

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.

**REGULAR SESSION
THURSDAY, JUNE 6, 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-17, Absent-2 (Pasquale, Pazzaglini).

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.

Invocation was delivered by Reverend Gary Kuhns, Tabernacle United Methodist Church.

Mr. Moppert moved, seconded by Ms. Coffey that the minutes of the May 16, 1991 Special and Regular Sessions 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 Edward Andrejko to membership on the Central Library Board of Trustees.

Letter nominating Lou McKeage to membership on Environmental Management Council.

The following written presentation was made by the County Clerk, Richard Hogan:

State Comptroller's Audit of Broome County.

The following communications were presented to the County Legislature:

Minutes from: Cornell Cooperative Extension; Resource Recovery Agency; Mental Health Advisory Board; Ambulance Advisory Board.

Revised Proposal for Solid Waste Landfill Siting Study by Clark Engineers & Associates.

Letter from County Executive Timothy M. Grippen explaining unsigned Resolution 91-179.

Resource Recovery Agency: List of significant correspondence from May 6 through May 23, 1991; Pre-filed Testimony of Co-Applicants, Agency and Foster Wheeler Broome County, Inc., Direct Testimony of NYSDEC prepared for Adjudicatory Hearing.

Notice of Claim: George and Thomas Snyder against County of Broome.

Letter of Commendation - Willow Point Nursing Facility.

The following notices were presented to the County Legislature:

Binghamton City Hall, June 12, 1991, 7:30 p.m. (NYSEC application Construction of natural gas pipeline, Towns of Dickinson, Chenango, and City of Binghamton).

The following reports were presented to the County Legislature:

1990 Annual Report: Office of Emergency Services; Division of

Solid Waste Management.

Quarterly Report from Cornell Cooperative Extension.

Monthly Report: Broome Community College (Budget Transfers and Above Minimum Hires); Department of Social Services, March 1991.

Broome County Department of Personnel list of vacancies from May 15 to June 15, 1991, New Employee Forms, Position Change Requests Forms, and Change-in-Status Forms.

Department of Audit and Control: Statements of Changes in Fund Balance (Unemployment Insurance Trust Fund) January 1 through December 31, 1990.

Report of Examination (County of Broome) from the Office of the State Comptroller.

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

The following letters were presented from Arthur J. Shafer, Chairman of the County Legislature:

Appointing Emil J. Bielecki designated representative for Larry E. Seeley as voting member of Community and Social Services Committee, May 28, 1991.

Appointing Wanda Hudak designated representative for Larry E. Seeley as voting member and Louis P. Augostini as Acting Chairman of the Public Works Committee, May 28, 1991.

Appointing Kelly J. Wagstaff designated representative for Larry E. Seeley as voting member of Public Safety & Emergency Services Committee, May 29, 1991.

Appointing Wayne L. Howard as designated representative for Michael P. Pazzaglini and Emil J. Bielecki as Acting Chairman of the County Administration, Economic Development & Planning Committee, May 30, 1991.

Chairman Shafer assisted by Mrs. Greenmun presented a letter of commendation to Terry Rowe, Nursing Home Director, and Bradford Novak, Assistant Nursing Home Director.

RESOLUTION NO. 197 by the Public Works and Finance Committees authorizing agreement with O'Brien-Kreitzberg regarding Public Safety Facility, which was held over at the May 16, 1991 Session at the request of Mr. Pasquale was again presented for consideration.

Carried by the following roll call:

Ayes-14, Nays-3 (Brown, Kavulich, Greenmun), Absent-2 (Pasquale, Pazzaglini).

RESOLUTION NO. 199 by the Finance and Health Services Committees revising agreements with Trinity Memorial Church, which was held over at the May 16, 1991 Session at the request of Mr. Warner was again presented for consideration.

Carried by the following roll call:

Ayes-13, Nays-4 (Hudak, Moppert, Augustini, Seeley), Absent-2 (Pasquale, Pazzaglini).

The Preferred Agenda was introduced at this time. Resolutions 213, 218 and 219 were pulled from the Preferred Agenda and voted on separately.

RESOLUTION NO. 202

By Community and Social Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF CHILD ABUSE PREVENTION AND EDUCATION ON-GOING GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH

WHEREAS, this County Legislature, by Resolution 105 of 1989, as amended by Resolutions 240 and 504 of 1990, authorized the continued participation by the Youth Bureau in the Child Abuse Prevention and Education Program in the total amount of \$39,397.14, 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 Youth Bureau's Child Abuse Prevention and Education Program in the total amount of \$43,560.64, 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 \$43,560.64, and be it

FURTHER RESOLVED, that Resolution 105 of 1989 and Resolutions 240 and 504 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 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. 203

By Community & Social Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING IIID IN-HOME SERVICES FOR FRAIL OLDER INDIVIDUALS PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991

WHEREAS, this County Legislature, by Resolution 621 of 1990, authorized the participation by the Office for Aging in the IIID In-Home Services for Frail Older Individuals Program for calendar year 1991, and adopted a program budget in connection therewith in the total amount of \$5,230.00, and

WHEREAS, it is necessary to revise said program for 1991 due to an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the Office for Aging IIID In-Home Services for Frail Older Individuals Program for calendar year 1991, in the amount of \$6,346, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts a revised program budget annexed hereto as Exhibit "A" in the revised total amount of \$6,346.00 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution No. 621 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. 204

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF BROOME COUNTY OFFICE FOR AGING IIIB HEALTH MAINTENANCE PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991

WHEREAS, this County Legislature, by Resolution 627 of 1990, authorized participation by the Office for Aging in the IIIB Health Maintenance Program for calendar year 1991 and adopted a program budget in connection therewith in the total amount of \$65,899, 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 Office for Aging IIIB Health Maintenance Program for the period January 1, 1991 through December 31, 1991 in the total amount of \$72,997, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts a revised program budget annexed hereto as Exhibit "A" in the total amount of \$72,997 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution No. 627 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. 205

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

**RESOLUTION AUTHORIZING REVISION OF THE OFFICE FOR AGING
IIIB INFORMATION AND REFERRAL PROGRAM AND ADOPTING A
REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991**

WHEREAS, this County Legislature, by Resolution 626 of 1990, authorized and approved the participation by the Office for Aging in the IIIB Information and Referral Program for the calendar year 1991 and adopted a program budget in the amount of \$140,316, and

WHEREAS, it is necessary to revise said grant program for 1991 due to an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the Broome County Office for Aging Title IIIB Information and Referral Program for the period January 1, 1991 through December 31, 1991 in the total amount of \$141,476, 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 \$141,476 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution No. 626 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. 206

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF THE OFFICE FOR AGING FOSTER GRANDPARENTS PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991

WHEREAS, this County Legislature, by Resolution 628 of 1990, authorized and approved the participation by the Office for Aging in the Foster Grandparents Program for calendar year 1991 and adopted a program budget in the amount of \$229,131, and

WHEREAS, it is necessary at this time to revise said grant program for 1991 due to an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the Office for Aging Foster Grandparents Program for the period January 1, 1991 through December 31, 1991 in the revised total amount of \$245,508, 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 \$245,508 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution No. 628 of 1990, 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 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. 207

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE OFFICE FOR AGING GRANT FOR THE BROOME COUNTY OFFICE FOR AGING CAREGIVER RESOURCE CENTER FOR 1991 THROUGH 1992

WHEREAS, the New York State Office for Aging has awarded, pending New York State Budget approval, the Broome County Office for Aging \$20,000 to fund the Caregiver Resource Center for the period April 1, 1991 through March 31, 1992, and

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

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000.00 from the New York State Office for Aging for the Broome County Office for Aging Caregiver Resource Center for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from New York State Office for Aging 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 \$20,000 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 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. 208

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S NATIONAL COUNCIL ON AGING'S (NCOA) SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolution 256 of 1990, authorized the participation by the Office for Aging in the National Council on Aging's (NCOA) Senior Community Service Employment Program for the period July 1, 1990 through June 30, 1991 and adopted a program budget in connection therewith in the total amount of \$230,600, and

WHEREAS, it is necessary at this time to revise said program for 1990 through 1991 to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging's (NCOA) Senior Community Service Employment Program for the period July 1, 1990 through June 30, 1991 in the total amount of \$234,600, 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 \$234,600 for the period July 1, 1990 through June 30, 1991, and be it

FURTHER RESOLVED, that Resolution 256 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. 209

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

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SOFA) GRANT AND ADOPTING A REVISED PROGRAM BUDGET FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolutions 255 and 712 of 1990, authorized and approved the New York State Office for Aging Senior Community Service Employment Program (SOFA) and adopted a program budget in the amount of \$59,173 for the period July 1, 1990 through June 30, 1991, and

WHEREAS, it is necessary at this time to revise said program for 1990 through 1991 to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the New York State Office for Aging Senior Community Service Employment Program (SOFA) for the period July 1, 1990 through June 30, 1991 in the total amount of \$62,173, 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 \$62,173 for the period July 1, 1990 through June 30, 1991, and be it

FURTHER RESOLVED, that Resolutions 255 and 712 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. 210

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

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAMS (SCSEP)

ADMINISTRATION GRANT FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolution 245 of 1990, authorized and approved the Office for Aging's Senior Community Service Employment Programs (SCSEP) Administration Grant and adopted a program budget in the amount of \$105,225 for the period July 1, 1990 through June 30, 1991, and

WHEREAS, said grant program provides for chargebacks and payments of all Office for Aging staff for administrative expenses involved in all Office for Aging Grants, and

WHEREAS, it is necessary to revise said program for 1990 through 1991 to reallocate funds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging Senior Community Service Employment Programs (SCSEP) Administration Grant for the period July 1, 1990 through June 30, 1991 in the amount of \$105,225, 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 \$105,225 for the period July 1, 1990 through June 30, 1991, and be it

FURTHER RESOLVED, that Resolution 245 of 1990, 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, 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. 211

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

RESOLUTION AUTHORIZING AN AGREEMENT WITH GENERAL CODE PUBLISHERS CORPORATION FOR UPDATE OF COUNTY CHARTER AND CODE BOOK FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 112 of 1990, authorized an agreement with General Code Publishers Corporation for the codification and publication of the Broome County Administrative Code, Broome County Charter, Broome County Local Laws and Rules of Order at a cost not to exceed \$12,000.00, and

WHEREAS, it is necessary at this time to authorize an agreement with General Code Publishers Corporation to provide for semi-annual updating of this County book, and

WHEREAS, said agreement would include the updating of the Charter and Code book as necessary to accurately indicate all modifications, addition and deletions of certain Broome County Government Laws and Resolutions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with General Code Publishers Corporation, 72 Hinchey Road, Rochester, New York 14624 for update of the Broome County Administrative Code, Broome County Charter, Broome County Local Laws and Rules of Order for the period April 1, 1991

through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay General Code Publishers Corporation a cost not to exceed \$4,000.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 240028.4747.101000 (Other Fees for 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. 212

By Education, Culture and Recreation Committees

Seconded by Mr. Howard

RESOLUTION CONFIRMING APPOINTMENT OF EDWARD ANDREJKO TO MEMBERSHIP ON THE CENTRAL LIBRARY BOARD OF TRUSTEES

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 221, adopted June 12, 1984, has duly designated and appointed, pending confirmation by this Legislature, Edward Andrejko, 4604 Marshall Drive, Vestal, New York 13850, to membership on the Central Library Board of Trustees, for a term expiring December 31, 1993, and

WHEREAS, it is desired at this time, in accordance with Resolution No. 221, adopted June 12, 1984, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 221, adopted June 12, 1984, does hereby confirm the appointment of Edward Andrejko to membership on the Central Library Board of Trustees in accordance with his appointment by the County Executive.

Carried.

RESOLUTION NO. 213

By Education, Culture & Recreation (and Finance?) Committee

Seconded by Mr. Howard

Held over under the rules by Mr. Yeager

RESOLUTION AUTHORIZING A PERMANENT EASEMENT AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS CORPORATION FOR AN EASEMENT LOCATED IN THE TOWN OF DICKINSON

WHEREAS, New York State Electric and Gas Corporation has requested an easement through land owned by Broome County located in the Town of Dickinson, and

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

RESOLVED, that this County Legislature hereby grants the New York State Electric and Gas Corporation a permanent easement running through land owned by Broome County in the Town of Dickinson, as more fully described in a map and property description referred to as Exhibit "A", and be it

FURTHER RESOLVED, that in consideration of the aforesaid easement, New York State Electric and Gas Corporation will pay Broome County the sum of \$1.00, 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.

Held over under the rules by Mr. Yeager.

RESOLUTION NO. 214

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GIANT OPERATING CORPORATION FOR LEASE OF SPACE FOR BENJAMIN FRANKLIN BRANCH LIBRARY FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 202 of 1990, authorized an agreement with Giant Operating Corporation for lease of space at 307 Conklin Avenue for the Benjamin Franklin Branch Library at a cost of \$600.00 per month, total cost not to exceed \$7,200, for the period June 1, 1990 through May 31, 1990, and

WHEREAS, said agreement expired by its terms on May 31, 1991 and it is desired at this time to renew said lease on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the lease agreement with Giant Operating Corporation, 100 Oakdale Road, Johnson City, New York 13790 for the lease of space at 307 Conklin Avenue for the Benjamin Franklin Branch Library for the period June 1, 1991 through May 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said lease, the County shall pay the contractor \$600.00 per month, total cost not to exceed \$7,200 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 842005.4422.304218 (Building and Land Rental), 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. 215

By Environment and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR THE TREE SELECTION, PLANTING AND SITE PREPARATION AROUND THE NANTICOKE LANDFILL

WHEREAS, the Division of Solid Waste Management requests authorization for an agreement with the Broome County Soil and Water Conservation District for tree selection, planting and site preparation around the Nanticoke Landfill, and

WHEREAS, it is desired to enter into this agreement for tree selection, planting and site preparation to control erosion at the Nanticoke Landfill, now, therefore, be it

RESOLVED, that this County Legislature authorizes an agreement with Broome County Soil and Water Conservation District, 840 Front Street, Binghamton, New York 13905 for tree selection, planting and site preparation at the Nanticoke Landfill for spring 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Broome County Soil and Water Conservation District an amount not to exceed \$4,445.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4429.206000 (Building and Grounds 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. 216

By Environment, Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE NEW YORK STATE TAX LAW

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period October 1, 1990

through March 31, 1991, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to the respective supervisors of the sixteen towns and villages of Broome County, those amounts listed in Exhibit "A" attached hereto.

Carried.

RESOLUTION NO. 217

By the Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING A PETTY CASH FUND FOR THE DIVISION OF SOLID WASTE RECYCLING OPERATIONS

WHEREAS, the Division of Solid Waste requests authorization and approval to establish a petty cash fund for its Recycling Operations in the amount of \$100.00 in order to have funds sufficient to meet its daily needs, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes a petty cash fund for the Division of Solid Waste for its Recycling Operations in the total amount of \$100.00 and further authorizes the Commissioner of Finance to transfer \$100.00 to this petty cash fund, and be it

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

Carried.

RESOLUTION NO. 218

By Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENTS OF PLANNING, HEALTH, SHERIFF AND SOCIAL SERVICES

RESOLVED, that in accordance with a request from the Planning Department, in order to provide funds for additional hours for a part time employee to prepare for the Household Hazardous Waste Event, as requested by BT#2530, 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>
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FROM	900084	4752	101000	Contingent Account	\$ 3,500
TO	440024	1500	101000	Salaries, PT	\$ 3,500

and be it

FURTHER RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for temporary help to fill in for vacant positions, as requested by BT#2023, 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	\$ 500
TO	480020	1600	101000	Salaries, Temp.	\$ 500

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, in order to provide funds for overtime to conduct community presentations and other related duties, as requested by BT#1820, 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	450064	4346	101000	Training & Ed. Suppl.	\$ 600
TO	450064	1700	101000	Overtime	\$ 600

FURTHER RESOLVED, that in accordance with a request from the Department of Social Services, in order to provide funds for temporary help to handle increased caseloads and summer students, as requested by BT#2406 and #2410, 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	670042	1000	103000	Salaries, FT	\$23,539
	670059	1000	103000	Salaries, FT	10,505
	670018	1000	103000	Salaries, FT	1,275
	670026	1000	103000	Salaries, FT	1,275
	670034	1000	103000	Salaries, FT	6,375
	670042	1000	103000	Salaries, FT	5,100
	670059	1000	103000	Salaries, FT	1,275
TO	670042	1600	103000	Salaries, Temp.	\$34,044
	670018	1600	103000	Salaries, Tem.	\$15,300

Amy Zaref, Chair of the Household Hazardous Waste Ad Hoc Committee, was granted permission to address the legislature with regard to BT2530. After much discussion, Mr. Schofield called the question, seconded by Ms. Wagstaff. Motion to call the question carried by the following: Ayes-12, Nays-5 (Brown, Coffey, Greenmun, Kavulich, Malley), Absent-2 (Pasquale, Pazzaglini). Mr. Augostini requested a separate vote be taken on BT1820. BT1820 carried by the following:

Ayes-15, Nays-2 (Augostini, Hudak), Absent-2 (Pasquale, Pazzaglini).

Balance of the resolution carried by the following:

Ayes-17, Nays-0, Absent-2 (Pasquale, Pazzaglini).

RESOLUTION NO. 219

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL AGREEMENTS REGARDING THE BROOME COUNTY PROPERTY AND LIABILITY PROGRAM FOR 1991 THROUGH 1992

WHEREAS, the Manager of Risk and Insurance has proposed a 1991-1992 insurance program, and

WHEREAS, it is necessary at this time for this County Legislature to authorize said program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the following agreements with the below listed firms to secure the insurance coverage indicated:

1. An agreement with Marsh & McLennan, 1166 Avenue of the Americas, New York, N.Y. 10036, whereby said firm will provide the following coverages for fees not to exceed the sums indicated:

Aviation \$40,000 (\$62,000 last year)

Boiler and Machinery \$ 6,450 (\$ 6,400 last year)

2. An agreement with Couper-Ackerman-Sampson, 2 Court Street, P.O. Box 1970, Binghamton, N.Y. 13902 whereby said firm will provide the following coverages for fees not to exceed the sum indicated:

Public Employee Bond \$11,009 (\$11,000 last year)

Money and Security \$ 709 (\$ 900 last year)

3. An agreement with said Marsh & McLennan whereby said firm will provide property coverage at a fee not to exceed \$73,525 (\$96,500 last year), and be it

FURTHER RESOLVED, that the above mentioned agreements shall all be effective from July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the following budget line: 050062.4521.307000 (Insurance Premiums), 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. Schofield moved to amend Item 2 in the Resolved Paragraph to read \$1,000 instead of \$709. Seconded by Mr. Augostini. The amendment carried by the following roll call vote: Ayes-17, Nays-0, Absent-2 (Pasquale, Pazzaglini).

The balance of the resolution carried by the following roll call vote:
Ayes-17, Nays-0, Absent-2 (Pasquale, Pazzaglini).

RESOLUTION NO. 220

By Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH PORTAMEDIC HEALTH CARE FOR TEMPORARY NURSING SERVICES AT WILLOW POINT NURSING HOME FOR 1991 THROUGH 1992

WHEREAS, Willow Point Nursing Home requests authorization for an agreement with Portamedic Healthcare for temporary nursing services on an as-needed basis for the period June 1, 1991 through December 31, 1991 at a cost not to exceed \$100,000.00, and

WHEREAS, said agreement is necessary to cover for nursing shortages due to current staff vacancies and leaves of absence, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Portamedic Healthcare, 33 West State Street, Suite 201, Binghamton, New York 13901 for temporary nursing services on an as-needed basis at Willow Point Nursing Home for the period June 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Portamedic \$12.00 per hour for nurses aide services, \$20.00 per hour for L.P.N. services, \$23.00 per hour for R.N. staff relief services and \$26.00 per hour for R.N. Supervisor services, total cost not to exceed \$100,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.5070.204000 (Nursing Services-RN), 160085.5071.204000 (Nursing Services-LPN) and 160085.5072.204000 (Nursing Services-Aides) 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. 221

By Public Safety & Emergency Services Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A 1975 CADILLAC AMBULANCE FROM COLEMAN & DANIELS FUNERAL HOME, INC., FOR THE DEPARTMENT OF EMERGENCY SERVICES

WHEREAS, Coleman & Daniels Funeral Home desires to gift Broome County with a 1975 Cadillac ambulance for use by the Broome County Department of Emergency Services, and

WHEREAS, the Department of Emergency Services requests authorization to accept said gift, now, therefore, be it

RESOLVED, that this County Legislature hereby accepts the donation of a 1975 Cadillac ambulance from Coleman & Daniels Funeral Home, Inc, for use by the Department of Emergency Services.

Carried.

RESOLUTION NO. 222

By Public Safety & Emergency Services Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING DISASTER ASSISTANCE AGREEMENTS WITH LOCAL SCHOOL DISTRICTS FOR THE DEPARTMENT OF EMERGENCY SERVICES

WHEREAS, pursuant to the Article 2-B of the Executive Law of the State of New York, the County has developed a disaster preparedness plan for the purpose of (i) minimizing the effects of disaster, (ii) developing mechanisms to coordinate the use of local resources and manpower for service during and after disasters and the delivery of services to aid citizens and reduce human suffering from a disaster and (iii) providing for recovery and redevelopment after disasters, and

WHEREAS, implementation of the County's disaster preparedness program may require utilization of various school districts' facilities, equipment and personnel to assist the County in furnishing disaster assistance relief in the event of a threat or occurrence of disaster and during training and drill/exercises conducted as part of the County's disaster preparedness program, and

WHEREAS, the Department of Emergency Services requests authorization for disaster assistance agreements with local school districts, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with local school districts for the use of these school districts facilities, equipment and personnel during times of threat or occurrence of disaster, 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. 223

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PRISON HEALTH SERVICES, INC., FOR PROFESSIONAL MEDICAL SERVICES TO THE JAIL FACILITIES OF THE SHERIFF'S DEPARTMENT FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 314 of 1990, authorized an agreement with Prison Health Services, Inc. for professional medical services to the jail facilities of the Sheriff's Department at a cost of \$33,888.75 per month, total cost not to exceed \$406,665, and

WHEREAS, said services are necessary for provision of professional medical services to the jail facilities as required by provisions of State law, and

WHEREAS, said agreement expires by its terms on June 30, 1991, 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 agreement with Prison Health Services, Inc., 101 Lukens Drive, Suite A, P.O. Box 472, New Castle, Delaware 19720, for professional medical services to the jail facilities of the Sheriff's Department for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$38,904.29 per month, total cost not to exceed \$466,851.50 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4715.101000 (Other Health & Medical 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. 224

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Howard

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

WHEREAS, this County Legislature, by Resolution 523 of 1990, 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 October 1, 1990 through March 31, 1991, providing \$540.00 in revenue to Broome County, and

WHEREAS, this agreement expired by its terms on March 31, 1990 and it is desired to renew this agreement 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 April 1, 1991 through September 30, 1991, and be it

FURTHER RESOLVED, that in consideration of said services the Adirondack-Apalachin Regional EMS Council shall pay the Broome County Office of 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 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 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. 225

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN INCREASE IN CERTAIN PUBLIC PARKING FEES AT THE BROOME COUNTY AIRPORT

WHEREAS, this County Legislature, by Resolution 612 of 1988, as amended by Resolution 142 of 1990, authorized and established metered parking rates at Edwin A. Link Field, and

WHEREAS, the Commissioner of Aviation desires at this time to revise the short term public parking fees to include a first half-hour rate and a second half-hour rate, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the following increase in public parking fees at the Edwin A. Link Field effective immediately:

<u>Parking</u>	Current Fee		Revised Fee	
	<u>Short</u> <u>Term</u>	<u>Long</u> <u>Term</u>	<u>Short</u> <u>Term</u>	<u>Long</u> <u>Term</u>
First Half Hour			.75	
Second Half Hour			.50	
First Hour	1.25	1.00	1.25	1.00
Second Hour	1.25	1.00	1.25	1.00
Each Add. Hour	1.00	1.00	1.00	1.00
Maximum Daily	7.00	5.00	7.00	5.00
Maximum Weekly	35.00	24.00	35.00	24.00
Carried.				

The regular agenda was addressed that this time.

Mr. Pazzaglini arrived at 4:47 pm.

RESOLUTION NO. 226

By Health Services and Finance Committees

Seconded by Mr. Yeager

RESOLUTION AUTHORIZING AN AGREEMENT WITH PATRICIA A. SNIESKA FOR CONSULTATION SERVICES FOR THE HEALTH DEPARTMENT EDUCATION FOR HANDICAPPED CHILDREN PROGRAM FOR 1991-1992

WHEREAS, the Health Department requests authorization for an agreement with Patricia A. Snieska for consultation services for the Health Department Education for Handicapped Children's Program for the period July 1, 1991 through June 30, 1992, and

WHEREAS, Patricia A. Snieska has been involved in the Health Department Education for Handicapped Children Program for the past eight and one-half years and has the management and administrative expertise to effectively direct and administer this program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Patricia A. Snieska, 2609 Princeton Drive, Vestal, New York 13850 for consultation services for the Health Department Education for Handicapped Children Program for

the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that in consideration of said agreement Broome County agrees to pay Patricia A. Snieska \$50.00 per hour, plus expenses, total cost not to exceed \$20,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 480012.4745.101000 (Education of Handicapped Children), 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. Yeager made a motion to amend the resolution to include a paragraph above the final paragraph, "FURTHER RESOLVED that one of the contract terms shall permit

either party to cancel the agreement on 30 days notice". Mr. Schofield seconded. Amendment carried by the following: Ayes-18, Nays-0, Absent-1 (Pasquale). The balance of the resolution carried by the following: Ayes-18, Nays-0, Absent-1 (Pasquale).

RESOLUTION NO. 227

By Community & Social Services and Finance Committees
Seconded by Mr. Seeley

RESOLUTION AUTHORIZING REVISION OF THE OFFICE FOR AGING IIC2 NUTRITION PROGRAM FOR THE HOMEBOUND AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991

WHEREAS, this County Legislature, by Resolution 613 of 1990, authorized the participation by the Office for Aging in the IIC2 Nutrition Program for the Homebound Program for calendar year 1991 and adopted a program budget in connection therewith in the total amount of \$424,951.00, 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 Office for Aging IIC2 Nutrition Program for the Homebound for the period January 1, 1991 through December 31, 1991 in the amount of \$438,557.00, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves and adopts a revised program budget annexed hereto as Exhibit "A" in the total amount of \$438,557.00 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution 613 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 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. 228

By Community & Social Services, Personnel and Finance Committees

Seconded by Ms. Greenmun

**RESOLUTION AUTHORIZING REVISION OF THE OFFICE FOR AGING
IIICI CONGREGATE NUTRITION PROGRAM AND ADOPTING A
REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991**

WHEREAS, this County Legislature, by Resolution 623 of 1990, authorized the participation by the Office for Aging in the IIICI Congregate Nutrition Program for calendar year 1991 and adopted a program budget in connection therewith in the total amount of \$697,212, and

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

RESOLVED, that this County Legislature hereby authorizes revision of the Office For Aging IIIC1 Congregate Nutrition Program for the period January 1, 1991 through December 31, 1991, in the total amount of \$721,295, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$721,295 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution 623 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 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. 229

By Administration, Economic Development and Planning, and Finance Committees

Seconded by Mr. Bielecki

**RESOLUTION AUTHORIZING AGREEMENT WITH THE NEW YORK
STATE DEPARTMENT OF LABOR FOR THE BROOME COUNTY OFFICE
OF EMPLOYMENT AND TRAINING FOR LEASE OF OFFICE SPACE FOR**

1991

WHEREAS, the Broome County Office of Employment and Training requests authorization for an agreement with the New York State Department of Labor for the lease of office space located at 30 Wall Street in the City of Binghamton for the period January 1, 1991 through December 31, 1991 at a cost of \$1,512.50 per month, and

WHEREAS, said agreement is necessary for the relocation of the Broome County Office of Employment and Training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the New York State Department of Labor, Principal Account ES#4, Room 434, Building 12, State Office Building Campus, Albany, New York 12240 for the lease of office space located at 30 Wall Street, Binghamton New York 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 New York State Department of Labor \$1,512.50 per month, total cost not to exceed \$18,150 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 720722.4422. (Building & Land Rental), 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 by the following:

Ayes-17, Nays-1 (Greenmun), Absent-1 (Pasquale).

RESOLUTION NO. 230

By County Administration, Economic Development and Planning, Health Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF MENTAL HEALTH GRANT FOR THE DEPARTMENT OF MENTAL HEALTH ON BEHALF OF THE NEW YORK STATE CONFERENCE OF LOCAL MENTAL HEALTH DIRECTORS AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH

WHEREAS, the Department of Mental Health requests authorization to accept a grant from the New York State Department of Mental Health for payment to the New York State Conference of Local Mental Health Directors for their services in a computer survey/software package for use by mental hygiene facilities, and

WHEREAS, this program is designed to be a one-time pass through grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes acceptance of \$31,500.00 from the New York State Department of Mental Health for payment to the New York State Conference of Local Mental Hygiene Directors for their services in a computer survey/software package for use by mental hygiene facilities, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as "Exhibit A" in the total amount of \$31,500, 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 by the following:

Ayes-17, Nays-1 (Greenmun), Absent-1 (Pasquale).

RESOLUTION NO. 231

By Environment, Public Works and Finance Committees

Seconded by Mr. Kavulich

RESOLUTION AMENDING THE 1989 CAPITAL IMPROVEMENT

PROJECT FOR THE DIVISION OF SOLID WASTE MANAGEMENT

WHEREAS, the 1989 Capital Improvement Project, M-24 - Landfill Improvement/Remediation project description provides for "Construction of expansion areas for solid waste disposal; closure of completed landfill area; misc. site improvements; and engineering services for construction and operating permit renewal", and

WHEREAS, it is desired to amend said Capital Improvement Project to add to said project description; "siting a new landfill and bird control", now therefore be it

RESOLVED, that this County Legislature hereby authorizes the amendment of the 1989 Capital Improvement Project, M-24 - "Landfill Improvement/Remediation" project description to read "Construction of expansion areas for solid waste disposal; closure of completed landfill area; misc. site improvements; engineering services for construction and operating permit renewal, siting a new landfill and bird control" and be it further

FURTHER RESOLVED, that Capital Improvement Project M-24, to the extent consistent herewith, shall remain in full force and effect.

Ms. Wastaff made a motion to amend the resolution to insert "engineering services for" preceeding "...siting a new landfill...". Mr. Yeager seconded the motion. The amendment carried by the following: Ayes-14, Nays-4 (Coffey, Moppert, Pazzaglini, Schofield), Absent-1 (Pasquale).

The balance of the resolution carried by the following:

Ayes-13, Nays-5 (Bielecki, Brown, Greenmun, Hudak, Seeley), Absent-1 (Pasquale).

RESOLUTION NO. 232

By Environment and Finance Committees

Seconded by Mr. Pazzaglini

RESOLUTION AUTHORIZING AGREEMENT WITH CLARK ENGINEERS AND ASSOCIATES FOR LANDFILL SITING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1991-1994

WHEREAS, the Division of Solid Waste requests authorization for an agreement with Clark Engineers and Associates for landfill siting services for the Division of Solid Waste Management, and

WHEREAS, said agreement will include development of siting process and siting criteria, data collection and exclusionary screening, identification of potential sites, hydrogeological investigations and final selection of sites, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Clark Engineers and Associates, 186 North Water Street, Rochester, New York 14604, for landfill siting services as more particularly described in the scope of services attached hereto as Exhibit "A", as amended, for the period June 6, 1991 through June 6, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, Broome County will pay Clark Engineers and Associates an amount not to exceed \$575,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4457.501200 (Subcontracted Program Expense), 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 by the following:

Ayes-17, Nays-1 (Hudak), Absent-1 (Pasquale).

RESOLUTION NO. 233

By Environment, Public Works and Finance Committees

Seconded by Mr. Bielecki.

Held over under the rules by Mr. Seeley

RESOLUTION AUTHORIZING AGREEMENT WITH WEHRAN ENVIROTECH FOR REMEDIAL DESIGN OF THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE FOR 1991 THROUGH 1992

WHEREAS, the Division of Solid Waste Management requests authorization for an agreement with Wehran Envirotech for Remedial Design Services of the Colesville Landfill, and

WHEREAS, said Remedial Design Services are necessary to comply with the New York State Department of Environmental Conservation and United States Environmental Protection Agency Record of Decision issued March 29, 1991, and

WHEREAS, GAF Corporation will pay 50% of the cost of the services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Wehran Envirotech, 666 East Main Street, P.O. Box 2006, Middletown, New York 10940 for Remedial Design Services of the Colesville Landfill for the period June, 1991 through June, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, Broome County shall pay Wehran Envirotech an amount not to exceed \$246,642, said sum representing 50% of the actual cost of the Remedial Design Services, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035220.4457.501128 (Subcontracted Program Expense), 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.

Held over under the rules by Mr. Seeley.

RESOLUTION NO. 234

By Finance Committee

Seconded by Mr. Kavulich

RESOLUTION ACKNOWLEDGING RECEIPT OF NEW YORK STATE COMPTROLLER'S FINANCIAL EXAMINATION OF THE COUNTY OF BROOME FOR THE FISCAL YEAR ENDING DECEMBER 31, 1989 AND AUTHORIZING PREPARATION OF A RESPONSE

WHEREAS, the Office of the State Comptroller, pursuant to Article 3 of the General Municipal Law, has examined the financial affairs of the County of Broome for the fiscal year ending December 31, 1989, and

WHEREAS, said report has been filed with the Clerk of the County and the Clerk of the County Legislature, and

WHEREAS, the Office of the State Comptroller has recommended that the report be studied by all appropriate officials and that a written response to the audit findings be prepared and filed pursuant to Subdivision 4 of Section 35 of the General Municipal Law, and

WHEREAS, it appears that not later than 90 days after presentation to the governing board, the governing board, may in its discretion provide to the State Comptroller, a written response to the findings and recommendations, and

WHEREAS, it is desired at this time to establish a general procedure for the purpose of preparing a response, and

WHEREAS, the Broome County Legislature received the Examination Report

at its regularly scheduled meeting of June 6, 1991, and

WHEREAS, the 90 day period to prepare a response expires on September 4, 1991, now, therefore, be it

RESOLVED, that the Clerk of the Broome County Legislature in concert with the Broome County Comptroller is hereby authorized and directed to identify County departments and/or agencies referenced in the State Comptroller's examination and is further authorized and directed to contact those departments and/or agencies with the request, on behalf of the County Legislature, that the department head prepare a written response to the State Comptroller's report and file their response with the Broome County Comptroller no later than July 8, 1991, and be it

FURTHER RESOLVED, that the Broome County Comptroller is hereby authorized and directed to receive said audit comments from the various departments and/or agencies and review all submittals for the purpose of presenting them to the Finance Committee of the County Legislature, and be it

FURTHER RESOLVED, that the Finance Committee of the Broome County Legislature is hereby authorized and directed to receive all comments and in concert with the Comptroller, Commissioner of Finance, and appropriate department heads prepare a written response to the audit findings, and be it

FURTHER RESOLVED, that said response shall be presented to the Broome County Legislature for consideration at its regular meeting of August 15, 1991, and be it

FURTHER RESOLVED, that all officers and employees of the County of Broome shall fully cooperate with the Broome County Legislature, the Legislative Clerk, the Finance Committee of the Broome County Legislature, and the Broome County Comptroller in the preparation of the response by the County Legislature, and be it

FURTHER RESOLVED, that this resolution shall effect immediately. Mrs. Coffey moved the following amendment: in the first Resolved paragraph add the Commissioner of Finance. Mr. Malley seconded the motion. Mrs. Coffey then moved on with an additional amendment to add the County Executive to the second Further Resolved. Mr. Schofield seconded the motion. The Chairman called for a single vote on the amendment and was questioned as to who had seconded the amendment and if one amendment or two amendments were being considered. Mr. Malley withdrew his second. Mr. Schofield withdrew his second. Mr. Malley then seconded the entire amendment to be voted on as a single package. After some discussion, Mr. Schofield called the question. Mr. Moppert seconded the motion. The motion to call the question carried by the following: Ayes-15, Nays-3 (Coffey, Malley, Yeager), Absent-1 (Pasquale). The amendment failed by the following: Ayes-4 (Coffey, Kavulich, Malley, Shafer), Nays-14, Absent-1 (Pasquale).

The resolution carried by the following:

Ayes-17, Nays-1 (Coffey), Absent-1 (Pasquale).

RESOLUTION NO. 235

By Health Services and Finance Committees

Seconded by Mr. Howard

Tabled by Mr. Bielecki

RESOLUTION AUTHORIZING AGREEMENT WITH THE VETERANS OUTREACH CENTER OF BROOME COUNTY MENTAL HEALTH ASSOCIATION (VOC-MHA) TO PROVIDE OUTREACH SERVICES TO VETERANS SUFFERING FROM POST TRAUMATIC STRESS DISORDER FOR 1991

WHEREAS, the Broome County Mental Health Department requests authorization for an agreement with the Veterans Outreach Center of Broome County Mental Health Association (VOC-MHA) to provide outreach, counseling, vocational, informational and referral services, substance abuse and family programs to all veterans and their families suffering from Post Traumatic Stress Disorder (PTSD) for the period July 1, 1991 through December 31, 1991, and

WHEREAS, said services are necessary to help local veterans and their families recover from post traumatic stress disorder, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Mental Health Association, 82 Oak Street, Binghamton, New York 13905 for counseling and referral services to all veterans and their families suffering from post traumatic stress disorder for the period July 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, Broome County shall pay (VOC-MHA) Broome County Mental Health Association an amount not to exceed \$33,600.00 for the term of this agreement, and be it

FURTHER RESOLVED, that in order to provide the funds for this agreement, as requested by BT#2524, 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	Contingency	\$33,600
TO 476039	5028	101000	Mental Health Assoc.	\$33,600	

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470039.5028.101000 (Mental Health Association), 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. Bielecki moved to table Resolution #235 indefinitely. Ms. Wagstaff seconded. Motion carried by the following: Ayes-13, Nays-5 (Brown, Coffey, Greenmun, Lindsey, Yeager), Absent-1 (Pasquale).

RESOLUTION NO. 236

By Transportation Committee

Seconded by Ms. Hudak

Held over under the rules by Mr. Moppert

RESOLUTION AUTHORIZING THE TRANSPORTATION COMMITTEE OF THE BROOME COUNTY LEGISLATURE TO INVESTIGATE THE ACQUISITION OF TRI-CITIES AIRPORT AND MAKE RECOMMENDATIONS AS TO THEIR FINDINGS

WHEREAS, a proposal has been put forth to the Transportation Committee for the acquisition of Tri-Cities Airport, and

WHEREAS, the potential advantages and disadvantages of acquisition should be fully explored by County officials, and

WHEREAS, the Transportation Committee of the Broome County Legislature is the liaison committee with the Airport, now, therefore, be it

RESOLVED, that this Legislature expresses its interest in exploring all options with regard to the acquisition of Tri-Cities Airport, and be it

FURTHER RESOLVED, that the Transportation Committee of this Legislature is hereby authorized to explore this concept to the fullest and to establish an Ad Hoc Committee, and be it

FURTHER RESOLVED, that the County Executive direct all necessary departments to assist the Transportation Committee in their efforts.

Resolution 236 was held over under the rules by Mr. Moppert.

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