

WHEREAS, in order to commence the State Environmental Quality Review Process and Department of Environmental Conservation Review it is necessary that this County Legislature accept the Broome County Solid Waste Management Plan, as amended by the Environment Committee of this County Legislature, and make a determination of completeness with respect to the Draft Generic Environmental Impact Statement, now, therefore, be it

RESOLVED, that this County Legislature hereby accepts the Draft Broome County Solid Waste Management Plan, as amended by the Environment Committee of this Legislature, and be it

FURTHER RESOLVED, that this County Legislature makes a determination of completeness with respect to the Draft Generic Environmental Impact Statement Plan.

At the request of Mr. Bielecki, Resolution No. 91-179 was held over under the rule.

Mr. Pazzaglini moved, seconded by Mr. Malley, to adjourn to the call of the Clerk. Carried at 3:50 p.m.

**REGULAR SESSION
THURSDAY, MAY 16, 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 (Coffey).

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

Invocation was delivered by Reverend Phil Mitchell, First Congregational Church.

Mr. Pasquale moved, seconded by Mr. Moppert that the minutes of the April 25, 1991 regular session be approved as prepared and as presented by the Clerk. Carried.

The following written presentations were made by the County Executive, Timothy M. Grippen:

Letter nominating Amy Zaref to membership on the Environmental Management Council Board of Directors.

The following Communications were presented to the County Legislature:

Minutes from: Resource Recovery Agency; Airport Advisory Board; Cornell Cooperative Extension; Willow Point Nursing Facility. List of ACCORD'S Bank Accounts.

Solid Waste Management Weekly Update.

List of Significant correspondence from Resource Recovery Agency (April 8-May 3, 1991).

Application of Town of Conklin Board (Proposed Extension No. 3 to Sewer District No. 1).

Bond Anticipation Note Certificate Dated April 15, 1991.

Application of Town of Vestal Board (Proposed Extension No. 47 to Consolidated Sewer District No. 1).

Letter from County Executive Timothy M. Grippen, explaining unsigned Resolution Nos. 115 and 118.

Resolutions from: Oneida County (concerning needs of dairy farmers); Otsego County (Supporting Waste Reduction and Packaging (WRAP) Act); Cortland County (Support of Capital Gains Relief); Orleans County (Repeal of Wicks Law'.

Copy of letter from Town of Nanticoke to Finance Department (Election Expenses).

Position statement from NYS Nurses' Association, Inc., regarding the County Health Department closure of five Well Child Clinics.

1991 list of enrolled voters from Board of Elections.

Copy of letter from Douglas Wood, former Manager of Resource Recovery Project, to Press & Sun Bulletin (County's Solid Waste Program).

The following reports were presented to the County Legislature:

1990 Annual Report: Office for Aging; Department of Social Services; Broome County Historical Society.

Monthly Reports: Department of Social Services, February 1991; Broome Community College (Above the minimum Hires), March 1991.

Quarterly Reports: Mary Wilcox Memorial Library, ACCORD, Broome County Historical Society.

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

1990 Annual Statistical Report of indigent defendants from Office of Public Defender.

1990 Activities Report from Traffic Safety Board.

Department of Finance: 1990 Unaudited Comprehensive Annual Financial Report; Semi-Annual Mortgage Tax Receipts and Disbursements (October 1, 1990 through March 31, 1991); 1991 First Quarterly Report for Sales Tax Collections.

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.

RESOLUTION NO. 179 by the Environment Committee acknowledging receipt of the Broome County Solid Waste Management Plan, which was held over at the May 16, 1991 Special Session at the request of Mr. Bielecki was again presented for consideration. Mrs. Wagstaff requested the Minutes reflect that in accepting the Solid Waste Management Plan (as amended) as a draft, she is not endorsing the

contents of the plan, but simply acknowledging receipt of the document, in order to activate the necessary comment period as outlined in the SEQRA Act. Mr. Malley moved, seconded by Mr. Pasquale to amend the resolution to include a list of goals to be attached as Exhibit "B". After discussion, Mr. Malley withdrew his motion to amend and Mr. Pasquale withdrew his second. Mr. Warner moved, seconded by Mr. Pasquale to call the question. Carried.

Resolution as presented carried by the following roll call:
Ayes-15, Nays-3 (Kavulich, Malley, Pasquale), Absent-1 (Coffey)

RESOLUTION NO. 173 by the Environment Committee establishing policy of County Legislature regarding the Materials Recovery Facility, which was held over at the April 25, 1991 Session at the request of Mr. Schofield was again presented for consideration.

Carried by the following roll call:
Ayes-14, Nays-3, (Kavulich, Malley, Pasquale), Abstention-1 (Moppert), Absent-1 (Coffey)

RESOLUTION NO. 174 by County Administration, Economic Development & Planning and Environment Committees adopting Local Law Intro. No. 8, 1991, providing for management of solid waste with the County of Broome, which was held over at the April 25, 1991 Session at the request of Mr. Schofield was again presented for consideration. Mr. Augustini moved, seconded by Mr. Schofield to table this resolution indefinitely.

Motion to table carried by the following roll call:
Ayes-15, Nays-3 (Kavulich, Malley, Pasquale), Absent-1 (Coffey)

RESOLUTION NO. 197 was removed from the Preferred Agenda to be acted upon separately.

RESOLUTION NO. 197

By Public Works and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING AN AGREEMENT WITH O'BRIEN-KREITZBERG AND ASSOCIATES, INC., FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE PUBLIC SAFETY FACILITY FOR THE DEPARTMENT OF PUBLIC WORKS FOR 1991 THROUGH 1995

WHEREAS, the Department of Public Works requests authorization for an agreement with O'Brien-Kreitzberg and Associates, Inc., for construction management services for the Public Safety Facility for the period May 16, 1991 through January 1, 1995, and

WHEREAS, said services are necessary to provide assistance in the establishment and implementation of a comprehensive construction management program including appropriate directions, procedures and schedules to assist the County and its Architect/Engineer in completion of the project in a timely and cost effective manner, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Brien-Kreitzberg and Associates, Inc., 8 West 40th Street, 14th Floor, New York, New York 10018 for construction management services for the Public Safety Facility for the period May 16, 1991 through January 1, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay O'Brien-Kreitzberg and Associates, Inc. an amount not to exceed \$1,425,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035121.4746.501207 (Engineering & Architectural Services) and 035121.4746.501234 (Engineering & Architectural Services), 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.

Mr. Warner moved, seconded by Mr. Augostini to amend Resolution 197 in the first FURTHER RESOLVED paragraph to reduce the amount not to exceed to \$1,300,000. Amendment carried by the following: Ayes-17, Nays-1 (Brown), Absent-1 (Coffey).

At the request of Mr. Pasquale, Resolution 197 was held over under the rule.

RESOLUTION NO. 180

By All Members of the County Legislature

Seconded by Mr. Moppert

RESOLUTION HONORING AND COMMENDING NORMAN J. SWEENEY, SUPERINTENDENT OF SCHOOLS FOR THE CHENANGO FORKS SCHOOL DISTRICT AND DESIGNATING MAY 18, 1991 AS NORMAN J. SWEENEY DAY

WHEREAS, Norman J. Sweeney is retiring from the Chenango Forks School District after 28 years as Superintendent of Schools, and

WHEREAS, Superintendent Sweeney has served with great distinction and dedication as the Superintendent of Chenango Forks School District with his many years of service, and

WHEREAS, it is desired by this Legislature to honor and commend Norman J. Sweeney and to designate May 18, 1991 as Norman J. Sweeney Day in Broome County, now, therefore, be it

RESOLVED, that this County Legislature commends Norman J. Sweeney on his 28 years of dedicated services as Superintendent of the Chenango Forks School District and does hereby designate May 18, 1991 as Norman J. Sweeney Day, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be and he hereby is directed to send a certified copy of this resolution to Superintendent Norman J. Sweeney, and be it

FURTHER RESOLVED, that this Resolution take effect immediately.

Carried.

RESOLUTION NO. 181

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

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE IIB SUMMER YOUTH PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolution 125 of 1991, authorized and approved the Summer Youth Program for the Office of Employment and Training and adopted a program budget in the amount of \$554,183 for the period October 1, 1990 through September 30, 1991, and

WHEREAS, it is necessary at this time to revise said programs to reflect a decrease in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment & Training Job Training Partnership Act Title IIB Summer Youth Program for the period October 1, 1990 through September 30, 1991 in the total amount of \$547,751, 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 \$547,751 for the period October 1, 1990 through September 30, 1991, and be it

FURTHER RESOLVED, that Resolution 125 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 authorized to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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. 182

By Community and Social Services and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INC. FOR PERSONAL CARE AIDE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES MEDICAID PROGRAM FOR 1991

WHEREAS, this County Legislature, by Resolution 427 of 1990 authorized the renewal of an agreement with Family and Children's Society of Broome County, Inc. for Personal Care Aide services at a cost of \$12.25 per hour, subject to New York State approval for the calendar year 1990, and

WHEREAS, said agreement expired by its terms on December 31, 1990 and it is desired at this time to renew said agreement on substantially similar terms and conditions with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Family and Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York 13905 for Personal Care Aides Services for eligible Medicaid recipients for the period January 1, 1991 through December 31, 1991, and

be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$12.80 per hour, subject to New York State approval, and

FURTHER RESOLVED, that the County shall pay the contractor \$12.25 per hour until New York State approval of the increased fees is received, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes continuation of said agreement through calendar year 1992 at the rate last approved by New York State, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670083.4568.103000 (MMIS Medical Assistance), 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 183

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Moppert

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

WHEREAS, this County Legislature, by Resolution 455 of 1990, authorized and approved the Home Energy Assistance Program (HEAP) Grant and adopted a program budget in the amount of \$2,150,848 for the period November 1, 1990 through November 15, 1991, and

WHEREAS, it is necessary to revise said grant program to reflect a decrease in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the Department of Social Services Home Energy Assistance Program (HEAP) for the period November 1, 1990 through November 15, 1991, in the total amount of \$2,148,739, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$2,148,739 for the period November 1, 1990 through November 15, 1991, and be it

FURTHER RESOLVED, that Resolution 455 of 1990, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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. 184

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING THE WAIVER OF FEES AT GRIPPEN PARK FOR 1991 ANNUAL BROOME COUNTY EMPLOYEES PICNIC

WHEREAS, this County Legislature by Local Law No. 6 of 1983, established certain fees and charges for the use of Broome County Parks and facilities, and

WHEREAS, said fee schedule included charges for shelter house rentals at Grippen Park, and

WHEREAS, it has been proposed that the annual picnic for Broome County Employees be held at Grippen Park on Sunday, July 14, 1991, and be it

WHEREAS, the Broome County Executive and this Legislature desire to waive the shelter rental fees, now, therefore, be it

RESOLVED, that this County Legislature hereby waives the shelter rental fees for the 1991 Annual Picnic to be held July 14, 1991, at Grippen Park, and be it

FURTHER RESOLVED, that the Commissioner of Finance and the Comptroller of Broome County are hereby authorized to make such budgetary adjustments as may be necessary to effectuate 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 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. 185

By Environment Committee

Seconded by Mr. Moppert

RESOLUTION CONFIRMING APPOINTMENT OF AMY ZAREF TO MEMBERSHIP ON THE ENVIRONMENTAL MANAGEMENT COUNCIL BOARD OF DIRECTORS

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 277, adopted September 21, 1971 and the provisions of Resolution No. 64, adopted February 22, 1973, Resolution No. 366, adopted December 21, 1976 and Resolution No. 341, adopted October 1, 1980, has duly designated and appointed, pending confirmation by this Legislature, Amy Zaref, 4 1/2 Garfield Avenue, Binghamton, New York 13905, to membership on the Environmental Management Council Board of Directors, for a term expiring December 31, 1992, and

WHEREAS, it is desired at this time, in accordance with the provisions of Resolution No. 277, adopted September 21, 1971 and the provisions of Resolution No. 64, adopted February 22, 1973, Resolution No. 366, adopted December 21, 1976 and Resolution No. 341, adopted October 1, 1980 to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 277, adopted September 21, 1971 and the provisions of Resolution No. 64 adopted February 22, 1973, Resolution No. 366, adopted December 21, 1976 and Resolution No. 341, adopted October 1, 1980, does hereby confirm the appointment of Amy Zaref to membership on the Environmental Management Council Board of Directors in accordance with her appointment by the County Executive.

Carried.

RESOLUTION NO. 186

By Environment Committee

Seconded by Mr. Moppert

RESOLUTION CONFIRMING APPOINTMENT OF WAYNE L. HOWARD TO MEMBERSHIP ON THE BROOME COUNTY AGRICULTURAL DISTRICTING ADVISORY COMMITTEE

WHEREAS, Arthur J. Shafer, Chairman of the Broome County Legislature, pursuant to the powers vested in him by Resolution 325 of 1971, has duly designated and appointed, pending confirmation by this Legislature, Wayne L. Howard, Old Route 7, Box 9, Port Crane, New York, to membership on the Broome County Agricultural Districting Advisory Committee, for a term expiring December 31, 1993, and

WHEREAS, it is desired at this time, in accordance with the provisions of Resolution 325 of 1971 to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of the

Resolution 325 of 1971, does hereby confirm the appointment of Wayne L. Howard to membership on the Broome County Agricultural Districting Advisory Committee in accordance with his appointment by the Legislative Chairman.

Carried.

RESOLUTION NO. 187

By the Environment and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING RENEWAL AGREEMENT WITH NATIONAL ENVIRONMENTAL TESTING FOR THE MONITORING OF TEST WELLS LOCATED AT THE BROOME COUNTY LANDFILLS IN THE TOWN OF NANTICOKE AND COLESVILLE

WHEREAS, this County Legislature by Resolution 483 of 1990, authorized an agreement with National Environment Testing for the monitoring of test wells located at the Broome County Landfills in the Towns of Nanticoke and Colesville for the period January 1, 1990 through December 31, 1990 at a cost not to exceed \$50,772.00, and

WHEREAS, said agreement expired by its terms on December 31, 1990, and

WHEREAS, New York State Department of Environmental Conservation (DEC) and Environmental Protection Agency (EPA) mandate testing for test wells located at the Broome County Landfills in the Towns of Nanticoke and Colesville, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes a renewal of the agreement with National Environmental Testing, 5854 Butternut Drive, East Syracuse, New York 13057 for the monitoring of test wells located at the Broome County Landfills in the Towns of Nanticoke and Colesville for the period January 1, 1991 through March 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$27,500.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4449.206000 (Other Operational Expenses), 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. 188

By Environment and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING AN AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC., FOR WATER QUALITY SAMPLING AND LABORATORY TESTING FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1991 THROUGH 1992

WHEREAS, the Division of Solid Waste Management requests authorization for an agreement with Buck Environmental Laboratories, Inc., for the period May 1, 1991 through April 30, 1992 at a cost not to exceed \$59,410, and

WHEREAS, said services are necessary to perform New York State Department of Environmental Conservation mandated sampling, testing and reporting of water quality at the Nanticoke and Colesville Landfills, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Buck Environmental Laboratories Inc., 100 Tompkins Street, Cortland, New York 13045 for water quality sampling and laboratory testing at the Nanticoke and Colesville Landfills, for the period May 1, 1991 through April 30, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$59,410 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4449.206000 (Other Operational Expenses), 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. 189

By Finance Committee

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE OFFICE OF AGING, SHERIFF'S DEPARTMENT, PROBATION DEPARTMENT AND DEPARTMENT OF SOCIAL SERVICES

RESOLVED, that in accordance with a request from the Office of Aging, in order to provide funds for health insurance for employees requiring family coverage, as requested by BT# 2055 and BT# 2260, 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	760421	4419	102534	Office Supplies	\$ 300
	760413	4625	102497	Food Svc. Chargeback	850
TO	760421	8060	102534	Health Insurance	\$ 300
	760413	8060	102497	Health Insurance	850

and be it

FURTHER RESOLVED, that in accordance with a request from the Office of Aging, in order to provide funds for Part-time salaries, as requested by BT# 2059, 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	760553	4617	102502	Dup/Printing Chrgbck	\$ 110
TO	760553	1500	102502	Salaries, PT	\$ 110

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, in order to provide funds for overtime and temporary help needed to cover for vacancies in the Corrections division, as requested by BT# 1816, 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	450023	1000	101000	Salaries, FT	\$32,477
TO	450023	1600	101000	Salaries, Temp.	\$16,238
	450023	1700	101000	Overtime	\$16,239

and be it

FURTHER RESOLVED, that in accordance with a request from the Probation

Department, in order to provide funds for the continuation of the Intensive Supervision Grant, as requested by BT# 891, 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	280024	1000	101000	Salaries, FT	\$28,474
TO	280024	9005	101000	Transfer to Grant	\$28,474

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Social Services, in order to provide funds for County share of Low Income Daycare Grant, as requested by BT# 2296, 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	670059	1000	103000	Salaries, FT	\$ 3,375
TO	670059	9005	103000	Grant Fund	\$ 3,375

Carried.

RESOLUTION NO. 190

By Finance Committee

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING AGREEMENT WITH KEY BANK OF CENTRAL NEW YORK, N.A., FOR FUND TRANSFER SERVICES FOR THE DEPARTMENT OF FINANCE

WHEREAS, the Department of Finance routinely utilizes wire transfer services for investments for Broome County Government, and

WHEREAS, the previous agreement with Key Bank of Central New York, N.A., is outdated due to recent New York State Legislation which standardized wire transfers under the Uniform Commercial Code, Section 4A, and

WHEREAS, it is necessary at this time to authorize a new agreement with Key Bank, said agreement will incorporate all of the recent New York State Legislation, now, therefore, be it

RESOLVED, that this County Legislature, hereby authorizes an agreement with Key Bank of Central New York, N.A., 201 South Warren Street, Syracuse, New York 13202 for fund transfer services for the Department of Finance, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Key Bank, the market rate for wire services, total cost not to exceed \$800.00 for calendar year 1991, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 34000.4725.101000 (Other Financial Services), 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. 191

By Health and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING ACCEPTANCE OF CHILDREN AND YOUTH MOBILE CRISIS SERVICES PROGRAM GRANT FOR DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 AND AUTHORIZING A CONTRACT WITH UNITED HEALTH SERVICES FOR IMPLEMENTATION OF THIS PROGRAM

WHEREAS, the Department of Mental Health requests authorization to accept the Children & Youth Mobile Crisis Services Program Grant in the amount of \$135,000 for the period March 1, 1991 through December 31, 1991, and

WHEREAS, said grant program provides a children and youth mobile psychiatric crisis team and

WHEREAS, it is desired to accept said grant program for 1991 in the amount of \$135,000, and authorize a contract with United Health Services to provide services necessary for implementation of this grant program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$135,000 from New York State Office of Mental Health for the period March 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 \$135,000 for the period March 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services, 20 Mitchell Avenue, Binghamton, New York, 13903 for services necessary for implementation of the Children and Youth Mobile Crisis Services Team for the period March 1, 1991 through December 31, 1991, and

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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. 192

By Health and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING AN AGREEMENT WITH MARY SEVEY FOR PHYSICAL THERAPY SERVICES FOR THE HEALTH DEPARTMENT HOME HEALTH SERVICES PROGRAMS FOR 1991

WHEREAS, the Health Department requests authorization for an agreement with Mary Sevey for physical therapy services for the Health Department Home Health Services Programs, and

WHEREAS, said services are necessary for the Health Department's Home Health Services Programs to assist patients in learning to do specific exercises to overcome disabilities and injuries, and

WHEREAS, said services are third party reimbursable, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mary Sevey, 2017 Kim Drive, Endicott, New York 13760 for physical therapy services for the Health Department Home Health Services for the term July 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$55.00 per visit, plus \$0.275 per traveled mile, total cost not to exceed \$21,011 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480061.4706.101045 (Rehabilitation & Therapy Services), and be it

FURTHER RESOLVED, that in accordance with a request from the Health Department in order to provide funds for this contract, as requested by BT #1200, this County Legislature 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	480061	1000	101045	Salaries, FT	\$18,337
480061	8010	101045	State Retirement	73	
480061	8030	101045	Social Security	1,403	
480061	8035	101045	Mandatory Medicare	266	
480061	8040	101045	Workers Compensation	56	
480061	8050	101045	Life Insurance	15	
480061	8060	101045	Health Insurance	833	

480061 8063 101045 Disability Insurance 28
TO 480061 4706 101045 Rehab. & Therapy 21,011
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. 193

By Personnel and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE HEALTH DEPARTMENT AND THE WILLOW POINT NURSING HOME

RESOLVED, that in accordance with a request from the Health Department, as contained in PCR# 91-237, this County Legislature hereby authorizes the elimination of a full-time Director of Physical Therapy, at budget line 480061.1000.101000, minimum salary \$29,218, Grade 22, effective May 16, 1991, and be it

FURTHER RESOLVED, that in accordance with a request from the Willow Point Nursing Home, as contained in PCR# 91-219, this County Legislature hereby authorizes the elimination of one (1) full-time Social Work Assistant position, at budget line 160184.1000.204000, minimum salary \$18,967, Grade 14, and the creation of one (1) part-time Social Work Assistant Position, at budget line 160184.1500.204000, minimum salary \$9.6895/hour, Grade 14, effective June 1, 1991, and be it

FURTHER RESOLVED, that in accordance with a request from Willow Point Nursing Home, in order to provide funds for part-time Social Work staff during an employee's educational absence, as requested by BT# 1667, 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	160184	1000	204000	Salaries, FT	\$11,670
TO	160184	1500	204000	Salaries, PT	\$ 6,480
	160184	1600	204000	Salaries, Temp.	5,190
Carried.					

RESOLUTION NO. 194

By the Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING ACCEPTANCE OF A MONEY GIFT FROM IBM CORPORATION AND THE ESTABLISHMENT OF A TRUST ACCOUNT FOR THE CARE OF THE SHERIFF DEPARTMENT DOGS

WHEREAS, IBM Corporation has donated \$3,265.00 to the Sheriff's Department toward the care of the dogs in the Sheriff's Department Highway Patrol, and

WHEREAS, the Sheriff's Department requests authorization to accept this gift of money and establish a trust account to administer this money, now, therefore, be it

RESOLVED, that this County Legislature hereby accepts this money gift in the amount of \$3,265.00 from IBM Corporation and authorizes the establishment of the Canine Trust Account for the Sheriff's Department in the total amount of \$3,265.00, and be it

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

Carried.

RESOLUTION NO. 195

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING RENEWAL OF THE INTENSIVE SUPERVISION PROGRAM GRANT FOR THE PROBATION DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991

WHEREAS, this County Legislature, by Resolution 182 of 1990, authorized and approved the Intensive Supervision Program for the Probation Department and adopted a program budget in the amount of \$139,530 for 1990-1991, 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 desired to renew said grant program for 1991 in the amount of \$100,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from New York State Division of Probation & Correctional Alternative for the Probation Department Intensive Supervision Program for the period April 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 \$100,000 for the period April 1, 1991 through December 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.

Carried.

RESOLUTION NO. 196

By the Public Works Committee

Seconded by Mr. Moppert

RESOLUTION DEDICATING THE CENTER VILLAGE BRIDGE LOCATED IN CENTER VILLAGE TO GEORGE CAMPION

WHEREAS, the Department of Public Works recently reconstructed the Center Village Bridge in Center Village, and

WHEREAS, the Department of Public Works requests authorization to formally dedicate this reconstructed Bridge to George Campion, in honor of his 33 years of dedicated service as a Broome County Department of Public Works employee, and

WHEREAS, Mr. Campion's goal during his 33 years of employment was to provide a safer highway system for the traveling public and his duties included bridge inspections, culvert inspections, traffic volume counts, traffic accident reports and historical records, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the dedication of the Center Village Bridge in Center Village to George Campion, and be it

FURTHER RESOLVED, that in honor of George Campion, a plaque will be mounted on the bridge abutment and a sign on each end of the bridge to identify

same as the "Center of Village Bridge dedicated to George Campion for his years of service."

Carried.

RESOLUTION NO. 198

By Public Works and Finance Committees

Seconded by Mr. Moppert

RESOLUTION AUTHORIZING AN AGREEMENT WITH ADAMS SARNICOLA ENGINEERS, P.C., FOR UPPER LISLE BRIDGE FEASIBILITY STUDY FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Department of Public Works requests authorization for an agreement with Adams Sarnicola Engineers for a Feasibility Study for the Upper Lisle Bridge, BIN 3349680, in the Town of Triangle at a cost not to exceed \$19,300, and

WHEREAS, said services are necessary to determine if economically and structurally this structure should be reopened, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Adams Sarnicola Engineers P.C., 164 Court Street, Binghamton, New York 13901 for a Feasibility Study on the Upper Lisle Bridge, BIN 3349680, in the Town of Triangle, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$19,300 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035022.4746.501204 (Engineering and Architectural Services), 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.

The Regular Agenda was introduced at this time.

RESOLUTION NO. 199

By Finance and Health Services Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING REVISION OF AGREEMENTS WITH TRINITY MEMORIAL CHURCH FOR LEASE OF SPACE FOR DEPARTMENT OF HEALTH FOR 1989 THROUGH 1992

WHEREAS, this County Legislature, by Resolutions No. 142 of 1989, No. 125 of 1990 and No. 97 of 1990, authorized agreements with Trinity Memorial Church for the lease of 3,800 square feet of space for the Adolescent Community Service Project for the period April 1, 1989 through March 31, 1992, and

WHEREAS, the lease of such space is necessary for the effective administration of the Department of Health's Adolescent Community Services Project which is designed to best reach our community's adolescents, and

WHEREAS, it is necessary at this time to revise said agreements as to the recomputation of the gas and electric utilities as of April 1, 1989 and to identify the correct budget lines said utilities costs will be paid from, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes revision of the agreements with Trinity Memorial Church, 44 Main Street, Binghamton, New York 13905 for the lease of space for the period April 1, 1989 through March 31, 1992 under the following terms and conditions:

a. Resolution No. 142 of 1989 is amended to change the maximum utility reimbursement from \$4,000 to \$6,700 and the budget lines said utilities to be paid from are 480251.4425.102431 (Water & Sewage Charges), 480251.4426.102431 (Heating & Air Conditioning) and 480251.4427.102431 (Electric Current);

b. Resolution No. 125 of 1990 is amended to change the maximum utility reimbursement from \$4,000 to \$5,775 and the budget lines said utilities are to be paid from are 480251.4425.102508 (Water & Sewage Charges), 480251.4426.102508 (Heating & Air Conditioning) and 480251.4427.102508 (Electric Current);

c. Resolution No. 97 of 1991 is amended to change budget line 480251.4425.102572 (Water & Sewage Charges), 480251.4426.102572 (Heating & Air Conditioning) and 480251.4427.102572 (Electric Current), and be it

FURTHER RESOLVED, that Resolutions No. 142 of 1989, No. 125 of 1990, and No. 97 of 1991 to the extent consistent herewith, shall remain in full force and effect, and

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.

At the request of Mr. Warner, Resolution No. 199 was held over under the rule.

RESOLUTION NO. 200

By the Finance and Ad Hoc Consolidation Committees

Seconded by Mr. Pazzaglini

RESOLUTION REQUESTING CHANGES IN CURRENT STATE LAWS TO ALLOW FOR CONTRACTUAL ASSESSMENT AGREEMENTS BETWEEN

BROOME COUNTY AND LOCAL ASSESSING UNITS

WHEREAS, all levels of government are facing serious fiscal problems, thus making it desirable to explore the feasibility of consolidation of services, and

WHEREAS, Local and State commissions are currently studying various ways of consolidating State, County, and local services, and

WHEREAS, one such area of consolidation of services could be counties providing contractual assessment services to local assessing units contained wholly or partially within County boundaries, and

WHEREAS, local assessing units currently have shown interest in contractual assessment services, but cannot pursue such arrangements due to present State Real Property Tax law not allowing for the transfer of this function, now, therefore, be it

RESOLVED, that the Broome County Legislature, by means of this resolution, requests the New York State Legislature to consider and pass legislation, which would allow for the providing of assessment services by the counties of local assessing units by mutual agreement, and be it

FURTHER RESOLVED, that the Broome County Legislature respectfully requests that the New York State Legislature adopt an appropriate amendment or amendments to the Real Property Tax Law authorizing and empowering Broome County Government the option of providing contractual assessment services to local assessing units wholly or partially within County boundaries, upon request and negotiation with those assessing units, and be it

FURTHER RESOLVED, that copies of this resolution be sent to Senator Libous, Assemblyman Tallon, Assemblyman Miller, Secretary of State, Bureau of State Records, Gail Shaffer (New York State Department of State) Commissioner of Consolidation, New York State Assessors Association, the State Board of Equalization & Assessment and the New York State Association of Counties.

Carried.

RESOLUTION NO. 201

By Transportation and Finance Committees

Seconded by Mr. Augostini

RESOLUTION AUTHORIZING AN AGREEMENT WITH COSTELLO LABORATORY, INC. FOR VOLATILE ORGANIC CHEMICAL (VOC) TESTING FOR THE DEPARTMENT OF AVIATION FOR 1990 THROUGH 1991

WHEREAS, the Department of Aviation requests authorization for an agreement with Costello Laboratory, Inc., for Volatile Organic Chemical (VOC) testing at the airport for the period December 1, 1990 through December 31, 1991, and

WHEREAS, said services are necessary in that United State Environmental

Protection Agency regulations require the Department of Aviation have the three (3) ground water sources that supply the main water tower tested for Volatile Organic Chemical (VOC) quarterly, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Costello's Laboratories, Inc., 30 Allendale Road, Binghamton, New York 13903 for Volatile Organic Chemical (VOC) testing the three (3) ground water sources that supply the main water tower at the airport for the period December 1, 1990 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Costello's Laboratory, Inc., \$175.00 per sample, total cost not to exceed \$2,499.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 210146.4429.207000 (Building and Ground Expenses), 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. 123

By the Community and Social Services, Personnel and Finance Committees, which was passed at the April 4, 1991 Legislative Session was again presented for consideration as follows:

Mrs. Hudak moved, seconded by Mr. Pasquale to suspend the rules for the purpose of reconsidering and calling back this resolution. Carried.

Mr. Pasquale moved, seconded by Mrs. Wagstaff to amend the resolution to indicate new starting and ending dates of the previously approved resolution as follows: From April 1, 1991 through March 31, 1993, amended to read from June 1, 1991 through May 31, 1993, throughout the resolution. Carried.

Resolution as amended carried.

Mr. Moppert moved, seconded by Mr. Pasquale to adjourn to the call of the Clerk. Carried.