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**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, MARCH 20, 2003**

The Legislature convened at 5:07 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Hutchings, Shafer).

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

Mr. Mather made a motion, seconded by Mr. Wike, that the minutes of the February 20, 2003 and March 3, 2003 Regular Sessions be approved as prepared and presented by the Clerk. **Carried**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

Mr. Schofield noted that the committee minutes for the period February 20, 2003 through March 3, 2003 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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

**ANNOUNCEMENTS FROM THE CHAIR**

Mr. Schofield indicated that Resolution No. 124 recognizing the Johnson City Central High School Varsity Wrestling Team for being the top ranked large school wrestling champion in New York State for the 2002-2003 wrestling season was taken out of order so as to allow Legislators Kuzel and Kolba to recognize said team for their accomplishments.

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

Letters from the County Executive, Jeffrey P. Kraham:

- A. 2003 State of the County
- B. Appointments from the County Executive, Jeffery P. Kraham:
  - 1. Broome County Arena Board of Directors
  - 2. Broome County Family Violence Prevention Council
  - 3. Broome County Planning Advisory Board
  - 4. Broome County Environmental Council Board of Directors

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

- A. Petitions: None
- B. Communications:
  - 1. Minutes
    - a. Landfill Citizens Advisory Committee 10/21/02
    - b. Broome County Association of Municipal Clerks 2/20/03
    - c. Cornell Cooperative Extension of Broome County 1/23/03
    - d. EMC-Environmental Management Council 2/6/03
    - e. EMC-Recycling & Waste Management Committee 2/24/03
  - 2. Letter from EMC to NYS Environmental Conservation-Re: Comments on Draft Voluntary Cleanup Guide (May 2002)
  - 3. Letter from EMC to NYS Environmental Conservation-Re: Comments on Draft Technical Guidance for Site Investigation and Remediation
  - 4. NYSAC-Legislative Resolutions 2003, Adopted 2/3/03
  - 5. Tentative Agreement between Broome County & BAPA 2002-2005

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6. Town of Kirkwood-Public Hearing 2/25/03- Zoning Ordinance-Mining Districts
  7. Memo from Budget & Research-2003 Pension Costs
- C. Notices: None
- D. Reports:
1. BCC-January 2003 Budget Transfers
  2. Public Defender-Annual Statistical Report 2002
  3. Personnel Department-2002 Annual Report
  4. Audit & Control-Quarterly Accounts Receivable Analysis 2/03
  5. Audit & Control- Payroll Audit-Sheriff's Department 2/03
  6. Audit & Control- Payroll Audit-Office of Emergency Services 3/03
  7. Audit & Control-Payroll Audit-Law Office, Medical Examiner & Coroners Office

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

Letters from the Chair, Daniel A. Schofield:

1. Designations for G. Kolba & C. Burger 3/10/03-3/13/03
2. Designation for W. Miller 3/12/03

Mr. Kuzel made a motion, seconded by Mr. Howard, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2003 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

Mr. Brunza and Mr. Lindsey were designated as participants with Chair Schofield in the 'Short Roll Call'. Resolutions were acted upon out of order, but for the purpose of clarity, they are presented here in numerical order.

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

##### **RESOLUTION NO. 75**

(Automatic Hold Over)

By County Administration and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1, 2003, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, MODIFYING CHARGES AT THE COUNTY LANDFILL."**

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

#### **RESOLUTIONS INTRODUCED AT THIS SESSION**

##### **RESOLUTION NO. 86**

By Public Safety & Emergency Services and Finance Committees

Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH IOS CAPITAL AND IKON OFFICE SOLUTIONS FOR THE LEASE AND RELATED SERVICE AGREEMENT FOR A DIGITAL COPY MACHINE FOR THE OFFICE OF THE SHERIFF FOR 2001-2006**

WHEREAS, this County Legislature, by Resolution 339 of 2001, authorized an agreement with IOS Capital and IKON Office Solutions for lease and related service agreement for a digital copy machine for the Office of the Sheriff at a cost of \$236 per month plus an overage rate of .006 per copy when applicable, total amount not to exceed \$15,780, for the period July 1, 2001 through June 30, 2006, and

WHEREAS, said services are necessary to provide a copier at the training academy, and

WHEREAS, it is necessary to amend the term of the agreement to July 20, 2001 through July 19, 2006, and

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WHEREAS, it is necessary to authorize the amendment of said agreement to add a network print board at an additional cost of \$90.83 per month, total amount of \$326.83 per month, beginning April 1, 2003, and

WHEREAS, the Sheriff 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 lease agreement with IOS Capital, P.O. Box 9115, Macon, Georgia 31208-9115 and related service agreement with IKON Office Solutions, 21 South Washington Street, Binghamton, New York 13903 to amend the term of the agreement to July 20, 2001 through July 19, 2006, and be it

FURTHER RESOLVED, that this County Legislature authorizes an amendment to the lease agreement to add a network print board for the Office of the Sheriff beginning April 1, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount of \$90.83 per month for the network print board, total amount of \$326.83 per month, beginning April 1, 2003, total amount not to exceed \$19,672.66, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450015.4518.101000 (Machine Rental), and be it

FURTHER RESOLVED, that Resolution 339 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

#### **RESOLUTION NO. 87**

By Finance Committee

Seconded by Ms. Hudak

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

WHEREAS, the County of Broome now owns a parcel of real property listed as Tax Map No. 057.04-2-2 in the Town of Fenton, located at 20 Steed Road, Fenton, New York, 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 Jeffrey L. and Cecilia I. Taulbee, 229 Marshman Road, Chenango Forks, New York 13746 for a total amount of \$13,000, and

WHEREAS, that the amount due at closing shall reflect a deposit of \$1,300, total amount due at closing in the amount of \$11,700, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property listed as Tax Map No. 057.04-2-2 in the Town of Fenton, located at 20 Steed Road, Fenton, New York to Jeffrey L. and Cecilia I. Taulbee, 229 Marshman Road, Chenango Forks, New York 13746 for a total amount of \$13,000, and be it

FURTHER RESOLVED, that the amount due at closing shall reflect a deposit of \$1,300, total amount due at closing in the amount of \$11,700, 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

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### RESOLUTION NO. 88

By Finance Committee

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING THE CANCELLATION OF REAL PROPERTY TAXES, PENALTIES AND INTERESTS ON A PARCEL OF REAL PROPERTY IN THE TOWN OF CONKLIN AND DELETION OF THE PARCEL FROM THE TAX ROLLS**

WHEREAS, it is necessary to cancel the taxes, interest and penalties on a parcel of real property in the Town of Conklin and to delete the parcel from the tax rolls by virtue of the reason stated below, now, therefore, be it

RESOLVED, that taxes, interest and penalties will be cancelled on the following parcel of real property in the Town of Conklin and said parcel will be deleted from the tax rolls:

Town:	Conklin
Tax Map Number:	161.08-1-25
Address:	N/A
Taxes, Interest and Penalties to be Cancelled:	Year: 1999 -- \$35.05 Year: 2000 -- \$44.82 Year: 2001 -- \$41.06 Year: 2002 -- \$26.32
Reason:	Parcel already exist under another tax map number: 161.08-1-3
Parcel to be deleted:	161.08-1-25

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

### RESOLUTION NO. 89

By Finance Committee

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES, INTEREST AND PENALTIES ON PARCELS IN VARIOUS TOWNS IN BROOME COUNTY**

WHEREAS, it is necessary to cancel taxes, interest and penalties on the parcels of real property by virtue of the reasons stated on the attached Exhibit "A", now, therefore, be it

RESOLVED, that taxes, interest and penalties will be cancelled on the parcels of real property as listed on attached the Exhibit "A" by virtue of the reasons stated.

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

### RESOLUTION NO. 90

By Health & Human Services, Personnel and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF HIV COUNSELING, TESTING, REFERRAL, PARTNER NOTIFICATION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 124 of 2002, authorized and approved the HIV Counseling, Testing, Referral, Partner Notification Grant for the Department of Health and adopted a program budget in the amount of \$77,704 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides HIV/STD/TB education, counseling and testing in the Broome County Correctional Facility, homeless shelters, drug rehabilitation residential units and community-based programs for high risk adolescents, and

WHEREAS, it is desired to renew said grant program in the amount of \$77,704 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$77,704 from the New York State Department of Health, STD Control Program, Empire State Plaza, Room 2523, Albany, New York 12237, for the Department of Health's HIV Counseling, Testing, Referral, Partner Notification Grant for the period April 1, 2003 through March 31, 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 \$ 77,704, 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

### **RESOLUTION NO. 91**

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING AGREEMENT WITH VALERIE C. BROWN, SOUTHERN TIER OCCUPATIONAL THERAPY ASSOCIATES (STOTA) FOR OCCUPATIONAL THERAPY SERVICES FOR THE DEPARTMENT OF HEALTH'S EARLY INTERVENTION AND PRESCHOOL EDUCATION PROGRAMS FOR 2003-2004**

WHEREAS, the Director of Public Health requests authorization for an agreement with Valerie C. Brown, Southern Tier Occupational Therapy Associates (STOTA), for occupational therapy services for the Department of Health's Early Intervention Program for the period April 1, 2003 through December 31, 2003 and the Preschool Education Program for the period April 1, 2003 through June 30, 2004, at rates set by the New York State Department of Health and the Broome County Department of Health, at a cost not to exceed budgeted appropriations, and

WHEREAS, said agreement is necessary for the programs to have an occupational therapist with certification in and experience with Sensory Integration, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Valerie C. Brown, Southern Tier Occupational Therapy Associates (STOTA), 823 Farm to Market Road, Endwell, New York 13760, for occupational therapy services for the Department of Health's Early Intervention Program for the period April 1, 2003 through December 31, 2003 and the Preschool Education Program for the period April 1, 2003 through June 30, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at rates set by the New York State Department of Health as shown on Exhibit "A" and the Broome County Health Department as shown on Exhibit "B", total amount not to exceed budgeted appropriations, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480293.various.101082 and 480293.4706.101081 (Rehab and Therapy Services), and be it

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

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

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## RESOLUTION NO. 92

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING RENEWAL OF SAFE PLACES GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING THE AGREEMENT WITH MOTHERS AND BABIES PERINATAL NETWORK OF SOUTH CENTRAL NY, INC. TO ADMINISTER SAID PROGRAM FOR 2003**

WHEREAS, this County Legislature, by Resolution 120 of 2002, authorized and approved the Safe Places Grant for the Youth Bureau, adopted a program budget in the amount of \$45,000 and authorized an agreement with Mothers and Babies Perinatal Network of South Central NY, Inc. to administer said program for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides opportunities and support to unsupervised youth during non-school hours at an established family resource center, and

WHEREAS, it is desired to renew said grant program in the amount of \$45,000, adopt a program budget and renew the agreement with Mother's and Babies Perinatal Network of South Central NY, Inc. to administer said program 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 \$45,000 from New York State Office of Children & Family Services, 52 Washington Street, Rensselaer, New York 12144-2796, for the Youth Bureau's Safe Places 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 \$45,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Mother's and Babies Perinatal Network of South Central NY, Inc., 45 Lewis Street, Binghamton, New York 13901 to administer said program for the Youth Bureau 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 \$45,000 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 Expenses), and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

## RESOLUTION NO. 93

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING THE AGREEMENTS WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2003**

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WHEREAS, this County Legislature, by Resolution 99 of 2002, authorized and approved the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$50,915 and authorized agreements with Catholic Charities for an amount not to exceed \$30,000 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center for an amount not to exceed \$20,915 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides opportunities and support to teenagers who come from historically dysfunctional families by providing them with positive role models, a safe haven and support network to help them gain independence, and

WHEREAS, it is desired to renew said grant program in the amount of \$54,193, adopt a program budget in connection therewith and renew agreements with Catholic Charities for an amount not to exceed \$30,000 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center for an amount not to exceed \$15,593 to administer the Interim Family Host Homes portion of said grant 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 \$54,193 from the Office of Children & Family Services, Suite 105, The Atrium, 2 Clinton Square, Syracuse, New York 13202, for the Youth Bureau's Runaway and Homeless Youth 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", and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 for an amount not to exceed \$30,000 to administer the Youth Bureau's Transitional Living/Supported Residence portion of the Runaway Homeless Youth Grant Program for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Berkshire Farm Center and Services for Youth, 168 Water Street, 4<sup>th</sup> Floor, Binghamton, New York 13901 to administer the Interim Family Host Homes portion of the Runaway and Homeless Youth Program Grant for the Youth Bureau for an amount not to exceed \$15,593 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 640052.4457.XXXXXX (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, 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

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### RESOLUTION NO. 94

By Education, Culture and Recreation Committee

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH THE VILLAGE OF ENDICOTT FOR GOLF CART STORAGE AT GRIPPEN PARK DURING THE BC OPEN FOR 2003**

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with the Village of Endicott for golf cart storage at Grippen Park during the BC Open at no cost to the Village or to the County, for the period July 14, 2003 through July 20, 2003, renewable for one year at Broome County's option, and

WHEREAS, said services are necessary to provide a secure location for storage of the En-Joie Golf Course golf carts during the BC Open Golf Tournament, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Village of Endicott, 1009 East Main Street, Endicott, New York 13760, for golf cart storage at Grippen Park at no cost to the Village or to the County during the BC Open for the period July 14, 2003 through July 20, 2003, renewable for one year at Broome County's option, and be it

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

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

### RESOLUTION NO. 95

By Transportation, Personnel, County Administration and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF BINGHAMTON METROPOLITAN TRANSPORTATION STUDY GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 88 of 2002, authorized and approved the Binghamton Metropolitan Transportation Study Grant and adopted a program budget in the amount of \$436,250 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, it is desired to renew said grant program in the amount of \$453,600 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a Federal Highway Administration Grant in the amount of \$339,719 and Federal Transit Administration Grants totaling \$113,881, for the period April 1, 2003 through March 31, 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 \$453,600, 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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).



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### **RESOLUTION NO. 96**

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF CAREGIVER RESOURCE CENTER PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 109 of 2002, authorized and approved continued participation in the Caregiver Resource Center Program Grant for the Office for Aging and adopted a program budget in the amount of \$20,000 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides educational programs to family caregivers of impaired elderly in Broome County, including programs on personal care, community services, medical problems of aging and maintaining the mental health of the caregiver, and

WHEREAS, it is desired to renew said grant program in the amount of \$20,000 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from the New York State Office for Aging, Empire State Agency, Building 2, Albany, New York 12223-0001, for the Office for Aging's Caregiver Resource Center Program Grant for the period April 1, 2003 through March 31, 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 \$ 20,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

### **RESOLUTION NO. 97**

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF THE LONG TERM CARE OMBUDSMAN PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AN AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 105 of 2002, as amended by Resolution 401 of 2002, authorized and approved continuation of the Long Term Care Ombudsman Program Grant for the Office for Aging and adopted a program budget in the amount of \$12,323 and by Resolution 106 of 2002, as amended by Resolution 391 of 2002, authorized an agreement with Action for Older Persons in the amount of \$11,679 to administer said program, for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides funding for recruitment and training of Ombudsman volunteers who respond to the concerns and complaints expressed by, or on behalf of, residents of long term care facilities, and

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WHEREAS, it is desired to renew said grant program in the amount of \$12,246, adopt a program budget and renew an agreement with Action for Older Persons to continue to administer said program for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$12,246 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Long Term Care Ombudsman Program Grant for the period April 1, 2003 through March 31, 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 \$12,246, and be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Action for Older Persons, 30 West State Street, Binghamton, New York 13901, for recruitment and training services for the Office for Aging's Long Term Care Ombudsman Program Grant for the period April 1, 2003 through March 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,602 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760850.4457.104761 (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,** Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

### **RESOLUTION NO. 98**

By Health & Human Services, Personnel and Finance Committees      Seconded by Ms. Hudak  
**RESOLUTION AUTHORIZING REVISION OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 112 of 2002, authorized the continued participation in the Supplemental Nutrition Assistance Program Grant by the Office for Aging and adopted a program budget in connection therewith in the total amount of \$252,757 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides supplemental funding for congregate meals and home-delivered meals, and

WHEREAS, it is necessary at this time to revise said program to reflect \$14,431 increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Supplemental Nutrition Assistance Program Grant to reflect an increase in grant appropriations of \$14,431 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 \$267,188, and be it

FURTHER RESOLVED, that Resolution 112 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

### **RESOLUTION NO. 99**

By Health & Human Services, Personnel and Finance Committees      Seconded by Ms. Hudak  
**RESOLUTION AUTHORIZING RENEWAL OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 112 of 2002, as amended by a companion resolution, authorized and approved continuation of the Supplemental Nutrition Assistance Program for the Office for Aging and adopted a program budget in the amount of \$267,188, for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides supplemental funding for congregate meals and home-delivered meals, and

WHEREAS, it is desired to renew said grant program in the amount of \$262,392 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$166,855 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Supplemental Nutrition Assistance Program (SNAP) Grant for the Office for Aging 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 \$262,392, 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

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### **RESOLUTION NO. 100**

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JEANNE STRACUZZI FOR NUTRITION COUNSELING FOR THE OFFICE FOR AGING'S SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 73 of 2002, authorized renewal of an agreement with Jeanne Stracuzzi for nutrition counseling for the Office for Aging's Supplemental Nutrition Assistance Program at an amount not to exceed \$21,074, for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said services are necessary for Office for Aging's Nutrition Program and are 100% State reimbursed, and

WHEREAS, said agreement expires by its terms on March 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$31.52 per hour, total amount not to exceed \$22,128 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Jeanne Stracuzzi, R.D., 93 Riley Road, Windsor, New York 13865 for nutrition counseling for the Office for Aging's Supplemental Nutrition Assistance Program for the period April 2, 2003 through March 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$31.52 per hour, total amount not to exceed \$22,128 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760959.4741.104754 (Dietary Services), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

### **RESOLUTION NO. 101**

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 110 of 2002, as amended by Resolution 68 of 2002, authorized and approved continued participation in the Expanded In-Home Services for the Elderly Program for the Office for Aging and adopted a program budget in the amount of \$503,246 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides for personal care and housekeeper/chore services and case management of clients, and

WHEREAS, it is desired to renew said grant program in the amount of \$510,228 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$319,971 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001 for the Office for Aging's Expanded In-Home Services for the Elderly Program for the period April 1, 2003 through March 31, 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 \$510,228, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

### **RESOLUTION NO. 102**

By Health & Human Services and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF COMMUNITY SERVICES FOR THE ELDERLY (CSE) PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 107 of 2002, authorized and approved continued participation in the Community Services for the Elderly (CSE) Program Grant for the Office for Aging and adopted a program budget in the amount of \$421,007 for the period April 1, 2003 through March 31, 2004, and

WHEREAS, said grant program provides for a variety of services including social day care, transportation, rural shopping, in-home mental health counseling and the GROW Program, and

WHEREAS, it is desired to renew said grant program in the amount of \$412,933 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$216,383 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Community Services for the Elderly (CSE) Program Grant for the period April 1, 2003 through March 31, 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 \$412,933, 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

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**RESOLUTION NO. 103**

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

**RESOLUTION AUTHORIZING AGREEMENT WITH COMNETIX COMPUTER SYSTEMS FOR MAINTENANCE SUPPORT FOR THE LIVE SCAN FINGERPRINT IMAGING SYSTEM FOR THE OFFICE OF THE SHERIFF FOR 2002-2003**

WHEREAS, the Broome County Sheriff requests authorization for an agreement with Comnetix Computer Systems for maintenance support for the live scan fingerprint imaging system for the Office of the Sheriff at a cost not to exceed \$5,700, for the period November 1, 2002 through October 31, 2003, and

WHEREAS, said services are necessary to provide maintenance for the live scan fingerprint imaging system and for storing and transmitting images to the Division of Criminal Justice Services in Albany to determine a suspect's criminal record, and

WHEREAS, the Sheriff requests authorization for two (2) one-year renewal options, by mutual consent, at the same terms and conditions, adjusted annually based on the Consumer Price Index for the Northeast, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Comnetix Computer Systems, 2872 Bristol Circle, Suite 100, Oakville, Ontario, Canada L6H6G4, for maintenance support for the live scan fingerprint imaging system for the Office of the Sheriff, for the period November 1, 2002 through October 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,700 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4513.101000 (Software Maintenance), and be it

FURTHER RESOLVED, that said agreement may be renewed for two (2) one-year periods by mutual consent at the same terms and conditions, adjusted annually based on the Consumer Price Index for the Northeast, and be it

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

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

**RESOLUTION NO. 104**

By Finance, Personnel and Health & Human Services Committees  
Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING THE BUDGET TRANSFERS AND POSITION CHANGE REQUESTS FOR PUBLIC HEALTH**

RESOLVED, that in accordance with a request from the Director of Public Health to move funding in order to better utilize grant funding on the Youth Tobacco Enforcement Grant as requested in BF#004107 & 004108, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	480301	4319	104685	Office Supplies	328
	480301	4346	104685	Training/Education Supplies	404
	480301	4419	104685	General Office Supplies	57
	480301	4461	104685	Mileage & Parking	600
	480301	4462	104685	Travel/Hotel and Meals	200
	480301	4605	104685	Cty Attorney Chargeback	4,349
	480301	4609	104685	Data Processing Chargeback	1,357

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	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
TO	480301	1500	104685	Salaries – Part Time	4,206
	480301	8010	104685	State Retirement	639
	480301	8030	104685	Social Security	315
	480301	8040	104685	Workers' Compensation	197
	480301	8050	104685	Life Insurance	2
	480301	8060	104685	Health Insurance	1,590
	480301	8063	104685	Disability Insurance	14
	480301	8070	104685	Unemployment Insurance	32
	480301	4615	104685	Gasoline Chargeback	150
	480301	4616	104685	Fleet Svcs. Chargeback	150

FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-247, this County Legislature hereby authorizes the creation of (1) Public Health Technician position, Part Time, at budget line 480301.1500.104685, minimum salary of \$27,740 FTE, Grade 14, Union CSEA, effective date 4/1/03, and

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health to move funding in order to adjust subobjects due to staffing changes on the Bio-terrorism Grant as requested in BF# 004117,004118 & 004119, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	480301	2460	104687	Communications	2,600
	480301	4462	104687	Travel, Hotel and Meals	1,000
	480301	4609	104687	Data Processing	8,075
	480301	4610	104687	Personal Svcs Chargeback	1,231
	480301	8060	104687	Health Insurance	5,688
	480301	8063	104687	Disability Insurance	39
	480301	8070	104687	Unemployment Insurance	326
TO:	480301	1500	104687	Salaries – Part Time	5,884
	480301	1600	104687	Salaries – Temporary	1,028
	480301	4311	104687	Books and Subscriptions	300
	480301	4319	104687	Office Supplies	517
	480301	4349	104687	Misc. Operation Supplies	173
	480301	4359	104687	Computer & Software	4,290
	480301	4411	104687	Postage & Freight	100
	480301	4418	104687	Dues & Membership	640
	480301	4465	104687	Non-Employee Travel	55
	480301	4615	104687	Gasoline Chargeback	345
	480301	4616	104687	Fleet Chargeback	600
	480301	4617	104687	Printing/Duplication	1,500
	480301	8010	104687	State Retirement	2,888
	480301	8030	104687	Social Security	442
	480301	8040	104687	Workers' Compensation	190
	480301	8050	104687	Life Insurance	7

FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-240, this County Legislature hereby authorizes the abolishment of (1) Public Health Educator position, Part Time (w/benefits), at budget line 480301.1500.104687, minimum salary of \$33,939 FTE, Grade 18, Union CSEA, effective date 4/1/03, and

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FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-258 & 03-257, this County Legislature hereby authorizes the creation of (2) Keyboard Specialist positions, Part Time (w/benefits), at budget line 480301.1500.104687, minimum salary of \$20,607 FTE, Grade 8, Union CSEA, effective date 4/1/03, and

FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-259, this County Legislature hereby authorizes the creation of (1) Public Health Technician position, Part Time (w/benefits), at budget line 480301.1500.104687, minimum salary of \$27,740 FTE, Grade 14, Union CSEA, effective date 4/1/03, and

FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-260, this County Legislature hereby authorizes the creation of (1) Public Health Technician position, Part Time, at budget line 480301.1500.104687, minimum salary of \$27,740 FTE, Grade 14, Union CSEA, effective date 4/1/03, and

FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-261, this County Legislature hereby authorizes the creation of (1) Supervising Public Health Nurse position, Part Time (w/benefits), at budget line 480301.1500.104687, minimum salary of \$37,576 FTE, Grade 20, Union BAPA, effective date 4/1/03, and

FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-262, this County Legislature hereby authorizes the Title Change Only of (1) Director of Health Education & Emergency Preparedness position, to (1) Director of Health Education position, effective date 2/17/03, and

FURTHER RESOLVED, that in accordance with a request from the Director of the Public Health as contained in PCR#03-264, this County Legislature hereby authorizes the abolishment of (1) Public Health Sanitarian position, Part Time (w/benefits), at budget line 480301.1500.104687, minimum salary of \$32,262 FTE, Grade 17, Union CSEA, effective date 4/1/03, and

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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

### **RESOLUTION NO. 105**

By Health & Human Services, Personnel and Finance Committees      Seconded by Ms. Hudak  
**RESOLUTION AUTHORIZING RENEWAL OF HIV CARE NETWORK GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 123 of 2002, authorized the continued participation in the HIV Care Network Grant for the Department of Health and adopted a program budget in the amount of \$100,583 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides funding for the administration of the NY-Penn Region HIV Care Network, a local coalition responsible for defining the local HIV/AIDS epidemic, planning and coordination of services and raising public awareness, and

WHEREAS, it is desired to renew said grant program in the amount of \$95,583 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$95,583 from the Statewide AIDS Service Delivery Consortium, New York State Department of Health, 5 Penn Plaza, 5th Floor, New York, New York 10001, for the Department of Health's HIV Care Network Grant for the period April 1, 2003 through March 31, 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 \$95,583, 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) 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

### **RESOLUTION NO. 106**

By Health & Human Services, Personnel and Finance Committees      Seconded by Ms. Hudak  
**RESOLUTION AUTHORIZING RENEWAL OF AN ENHANCED WATER SUPPLY PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 50 of 2002, authorized and approved the Enhanced Water Supply Program Grant for the Department of Health and adopted a program budget in the amount of \$162,000 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program enables the Health Department to monitor the quality of all water supplies in Broome County, including private and individual household supplies, and

WHEREAS, it is desired to renew said grant program in the amount of \$162,000 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$162,000 from the New York State Department of Health, Bureau of Public Water Supply Protection, Flanigan Square, 547 River Street, Troy, New York 12180, for the Department of Health's Enhanced Water Supply Program for the period April 1, 2003 through March 31, 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 \$162,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

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**RESOLUTION NO. 107**

By Health & Human Services, Personnel and Finance Committees      Seconded by Ms. Hudak  
**RESOLUTION AUTHORIZING RENEWAL OF THE HEALTHY LIVING PARTNERSHIP INTEGRATED CANCER SERVICES PROGRAM GRANT F/K/A THE HEALTHY LIVING PARTNERSHIP BREAST AND CERVICAL CANCER SCREENING PROGRAM GRANT AND THE COLORECTAL CANCER SCREENING AND PROSTATE CANCER EDUCATION INITIATIVE PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolutions 131 and 132 of 2002, authorized and approved the Healthy Living Partnership Breast and Cervical Cancer Screening Program and the Colorectal Cancer Screening and Prostate Cancer Education Program Grant for the Department of Health and adopted a program budgets in the amount of \$271,561 and \$125,796, respectively, for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant programs provide a regional approach to breast, cervical, colorectal and prostate cancer screening, education and treatment to uninsured or underinsured women and men over fifty years of age in five counties (Broome, Tioga, Chenango, Otsego and Delaware), and

WHEREAS, it is desired to renew said grant program in the amount of \$332,334 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$332,334 from New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire Plaza, Albany, New York 12237, for the Department of Health's Healthy Living Partnership Integrated Cancer Services Program Grant for the period April 1, 2003 through March 31, 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 \$332,334, 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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

**RESOLUTION NO. 108**

By County Administration and Finance Committees      Seconded by Ms. Hudak  
**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DOCUMENT & DIGITAL PRESERVATION SERVICES, INC. FOR DOCUMENT CONVERSION SERVICES FOR THE OFFICE OF THE COUNTY CLERK FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 638 of 2002, authorized 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 agreement provides image conversion services and back file scanning support services, and

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WHEREAS, it is necessary to authorize the amendment of said agreement to increase the term of the agreement to March 31, 2004 and to provide increased record scanning services and problem determination and resolution support services, at an increase in cost of \$9,985, and

WHEREAS, the County Clerk 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 Document & Digital Preservation Services, Inc., 100 Sterling Place, Suite 2A, Brooklyn, New York 11217, for increased record scanning services and problem determination and resolution support services and to increase the term of the agreement to December 20, 2002 through March 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,985, total amount not to exceed \$33,985, 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 Resolution 638 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

### **RESOLUTION NO. 109**

By Transportation and Finance Committees

Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A SMALL COMMUNITY AIR SERVICE DEVELOPMENT PILOT PROGRAM GRANT FOR THE DEPARTMENT OF AVIATION, THE ACCEPTANCE OF ADDITIONAL FUNDS AND THE ADOPTION OF A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2004**

WHEREAS, this County Legislature, by Resolution 424 of 2002, authorized the acceptance of funds for a Small Community Air Service Development Pilot Program Grant in the amount of \$500,000 from the U.S. Department of Transportation, and

WHEREAS, said grant program assists smaller communities with strengthening commercial air service by reimbursing an airline providing upgraded regional jet service for a portion of their increased operating costs associated with the service upgrade until the market responds to support the new service, and

WHEREAS, a program budget was not established at the time the funds were accepted, and

WHEREAS, the Commissioner of Aviation is requesting authorization to establish a Small Community Air Service Development Pilot Program Grant, to accept an additional \$100,000 from the Empire State Development Corporation for said Program Grant and to adopt a program budget in the amount of \$600,000 for the period October 1, 2002 through October 31, 2004, and

WHEREAS, due to the reimbursement nature of the grant funds, the Commissioner of Aviation is requesting that the Commissioner of Finance be authorized to execute short term interfund transfers to pay vendors in order to apply for the reimbursement of said State and Federal aid, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the establishment of a Small Community Air Service Development Pilot Program and accepts an additional \$100,000 from the Empire State Development Corporation, 633 Third Avenue, New York, New York 10017-6754 for the Department of Aviation's Small Community Air Service Development Pilot Program Grant for the period October 1, 2002 through October 31, 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 \$600,000, and be it



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### RESOLUTION NO. 111

By Education, Culture & Recreation, Personnel and Finance Committees  
Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING RENEWAL OF NATURAL HERITAGE TRUST GRANT-ZBGA AWARD AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 116 of 2002, authorized and approved the renewal of the Natural Heritage Trust Grant and adopted a program budget in the amount of \$7,475 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said grant program provides for the Naturalist position in the Nature Interpretation Program at Finch Hollow Nature Center, and

WHEREAS, it is desired to renew said grant program in the amount of \$5,523 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,523 from New York State Office of Parks, Recreation and Historic Preservation, Jamesville, New York 13078, for the Natural Heritage Trust Grant-ZBGA Award 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 \$5,523, 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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

### RESOLUTION NO. 112

By Economic Development & Planning and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF BROWNFIELD PILOT DEMONSTRATION PROGRAM GRANT FOR DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2004**

WHEREAS, the Commissioner of Planning and Economic Development requests authorization to accept a Brownfield Pilot Demonstration Program Grant and adopt a program budget in the amount of \$200,000 for the period October 1, 2002 through September 30, 2004, and

WHEREAS, said grant program provides for brownfields assessment demonstration pilot activities, including the investigation of the environmental conditions that may exist at approximately 83 brownfield sites that occupy more than 1,800 acres, and developing cooperative relationships at those sites with community stakeholders, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$200,000 from the United States Environmental Protection Agency, 290 Broadway, New York, New York 10007-1866 for the Department of Planning and Economic Development's Brownfield Pilot Demonstration Program for the period October 1, 2002 through September 30, 2004, 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 \$200,000, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).**

### RESOLUTION NO. 113

By Transportation and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING SUPPLEMENT NO. 3 TO THE MASS TRANSPORTATION CAPITAL PROJECT AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR SEVERAL TRANSIT PROJECTS FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION**

WHEREAS, this County Legislature, by Resolution 242 of 2000, authorized a Mass Transportation Capital Project Agreement with the New York State Department of Transportation for several capital projects for the Department of Public Transportation, and

WHEREAS, this County Legislature, by Resolution 397 of 2001, authorized Supplement Number 2 to said agreement, and

WHEREAS, the Commissioner of Public Transportation requests authorization to enter into Mass Transportation Capital Project Supplemental Agreement Number 3 with respect to the following projects for the Broome Transit Public Transportation Program:

<u>Pin No.</u>	<u>Project</u>	<u>Total Cost</u>	<u>Federal Share</u>	<u>State Share</u>	<u>Local Share</u>
9820.57.001	Purchase Up to 4 Small Buses	\$ 124,000	\$ 0	\$124,000	\$ 0
9H01.01.001	2001 Preventive Maintenance	\$ 625,000	\$ 500,000	\$ 62,500	\$ 62,500
9H02.01.001	2002 Preventive Maintenance	\$ 625,000	\$ 500,000	\$ 62,500	\$ 62,500
9H02.30.001	Telephone Queue System	\$ 131,000	\$ 0	\$131,000	\$ 0
	TOTALS	\$1,505,000	\$1,000,000	\$380,000	\$125,000

and

WHEREAS, certain of these projects are eligible for funding under Title 23, United States Code, as amended, that calls for the apportionment of the costs thereof to be borne at the ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS, State Mass Transportation Capital Aid is available to fund the non-federal aid-eligible portion of projects approved by the Commissioner of Transportation, provided such state funds shall not be used in substitution for the non-federal share of the federally funded portion thereof, and

WHEREAS, this County Legislature desires to advance said projects, now, therefore, be it RESOLVED, that the County Executive of the County of Broome be and is hereby authorized to execute all necessary agreements, certifications, or reimbursement requests for Federal Aid and/or State Mass Transit Capital Aid on behalf of Broome County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance

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funding of project costs and permanent funding of the local share of federal aid and state aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

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

### **RESOLUTION NO. 114**

By Economic Development and Planning Committee

Seconded by Ms. Hudak

#### **RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS**

WHEREAS, Daniel A. Schofield, Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Industrial Development Agency Board of Directors for the terms indicated:

<u>Name</u>	<u>Term Expiring</u>	<u>Name</u>	<u>Term Expiring</u>
George Akel, Jr. 2165 E. Hamton Road Binghamton, NY 13903	Dec. 31, 2004 (Reappointment)	Brian Kradjian 84 Court St. Suite 600 Binghamton, NY 13901	Dec. 31, 2004 (Reappointment)
Charles N. Griffiths, Jr. 3740 Cobblestone Court Binghamton, NY 13903	Dec. 31, 2004 (Reappointment)	Douglas M. McMaster 27 Rudd Road Windsor, NY 13865	Dec. 31, 2004 (Reappointment)
Peter Hankin 174 Brown Road Vestal, NY 13850	Dec. 31, 2004 (Reappointment)	John A. Robilotto 17 Edgecomb Road Binghamton, NY 13905	Dec. 31, 2004 (Reappointment)
Terrence M. Kane 61 Overbrook Drive Binghamton, NY 13901	Dec. 31, 2004 (Reappointment)	Louis J. Ciocca 2504 Foxwood Lane Vestal, NY 13850	Dec. 31, 2004 (New Appoint.)

and

WHEREAS, it is desired at this time, in accordance with the provisions of said Resolutions and Article 18-A of the New York State General Municipal Law, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 78, adopted March 24, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, does hereby confirm the appointments of the above-mentioned individuals to membership on the Broome County Industrial Development Agency Board of Directors in accordance with their appointments by the Legislative Chair.

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

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### RESOLUTION NO. 115

By Education, Culture and Recreation Committee

Seconded by Ms. Hudak

#### RESOLUTION CONFIRMING AN APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY ARENA BOARD OF DIRECTORS

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Article XXIV, Section 2408 of the Broome County Charter and Code, has duly designated and appointed the following named individual to membership on the Broome County Arena Board of Directors, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Candace Jones 839 North McKinley Avenue Endicott, New York 13760	Reappointment Term Expires 12/31/04

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2408 of the Broome County Charter and Code, hereby confirms the appointment of the above-named individual to membership on the Broome County Arena Board of Directors for the term indicated, in accordance with her appointment by the County Executive.

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

### RESOLUTION NO. 116

By Public Works Committee

Seconded by Ms. Hudak

#### RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS

WHEREAS, Daniel A. Schofield, Chairman of the Broome County Legislature, pursuant to the authority vested in him by Resolution 115 of 1944 and Resolution 27 of 1972, has duly designated and appointed the following named individuals to membership on the Broome County Soil and Water Conservation District Board of Directors, subject to confirmation by this County Legislature:

<u>Name</u>	<u>Term Expiring</u>
Joe Gagnon 1027 State Route 379 Chenango Forks, NY 13746	Farm Bureau Representative Dec. 31, 2005 (Re-appointment)
Robert Salamida 11 Grand Boulevard Binghamton, NY 13905	At-Large Member Dec. 31, 2005 (Reappointment)
William Hattala 3703 Saddlemire Road Binghamton, NY 13903	Grange Representative December 31, 2004 (Reappointment)
Stephen Herz 787 State Route 79 Windsor, NY 13865	At-Large Farmer Dec. 31, 2005 (New Appointment)
Mike Donahue 3100 Maxian Road Binghamton, NY 13903	At-Large Member Dec. 31, 2004 (New Appointment)



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and

WHEREAS, it is desired at this time to confirm said appointments, now, therefore, be it  
RESOLVED, that this County Legislature hereby confirms the appointments of the above-named individuals to membership on the Broome County Soil and Water Conservation District Board of Directors for the terms indicated, in accordance with their appointment by the Chair of the County Legislature.

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

### RESOLUTION NO. 117

By Finance Committee

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES, PENALTIES AND INTEREST ON PARCELS IN THE TOWN OF COLESVILLE**

WHEREAS, it is necessary to cancel 2003 taxes, interest and penalties on the following parcels of real property owned by the County, which were not transferred into Roll Section 8 in a timely manner to prevent the generation of 2003 Town and County tax bills:

Town:	Colesville	Town:	Colesville
Tax Map:	118.04-2-1	Tax Map:	118.02-1-3
Address:	39 County Road 541	Address:	45 County Road 541
Amount:	\$63.25	Amount:	\$25.90
Town:	Colesville	Town:	Colesville
Tax Map:	118.04-2-2	Tax Map:	118.04-2-24
Address:	37 County Road 541	Address:	1470 East Windsor Road
Amount:	\$25.90	Amount:	\$496.05

now, therefore, be it

RESOLVED, that taxes, interest and penalties will be cancelled on the parcels of real property as listed above, and be it

FURTHER RESOLVED, that the parcels listed above have environmental problems and, therefore, shall be placed in Roll Section 8 (non-taxable).

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

### RESOLUTION NO. 118

By Public Works and Finance Committees

Seconded by Ms. Hudak

#### **RESOLUTION AUTHORIZING AGREEMENT WITH ARCADIS G&M, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2003-2005**

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Arcadis G&M, Inc. for professional engineering services at the Colesville Landfill for the Division of Solid Waste Management at a cost not to exceed \$497,000, for the period March 1, 2003 through February 28, 2005, and

WHEREAS, said services are necessary to provide engineering services for the groundwater treatment facility at the Colesville Landfill, including operation and maintenance, groundwater monitoring, reporting of long-term monitoring results, investigation and remedial planning/design related to the springs and project management, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Arcadis G&M, Inc., 88 Duryea Road, Melville, New York 11747, for professional engineering services at the Colesville Landfill, for the Division of Solid Waste Management for the period March 1, 2003 through February 28, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$497,000 for the term of the agreement, and be it

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FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501128 (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**, Ayes-16, Nays-1 (Whalen), Absent-2 (Hutchings, Shafer).

### RESOLUTION NO. 119

By Economic Development & Planning, County Administration and Finance Committees

Seconded by Ms. Hudak

#### RESOLUTION AUTHORIZING AGREEMENT WITH EMPLOYON FOR LICENSING SERVICES FOR THE DEPARTMENT OF EMPLOYMENT AND TRAINING FOR 2003-2004

WHEREAS, the Director of Employment and Training requests authorization for an agreement with EmployOn for licensing services for the Department of Employment and Training at a cost not to exceed \$3,500, for the period March 1, 2003 through February 29, 2004, and

WHEREAS, said services are necessary to purchase a licensing agreement to allow the Career Center clients access to a web based job opportunities site, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with EmployOn, 22700 Shore Center Drive, Cleveland, Ohio 44123, for a licensing agreement for the Department of Employment and Training for the period March 1, 2003 through February 29, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4359.various (Computer Software and Supplies), and be it

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

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

### RESOLUTION NO. 120

By Finance, Public Works and Transportation Committees

Seconded by Mr. Howard

#### RESOLUTION AMENDING THE 2003 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2003 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>		
501381	Passenger Boarding Bridge Purchase	450,000	18,050	324,900	107,050	

<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>
2003	5	32	125,100	0

Description: The project entails the purchase and installation of a passenger boarding bridge in the airport departure lounge. The installation would include delivery, placement, utility connections, building alterations and support pavement work. The bridge would provide the

passengers of the airport with an avenue to board and deplane commercial aircrafts free from the elements. Federal/State grant authorization as well as PFC authorization to use for 5% Local. Share. NOTE: Airport will be closing project #501370 (2001 Passenger Boarding Bridge Purchase.)

TO:

<u>Code</u>	<u>Project Name</u>	<u>Estimated Construction Cost:</u>			
		<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501381	Passenger Boarding Bridge Purchase/ Refurbishment	1,548,750	546,800	842,400	159,550

<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>
2003	5	32	125,100	159,550*

Description: The project entails the purchase and installation of three (3) passenger boarding bridges to be located in the airport departure lounge. The installation would include delivery, placement, utility connections, building alterations and support pavement work. The bridge would provide the passengers of the airport with an avenue to board and deplane commercial aircrafts in a safer, more secure environment, inside and free from the elements. Additionally, this project will entail the refurbishment of one (1) existing boarding bridge currently located at Passenger Gate #3 with the intent of making it compatible with the type of aircraft serving our airport. **NOTE:** Airport will be closing project #501370 (2001 Passenger Boarding Bridge Purchase).

\* Local share paid entirely with PFC funding. Bond financing required for short term cash flow.

FURTHER RESOLVED, the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from other operating funds to the above Capital Project to provide cash sufficient to complete the project until state aid is received, 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,** Ayes-15, Nays-2 (Brunza, Whalen), Absent-2 (Hutchings, Shafer).

**RESOLUTION NO. 121**

By Finance, Public Works and Transportation Committees Seconded by Mr. Kolba

**RESOLUTION AMENDING THE 2003 CAPITAL IMPROVEMENT PROGRAM**

RESOLVED, that the 2003 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Estimated Construction Cost:</u>			
		<u>Total</u>	<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501382	Purchase Snow Removal Equipment	200,000	10,000	180,000	10,000

<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>
2003	5	28	20,000	0

Description: This project will involve the purchase of a piece of new snow removal equipment. The new equipment will supplement the existing vehicle fleet making snow removal operations more efficient and effective. The intent of this project is to enhance winter safety operations.

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
501382	Purchase Snow Removal Equipment	550,000	27,500	495,000	27,500

<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>
2003	NA	NA	0	27,500 *

Description: This project will involve the purchase of up to three (3) pieces of new snow removal equipment. The new equipment will supplement the existing vehicle fleet and replace aging equipment making snow removal operations more efficient and effective. The intent of this project is to enhance winter safety operations. This project would combine the 2003 and 2004 snow equipment purchase projects.

\* Local share paid entirely with PFC funding.

FURTHER RESOLVED, the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from other operating funds to the above Capital Project to provide cash sufficient to complete the project until state aid is received, 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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

**RESOLUTION NO. 122**

By Finance, Public Works, Transportation and County Administration Committee

Seconded by Mr. Mather

**RESOLUTION AMENDING THE 2003 CAPITAL IMPROVEMENT PROGRAM**

RESOLVED, that the 2003 Capital Improvement Program is hereby amended as follows:

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
TBA	Telephone Q System	131,000	131,000	0	0

<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>
2003	NA	NA	0	0

Description: Acquisition and implementation of a Computer Telephone Integration system to integrate with the dispatch control computer network.

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>	
TBA	Para-transit Vehicle Replacement 2003	124,000	124,000	0	0

  

<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>
2003	NA	NA	0	0

Description: Replace up to four small para-transit buses that have reached the end of their useful life.

FURTHER RESOLVED, the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from other operating funds to the above Capital Projects to provide cash sufficient to complete the project until state aid is received, 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**, Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer).

### RESOLUTION NO. 123

By Personnel and Finance Committees

Seconded by Mr. Mather

#### **RESOLUTION AUTHORIZING LABOR AGREEMENT WITH BROOME ADMINISTRATIVE AND PROFESSIONAL ASSOCIATION (BAPA) FOR JANUARY 1, 2002 THROUGH DECEMBER 31, 2005**

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized Broome Administrative and Professional Association (BAPA) as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution No. 108 of 2000, authorized a written agreement with the Broome Administrative and Professional Association setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 1999 through December 31, 2001, and

WHEREAS, a tentative agreement has been reached with Broome Administrative and Professional Association (BAPA) for the period January 1, 2002 through December 31, 2005, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Memo of Agreement on file with the Clerk of this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Administrative and Professional Association (BAPA), setting forth the terms and conditions of employment for those employees represented by said Union, for the period January 1, 2002 through December 31, 2005, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 1999 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, 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**, Ayes-14, Nays-3 (Brunza, Kuzel, Whalen), Absent-2 (Hutchings, Shafer).

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**RESOLUTION NO. 124**

By Education, Culture and Recreation Committee                      Seconded by Messers. Kolba and Kuzel  
**RESOLUTION RECOGNIZING THE JOHNSON CITY CENTRAL HIGH SCHOOL VARSITY WRESTLING TEAM FOR BEING THE TOP RANKED LARGE SCHOOL WRESTLING CHAMPION IN NEW YORK STATE FOR THE 2002-2003 WRESTLING SEASON**

WHEREAS, the 2002-2003 Johnson City Central High School Varsity Wrestling Team finished the season with a 26-0 Dual Meet Record, and

WHEREAS, the Johnson City Wildcats finished the 2002-2003 season as the Number 1 large-school wrestling team in New York State and as the 22<sup>nd</sup> ranked wrestling team in the USA, and

WHEREAS, the Johnson City Wildcats earned the Southern Tier Athletic Conference (STAC) Section 4 Class A Division Championship, the STAC Tournament Championship as well as numerous other championship titles, and

WHEREAS, the Johnson City Central High School Varsity Wrestling Team is most deserving of public recognition for its achievements, and

WHEREAS, the achievements of the Johnson City Wildcat Wrestlers have earned their coach, Peter Capone, recognition as the Section 4 Class A Wrestling Coach of the Year, now, therefore, be it

RESOLVED, that the Broome County Legislature stands ready to pay tribute to the 2002-2003 Johnson City Central High School Varsity Wrestling Team for its successes as New York State Champions and achieving the national ranking as the 22<sup>nd</sup> best high school wrestling team in the USA, and be it

FURTHER RESOLVED, that the Broome County Legislature stands ready to pay tribute to their coach, Peter Capone, for his leadership of these wrestlers and the recognition of his peers in the STAC as Coach of the Year, and be it

FURTHER RESOLVED, that the lawmakers serving on the Broome County Legislature hereby extend their congratulations and best regards to everyone on and associated with the Johnson City Central High School Varsity Wrestling Team, and wishes those individuals continued success in all future endeavors, and be it

FURTHER RESOLVED, that the following team members be commended:

<b>Weight Class</b>	<b>Wrestler</b>	<b>Weight Class</b>	<b>Wrestler</b>
96 pounds	Ryan McCormick	145 pounds	Joe Sacco, Co-Captain
	Peter Capone		
103 pounds	Leigh Tobias	152 pounds	Josh Glenn, Co Captain
119 pounds	Steve Wiktorek	160 pounds	Tom Vail
			Joe Tokos
125 pounds	Ben Whitbeck	171 pounds	Ryan Kuzel
130 pounds	Ryan Felton		Adam Harendza
135 pounds	Joel Galindo	189 pounds	Nolan Robinson
140 pounds	Chris Goyette	215 pounds	Jon Colgan

Coach – Peter Capone

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

**RESOLUTION NO. 125**

By Health & Human Services and Finance Committees                      Seconded by Mr. Lindsey  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH PAUL LITWAK FOR CONSULTING SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2003**

WHEREAS, the Commissioner of Mental Health is reviewing the various programs and clinics being provided by the Department of Mental Health to determine if economies can be obtained by restructuring programs and manner of delivering them, and

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WHEREAS, the Commissioner has received a proposal from Paul Litwak, a former Deputy Commissioner in the New York State Office of Mental Health, to provide consulting services to determine if it is feasible to contract with non-government entities to provide some or all of the clinics and programs presently provided in house, and

WHEREAS, the proposed consulting services would consist of drafting a "Request for Information" which would solicit interest on the part of third party providers of mental health services; drafting a "Request for Proposal"; and assisting with analyzing the proposals and making recommendations at a cost not to exceed \$20,000 for the period April 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Paul Litwak, 2832 South Lynnhaven Road, Suite 202, Virginia Beach, Virginia 23452 to provide consulting services for the Department of Mental Health consisting of providing a draft "Request for Information" from third party mental health providers who might be interested; drafting a "Request for Proposal" from those interesting in providing some or all of the mental health programs and clinics now provided by the Department of Mental Health; and providing assistance with analyzing the proposals and making recommendations based on same, for the period April 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 \$20,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.4747.104XXX (Other Fees for Service), and be it

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

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

Mr. Pasquale made a motion to adjourn, seconded by Mr. Howard. **Motion to adjourn carried,** Ayes-17, Nays-0, Absent-2 (Hutchings, Shafer). The meeting was adjourned at 5:47 p.m.

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