including the Child Care and Development Block Grant Program, the Child Assistance Program, and Child Welfare Mental Health Unit; and

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WHEREAS, said agreement expired by its terms on December 31, 1998, and it is desired at this time to renew said agreement for the period January 1, 1999 through September 30, 1999 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Stowe Plaza Equities for the lease of space at 435 State Street for the period January 1, 1999 through September 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, Stowe Plaza Equities, the sum of \$9,392.84 per month, total cost not to exceed \$84,535.60 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from Social Services budget lines 670018.4422.103000, 670455.4422.102204, 670455.4422.104277, 670455.4422.104246, 670455.4422.104245 (Building and Land Rental) and Mental Health Budget Line 470005.4422.101000 (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**, Ayes-18, Nays-0, Absent-1 (Shafer).

### **RESOLUTION NO. 59**

By County Administration, Economic Development & Planning Committee

Seconded by Mr. Hull

#### **RESOLUTION AUTHORIZING THE APPOINTMENT OF PETER CHARNETSKY AS BROOME COUNTY COMMISSIONER OF ELECTIONS FOR THE TERM BEGINNING JANUARY 21, 1999 THROUGH DECEMBER 31, 2000**

WHEREAS, the Chairperson of the Democratic party has filed with the Clerk of this Legislature, on behalf of the Broome County Democratic Committee and in compliance with the appropriate provisions of law, the required certificate recommending the appointment of Peter Charnetsky to serve as a Commissioner of Elections for Broome County, now, therefore, be it

RESOLVED, that in accordance with the appropriate provisions of law, the Broome County Charter and Administrative Code, Peter Charnetsky, residing at 1208 Wildwood Lane, Vestal, New York 13850 be and hereby is appointed Democratic Election Commissioner of Broome County, New York for a term commencing January 21, 1999 through December 31, 2000.

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

Mr. Pasquale moved to adjourn, seconded by Mr. Hull. **Motion to adjourn carried**, Ayes-18, Nays-0, Absent-1 (Shafer). Meeting adjourned at 5:40pm.

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