
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, JUNE 17, 1999**

The Legislature convened at 7:02pm with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Shafer).

The Chair, Mr. Schofield, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a prayer offered by Legislator Hudak.

Mr. Burger moved, seconded by Mr. Wike, that the minutes of the May 20, 1999 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 the period of May 14 through June 10, 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. Kolba and seconded by Mr. Brunza. **Carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

ANNOUNCEMENTS FROM THE CHAIR

Mr. Schofield recognized Randy Cook, an employee of Broome County's Southern Tier Career Center. He was commended for earning a Certificate of Recognition for Outstanding Customer Service that was awarded him by the New York State Department of Labor.

Legislator Sweet representing District 10 introduced Tara McGoff, a Broome County resident, and proceeded to read a Letter of Commendation from the Legislature recognizing her collegiate achievements and success as a member and leader of the Colgate University Red Raiders Softball Team. Thomas Hoke, Deputy County Executive, read a Certificate of Merit issued and signed by County Executive Kraham.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

1. Nominating P. Lisi to membership on Willow Point Nursing Home Board.
2. Nominating R. Davis to membership on Community Services Board.
3. Nominating five persons to membership on Private Industry Council.
4. Nominating two persons to membership on Arena Board of Directors.
5. Nominating three persons to membership on Board of Ethics.

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. Minutes from:
 - a. Soil and Water Conservation District
 - b. Cornell Cooperative Extension
 - c. Binghamton Regional Airport (Progress meeting #8-Terminal Renovation)
 - d. Environmental Management Council
 - e. EMC Solid Waste and Nanticoke Landfill Citizens Advisory Committee
 - f. EMC Committee on Alternative Transportation and BMTS Bicycle and Pedestrian Plan Advisory Committee
 - g. Safety Committee
 - h. Landfill Citizens Advisory Committee and Environmental Management Council
2. 1999 Broome County Salary Schedule
3. Resolutions from:
 - a. Town of Maine (Proposed Local Law amending Zoning Ordinance; Public Hearing, Town Hall, June 8, 1999, 7:00 p.m.)

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- b. Town of Sanford (Proposed Local Law amending Land Use Management-Siting of Wireless Telecommunications Facilities); Public Hearing, Town Hall, July 13, 1999, 7:00 p.m.)
 - 4. Town of Chenango: Public Hearing for Establishment of Water District #4, Town Hall, June 7, 1999, 7:30 p.m.
 - 5. Tipping Fee Survey
 - 6. List of Certified 1998 State Equalization Rates; Final Class Equalization Rates for 1998 Assessment Rolls.
 - 7. 1998 Annual Report:
 - a. Department of Mental Health
 - C. Notices: None
 - D. Reports:
 - 1. Broome Community College: Above Minimum Hires (April and May 1999); Quarterly Income Statements and Balance Sheets
 - 2. 1998 Annual Report:
 - a. Department of Parks and Recreation
 - b. Four County Library System (1998 Annual Report and Financial Statements)
 - 3. Department of Audit and Control: Payroll/Payout Audit for Public Works (excluding Security, Highway and Dog Shelter)

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

- 1. Appointing Wanda Hudak as voting representative for Brian K. Mather, Finance Committee, May 20, 1999.
- 2. Public Hearing, June 14, 1999 (Landfill Expansion Environmental Impact Statement): Appointing Chris W. Burger as Chair, 4:00 p.m., County Office Building; George M. Kolba, Jr. as Chair, 7:00 p.m., Binghamton Regional Airport.
- 3. Appointing Daniel A. Schofield as Chair and voting representative for William T. Wike, Public Works and Finance Committees, May 26, 1999.
- 4. Appointing the following Legislators for Mark R. Whalen:
 - a. Donna Lupardo, Health Services and Intergovernmental Relations Committees, June 8, 1999.
 - b. Vincent A. Pasquale, Community and Social Services Committee, June 10, 1999.

Mr. Holley moved, seconded by Mr. Miller, 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. Burger and Mr. Brunza were designated as participants in the 'Short Roll Call.'

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 215

(Held over by Mr. Kolba)

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Kolba
RESOLUTION AUTHORIZING AGREEMENTS CONCERNING THE PURCHASE OF COMMUNICATIONS EQUIPMENT FROM 911 FUNDS FOR MUNICIPALITIES
 Mr. Kolba made a motion to table this resolution until the July 22, 1999 Session, seconded by Mr. Miller. **Motion to table carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 232

(Held over by Mrs. Sweet)

By Health Services and Finance Committees

Seconded by Mr. Brunza

RESOLUTION AUTHORIZING AGREEMENT WITH CENTRAL NEW YORK BEHAVIORAL HEALTH CONSORTIUM FOR CONSULTANT SERVICES FOR CALENDAR YEAR 1999

Ms. Hudak made a motion to table this resolution until a date uncertain, seconded by Mr. Mather. **Motion to table carried**, Ayes-10 (Brunza, Holley, Hudak, Kolba, Mather, Miller, Nannery, O'Day, Sweet, Wike), Nays-8 (Burger, Howard, Hull, Kavulich, Lupardo, Pasquale, Schofield, Whalen), Absent-1 (Shafer).

RESOLUTION NO. 251

(Held over by Mr. Whalen)

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Brunza

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH B.C. ICEMEN, LLC.

Carried, Ayes-15, Nays-3 (Mather, Pasquale, Whalen), Absent-1 (Shafer).

RESOLUTION NO. 257

(Held over by Mr. Wike)

By Public Works and Finance Committees

Seconded by Mr. Brunza

RESOLUTION AUTHORIZING AMENDMENT OF ENERGY PERFORMANCE AGREEMENT WITH JOHNSON CONTROLS, INC.

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

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 258

By County Administration, Economic Development & Planning Committee

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH COMPUTERLAND FOR NETWORKING SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY THROUGH JULY 31, 1999

WHEREAS, this County Legislature, by Resolution 505 of 1997, authorized an agreement with Computerland for county-wide networking services for the period December 1, 1997 through June 30, 1998 at a cost not to exceed \$54,000, and

WHEREAS, said services are necessary to configure approximately 330 PC workstations county-wide for networking, e-mail, virus protection, printing and other software, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the contract through July 31, 1999 at no additional cost to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Computerland, 423 Commerce Road, P.O. Box 156, Vestal, New York 13851, for county-wide networking services to extend the agreement through July 31, 1999 at no additional cost to Broome County, and be it

FURTHER RESOLVED, that Resolution 505 of 1997, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 259

By Community & Social Services and Finance Committees Seconded by Ms. Hudak
RESOLUTION AUTHORIZING ACCEPTANCE BY FAMILY VIOLENCE PREVENTION COUNCIL (FORMERLY CHILD ABUSE PREVENTION COUNCIL) OF A DONATION OF \$850 FOR THE ANNUAL SPRING CONFERENCE

WHEREAS, the Director of the Family Violence Prevention Council requests authorization to accept a donation of \$850 from Mothers and Babies Perinatal Network for the annual spring conference, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a donation of \$850 from Mothers and Babies Perinatal Network for the Family Violence Prevention Council annual spring conference, 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.

Held over 'under the rules' by Ms. Hudak.

RESOLUTION NO. 260

By Public Safety & Emergency Services Committee Seconded by Ms. Hudak
RESOLUTION AUTHORIZING AGREEMENT WITH SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR AN EMERGENCY OPERATIONS PLAN FOR THE OFFICE OF EMERGENCY SERVICES FOR THE PERIOD JULY 1, 1999 THROUGH JUNE 30, 2001

WHEREAS, the Director of Emergency Services requests authorization for an agreement with the Southern Tier Chapter of the American Red Cross for an emergency operations plan for the period July 1, 1999 through June 30, 2001, and

WHEREAS, it is necessary to update the current plan with a new memorandum of understanding, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier Chapter of the American Red Cross, 93 Chestnut Street, Binghamton, New York 13905 for an emergency operations plan for the Office of Emergency Services for the period July 1, 1999 through June 30, 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.

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

RESOLUTION NO. 261

By County Administration, Economic Development & Planning and Finance Committees
Seconded by Ms. Hudak
RESOLUTION AUTHORIZING AGREEMENT WITH NEW YORK STATE ASSOCIATION OF EMPLOYMENT & TRAINING PROFESSIONALS, INC. FOR CONSULTANT SERVICES FOR THE OFFICE OF EMPLOYMENT AND TRAINING

WHEREAS, the Director of the Office of Employment and Training requests authorization for an agreement with the New York State Association of Employment & Training Professionals, Inc. for consultant services, and

WHEREAS, said services are necessary to develop a Broome-Tioga Workforce Investment Board, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Association of Employment & Training Professionals, Inc., 111 Pine Street, Albany, New York 12207 for consultant services for the Office of Employment & Training, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 720722.4747.308085 (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. 262

By Community & Social Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING TITLE VII ELDER ABUSE PREVENTION GRANT PROGRAM FOR CALENDAR YEAR 1999, AND AUTHORIZING REVISION OF AN AGREEMENT WITH ACTION FOR OLDER PERSONS, INC., FOR ADMINISTERING THE TITLE VII ELDER ABUSE PREVENTION PROGRAM ON BEHALF OF THE BROOME COUNTY OFFICE FOR AGING

WHEREAS, this County Legislature, by Resolution 558 of 1998, authorized the acceptance of \$3,500 from the New York State Office for Aging, adopted a program budget for the period January 1, 1999 through December 31, 1999, and authorized renewal of an agreement with Action for Older Persons, Inc., for administration of the same, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations and revise the agreement with Action for Older Persons, Inc., for administration of same, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves revision of the Office for Aging Title VII Elder Abuse Prevention Program Grant for the period January 1, 1999 through December 31, 1999 in the amount of \$4,900, 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 \$8,400 for the period January 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the amendment of the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York, 13901 for administration of the above-mentioned program in the amount of \$8,400 for the period January 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760827.4457.104266 (Subcontracted Program 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, 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. 263

By Community & Social Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING REVISION OF THE HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD OCTOBER 1, 1998 THROUGH SEPTEMBER 30, 1999

WHEREAS, this County Legislature, by Resolution 373 of 1998, authorized and approved the continued participation of the Office for Aging in the Home Energy Assistance Program (HEAP) Grant Program and adopted a program budget in the amount of \$15,757 for the period October 1, 1998 through September 30, 1999, 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 and approves revision of the Office for Aging HEAP program grant in the amount of \$2,243 for the period October 1, 1998 through September 30, 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 \$18,000 for the period October 1, 1998 through September 30, 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 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. 264

By Community & Social Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF ADMINISTRATION BUDGET FOR OFFICE FOR AGING EMPLOYMENT PROGRAMS GRANT FOR THE PERIOD JULY 1, 1999 THROUGH JUNE 30, 2000

WHEREAS, this County Legislature, by Resolution 242 of 1998, as amended by Resolution 237 of 1999, authorized and approved renewal of the Office for Aging Senior Community Service Employment Programs (SCSEP) Administration Grant and adopted a program budget in the amount of \$101,280 for July 1, 1998 through June 30, 1999, and

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

WHEREAS, it is desired to renew said grant program for the period July 1, 1999 through June 30, 2000 in the amount of \$100,265, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,265 for the Administration Budget for Office for Aging Employment Programs Grant for the period July 1, 1999 through June 30, 2000, 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 \$100,265 for the period July 1, 1999 through June 30, 2000, 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 county 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. 265

By Community & Social Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF OFFICE FOR AGING NATIONAL COUNCIL ON AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (NCOA) GRANT FOR JULY 1, 1999 THROUGH JUNE 30, 2000

WHEREAS, this County Legislature, by Resolution 241 of 1998, as revised by Resolution 238 of 1999, authorized and approved the continued participation by the Office for Aging National Council on Aging in the Senior Community Service Employment Program (NCOA) Grant and adopted a program budget in the amount of \$235,400 for the period July 1, 1998 through June 30, 1999, and

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

WHEREAS, it is desired to renew said grant program for the period July 1, 1999 through June 30, 2000 in the amount of \$235,400, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$235,400 for the Office for Aging National Council on Aging Senior Community Service Employment Program (NCOA) for the period July 1, 1999 through June 30, 2000, 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 \$235,400 for the period July 1, 1999 through June 30, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a variable wage rate of \$5.15 to \$15.00 per hour for all senior aide trainees employed by the program, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (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. 266

By Community & Social Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF NEW YORK STATE OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SOFA) GRANT FOR THE OFFICE FOR AGING FOR JULY 1, 1999 THROUGH JUNE 30, 2000

WHEREAS, this County Legislature, by Resolution 240 of 1998, authorized and approved the New York State Office for Aging Senior Community Service Employment Program (SOFA) and adopted a program budget in the amount of \$60,505 for the period July 1, 1998 through June 30, 1999, and

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

WHEREAS, it is desired to renew said grant program for the period July 1, 1999 through June 30, 2000 in the amount of \$60,932, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$60,932 from the New York State Office for Aging Senior Community Service Employment Program (SOFA) for the period July 1, 1999 through June 30, 2000, 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 \$60,932 for the period July 1, 1999 through June 30, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a variable wage rate of \$5.15 to \$15.00 per hour for all senior aide trainees employed by the program, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (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. 267

By Transportation and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC TRANSPORTATION TO APPLY FOR FEDERAL SECTION 18 OPERATING ASSISTANCE AWARD FOR BC COUNTRY FOR 1999 AND 2000

WHEREAS, the Department of Public Transportation has submitted a request for a grant of funds to the New York State Department of Transportation and the United States Department of Transportation, pursuant to Section 18 of the Urban Mass Transportation Act of 1964, as amended, for a project to provide public mass transportation service on a continuing basis for the operation of BC Country, a curb-to-curb, dial a ride transportation service provided for residents of the non-urbanized portion of Broome County for 1999 and 2000, and

WHEREAS, the Department of Public Transportation and the State of New York have entered into a continuing agreement for a ten year period which authorizes the undertaking of the Project and payment of the Federal share, identified as State contract C002353, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the submission of the grant application for funds from the United States Department of Transportation pursuant to Section 18 of the Urban Mass Transportation Act of 1964, and be it

FURTHER RESOLVED, that the County Executive is authorized to act on behalf of Broome County to sign the annual grant application and to progress and complete the above-named project, 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. 268

By County Administration, Economic Development & Planning Committee

Seconded by Ms. Hudak

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON BROOME COUNTY PRIVATE INDUSTRY COUNCIL

WHEREAS, the Broome County Executive, pursuant to the authority vested in him by Resolution 337 of 1983, has duly designated and appointed the following named individuals to membership on the Private Industry Council, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Michael D. Shum 921 Park Manor Boulevard Endwell, NY 13760	New Appointment Expires 12/31/99
June R. Frost 22 Newbery Drive Endicott, NY 13760	New Appointment Expires 12/31/01
Duane Watson 2001 Old Stone Lane Camillus, NY 13031	New Appointment Expires 12/31/01
Thomas P. Hoke 835 Front Street Binghamton, NY 13905	Reappointment Expires 12/31/01
Richard D'Attilio 1648 Carnegie Drive Vestal, NY 13850	Reappointment Expires 12/31/01
Christopher Wood 2504 Saddlebrook Drive Vestal, NY 13850	Reappointment Expires 12/31/01

and

WHEREAS, it is desired at this point in time, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointments of the above-named individuals to membership on the Broome County Private Industry Council for the terms indicated, in accordance with their appointment by the County Executive.

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

RESOLUTION NO. 269

By Transportation Committee

Seconded by Ms. Hudak

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY AIRPORT ADVISORY BOARD

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 195 of 1987, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Airport Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Theodore Woodward 128 Old Newark Valley Road Endicott, New York 13760	New Appointment 12/31/02
Raymond G. Groves 276 Fenner Hill Road Port Crane, New York	New Appointment 12/31/02

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 195 of 1987, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 195 of 1987, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Airport Advisory Board in accordance with their appointment by the County Executive.

Mr. Kolba moved, seconded by Mr. Burger, to reflect the correct Board title, "Binghamton Regional Airport Advisory Board". **Amendment carried**, Ayes-18, Nays-0, Absent-1 (Shafer). **Resolution as amended carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 270

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH BLACK CREEK INTEGRATED SYSTEMS CORP. FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR THE PERIOD JUNE 1, 1999 THROUGH NOVEMBER 30, 1999

WHEREAS, the Director of Information Technology requests authorization for an agreement with Black Creek Integrated Systems Corp. for professional services, and

WHEREAS, said services are necessary to upgrade and install hardware and software for the security system at the Public Safety Facility to make it Year 2000 compliant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Black Creek Integrated Systems Corp., 2130 A. E. Moore Drive, P. O. Box 550, Moody, Alabama 35004 for professional services for the period June 1, 1999 through November 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$7,150 for the term of this agreement, and be it

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

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

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

RESOLUTION NO. 272

By Public Safety & Emergency Services, County Administration, Economic Development & Planning and Finance Committees Seconded by Ms. Hudak

RESOLUTION AUTHORIZING ACCEPTANCE OF PROBATION COMPUTERIZATION PROGRAM GRANT FOR THE PERIOD JULY 1, 1999 THROUGH JUNE 30, 2000

WHEREAS, the Director of Probation requests authorization to accept a Computerization Program Grant in the amount of \$50,000 for the period July 1, 1999 through June 30, 2000, and

WHEREAS, said grant program will provide for needed upgrades and additional equipment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Department of Probation for a Computerization Program for the period July 1, 1999 through June 30, 2000, 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 July 1, 1999 through June 30, 2000, 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. 273

By Public Works, County Administration, Economic Development & Planning and Finance Committees Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH MICROWEST SOFTWARE SYSTEMS, INC. FOR THE PURCHASE OF SOFTWARE AND MAINTENANCE FOR THE DEPARTMENT OF PUBLIC WORKS FOR THE PERIOD JUNE 17, 1999 THROUGH JUNE 16, 2000

WHEREAS, the Department of Public Works requests authorization for an agreement with Microwest Software Systems, Inc. for the purchase of software and maintenance, and

WHEREAS, said services are necessary to replace software, which is obsolete and cannot meet the demands of Buildings & Grounds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Microwest Software Systems, Inc., 10992 San Diego Mission Road, Suite 110, San Diego, California 92109-2445 for the purchase of software and maintenance for the Department of Public Works for the period June 17, 1999 through June 16, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$15,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030031.4359.101000 (Computer Software), 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. 274

By Finance Committee

Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS
IN VARIOUS TOWNS**

WHEREAS, taxes need to be cancelled on the following parcels of property for the various reasons as set forth below, now, therefore, be it

RESOLVED, that taxes will be cancelled on the parcels of real property as per the attached Exhibit "A", and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is authorized to remove the above stated properties from the County tax rolls.

EXHIBIT A

144.28-1-36 (Dickinson)

Village of Port Dickinson, 786 Chenango Street, Binghamton, NY
Property wholly exempt, Roll Section 8

3.K4-5Z1 (Union)

\$615.21
St. Paul's United Methodist Church, 400 W. Wendell St., Endicott, NY
13760
Property wholly exempt, erroneously taxed

163.12-2-27 (Windsor, Town of)

\$620.67
Town of Windsor, 36 Main St., Windsor, NY 13865
Property wholly exempt, Roll Section 8

163.01-2-12 (Kirkwood)

\$1,501.97
David & Ann Pooley, 209 Haskins Rd., Kirkwood, NY 13795
State took property for highway

163.01-2-14 (Kirkwood)

\$1,533.95
Rendell Lee Kiekel, 221 Haskins Rd., Kirkwood, NY 13795
State took property for highway

163.01-2-13 (Kirkwood)

\$766.04
Jay Edgar & Carolyn Begal, P.O. Box 363, Kirkwood, NY 13795
State took property for highway

163.02-1-31 (Kirkwood)

\$3.77
Stanley & Gary Colpitts, 15 Hilltop Lane, Windsor, NY 13865
State took property for highway

163.01-2-15 (Kirkwood)

\$467.72
Edward Hasting, 290 Foley Rd., Windsor, NY 13865
State took property for highway

156.15-2-1 (Union)

\$179.54

George & Nikula Shamulka, 1515 Newell Rd., Endicott, NY 13760
State took property

112.13-3-8 (Fenton)

\$153.71

First Church of Nazarene, 1282 Chenango Street, Binghamton, NY
Property wholly exempt, Roll Section 8

028.05-1-1 (3-2) (Triangle)

County of Broome

\$166.81

State took property, erroneously taxed

5-4-36-S3 (Chenango)

\$219.85

Danny Planavsky

Combined with 5-4-A-39X (111.05-1-34)

Taxed twice

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

RESOLUTION NO. 275

By Finance Committee

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING CORRECTION OF ERRORS ON TAX ROLLS FOR 1999

WHEREAS, applications for Correction of Errors on Tax Rolls for 1999 have been duly filed with the Director of Real Property Tax Service for the County of Broome, and

WHEREAS, the Director of Real Property Tax Service has filed a report pursuant to Section 554 of the Real Property Tax Law and certain claimed errors have been determined to exist which should be corrected, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the application for correction and orders that the tax officer having jurisdiction of the tax rolls correct said tax rolls and the tax bill in accordance with the attached Exhibit "A", pursuant to Section 554 of the Real Property Tax Law, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to transmit a copy of this Resolution and a copy of the approved application to the tax officer having jurisdiction of the respective tax roll.

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

RESOLUTION NO. 276

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH K & A RADIOLOGIC TECHNOLOGY, INC. FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME

WHEREAS, this County Legislature, by Resolution 51 of 1999, authorized 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, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term through December 31, 1999 at an additional cost of \$2,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with K & A Radiologic Technology, Inc., 193 Riverside Drive, Johnson City, New York 13790 for direct billing to Medicare to extend the term through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount not to exceed \$2,000, total amended contract not to exceed \$12,000 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 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 51 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 277

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH LOURDES HOSPITAL FOR LAB TESTING FOR WILLOW POINT NURSING HOME

WHEREAS, this County Legislature, by Resolution 98 of 1999, authorized an amendment to the agreement with Lourdes Hospital for lab testing for Willow Point Nursing Home at a cost of \$21,600 for the period July 1, 1998 through June 30, 1999, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term through December 31, 1999 at an additional cost of \$18,000, and

WHEREAS, the Administrator of Willow Point Nursing Home has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Hospital, 169 Riverside Dr., Binghamton, New York 13905 for lab testing for Willow Point Nursing Home to extend the term through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount of \$18,000, total amended contract not to exceed \$39,600 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 (Other Fees for Services), and be it

FURTHER RESOLVED, that Resolution 98 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 278

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH NOVA CARE FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME

WHEREAS, this County Legislature, by Resolution 50 of 1999, authorized an agreement with Nova Care for direct billing to Medicare for Willow Point Nursing Home for 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, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term through December 31, 1999 with no change in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Nova Care, 635 Main Street, Johnson City, New York 13790 for direct billing to Medicare to extend the term through December 31, 1999 at no additional cost, and be it

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

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

RESOLUTION NO. 279

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH CREATIVE ORTHOTICS & PROSTHETICS, INC. FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME

WHEREAS, this County Legislature, by Resolution 52 of 1999, authorized an agreement with Creative Orthotics & Prosthetics, Inc. for direct billing to Medicare for Willow Point Nursing Home 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, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term through December 31, 1999 at no additional cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Creative Orthotics & Prosthetics, Inc., 33 Mitchell Avenue, Binghamton, New York 13903 for direct billing to Medicare to extend the term through December 31, 1999 at no additional cost, and be it

FURTHER RESOLVED, that Resolution 52 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 280

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH KLEMMT ORTHOPEDIC SERVICES FOR DIRECT BILLING TO MEDICARE FOR WILLOW POINT NURSING HOME

WHEREAS, this County Legislature, by Resolution 53 of 1999, authorized 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, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term through December 31, 1999 at no additional cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Klemmt Orthopedic Services, 220 Front Street, Vestal, New York 13850 for direct billing to Medicare for Willow Point Nursing Home to extend the term through December 31, 1999 at no additional cost, and be it

FURTHER RESOLVED, that Resolution 53 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

RESOLUTION NO. 281

By Public Safety & Emergency Services and Finance Committees Seconded by Ms. Hudak
RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH AUTOMATED VICTIM NOTIFICATIONS SERVICES (FORMERLY THE VINE COMPANY) FOR SERVICE OF COMPUTER HARDWARE AND SOFTWARE FOR THE DISTRICT ATTORNEY'S OFFICE

WHEREAS, this County Legislature, by Resolution 622 of 1997, authorized an agreement with Automated Victim Notification Services (formerly The Vine Company) for the installation and service of computer hardware and software for the period February 1, 1998 through and including January 31, 1999, at a cost not to exceed \$36,500, and

WHEREAS, said service is funded in connection with a grant from the New York State Crime Victims' Board for a computerized victim notification system, and

WHEREAS, said agreement expired by its terms on January 31, 1999 and it is desired 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 an agreement with Automated Victim Notification Services, 332 West Broadway, Suite 1300, Louisville, Kentucky 40202 for the service of computer hardware and software for a computerized victim notification system for the period February 1, 1999 through January 31, 2000, and be it

FURTHER RESOLVED, that said services shall be funded by the grant from the New York State Crime Victims' Board, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the Contractor an amount not to exceed \$20,712 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 330043.4457.104234 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized 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. 282

By Health Services and Finance Committees Seconded by Ms. Hudak
RESOLUTION AUTHORIZING REVISION OF THE HEALTH DEPARTMENT'S HEALTHY LIVING PARTNERSHIP PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 157 of 1999, authorized the continued participation in the Healthy Living Partnership Program by the Health Department for the period April 1, 1999 through March 31, 2000 and adopted a program budget in connection therewith in the total amount of \$259,849, and

WHEREAS, said grant program provides breast and cervical screening, diagnostic and treatment services for financially eligible women, 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 and approves the acceptance of \$27,742 from the New York State Department of Health for the period April 1, 1999 through March 31, 2000, 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 \$287,591, and be it

FURTHER RESOLVED, that Resolution 157 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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. 283

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VARIOUS VENDORS FOR SCREENING DATA COLLECTION SERVICES FOR THE HEALTH DEPARTMENT'S HEALTHY WOMEN PARTNERSHIP PROGRAM FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 297 of 1998, as amended by Resolution 466 of 1998, authorized renewal of the agreement with various vendors for breast and cervical cancer screening data collection services for the Health Department's Healthy Women Partnership Program for the period July 1, 1998 through March 31, 1999, and

WHEREAS, said services are necessary to provide data services to comply with reporting requirements of the Health Department's Healthy Women Partnership Grant, and

WHEREAS, said agreement expired by its terms on March 31, 1999 and it is desired at this time to renew said agreement with the following vendors on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Planned Parenthood of Delaware and Otsego Counties, 37 Dietz Street, Oneonta, New York, 13820-1805, for data collection services for the Health Department's Healthy Women Partnership Program at an amount not to exceed \$7,300 for the period April 1, 1999 through March 31, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Encore Plus, YWCA, 80 Hawley Street, Binghamton, New York, 13901, for data collection services for the Health Department Breast and Healthy Women Partnership Program at an amount not to exceed \$18,600 for the period April 1, 1999 through March 31, 2000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104300 (Other Program Expense), and be it

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

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

RESOLUTION NO. 284

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

RESOLUTION AUTHORIZING AGREEMENT WITH OUTSOURCING SERVICES INTERNATIONAL FOR CONSULTANT SERVICES FOR THE DEPARTMENT OF REAL PROPERTY FOR 1999

WHEREAS, the Director of Real Property requests authorization for an agreement with Outsourcing Services International for consultant services for the period July 1, 1999 through August 15, 1999, and

WHEREAS, said services are necessary to design and write a computer program to track the collection of installment agreement payments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Outsourcing Services International, 601 Gates Road, P.O. Box 156, Vestal, New York, 13851-0156 for the period July 1, 1999 through August 15, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,800 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized will be provided by the transfer of funds from the County's Contingency Account (900084.4752.101000) 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. 285

By Public Safety and Emergency Services Committee

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE TOWN OF MAINE FOR USE OF HIGHWAY GARAGE AS A SUBSTATION FOR THE BROOME COUNTY SHERIFF'S OFFICE

WHEREAS, this County Legislature, by Resolution 413 of 1996, authorized an agreement with the Town of Maine for use of a portion of the highway garage as a substation for the Broome County Sheriff's Department for the period July 1, 1996 through December 31, 1997, and

WHEREAS, said agreement expired by its terms on December 31, 1997 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Maine, P. O. Box 336, Maine, New York 13802, for use of a portion of the Town highway garage as a substation for the Broome County Sheriff's Department for the period January 1, 1998 through December 31, 1999, and be it

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

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

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

RESOLUTION NO. 286

By Health Services, Personnel and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF THE HIV/AIDS TRAINING SERVICES GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 246 of 1998, authorized and approved the HIV/AIDS Training Services Grant and adopted a program budget in the amount of \$80,000 for July 1, 1997 through June 30, 1998, and

WHEREAS, said grant program provides training for health and human services providers from seven counties involved in the delivery of care to Health Department HIV/AIDS clientele, and

WHEREAS, it is desired to renew said grant program in the amount of \$80,800 for the period July 1, 1999 through June 30, 2000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$80,800 from the State of New York Department of Health, AIDS Institute ESP, Corning Tower Building, Room 270, Second Floor, Albany, New York 12237 for the Health Department's HIV/AIDS Training Services Grant for the period July 1, 1999 through June 30, 2000, 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 \$80,800, 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. 287

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AGREEMENT WITH IBM FOR SOFTWARE SERVICE CONTRACT FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY AND THE COUNTY CLERK FOR THE PERIOD JUNE 1, 1999 THROUGH MAY 31, 2000

WHEREAS, the Director of Information Technology requests authorization for an agreement with IBM for a service contract for:

1. An AS/400 support line for three AS/400 systems, 24 hours a day, seven days a week
2. A prime-shift-only support line for the County Clerk's Image Plus System
3. Ten hours of AS/400 consultation line for prime shift, and
4. Five hours of AS/400 consultation line for off-shift hours to be billed for only if used

for the period June 1, 1999 through May 31, 2000 at a cost not to exceed \$12,447.76, and

WHEREAS, said services are necessary to ensure the continued operation of the AS/400 systems and the County Clerk's Image Plus System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with IBM, 7100 Highlands Parkway, D12-11, Smyrna, GA, 30082 for a Service Contract for Information Technology and the Office of the County Clerk, for the period June 1, 1999 through, May 31, 2000 and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,447.76 for the term of this agreement, and be it

FURTHER RESOLVED, that the payment of \$9,603.76 hereinabove authorized shall be made from the Information Technology budget line 370007.4513.101000 (Software Maintenance), and the payment of \$2,844 hereinabove authorized shall be made County Clerk's budget line 300012.4513.101000 (Software Maintenance), and be it

RESOLUTION NO. 289

By Community & Social Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING ACCEPTANCE OF CONSOLIDATED APPLICATION FOR STATE ADMINISTERED PROGRAMS GRANT (CASP) FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR OCTOBER 1, 1999 THROUGH MARCH 31, 2000

WHEREAS, the Department of Social Services worked with a consortium of local organizations and institutions to obtain funding for several employment programs to be conducted by these organizations, and

WHEREAS, said grant program provides for employment and training programs to assist Temporary Assistance to Needy Families (TANF) recipients and provides work experience programs for non-English speaking recipients of Safety Net and TANF funds, and

WHEREAS, the Commissioner of Social Services requests authorization to accept a Consolidated Application for State Administered Programs Grant in the amount of \$163,608 for the period October 1, 1999 through March 31, 2000, and

WHEREAS, the Department of Social Services will disburse the funds to Broome/Tioga BOCES, Opportunities for Broome, Family and Children's Society and the Refugee Assistance Program, who will place 111 recipients in jobs for at least 120 days as a requirement to receiving the grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$163,608 from the New York State Dept. of Labor and the Federal TANF and Welfare to Work Block Grant for the period October 1, 1999 through March 31, 2000, 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 \$163,608 for the period October 1, 1999 through March 31, 2000, 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. 290

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AN AGREEMENT WITH EBE OFFICESOURCE, INC. AND KPK BUSINESS SOLUTIONS FOR THE LEASE OF COPY MACHINES

WHEREAS, the Director of Purchasing has reviewed a recent bid for a lease agreement for copy machines, and

WHEREAS, the Director of Purchasing, on behalf of the Broome County Sheriff, Central Foods, Willow Point Nursing Home, and the Mental Health Clinic (Forensic Unit), requests authorization for a lease agreement with EBE Officesource, Inc. for copy machines for a five year period beginning on or about July 1, 1999, and

WHEREAS, the Director of Purchasing on behalf of CASA requests authorization for a lease agreement with KPK Business Solutions, Inc., 308 Chenango Street, Binghamton, NY 13901, for a copy machine for a five year period beginning on or about July 1, 1999, and

WHEREAS, said recommendations are based on a competitive bid which contained terms and conditions of said lease(s) along with trade-in options, and

WHEREAS, budget authorization for these leases is contained in the 1999 Broome County Budget, now, therefore, be it

RESOLVED, that this County Legislature hereby approves lease agreements with EBE Officesource, Inc., 68-70 Travis Avenue, Binghamton, NY 13904, for the lease of various copy machines:

Sheriff's Dept., Machine # 1	\$127.80 per month
Sheriff's Dept., Machine # 2	\$131.55 per month
Central Foods	\$130.21 per month
Willow Point Nursing Home	\$120.67 per month
Mental Health Clinic - Forensic Unit	\$119.62 per month

including an overage rate of .0041 in excess of the number of copies per month specified in the bid, for a five year period which shall start on July 1, 1999 which shall be the date of delivery and set-up of said machines, and be it,

FURTHER RESOLVED, that this County Legislature hereby approves a lease agreement with KPK Business Solutions, Inc., 308 Chenango Street, Binghamton, NY 13901, for the lease of a copy machine for CASA at \$159.00 per month, including an overage rate of .0048 in excess of the number of copies per month specified in the bid, for a five year period which shall start on July 1, 1999 which shall be the date of delivery and set-up of said machine, and be it,

FURTHER RESOLVED, that payments for the leases hereinabove authorized shall come from sub-object .4518 (Copy Machine Rentals) in the department's budget, 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.

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

RESOLUTION NO. 291

By Community & Social Services, Personnel and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING REVISION OF MEDICAID OUTSTATIONED WORKER GRANT PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD APRIL 1, 1999 THROUGH MARCH 31, 2000

WHEREAS, this County Legislature, by Resolution 163 of 1999, authorized the continued participation by the Department of Social Services for the Medicaid Outstationed Workers Grant for the period April 1, 1999 through March 31, 2000 and adopted a program budget in connection therewith for the total amount of \$36,914, and

WHEREAS, said grant program provides for staff personnel to conduct Medicaid assistance eligibility activities and process Medicaid applications at Lourdes Hospital, enhancing the County's ability to service indigent Broome County residents in need of assistance while hospitalized, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations of \$29,206 to fund the addition of a second outstationed Social Services employee at Lourdes Hospital, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicaid Outstationed Workers Grant Program in the total amount of \$66,120, for the period April 1, 1999 through March 31, 2000, 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 \$66,120, and be it

FURTHER RESOLVED, that Resolution 163 of 1999, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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. 292

By Public Works and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE TOWN OF DICKINSON FOR SALE OF GASOLINE AT THE PUBLIC SAFETY FACILITY

WHEREAS, this County Legislature, by Resolution 418 of 1998, authorized renewal of an agreement with the Town of Dickinson for the sale of gasoline at the Public Safety Facility, which expires by its terms on August 31, 1999, and

WHEREAS, Broome County requests renewal of said agreement with the Town of Dickinson on similar terms and conditions, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Dickinson, 842 Front Street, Binghamton, New York 13905 for the sale of gasoline for use in the town's vehicles for the period of September 1, 1999 through August 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the Town of Dickinson shall pay the County an amount equal to the County's cost for gasoline, plus five cents per gallon, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 030007.0032.250000 (Charges For Gas), 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. 293

By Health Services, Personnel and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AIDS SEROPREVALENCE STUDY GRANT (FORMERLY HIV SEROPREVALENCE STUDY GRANT) FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 229 of 1998, authorized and approved the HIV Seroprevalence Study Grant and adopted a program budget in the amount of \$18,000 for the period July 1, 1998 through June 30, 1999, and

WHEREAS, said grant program allows the Broome County Health Department STD Clinic to participate in a blinded AIDS Seroprevalence Study in order to expand local knowledge of the nature and scope of the AIDS epidemic among Broome County population and provide important information necessary to enhance local prevention strategies, and

WHEREAS, said grant expires by its term on June 30, 1999 and it is desired at this time to renew said grant program and to recognize the program's new name of "AIDS Seroprevalence Study Grant", now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from the New York State Department of Health, Bureau of HIV/AIDS Epidemiology, Room 729, Corning Tower, Albany, New York 12237 for the Health Department's AIDS Seroprevalence Study Program Grant for the period July 1, 1999 through June 30, 2000, 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 \$18,000 for the period July 1, 1999 through June 30, 2000, 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. 294

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Ms. Hudak

RESOLUTION ESTABLISHING RULES AND AUTHORIZING AN AGREEMENT WITH MEL MANASSE & SON, AUCTIONEERS FOR AUCTIONEER AND RELATED SERVICES FOR THE PURCHASING DIVISION'S ANNUAL AUCTION SCHEDULED FOR SEPTEMBER 25, 1999, GRIPPEN PARK, ENDICOTT, NEW YORK

WHEREAS, the Broome County Director of Purchasing requests authorization for an agreement with Mel Manasse & Son, Auctioneers for auctioneer services for the annual auction of surplus supplies, equipment, materials and vehicles on September 25, 1999, at a cost of \$1,000 for advertising expenses, \$500 for Parks Department expenses and \$500 for Division of Security expenses and five (5%) percent of the auctioneer's gross receipts, exclusive of sales taxes, for Broome County Government, and

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

WHEREAS, local officials have indicated a desire to explore the option of participating in the 1999 Annual Auction and to provide administrative and staff support if the County will waive the previously required 2.5% participation fee, now therefore be it

RESOLVED, the fee structure for all participating political subdivisions and contract agencies, including Broome Community College, shall be as follows:

- 1) Participating political subdivisions shall pay a fee of five (5%) percent of the auctioneer's gross receipts to the auctioneer, attributable to their property, exclusive of sales taxes,

and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Mel Manasse & Son, Auctioneers, 2924 U.S. Route 11, P.O. Box 738, Whitney Point, NY 13862, for auctioneer services on September 25, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall retain (from the sale of items attributed to Broome County Government) \$1,000 for advertising, mailing and other expenses; plus \$500 to be paid to the Parks Department, plus \$500 to be paid to the Division of Security, plus five (5)% percent of the auctioneer's receipts (less the \$2,000 in expenses previously noted) exclusive of sales taxes for the term of this agreement, and be it

FURTHER RESOLVED, the Broome County Comptroller is hereby authorized to review all revenues received from the auction and apportion those revenues to the appropriate departmental revenue 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. 295

By Public Safety & Emergency Services and Finance Committees Seconded by Ms. Hudak
RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY ORIENTED POLICING SERVICES UNIVERSAL HIRING #2 PROGRAM GRANT FOR THE BROOME COUNTY SHERIFF'S OFFICE AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1997-2000

WHEREAS, this County Legislature, by Resolution 158 of 1998, authorized the participation in the Community Oriented Policing Services Universal Hiring #2 Program Grant for the period October 1, 1997 through September 30, 2000 and adopted a program budget in connection therewith in the total amount of \$104,126, and

WHEREAS, said grant program provides funding for four Deputy Sheriffs, 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 and approves acceptance of an additional amount of \$130,963 from the United States Department of Justice, Office of Community Oriented Policing Services (COPS), Washington, D.C. 20530, total amount \$209,058, and be it

FURTHER RESOLVED, that the County's contribution to said program has increased \$45,219, total amount \$71,250, 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 \$280,308 for the period October 1, 1997 through September 30, 2000, and be it

FURTHER RESOLVED, that Resolution 158 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 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 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. 296

By Public Safety & Emergency Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A TRUST ACCOUNT FOR THE CONSTRUCTION AND MAINTENANCE OF AN OUTDOOR PUBLIC SAFETY TRAINING FACILITY

WHEREAS, several public safety agencies have banded together to form the Broome County Outdoor Public Safety Training Facility Committee to locate and develop a site within Broome County for training needs, and

WHEREAS, the development of a training site would provide a firearm range for area law enforcement agencies to replace the range displaced by the construction of the Broome County Public Safety Facility and other facilities required for law enforcement training, and

WHEREAS, fire officials are in need of an open area that will support fire apparatus, a fire tower and a smokehouse, which are environmentally acceptable while simulating real-life emergency conditions, and

WHEREAS, emergency medical officials are desirous of an area to train and conduct vehicle extractions and disaster training as well as a classroom area to accommodate up to 150 people, and

WHEREAS, the Director of the Broome County Security Division and the Commissioner of Finance request authorization to establish a trust account for funds contributed for the development of a safety training facility, and

WHEREAS, contributions from public and private sources will be deposited in this trust account solely for the development and maintenance of the safety training facility, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the establishment of a trust account to be known as the Security Division Trust Account, Fund 60, Subsidiary 525-525051, said trust account to be used for the receipt and disbursement of funds contributed for the advancement of the Outdoor Public Safety Training Facility, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with all laws, rules and procedures governing the use of trust accounts created by the County Legislature.

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

RESOLUTION NO. 297

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING ACCEPTANCE OF ENVIRONMENTAL HEALTH NEEDS ASSESSMENT GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999

WHEREAS, the Acting Director of Public Health requests authorization to accept a Health Needs Assessment Grant in the amount of \$6,000 from the National Association of County and City Health Officials (NACCHO) for the period June 17, 1999 through December 17, 1999, and

WHEREAS, said grant funds are channeled through NACCHO by the Federal Agency for Toxic Substance and Disease Registry (ATSDR) to assist local health departments near Superfund sites in collaborating with their communities to conduct community environmental health educational needs assessments, and

WHEREAS, said goal of this grant program is to build the capacity of local health departments to provide community environmental health education and to collaborate with community members affected by hazardous waste sites in decision making about these sites, and

WHEREAS, grant funds will be used to train staff and community members on conducting community-based assessments at suspected hazardous waste sites, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,000 from the National Association of County and City Health Officials, 1100 17th Street, NW, 2nd Floor, Washington, DC 20036, for the period June 17, 1999 through December 17, 1999, 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 \$6,000 for the period June 17, 1999 through December 17, 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).

RESOLUTION NO. 298

By County Administration, Economic Development & Planning and Finance Committees
Seconded by Ms. Hudak

RESOLUTION ADOPTING THE OFFICE FOR EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT (JTPA) SHARED COST BUDGET FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 254 of 1998, authorized and approved the Office of Employment and Training Job Training Partnership Act (JTPA) administrative budget in the amount of \$655,474 for the period July 1, 1998 through June 30, 1999, and

WHEREAS, it is desired at this time to adopt the Shared Cost Budget (previously referred to as Administrative budget) for the Office of Employment and Training, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts the Office of Employment and Training Job Training Partnership Act (JTPA) Shared Cost Budget for the period July 1, 1999 through June 30, 2000 in the amount of \$805,654, which budget is attached hereto as Exhibit "A", and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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. 299

By County Administration, Economic Development & Planning, Personnel and Finance Committees
Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE IIB SUMMER YOUTH EMPLOYMENT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1998-2001

WHEREAS, this County Legislature, by Resolution 189 of 1998, as amended by Resolution 195 of 1999, authorized and approved the acceptance of the Job Training Partnership Act (JTPA) Title IIB Grant from the New York State Department of Labor for the Office of Employment and Training and adopted a program budget in the amount of \$764,080 for the period October 1, 1997 through June 30, 2000, and

WHEREAS, said grant program provides job training and services to income eligible adults and youth in Broome, Tioga and Tompkins Counties, and

WHEREAS, it is desired at this time to renew said grant program for the Office of Employment and Training Job Training Partnership Act (JTPA) Title IIB Summer Youth Employment Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$ \$746,144 from New York State Department of Labor for the Broome County Office of Employment and Training Title IIB Summer Youth Employment Program for the period October 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 \$746,144, 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. 300

By County Administration, Economic Development & Planning and Finance Committees
Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF THE BROOME COUNTY OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT (JTPA) GRANTS AND ADOPTING PROGRAM BUDGETS IN CONNECTION THEREWITH FOR 1999-2002

WHEREAS, this County Legislature, by Resolution 255 of 1998, authorized and approved the acceptance of various Job Training Partnership Act (JTPA) grants from the New York State Department of Labor for the Broome County Office of Employment and Training and adopted program budgets in connection therewith for the period July 1, 1998 through June 30, 2001, and

WHEREAS, said grant programs provide for various work force development and training programs for the Counties of Broome, Tioga and Tompkins, and

WHEREAS, said grant programs also provide for the pass through funds for work force development and training programs in Tioga County and Tompkins County, and

WHEREAS, it is desired to renew said grant programs for the amounts indicated on Exhibit "A" for the period July 1, 1999 through June 30, 2002, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of the amounts listed in Exhibit "A" from the New York Department of Labor for the Broome County Office of Employment and Training JPTA Program for the period July 1, 1999 through June 30, 2002, 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. 301

By Finance and Public Safety & Emergency Services Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AN INCREASE OF PETTY CASH FUND FOR PROBATION ADMINISTRATION

WHEREAS, the Probation Department currently has a petty cash fund for administration, which is inadequate for its current needs, and

WHEREAS, the Director of Probation has requested an increase of \$300 of said petty cash fund in order to have funds sufficient to meet its growing daily needs for small purchases, employee training, travel and supervision expenses of less than \$50, and

WHEREAS, the Commissioner of Finance has determined that the petty cash fund should be increased by \$300, now, therefore, be it

RESOLVED, that this County Legislature hereby approves an increase for the administration petty cash fund for the Probation Department by \$300 to the total amount of \$600, and further authorizes the Commissioner of Finance to transfer \$300 to the petty cash fund previously established, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with those rules and procedures governing the use of petty cash funds created by the County Comptroller including, but not limited to, the requirement that at all times the petty cash allowance be fully accounted for in the form of cash on hand, receipts and records.

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

RESOLUTION NO. 302

By Health Services, Personnel and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF THE INFANT MORTALITY REVIEW GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 197 of 1998, authorized and approved the renewal of the Infant Mortality Review Grant for the Department of Health and adopted a program budget in the amount of \$17,000 for the period July 1, 1998 through June 30, 1999, and

WHEREAS, said grant program provides for the continued study of factors affecting infant mortality and increasing community awareness in the hopes of reducing mortality rates in Broome County, and

WHEREAS, it is desired at this time to renew said grant program, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$21,250 from New York State Department of Health, Division of Family and Local Health, Room 878, Corning Tower, Albany, New York 12237 for the Infant Mortality Review Grant for the period July 1, 1999 through September 30, 2000, 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 \$21,250, 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. 303

By Health Services and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH MOTHERS AND BABIES PERINATAL NETWORK OF SOUTH CENTRAL NEW YORK FOR STATISTICAL ANALYSIS FOR THE DEPARTMENT OF HEALTH'S INFANT MORTALITY REVIEW GRANT FOR 1999

WHEREAS, Acting Director of Public Health requests authorization for an agreement with Mothers and Babies Perinatal Network of South Central New York for statistical analysis of the Infant Mortality Review Grant for the period June 1, 1999 through August 31, 1999, at a cost not to exceed \$6,000, and

WHEREAS, said services are necessary to perform statistical analysis to identify local areas for intervention, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mothers and Babies Perinatal Network of South Central New York, 45 Lewis St., Binghamton, NY 13901 for the period June 1, 1999 through August 31, 1999, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104212 (Subcontracted Program Expense), and be it

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

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

RESOLUTION NO. 304

By Public Safety & Emergency Services, Personnel and Finance Committees
Seconded by Ms. Hudak

RESOLUTION AUTHORIZING ACCEPTANCE OF CRIME PREVENTION GRANT FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE BROOME COUNTY SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999

WHEREAS, the Broome County Sheriff requests authorization to accept an Edward Byrne Memorial Formula crime prevention program grant in the amount of \$120,000 for the period June 1, 1999 through September 30, 1999, and

WHEREAS, said grant program provides funding for a crime prevention program through the use of a mobile command post to serve as a deterrent to neighborhood crime, and crimes against senior citizens and the business community, and

WHEREAS, said grant program provides a new aggressive approach to community policing with Federal funding and local matching funds derived from confiscated drug money, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$120,000 from the New York State Division of Criminal Justice Services, Office of Funding & Program Assistance, Edward Byrne Formula Grant Unit, 4 Tower Place, Albany, New York 12203-3702 for the period June 1, 1999 through September 30, 1999, and be it

FURTHER RESOLVED, that the local share of \$40,000 will be provided by transfer of funds from the County's Forfeiture of Crime Proceeds (Drug Enforcement Funds, 525 525029), 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 \$160,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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. 305

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

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON ETHICS BOARD

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution No. 109, adopted April 20, 1971, has duly designated and appointed the following named individuals to membership on the Ethics Board, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Catherine Schaewe 805 Annabelle Street Vestal, NY 13850	New Appointment Term Expires Dec. 31, 2001

Eugene E. Peckham
12 Campbell Road
Binghamton, NY 13905

New Appointment
Term Expires Dec. 31, 2001

Richard R. Blythe
1687 NY Route 79
Windsor, NY 13865

New Appointment
Term Expires Dec. 31, 2001

and

WHEREAS, it is desired to confirm said appointments, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 109,
adopted April 20, 1971, hereby confirms the appointments of the above-named individuals to
membership on the Ethics Board for the terms indicated, in accordance with their appointment
by the County Executive.

Held over 'under the rules' by Mr. Pasquale.

RESOLUTION NO. 306

By Finance, Public Safety & Emergency Services, Health Services and Personnel Committees
Seconded by Ms. Hudak

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR THE DISTRICT ATTORNEY, HEALTH DEPARTMENT AND WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request from the District Attorney in order to
transfer funds to revise appropriations in the Aid to Prosecution Grant as requested in
BF#0001540 this County Legislature hereby authorizes the Commissioner of Finance to make
the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	330043	8010	104235	State Retirement	3,238
	330043	8030	104235	Social Security	235
	330043	8040	104235	Worker's Comp.	60
	330043	8050	104235	Life Insurance	8
	330043	8060	104235	Health Insurance	713
TO:	330043	1000	104235	Salaries, Full Time	4,254

FURTHER RESOLVED, that in accordance with a request from the Acting Director of
Health in order to transfer funds to revise appropriations in the infant Mortality Review Grant as
requested in BF#0001493 this County Legislature hereby authorizes the Commissioner of
Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1500	104212	Salaries Part-time	8,226
	480301	8010	104212	State Retirement	399
	480301	8030	104212	Social Security	629
	480301	8040	104212	Worker's Comp.	141
	480301	8050	104212	Life Insurance	7
	480301	8063	104212	Disability Insurance	5
	480301	8070	104212	Unemployment Insurance	96
TO:	480301	4457	104212	Subcontracted expense	9,503

FURTHER RESOLVED, that in accordance with a request from the Director of WPNH in
order to transfer funds to cover the position abolishment and creation in Resolution 99-203 as
requested in BF#0001379 & 0001380 this County Legislature hereby authorizes the
Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	160085	1500	204000	Salaries - Part Time	23,361
	160085	8010	204000	State Retirement	421
	160085	8030	204000	Social Security	1,788
	160085	8040	204000	Worker's Comp.	351
	160085	8050	204000	Life Insurance	22
	160085	8060	204000	Health Insurance	2,845
	160085	8063	204000	Disability Insurance	65
	160085	8070	204000	Unemployment Insurance	187
TO:	160184	1000	204000	Salaries, Full Time	23,361
	160184	8010	204000	State Retirement	421
	160184	8030	204000	Social Security	1,788
	160184	8040	204000	Worker's Comp.	351
	160184	8050	204000	Life Insurance	22
	160184	8060	204000	Health Insurance	2,845
	160184	8063	204000	Disability Insurance	65
	160184	8070	204000	Unemployment Insurance	187

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

RESOLUTION NO. 307

By Personnel, Health Services, County Administration, Economic Development & Planning and Finance Committees Seconded by Ms. Hudak

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR CASA AND INFORMATION TECHNOLOGY

RESOLVED, that in accordance with a request from the Director of CASA as contained in PCR#99-239, this County Legislature hereby authorizes the abolishment of (1) Public Health Nurse position, Full Time, at budget line 680033.1000.101000, minimum salary of \$27,169, Grade 17, Union CSEA, and the creation of (1) Sr. Registered Professional Nurse position, Full Time, at budget line 680033.1000.101000, minimum salary of \$25,829, Grade 16 Union CSEA effective date 6/21/99, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Information Technology as contained in PCR#99-249, this County Legislature hereby authorizes the upgrade of (1) Systems Analyst position, Full Time, at budget line 370007.1000.101000, minimum salary of \$38,630, Grade 24, Union BAPA, to (1) Systems Analyst position, Full Time, at budget line 370007.1000.101000, minimum salary of \$42,998, Grade 26, Union BAPA, effective date 6/21/99, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Information Technology as contained in PCR#99-235, this County Legislature hereby authorizes the change of (1) Computer Programmer position, Part Time, at budget line 370007.1500.101000, minimum salary of \$30,140 FTE, Grade 20, Union CSEA, to (1) Computer Programmer position, Full Time, at budget line 370007.1000.101000, minimum salary of \$30,140, Grade 20, Union CSEA, effective date 6/21/99.

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

RESOLUTION NO. 308

By County Administration, Economic Development & Planning Committee
Seconded by Ms. Hudak

RESOLUTION REQUESTING NEW YORK STATE LEGISLATURE SUPPORT AND FUNDING FOR CONSTRUCTION OF A BRIDGE CONNECTING THE TOWN OF UNION AND THE TOWN OF VESTAL IN BROOME COUNTY, NEW YORK

WHEREAS, elected municipal and county officials representing the Town of Union and the Town of Vestal have ardently expressed support for construction of a bridge that would connect those two municipalities and serve as an interchange with Route 17/Interstate 86, and

WHEREAS, as the two largest populated non-city municipalities in Broome County, the Town of Union and the Town of Vestal have a combined residential population that represents approximately 40 percent of Broome County's total population and which generates heavy regional traffic flow, and

WHEREAS, construction of a proposed Town of Union-Town of Vestal bridge would help to relieve the current traffic congestion of 27,000 to 30,000 daily drivers on Vestal's Route 434, and would also address future traffic growth resulting from area retail growth and an enrollment increase of 3,000 additional students at the SUNY campus located on Route 434, and

WHEREAS, in addition to providing more direct access between the Town of Union and the Town of Vestal, the proposed bridge would improve driver safety by decreasing traffic volume on Route 434 and by serving as an intramunicipal connection alternative to the Route 201 traffic circle in the Village of Johnson City and the Route 26 crossing between the Town of Vestal and the Village of Endicott, and

WHEREAS, the proposed bridge between the Hooper Road area in Union and the African Road/Sycamore Road area in Vestal would provide more direct access from Route 17/Interstate 86 to a Vestal area experiencing notable development and business growth, and thereby would facilitate travel and further enhance regional economic growth, and

WHEREAS, when included in the New York State Department of Transportation twelve year project program, the proposed Town of Union-Town of Vestal bridge will likely be subject to a project development time frame of five to six years, now, therefore be it

RESOLVED, the Broome County Legislature respectfully requests the New York State Legislature's assistance by endorsing the proposed bridge construction, accelerating the time line for project development and construction, and approving State funding for construction of a bridge that would connect the Town of Union and Town of Vestal by traversing the Susquehanna River at a point located west of the Route 201 traffic circle and east of Route 26, and, be it

FURTHER RESOLVED, that a copy of this resolution be sent to the Honorable George Pataki, Governor; Honorable Joseph Bruno, Majority Leader of the Senate; Honorable Sheldon Silver, Speaker of the Assembly; Honorable Thomas Libous, State Senator; Honorable Robert Warner, Member of the Assembly; and Honorable Jay Dinga, Member of the Assembly.

Mr. Hull moved to call the question, seconded by Mr. Pasquale. Mr. Pasquale then withdrew his second. Mr. Hull moved again to call the question, seconded by Mr. O'Day. **Motion to call the question carried**, Ayes-12 (Holley, Howard, Hudak, Hull, Kolba, Lupardo, Miller, Nannery, O'Day, Sweet, Wike, Schofield), Nays-6 (Brunza, Burger, Kavulich, Mather, Pasquale, Whalen), Absent-1 (Shafer). **Resolution carried**, Ayes-17, Nays-1 (Whalen), Absent-1 (Shafer).

RESOLUTION NO. 309

By Health Services, Community & Social Services and Finance Committees
Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH SUNY HEALTH SCIENCE CENTER FOR MEDICAL DIRECTOR SERVICES FOR THE HEALTH DEPARTMENT AND DEPARTMENT OF SOCIAL SERVICES FOR 1999

WHEREAS, the Acting Director of the Broome County Health Department requests authorization for an agreement with the SUNY Health Science Center Binghamton Clinical

Campus for Medical Director services for the Departments of Health and Social Services for the period June 1, 1999 through December 31, 1999, at a cost not to exceed \$45,360, and

WHEREAS, said services are necessary to establish a new and enhanced role for the Medical Director's time on site for the Departments of Health and Social Services, and

WHEREAS, said Medical Director's responsibilities will include, among others, the development of policy and procedures for patient care and the Medicaid Managed Care (Max) Program, evaluating public health needs, review and supervising Health Department services, providing consultation and advice in Social Services needs assessment, operational issues and program evaluation and monitoring the MAX Program participant practice patterns, and

WHEREAS, the Medical Director services will be shared between the Health Department (25%), the Department of Social Services (25%) and the HSC Binghamton Clinical Campus (50%), and

WHEREAS, the County's share of the total cost will not exceed \$45,360, which will be paid through the Health Department with the Department of Social Services paying its share through the chargeback system, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the SUNY Health Science Center Binghamton Clinical Campus, 425 Robinson Street, Binghamton, NY 13901, for the period June 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 \$45,360 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480012.4715.101000 (Other Health & Medical Services), and be it

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

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

RESOLUTION NO. 310

By Finance Committee

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BOYD-ENDICOTT-SIMMONS-TWOMEY, INC. FOR BROOME COUNTY INSURANCE COVERAGE FOR 1999-2000

WHEREAS, this County Legislature, by Resolution 272 of 1998, as amended by Resolution 401 of 1998, authorized an agreement with Boyd-Endicott-Simmons-Twomey, Inc. for insurance coverage for Broome County for the period July 1, 1998 through June 30, 1999, and

WHEREAS, said services are necessary to procure insurance for County owned property, and

WHEREAS, said agreement expires by its terms on June 30, 1999 and it is desired at this time to renew said agreement on substantially similar terms and conditions, with an increase in cost and coverage, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Boyd-Endicott-Simmons-Twomey, Inc., 3121 Watson Boulevard, Endwell, New York 13760 for insurance coverage for the period July 1, 1999 through June 30, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$47,856 for property damage coverage, \$16,550 for inland marine (equipment and buses) coverage, \$1,190 for boiler and machinery coverage and \$4,100 for Electronic Data Processing coverage for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4521.254000 (Insurance Premiums), and be it

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

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

RESOLUTION NO. 311

By Public Safety & Emergency Services and Finance Committees Seconded by Ms. Hudak
RESOLUTION AUTHORIZING ACCEPTANCE OF CRIMINAL JUSTICE RECORDS IMPROVEMENT PROGRAM GRANT FOR THE DISTRICT ATTORNEY FOR THE PERIOD JULY 1, 1999 THROUGH JUNE 30, 2000

WHEREAS, the District Attorney requests authorization to accept a Criminal Justice Records Improvement Program Grant from New York State in the amount of \$22,000, and

WHEREAS, said grant program will provide a new case management system which will be Y2K compliant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a Criminal Justice Records Program Grant from the New York State Division of Criminal Justice Services in the amount of \$22,000 for the period July 1, 1999 through June 30, 2000 , 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 \$22,000 for the period July 1, 1999 through June 30, 2000, and be it

FURTHER RESOLVED, that the County will match the grant with twenty-five percent of the total funds, or \$7,333 to be paid from the 1999 capital project Computer Equipment Replacement and Enterprise Server, budget line 370031.2850.502301 (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, 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. 312

By County Administration, Economic Development & Planning and Finance Committees
Seconded by Ms. Hudak

RESOLUTION AUTHORIZING BROOME COUNTY COMMISSIONER OF PLANNING AND ECONOMIC DEVELOPMENT TO SUBMIT AN APPLICATION TO AMEND THE BROOME COUNTY ECONOMIC DEVELOPMENT ZONE

WHEREAS, pursuant to Local Law Permanent No. 2 of 1999 Broome County submitted an application to New York State for a new Economic Development Zone covering an area of up to two (2) square miles located in the Town of Kirkwood and the City of Binghamton which application was approved, and

WHEREAS, the boundaries of the Broome County EDZ are as follows:

Beginning at a point where the northerly extension of the centerline of Broad Avenue intersects the municipal boundary between the City of Binghamton and the Town of Dickinson,

thence Southeast along this municipal boundary to the point of its intersection with the centerline of Bigelow Street,

thence South along the centerline of Bigelow Street to its intersection with the southern boundary of the right of way of Interstate 81/NY State Route 17,

thence Northwest and west along the southern boundary of this right of way to its intersection with the centerline of Moeller Street,

thence South along the centerline of Moeller Street to its intersection with the westerly extension of the northern property line of City of Binghamton tax parcel number 161.22-1-12,

thence East along the northern property lines of City of Binghamton tax parcels numbered 161.22-1-12, 161.22-1-36, 161.22-1-34, 161.22-1-32, 161.22-2-12, 161.22-2-11, 161.22-2-9, 161.22-2-33, 161.22-2-30, 161.22-2-29, 161.22-2-48, 161.23-1-11, 161.23-1-10, 161.23-1-9, 161.23-1-8, 161.23-1-21, 161.23-1-20, 161.23-1-19, 161.23-1-30, 161.23-2-13, 161.23-2-10, 161.23-2-9, 161.23-2-8, 161.23-2-28, 161-23-72-27, 161.23-2-26, 161.23-2-42, 161.24-1-6, 161.24-2-1, 161.24-2-2 crossing Howard Avenue, Mason Avenue, Gaylord Street, Bigelow Street, Riverside Street, Glen Avenue, Mulford Street, Fairview Avenue, Berwick Avenue, and Haskins Avenue, to the northeast corner of City of Binghamton tax parcel number 161.24-2-2 (all of the listed properties fronting upon the northern side of Court Street),

thence South along segments of the eastern property lines of City of Binghamton tax parcel numbers 161.24-2-2 and 161.24-2-14 and its southerly extension to the centerline of Court Street,

thence East along the centerline of Court Street, designated as US Route 11, crossing the municipal boundary between the City of Binghamton and the Town of Kirkwood to the intersection of Court Street with Loughlin Road and Barlow Road,

thence East along the centerline of Barlow Road to the point of the intersection with the southerly extension of the western property line of Town of Kirkwood tax parcel number 162.05-2-30,

thence North along the western property lines of Town of Kirkwood tax parcels numbered 162.05-2-30 and 146.17-2-58 to the southwestern boundary of the right of way of Interstate 81/NY State Route 17,

thence East and Southeast along the southwestern boundary of the right of way of Interstate 81/NY State Route 17 to its intersection with the centerline of Colesville Road, designated County Road 52,

thence Northeast along the centerline of Colesville Road to its intersection with the westerly extension of the northern property line of Town of Kirkwood tax parcel number 162.01-1-4,

thence East along the northern property lines of Town of Kirkwood tax parcels numbered 162.01-1-4, 162.01-1-5, 162.01-1-6, 162.02-1-1, 146.04-1-56, 146.04-1-55, 162-02-1-2, 146.04-1-54, 146.04-1-53, 146.04-1-52, 146.04-1-51, 146.04-1-50, 162.02-1-9 to the northeast corner of Town of Kirkwood tax parcel number 162.02-1-9,

thence South along the eastern property line of Town of Kirkwood tax parcel number 162.02-1-9 to the southeast corner of this parcel,

thence East along the southern boundary of this same parcel to its southwest corner,

thence South along the eastern boundaries of Town of Kirkwood tax map parcels numbered 162.02-1-37, 162.02-1-36, and 162.02-1-35 to the point of intersection of the eastern boundary of tax map parcel 162.02-1-35 and the northern boundary of the right of way of Interstate 81/NY State Route 17,

thence West along the northern boundary of the right of way of Interstate 81/NY State Route 17 to the crossing of Stanley Hollow Creek,

thence South along the course of Stanley Hollow Creek to its confluence with the Susquehanna River,

thence West along the north Bank of the Susquehanna River to the point where the southerly extension of the centerline of Ely Street in the City of Binghamton intersects with the north bank of the Susquehanna River,

thence North along the centerline of Ely Street and its southerly extension to the point of intersection with the westerly extension of the northern property line of City of Binghamton tax parcel number 161.21-1-25,

thence East along the northern property line of City of Binghamton tax parcel number 161.21-1-25 and its easterly extension to the centerline of Broad Avenue,

thence North along the centerline of Broad Avenue and its northerly extension to the municipal boundary between the City of Binghamton and the Town of Dickinson, the point of beginning.

WHEREAS, various parcels of land, such as 5 Mile Point Industrial Park, Willow Run Foods and nearby businesses in the Town of Kirkwood, as well as the former Kmart building in the Town of Vestal, which are well suited for industrial and commercial development are not currently in the existing EDZ, and

WHEREAS, in order to include these properties and not exceed two (2) square miles a portion of the existing EDZ must be removed from the Broome County EDZ, and

WHEREAS, the proposed properties to be removed from the Economic Development Zone are municipal parks, New York State Department of Transportation or residential properties and do not benefit from being included in said Economic Development Zone to the same degree as the industrial properties, and

WHEREAS, the legislatures of the Town of Kirkwood, Broome County, City of Binghamton and Town of Vestal must agree to any amendments to the Economic Development Zone for the same to take effect, and

WHEREAS, public notice of the proposed boundary amendments must be given and a public hearing held, now, therefore, be it

RESOLVED, that this County Legislature hereby requests approval from the New York State Commissioner of Economic Development to amend the boundaries of the Broome County Economic Development Zone to include the following desirable parcels:

Starting Point 1: Beginning at a point where the northerly extension of the centerline of Broad Avenue intersects the municipal boundary between the City of Binghamton and the Town of Dickinson

thence southeast along this municipal boundary to the point of its intersection with the centerline of Bigelow Street,

thence south along the centerline of Bigelow Street to its intersection with the southern boundary of the right of way of Interstate 81/NY State Route 17,

thence northwest and west along the southern boundary of this right of way to its intersection with the centerline of Moeller Street,

thence south along the centerline of Moeller Street to its intersection with the westerly extension of the northern property line of City of Binghamton tax parcel number 161.22-1-12,

thence east along the northern property lines of City of Binghamton tax parcels numbered 161.22- 1 -12, 161.22-1-36, 161.22-1-34, 161.22-1-32, 161.22-2-12, 161.22-2-11, 161.22-2-9, 161.22-2-33, 161.22-2-30, 161.22-2-29, 161.22-2-48, 161.23-1-11, 161.23-1-10, 161.23-1-9, 161.23-1-8, 161.231-21, 161.23-1-20, 161.23-1-19, 161.23-1-30, 161.23-2-13, 161.23-2-10, 161.23-2-9, 161.23-2-8, 161.23-2-28, 161.23-2-27, 161.23-2-26, 161.23-2-42, 161.24-1-6, 161.24-2-1, 161.24-2-2 crossing Howard Avenue, Mason Avenue, Gaylord Street, Bigelow Street, Riverside Street, Glen Avenue, Milford Street, Fairview Avenue, Berwick Avenue, and Haskins Avenue, to the northwest corner of City of Binghamton tax parcel number 161.24-2-2 (all of the listed properties front upon the northern side of Court Street),

thence south along segments of the eastern property lines of City of Binghamton tax parcels numbers 161.24-2-2 and 161.24-2-14 and its southerly extension to the centerline of Court Street,

thence east along the centerline of Court Street, designated as US Route 11, crossing the municipal boundary between the City of Binghamton and the Town of Kirkwood to the intersection of Court Street with Loughlin Road and Barlow Road,

thence east along the centerline of Barlow Road to the point of the intersection with the southerly extension of the western property line of Town of Kirkwood tax parcel number 162.05-2-8,

thence north along the western property lines of Town of Kirkwood tax parcel number 162.05-2-8, east along the northern lot line of Town of Kirkwood tax parcel number 162.05-2-8, north along the western lot line of Town of Kirkwood tax parcel number 162,05-2-5, to the southwestern boundary of the right of way of Interstate 81 /NY State Route 17,

thence east and southeast along the southwestern boundary of the right of way of Interstate 81/NY State Route 17 to its intersection with the centerline of Colesville Road, designated county Road 52,

thence northeast along the centerline of Colesville Road to its intersection with the westerly extension of the northern property line of Town of Kirkwood tax parcel number 162.01-1-4,

thence east along the northern property lines of Town of Kirkwood tax parcels numbered 162. 01-1-4, 162.01-1-5, 162.01-1-6, 162.02-1-1, 146.04-1-56, 146.04-1-55, 162.02-1-2, 146.04-1-54, 146.041-53, 146.04-1-52, 146.04-1-51, 146.04-1-50, 162.02-1-9 to the northeast corner of Town of Kirkwood tax parcel number 162.02-1-9,

thence south along the eastern property line of Town of Kirkwood tax parcel number 162.02-1-9 to the southeast corner of this parcel,

thence west along the southern boundary of this same parcel to its southwest corner,

thence south along the eastern boundaries of Town of Kirkwood tax map parcels numbered 162.02-1-37, 162.02-1-36, and 162.02-1-35 to the point of intersection of the eastern boundary of tax map parcel 162.02-1-35 to the northern boundary of the right of way of Interstate 81/NY State Route 17,

thence west along the northern boundary of the right of way of Interstate 81/NY State Route 17 to the crossing of Stanley Hollow Creek,

thence south along the course of Stanley Hollow Creek to its intersection with NY Route 17, west along NY Route 17 to its intersection with the centerline of US Route 11 (Court Street), east along the centerline of US Route 11 to the western lot line of Town of Kirkwood tax map parcel 162.04-1-11,

thence northeast along the western lot line of Town of Kirkwood tax map parcel 162.04-1-11 until its intersection with the southern lot line of Town of Kirkwood tax map parcel 162.15-2-12, west along the southern lot line of Town of Kirkwood tax map parcel 162.15-2-12, north along the western lot line of Town of Kirkwood tax map parcel 162.15-2-12, east along the northern lot line of Town of Kirkwood tax map parcel 162.15-2-12, south along the eastern lot line of Town of Kirkwood tax map parcel 162.15-2-12 until its intersection with Town of Kirkwood tax map parcel 162.04-1-11, east along the northern lot line of Town of Kirkwood tax map parcel 162.04-1-11, south along the eastern lot line of Town of Kirkwood tax map parcel 162.04- 1 -11 and its southerly extension to the centerline of Grosset Drive, southwest along the centerline of Grosset Drive and its extension to the centerline of US Route 11 (Court Street),

thence west along the centerline of US Route 11 (Court Street) to the extension of the southwestern lot line of Town of Kirkwood tax parcel number 178.02-1-2, southwest along the extension of the southwestern lot line of Town of Kirkwood tax parcel number 178.02-1-2 and along the lot line until the north bank of the Susquehanna River,

thence west along the north bank of the Susquehanna River to the point where the north bank of the Susquehanna River intersects the municipal boundary of the City of Binghamton and the Town of Kirkwood,

thence north to the northernmost boundary of the Norfolk Southern right of way,

thence east along the northernmost lot line of the Norfolk Southern right of way to the intersection of the northernmost lot line of the Norfolk Southern right of way and the southerly extension of the centerline of Ely Street,

thence north along the centerline of Ely Street and its southerly extension to the point of intersection with the westerly extension of the northern property line of City of Binghamton tax parcel 1211057,

thence east along the northern property line of City of Binghamton tax parcel number 1211057 and its easterly extension to the centerline of Broad Avenue,

thence north along the centerline of Broad Avenue and its northerly extension to the westerly extension of the southern lot line of City of Binghamton tax parcel number 1314057,

thence west along the southern lot line of City of Binghamton tax parcel 1314057 until the eastern extension of the southern lot line of City of Binghamton tax parcel 1314050,

thence north along the western lot line of City of Binghamton tax parcel 1314050 until its

intersection with the southern lot line of City of Binghamton tax parcel 1316200,
thence west along the southern lot line of City of Binghamton tax parcel 1316200,
thence north along the western lot lines of City of Binghamton tax parcels 1316200 and 1316061,
thence east along the northern lot line of City of Binghamton tax parcel 1316061,
thence north along the western lot line of City of Binghamton tax parcel 1316061,
thence east along the northern lot line of City of Binghamton tax parcel 1316061,
thence northwest along the western lot line of the D and H Railroad right of way until its intersection with the southern lot line of City of Binghamton tax parcel 1319006,
thence west along the southern lot line of City of Binghamton tax parcel 1319006, north along the western lot line of City of Binghamton tax parcel 1319006, thence northeast along the northern lot line of City of Binghamton tax parcel 1319006, thence north along the western lot line of City of Binghamton tax parcel 1319006, east along the northern lot line of City of Binghamton tax parcel 1319006, south along the western lot line of City of Binghamton tax parcel 1319006, east along the northern lot line of City of Binghamton tax parcel 1319006 and its easterly extension until its intersection with the eastern lot line of the D and H Railroad right of way,
thence south along the eastern lot line of the D and H railroad right of way until its intersection with the northern lot line of City of Binghamton tax parcel 1318050, east along the northern lot line of City of Binghamton tax parcel 1318050, southeast and east along the eastern lot lines of City of Binghamton tax parcel 1318050, west along the southern lot line of City of Binghamton tax parcel until its intersection with the eastern lot line of the D and H Railroad right of way,
thence south along the eastern lot line of the D and H Railroad right of way until its intersection with the northern lot line of City of Binghamton tax parcel 1318051, east along the northern lot line of City of Binghamton tax parcel and its easterly extension to the centerline of Broad Street,
thence north along the centerline of Broad Street and its northerly extension to the municipal boundary between the City of Binghamton and the Town of Dickinson, Starting Point 1.

Starting Point 2: The following tax parcel will be removed from the EDZ: Beginning at the northwest corner of Town of Kirkwood tax parcel number 162.05-2-30, thence east along the northern lot line of Town of Kirkwood tax parcel number 162.05-2-30, thence south along the eastern lot line of Town of Kirkwood tax parcel number 162.05-2-30, thence north and west along the southern lot line of Town of Kirkwood tax parcel number 162.05-2-30, north along the eastern lot line of Town of Kirkwood tax parcel number 162.05-2-30 until Starting Point 2.

Starting Point 3: The following tax parcels will be added to the Broome County EDZ: Beginning at the northwest corner of City of Binghamton tax parcel number 6C-2, east along the northern lot line of City of Binghamton tax parcel numbers 6C-2 and 6C-5 and its easterly extension, east along the northern lot lines of City of Binghamton tax parcels 6C-6, 638050, 638051, and 638052. Thence south along the eastern lot line of City of Binghamton tax parcel number 638052, west along the southern lot lines of City of Binghamton tax parcels 638052, 638051, 6C-6 and its westerly extension and 6C-5. Thence north along the western lot lines of City of Binghamton tax parcel number 6C-5 and 6C-2 to Starting Point 3.

Starting Point 4: A portion of Town of Vestal tax parcel 159.15-2-21 will be added to the Broome County EDZ. The portion to be added is the 71,120 square foot portion of the plaza formerly occupied by the K-Mart store. Beginning at a point 387 +/- feet from the northern lot line of Town of Vestal tax parcel 159.15-2-21 and 153 +/- feet from the western lot line of Town of Vestal tax parcel 159.15-2-21 (Starting Point 4), thence west 274 +/- feet, south 242 +/- feet, east 251 +/- feet, north 39 +/- feet, west 23 +/- feet, and north 203 +/- feet to Starting Point 4.
and be it

FURTHER RESOLVED, that the Broome County Commissioner of Planning and Economic Development is hereby directed to hold a public hearing upon public notice in connection with the proposed amendments of the boundary lines of the Broome County

Economic Development Zone and to forward copies of this Resolution to the Town of Vestal, Town of Kirkwood, City of Binghamton and the New York State Commissioner of Economic Development.

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

RESOLUTION NO. 313

By Public Works and Finance Committees

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING A PERMANENT EASEMENT AGREEMENT WITH NEW YORK STATE ELECTRIC & GAS CORPORATION FOR A PIPELINE EASEMENT LOCATED IN THE TOWN OF KIRKWOOD

WHEREAS, the Department of Public Works has requested authorization of an easement to New York State Electric & Gas Corporation through land owned by Broome County located on Francis Street and Crescent Drive in the Town of Kirkwood to upgrade its gas facilities by the installation of a gas regulator, and

WHEREAS, the Department of Public Works has determined that granting this easement would not interfere with the existing land use, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the granting to New York State Electric & Gas Corporation, P. O. Box 3607, Binghamton, New York 13902 of a permanent easement running through land owned by Broome County in the Town of Kirkwood, as more fully shown on a map annexed hereto as Exhibit "A," and be it

FURTHER RESOLVED, that the Contractor shall pay to the County an amount of \$2,000 in consideration for said easement, and be it

FURTHER RESOLVED, that the revenue above shall be credited to budget line 030015.0027.101000 (DPW Administration-Miscellaneous Revenue), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, deeds, 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. 314

By Finance Committee

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SMITH WILSON BROS. FOR INSURANCE COVERAGE FOR THE BINGHAMTON REGIONAL AIRPORT OPERATIONS FOR 1999 AND 2000

WHEREAS, this County Legislature, by Resolution 273 of 1998, authorized an agreement with Smith Wilson Bros. for the period July 1, 1998 through June 30, 1999 at a cost not to exceed \$35,500, and

WHEREAS, said services are necessary to provide insurance coverage for airport operations, and

WHEREAS, said agreement expires by its terms on June 30, 1999, and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Smith Wilson Bros., P.O. Box 709, Johnson City, New York 13790 for insurance coverage for the Binghamton Regional Airport for the period July 1, 1999 through July 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$35,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4521.254000 (Insurance Premiums), and be it

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

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

RESOLUTION NO. 315

By Personnel and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING THE DEFENSE AND INDEMNIFICATION OF COUNTY OFFICERS AND EMPLOYEES

WHEREAS, Section 18 of the Public Officers Law authorizes the County Legislature to provide for the defense and indemnification of County employees in civil actions or proceedings arising out of any alleged act or omission which occurred or allegedly occurred while the employee was acting within the scope of the employee's public employment or duties, and

WHEREAS, the County Attorney recommends that this County Legislature provide for such defense and indemnification to County employees and officers, now, therefore, be it

RESOLVED, that this County Legislature hereby agrees to confer the benefits of Section 18 of the Public Officers Law upon the employees of Broome County and to be held liable for the costs incurred under the provisions thereof, and be it

FURTHER RESOLVED, that the term "employee" shall include any member of a public board or commission, trustee, commissioner, director, officer, employee, volunteer expressly authorized to participate in a publicly sponsored volunteer program, or any person holding a position by election, appointment or employment in the service of Broome County, whether or not compensated, but shall not include an independent contractor. The term "employee" shall include a former employee or the estate or judicially appointed personal representative of a former employee, 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.

Mr. Mather made a motion, seconded by Ms. Hudak, to amend the resolution to include in the first FURTHER RESOLVED paragraph immediately following "...but shall not include an independent contractor." the following sentence: "The term "employee" shall include a trustee or employee of the Broome County Public Library." **Amendment carried**, Ayes-18, Nays-0, Absent-1 (Shafer). Mr. Hull made a motion to call the question, seconded by Mr. Pasquale. Mr. Pasquale then withdrew his second. Mr. Hull made another motion to call the question, seconded by Mr. O'Day. **Motion to call the question carried**, Ayes-13 (Holley, Howard, Hudak, Hull, Kolba, Lupardo, Miller, Nannery, O'Day, Sweet, Whalen, Wike, Schofield), Nays-5 (Brunza, Burger, Kavulich, Mather, Pasquale), Absent-1 (Shafer). **Resolution as amended carried**, Ayes-18, Nays-0, Absent-1 (Shafer).

RESOLUTION NO. 316

By Finance and Public Works Committees

Seconded by Mr. Miller

RESOLUTION AMENDING THE 1999 CAPITAL IMPROVEMENT PROGRAM

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502314	COB Chiller Replacement	305,000	0	0	305,000

<u>Year Start</u>	<u>How Financed:</u>		
	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1999	N/A	0	305,000

TO:		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502327	Public Safety Facility Repairs	207,000	0	0	207,000

How Financed:			
<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1999	10	0	207,000

Description: This project is to fund unanticipated repairs/maintenance/renovations at the Public Safety Facility to better maintain operations. Also addresses current deficiencies. Money to be spent on the Public Safety Facility is broken into three (3) groups:

1. Repairs the cost of which the Law Department will try to recoup from either the architect, construction manager, contractors, or vendors.
2. Normal maintenance repairs, or
3. Operational improvements.

a.	Reimbursable repairs		
i.	Sanitation drain		15,000
ii.	Expansion compensators	60,000	
iii.	HVAC balancing		27,000
iv.	Floor patching		15,000
v.	Painting		30,000
vi.	Kitchen cooker		<u>7,000</u>
	Subtotal	154,000	
b.	Normal maintenance repairs		
i.	Counter tops		7,000
ii.	Well crack repair (expansion joints)		10,000
iii.	New grading		1,000
iv.	Covers for cooling towers		4,000
v.	Repairs to carousel		<u>6,000</u>
	Subtotal	28,000	
c.	Operational Improvements		
i.	Double bunks		<u>25,000</u>
	Subtotal		25,000
	TOTAL		<u>207,000</u>

TO:		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502326	Courthouse Repairs and Rehabilitation	78,000	0	0	78,000

How Financed:			
<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1999	10	0	78,000

Description: This project is to fund repairs and rehabilitation of the County Courthouse. To include but not limited to repairs to the portico, steps, windows, and gutters and downspouts with anticipated breakdown as follows:

a. Portico	15,000
b. Steps	50,000
c. Windows	8,000
d. Gutters and downspouts	5,000

TO:		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502328	County Buildings Renovations	20,000	0	0	20,000

How Financed:			
<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1999	10	0	20,000

Description: This project is to fund unanticipated renovations and minor repairs to County Facilities to maintain operations, conform to code and adapt to change. Assumes Class B buildings.

Mr. Wike moved, seconded by Mr. Burger, to amend this resolution to include the following sentence with regard to the Public Safety Facility lists: "If any one of the items listed above in this resolution, upon review, may be deemed reimbursable, it will be moved to the reimbursable category." **Amendment carried**, Ayes-17, Nays-0, Absent-2 (Shafer, Whalen). **Resolution as amended carried**, Ayes-17, Nays-0, Absent-2 (Shafer, Whalen).

RESOLUTION NO. 317

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

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH NTS DATA SERVICES, INC. FOR THE BOARD OF ELECTIONS

WHEREAS, this County Legislature, by Resolution 454 of 1993, authorized an agreement with NTS Data Services, Inc. for installation of hardware, software, backfile conversion and poll book printing services for the period October 1, 1993 through January 31, 1998 at an amount not to exceed \$100,000, and

WHEREAS, said agreement expired by its terms on January 31, 1998, and it is desired at this time to renew said agreement to include an upgrade, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with NTS Data Services, Inc., 1342 Military Road, Niagara Falls, New York 14304 for the period June 1, 1999 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$91,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 410001.4747.101001 (Other Fees for Services) and 410001.2850.101001 (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-17, Nays-0, Absent-2 (Shafer, Whalen).

RESOLUTION NO. 318

By Finance Committee

Seconded by Mr. Miller

RESOLUTION AMENDING THE 1997 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 1997 Capital Improvement Program is hereby amended as follows:

FROM:			Estimated Construction Cost:		
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502293	Transit System Improvements	170,000	170,000	0	0

How Financed:	
<u>Year Start</u>	<u>YPU</u>
1997	N/A

TO:			Estimated Construction Cost:		
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
502293	Transit System Improvements	310,000	310,000	0	0

How Financed:	
<u>Year Start</u>	<u>YPU</u>
1997	N/A

Comments: State has provided \$140,000 of additional non-matching funds to complete bus wash purchase, parking lot improvements, air conditioning repair, etc.

The Budget Office, Comptroller and Commissioner of Finance are authorized to process any transfers of funds necessary to carry out the intent of this resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Shafer, Whalen).

RESOLUTION NO. 319

By Finance and County Administration, Economic Development & Planning Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING THE PAYMENT OF \$15,000 TOWARD AN ECONOMIC IMPACT STUDY OF THE REDESIGNATION OF NEW YORK STATE ROUTE 17 AS INTERSTATE 86

WHEREAS, the Congress of the United States, as part of the adoption of the Transportation Efficiency Act for the 21st Century (TEA-21), authorized designation of New York State Route 17, from its interchange with Interstate 90 near Erie, Pennsylvania to its interchange with Interstate 87 near Harriman, New York to be a new Interstate 86, and

WHEREAS, Senators Moynahan and Schumer and Congressmen Hinchey and Houghton have expressed concern that there may be unnecessary delays in the full designation of Interstate 86 which could mitigate against the positive economic impact intended by this designation, and

WHEREAS, this Legislature, by Resolution 210 of 1999, wholeheartedly endorsed the redesignation of New York State Route 17 as Interstate 86, and

WHEREAS, this Legislature, by Resolution 210 of 1999, requested that Joseph Boardman, Commissioner of Transportation of the State of New York take such actions as may be appropriate to assure that the full designation of Interstate 86 be accomplished at the earliest possible time so that the Southern Tier may fully realize the positive economic impacts of said designation, and

WHEREAS, all Counties, through which New York State Route 17 extends from Harriman, New York to Erie, Pennsylvania, expect an economic upturn from the redesignation, and

WHEREAS, the impact of this economic upturn can best be determined by a study documenting the positive economic changes to these Counties, and

WHEREAS, these Counties have decided to pool their resources to conduct an economic impact study, and

WHEREAS, the total cost of this study is estimated at \$60,000 with Broome County's share of the cost not to exceed \$15,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an economic impact study agreement with New York State Counties, through which New York State Route 17 extends, for the period July 1, 1999 through June 30, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, Broome County shall pay an amount not to exceed \$15,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized will be provided by the transfer of funds from the County's Contingency Account (900084.4752.101000), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Shafer, Whalen).

RESOLUTION NO. 320

By All Members

Seconded by Mr. Miller

RESOLUTION OF CONDOLENCE ON THE DEATH OF CAROLINE S. CAPPELLO

WHEREAS, former Broome County Legislator from the Ninth Legislative District, Caroline S. Cappello passed away on the 12th day of June, 1999, and

WHEREAS, the late Caroline S. Cappello served the citizens of Broome County in many capacities during her life, including the United States Army, Mayor of the Village of Deposit from 1979 to 1985, member of the Broome County Legislature from the Ninth District from 1985 to 1988, Secretary of the New York Association for the Learning Disabled, member of the Broome County Association of Towns & Villages, and membership in the American Legion, Phi Theta Kappa, Monday Afternoon Club and the Order of the Eastern Star in Deposit, and

WHEREAS, during the course of her public service as a member of the Broome County Legislature, Caroline S. Cappello served on many committees, including:

- Chair of the County Administration, Economic Development & Planning Committee
- Member of the Education, Culture, Recreation and Environment Committee
- Member of the Health and Human Services Committee
- Member of the Finance Committee

WHEREAS, Caroline S. Cappello will long be remembered for her willingness to serve her country and her community and for her integrity of character and clear judgment in the conduct of the affairs of this County and the Village of Deposit, and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County Community, wishes to record its condolences in the official proceedings of this body, now, therefore, be it

RESOLVED, that the members of this County Legislature hereby recognize the loss of Caroline S. Cappello and extend their sincere sympathy to her family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this resolution in the minutes of the Regular Session of the County Legislature held on June 17, 1999 and to transmit a copy of this resolution to the family of the late Caroline S. Cappello.

Carried, Ayes-17, Nays-0, Absent-2 (Shafer, Whalen).

Mr. Pasquale moved to adjourn, seconded by Mr. Howard. **Motion to adjourn carried**, Ayes-17, Nays-0, Absent-2 (Shafer, Whalen). Meeting adjourned at 8:21pm.

