

WHEREAS, thousands of Cree and Inuit people have been displaced from their native homelands by the completion of Phase I of the project and thousands more will suffer displacement and cultural disruption by the completion of Phase II, and

WHEREAS, the energy policy of New York State places great emphasis on demand side management and conservative techniques, and

WHEREAS, the contracts of purchase are contrary to such demand side management practices and will divert badly needed rate payer funds from conservation and alternative supply efforts while diverting \$19.5 billion from the New York State economy, and

WHEREAS, at least two of the utilities who have tentatively agreed to purchase power from the power authority pursuant to the said contracts have indicated a reconsideration of their positions, and

WHEREAS, the City of New York, the largest customer of Consolidated Edison, one of the utilities due to receive power under said contracts, has reconsidered its position and has urged caution in going forward with the execution of the contracts, and

WHEREAS, Governor Cuomo may rescind his consent to said contracts without penalty prior to November 30, 1991, and

WHEREAS, environmental review of the project in the Province of Quebec by the National Canadian Government is inadequate, confused and subject to litigation and delay, and

WHEREAS, the Quebec Government and Hydro-Quebec have indicated their desire to go forward with Phase II of the Hydro-Quebec Project, now, therefore, be it

RESOLVED, that the Broome County Legislature:

1. Opposes the implementation of the contracts of hydropower purchase herein above set forth.
2. Urges Governor Mario M. Cuomo to withdraw his consent to the pending contracts prior to November 30, 1991.
3. Expresses its support of Assembly Bill 2162.
4. Urges the Honorable James Seward, Chairman of the Energy Committee of the New York State Senate, to co-sponsor the companion bill currently sponsored by Senator Stavisky (S6254) and to move that bill promptly to the floor of the Senate for action.

and be it

FURTHER RESOLVED, that copies of this resolution be sent to Governor Mario Cuomo, Assemblyman Richard Miller, Assemblyman James Tallon, Senator Thomas Libous, Senator James Seward, New York State Association of Counties, New York State Supervisors and County Legislators Association.

Resolution carried.

Mr. Pasquale moved, seconded by Mr. Malley and Mr. Warner to adjourn to the call of the Clerk. Carried.

**REGULAR SESSION
THURSDAY, SEPTEMBER 12, 1991
AT 4:00 P.M.**

The Legislature convened at 4:00 p.m. Called to order by the Chairman, Arthur J. Shafer.

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the attendance roll: Present-18, Absent-1, Mr. Augostini. (Mrs. Coffey and Mr.

Yeager were not in the Chambers during the initial roll call but were present in the outer office and came in immediately following the moment of silent meditation).

The Chairman, Mr. Shafer, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a moment of silent meditation.

Mr. Seeley moved, seconded by Mr. Pasquale that the minutes of the August 15, 1991 Special and Regular Sessions be approved as prepared and as presented by the Clerk. Carried.

The following written or oral presentations from the County Executive were presented to the County Legislature:

Letter designating Timothy M. Costello, Director of Budget and Research as Acting County Executive for August 17-18, 1991.

Letter nominating Andrew Kavulich to membership on the STOP-DWI Advisory Board.

Declaration of Public Emergency (August 17, 18, 1991, gutter on Courthouse).

Letter designating Joseph J. Slocum, County Attorney, as Acting County Executive for Thursday, September 12, 1991.

The following communications were presented to the County Legislature:

Minutes from: Cornell Cooperative Extension; Willow Point Nursing Facility; Airport Advisory board; County Public Library; Resource Recovery Agency; Minority Business Enterprise Utilization Committee.

List of significant correspondence from Resource Recovery Agency (July 22 to August 15, 1991).

Copy of letter from Mary Wood in support of EISEP Program.

Resolution from Village of Endicott (Opposing County Draft Source Separation Ordinance).

Declaration of State of Emergency from Town of Sanford (Flood, north end of Town).

Letter from Keith Barron, Risk Manager, attaching list of County Insurance Policies.

Letter from Binghamton Jaycees opposing move of Daniel S. Dickinson statue.

Letter from New York State Association of Counties acknowledging receipt of Resolution 91-200 (Changes in State Law to allow Contractual Assessment Agreements).

Letter from New York State Supervisors and County Legislators Association acknowledging receipt of Resolution 91-323 (Urging Governor to Withdraw Consent, James Bay Hydro-Quebec Power Contract).

Letter from James R. Tallon, Jr. acknowledging receipt of Resolution 91-151 (Limiting State Legislature's Authority to Impose New or Expanded Mandated

Services on Local Governments).

State Public Service Commission: Gas franchises in Villages of Johnson City and Endicott, Town of Union; Commission to Investigate Corporate Structure of New York Telephone Company and Affiliates.

Broome County Department of Personnel New Employee Forms, Position Change Requests Forms, and Change-in-Status Forms.

Solid Waste Management Plan Comments.

The following reports were presented to the County Legislature:

1990 Annual Report from Department of General Services.

Monthly Reports: Department of Social Services, June 1991; Broome Community College (Budget Transfers, June and July 1991; Above the Minimum Hires, July 1991).

Financial Statements from ACCORD.

Reports of Audit Findings: Departments of Planning and Public Works; Four County Library System; Prisoners Services Inc.; Teen Adolescent Pregnancy Program Grant.

Actuarial Study of Retirement Systems (Employees' and Police and Fire).

Mr. Moppert moved, seconded by Mr. Pasquale that the reports be received and filed and any pertinent portions thereof be placed in the Journal of Proceedings. Carried.

Written or oral presentations of the County Legislature:

Appointing David L. Lindsey designated representative for Robert J. Warner as voting member of Inter-Governmental Relations Committee, August 29, 1991.

Appointing Michael P. Pazzaglini designated representative for Louis P. Augustini as voting member of Inter-Governmental Relations Committee, August 29, 1991 and Public Works Committee, September 3, 1991 (selection process of Landfill Consultant).

Appointing David L. Lindsey designated representative for Peter W. Yeager as voting member of the Community and Social Services Committee, September 3, 1991.

Appointing Robert J. Moppert as voting representative for Louis P. Augustini at County Administration, Economic Development and Planning Committee, September 5, 1991;

Appointing the following voting representatives for Robert J. Warner: Wanda Hudak, Personnel Committee, September 4, 1991; Kathleen M. Greenmun, Public Safety and Emergency Services, September 4, 1991;

Wayne L. Howard, County Administration, Economic Development and Planning, September 5, 1991.

Appointing Ad Hoc Committee to investigate possible acquisition/merger/consolidation of Village of Endicott Airport.

Appointing Roger V. Brown designated representative for Robert J. Moppert as voting member of the Finance Committee, September 5, 1991.

Ms. Hudak requested permission from Chairman Shafer to allow Mrs. Francis Kaminsky to speak to the Legislature. Carried.

Mr. Seeley moved, seconded by Mr. Bielecki, to recall Resolution No. 91-303 authorizing amendment to agreement with MRB Group for services for Public Safety Facility, which was tabled at the August 15, 1991 Special Session. Carried by the following roll call: Ayes-13, Nays-5 (Brown, Greenmun, Hudak, Kavulich, Yeager); Absent-1 (Augostini). Mr. Seeley moved, seconded by Mr. Pasquale to amend the resolution to change the dollar figures from \$1,200,000 to \$1,298,500 and \$2,600,000 to \$2,580,000, and deleting reference to payment for travel time. Amendment carried by the following roll call: Ayes-12, Nays-6 (Brown, Greenmun, Hudak, Kavulich, Wagstaff, Yeager), Absent-1 (Augostini). Resolution as amended carried by the following: Ayes-12; Nays-6 (Brown, Greenmun, Hudak, Kavulich, Wagstaff, Yeager), Absent-1 (Augostini).

The Preferred Agenda was introduced at this time (Resolution Nos. 324 through 357). Seconded by Messrs. Pazzaglino and Seeley. Following the introduction of the Preferred Agenda Resolution Nos. 331 and 351 were removed for separate

consideration. The seconds were withdrawn and Resolution Nos. 331 and 351 were seconded by Mr. Malley and considered prior to introduction of the remainder of the Preferred Agenda.

RESOLUTION NO. 331

By County Administration, Economic Development and Planning Committees.

Seconded by Mr. Malley

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 12, 1991,
ENTITLED: " A LOCAL LAW AUTHORIZING THE COUNTY CLERK TO
EXACT A FEE FOR THE BROOME COUNTY RECORDING AND
ENDORSEMENT PAGE WHEN INSTRUMENTS RELATING TO REAL
PROPERTY ARE PRESENTED FOR OFFICIAL FILING AND
RECORDING"**

RESOLVED, that Local Law Intro. No. 12, 1991, entitled:

" A LOCAL LAW AUTHORIZING THE COUNTY CLERK TO EXACT A FEE FOR THE BROOME COUNTY RECORDING AND ENDORSEMENT PAGE WHEN INSTRUMENTS RELATING TO REAL PROPERTY ARE PRESENTED FOR OFFICIAL FILING AND RECORDING", be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

A LOCAL LAW AUTHORIZING THE COUNTY CLERK TO EXACT A FEE FOR THE BROOME COUNTY RECORDING AND ENDORSEMENT PAGE WHEN INSTRUMENTS RELATING TO REAL PROPERTY ARE PRESENTED FOR OFFICIAL FILING AND RECORDING

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

Section 1.The County Clerk is authorized to exact a fee for the Broome County Recording and Endorsement Page when instruments relating to real property are presented for official filing and recording and Broome County Recording and Endorsement Page shall page charge specified by the New York State Civil **Practice Law and Rules, Section 8021** (Underlined & Bolded-correction of 2/22/95 rrb)

Section 2.This local law shall take effect January 1, 1992 following a public hearing held before the County Executive in the manner provided by law.

Mr. Pazzaglini moved, seconded by Mr. Pasquale to amend the resolution to move the effective date of Local Law Intro. No. 12 of January 1, 1992 from Section 1 to Section 2. Carried. Resolution as amended carried.

RESOLUTION NO. 351

By Public Safety and Emergency Services and Finance Committees
Seconded by Mr. Malley

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE UNIFIED COURT SYSTEM OF THE STATE OF NEW YORK FOR SECURITY SERVICES IN THE COURTS OF BROOME COUNTY FOR 1991 THROUGH 1992

WHEREAS, with the takeover of the County Courts by New York State in 1977 the State also assumed the obligation to pay for the costs of providing security services to said courts, and

WHEREAS, such court security services have been and will be provided through the Broome County Sheriff's Department by the employment and appointment of temporary Court Attendants and Deputy Sheriffs, and

WHEREAS, this County Legislature by Resolutions 104 of 1990 and 170 of 1991 authorized an agreement with the Unified Court System of the State of New York for the provision of court security for the period April 1, 1990 through March 31, 1991 with payment of \$241,000.00 to the County for services provided, and

WHEREAS, a tentative agreement has been reached with the State for provision of such services at a cost of \$238,000.00, and

WHEREAS, said agreement expired by its terms on March 31, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions, with a decrease in payment to the County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Unified Court System of the State of New York, for the Sixth Judicial District, Centre Plaza Building, Fifth Floor, Binghamton, New York 13901 for the provision of security services in Broome County Family, Supreme and County Courts for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, Unified Court System of the State of New York shall pay the County a sum not to exceed \$238,000.00 for the term of this agreement, and be it

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

At the request of Mr. Bielecki Resolution No. 351 was held over under the rule.

RESOLUTION NO. 324

By Community and Social Services, Personnel and Finance Committees
Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF HOME ENERGY

ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 430 of 1990, authorized and approved the continued participation by the Office for Aging in the Home Energy Assistance Program (HEAP) and adopted a program budget in the amount of \$37,027 for the period October 1, 1990 through September 30, 1991, and

WHEREAS, it is desired to renew said grant program for 1991 through 1992 in the amount of \$36,088, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the continued participation by the Broome County Office for Aging in the Home Energy Assistance Program (HEAP) for the period October 1, 1991 through September 30, 1992, 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 \$36,088 for the period October 1, 1991 through September 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 325

By Community and Social Services and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF BROOME COUNTY OFFICE FOR AGING'S PARTICIPATION IN THE UNITED STATES DEPARTMENT OF AGRICULTURE'S SUBSIDY PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 424 of 1990, authorized and approved the Broome County Office for Aging's participation in the United States Department of Agriculture's Subsidy Program and adopted a program budget in the amount of \$117,046 for the period October 1, 1990 through September 30, 1991, and

WHEREAS, it is desired to renew said grant program for 1991 through 1992 in the amount of \$111,420, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Office for Aging's continued participation in the United States Department of Agriculture's Subsidy Program for the period October 1, 1991 through September 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the amount of \$111,420 for the period October 1, 1991 through September 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 326

By Community and Social Services and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING ACCEPTANCE OF IIG ELDER ABUSE GRANT FROM THE NEW YORK STATE OFFICE FOR AGING FOR THE

BROOME COUNTY OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 AND AUTHORIZING AN AGREEMENT WITH ACTIONS FOR OLDER PERSONS, INC., FOR ADMINISTERING THE IIIG ELDER ABUSE PROGRAM ON BEHALF OF THE BROOME COUNTY OFA

WHEREAS, the Office for Aging requests authorization to accept \$3,000 from the New York State Office for Aging for a IIIG Elder Abuse Grant for the period September 1, 1991 through December 31, 1991, and

WHEREAS, said grant program provides funds for an elder mistreatment prevention program to be administered by the Actions for Older Persons, Inc., now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,000 from New York State Office for Aging for the period September 1, 1991 through December 31, 1991, 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 \$3,000 for the period September 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Actions for Older Persons, Inc. 144 Washington Street Binghamton for the administration of the above mentioned 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 to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

Carried.

RESOLUTION NO. 327

By Community and Social Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING REVISION OF THE SOCIAL INTEGRATION FOR THE BLIND GRANT FOR THE OFFICE FOR THE AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1993

WHEREAS, this County Legislature, by Resolution 123 of 1990, authorized and approved acceptance of the Social Integration for the Blind grant from the New York State Department of Social Services for the Office for Aging and adopted a program in the amount of \$26,156 for the period July 1, 1991 through June 30, 1993, and

WHEREAS, said grant program provides service to elderly legally blind individuals in Broome County, and

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

RESOLVED, that this County Legislature hereby authorizes and approves the revision of Social Integration for the Blind grant program for the period July 1, 1991 through June 30, 1993 in the amount of \$50,522, 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 \$50,522 for the period July 1, 1991 through June 30, 1993, and be it

FURTHER RESOLVED, that Resolution 123 of 1991, to the extent consistent herewith, 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,

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

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

Carried.

RESOLUTION NO. 328

By Community and Social Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING REVISION OF THE DEPARTMENT OF SOCIAL SERVICES HOME ENERGY ASSISTANCE PROGRAM (HEAP) AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolutions 455 of 1990 and 183 & 269 of 1991, authorized the participation by the Department of Social Services in the Home Energy Assistance Program (HEAP) for the period November 1, 1990 through November 15, 1991 and adopted a program budget in the connection therewith in the total amount of \$2,167,552, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Department of Social Services Home Energy Assistance Program (HEAP) for the period November 1, 1990 through November 15, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexes hereto as Exhibit "A" in the total amount of \$2,262,222 for the period November 1, 1991 through November 15, 1991, and be it

FURTHER RESOLVED, that Resolutions 455 of 1990 and 183 & 269 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried.

RESOLUTION NO. 329

By Community and Social Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING THE RENEWAL OF THE BROOME

COUNTY DEPARTMENT OF SOCIAL SERVICES YOUTH AT RISK PARTNERSHIP PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 453 of 1990, authorized and approved acceptance of a \$40,776 grant from the Binghamton City Schools for the providing of preventative services and case management to "at risk" children in the Binghamton City School District Elementary Schools by the Broome County Department of Social Services for the period November 1, 1990 through June 30, 1991, and

WHEREAS, it is desired to renew said program for the period September 3, 1991 through June 30, 1992 in the amount of \$54,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$54,000 from the Binghamton City School District for the period September 3, 1991 through June 30, 1992, 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 \$54,000 for the period September 3, 1991 through June 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 330

By Community and Social Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF FOOD STAMP EMPLOYMENT AND TRAINING GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 381 of 1990, as amended by Resolution 237 of 1991, authorized and approved the Food Stamp Employment and Training Grant for the Department of Social Services and adopted a program budget in the amount of \$71,628, for the period October 1, 1990 through September 30, 1991, and

WHEREAS, said grant program provides job readiness training and job search activity to Non-Public Assistance and Home Relief Food Stamp Recipients, and

WHEREAS, it is desired to renew said grant program for 1991 through 1992 in the amount of \$71,679 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$71,679 from the New York State Department of Social Services for the Food Stamp Employment and Training Grant for the period October 1, 1991 through September 30, 1992, 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 \$71,679 for the period October 1, 1991 through September 30, 1992, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized

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

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

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

Carried.

RESOLUTION NO. 332

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING AGREEMENT WITH PITNEY BOWES FOR RENTAL AND INSTALLATION OF MAIL MACHINE, SCALE, USPS RATES, ACCOUNTING SYSTEM, SUPPLIES AND SERVICE FOR THE DEPARTMENT OF GENERAL SERVICES FOR 1991 THROUGH 1995

WHEREAS, the Department of General Services has requested authorization for an agreement with Pitney Bowes for the rental and installation of a mail machine, scale, USPS Rates, accounting system, supplies and service for a 48-month term at a cost of \$255.00 per month, and

WHEREAS, said agreement is necessary to replace the current machinery which frequently breaks down, is unreliable, and when the machinery is working, it is not adequate for the volume of mail currently processed for this government, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Pitney Bowes, 119 Rano Blvd., Vestal, New York 13850, for the rental and installation of a mail machine, scale, USPS rates, accounting system, supplies and service for a 48-month term, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$255.00 per month for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 350017.4411.101000 (Postage and Freight), and be it

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

Carried.

RESOLUTION NO. 333

By Finance Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AMENDING THE 1990 CAPITAL IMPROVEMENT PROGRAM

WHEREAS, the 1990 Capital Improvement Program for the Department of Aviation was adopted by Resolution 528 of 1989 (Budget Resolution), as follows:

Estimated Construction Cost

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
C-97	Entrance/Egress				

	Road Rehab.	\$150,883	\$11,316	\$135,795	\$3,772
C-146	Replace '79 Snow Plow #6	\$154,820	\$11,612	\$139,338	\$3,870
C-147	Replace CFR Vehicle #1	\$290,125	\$21,759	\$261,113	\$7,253
C-148	Replace Case Loader	\$ 79,380	\$ 5,954	\$ 71,954	\$1,984
C-150	Replace Runway Plow	\$154,820	\$11,612	\$139,338	\$3,870
	TOTAL	\$830,028	\$62,253	\$747,026	\$20,749

and

WHEREAS, it is necessary at this time to revise and change said Capital Improvement Program due to a change in Federal Grant funding, now therefore be it RESOLVED, that this County Legislature hereby authorizes the amendment of the 1990 Capital Improvement Program for the Department of Aviation as indicated below:

		Estimated Construction Cost			
Code	Project Name	Total	State	Federal	County
C-97	Entrance/Egress Road Rehab.	\$174,786	\$13,109	\$157,307	\$ 4,370
C-147	Replace CFR Vehicle #1	\$396,134	\$29,710	\$356,521	\$ 9,903
C-150	Replace #1 Runway Plow	\$182,964	\$13,722	\$164,668	\$ 4,574
	SUBTOTAL	\$753,884	\$56,541	\$678,496	\$18,847
C-170	Security System	\$ 76,144	\$ 5,712	\$ 68,530	\$ 1,902
	TOTAL	\$830,028	\$62,253	\$747,026	\$20,750

and be it

FURTHER RESOLVED, that capital improvement projects C-146, Replace '79 Snow Plow #6, and C-148, Replace Case Loader, are hereby deleted from the 1990 Capital Improvement Program, and be it

FURTHER RESOLVED, that Resolution 528 of 1989 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 documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 334

By Finance Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF PAYING AGENT AGREEMENT WITH KEY TRUST CO. F/K/A/ BANKERS TRUST COMPANY OF ALBANY FOR THE DEPARTMENT OF FINANCE FOR 1991 THROUGH 2001

WHEREAS, this County Legislature, by Resolutions 278 of 1971, 119 of 1972, and 361 of 1976, authorized a paying agent agreement with Key Trust Co. f/k/a Bankers Trust Company of Albany for the period October 1, 1981 through September 1, 1991 at a cost of \$0.60 - \$1.00 for each redeemed bond and \$0.075 - \$0.10 for each redeemed coupon, total cost not to exceed \$4,242.30 for the term of the agreement, and

WHEREAS, said agreement expires by its term on September 1, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions with no increase per bond or coupon redeemed, however, with an increase in total amount, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the paying agent agreement with Key Trust Company f/k/a Bankers Trust Company of Albany, 66 South Pearl Street, Albany, NY 12207 for the period September 1, 1991 through August 31, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, Broome County shall pay Key Trust Company \$.60 - \$1.00 for each redeemed bond and \$0.075 - \$0.10 for each redeemed bond, total cost not to exceed \$1,522.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 920017.4723.101000 (Bond & Note Issue Expense), and be it

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

Carried.

RESOLUTION NO. 335

By Finance Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE HEALTH DEPARTMENT, DISTRICT ATTORNEY'S OFFICE AND LIBRARY

RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for part-time positions approved by Resolution 283 of 1991, as requested by BT#2235, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480020	1000	101000	Salaries FT	\$6,700
TO :	480020	1500	101000	Salaries PT	\$3,350
	480061	1500	101000	Salaries PT	\$3,350

and be it

FURTHER RESOLVED, that in accordance with a request from the Office of The District Attorney, in order to provide funds for temporary position that is needed due to employee out on disability, as requested by BT#0973, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	330001	1000	101000	Salaries FT	\$6,400
TO :	330001	1600	101000	Salaries PT	\$6,400

and be it

FURTHER RESOLVED, that in accordance with a request from the Library, in order to provide funds for emergency repairs to the front steps of the library building, as requested by BT#1388, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	841007	1500	304000	Salaries PT	\$3,600
TO :	841007	4423	304000	Bldg,Grds Repairs	\$3,600

Carried.

RESOLUTION NO. 336

By Finance Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR HEALTH DEPARTMENT

RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for temporary staffing for extended rabies clinics and environmental health programs inspections, as requested by BT# 2757 & 2758, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480137	1000	101000	Salaries FT	\$1,000
	480137	1000	101000	Salaries FT	1,300
TO :	480160	1600	101000	Salaries Temp.	1,000
	480137	1600	101000	Salaries Temp.	1,300

and be it,

FURTHER RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for a temporary account clerk typist position needed to catch-up on back load of work, as requested by BT#2245, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480012	1000	101000	Salaries FT	\$1,674
TO:	480228	1600	101000	Salaries Temp	1,674
	Carried.				

RESOLUTION NO. 337

By Finance Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE PLANNING DEPARTMENT, THE DISTRICT ATTORNEY'S OFFICE, THE VETERANS DEPARTMENT AND THE OFFICE OF THE PUBLIC DEFENDER

RESOLVED, that in accordance with a request from the Planning Department, in order to provide funds for temporary help needed to fill in for employee on an unpaid medical leave of absence, as requested by BT#2801, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	440016	1000	101000	Salaries, FT	\$7,049
TO :	440016	1600	101000	Salaries, Temp	\$7,049

and be it

FURTHER RESOLVED, that in accordance with a request from the Office of the District Attorney, in order to provide funds for maximum state reimbursement by transferring remaining salary and fringes to a contractual line, as requested by BT#978, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>	
FROM:	330035	1000	102539	Salary, FT	\$1,870	
	330035	8010	102539	Retirement		209
	330035	8040	102539	Worker's Comp.		903
	330035	8060	102539	Health Ins.	2,000	
	330035	8070	102539	Unemployment		512
TO :	330035	4734	102539	Witness Exp.	5,494	

and be it

FURTHER RESOLVED, that in accordance with a request from the Veterans Department, in order to provide funds for burials for veterans, as requested by BT#2772, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	440016	1000	101000	Salaries, FT	\$13,000.00
	900084	4752	101000	Conting. Acct	9,220.50
TO:	420000	4589	101000	Burials	22,220.50

and be it

FURTHER RESOLVED, that in accordance with a request from the Office of the Public Defender, in order to provide funds for court assigned attorneys and expert witnesses, as requested by BT#2780, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>	
FROM:	900084	4752	101000	Conting. Acct.	\$36,601	
	450023	4610	101000	Per.Svc.Chrgbk.		28,399
TO :	530006	4738	101000	Ct. As. Atty	30,000	
	530006	4734	101000	Witness Exp.		35,000
	Carried.					

RESOLUTION NO. 338

By Finance Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF KIRKWOOD, SANFORD AND UNION

WHEREAS, the County of Broome now owns certain parcels of real property taken by in rem foreclosure proceedings and it is necessary to clear the tax records of these parcels of real property due to the fact that said parcels do not exist, now, therefore, be it

RESOLVED, that taxes will be canceled on the following parcels of real property:

1. Town of Kirkwood, parcel 2-26-S7, amount to be canceled \$527.94.
2. Town of Sanford, parcel 6-4-H01, amount to be canceled \$1,098.30.
3. Town of Union, parcel 3-D5-4-S2, amount to be canceled \$1,093.11.

and be it

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

Carried.

RESOLUTION 339

By Finance Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING REMOVAL OF CERTAIN PARCELS FROM THE 1988 IN REM FORECLOSURE

WHEREAS, the Director of Real Property Tax Services advises that the below listed parcels are presently on the 1988 foreclosure list, and

WHEREAS, for the reasons hereinafter set forth it is necessary to authorize the removal of these parcels from the 1988 in rem foreclosure, now, therefore, be it

RESOLVED, that the below listed parcels should be removed from the 1988 in rem foreclosure:

<u>TOWN</u>	<u>PARCEL</u>	<u>PROPERTY OWNER</u>
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REASON

Dickinson	1-5-A-223	Emmerich J. Bares Jr.	Bankruptcy
Kirkwood	2-4-26-S6	Robert Rogers	Bankruptcy
Maine	10-10-7	Walter Girms	Bankruptcy
Union	3-E4-03-S2X	Stephen J. Jorgensen	Bankruptcy
	3-E4-04-S4	Daniel R. Gaul & Armand J. Olevano Jr.	Bankruptcy
Union	3-H7-F-111 & 3-H7-F-112	Daniel Pasquale	Bankruptcy
Union	3-J6-902-9X	D & J Motels Ltd.	Bankruptcy
Vestal	8-9-16-S14	Emmerich J. Bares Jr.	Bankruptcy
Carried.			

RESOLUTION NO. 340

By Finance and Public Safety and Emergency Services
 Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENT OF EMERGENCY SERVICES

WHEREAS, that in accordance with a request from the Department of Emergency Services, in order to provide funds for books and subscriptions, due and memberships, supplies, education, and travel, as requested by BT#2560, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>	
FROM:	900084	4752	101000	Contingent, Account	\$3,399	
TO :	460030	4311	101000	Books & Subscriptions		435
	460030	4349	101000	Misc. Operating Exp.	500	
	460030	4418	101000	Dues & Membership		335
	460030	4463	101000	Education & Training		700
	460089	4311	101000	Books & Subscriptions		140
	460089	4418	101000	Dues & Membership		45
	460089	4462	101000	Travel, Hotels & Meals	350	
	460089	4463	101000	Education & Training		250
	460006	4311	101000	Books & Subscriptions		294
	460006	4418	101000	Dues & Membership		50
	460006	4462	101000	Travel, Hotel & Meals	300	
	Carried.					

RESOLUTION NO. 341

By Health Services and Finance Committees
 Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION REQUESTING APPROVAL TO REIMBURSE APPROVED SPECIAL EDUCATION PRESCHOOL PROVIDERS ACCORDING TO STATE EDUCATION RATES FOR THE HEALTH DEPARTMENT'S EDUCATION FOR HANDICAPPED CHILDREN PROGRAM FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 308 of 1990, authorized a school year rate schedule for the Department of Health Education for Handicapped Children Program for the period June 30, 1990 through September 1, 1991, and

WHEREAS, it is necessary at this time to authorize the rate schedule for the approved special education preschool evaluators/providers (HCA, RSI, CHENANGO FORKS, SUNY and BOCES) for the Health Department's Education for Handicapped Children Program for the period June 30, 1991 through September

1, 1992, and

WHEREAS, the New York State Education Department establishes the rate schedule and it is necessary for this County Legislature to authorize same, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the reimbursement to Special Education Pre-school evaluators attached hereto as Attachment "C" for the Education for Handicapped Children Program for the period June 30, 1991 through September 1, 1992, and be it

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

Carried.

RESOLUTION NO. 342

By Health Services and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION ESTABLISHING SCHOOL YEAR RATE SCHEDULE FOR THE HEALTH DEPARTMENT'S EDUCATION FOR HANDICAPPED CHILDREN PROGRAM FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 308 of 1990, authorized a school year rate schedule for the Department of Health's Education for Handicapped Children Program for the period September 1, 1990 through June 29, 1991, and

WHEREAS, it is necessary at this time to authorize a rate schedule for service providers of physical therapy, speech therapy, occupational therapy, psychology, and audiology services for the Education for Handicapped Children Program for the period September 1, 1991 through June 30, 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the rate schedule attached hereto as Exhibit "A", and double the rate when going to outlying areas such as Whitney Point, Sanford and Deposit, but not limited to those areas, for the various itinerant service providers for the Health Department's Education for the Handicapped Children Program for the period September 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that the County shall pay providers \$30.76 per day for the Handicapped Children's Association's Infant Toddler Program for services provided by the Handicapped Children's Association in the birth through age two program for the period July 1, 1991 through June 30, 1992, and be it

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

Carried.

RESOLUTION NO. 343

By Health Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF GRANT AGREEMENT FOR THE DEPARTMENT OF HEALTH WOMEN'S, INFANTS' AND CHILDREN'S NUTRITION PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 374 of 1990, authorized the continued operation of the Women's, Infants' and Children's (WIC) Nutrition Program for the period October 1, 1990 through September 30, 1991 and adopted a program budget in connection therewith

in the amount of \$349,256, and

WHEREAS, the Broome County Health Department has submitted a program budget for the period of October 1, 1991 through September 30, 1992 in the total amount of \$405,886 funded entirely by federal aid, and

WHEREAS, Broome County Health Department and your sponsoring Committees recommend the renewal of the WIC Program for the period October 1, 1991 through September 30, 1992 with a program budget of \$405,886, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a renewal of the grant agreement with the New York State Health Department for the continued operation of the Department of Health Women's, Infants' and Children's Nutrition Program for the period October 1, 1991 through September 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$405,886 for the period October 1, 1991 through September 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 344

By Health Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF HEALTH DEPARTMENT'S HEALTHY NEIGHBORHOODS PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 377 of 1990, authorized a grant agreement with the State of New York for the Healthy Neighborhoods Grant Program for the period October 1, 1990 through September 30, 1991 and adopted a program budget of \$33,335, and

WHEREAS, the Health Department and your sponsoring Committees

recommend renewal of the aforesaid grant agreement with the State of New York for the period October 1, 1991 through September 30, 1992 with a program budget of \$40,698, now therefore be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the grant agreement with the State of New York for the Healthy Neighborhoods Program for the period October 1, 1991 through September 30, 1992, and be it

FURTHER RESOLVED, that the County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$40,698 for the period October 1, 1991 through September 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 345

By Health Services, Personnel and Finance Committees
Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING ACCEPTANCE OF BREAST CANCER DETECTION AND EDUCATION PROGRAM GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, the New York State Health Department has awarded Broome County \$120,000 for a community Breast Cancer Detection and Education Program for the period July 1, 1991 through June 30, 1992, and

WHEREAS, said grant program will provide education and free mammograms for low income, underserved and uninsured women in Broome County, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$120,000 from the New York State Department of Health for a community Breast Cancer Detection and Education Program for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$120,000 for the period July 1, 1991 through June 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 346

By Health Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING THE RENEWAL OF THE BROOME COUNTY DRUG AWARENESS STUDENT ASSISTANCE PROGRAM FOR THE BINGHAMTON CITY SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR SEPTEMBER 1, 1991 THROUGH JUNE 30, 1992.

WHEREAS, this County Legislature, by Resolution 339 of 1990, authorized and approved the Broome County Drug Awareness Student Assistance Program for the Binghamton City School District and adopted a program budget in the amount of \$18,000 for September 1, 1990 through June 30, 1991, and

WHEREAS, it is desired to renew said program for the period September 1, 1991 through June 30, 1992 in the amount of \$20,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from the Binghamton City School District for the period September 1, 1991 through June 30, 1992, 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 for the period from September 1, 1991 through June 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 347

Health Services, Personnel and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF THE BROOME COUNTY DRUG AWARENESS CENTER STUDENT ASSISTANCE PROGRAM FOR THE UNION ENDICOTT SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD SEPTEMBER 1, 1991 THROUGH AUGUST 31, 1992

WHEREAS, this County Legislature, by Resolution 340 of 1990, authorized and approved the operation of the Broome County Drug Awareness Center Prevention Services Program for the Union Endicott School District for the period September 1, 1990 through June 30, 1991 and adopted a program budget in the amount of \$18,000, and

WHEREAS, it is desired at this time to renew said grant program for the period September 1, 1991 through August 31, 1992 in the amount of \$27,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$27,000 from the Union Endicott School District for the Broome County Drug Awareness Center Student Assistance Program for the period September 1, 1991 through August 31, 1992, 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 \$27,000 for the period September 1, 1991 through August 31, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 348

By Personnel Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE BROOME COUNTY YOUTH BUREAU AND DEPARTMENT OF PUBLIC WORKS

RESOLVED, that in accordance with a request from the Youth Bureau, as contained in PCR# 91-321, this County Legislature hereby authorizes the elimination of a full-time Youth Services Specialist position, at budget line 640011.1000, minimum salary \$20,008, Grade 15, effective August 1, 1991, and be it

FURTHER RESOLVED, that in accordance with a request from the Youth Bureau, as contained in PCR# 91-321, this County Legislature hereby authorizes the establishment of a part-time Youth Services Specialist position, at budget line 640011.1500, minimum salary \$10.2212 per hour, Grade 15, effective September 3, 1991, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works, as contained in PCR#91-349, this County Legislature hereby authorizes the elimination of one full-time Motor Equipment Operator Light position at budget line 030122.1000, Grade N/A, minimum salary \$9.57 per hour and the establishment of one full-time Laborer position at budget line 030122.1000, Grade N/A, minimum salary \$9.16 per hour, effective September 12, 1991.

Carried.

RESOLUTION NO. 349

By Personnel Committee

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION CONFIRMING APPOINTMENT OF ANDREW KAVULICH TO MEMBERSHIP ON THE BROOME COUNTY STOP DWI ADVISORY BOARD

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 492, adopted December 30, 1981, has duly designated and appointed, pending confirmation by this Legislature, Andrew Kavulich, 261 N. Baldwin Street, Johnson City, New York, 13790, to membership on the Broome County Stop DWI Advisory Board, for a term expiring December 31, 1992, and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 492, adopted December 30, 1981 to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 492, adopted December 30, 1981, does hereby confirm the appointment of Andrew Kavulich to membership on the Broome County Stop DWI Advisory Board in accordance with his appointment by the County Executive.

Carried.

RESOLUTION NO. 350

By Public Safety and Emergency Services Committee.

Seconded by Messrs. Pazzaglini, Seeley.

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE ADIRONDACK-APALACHIN REGIONAL EMS COUNCIL FOR OFFICE AND EQUIPMENT RENTAL BY THE DEPARTMENT OF EMERGENCY SERVICES FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 224 of 1991, authorized an agreement with Susquehanna Adirondack Regional EMS for office space, furniture, copier access, telephone and FAX service in the Department of Emergency Services building located on the Broome Community College Campus for the work of EMS Systems Development in the Susquehanna Adirondack Regional EMS Program Region for the period April 1, 1991 through September 30, 1991, providing \$540.00 in revenue to Broome County, and

WHEREAS, this agreement expires by its term on September 30, 1991 and it is desired to renew said agreement for a six month term on similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Adirondack Apalachin Regional EMS Council, c/o Mark C. Zeek, Chairman, P.O. Box 212, Cooperstown, New York, 13326 to provide office space, furniture, copier access, telephone and FAX use for the period October 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the Adirondack-Apalachin Regional EMS Council shall pay the Broome County Office for Emergency Services the sum of \$540.00 plus telephone and fax charges for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 460006.0068.101000 (Other Public Safety Departmental Income), and be it

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

Carried.

RESOLUTION NO. 352

By Public Safety and Emergency Services, Personnel and Finance Committees
Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING RENEWAL OF NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE AID TO PROSECUTION PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 460 of 1990, authorized and approved the New York State Division of Criminal Justice Services for the Aid to Prosecution Program Grant in the total amount of \$196,414 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, the Aid to Prosecution Program Grant provides for the enhancement of criminal prosecution of the most serious criminal offenses and offenders by insuring that the most experienced prosecutors and investigators handle the most serious cases which receive more intensive preparation and high quality forensic resources in order to better serve the citizens of Broome County, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1991 through March 31, 1992 in the amount of \$166,952, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$166,952 from the New York State Division of Criminal Justice Services for the Aid to Prosecution Program for the period April 1, 1991 through March 31, 1992, 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 \$166,952 for the period April 1, 1991 through March 31, 1992, 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 authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit

"A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 353

By Public Safety and Emergency Services, Personnel and Finance Committees
Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC DEFENDER AID TO LOCALITIES PROGRAM - AID TO DEFENSE PROGRAM GRANT FOR THE OFFICE OF THE PUBLIC DEFENDER FOR 1991 THROUGH 1992.

WHEREAS, the New York State Division of Criminal Justice Services has awarded Broome County \$42,440 for the Aid to Localities Program - Aid to Defense Program for the Office of the Public Defender for the period April 1, 1991 through March 31, 1992, and

WHEREAS, the County, through the Public Defender's Office, is legally obligated to provide representation to the program's indigent targets and this grant benefits the local economy by relieving the County of an expense that it would otherwise have to assume, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$42,440 from the New York State Department of Criminal Justice Services for the Aid to Localities Program - Aid to Defense Program for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$42,440 for the period April 1, 1991 through March 31, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 354

By Public Safety and Emergency Services, Personnel and Finance Committees
Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING REVISION OF THE INTENSIVE SUPERVISION PROGRAM GRANT FOR THE PROBATION

DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolutions 195 and 288 of 1991, authorized and approved the Intensive Supervision Program for the Probation Department and adopted a program budget in the amount of \$99,849 for the period April 1, 1991 through December 31, 1991, and

WHEREAS, said grant program provides Probation officers supervising no more than 25 cases who are sentenced to probation in lieu of prison or jails by increasing supervision monitoring and offering an alternative to incarceration, and

WHEREAS, it is necessary to revise said grant program for 1991 and 1992 due to an increase in grant appropriations and to extend the term of the grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$137,953 from New York State Division of Probation & Correctional Alternative for the Probation Department Intensive Supervision Program for the period April 1, 1991 through March 31, 1992, 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 \$137,953 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that Resolutions 195 and 288 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried.

RESOLUTION NO. 355

By Public Works and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING AGREEMENT WITH BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR PIERCE CREEK

ROAD CONCRETE GROUTING FOR THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, the Department of Public Works request authorization for an agreement with Broome County Soil and Water Conservation

District for Pierce Creek Road Concrete grouting at a cost not to exceed \$6,175, and

WHEREAS, said agreement is necessary to allow for the repair of a minor erosion problem on Pierce Creek Road, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Soil and Water Conservation District, 840 Front Street, Binghamton, New York 13905 for Pierce Creek Road concrete and grouting for the Department of Public Works, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6,175 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035030.2017.501239 (Bridges), and be it

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

Carried.

RESOLUTION NO. 356

By Public Works, County Administration, Economic Development and Planning and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING REVISION OF AGREEMENT WITH SUN MICROSYSTEMS, INC, FOR COMPUTER SOFTWARE SUPPORT FOR THE DEPARTMENT OF PUBLIC WORKS FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 130 of 1991, authorized an agreement with Sun Microsystems, Inc. for software support and upgrades for 4 SUN Microsystems Sparc Station I computers in the Engineering Division of the Public Works Department at a cost of \$1,488.00 for the term April 1, 1991 through March 31, 1992, and

WHEREAS, it is desired at this time to revise said agreement to include 2 new SUN Microsystems computer to this contract, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the agreement with SUN Microsystems, Inc. 621 Columbia Street Extension, Cohoes, New York 12047 for software support and upgrades for six SUN Microsystems Sparc Station I computers in the Engineering Division of the Public Works Department for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a maximum amount not to exceed \$2,388.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030023.4449.101000 (Other Operational Expenses), and be it

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

Carried.

RESOLUTION NO. 357

By Transportation and Finance Committees

Seconded by Messrs. Pazzaglini, Seeley

RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL AVIATION ADMINISTRATION (FAA) GRANT FOR DEPARTMENT OF AVIATION THEREWITH FOR 1991

WHEREAS, the Department of Aviation requests authorization to accept a grant from the FAA for Airport Improvement Projects in the amount of \$678,496, and

WHEREAS, said grant program will provide funding for airport improvement projects including rehabilitation of the Entrance/Egress Road, purchasing of a C/F/R vehicle and a runway snow plow, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$678,496 from the Federal Aviation Administration (FAA) for 1991, and be it

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

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

Carried.

The regular agenda was introduced at this time.

RESOLUTION NO. 358

By County Administration, Economic Development and Planning Committee

Seconded by Mr. Lindsey

RESOLUTION DIRECTING PROFESSIONAL SERVICES CONTRACTS BE AWARDED TO INDIVIDUALS, FIRMS, OR COMPANIES WHO MAINTAIN MANAGED OFFICES WITHIN BROOME COUNTY WHEREVER POSSIBLE

WHEREAS, it is in Broome County's best interest that contracts for professional services be awarded to individuals, firms, or companies who maintain managed offices within Broome County, and

WHEREAS, the awarding of professional contracts to individuals, firms, or companies that maintain managed offices within Broome County will facilitate regular and emergency meetings throughout the life of the contract, encourage expansion and innovation of local professionals and further the growth of Broome County, now therefore be it

RESOLVED, that all professional services required by Broome County are to be contracted with individuals, firms, or companies that maintain a managed office within Broome County except where the expertise required is not available from Broome County professionals or where a satisfactory agreement can not be reached with qualified Broome County professionals, and be it

FURTHER RESOLVED, that when professional services can not be contracted with individuals, firms, or companies maintaining a managed office within Broome County, the County Executive, or his duly authorized representative, shall identify,

within the communication requesting approval of this legislature, the name of the most qualified local professional considered for the contract, if applicable, and the rationale for selecting the non-local professional, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

At the request of Mr. Moppert, Resolution No. 358 was **held over** under the rule.

RESOLUTION NO. 359

By Finance and County Administration, Economic Development and Planning Committees

Seconded by Mrs. Hudak

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 13, 1991, ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 7 OF 1980, AS AMENDED, GRANTING PARTIAL EXEMPTION FROM REAL PROPERTY TAXATION BY CERTAIN PERSONS WITH LIMITED INCOME WHO ARE SIXTY-FIVE YEARS OF AGE OR OVER"

RESOLVED, that Local Law Intro. No. 13, 1991, entitled "A Local Law Amending Local Law No. 7 of 1980, as amended, granting partial exemption from Real Property Taxation by certain persons with limited income who are sixty-five years of age or over", be and the same hereby is adopted and approved in accordance with the applicable laws pertaining thereto.

LOCAL LAW INTRO. NO. 13 OF 1991

A LOCAL LAW AMENDING LOCAL LAW NO. 7 OF 1980, AS AMENDED, GRANTING PARTIAL EXEMPTION FROM REAL PROPERTY TAXATION BY CERTAIN PERSONS WITH LIMITED INCOME WHO ARE SIXTY-FIVE YEARS OF AGE OR OVER

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

SECTION 1. Local Law No. 7 of 1980, as amended by Local Law No. 8 of 1983, Local Law No. 6 of 1984, Local Law No. 6 of 1988 and Local Law No. 10 of 1990, hereby is amended and changed as follows:

A. To the extent that the income of the owner or combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemption does not exceed Fifteen Thousand Dollars (\$15,000) such real property shall be exempt fifty percent (50%) of the assessed valuation thereof. Income tax year shall mean the twelve month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income may not exceed the sum of Fifteen Thousand Dollars (\$15,000). Such income shall include social security and retirement benefits, interest, dividends, total

gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary on earnings and net income from self-employment, but shall not include a return of capital, gifts, or inheritances. In computing net rental income and net income from self-employment no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

B. To the extent that the income of the owner of combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemption exceeds Fifteen Thousand Dollars (\$15,000) but is less than Fifteen Thousand, Six Hundred Dollars (\$15,600), such real property shall be exempt from real property taxation by the County of Broome to the extent of forty-five percent (45%) of the assessed valuation thereof. Income tax year shall mean the twelve-month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income must be less than the sum of Fifteen Thousand, Six Hundred Dollars (\$15,600). Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, or inheritances. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

C. To the extent that the income of the owner or combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemption equals Fifteen Thousand, Six Hundred Dollars (\$15,600) or more but is less than Sixteen Thousand, Two Hundred Dollars (\$16,200), such real property shall be exempt from real property taxation by the County of Broome to the extent of forty percent (40%) of the assessed valuation thereof. Income tax year shall mean the twelve-month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income must be less than the sum of Sixteen Thousand, Two Hundred Dollars (\$16,200). Such income shall include social security and retirement benefits, interest dividends, total gain from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, or inheritances. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of

income.

D. To the extent that the income of the owner or combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemption equals Sixteen Thousand Two Hundred Dollars (\$16,200) or more but is less than Sixteen Thousand Eight Hundred Dollars (\$16,800), such real property shall be exempt from real property taxation by the County of Broome to the extent of thirty-five percent (35%) of the assessed valuation thereof. Income tax year shall mean the twelve-month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar years. Where title is vested in either the husband or wife, their combined income must be less than the sum of Sixteen Thousand Eight Hundred Dollars (\$16,800). Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary earnings, and net income from self-employment, but shall not include a return of capital, gifts or inheritances. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

E. The extent that the income of the owner or combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemption equals Sixteen Thousand Eight Hundred Dollars (\$16,800) or more but is less than Seventeen Thousand Four Hundred Dollars (\$17,400), such real property shall be exempt from real property taxation by the County of Broome to the extent of thirty percent (30%) of the assessed valuation thereof. Income tax year shall mean the twelve-month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income must be less than the sum of Seventeen Thousand Four Hundred Dollars (\$17,400). Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts or inheritances. In computing net rental income and net income from self-employment, no depreciation or deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

F. To the extent that the income of the owner or combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemption equals Seventeen Thousand Four Hundred Dollars

(\$17,400) or more but is less than Eighteen Thousand Dollars (\$18,000), such real property shall be exempt from real property taxation by the County of Broome to the extent of twenty-five percent (25%) of the assessed valuation thereof. Income tax year shall mean the twelve-month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income must be less than the sum of Eighteen Thousand Dollars (\$18,000). Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary on earnings, and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

G. To the extent that the income of the owner or combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemptions equals Eighteen Thousand Dollars (\$18,000) or more but less than Eighteen Thousand Six Hundred Dollars (\$18,600), such real property shall be exempt from real property taxation by the County of Broome to the extent of twenty percent (20%) of the assessed valuation thereof. Income tax year shall mean the twelve month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income must be less than the sum of Eighteen Thousand Six Hundred Dollars, (\$18,600). Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings and net income from self-employment, but shall not include a return of capital, gifts or inheritances. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

H. To the extent that the income of the owner or combined income of the owners of real property for the income tax year immediately preceding the date of making application for exemption equals Eighteen Thousand Six Hundred Dollars (\$18,600) or more but less than Nineteen Thousand Two Hundred Dollars (\$19,200), such real property shall be exempt from real property taxation by the County of Broome to the extent of fifteen percent (15%) of the assessed valuation thereof. Income tax year shall mean the twelve month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either husband or wife, their combined income must be less than Nineteen Thousand Two Hundred Dollars (\$19,200). Such income shall include

social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from the self-employment, but shall not include a return of capital, gifts or inheritances. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

I. To the extent that the income of the owner or combined income of owners of real property for the income tax year immediately preceding the date of making application for exemption equals Nineteen Thousand Two Hundred Dollars (\$19,200) or more but less than Nineteen Thousand Eight Hundred Dollars (\$19,800), such real property shall be exempted from real property taxation by the County of Broome to the extent of Ten Percent (10%) of the assessed valuation thereof. Income tax year shall mean the twelve month period for which the owner or owners file a Federal personal income tax return, or if no return is filed, the calendar year. Where title is vested in either husband or wife, their combined income must be less than Nineteen Thousand Eight Hundred Dollars (\$19,800). Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts or inheritances. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income.

SECTION 2. Local Law No. 7 of 1980 as amended by Local Law No. 8 of 1983, Local Law No. 6 of 1984, Local Law No. 6 of 1988, and Local Law No. 10 of 1990, be and hereby is amended and changed to add a new subdivision H to read as follows:

H. No exemption be granted for real property taxes levied by the County of Broome for the year commencing January 1, 1993 and ending December 31, 1993, and for years subsequent thereto, if the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption exceeds the sum of Nineteen Thousand Eight Hundred Dollars (\$19,800). Income tax year shall mean the twelve month period for which the owner or owners file a Federal income tax return, or if no return is filed, the calendar year. Where title is vested in either the husband or wife, their combined income may not exceed the sum of Nineteen Thousand Eight Hundred Dollars (\$19,800). Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may

be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital gifts or inheritances. In computing net rental income and net income from self-employment, no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held from the production of income.

SECTION 3. This local law shall become effective following a public hearing to be held in the manner provided by law.

Key: Material in underlining is added.

At the request of Chairman Shafer, Resolution No. 359 was **held over** under the rule since the resolution was not on the desks of the Legislators ten days prior to the session.

RESOLUTION NO. 360

By Health Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING ACCEPTANCE OF WALK FOR LIFE PROGRAM GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991

WHEREAS, the New York State Health Department has awarded Broome County \$4,000 for the Walk for Life program for the period September 12, 1991 through October 31, 1991, and

WHEREAS, said grant program is designed to promote physical activity in New York State during the month of October 1991, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$4,000 from the New York State Department of Health for the Walk for Life program for the period September 12, 1991 through October 31, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$4,000 for the period September 12, 1991 through October 31, 1991, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the

budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

At the request of Mr. Pasquale, Resolution No. 360 was **held over** under the rule.

RESOLUTION NO. 361

By Intergovernmental Relations and Personnel Committees

Seconded by Mr. Brown

**RESOLUTION AUTHORIZING ALL COUNTY MUNICIPALITIES TO
RETAIN THE INTEREST EARNED ON REAL PROPERTY TAX
COLLECTION MONIES**

WHEREAS, county municipalities collect tax monies on behalf of Broome County, and

WHEREAS, at present, the tax monies are deposited into town accounts and then paid to the County Finance Department pursuant to New York State Town law, and

WHEREAS, the interest earned on the tax monies belongs to Broome County unless Broome County, by resolution, authorizes the county municipality to retain said interest monies, and

WHEREAS, it is desired by your sponsoring committee to authorize the county municipality to retain all interest earned on all tax monies collected by the county municipality on behalf of the county, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the various county municipalities to retain all interest earned on any tax monies collected by the various county municipalities only for the period from the date collected until the date the monies are paid to Broome County pursuant to New York State Town Law, Section 37(1), and be it

FURTHER RESOLVED, that those municipalities that so desire to retain said interest earned shall utilize a separate bank account and submit to the Broome County Commissioner of Finance, upon settlement of the tax warrant in April, copies of monthly bank statements subject to audit by the Broome County Comptroller, or else yield all interest earned thereon to the Broome County Commissioner of Finance, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

At the request of Mrs. Coffey, Resolution No. 361 was **held over** under the rule.

Mrs. Coffey moved, seconded by Mr. Malley to adjourn to the call of the Clerk. Carried.