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**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, DECEMBER 19, 2002**

The Legislature convened at 5:04 p.m. with a call to order by the Chair, Daniel A. Schofield. The Deputy Clerk, Laurie L. Tracy, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

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. Wike made a motion, seconded by Mr. Burger, that the minutes of the November 21, 2002 Regular Session and of the two Special Sessions of November 26, 2002 be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period November 21, 2002 through December 18, 2002 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. Seeing none, a motion to approve the committee minutes was made by Mr. Miller, seconded by Mr. Kolba. **Carried.**

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

Letters from the County Executive, Jeffrey P. Kraham:

- A. 2003 Veto Message
- B. Commissioner for Government Study Summary
- C. Appointing William M. Barber as Commissioner of Public Works
- D. Appointments to the Willow Point Nursing Home Board of Directors
- E. Appointments to the Office for Aging Advisory Council
- F. Memo-re: Employee Fraud, Theft and Dishonesty
- G. Appointments to the Broome County Planning Advisory Board

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

- A. Petitions: None
- B. Communications:
  - 1. Minutes
    - a. Environmental Management Council (NRC) 11/14/02
    - b. Environmental Management Council (EMC) 11/7/02
    - c. Environmental Management Council (RWMC) 10/28/02
    - d. Broome County Fire Advisory Board 9/24/02
    - e. Broome County Association of Municipal Clerks 11/21/02
    - f. Broome County Soil/Water Conservation 11/12/02
    - g. Cornell Cooperative Extension 11/21/02
    - h. 2003 Proposed Budget Public Hearing 10/17/02
    - i. Broome County Association of Towns and Villages 11/21/02
  - 2. 2003 Town Budgets
    - a. Town of Barker
    - b. Town of Colesville
    - c. Town of Nanticoke
    - d. Town of Triangle
    - e. Town of Lisle
    - f. Town of Sanford
    - g. Town of Windsor
    - h. Town of Kirkwood-Water & Sewer

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3. Letter to County Executive - Re: Finance Committee Report & Special Session Minutes
  4. Letter to County Executive - Re: Legislative Actions to County Executive's Vetoes
  5. Letter from Assemblyman Warner - Re: Receipt of Resolution to Cap Medicaid
  6. Letter from Senator Schumer's Regional Representative, Amanda Pasquale – Re: Resolution to support an increase in the FMAP for Medicaid relief
- C. Notices:
1. Town of Maine Public Hearing – Re: Amending the Zoning Ordinance
  2. Town of Kirkwood Public Hearing – Re: Amending the Zoning Ordinance
  3. Town of Kirkwood Public Hearing – Re: Amending the Zoning Ordinance
  4. Special Finance Committee Meeting 11/26/02
  5. Special Session 11/26/02
  6. Special Session – Re: County Executive's Veto Message 11/26/02
- D. Reports:
1. BCC – Above the Minimum Hire
  2. BCC – Budget Transfers 10/02
  3. Deferred Compensation Plan as amended 1/1/02
  4. Audit & Control – Consulting Contract Deliverables
  5. Broome County Wastewater Management Study
  6. Board of Elections – Official NTS Election Reporting System-Re-Canvas-Districts/ Party/Candidates
  7. Office of the State Comptroller – “County Recycling Operations”

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

- A. Letters from the Chair, Daniel A. Schofield
1. A. Nannery voting representative for D. Lindsey – Education, Culture and Recreation Committee; A. Shafer, Chair, T.Hull voting representative for William Miller – Transportation Committee; A. Shafer, Chair, T. Hull voting representative for D. Lindsey for Public Safety & Emergency Services Committee 12/9/02.
  2. A. Nannery voting representative for W. Hudak – Economic Development & Planning 12/10/02
  3. M. Whalen voting representative for B. Brunza – Health Services Committee 12/11/02

Mr. Holley made a motion, seconded by Mr. Miller, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2002 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.  
**Carried.**

Ms. Harvilla and Mr. Lindsey were designated as participants with Chairman Schofield in the 'Short Roll Call'.

#### **RESOLUTIONS HELD OVER FROM PREVIOUS SESSION**

##### **RESOLUTION NO. 596**

(Held over by Mr. Howard)

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Howard  
**RESOLUTION AUTHORIZING AN INCREASE IN THE RENTAL FEE FOR PARKING SPACES IN THE EDWIN L. CRAWFORD COUNTY OFFICE BUILDING DURING ARENA EVENTS**  
**Carried.**



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### **RESOLUTION NO. 610**

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH EPIXTECH, INC. FOR MAINTENANCE OF DYNIX LIBRARY SYSTEM FOR THE BROOME COUNTY CENTRAL LIBRARY FOR 2003**

WHEREAS, this County Legislature, by Resolution 23 of 2002, authorized renewal of the agreement with Epixtech, Inc. for maintenance of the DYNIX Library System for the Broome County Central Library at an amount not to exceed \$27,702.32, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary for continued software, hardware and 60/40 peripheral maintenance, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$27,626.56, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Epixtech, Inc., 400 West 5050 North, Provo, Utah, 84604-5650 for maintenance of the DYNIX Library System for the Broome County Central Library for the period January 1, 2003 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 \$27,626.56 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 841007.4359.304111 and 842005.4359.304211 (Computer Software and Supplies) and 841007.4514.304111 and 842005.4514.304211 (Hardware Maintenance), and be it

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

**Carried.**

### **RESOLUTION NO. 611**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH KEANE VISTA CARE, INC. FOR A CLINICAL SOFTWARE MAINTENANCE AGREEMENT FOR WILLOW POINT NURSING HOME FOR 2003**

WHEREAS, this County Legislature, by Resolution 53 of 2002, authorized renewal of the agreement with Keane, Inc. for software maintenance for Willow Point Nursing Home at an amount not to exceed \$9,685.98, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to support the computer software program that maintains the patient clinical and billing records, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$8,750, for the period January 1, 2003 through December 31, 2003 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Keane Vista Care, Inc. Executive Plaza III, Suite 600, 11350 McCormick Road, Hunt Valley, Maryland, 21031 for a maintenance agreement for clinical software for Willow Point Nursing Home for the period January 1, 2003 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 \$8,750 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160010.4419.204000 and 160085.4419.204000 (General Office Expense), and be it

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

**Carried.**

### **RESOLUTION NO. 612**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AGREEMENT WITH RUSSELL PHILLIPS & ASSOCIATES, LLC FOR CONSULTING SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2003-2005**

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Russell Phillips & Associates, LLC for consulting services for the Willow Point Nursing Home at a cost not to exceed \$9,344, for the period January 1, 2003 through December 31, 2005, and

WHEREAS, said services are necessary to assure that staff members are trained and kept up to date on fire and disaster procedures, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Russell Phillips & Associates, LLC, 1099 Jay Street, Building J, Suite 200, Rochester, New York 14611 for consulting services for the Willow Point Nursing Home for the period January 1, 2003 through December 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,344 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.4747.204000 (Other Fees for Services), and be it

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

**Carried.**

### **RESOLUTION NO. 613**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SOUTHERN TIER INDEPENDENCE CENTER FOR DEAF INTERPRETER AND TRANSLATOR SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2003**

WHEREAS, this County Legislature, by Resolution 570 of 2001, authorized renewal of the agreement with Southern Tier Independence Center for interpreter and translator services for a resident at Willow Point Nursing Home at a rate of \$40 per hour for an interpreter and \$15 per hour for a translator to relay information interpreted to the staff, total amount not to exceed \$10,000 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to provide deaf interpreter and translation services to a resident at the nursing home who has lost the cognitive ability to read lips, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$40 per hour for an interpreter and \$15 per hour for a translator, total amount not to exceed \$5,000, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Southern Tier Independence Center, 24 Prospect Avenue, Binghamton, New York 13901 for interpreter and translation services for a resident at the Willow Point Nursing Home for the period January 1, 2003 through December 31, 2003, and be it

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FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$40 per hour for an interpreter and \$15 per hour for a translator to relay information interpreted to the staff, total amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.4707.204000 (Medical and Hospital Services), and be it

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

**Carried.**

#### **RESOLUTION NO. 614**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SOUTHERN TIER TRANSCRIBERS, INC. FOR MEDICAL TRANSCRIPTION SERVICES FOR WILLOW POINT NURSING HOME FOR 2003**

WHEREAS, this County Legislature, by Resolution 601 of 2001, authorized an agreement with Southern Tier Transcribers, Inc. for medical transcription services for Willow Point Nursing Home at an amount not to exceed \$15,000, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement is necessary for medical transcription of resident medical information, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rates indicated on attached Exhibit "A", total amount not to exceed \$16,200, for the period January 1, 2003 through December 31, 2003, with three (3) one-year renewal options by mutual consent at the same costs, terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Southern Tier Transcribers, Inc., 355 Riverside Drive, Johnson City, New York 13790 for medical transcription services for Willow Point Nursing Home for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates indicated on attached Exhibit "A", total amount not to exceed \$16,200 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160036.4747.204000 (Other Fees for Services), and be it

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

**Carried.**

#### **RESOLUTION NO. 615**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR LAB TESTING FOR WILLOW POINT NURSING HOME FOR 2003**

WHEREAS, this County Legislature, by Resolution 572 of 2002, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for lab testing services for Willow Point Nursing Home at an amount not to exceed \$48,000 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement is necessary for lab testing services at Willow Point Nursing Home and direct billing to Medicare, and

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WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions for an amount not to exceed \$48,000, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Our Lady of Lourdes Memorial Hospital, 169 Riverside Drive, Binghamton, New York 13905 for lab testing services and direct billing to Medicare for Willow Point Nursing Home for the period January 1, 2003 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 \$48,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160192.4747.20400 (Other Fees for Services), and be it

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

**Carried.**

### **RESOLUTION NO. 616**

By Health Services and Finance Committees

Seconded by Mr. Wilke

#### **RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH SIBLEY NURSING PERSONNEL SERVICE, INC. FOR TEMPORARY NURSING SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2003**

WHEREAS, this County Legislature, by Resolution 645 of 2002, authorized renewal of the agreement with Sibley Nursing Personnel Service, Inc. for temporary nursing services for Willow Point Nursing Home at a cost not to exceed \$20,000, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to provide staff relief at various times as additional staff is necessary to maintain safety levels as required by State standards, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,000, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Sibley Nursing Personnel Service, Inc., 635 James Street, Suite 201, Syracuse, New York 13203 for temporary nursing services at the Willow Point Nursing Home for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor pursuant to the rate schedule and the holidays listed in the attached Exhibit "A", and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.5072.204000 (Nursing Services-Aides), 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.**

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### RESOLUTION NO. 617

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DENTSERV FOR DENTAL SERVICES FOR WILLOW POINT NURSING HOME FOR 2003**

WHEREAS, this County Legislature, by Resolution 573 of 2001, authorized renewal of the agreement with DentServ for dental services to residents at Willow Point Nursing Home at an amount not to exceed \$53,000 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement is necessary to provide dental services to residents at Willow Point Nursing Home, and

WHEREAS, said agreement expires by its terms on December 31, 2002 and it is desired at this time to renew said agreement on substantially similar terms and conditions, at current rates approved by the New York State Department of Health, total amount not to exceed \$53,000, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with DentServ, 15 Canal Road, Pelham Manor, New York 10803, for dental services for Willow Point Nursing Home residents for the period January 1, 2003 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 \$53,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160218.4712.204000 (Physicians Services), and be it

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

**Carried.**

### RESOLUTION NO. 618

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ADVANCED RADIOLOGY SERVICES, PPLC FOR RADIOLOGY FOR THE DEPARTMENT OF HEALTH FOR 2003-2004**

WHEREAS, the Board of Acquisition and Contract, by CA # 10-467, authorized an agreement with Advanced Radiology services, PPLC for radiology services for the Department of Health at an amount not to exceed \$2,500, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement is necessary for radiological diagnostic services for Chest Clinic patients who test positive for latent and active TB disease, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the current Medicaid rate of \$6 per X-ray, total amount not to exceed \$5,000, for the period January 1, 2003 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Advanced Radiology Services, PPLC, 5 West State Street, Binghamton, New York 13901-2465 for radiology services for the Department of Health for the period January 1, 2003 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the Medicaid rate of \$6 per X-ray, total amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4434.101056 and 480228.4434.101066 (Medical, Hospital and Lab Expenses), and be it



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

**RESOLUTION NO. 619**

By Health Services and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR TB SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2003-2004**

WHEREAS, the Board of Acquisition and Contract, by CA # 10-698, authorized an agreement with Our Lady of Lourdes Hospital for TB Services for the Department of Health at an amount not to exceed \$2,500, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement provides diagnostic services for chest and other X-rays, blood work for liver profiles and miscellaneous tests for TB patients who don't have insurance, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount based on Medicaid rates not to exceed \$5,000, for the period January 1, 2003 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for TB Services at the Medicaid rates for the Department of Health for the period January 1, 2003 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4434.101066 (Medical, Hospital and Lab Services), and be it

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

**RESOLUTION NO. 620**

By Health Services and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNITED HEALTH SERVICES FOR DIAGNOSTIC SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2003-2004**

WHEREAS, the Board of Acquisition and Contract, by CA # 10-471-1 of 2002, authorized an agreement with United Health Services for diagnostic services for the Department of Health at an amount not to exceed \$2,500, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement provides diagnostic services for chest x-rays, hepatic panels, SGOT tests and other TB related services, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount based on Medicaid rates not to exceed \$5,000, for the period January 1, 2003 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with United Health Services, 20-42 Mitchell Avenue, Binghamton, New York 13903 for diagnostic services at the Medicaid rates for the Department of Health for the period January 1, 2003 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.various.101056, and be it

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

**RESOLUTION NO. 621**

By Health Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION ESTABLISHING A CLINIC FEE SCHEDULE FOR THE DEPARTMENT OF HEALTH FOR 2003**

WHEREAS, the Director of Public Health requests authorization to establish a Clinic Fee Schedule for the Department of Health for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said fee schedule reflects the current Medicare reimbursement rates for the services provided, now, therefore, be it

RESOLVED, that the fee schedule attached hereto as Exhibit "A" is hereby authorized and adopted for the services provided by the Department of Health's Clinic.

**Carried.**

**RESOLUTION NO. 622**

By County Administration Public Safety and Emergency Services & Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH NEW WORLD SYSTEMS FOR PROFESSIONAL SERVICES FOR THE OFFICE OF THE SHERIFF FOR 2001**

WHEREAS, this County Legislature, by Resolution 407 of 2001, as amended by Resolution 526 of 2001, authorized an agreement with New World Systems for professional services for the Office of the Sheriff for an estimated 160 hours at a rate of \$140 per hour, plus \$6,000 for travel expenses, total cost not to exceed \$28,400 for the period July 23, 2001 through December 31, 2002, and

WHEREAS, said agreement is necessary to provide for installation and training for Mobile computing implementations for the Office of the Sheriff and other participating agencies and is being funded by the COPS MORE 1998 Program Grant, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the agreement through January 31, 2003 to complete all installations and training at no additional cost to the County, and

WHEREAS, the Director of Information Technology 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 New World Systems, 888 West Big Beaver Road, Suite 1100, Troy, Michigan 48084 to extend the term of the agreement for professional services for the Division of Information Technology for the period July 23, 2001 through January 31, 2003, and be it

FURTHER RESOLVED, that Resolutions 407 and 526 of 2001, 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.**

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### **RESOLUTION NO. 623**

By County Administration, Public Safety & Emergency Services and Finance Committees  
Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AGREEMENT WITH NEW WORLD SYSTEMS FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2002-2003**

WHEREAS, the Director of Information Technology requests authorization for an agreement with New World Systems for software maintenance for mobile computing units at a cost not to exceed \$25,358, for the period November 1, 2002 through December 31, 2003, and

WHEREAS, said services are necessary to provide software maintenance for the 30 mobile computing units for the Office of the Sheriff and other local law enforcement agencies in Broome County, and

WHEREAS, funding to cover the cost of this agreement for the first year will come from the COPS MORE 1998 Program Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New World Systems, 888 West Big Beaver Road, Suite 1100, Troy, Michigan 48084-4749, for software maintenance for mobile computing units, for the period November 1, 2002 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 \$25,358 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450080.4513.104381 (Software Maintenance), and be it

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

**Carried.**

### **RESOLUTION NO. 624**

By Health Services, Personnel and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING REVISION OF THE GRANT AGREEMENT WITH TIOGA COUNTY HEALTH DEPARTMENT AUTHORIZING THE BROOME COUNTY DEPARTMENT OF HEALTH TO PROVIDE SERVICES FOR THE ENHANCED WATER SUPPLY PROGRAM-TIOGA COUNTY GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 51 of 2002, authorized the continued participation in the grant agreement with Tioga County Health Department authorizing the Broome County Health Department to provide services for the Enhanced Water Supply Program-Tioga County Grant for the Department of Health and adopted a program budget in connection therewith in the total amount of \$60,055 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant services are necessary to provide program oversight and staff supervision for activities that include an inventory of all public and private water supplies in Tioga County, sanitary surveys of said supplies and a quality surveillance program to assure compliance with State and Federal requirements, and

WHEREAS, it is necessary at this time to revise said grant agreement to reflect an increase in the amount of \$2,000 to cover fringe benefits, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the agreement with Tioga County Health Department authorizing Broome County Health Department to provide services for the Enhanced Water Supply Program-Tioga County Grant to reflect an increase of \$2,000 to cover fringe benefits for the period April 1, 2002 through March 31, 2003, 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 \$62,055, and be it

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FURTHER RESOLVED, that Resolution 51 of 2002, 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) is 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.**

### **RESOLUTION NO. 625**

By Health Services, County Administration and Finance Committees      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING AGREEMENT WITH QS TECHNOLOGIES, INC. FOR SOFTWARE REVISIONS FOR THE DEPARTMENT OF HEALTH FOR 2002-2003**

WHEREAS, the Director of the Department of Health requests authorization for an agreement with QS Technologies, Inc. for revisions to the Department of Health's Clinics Division software for the period December 20, 2002 through January 31, 2003 at a cost not to exceed \$3,300, and

WHEREAS, said services are necessary to revise the Clinics Division software to collate information, which will generate mandated New York State Department of Health reports and eliminate duplication of data entry by the staff of the Tuberculosis Elimination Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with QS Technologies, Inc., Suite 1106, Nationsbank Plaza, P.O. Box 847, Greenville, South Carolina 29602 for software revisions for the Clinics Division of the Department of Health for the period December 20, 2002 through January 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,300 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104688 (Subcontracted Program), and be it

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

**Carried.**

### **RESOLUTION NO. 626**

By Community & Social Services and Finance Committees      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF CAREERS IN LAW ENFORCEMENT PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH THE CITY OF BINGHAMTON POLICE DEPARTMENT TO ADMINISTER SAID PROGRAM FOR 2003**

WHEREAS, this County Legislature, by Resolution 513 of 2001, authorized and approved the acceptance of the Careers in Law Enforcement Program Grant for the Youth Bureau, adopted a program budget in the amount of \$7,000, and authorized an agreement with the City

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of Binghamton Police Department to administer said program for the period September 1, 2001 through June 30, 2002, and

WHEREAS, said grant program is directed at increasing inner-city youth interest in law enforcement careers, increasing minority youth hiring by state and local law enforcement and enhancing public safety through improved relations between at-risk youth and law enforcement personnel, and

WHEREAS, it is desired to renew said grant program in the amount of \$7,000 for the period November 1, 2002 through June 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,000 from the New York State Juvenile Officers Association, Inc., P.O. Box 826, New Hyde Park, New York 11040 for the Youth Bureau's Careers in Law Enforcement Program Grant for the period November 1, 2002 through June 30, 2003, 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 \$7,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the City of Binghamton Police Department to administer said program for the period November 1, 2002 through June 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$7,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.XXXXXX (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, 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.**

### **RESOLUTION NO. 627**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 668 OF 2001 AUTHORIZING AGREEMENTS WITH MENTAL HEALTH CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2002**

WHEREAS, this County Legislature, by Resolution 668 of 2001, as amended by Resolution 135 of 2002, authorized the execution of agreements with various local agencies for various services for the Department of Mental Health, and

WHEREAS, it is necessary to authorize the amendment of said resolution to accept additional state aid in the amount of \$9,000, received for moving expenses for the Addiction Center of Broome County, and

WHEREAS, the Commissioner of Mental Health has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Executive to execute an amended agreement with the Addiction Center of Broome County to reflect an additional \$9,000, total amount not to exceed \$128,078 for outpatient counseling services for the Department of Mental Health for the period January 1, 2002 through December 31, 2002, and be it

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FURTHER RESOLVED, that Resolution 668 of 2001 and Resolution 135 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller and commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this Resolution, and

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

**Carried.**

### **RESOLUTION NO. 628**

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP NUTRITION EDUCATION PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION OF BROOME COUNTY TO ADMINISTER SAID PROGRAM FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 549 of 2001, authorized and approved the renewal of the Food Stamp Nutrition Education Program Grant for the Department of Social Services, adopted a program budget in the amount of \$131,000 and authorized an agreement with Cornell Cooperative Extension of Broome County to administer said program for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program provides funding for nutrition education, food purchase and preparation instruction and life skills training to pregnant, parenting and at-risk teens and young adult food stamp recipients, and

WHEREAS, it is desired to renew said grant program in the amount of \$153,000, adopt a program budget and renew the agreement with Cornell Cooperative Extension of Broome County to continue to administer said program for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$153,000 from the New York State Department of Social Services, for the Department of Social Services Food Stamp Nutrition Education Program Grant for the period October 1, 2002 through September 30, 2003, 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 \$ 153,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension of Broome County, 840 Upper Front Street, Binghamton, New York 13905 to administer said program grant for the period October 1, 2002 through September 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$153,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670455.4747.104XXX (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, 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

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

### **RESOLUTION NO. 629**

By Finance Committee

Seconded by Mr. Wike

#### **RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF KIRKWOOD IN BROOME COUNTY**

WHEREAS, the County of Broome now owns a parcel of real property as listed on Exhibit "A", and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the individual listed on Exhibit "A", now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated on Exhibit "A" attached herewith, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 630004.0212.101000 (Sale of Real Property), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the new owners, together with other such documents as may be necessary to implement the intent of this Resolution.

**Carried.**

### **RESOLUTION NO. 630**

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ALZHEIMER'S ASSOCIATION SOUTHERN TIER CHAPTER FOR COUNSELING, EDUCATION AND SUPPORT SERVICES FOR OFFICE FOR AGING'S TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR 2003**

WHEREAS, this County Legislature, by Resolution 318 of 2001, authorized an agreement with the Alzheimer's Association Southern Tier Chapter for counseling, education and support services for the Office for Aging's Title III-E Family Caregiver Program Grant at an amount not to exceed \$21,968 for the period July 1, 2001 through December 31, 2002, and

WHEREAS, said services are necessary to provide education, counseling and support for informal caregivers associated with said grant program, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$13,176, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Alzheimer's Association, Southern Tier Chapter, 1406 Monroe Street, Endicott, New York 13760-5495 for the period January 1, 2003 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 \$13,176 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760967.4457.104694 (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.**

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### **RESOLUTION NO. 631**

By Community & Social Services, Personnel and Finance Committees  
Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 634 of 2001, as amended by Resolution 396 of 2002, authorized and approved the Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in the amount of \$611,783 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides a variety of services, including transportation, information and assistance, legal assistance, shopping services and caregiver services, and

WHEREAS, it is desired to renew said grant program in the amount of \$604,109 for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$316,423 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York, 12223-0001 for Office for Aging's Title III-B Supportive Services Program Grant for the period January 1, 2003 through December 31, 2003, 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 \$ 604,109, 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) is 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.**

### **RESOLUTION NO. 632**

By Community & Social Services, Personnel and Finance Committees  
Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 635 of 2001, as amended by Resolution 397 of 2002, authorized and approved the Title III-C-1 Congregate Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$816,018 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides senior center operations, including meals, health and educational programs and access to benefits and operates in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said grant program in the amount of \$878,908 for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$319,438 from New York State Office For Aging, Empire State Agency, Building 2, Albany, New



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York, 12223-0001 for the Office for Aging' s Title III-C-1 Congregate Meals Program Grant for the period January 1, 2003 through December 31, 2003, 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 \$878,908, 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) is 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.**

### **RESOLUTION NO. 633**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 636 of 2001, as amended by Resolution 398 of 2002, authorized and approved the Title III-C-2 Home Delivered Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$560,000 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides home delivered meals to eligible individuals age 60 and over in accordance with standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said grant program in the amount of \$537,919 for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$122,193 from New York State Office for Aging, Empire State Agency, Building 2, Albany, New York, 12223-0001 for the Office for Aging' s Title III-C-2 Home Delivered Meals Program Grant for the period January 1, 2003 through December 31, 2003, 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 \$537,919, 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) is 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.**

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**RESOLUTION NO. 634**

By Community & Social Services and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF TITLE III-D DISEASE PREVENTION AND HEALTH PROMOTION PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 628 of 2001, as amended by Resolution 399 of 2002, authorized continued participation in the Title III-F Disease Prevention and Health Promotion Program Grant for the Office for Aging and adopted a program budget in the amount of \$27,162 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides funding for health promotion activities, including mental health counseling, medication management for seniors and budget support for the Broome County Senior Games, and

WHEREAS, it is desired to renew said grant program in the amount of \$25,505 for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$15,815 from New York State Office for Aging, Empire State Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Title III-D Disease Prevention and Health Promotion Program for the period January 1, 2003 through December 31, 2003, 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 \$ 25,505, 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.**

**RESOLUTION NO. 635**

By Community & Social Services, Personnel and Finance Committees  
Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 631 of 2001, as amended by Resolution 400 of 2002, authorized the continued participation in the Title III-E Family Caregiver Program Grant for the Office for Aging and adopted a program budget in the amount of \$165,954 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides caregivers with education, transportation, in-home and institutional respite, information and assistance, and

WHEREAS, it is desired to renew said grant program in the amount of \$145,098 for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$114,449 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York, 12223-0001 for the Office for Aging's Title III-E Family Caregiver Program Grant for the period January 1, 2003 through December 31, 2003, and be it

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FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$ 145,098, 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) is 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.**

### **RESOLUTION NO. 636**

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF ELDER ABUSE OUTREACH PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 638 of 2001, authorized and approved the Elder Abuse Outreach Program Grant for the Office for Aging and adopted a program budget in the amount of \$121,977 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides services to elders with mental or physical impairments and to protect them from physical, sexual or emotional abuse, neglect or exploitation, and

WHEREAS, it is desired to renew said grant program in the amount of \$125,105 for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of revenue and adopts a program budget annexed hereto as Exhibit "A" in the total amount of \$125,105 for the period January 1, 2003 through December 31, 2003, 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) is 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.**

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### RESOLUTION NO. 637

By Community & Social Services, Personnel and Finance Committees  
Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 639 of 2001, as amended by Resolutions 264 and 562 of 2002, authorized and approved the Foster Grandparents Program Grant for the Office for Aging and adopted a program budget in the amount of \$298,230 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program is an intergenerational program that matches low-income elderly with special needs children to share experiences and offer support, and

WHEREAS, it is desired to renew said grant program in the amount of \$329,270 for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$256,802 from Corporation for National Service, 801 Arch Street, Suite 103, Philadelphia, Pennsylvania 19107-2416, for the Office for Aging's Foster Grandparents Program Grant for the period January 1, 2003 through December 31, 2003, 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 \$329,270, 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) is 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.**

### RESOLUTION NO. 638

By County Administration and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AGREEMENT WITH DOCUMENT & DIGITAL PRESERVATION SERVICES, INC. FOR DOCUMENT CONVERSION SERVICES FOR THE OFFICE OF THE COUNTY CLERK FOR 2002-2003**

WHEREAS, the County Clerk requests authorization for an agreement with Document & Digital Preservation Services, Inc. for document conversion services for the Office of the County Clerk at a cost not to exceed \$24,000, for the period December 20, 2002 through March 31, 2003, and

WHEREAS, said services are necessary for image conversion services and back file scanning support services, and

WHEREAS, Information Technology is converting the storage system used for images from an Optical Jukebox that is expensive to maintain to an IBM Enterprise Storage Server (SHARK) system and part of this conversion will be to convert the images from the supported and proprietary MODCA to the industry standard TIFF format, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Document & Digital Preservation Services, Inc., 100 Sterling Place, Suite 2A, Brooklyn, New York 11217,

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for document conversion services, for the Office of the County Clerk for the period December 20, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$24,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300004.4545.101000 (Contracted Services), and be it

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

**Carried.**

### **RESOLUTION NO. 639**

By Public Works and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING THE BROOME COUNTY DIVISION OF SOLID WASTE MANAGEMENT TO CHARGE OFF BAD DEBTS**

WHEREAS, the Commissioner of Public Works has requested authorization to write off uncollectable landfill accounts totaling \$6,372.47 in the Division of Solid Waste Management, and

WHEREAS, these debts were spaced out over a period of 18 months (August, 1998, - December, 1999) and all attempts were made by Broome County Security to collect these debts, including court action which resulted in court judgments against two of the four delinquent accounts, and

WHEREAS, although the Division of Security has made all reasonable attempts to collect these monies, it has been determined that the accounts listed below are uncollectable, and

WHEREAS, the Commissioner of Public Works requests authorization to consider the amounts listed below as uncollectable and remove such amounts from the Division of Solid Waste Management records, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Public Works to write off as uncollectable the following accounts:

<b>Account Number</b>	<b>Customer</b>	<b>Date To Security</b>	<b>Disposition</b>	<b>Amount</b>
176	Brian Forsyth	10-8-99	Court Judgement	\$4,150.53
200	Lesch Roofing	3-3-00	Deceased	291.86
215	C & M Roofing	10-25-99	Court Judgment	1,814.28
274	Joe's Contracting	2-4-00	Out-of-State	<u>115.80</u>
			Total	\$6,372.47

and be it

FURTHER RESOLVED, that the Commissioner of Public Works, the Commissioner of Finance and the Comptroller are authorized to make all necessary accounting entries to effectuate the intent and purpose of this Resolution.

**Carried.**

### **RESOLUTION NO. 640**

By County Administration, Public Works and Finance Committees

Seconded by Mr. Howard

#### **RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 14, 2002 ENTITLED "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, REGARDING LANDFILL FEES"**

RESOLVED, that Local Law Intro. No. 14, 2002, entitled: "A Local Law Amending Chapter 179 of the Broome County Charter and Code, as amended, regarding landfill fees," be and the

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same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

**LOCAL LAW INTRO. NO. 14, 2002**

**"A Local Law Amending Chapter 179 of the Broome County Charter and Code, as Amended, Regarding Landfill Fees"**

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

Section 1. Chapter 179-6 I of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

Section 179-6 Operating Regulations:

- I. In order to be accepted for management at the landfill, any [construction/demolition or] asbestos waste, leaf/yard waste, pallets, tires and white goods shall be properly segregated from any other solid wastes brought to the landfill.

Section 2. Section 179-9 A (3) (a) of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

Section 179-9 Fees and Charges

- A. (3) (a) [Construction/demolition waste,] Non-friable asbestos, bulk metals and pallets: \$45 per ton.

Section 3: Chapter 179-26 B of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

Section 179-26 Source Separation Required

- B. Materials that must be source-separated include paper, glass, metals, plastics, leaves, yard wastes, [wood waste, construction and demolition debris,] tires, batteries (wet and dry cell) and household hazardous waste.

Section 4. Except as herein above amended, Chapter 179 of the Broome County Charter and Code, as amended, shall remain in full force and effect.

Section 5. This Local Law shall become effective January 1, 2003.

Material in [brackets] deleted  
**Carried.**

**RESOLUTION NO. 641**

By Public Works and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MERIDIAN RESOURCES, LLC FOR LANDFILL AIR MONITORING AND REPORTING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 674 of 2001, authorized an agreement with Meridian Resources, LLC for landfill air monitoring and reporting services for the Title V Air Permit for the Division of Solid Waste Management at a cost not to exceed \$61,985, for the period January 1, 2002 through December 31, 2002, and

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WHEREAS, said services are necessary to provide air monitoring and reporting requirements for compliance with the Nanticoke Landfill's NYSDEC Title V Air Permit, and

WHEREAS, said agreement expires by its terms on December 31, 2002 and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$80,015, for the period January 1, 2003 through May 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Meridian Resources, LLC, 1675 Main Street, P.O. Box 1037, Waitsfield, Vermont 05673-1037, for landfill air monitoring and reporting services to comply with the NYSDEC Title V Air Permit, for the Division of Solid Waste Management, for the period January 1, 2003 through May 31, 2004, with an option for three one-year renewals, by mutual consent, at the same cost and on the same terms and conditions, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$80,015 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4457.206000 (Subcontracted Program), and be it

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

**Carried.**

### **RESOLUTION NO. 642**

By Health Services, Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF THE TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) EARLY CHILDHOOD COALITION (ECC) PROJECT GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 315 of 2002, authorized and approved acceptance of the state-approved TANF Services Block Grant Funds through the Department of Social Services for the Department of Health's Early Childhood Coalition Project Grant and adopted a program budget in the amount of \$28,841 for the period July 1, 2002 through December 31, 2002, and

WHEREAS, said grant program improves birth outcomes, parenting skills and educational readiness of children ages birth to five years through coordination and development of community initiatives and programs serving these children and their families, and

WHEREAS, it is desired to renew said grant program in the amount of \$28,841 for the period January 1, 2003 through June 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$28,841 from Broome County Department of Social Services, 36 Main Street, Binghamton, New York 13905, for the Department of Health's TANF Early Childhood Coalition Project Grant for the period January 1, 2003 through June 30, 2003, 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 \$ 28,841, 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

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

#### **RESOLUTION NO. 643**

By Health Services, Personnel and Finance Committee

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF AN EARLY LEARNING OPPORTUNITIES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2004**

WHEREAS, the Director of the Department of Health requests authorization to accept an Early Learning Opportunities Program Grant and adopt a program budget in the amount of \$86,833 for the period September 30, 2002 through February 28, 2004, and

WHEREAS, said grant program provides child care health and safety consultation to local family child care homes and child care centers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$86,833 from the Broome Community College Early Childhood Education Center, P.O. Box 1017, Binghamton, New York 13902 for the Department of Health's Early Learning Opportunities Program Grant for the period September 30, 2002 through February 28, 2004, 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 \$86,833, 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) is 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.**

#### **RESOLUTION NO. 644**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF CHILD ASSISTANCE PROGRAM (CAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 654 of 2001, authorized and approved the renewal of the Child Assistance Program (CAP) Grant for the Department of Social Services and adopted a program budget in the amount of \$564,413 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides case management to assist clients in overcoming barriers to employment, the ultimate goal being to aid recipients in transition to independence and self-sufficiency, and

WHEREAS, it is desired to renew said grant program in the amount of \$234,980 for the period January 1, 2003 through December 31, 2003, now, therefore, be it



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RESOLVED, that this County Legislature hereby authorizes and approves acceptance of revenue for the Department of Social Services' Child Assistance Program (CAP) Grant and adopts the program budget attached hereto as Exhibit "A" in the amount of \$234,980 for the period January 1, 2003 through December 31, 2003, 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) is 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.**

### **RESOLUTION NO. 645**

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION REVISING RATES PAID TO FUNERAL HOMES FOR SERVICES PROVIDED TO THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES FOR 2003**

WHEREAS, in accordance with Social Services Law §141, Broome County's Department of Social Services is responsible to provide for the care, removal and burial of the bodies of indigent persons who die within Broome County, and

WHEREAS, this County Legislature, by Resolution 660 of 1999, established procedures and rates for burial of Social Services clients, and

WHEREAS, it is appropriate and necessary at this time to revise said rates and procedures, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the following rates and procedures, effective January 1, 2003:

1. Allowances for burial of an indigent stillborn or child up to four years old shall be:

Full service burial:	\$494
Full service cremation:	\$494
Immediate cremation:	\$329
  
2. Allowances for burial of all other indigent individuals shall be:

Full service burial:	\$1,798
Full service cremation:	\$1,601
Immediate burial:	\$ 877
Immediate cremation:	\$ 725
  
3. For body donations of indigent individuals, there shall be a flat fee of \$250 paid to the funeral directors for their services involving arrangements for the body and for all transportation costs to the medical facility.
  
4. In addition to the above allowances, an extra allowance up to \$150 will be allowed to cover expenses of an out-of-county funeral director.

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5. All full service burials and cremations are to include the following: transfer of the remains within Broome County to the funeral home, embalming (as required), cosmetology, dressing and casketing, hairdressing, arrangements and supervision, minimum of one hour calling or visitation at the funeral home, funeral ceremony, livery (hearse or alternative funeral coach), acknowledgement cards and register book.
  6. In addition to the above allowances, out-of-county transportation costs shall be paid at the rate of \$1.75 per loaded mile. The maximum number of reimbursable miles shall be 100, unless the Department of Social Services determines that it would be more economical to reimburse for a greater distance.
  7. In addition to the above allowances, there shall be an allowance not to exceed \$260 for the actual cost of a minimum cost cloth, covered, wood, or minimum cost wood composite material casket. If necessary and pre-approved by Social Services, an additional allowance shall be allowed for the actual cost of a minimum cost oversized cloth covered wood, or minimum cost wood composite material casket or Ziegler case.
  8. In addition to the above allowances, there shall be an allowance for all actual minimal cemetery and cremation costs and equipment for burials and cremations (when necessary) within Broome County, including, but not limited to the following: grave liner (when mandated by the cemetery), grave opening and closing, casket lowering, tent, cremation, allowance for a minimum cost grave plot available at the cemetery at which the burial takes place, plus winter storage if needed.
  9. It will be the obligation of the funeral director to ensure that a funeral notice for all indigent burials or cremations is published in the newspaper. The notice is to include the deceased individual's name, age, place of residence, place and day of death, place of funeral service, date of funeral service, time of funeral service and clergy.
  10. Before any allowance authorized herein is paid by the Department of Social Services, there shall be credited to the burial, cremation or other related expenses, all assets of the indigent deceased individual, including but not limited to, benefits offered by Social Security, Veteran's Administration and any life insurance, up to the allowance authorized herein.
  11. All burials/cremations and service herein to be paid for by the Department of Social Services shall be approved by the Department prior to the funeral arrangements. If approval is needed on a weekend, approval can be obtained on the Monday after the actual weekend that approval should have been obtained, provided costs are kept within allowable limits.
  12. Before any allowance authorized herein is paid by the Department of Social Services, the funeral director making claims for such funds shall submit the "Itemization of Funeral Services and Merchandise Selected Form" and supporting documentation, for all actual costs. Said invoices to be in such a form as may be prescribed by the Broome County Comptroller and the NYS Department of Health. Accompanying or preceding any such request for payment, the funeral director shall provide to the Broome County Department of Social Services, at no additional cost, a legible photocopy of the death certificate and newspaper notice regarding the deceased indigent individual.

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13. The Funeral directors providing services paid by the Department of Social Services shall maintain accurate and detailed records of the services performed by it and/or its employees pursuant to this Resolution, reflecting the nature of the work performed, and to have such records available for six years after this Resolution's term for inspection and audit by appropriate representatives of Broome County, Broome County Department of Social Services (BCDSS) and/or the Broome County Comptroller, upon reasonable notice of said Departments. In addition, the funeral director shall perform the services authorized under this Resolution in a spirit of cooperation with BCDSS, and shall be available to entertain reasonable requests for information from appropriate BCDSS personnel, as well as other County Departments as may be designated by BCDSS.
  14. Before any allowance authorized herein is paid by the Department of Social Services, the funeral director who is making a claim for such funds shall report any monies paid or to be paid from friends or relatives of said deceased indigent individual or from any other source whatsoever to the Department of Social Services, in order that such funds be applied toward any allowance granted herein.
  15. In any case where monies are contributed to the burial or cremation costs of a deceased indigent individual by a person or persons not legally responsible to pay such costs, the first \$200 of said contribution shall not be taken into account by the Department of Social Services in determining the Department's burial allowance for such recipient and shall not be utilized to reduce said allowance. Any one time Social Security Death Benefit payment shall not be utilized as a contribution for additional burial or cremation costs and must be utilized by the funeral home to offset basic costs. Legally responsible relatives include a spouse, or a parent of a child who is under 21 years of age.
  16. All immediate and full service burials and cremations, as well as any ancillary services provided herein are to be in compliance with all local and State laws governing such practices.

and be it

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

**Carried.**

### **RESOLUTION NO. 646**

By County Administration and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AGREEMENT WITH NEW WORLD SYSTEMS FOR SOFTWARE SERVICES FOR THE ENDICOTT FIRE DEPARTMENT FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2002-2003**

WHEREAS, the Director of Information Technology requests authorization for an agreement with New World Systems for a software services for the Endicott Fire Department for the Division of Information Technology at a cost not to exceed \$10,200, for the period December 1, 2002 through December 31, 2003, and

WHEREAS, said services are necessary to provide a software license, installation and one year of software maintenance for the fire mobile modules for the Endicott Fire Department, and

WHEREAS, said services are to be paid from Emergency Services 911 funds for a total cost not to exceed \$10,200, which includes \$1,800 to cover travel expenses, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes an agreement with New World Systems, 888 West Big Beaver Road, Suite 1100, Troy, Michigan 48084, for a software license, installation and one year of software maintenance for the fire mobile modules for the Endicott Fire Department, for the Division of Information Technology, for the period December 1, 2002 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 \$10,200, including \$1,800 for travel expenses, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be \$2,250 from budget line 460097.4515.101000 (Software Rental), \$350 from budget line 460097.4513.101000 (Software Maintenance) and \$7,600 from budget line 460097.4726.101000 (Contracted Data Processing Services), and be it

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

**Carried.**

### **RESOLUTION NO. 647**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF THE TRANSITIONAL OPPORTUNITIES PROGRAM (TOP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, this County Legislature, by Resolution 286 of 2002, authorized and approved the Transitional Opportunities Program (TOP) Grant for the Department of Social Services and adopted a program budget in the amount of \$75,000 for the period June 1, 2002 through December 31, 2002, and

WHEREAS, said grant program is designed to assist Temporary Assistance recipients make the transition from welfare to work, and

WHEREAS, it is desired to renew said grant program in the amount of \$233,501 and carry forward prior allocated grant funds totaling an additional \$92,001 for the period January 1, 2003 through June 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$233,501 from the New York State Office of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243-0001, and the carrying forward of grant funds in the amount of \$92,001 for the Department of Social Services' Transitional Opportunities Program (TOP) Grant for the period January 1, 2003 through June 30, 2003, 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 \$325,502, 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) is 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.**

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### **RESOLUTION NO. 648**

By Public Works, Intergovernmental Relations and Finance Committees  
Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING THE RENEWAL OF AN INTERMUNICIPAL AGREEMENT WITH TIOGA COUNTY FOR THE COLLECTION OF HAZARDOUS WASTE GENERATED IN TIOGA COUNTY FOR 2003**

WHEREAS, this County Legislature, by Resolution 65 of 2002, authorized the renewal of an intermunicipal agreement with Tioga County allowing for the collection of hazardous waste from households and conditionally exempt small quantity generators at the Broome County Hazardous Waste Facility with revenue to the County for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement generates revenue to Broome County to offset a portion of the operating expenses at the Hazardous Waste Facility and, by providing this collection service to Tioga County, will enhance the regional economy and benefit the region's environment, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of an intermunicipal agreement with Tioga County for the collection of hazardous waste from households and conditionally exempt small quantity generators of hazardous wastes located in Tioga County for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that Tioga County residents will be allowed access to the Broome County Hazardous Waste Facility during scheduled collection days during the months of April through November for the disposal of hazardous waste, following the facility's guidelines, and be it

FURTHER RESOLVED, the following charges will apply to Tioga County, its residents and businesses:

- Tioga County will pay an annual fee of \$3,200 plus a disposal fee of \$0.75 per pound for all wastes brought to the facility by Tioga County residents
- Tioga County businesses and institutions meeting the criteria of "conditionally exempt small quantity generators (CESQGs)" will be permitted access to the facility on a year-round basis, during all scheduled days of operation subject to an annual fee of \$80 and a disposal fee of \$0.75 per pound,

and be it

FURTHER RESOLVED, that the revenue hereinabove received shall be credited to budget line 230078.0609.206000 (Permits) and 230078.0621.206000 (Disposal Fees), and be it

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

**Carried.**

### **RESOLUTION NO. 649**

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT-IN-AID PROGRAM GRANT FOR VETERAN'S SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, the Director of Veteran's Services requests authorization to accept a Grant-in-Aid Program Grant and adopt a program budget in the amount of \$2,800 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides veterans' counseling services, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,800 from the State of New York Executive Department, Division of Veterans' Affairs, 5 Empire State Plaza, Suite 2836, Albany, New York 12223-1551 for Veteran's Services Grant-in-Aid Program Grant for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$2,800, 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) is 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.**

### **RESOLUTION NO. 650**

By Health Services Community & Social Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUNY HEALTH SCIENCE CENTER FOR MEDICAL DIRECTOR SERVICES FOR THE DEPARTMENTS OF HEALTH AND SOCIAL SERVICES FOR 2003**

WHEREAS, this County Legislature, by Resolution 82 of 2002, authorized renewal of agreement with SUNY Health Science Center for medical director services for the Departments of Health and Social Services at an amount not to exceed \$77,274 for medical director services plus \$486 for the cost of liability insurance, total amount not to exceed \$77,760, with each department paying 50% of the total cost for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement provides the services of a physician specializing in population-based health to provide professional physician services, consultation and clinical supervision for the Departments of Health and Social Services, and

WHEREAS, said agreement expires by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$77,274 for medical director services plus \$486 for the cost of liability coverage, total amount not to exceed \$77,760, with each department paying 50% of the total cost, for the period January 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with State University of New York, Health Science Center at Syracuse, Clinical Campus at Binghamton, 425 Robinson Street, Binghamton, New York 13901 for medical director services for the Departments of Health and Social Services for the period January 1, 2003 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 \$77,274 for medical director services plus \$486 for the cost of liability insurance, total amount not to exceed \$77,760 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the Department of Health's budget line 480012.4715.101000 (Other Health and Medical Services) with the Department of Social Services paying 50% of the cost through the chargeback system, and be it

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

**RESOLUTION NO. 651**

By Public Works and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STEARNS & WHELER, LLC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2000-2003**

WHEREAS, this County Legislature, by Resolution 395 of 2000, as amended by Resolutions 52 and 582 of 2001, authorized an agreement with Stearns & Wheeler, LLC for professional engineering services for the Department of Public Works at a cost not to exceed \$1,136,100 for the period August 1, 2000 through December 31, 2002, and

WHEREAS, said agreement provides services necessary for the design of the Nanticoke Landfill Section IV Expansion to be in compliance with an FAA notice to construct a landfill facility beyond 10,000 feet from the runway at the Binghamton Regional Airport, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term of the agreement through June 30, 2003 at an additional cost of \$14,200, total amount not to exceed \$1,150,300, for additional professional engineering services for the Section IV Expansion at the Nanticoke Landfill, and

WHEREAS, the Commissioner of Public Works 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 Stearns & Wheeler, LLC, One Remington Park Drive, Cazenovia, New York 13035, to extend the term of the agreement through June 30, 2003 at an additional cost of \$14,200, total amount not to exceed \$1,150,300 for additional professional engineering services for the Section IV Expansion at the Nanticoke Landfill for the period August 1, 2000 through June 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$14,200, total cost not to exceed \$1,150,300, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235044.4545.502286 (Contracted Services), and be it

FURTHER RESOLVED, that Resolutions 395 of 2000, 52 and 582 of 2001, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**RESOLUTION NO. 652**

By Health Services and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING REVISION OF QUALITY ASSURANCE AND ACCOUNTABILITY PROJECT GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH AND AMENDING AGREEMENT WITH COORDINATED CARE SERVICES, INC. TO ADMINISTER SAID PROGRAM FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 402 of 2002, authorized the continued participation in the Quality Assurance and Accountability Project Grant for the Department of Mental Health, adopted a program budget in the total amount of \$135,200 and authorized an agreement with Coordinated Care Services, Inc. to administer said program for the period October 1, 2002 through December 31, 2003, and

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WHEREAS, said grant program provides stronger management and quality assurances capabilities as well as monitoring performance expectations, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$50,000 in grant appropriations and amend the agreement with Coordinated Care Services, Inc. to administer said services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Quality Assurance and Accountability Project Grant to reflect an increase of \$50,000 for the period October 1, 2002 through December 31, 2003, 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 \$185,200, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Coordinated Care Services, Inc., 1099 Jay Street, Rochester, New York 14611, to administer said program grant for a total amount of \$185,200, for the Department of Mental Health for the period October 1, 2002 through December 31, 2003, and be it

FURTHER RESOLVED, that Resolution 402 of 2002, 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) is 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.**

### **RESOLUTION NO. 653**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AGREEMENTS WITH MENTAL HEALTH CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2003**

WHEREAS, this County Legislature, by Resolution 668 of 2001, as amended by Resolution 135 of 2002 and a companion resolution, authorized the execution of agreements with various local agencies for various services for the Department of Mental Health, and

WHEREAS, it is desired to again authorize agreements with various local agencies for the same or similar services for 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Executive to execute agreements with the agencies listed below for various mental health services for 2003 and that the various agencies shall receive total annual compensation not to exceed the amounts listed:

Lourdes Hospital	\$ 238,352
Vocational Rehabilitation Services	\$ 101,018
Addiction Center of Broome County	\$ 187,330
Association of Retarded Children	\$ 752,255
Family and Children Society	\$ 112,177
Mental Health Association	\$ 418,591
United Health Services	\$ 189,923
Catholic Charities	\$1,993,482
Fairview Recovery System	\$1,234,857



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Community Option	\$ 23,252
Broome Recipient Affairs	\$ 282,535
Wyoming Conference	\$ 51,625

and be it

FURTHER RESOLVED, that each agency shall comply with any and all accounting procedures prescribed by the County Comptroller, and be it

FURTHER RESOLVED, that the County's contribution shall not cover any amounts provided by State or Federal funding, and be it

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

**Carried.**

### **RESOLUTION NO. 654**

By Health Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE HANDICAPPED CHILDREN'S ASSOCIATION 2003 PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH HANDICAPPED CHILDREN'S ASSOCIATION TO ADMINISTER SAID PROGRAM FOR 2003**

WHEREAS, the Commissioner of Mental Health requests authorization to accept the Handicapped Children's Association 2003 Program Grant, to adopt a program budget in the amount of \$179,078 and to enter into an agreement with the Handicapped Children's Association to administer said program for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said grant program will provide early intervention services for developmentally and physically disabled persons, primarily children and their families, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$179,078 from the New York State Office of Mental Retardation and Developmental Disabilities for the Department of Mental Health's Handicapped Children's Association 2003 Program Grant for the period January 1, 2003 through December 31, 2003, 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 \$179,078, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Handicapped Children's Association, 18 Broad Street, Johnson City, New York 13790 to administer said program grant for a total amount not to exceed \$179,078 for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.5026.104XXX (Handicapped Children's Association), 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

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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.**

#### **RESOLUTION NO. 655**

By Economic Development & Planning, Personnel and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDS FROM THE OFFICE OF EMPLOYMENT AND TRAINING TO SUPPORT THE POSITION OF DEPUTY DIRECTOR OF WORKFORCE AND ECONOMIC DEVELOPMENT IN THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003**

WHEREAS, the Commissioner of Planning and Economic Development requests authorization to accept funding from the Office Of Employment and Training to support the position of Deputy Director of Workforce and Economic Development in the Department of Economic Development and Planning and adopt a program budget in the total amount of \$67,346 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said funding will be used, to support the salary, in part, of the Deputy Director of Workforce and Economic Development, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$47,346 from Office of Employment and Training for the Department of Economic Development and Planning for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$67,346, and be it

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

**Carried.**

#### **RESOLUTION NO. 656**

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF THE UNDERAGE DRINKING AND TEENAGE DRUNK DRIVING PREVENTION PROJECT FOR THE STOP-DWI PROGRAM, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH VARIOUS BROOME COUNTY POLICE AGENCIES FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 30 of 2002, authorized and approved the Underage Drinking and Teenage Drunk Driving Prevention Project for the STOP DWI Program, adopted a program budget in the amount of \$26,500 and authorized agreements with various Broome County police agencies for the period October 1, 2001 through September 30, 2002, and

WHEREAS, said grant program provides funding to augment underage drinking and teenage drunk driving prevention efforts in Broome County, and

WHEREAS, it is desired to renew said grant program in the amount of \$26,500 and authorize agreements with the Broome County Sheriff, City of Binghamton, Johnson City, Endicott and Vestal Police Agencies and the Villages of Deposit and Port Dickinson to conduct special underage enforcement patrols for the period October 1, 2002 through September 30, 2003 (*dates*), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,500 from the New York State Governor's Traffic Safety Committee, 6 Empire State Plaza,

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Albany, New York 12228 for the Broome County STOP-DWI Underage Drinking and Teenage Drunk Driving Prevention Project for the period October 1, 2002 through September 30, 2003, 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 \$26,500, and be it

FURTHER RESOLVED, that this County Legislature authorizes agreements with various Broome County police agencies as listed on Exhibit "B" and for the amounts as indicated on Exhibit "B" for the period October 1, 2002 through September 30, 2003, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820027.4457.104XXX (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, 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) is 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.**

#### **RESOLUTION NO. 657**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF A BROOME COUNTY IMPAIRED DRIVING  
DETERRENCE PROGRAM (F/K/A GOVERNOR'S TRAFFIC SAFETY COMMITTEE GRANT)  
FOR THE STOP-DWI PROGRAM, ADOPTING A PROGRAM BUDGET IN CONNECTION  
THEREWITH AND AUTHORIZING AGREEMENTS WITH VARIOUS MUNICIPALITIES FOR  
2002-2003**

WHEREAS, this County Legislature, by Resolution 192 of 2002, authorized and approved the Governor's Traffic Safety Grant for the STOP-DWI Program, adopted a program budget in the amount of \$22,000 and authorized agreements with various Broome County police agencies for the period January 1, 2002 through September 30, 2002, and

WHEREAS, said grant program enhances STOP-DWI enforcement and public awareness initiatives, and

WHEREAS, it is desired to renew the Broome County Impaired Driving Deterrence Program (f/k/a Governor's Traffic Safety Grant) in the amount of \$31,380 and authorize agreements with various Broome County police agencies for the period October 1, 2002 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$31,380 from the Governor's Traffic Safety Committee, Department of Motor Vehicles, 6 Empire State Plaza, Albany, New York 12228 for the Broome County Impaired Driving Deterrence Program for the period October 1, 2002 through September 30, 2003, 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 \$31,380, and be it

FURTHER RESOLVED, that this County Legislature authorizes agreements with various Broome County police agencies as listed on Exhibit "B" and for the amounts as indicated on Exhibit "B" for the period October 1, 2002 through September 30, 2003, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820027.4457.104XXX (Subcontracted Program Expense), and be it

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

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

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

**Carried.**

### **RESOLUTION NO. 658**

By County Administration and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH BSB BANK AND TRUST FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR LEASE/PURCHASE OF A MITSUBISHI DPX 5080 PLATE SETTER FOR 2002-2007**

WHEREAS, this County Legislature, by Resolution 242 of 2002, authorized an agreement with Graphic Service and Equipment Co. for the lease/purchase of the DPX 5080 Plate Setter and an agreement with BSB Bank and Trust for financing the lease/purchase of said equipment for the period July 1, 2002 through June 30, 2007, and

WHEREAS, it is necessary to authorize the amendment of said agreement to change the term of the agreement to November 19, 2002 through November 9, 2007, and

WHEREAS, the Director of Information Technology 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 BSB Bank & Trust, 431 E. Fayette Street, Syracuse, New York 13202-1914, changing the term of the agreement to November 19, 2002 through November 9, 2007, and be it

FURTHER RESOLVED, that Resolution 242 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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

**Carried.**

### **RESOLUTION NO. 659**

By Health Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING THE CHARGE STRUCTURE FOR RESIDENTS OF WILLOW POINT NURSING HOME**

WHEREAS, this County Legislature, by Resolution 395 of 1997, as amended by Resolutions 620 of 1998, 662 of 1999, 558 of 2000, 603 of 2001 and 146 of 2002, authorized a charge structure for services provided to the residents of Willow Point Nursing Home, and

WHEREAS, it is necessary to change the charge structure to \$191.07 for Semi-Private Room and Board and \$196.52 for Private Room and Board, reflecting a 3% increase in said room rates, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the change of the charge structure for residents of Willow Point Nursing Home effective May 1, 2002 as follows:

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- |                                |                                       |
|--------------------------------|---------------------------------------|
| a. Semi-Private Room and Board | \$191.07 per day                      |
| b. Private Room and Board      | \$196.52 per day                      |
| c. Physical Therapy            | Per Medicare Fee Schedule             |
| d. Occupational Therapy        | Per Medicare Fee Schedule             |
| e. Speech Therapy              | Per Medicare Fee Schedule             |
| f. Prescription Medications    | \$cost plus 20% markup                |
| g. Lab and X-rays              | \$cost plus 20% administrative markup |

and be it

FURTHER RESOLVED, that said charge structure shall remain in effect until such time as changes are required, 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 Comptroller and the Commissioner of Finance are hereby authorized within the restraints of this Resolution to make any necessary adjustments to implement the intent and purpose of this Resolution.

**Carried.**

### **RESOLUTION NO. 660**

By County Administration

Seconded by Mr. Wike

#### **RESOLUTION ESTABLISHING THE DATE AND TIME OF THE ORGANIZATIONAL MEETING OF THE 2003 BROOME COUNTY LEGISLATURE**

WHEREAS, Article II of the Broome County Charter and Code provides that the County Legislature shall adopt by resolution all necessary rules and regulations for its own conduct and procedure, now, therefore, be it

RESOLVED, that the meeting to organize the 2003 Broome County Legislature shall be held on Thursday, January 2, 2003 at 5:00 p.m., EST, in the Legislative Chambers, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York, and be it

FURTHER RESOLVED, that the Legislature at said Organizational Meeting shall establish the dates and starting times of all regular meetings and consider such other business as may legally come before it, and be it

FURTHER RESOLVED, that the Legislature shall at said Organizational Meeting consider the election of a Legislative Chairperson, election of a Legislative Clerk, appointment of a Legislative Assistant, establishment of Rules of Order and any other business as may legally come before it.

**Carried.**

### **RESOLUTION NO. 661**

By Community & Social Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION REVISING ALLOWANCES IN CONNECTION WITH COUNTY CONTRIBUTION TO BURIAL OF VETERANS PURSUANT TO SECTION 148 OF THE GENERAL MUNICIPAL LAW**

WHEREAS, this County Legislature, by Resolution 524 of 1996 amended the limits and procedures with regard to County contribution of the costs of burial of veterans pursuant to Section 148 of the New York State General Municipal Law, and

WHEREAS, the Director of the Veteran's Service Agency requests that those limits and procedures be more specifically described and clarified, now, therefore be it

RESOLVED, that for those burials of honorably discharged members of the armed forces or those relatives qualifying pursuant to said statute where such individuals die within Broome County without leaving sufficient means to defray their funeral expenses, a County contribution

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of up to \$2,129 in 2003 and thereafter is hereby authorized to defray the cost of interment, such amounts to include the cost to the County of purchasing a burial plot if such is provided, and be it

FURTHER RESOLVED, that in those instances where an individual qualifies under Section 148 of the General Municipal Law, an additional County contribution of up to \$180 for purchase of a casket, \$660 for the cost of a grave liner, and \$300 for the cost of opening and closing the grave, are hereby authorized, effective January 1, 2003, and be it

FURTHER RESOLVED, that in no event shall the County contribute any amount to said burial cost or headstone cost where the total cost of the funeral exceeds \$3,269 in 2003 or thereafter, exclusive of cemetery costs and equipment, and be it

FURTHER RESOLVED, that Resolution 524 of 1996 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.

**Carried.**

### **RESOLUTION NO. 662**

By County Administration, Public Safety and Emergency Services and Finance Committees  
Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH NEW WORLD SYSTEMS FOR SOFTWARE LICENSING AND RELATED SERVICES FOR THE OFFICE OF THE SHERIFF'S MOBILE COMPUTING SYSTEM FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 314 of 2002, authorized an agreement with New World Systems for software licensing and related services for the Office of the Sheriff's mobile computing system for the Division of Information Technology at a cost not to exceed \$136,400 for the period August 1, 2002 through July 31, 2003, and

WHEREAS, said agreement is necessary for software licensing, project management, installation and training for the Office of the Sheriff's mobile computing system, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the cost by an additional \$6,500 to cover the cost of travel expenses, and

WHEREAS, the Director of Information Technology 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 New World Systems, 888 West Big Beaver Road, Suite 1100, Troy Michigan 48084-4749 to increase the cost by an additional \$6,500 to cover the cost of travel expenses for the Office of the Sheriff's mobile computing system for the Division of Information Technology for the period August 1, 2002 through July 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount of \$6,500, total amount not to exceed \$142,900, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be \$103,700 from budget line 450080.4515.104381 (Software Rental) and \$39,200 from budget line 450080.4726.104381 (Contracted Data Processing), and be it

FURTHER RESOLVED, that Resolution 314 of 2002, 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.**

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**RESOLUTION NO. 663**

By Finance Committee

Seconded by Mr. Whalen

**RESOLUTION AMENDING BOND RESOLUTION 605 of 2002 HERETOFORE ADOPTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF BROOME, NEW YORK, ON SUCH DATE, WITH RESPECT TO THE MAXIMUM ESTIMATED COST AND PLAN OF FINANCING THEREFORE**

WHEREAS, Bond Resolution 378 of 2002 adopted by this County Legislature on August 22, 2002, as amended by Bond Resolution 605 of 2002 adopted by this County Legislature on November 21, 2002, set forth a maximum estimated cost for Arena Renovations in the amount of \$415,000, and

WHEREAS, the State has provided an additional \$2,000,000 from the Senate Strategic Investment Program (SSIP) to provide general operating support for the Broome County Department of Parks and Recreation, and

WHEREAS, the Commissioner of Parks and Recreation has requested authorization to utilize said increase in grant funding to provide renovations not only to the Broome County Veterans Memorial Arena (Arena) but also the Forum, and

WHEREAS, in order to fund the renovations at the Arena and Forum, it is necessary to increase the amount of the bond authorized by Bond Resolution 378 of 2002 dated August 22, 2002, as amended by Bond Resolution 605 of 2002 dated November 22, 2002 by \$2,000,000, and

WHEREAS, it is the intent of this County Legislature to revise the maximum estimated cost for this resolution in light thereof, now, therefore, be it

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

Section 1. Section 1 of the Bond Resolution referenced in the preambles hereto is hereby amended, in part, so that the following description of the Project entitled "Arena and Forum Renovations" shall read as follows:

<u>Project Name/P.P.U./LFL Section 11.00</u>	<u>Maximum Estimated Cost</u>
Area and Forum Renovations (5 years, Sub. 35)	\$2,415,000

Increasing the total from \$415,000 to \$2,415,000

Section 2. Section 3 of said Bond Resolution is also hereby amended so that the aggregate maximum estimated cost so set forth therein is increased by \$2,000,000 to \$2,415,000 and the plan of financing set forth therein is amended to increase the amount of serial bonds to be issued by \$2,000,000 to \$2,415,000.

Section 3. This Resolution to the extent inconsistent with Resolution 378 and 605 of 2002 supercedes and amends said prior Bond Resolution.

Section 4. The validity of such bonds and bond anticipation notes may be contested only if:

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

Section 5. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in The Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

**Carried.**

**RESOLUTION NO. 664**

By County Administration and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN INFORMATION TECHNOLOGY AND CORNING DATA SERVICES, INC. FOR A SOFTWARE SUBSCRIPTION FOR THE PUBLIC SAFETY FACILITY'S AS/400 FOR 2003-2006**

WHEREAS, the Director of Information Technology requests authorization for an agreement with Corning Data Services, Inc. for a software subscription for the Public Safety Facility's AS/400 at a cost not to exceed \$19,899 for the period from January 17, 2003 through January 16, 2006, and

WHEREAS, said agreement is necessary for a software subscription for the operating system software for the Public Safety's AS/400, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Corning Data Services, Inc., for a software subscription for the Public Safety Facility's AS/400 for the period January 17, 2003 through January 16, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$19,899 for the term of the agreement, and be it

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

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

**Carried.**

**RESOLUTION NO. 665**

By Finance, Education, Culture & Recreation and Public Works Committees

Seconded by Mr. Wike

**RESOLUTION AMENDING THE 2002 CAPITAL IMPROVEMENT PROGRAM**

RESOLVED, that the 2002 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost</u>		<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	
501378	Arena and Forum Renovations	415,000	0	0	415,000

  

<u>Year Start</u>	<u>Local Finance Law Sec. 11</u>		<u>How Financed</u>	
	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>
2002	5	35	415,000*	415,000

Description: General renovations to the Arena. Including but not limited to engineering and design, locker room renovations, and sound systems upgrade.

\* Authority to bond is granted as a contingency in the event the transfer to capital herein authorized does not take place prior to the date the funds are needed for the capital project.



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	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
Increase Revenue	541003	0618	101000	State Aid – Culture and Recreation	415,000
Increase Appropriation	541003	9004	101000	Transfer to Capital	415,000

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost</u>		<u>County</u>
			<u>State</u>	<u>Federal/Other</u>	
501378	Arena and Forum Renovations	2,415,000	2,000,000	0	415,000

<u>Year Start</u>	<u>Local Finance Law Sec. 11</u>		<u>How Financed</u>	
	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>
2002	5	35	2,415,000*	415,000

Description: General renovations to the Arena and Forum. Including but not limited to engineering/design/construction of locker room renovations, skyboxes, concessions and arena club, audio-video system and miscellaneous interior wall treatments.

\* Authority to bond is granted as a contingency in the event the transfer to capital herein authorized does not take place prior to the date the funds are needed for the capital project.

NOTE: The additional \$2,000,000 is a special state allocation and does not have to flow through the County operating budget.

FURTHER RESOLVED, that the General Fund is amended as follows:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
Increase Revenue	541003	0618	101000	State Aid Culture and Recreation	415,000
Increase Appropriation	541003	9004	101000	Transfer to Capital	415,000

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller, and Commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this resolution.

**Carried.**

### RESOLUTION NO. 666

By Finance and Health Services Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR PUBLIC HEALTH**

RESOLVED, that in accordance with a request from the Director of Public Health in order to maximize expenditures for the TB Elimination grant, as requested in BF# 004039 & 004040 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds for 2002:

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	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
From:	480301	1000	104637	Salaries – Full Time	8,883
	480301	4346	104637	Training and Education	100
	480301	4349	104637	Misc. Operating Supplies	188
	480301	4457	104637	Subcontract Prog. Expense	350
	480301	8010	104637	State Retirement	138
	480301	8030	104637	Social Security	367
	480301	8040	104637	Workers' Compensation	115
	480301	8050	104637	Life Insurance	7
	480301	8060	104637	Health Insurance	554
	480301	8063	104637	Disability Insurance	56
To	480301	1600	104637	Salaries – Temporary	5,849
	480301	4319	104637	Office Supplies	216
	480301	4461	104637	Mileage & Parking	250
	480301	4462	104637	Travel, Hotel, Meals	200
	480301	4463	104637	Education and Training	50
	480301	4606	104637	Telephone Billing	450
	480301	4618	104637	Office Supplies/Postage	50
	480301	8070	104637	Unemployment Insurance	3,693

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health in order to maximize expenditures for the TB concepts grant, as requested in BF# 004037 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds for 2002:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
From	480301	4319	104688	Office Supplies	250
	480301	4346	104688	Training and Education	100
	480301	4349	104688	Misc. Operating Expense	365
	480301	4359	104688	Computer Software	3,500
	480301	4462	104688	Travel, Hotel, Meals	200
To	480301	1600	104688	Salaries – Temporary	980
	480301	4457	104688	Subcontract Prog. Expense	3,300
	480301	8010	104688	State Retirement	20
	480301	8030	104688	Social Security	95
	480301	8040	104688	Workers' Compensation	20

and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller, and Commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this Resolution.

**Carried.**

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### **RESOLUTION NO. 667**

By Personnel, Public Works and Finance Committees

Seconded by Mr. Miller

#### **RESOLUTION CONFIRMING APPOINTMENT OF WILLIAM M. BARBER AS COMMISSIONER OF PUBLIC WORKS**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article IX, Section 901 of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, William M. Barber, 60 Audubon Avenue, Binghamton, New York 13903 as Commissioner of Public Works at his current annual salary of \$79,300, and

WHEREAS, the County Executive certifies that Mr. Barber is fully qualified to fill the position of Commissioner of Public Works, and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article IX, Section 901 of the Broome County Charter, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of William M. Barber as Commissioner of Public Works at his current annual salary of \$79,300, effective January 1, 2003 in accordance with his appointment by the County Executive.

The Chair granted a request from Mr. Pasquale for a separate vote on the appointment of Mr. Barber as Commissioner of Public Works and then on the salary as presented. The appointment **carried** unanimously. The salary as presented failed, Ayes-9 (Burger, Holley, Howard, Hull, Lindsey, Miller, Shafer, Sweet, Schofield), Nays-10 (Brunza, Harvilla, Hudak, Kolba, Mather, Nannery, O'Day, Pasquale, Whalen, Wike). By passage of this resolution, it is the understanding of the body that Mr. Barber will assume the position at the prevailing wage established in the 2003 Admin II Salary Schedule of Grade I, \$69,300.

### **RESOLUTION NO. 668**

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING REVISION OF GRANTS FROM THE NEW YORK STATE OFFICE OF PARKS AND RECREATION AND HISTORIC PRESERVATION FOR GENERAL OPERATING SUPPORT OF THE DEPARTMENT OF PARKS AND RECREATION FOR 2002-2003**

WHEREAS, this County Legislature, by Resolutions 377 and 606 of 2002, authorized the acceptance of grants from the New York State Office of Parks and Recreation and Historic Preservation for general operating support of the Broome County Department of Parks and Recreation in the total amount of \$415,000 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grants provides general operating support for the Broome County Department of Parks and Recreation, and

WHEREAS, it is necessary at this time to revise said grants to reflect additional funds from the New York State Senate Strategic Investment Program (SIP) to provide renovation funding from the Broome County Forum as well as the Broome County Veterans Memorial Arena in the total amount of \$2,000,000 and to extend the grant period from April 1, 2002 through January 1, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the grants to reflect an increase of \$2,000,000 from the New York State Senate Strategic Investment Program (SIP), for a total amount of \$2,415,000, for the general operating support of the Broome County Department of Parks and Recreation for the period April 1, 2002 through January 1, 2004, and be it

FURTHER RESOLVED, that upon receipt of said grants, the proceeds shall be credited to budget line 541033.0618.101000 (State Aid – Culture and Recreation), and be it

FURTHER RESOLVED, that Resolutions 377 and 606 of 2002, to the extent consistent herewith, shall remain in full force and effect, and be it

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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) is 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.**

#### **RESOLUTION NO. 669**

By Personnel and Finance Committees

Seconded by Mr. Shafer

#### **RESOLUTION AUTHORIZING HIRING WILLIAM A. SCZESNY AS DIRECTOR OF HIGHWAYS AT A SALARY ABOVE THE MINIMUM**

WHEREAS, the County Executive has recommended hiring William A Sczesny, as Director of Highways at his current annual salary of \$69,300, which is above the minimum salary of \$59,800, and

WHEREAS, William A Sczesny is qualified as a Director of Highways and has experience and/or education which justify said salary, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes hiring William A Sczesny, as Director of Highways, Grade F Admin II, at an annual salary of \$69,300 at budget line 030122.1000.101000, effective 1/1/2003.

**Failed,** Ayes-6 (Holley, Hull, Lindsey, Miller, Shafer, Sweet), Nays-13 (Brunza, Burger, Harvilla, Howard, Hudak, Kolba, Mather, Nannery, O'Day, Pasquale, Whalen, Wike, Schofield).

#### **RESOLUTION NO. 670**

By Personnel, Transportation and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION**

RESOLVED, that in accordance with a request from the Commissioner of Public Transportation as contained in PCR#03-xx, this County Legislature hereby authorizes the upgrade of (1) Director of Transit Operations position, Full Time, at budget line 220004.1000.203000, minimum salary of \$37,893, Grade 21, Admin I (*current individual at top of Grade 21 pay scale at a salary of \$49,379*) to (1) Director of Transit Operations position, Full Time, at budget line 220004.1000.203000, minimum salary of \$57,300, Grade E, Admin II, effective date 1/1/03, and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller, and Commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this resolution.

**Carried.**

#### **RESOLUTION NO. 671**

By County Administration and Finance Committees

Seconded by Mr. Howard

#### **RESOLUTION AUTHORIZING AGREEMENT WITH ROD STONE FOR DATA PROCESSING SERVICES FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2003**

WHEREAS, the Director of Information Technology requests authorization for an agreement with Rod Stone for data processing services for the Division of Information

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Technology at a rate of \$50 per hour, total cost not to exceed \$62,000, for the period January 1, 2003 through July 31, 2003, and

WHEREAS, said services are necessary to provide data processing services for payroll (MSA) expansion, changes to the County's W-2 Program and a major upgrade to the newest version of Real Property software, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Rod Stone, RR#1, Box 1820, Friendsville, Pennsylvania 18818 for data processing services for the Division of Information Technology for the period January 1, 2003 through July 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$50 per hour, total amount not to exceed \$62,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370032.4726.50236 (Contracted Data Processing Services), and be it

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

**Carried.**

### **RESOLUTION NO. 672**

By Education, Culture & Recreation and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AMENDING RESOLUTION NUMBER 269 OF 2001 TO PROVIDE FOR ACCEPTING ADDITIONAL GRANT MONEYS FOR SNOWMOBILE TRAIL DEVELOPMENT AND MAINTENANCE IN BROOME COUNTY**

WHEREAS, this County Legislature by Resolution Number 269 of 2001 authorized the acceptance of grants from the New York State Office of Parks, Recreation and Historic Preservation for snowmobile trail development and maintenance in an amount not to exceed \$15,000 annually, and

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has notified the Broome County Commissioner of Parks and Recreation that annual snowmobile trail development and maintenance grants are available in amounts in excess of \$15,000, and

WHEREAS, the Commissioner of Parks and Recreation has requested that Resolution No 269 of 2001 be amended to increased the annual grant amount from \$15,000 to \$30,000, now, therefore, be it

RESOLVED, that this County Legislature hereby amends Resolution Number 269 of 2001 to authorize the acceptance of annual grants from the New York State Office of Parks, Recreation and Historic Preservation in an amount each year not to exceed \$30,000, and be it

FURTHER RESOLVED, that Resolution 269 of 2001, 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) is 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.**

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**RESOLUTION NO. 673**

By Personnel and Finance Committees

Seconded by Mr. Holley

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF MENTAL HEALTH**

RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#03-30, this County Legislature hereby authorizes the upgrade the Deputy Commissioner of Community Mental Health Services position, Full Time, at budget line 470013.1000.101000, from Admin II Grade E, minimum salary of \$57,300 to Admin II Grade G, minimum salary of \$62,300, effective date 1/1/03, and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller, and Commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this resolution.

**Held over 'under the rules'** by Ms. Nannery.

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**  
The meeting was adjourned at 6:02 p.m.

