

Written or oral presentations of the County Legislature:

Letter from Chairman, Arthur J. Shafer appointing Wayne Howard as voting representative for Robert Moppert, Finance Committee, October 18, 1991.

Appointing Wanda Hudak as voting representative for Roger Brown and Peter Yeager as Acting Chairman, Transportation committee, October 22, 1991.

Appointing James Malley as voting representative for Margaret Coffey, Health Services Committee, October 22, 1991.

Appointing James Malley as voting representative for Vincent Pasquale, County Administration, Economic Development and Planning, October 23, 1991.

Mr. Malley moved, seconded by Mr. Pazzaglini to adjourn to the call of the Clerk at 8:45 p.m. Carried.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, NOVEMBER 7, 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: Ayes-19; Absent-0.

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.

Mrs. Greenmun moved, seconded by Mr. Pasquale that the minutes of the October 30, 1991 Regular Session be approved as presented by the Clerk. Carried by the following roll call: Ayes-19; Nays-0.

The following communications were presented to the County Legislature:

Minutes from County Public Library.

Resolution from Cortland County (State takeover of Medicaid Program).

Board of Review authorization: Second Deputy Elections Commissioner.

Governmental Affairs Review, December 1991 (Office of State Comptroller).

The following reports were presented to the County Legislature:

Mortgage Tax Receipts and Disbursements (April 1 through September 30, 1991).

ACCORD, Financial Statements, March 31, 1991.

Mr. Moppert moved, seconded by Mr. Pasquale that the reports be received and filed

and any pertinent portions thereof be placed in the Journal of Proceedings. Carried.

Written or oral presentations of the County Legislature:

Letter from Chairman, Arthur J. Shafer, appointing Wanda Hudak as Acting Chairperson for Kathleen Greenmun, Health Services Committee, October 28, 1991.

Letter appointing Vincent Pasquale, James Malley and Andrew Kavulich as voting representatives for Margaret Coffey, Finance Meeting, November 2, 1991.

Resolutions Tabled from October 3 and 15, 1991 Sessions:

RESOLUTION NO. 351 by Public Safety and Emergency Services and Finance Committees authorizing renewal of agreement with Unified Court System which was **tabled** at the October 3, 1991 Regular Session at the request of Mr. Bielecki was again presented for consideration. Mr. Warner moved, seconded by Mr. Malley to amend the RESOLVED paragraph to read "...Supreme and County Courts and Binghamton City Court..." Amendment carried. Resolution as amended carried.

RESOLUTION NO. 374 by Personnel Committee authorizing personnel change requests, which was **tabled** at the October 15, 1991 Regular Session at the request of Mrs. Wagstaff was again presented for consideration. Resolution carried.

The Preferred Agenda was introduced at this time numbers 382 through 438, seconded by Mr. Lindsey and Mrs. Hudak.

Resolutions 404, 414 and 434 were removed from the Preferred Agenda for separate consideration.

RESOLUTION NO. 404

By Environment Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION DIRECTING INITIATION OF ENVIRONMENTAL REVIEW OF AGRICULTURAL DISTRICT NO. 4 UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT.

WHEREAS, pursuant to the Agricultural and Markets Law, this County Legislature heretofore established Agricultural District No. 4, and

WHEREAS, the State Environmental Quality Review Act requires Agricultural Districts to be reviewed every eight years for a determination of environmental impact, and

WHEREAS, Broome County Agricultural District No. 4 is scheduled for an

eight year review, and

WHEREAS, this County Legislature has responsibility for SEQRA compliance when Agricultural Districts undergo an eight year review, and

WHEREAS, it is therefore, necessary to initiate procedures with respect to the State Environmental Quality Review Act, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek "Lead Agency" status with respect to the environmental review of Broome County Agricultural District No. 4, and be it

FURTHER RESOLVED, that this County Legislature hereby designates the Environmental Management Council as coordinator for such review.

At the request of Mr. Moppert, Resolution 404 was held over under the rule.

RESOLUTION NO. 414

By Health Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF LEASE AGREEMENT WITH TRINITY MEMORIAL CHURCH FOR HEALTH DEPARTMENT ADOLESCENT COMMUNITY SERVICES PROJECT "THE CENTER" FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 97 of 1991, authorized a lease agreement with Trinity Memorial Church for the Health Department Adolescent Community Services Project, at a cost of \$10,600 plus utilities, and

WHEREAS, it is necessary to authorize the amendment of said agreement to pay \$16,742 for needed renovations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Trinity Memorial Church, 44 Main Street, Binghamton, NY, 13905 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the lessee \$27,342, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480251.4422.102572 (building and land rental), and be it

FURTHER RESOLVED, that Resolution 97 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

At the request of Mr. Augustini, Resolution No. 414 was held over under the rule.

RESOLUTION NO. 434

By Public Works and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH SPACE MASTER INTERNATIONAL, INCORPORATED, FOR TEMPORARY JAIL HOUSING FOR THE DEPARTMENT OF PUBLIC WORKS FOR A THIRTY-SIX (36) MONTH PERIOD WITH OPTION TO RENEW ON A MONTH-TO-MONTH BASIS.

WHEREAS, the Department of Public Works requests authorization for an agreement with Space Master International, Incorporated, for temporary jail housing at the Broome County Jail Barracks located on Upper Front Street for a thirty-six (36) month term, with option to renew on a month-to-month basis, and

WHEREAS, this agreement is necessary due to over crowding in our local facility and it is more economical to lease pre-manufactured, modular, temporary dormitory housing than to board out prisoners to other counties' jail facilities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Space Master International, Incorporated, 180 Avenue at the Common #1, Shrewsbury, New Jersey, 07702, for temporary jail housing for a thirty-six (36) month period, with option to renew on a month-to-month basis, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4422.101000 (Building and Land Rental), and be it

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

At the request of Mr. Warner, Resolution No. 434 was held over under the rule.

RESOLUTION NO. 382

By Community and Social Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE 1992 YOUTH BUREAU PROGRAMS

WHEREAS, this County Legislature, by Resolution 592 of 1990, authorized Youth Bureau State Aid Applications and established appropriations for 1991 Youth Bureau Service Programs, and

WHEREAS, said programs expire by their terms as of December 31, 1991 and it is desired at this time to renew said programs for 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the submission of applications for those 1992 Youth Service programs listed in Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves the execution of agreements, documents, papers or contracts with the several local Youth Service Program Agencies listed in Exhibit "A" attached hereto, said agreements to be approved as to form by the Department of Law, 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 sign any and all necessary applications for the New York State Division of Youth State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any such papers, documents, agreements or contracts, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution within the budgetary limitations imposed by this Legislature in this Resolution and in the 1992 Budget, and be it

FURTHER RESOLVED, that the County Comptroller and the Commissioner of Finance are hereby authorized to establish any additional accounts or supplemental accounts in connection with said Youth Service and Recreation Programs and to make such other necessary bookkeeping accounting entries, adjustments and transfers as may be needed to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the Youth Bureau is authorized to apply for reimbursement of up to \$2,595 from New York State for Youth Bureau Administrative planning and evaluation for the period January 1, 1992 through December 31, 1992 as indicated in the 1992 budget as passed by this Legislature, and be it

FURTHER RESOLVED, that the programs described more fully in the documents on file with the Clerk of this Legislature are hereby approved and subcontracts with the appropriate agencies are hereby authorized and approved.

Carried.

RESOLUTION NO. 383

By Community and Social Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES MARYWOOD MASTERS OF

SOCIAL WORK GRANT PROJECT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR JULY, 1991 THROUGH JUNE, 1992.

WHEREAS, this County Legislature, by Resolution 593 of 1990, authorized and approved the grant agreement with the New York State Department of Social Services for the Master of Social Work Project whereby six promising case workers were selected for enrollment in Marywood College of Social Work, Master of Social Work Program, and adopted a program budget in the amount of \$69,725 in connection therewith for the period July 1, 1990 through June 30, 1991, and

WHEREAS, the program offers specialized training in Children and Youth services focusing on adoption, foster care and permanency planning, and

WHEREAS, it is desired at this time to renew said program for the period July 1, 1991 through June 30, 1992, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the continued operation of the Broome county Department of Social Services Marywood College Master of Social Work Project for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the receipt of grant funds attached herein as "Exhibit A" and approves and adopts a program budget in the amount of \$72,450, 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. 384

By Community and Social Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING RECREATION FOR THE ELDERLY PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 614 of 1990, authorized the participation by the Office for Aging in the Recreation for the Elderly Program for calendar year 1991 and adopted a program budget in connection therewith in the total amount of \$ 40,832, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in grant appropriations and to change the term of the grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging Recreation for the Elderly for the period April 1, 1991 through March 31, 1992 in the total amount of \$ 11,126, 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 \$ 11,126 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that Resolution 614 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 unexpected 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. 385

By Community and Social Services, Personnel and Finance Committees
Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING SERVICES FOR OLDER PERSONS PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991.

WHEREAS, this County Legislature, by Resolution 624 of 1990, authorized the participation by the Office for Aging in the Services for Older Persons Program for calendar year 1991 and adopted a program budget in connection therewith in the total amount of \$ 64,348, and

WHEREAS, it is necessary at this time to revise said program to revise appropriations and revenue, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging Services for Older Persons for the period January 1, 1991 through December 31, 1991 in the total amount of \$ 64,348, 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 \$ 64,348 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution 625 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 unexpected 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. 386

By Community and Social Services, Personnel and Finance Committees
Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S INTEGRATED SOCIAL DAYCARE FOR THE ELDERLY PROGRAM AND

ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991.

WHEREAS, this County Legislature, by Resolution 82 of 1991, authorized the participation by the Office for Aging in the Integrated Social Daycare for the Elderly Program for the period April 1, 1991 to March 31, 1992 and adopted a program budget in connection therewith in the total amount of \$ 30,523, and

WHEREAS, it is necessary at this time to revise said program to reflect a decrease in grant appropriations and a change in the term of the program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging's Integrated Social Daycare for the Elderly Program for the period July 1, 1991 through December 31, 1991 in the total amount of \$ 15,262, 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 \$ 15,262 for the period July 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that Resolution 82 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 unexpected 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. 387

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF THE OFFICE FOR AGING FOSTER GRANDPARENTS -SOFA GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 79 of 1990, authorized and approved the Office for Aging Foster Grandparents - SOFA grant and adopted a program budget in the amount of \$32,850 for the period April 1, 1990 through March 31, 1991, and

WHEREAS, said grant program expired on March 31, 1991 and it is desired at this time to renew said grant program for the period April 1, 1991 through March 1, 1992, in the amount of \$ 24,485, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$ 24,485 from New York State for the Office for Aging Foster Grandparents - SOFA grant 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 \$ 24,485 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. 388

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING HOME ENERGY ASSISTANCE PROGRAM (HEAP) AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991.

WHEREAS, this County Legislature, by Resolution 430 of 1990, authorized the participation by the Office for Aging in the Home Energy Assistance Program (HEAP), for the period October 1, 1990 through September 30, 1991, and adopted a program budget in connection therewith in the total amount of \$ 37,027, 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 Home Energy Assistance Program (HEAP) for the period October 1, 1990 through November 15, 1991 in the total amount of \$ 39,697, 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 \$ 39,697 for the period October 1, 1990 through November 15, 1991, and be it

FURTHER RESOLVED, that Resolution 430 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 unexpected 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. 389

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 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 desired to renew said grant program for the period November 1, 1991 through November 15, 1992 in the amount of \$1,210,487, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,210,487 for the Home Energy Assistance Program (HEAP) for the period November 1, 1991 through November 15, 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 \$1,210,487 for the period November 1, 1991 through November 15, 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 accept any additional funds that may become available during this Program year for benefits provided to clients under the Public Assistance, Non-Public Assistance, or Emergency Components of the Home Energy Assistance Program, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative will immediately submit an amended budget to the Chairperson of the Legislature, the Chairperson of the Finance Committee and the Comptroller reflecting the additional Home Energy Assistance Program funds allocated to Broome County.

Carried.

RESOLUTION NO. 390

By County Administration, Economic Development and Planning Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH TIOGA COUNTY AND TOMPKINS COUNTY FOR THE ADMINISTRATION OF THE JOB TRAINING PARTNERSHIP ACT PROGRAMS FOR THE OFFICE OF EMPLOYMENT AND TRAINING.

WHEREAS, this County Legislature, by Resolutions 290 of 1984 and 208 of 1989, authorized an agreement with Tioga County and Tompkins County which delineated the method by which all three counties would function as a service delivery area under the Job Training Partnership Act of 1982, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for the transfer of the administration and operation of the Tompkins County Job Training Partnership Act, funded employment and training programs to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Tioga County, 56 Main Street, Owego, New York, 13827, and Tompkins County, 320 N. Tioga Street, Ithaca, New York, 14850, for the transfer of the administration and operation of the Tompkins County Job Training Partnership Act funded employment and training to the Broome County Office of Employment and Training, and be it

FURTHER RESOLVED, that Resolution 290 of 1984 and 208 of 1989, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the county Executive or his duly authorized representative is hereby empowered to execute any 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. 391

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MENTOR INFORMATION SYSTEMS, INCORPORATED, FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE COUNTY CLERK'S IMAGING SYSTEM FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, this County Legislature, by Resolution 540 of 1990, authorized an agreement with Mentor Information Systems, Incorporated, for software maintenance and support for the County Clerk's imaging system for calendar year 1991 at a cost not to exceed \$10,000, and

WHEREAS, said agreement expires by its terms on December 31, 1991 and it is desired at this time to renew said agreement for calendar year 1992 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Mentor Information Systems, Incorporated, 962 Delaware Avenue, Lexington, Kentucky, 40505, for software maintenance and support for "Mentor," the County Clerk's imaging system, for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, an amount not to exceed \$6,850 for the term of this agreement, and be it

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

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

Carried.

RESOLUTION NO. 392

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DUNN AND BRADSTREET SOFTWARE SERVICES, INCORPORATED FOR, "MSA" PAYROLL/PERSONNEL SOFTWARE MAINTENANCE AND SUPPORT FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, this County Legislature, by Resolution 537 of 1990, authorized an agreement with Dunn and Bradstreet Software Services, Incorporated for "MSA" Payroll/Personnel Software Maintenance and Support for 1991 at a cost not to exceed \$21,525, and

WHEREAS, said agreement expires by its terms on December 31, 1991 and it is desired at this time 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 an agreement with Dunn and Bradstreet Software Services, Incorporated, 2000 Corporate Ridge, 4th Floor, Suite 450, McLean, Virginia, 22102 for "MSA" Payroll/Personnel Software Maintenance and Support for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,200 for the term of this agreement, and be it

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

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

Carried.

RESOLUTION NO. 393

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGENT CORPORATION FOR LEASE OF TPX SESSION MANAGERS SOFTWARE FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, this County Legislature, by Resolution 543 of 1990, authorized an agreement with Legent Corporation for the lease of TPX Session Managers Software for the period January 1, 1991 through December 31, 1991, at a cost not to exceed \$6,500, and

WHEREAS, the Department of Computer Services requires computer software to provide Broome County computer users with software security protection from unauthorized use, a common interface for all users and increased productivity on the computer user, and

WHEREAS, said agreement expires by its terms on December 31, 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 Legent Corporation, Two Allegheny Center, Pittsburgh, Pennsylvania, 15212-5494 for the lease of TPX Session Managers Software for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount 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 370007.4515.101000 (software rental), and be it

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

Carried.

RESOLUTION NO. 394

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH COMPUTER AID, INCORPORATED, FOR PROGRAMMING AND

**TECHNICAL SUPPORT SERVICES FOR THE DEPARTMENT OF
COMPUTER SERVICES FOR 1992.**

WHEREAS, this County Legislature, by Resolutions 538 of 1990 and 270 of 1991, authorized an agreement with Computer Aid, Incorporated, for programming and technical support services for the Department of Computer Services for the period January 1, 1991 through December 31, 1991, at a cost not to exceed \$65,000, and

WHEREAS, said agreement expires by its terms on December 31, 1991 and it is desired at this time to renew said agreement for calendar year 1992, on substantially similar terms and conditions, now, therefor, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Computer Aid, Incorporated, 130 West Main Street, Endicott, New York, 13760-8731, for programming and technical support services for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, an amount not to exceed \$65,200 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (contracted data processing services), and be it

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

Carried.

RESOLUTION NO. 395

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IBM CORPORATION FOR THE LEASE OF VARIOUS MAINFRAME SOFTWARE PRODUCTS FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, this County Legislature, by Resolution 541 of 1990, authorized an agreement with IBM Corporation for lease of various mainframe software products for the Department of Computer Services for calendar year 1991 at a cost not to exceed \$96,360, and

WHEREAS, said agreement expires by its terms on December 31, 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 IBM Corporation, 111 Grant Avenue, Endicott, New York, 13760 for lease of various mainframe software products for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$98,600 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4515.101000 (Software Rental), and be it

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

Carried.

RESOLUTION NO. 396

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH KPMG PEAT MARWICK FOR "FAMIS" UPGRADE AND ON-LINE SOFTWARE MAINTENANCE AND SUPPORT FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, the Department of Computer Services requests authorization for an agreement with Peat, Marwick, Main and Company for upgrade of "FAMIS" and on-line Software maintenance and support for calendar year 1991, at a cost not to exceed \$108,500, and

WHEREAS, said "FAMIS" upgrade and on-line software maintenance and support is necessary in order to operate the County's Financial System, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with KPMG Peat Marwick, 2001 M Street, NW, Washington, D.C., 20036, for upgrade of "FAMIS" and on-line software maintenance and support for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$108,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (software maintenance), and 1989 Capital Project Z-77, and be it

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

Carried.

RESOLUTION NO. 397

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH IBM CORPORATION, FOR "OFFICEVISION" IMPLEMENTATION/TRAINING AND SOFTWARE MAINTENANCE FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, the Department of Computer Services requests authorization for an agreement with IBM Corporation for "OfficeVision" implementation/training and

software maintenance, for calendar year 1992, at a cost not to exceed \$13,250, and

WHEREAS, "OfficeVision" provides electronic mail, electronic calendar/scheduling and office automation for Broome County government computer users, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreement with IBM Corporation, 111 Grant Avenue, Endicott, New York, 13760, for "OfficeVision" implementation/training and software maintenance, for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$13,250 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 370007.4726.101000 (contracted data processing services) and 370007.4513.101000 (software maintenance), and be it

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

Carried.

RESOLUTION NO. 398

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH ARC - ATLANTIC RESEARCH CORPORATION, FOR CONTRACT COMPUTER OPERATOR SERVICES FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, the Department of Computer Services requests authorization for an agreement with ARC - Atlantic Research Corporation for contract computer operator services for calendar year 1992, at a cost not to exceed \$39,900, and

WHEREAS, said services are necessary to assist the Department of Computer Services staff with Problem HelpLine calls, work on special projects to implement Job Scheduling software to automate production work and run production jobs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreement with ARC - Atlantic Research Corporation, 1110 Taylor Road, Owego, New York, 13827, for contract computer operator services for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$39,900 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (contracted data processing services), and be it

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

Carried.

RESOLUTION NO. 399

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH COMPUTER ASSOCIATES INTERNATIONAL, INCORPORATED, FOR SOFTWARE MAINTENANCE FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992 THROUGH 1993.

WHEREAS, the Department of Computer Services requests authorization for an agreement with Computer Associates International, Incorporated, for computer software maintenance for its CA-Unicenter II/VSE and CA-UniPack/VM software products at a cost not to exceed \$26,100 for the period April 1, 1992 through March 31, 1993, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreement with Computer Associates International, Incorporated, 2700 Westchester Avenue, Suite 119, Purchase, NY, 10577, for computer software maintenance for CA-Unicenter II/VSE and CA-UniPack/VM software products for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$26,000 for the term of this agreement, and be it

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

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

Carried.

RESOLUTION NO. 400

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH VM SYSTEMS GROUP, FOR "DB/CENTER" SOFTWARE MAINTENANCE AGREEMENT FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, the Department of Computer Services requests authorization for an agreement with VM Systems Group for "DB/Center" software maintenance for the term April 1, 1992 through December 31, 1992, at a cost not to exceed \$4,700, and

WHEREAS, said agreement is necessary to obtain "DB/Center" software products designed to enhance productivity and increase performance of SQL/DS software systems, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with VM Systems Group, 1604 Spring Hill Road, Vienna, Virginia, 22182, for software maintenance agreement for "DB/Center" software maintenance agreement, for the period April 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,700 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4513.501230 (software maintenance), and be it

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

Carried.

RESOLUTION NO. 401

By Education, Culture & Recreation Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH

TOWN OF UNION FOR LEASE OF PATTERSON WATERSHED FOR THE PARKS AND RECREATION FOR 1992 THROUGH 2001.

WHEREAS, this County Legislature, by Resolution 393 of 1981, authorized an agreement with the Town of Union for a no-cost lease of Patterson Watershed Project located at Strubell and Farm to Market Roads in the Town of Union, for a ten year period, and

WHEREAS, said agreement expires by its term on December 31, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions for a ten year period, now, therefor, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the rent-free lease agreement with the Town of Union, 311 E. Main Street, Endwell, NY, 13760 for the lease of the Patterson Watershed Project located on Farm to Market and Strubell Roads in the Town of Union for the period January 1, 1992 through December 31, 2001, and be it

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

Carried.

RESOLUTION NO. 402

By Educational, Culture and Recreation and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HARRY M. STEVENS, INC. FOR CONCESSION SERVICES FOR THE DEPARTMENT OF PARKS AND RECREATION/FORUM FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 363 of 1990, authorized an agreement with Harry M. Stevens, Inc., for the exclusive right to sell and serve food, beverages, souvenirs or other items at the Forum during events at the following rate: 10 1/2 percent of the gross receipts for all sales in the Forum

to be paid by Harry M. Stevens, Inc., to the County, said payment due on the 15th day of each following month, for the period October 1, 1990 through September 30, 1991, and

WHEREAS, said agreement expired by its term on September 30, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Harry M. Stevens, Inc., Broome County Memorial Arena, 1 Stuart Place, Binghamton, New York to operate the concession stand at the Broome County Forum for the exclusive right to serve and sell food, beverages, souvenirs or other items at the Forum during events for the period October 1, 1991 through September 30, 1992, and be it

FURTHER RESOLVED, that Harry M. Stevens, Inc. shall pay the County at the following rate: 10 1/2 percent of the gross receipts for all sales in the Forum to be paid by Harry M. Stevens, Inc. to the County, said payment due on the 15th day of each following month for the term of this agreement, and be it

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

Carried.

RESOLUTION NO. 403

By Education, Culture and Recreation and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH
PIAKER & LYONS FOR AUDITING SERVICES OF BROOME
COMMUNITY COLLEGE FINANCIAL ACCOUNTS FOR YEAR END 1991.**

WHEREAS, this County Legislature, by Resolution 411 of 1988, authorized an agreement with Piaker & Lyons for auditing services of Broome Community College Financial accounts for 1988, 1989 and 1990 at the following rate structure:

1. College audit for year ending August 31, 1988 - \$25,500
2. College audit for year ending August 31, 1989 - \$21,000
3. College audit for year ending August 31, 1990 - \$22,500, and

WHEREAS, Local Law Intro No. 8, 1990, entitled: "A Local Law Amending the Broome County Charter and Administrative Code with Respect to Broome Community College" requires that an annual audit be conducted of the finances of Broome Community College and said auditor will be selected from a list of firms approved by the County Comptroller, and

WHEREAS, it is necessary at this time to undertake an audit at Broome

Community College for the year ending August 31, 1991, and

WHEREAS, the County Comptroller and the Broome Community College Board of Trustees Finance and Facilities Committee have recommended a one-year extension to the existing contract, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves an audit of Broome Community College's financial records and accounts by the accounting firm Piaker & Lyons, PC, 2521 Vestal Parkway East, Vestal, New York, 13850, for the year ending August 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the College shall pay the Contractor an amount not to exceed \$22,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 190686.4446 (Institutional Expense), and be it

FURTHER RESOLVED, that the College 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. 405

By Environment and County Administration, Economic Development and Planning Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION DECLARING BROOME COUNTY AN "INVOLVED AGENCY" AS DEFINED BY NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) FOR CERTAIN ACTIONS INVOLVING REAL PROPERTY LOCATED WITHIN 500 FEET OF COUNTY-OWNED FACILITIES.

WHEREAS, Article 12-B, Section 239M of the New York State General Municipal Law requires municipalities, to refer for approval, requests for certain special permits, site plans, and variances affecting real property within 500 feet of certain County-owned facilities to the County Planning Board, Commission, or Agency, and

WHEREAS, Article 12-B, Section 239K of these Municipal Laws empowers a County Legislative Body to authorize the County Planning Board to review certain requests for subdivision plats within 500 feet of certain County-owned facilities, and

WHEREAS, the State Environmental Quality Review Act of 1975 defines an "Involved Agency" as one which funds, approves or directly undertakes an action, now, therefore, be it

RESOLVED, that henceforth, it shall be the Policy of this Broome County Legislature to consider itself an "Involved Agency" as defined in the State Environmental Quality Review Act for all actions involving real property within 500 feet from the boundary of any city, village, or town, or from the boundary of any existing or proposed county or state park or other recreation area, or from the right-of-way of any existing or proposed county or state parkway, thruway, expressway, road, or highway or from the existing or proposed right-of-way of any stream or drainage channel owned by the County or for which the County has established channel lines, or from the existing or proposed boundary of any county or state owned land in which a public building or institution is situated, and be it

FURTHER RESOLVED, that such actions involving real property shall be defined to include (a) any municipal zoning regulation, or any amendment thereof, which would change the district classification of or the regulation applying to such real property, (b) any special permit, site plan, a variance affecting such real

property, and (c) subdivision plats, and be it

FURTHER RESOLVED, that the Clerk of this Legislature be directed to notify all municipalities within the County as well as the Commissioner of the State Department of Environmental Conservation that the Broome County Legislature shall be an Involved Agency for the actions defined in this Resolution.

Carried.

RESOLUTION NO. 406

Environment and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AN AGREEMENT WITH CORNELL UNIVERSITY FOR ASSESSMENT OF BIRD HAZARDS TO AIRCRAFT AND POTENTIAL MITIGATION MEASURES FOR EDWIN A. LINK FIELD AND THE NANTICOKE SANITARY LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1991 THROUGH 1993.

WHEREAS, the Division of Solid Waste Management requests authorization for an agreement with Cornell University for an assessment of bird hazards to aircraft and potential mitigation measures for Edwin A. Link Field and the Nanticoke Sanitary Landfill, and

WHEREAS, this agreement is necessary to assess the nature and extent of hazard caused by birds attracted to the Nanticoke Sanitary Landfill and recommend possible mitigation procedures for the landfill and Edwin A. Link Field, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell University, 120 Day Hall, Ithaca, New York, 14853-2801 for an assessment of bird hazards to aircraft and potential mitigation measures for Edwin A. Link Field and the Nanticoke Sanitary Landfill for the period July 1, 1991 through June 30, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$51,385, 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 407

By Finance Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING MILEAGE REIMBURSEMENT AT THE IRS ALLOWANCE LEVEL FOR ALL ADMINISTRATIVE EMPLOYEES

WHEREAS, pursuant to the Personnel Rules for Administrative Personnel, the mileage rate reimbursement for travel on County business shall be determined by the County Legislature, and

WHEREAS, your sponsoring committee recommends authorizing an amendment to the Personnel Rules for Administrative Personnel as follows:

Article 20 - Travel on County Business

10. The mileage rate shall be [determined by the County Legislature.] the IRS allowance level

now, therefore, be it

RESOLVED, that this County Legislature hereby amends the Personnel Rules for Administrative Personnel as indicated above, 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.

Material in brackets [] is deleted.

Material underlined _____ is added.

Carried.

RESOLUTION NO. 408

By Finance Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON CERTAIN PARCELS LOCATED IN THE TOWN OF KIRKWOOD AND TOWN OF SANFORD.

WHEREAS, the Director of Real Property Tax Services advises that it is necessary to cancel the taxes on the following parcels of real property for the reasons listed below, now, therefore, be it

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

1. Town of Kirkwood, parcel #4-2-A-23-S1, 1990 and 1991 taxes; amount to be canceled: \$17.09; reason: parcel does not exist;
2. Town of Sanford, parcel #10-20-S17, 1991 taxes; amount to be canceled: \$111.35; reason: taxes were paid as part of parcel #10-S20X; and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is authorized to implement the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 409

By Finance Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION URGING THE NEW YORK STATE LEGISLATURE TO AMEND SECTION 987 OF THE NEW YORK STATE REAL PROPERTY TAX LAW TO REQUIRE NOTICES OF UNPAID TAXES BE SENT ONLY TO REAL PROPERTY OWNERS PAYING REAL PROPERTY TAXES THROUGH AN ESCROW ACCOUNT

WHEREAS, New York State Real Property Tax Law §987 requires that municipal corporations such as Broome County that levy taxes send notice of unpaid real property taxes to each owner of said real property upon which taxes remain unpaid on or after the thirty-first day following the expiration of the period during which taxes may be paid without interest, and

WHEREAS, said requirement is both expensive and onerous, and

WHEREAS, this County Legislature desires that the aforementioned §987 of the New York State Real Property Tax Law be amended to provide that the Notice be sent only to property owners whose real property taxes are paid through escrow accounts, and

WHEREAS, the New York State Legislature, by proposed Senate bill S6276 and proposed Assembly bill A8688, have proposed a change to New York State Real Property Tax Law §987 that the governing body of the municipal corporation may adopt a resolution providing that the collecting officer shall mail the notice required by this subdivision only to owners of real property upon which taxes remain unpaid and which taxes should have been paid through a real property tax escrow account, now, therefore, be it

RESOLVED, that this County Legislature hereby urges the New York State Legislature to amend §987 of the New York State Real Property Tax Law to provide that a municipal corporation be required to send a notice of unpaid taxes only to property owners whose taxes are paid through a real property tax escrow account, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby ordered to forward certified copies of this Resolution to New York State Senator Thomas Libous, and Assemblymen Richard H. Miller and James R. Tallon, Jr., and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried.

RESOLUTION NO. 410

By Finance Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING THE DIRECTOR OF REAL PROPERTY TAX SERVICE TO ADVERTISE THE SALE OF THE FORMER CHENANGO BRIDGE NURSING HOME IN THE TOWN OF CHENANGO.

WHEREAS, Broome County owns real property situated on Hospital Hill Road in the Town of Chenango comprising approximately of 56.10 plus/minus acres, designated as tax map no. 6-49, and

WHEREAS, by Resolution No. 118 of 1991, the Director of Real Property Tax Services was instructed by this honorable body to advertise such property as potentially for sale in order to determine what interest there is in the property, and

WHEREAS, the Director of Real Property Tax Services was further instructed by such resolution to report his findings back to this Legislature with his recommendations on a possible sale of the property, and such report has been made, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of Real Property Tax Services to advertise and sell such property subject to the pertinent laws and procedures concerning the sale of County owned real property established by this County Legislature and in accordance with the terms of other appropriate laws concerning the sale of real property, and it is

FURTHER RESOLVED, that such advertising and sale will include all of the property as it currently exists and at an upset price to be established by the Finance Committee of the Broome County Legislature pursuant to existing procedures, and it is

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

Carried.

RESOLUTION NO. 411

By Finance Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH GUARDIAN LIFE INSURANCE COMPANY OF AMERICA, FOR LIFE INSURANCE COVERAGE FOR ELIGIBLE COUNTY EMPLOYEES FOR 1991 THROUGH 1992.

WHEREAS, the Department of Risk and Insurance requests authorization for an agreement with Guardian Life Insurance Company of America, for life insurance

coverage for eligible County employees for the period December 1, 1991 through December 1, 1992, at a cost of \$1.65 per enrollee, per month, and

WHEREAS, said agreement is necessary to provide substantial savings to Broome County and still provide this life insurance benefit to eligible County employees, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreement with Guardian Life Insurance Company of America, % Dan Ross Associates, 37 Front Street, Binghamton, New York, 13905, for life insurance coverage for eligible County employees, for the period December 1, 1991 through December 1, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1.65 per enrollee, per month for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the various departmental budget lines, subobject 8050 (life insurance), and be it

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

Carried.

RESOLUTION NO. 412

By Health Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE INTENSIVE CASE MANAGEMENT PROGRAM GRANT FOR THE BROOME COUNTY MENTAL HEALTH DEPARTMENT, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWAL OF AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY FOR ADMINISTRATION OF SAME FOR 1991.

WHEREAS, this County Legislature, by Resolution 420 of 1990, authorized and approved the Intensive Case Management Program Grant from New York State, adopted a program budget, and authorized an agreement with Catholic Charities of Broome County to administer same in the amount of \$289,000 for the calendar year for the Mental Health Department for 1990, and

WHEREAS, it is desired to renew said grant program and agreement for 1991 in the amount of \$ 265,971, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$ 265,971 from New York State for the Broome County Mental Health

Department's Intensive Case Management Program for the period January 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 \$ 265,971 for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, NY, 13905, for the administration of the Intensive Case Management Program Grant for calendar year 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. 413

By Health Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF CHILDREN AND YOUTH MOBILE CRISIS SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 AND AUTHORIZING A CONTRACT WITH UNITED HEALTH SERVICES FOR IMPLEMENTATION OF THIS PROGRAM FOR 1992.

WHEREAS, this County Legislature, by Resolution 191 of 1991, authorized and approved the Department of Mental Health Children & Youth Mobile Crisis Services Program Grant in the amount of \$135,000 and authorized an agreement with United Health Services for administration of same 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 renew said grant program for 1992 in the amount of \$ 150,000 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 \$ 150,000 from New York State Office of Mental Health for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$ 150,000 for the period January 1, 1992 through December 31, 1992, 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 January 1, 1992 through December 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. 415

By Health Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING REVISION OF AGREEMENT WITH PROFESSIONAL HOME CARE INCORPORATED AND MEDICAL PERSONNEL POOL FOR HIGH TECHNOLOGY INTRAVENOUS

NURSING SERVICES FOR CERTIFIED HOME HEALTH AGENCY AND LONG TERM HOME HEALTH CARE PATIENTS FOR 1991.

WHEREAS, this County Legislature, by Resolution 590 of 1990, authorized agreements with Home Care Systems Professional Home Care, Incorporated, and Medical Personnel Pool for high technology intravenous nursing services for calendar year 1991 at a cost not to exceed \$10,000, and

WHEREAS, it is necessary at this time to revise said agreement to reflect a decrease in total amount to be expended, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the agreement with United Home Health Care Systems Professional Home Care Incorporated, 1901 Vestal Parkway East, Vestal, New York, 13850 for high technology intravenous nursing services for certified home health agency and long term home health care patients for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revision of the agreement with Medical Personnel Pool, 59 Front Street, Binghamton, New York, 13905 for high technology intravenous services for certified home health care agency and long term home health care patients for the period January 1, 1991 through December 1, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay United Home Care Systems Professional Home Care Incorporated \$50.00 per visit, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Medical Personnel Pool \$55.00 per visit, and be it

FURTHER RESOLVED, that the total payments shall not exceed \$7,500 for the term of these agreements, and be it

FURTHER RESOLVED, that Resolution 590 of 1990, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480061.4711.101043 (Nursing 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. 416

By Health Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A PETTY CASH FUND FOR THE HEALTH DEPARTMENT CLINIC DIVISION.

WHEREAS, the Health Department requests that this County Legislature establish a petty cash fund for the Health Department Clinic Division for use as a change fund, and

WHEREAS, the Commissioner of Finance has determined that such petty cash fund is warranted, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes the establishment of a petty cash fund in the amount of \$1,000 for the Health Department Clinic Division, and further authorizes the Commissioner of Finance to transfer \$1,000 to said 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. 417

By Health Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

**RESOLUTION AUTHORIZING AN INCREASE IN PRIVATE PAY RATES
FOR PATIENTS AT WILLOW POINT NURSING FACILITY FOR 1992**

WHEREAS, the Board of Directors of Willow Point Nursing Facility recommends an increase in the private pay daily rate for nursing care at Willow Point Nursing Facility, effective January 1, 1992, and

WHEREAS, this County Legislature, by Resolution 694 of 1990, authorized an increase in private pay daily rate and no adjustments have been made since that time, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes an increase in private pay daily rates at Willow Point Nursing Facility from \$110.00 per day to \$115.50 per day (Nursing Care) effective January 1, 1992, 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 Comptroller, Commissioner of Finance are hereby authorized, within the restraints of this Resolution, to make any necessary adjustments to implement the intent and purpose of this resolution.

Carried.

RESOLUTION NO. 418

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

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH AMERICAN HEALTH CARE SOFTWARE ENTERPRISES, INCORPORATED, FOR SOFTWARE MAINTENANCE/SUPPORT FOR WILLOW POINT NURSING HOME AND HEALTH RELATED FACILITY FOR 1992.

WHEREAS, the Department of Computer Services recommends that Willow Point Nursing Home and Health Related Facility enter into a software maintenance/support agreement with American Health Care Software Enterprises, Incorporated for use at Willow Point Nursing Home and Health Related Facility, for 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with American Health Care Software Enterprises, Incorporated, 100 Commercial Street, Box 6002, Plainview, New York, 11803-0602 for Willow Point Nursing Home and Related Facility, for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,800 for the term of this agreement, and be it

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

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

implement the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 419

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

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH XONITEK SYSTEMS CORPORATION FOR MAINTENANCE AND SUPPORT OF THE MENTAL HEALTH PC LAN FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, this County Legislature, by Resolution 544 of 1990, authorized an agreement with Xonitek Systems Corporation for maintenance and support of the Mental Health PC LAN at a cost of \$1,250 for calendar year 1991, and

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

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Xonitek Systems Corporation, 20-24 Wall Street, Binghamton, New York, 13901 for maintenance and support of the Mental Health PC LAN for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$1,250 for the term of this agreement, and be it

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

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

Carried.

RESOLUTION NO. 420

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

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PEGASUS SYSTEMS, INCORPORATED, FOR COMPUTER SOFTWARE MAINTENANCE FOR THE DEPARTMENT OF MENTAL HEALTH FOR 1992.

WHEREAS, this County Legislature, by Resolution 545 of 1990, authorized an agreement with Pegasus Systems, Incorporated, for computer software maintenance for use by the Department of Mental Health for billing and client information for calendar year 1991, at a cost not to exceed \$1,000, and

WHEREAS, said agreement expires by its terms on December 31, 1991 and it is desired at this time to renew said agreement for calendar year 1992, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Pegasus Systems, Incorporated, P. O. Box 921, Canandaigua, New York, 14424, for computer software maintenance for the Department of Mental Health for billing and client information for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, an amount not to exceed \$1,000 for the term of this agreement,

and be it

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

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

Carried.

RESOLUTION NO. 421

By Health Services, Personnel and Finance Committees.

Seconded by Mr. Lindsey and Mrs. Hudak.

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF MENTAL HEALTH'S CASE MANAGER DAY TREATMENT GRANT FOR 1992.

WHEREAS, this County Legislature, by Resolution 674 of 1990, authorized the acceptance of a Day Treatment Case Management Grant for the Department of Mental Health for calendar year 1990 and adopted a program budget in connection therewith in the total amount of \$26,932, and

WHEREAS, the New York State Office for Mental Health has notified the Broome County Commissioner of Mental Health that Broome County has been awarded a grant in the amount of \$26,932 for a Case Manager in the Day Treatment Program for the Community Health Center for 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a grant from the New York State Office of Mental Health for the period January 1, 1992 through December 31, 1992, said grant to cover the cost of a Case Manager to be assigned to the Broome County Day Treatment Program, 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 \$ 30,352 for the calendar year 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. 422

By Health Services, Personnel and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

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

WHEREAS, this County Legislature, by Resolution 343 of 1991, authorized the continued operation of the Women's, Infants' and Children's (WIC) Nutrition Program for the period October 1, 1991 through September 30, 1992, and adopted a

program budget in connection therewith in the total amount of \$ 405,886, and

WHEREAS, it is necessary at this time to revise said program to reflect a change in personnel classification, now, therefore, be it

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

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

FURTHER RESOLVED, that Resolution 343 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 unexpected 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. 423

By Health Services, Personnel and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING REVISION OF DENTAL SEALANT GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTIONS THEREWITH FOR 1990 THROUGH 1991

WHEREAS, this County Legislature, by Resolution 373 of 1990, authorized and approved the participation by the Department of Health in the Dental Health Sealant Project for the period October 1, 1990 through September 30, 1991 and adopted a program budget in connection therewith in the total amount of \$ 39,004, and

WHEREAS, it is necessary to authorize a revision to this grant to insure maximum state funding, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department Dental Health Sealant Project for the period October 1, 1990 through September 30, 1991, 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 \$39,004 for the period October 1, 1990 through September 30, 1991, and be it

FURTHER RESOLVED, that Resolution 373 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 unexpected 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. 424

By Personnel and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING REVISION OF HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES EFFECTIVE FOR 1992

WHEREAS, this County Legislature, by Resolution 555 of 1990, authorized hourly rates for various non-union, temporary and seasonal employees for 1991, and

WHEREAS, it is requested at this time to amend the hourly rate schedule as indicated on Exhibit "A" attached hereto, with increased hourly rates underlined, now therefore, be it

RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary and seasonal employees as set out in Exhibit "A" attached, hereto, and be it

FURTHER RESOLVED, that the effective date of said amendments shall be January 1, 1992, unless otherwise indicated on Exhibit "A" attached hereto.

Carried.

RESOLUTION NO. 425

By Public Safety and Emergency Services Committee
Seconded by Mr. Lindsey and Mrs. Hudak

**RESOLUTION APPOINTING MEMBERS TO THE BROOME COUNTY
TRAFFIC SAFETY BOARD.**

WHEREAS, The Broome County Legislature, pursuant to the authority vested in it by Local Law No. 4 of 1967, amended by Local Law No. 1 of 1970, has the authority to appoint members to the Broome County Traffic Safety Board, and

WHEREAS, it is the desire of this County Legislature to appoint the following named persons to the Broome County Traffic Safety Board:

<u>NAME</u>	<u>TERM EXPIRING</u>
John Jones 225 Garden Lane Vestal, NY 13850 reappointment	November 7, 1994
James May 63 Park Street Binghamton, NY 13905 reappointment	November 7, 1994
Richard Wallikas 322 Deyo Hill Road Johnson City, NY 13790 reappointment	November 7, 1994
Nicholas Cavallaro 1 Powers Road Binghamton, NY 13901 reappointment	November 7, 1994
Donald Domurad Box 1378, Brink Road Kirkwood, NY 13795 to fill a vacancy	November 7, 1994
John Gray P. O. Box 303 100 Main Street Windsor, NY 13865	November 7, 1994

to fill a vacancy

David Hamlin
RD 2, Box 685
Port Crane, NY 13833
to fill a vacancy

November 7, 1994

Robert Karas November 7, 1994
RR 3, Box 3342
Main Street
Kirkwood, NY 13795
to fill a vacancy

David Lindsey November 7, 1994
12 Mulberry Street
Binghamton, NY 13901
to fill a vacancy

now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointments of the above named individuals to membership on the Broome County Traffic Safety Board for the terms indicated, in accordance with their appointment by the County Legislature.

Carried.

RESOLUTION NO. 426

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MUNICIPALITIES OF BROOME COUNTY FOR DOG SHELTER SERVICES.

WHEREAS, this County Legislature, by Resolutions No. 418 of 1986 and No. 457 of 1990, authorized agreements with the towns, city and villages of Broome County for Dog Shelter Services, pursuant to New York State Agriculture and Markets Law, Article 7, for a five year term, except for the Town of Colesville, which is a one year term, and

WHEREAS, the current agreements expire by their terms on December 31, 1991, and it is desired at this time to renew said agreements on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the towns, city and villages of Broome County, for a five year term, January 1, 1992 - December 31, 1997, except for the Town of Colesville, which shall be for a one year term, January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that, in consideration for dog shelter services provided by Broome County the County will retain all impoundment fees as set by the Legislature and collected by the Shelter, all the County's statutory share of licensing fees, and all adoption fees collected by the Shelter, and, in addition, each participating municipality shall remit to Broome County, five dollars for each dog

licensed by the participating municipality, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be paid to budget line 031476.0177.101000 (reimbursement animal shelter), and be it

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

Carried.

RESOLUTION NO. 427

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JOHN RYER, D.V.M. FOR EUTHANASIA SERVICES FOR THE BROOME COUNTY DOG SHELTER FOR 1992.

WHEREAS, this County Legislature, by Resolution 459 of 1990, authorized an agreement with John Ryer, D.V.M. for euthanasia services for the Broome County Dog Shelter at a cost of \$14.00 per animal, a total cost not to exceed \$8,000 for calendar year 1991, and

WHEREAS, said agreement expires by its terms on December 31, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions for calendar year 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with John Ryer, D.V.M., South Side Pet Hospital, 25 Webster Street, Binghamton, NY, 13903 for euthanasia services at the Broome County Dog Shelter for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$14.00 per animal for euthanasia by phenobarbital intravenous injection, total cost not to exceed \$7,500 for the term of this agreement, which fee includes professional time, drugs and the supplies needed to euthanize the animals in a humane manner, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030072.4742.101000 (Other Fees for Services), and be it

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

Carried.

RESOLUTION NO. 428

By Public Safety and Emergency Services and Finance Committees
Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION ADOPTING THE 1992 SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN

WHEREAS, this County Legislature by Resolution No. 522 of 1981 has established a Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) pursuant to New York State Vehicle and Traffic Law, and

WHEREAS, the coordinator of said program has prepared a comprehensive plan for submission to the New York State Commissioner of Motor Vehicles for the Broome County STOP-DWI Program for 1992, and

WHEREAS, the STOP-DWI Advisory Board has reviewed said plan and agrees with the recommendations and strategies contained therein, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and adopts the 1992 comprehensive plan for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI), a copy of which is attached as Exhibit "A".

Carried.

RESOLUTION NO. 429

By Public Safety and Emergency Services and Finance Committees
Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BROOME COUNTY COUNCIL ON ALCOHOLISM FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 1992

WHEREAS, this County Legislature by Resolution No. 525 of 1990 authorized and approved the Broome County Council on Alcoholism for the STOP-DWI Education Program for calendar year 1991 at a cost of \$22,000, and

WHEREAS, said services provide alcohol and highway traffic safety education for school systems, private industry and the general public, and

WHEREAS, said agreement expires by its terms on December 31, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions with a slight increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Broome County Council on Alcoholism, 89 Court Street, Binghamton, New York 13901 for an alcohol and highway traffic safety education program targeted at school systems, private industries and the general public for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contractor an amount not to exceed \$23,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820001.4459.101051 (Reserve for Programs), 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. 430

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING RENEWAL OF FUNDING AGREEMENTS WITH THE BROOME COUNTY SHERIFF'S DEPARTMENT AND VARIOUS MUNICIPALITIES FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 1992

WHEREAS, this County Legislature by Resolution No. 180 of 1990, authorized agreements with the Broome County Sheriff's Department, the Village of Deposit, the City of Binghamton, Village of Endicott, Village of Johnson City and the Town of Vestal for the STOP-DWI Law Enforcement Grant and adopted a program budget in the amount of \$75,500 for calendar year 1992, and

WHEREAS, it is desired to renew said grant program for 1991 in the amount of \$89,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the funding agreements with the Broome County Sheriff's Department, the Village of Deposit, the City of Binghamton, Village of Endicott, Village of Johnson City, and the Town of Vestal for the period January 1, 1992 through December 31, 1992, and

be it

FURTHER RESOLVED, that funding to the Broome County Sheriff's Department shall not exceed \$12,000 for the term of this agreement representing an hourly rate of \$23.00 per hour for 3.5 patrol hours, three times per week, and be it

FURTHER RESOLVED, that funding to the Village of Deposit shall not exceed \$2,000 for the term of this agreement, representing an hourly rate of \$12.00 and hour for 3.5 patrol hours, one time per week, and be it

FURTHER RESOLVED, that funding to the City of Binghamton shall not exceed \$30,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the funding to the Village of Endicott shall not exceed \$15,000 for the term of this agreement, and be it

FURTHER RESOLVED, that funding to the Town of Vestal shall not exceed \$15,000 for the term of this agreement, and be it

FURTHER RESOLVED, that funding to the Village of Johnson City shall not exceed \$15,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820001.4459.101051 (Reserve for Program), and be it

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

Carried.

RESOLUTION NO. 431

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH PRISON HEALTH SERVICES, INC. FOR MEDICAL SERVICES TO THE JAIL FACILITIES FOR THE SHERIFF'S DEPARTMENT FOR 1990 THROUGH 1991.

WHEREAS, this County Legislature, by Resolution 314 of 1990, authorized an agreement with Prison Health Services, Inc. for medical services to jails, at a cost not to exceed \$406,665 for the period July 1, 1990 through June 30, 1991, and

WHEREAS, it is necessary to authorize the amendment of said agreement due to the necessity to provide for excess population medical costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Prison Health Services, Inc., 101 Lukes Drive, Suite A, P. O. Box 472, New Castle, DE, 19720, for the period July 1, 1990 to June 30, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$41,006.27, total cost not to exceed \$447,671.27 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 and medical services), and be it

FURTHER RESOLVED, that Resolution 314 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.

Carried.

RESOLUTION NO. 432

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

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

WHEREAS, this County Legislature, by Resolution 223 of 1991, authorized an agreement with Prison Health Services, Inc., for medical services to the jail facilities, at a cost not to exceed \$466,851.50, and

WHEREAS, it is necessary to authorize the amendment of said agreement due to the necessity to provide for excess population medical costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Prison Health Services, Inc., 101 Lukes Drive, Suite A, P. O. Box 472, New Castle, DE, 19720, for the period July 1, 1991 to June 30, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$107,480.00, total cost not to exceed \$574,331.50 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 and medical services), and be it

FURTHER RESOLVED, that Resolution 223 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 433

By Public Safety and Emergency Services, Environment and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO PROPOSED CONSTRUCTION OF TEMPORARY JAIL FACILITIES AT THE BROOME COUNTY JAIL.

WHEREAS, it has been proposed that temporary jail facilities be constructed to house Broome County Jail inmates at the present Broome County Jail in the Town of Dickinson, New York, and

WHEREAS, it has been determined that such project is subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed

action, has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, this project has County-wide environmental impacts, and

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the proposed temporary jail facilities, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the proposed construction of temporary jail facilities at the existing Broome County Jail on Front Street, Town of Dickinson, New York.

Carried.

RESOLUTION NO. 435

By Public Works and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR PRELIMINARY ENGINEERING SERVICES FOR NINEVEH AND CENTER VILLAGE BRIDGE PROJECT

WHEREAS, this County Legislature, by Resolutions No. 344 of 1981, No. 217 of 1988, and No. 632 of 1991 authorized an agreement with New York State Department of Transportation for Preliminary Engineering Services for the Nineveh and Center Village Bridge Project, at a cost of \$156,869.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement to allow for an increase in cost and to indicate the correct budget line, and

WHEREAS, the Department of Public Works has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the New York State Department of Transportation, 81 State Street, Binghamton, New York 13901, for an increase of cost of \$15,500.00, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$172,369, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035022.4746.501188 (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that Resolutions No. 344 of 1981, No. 217 of 1988, and No. 632 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 436

By Public Works and Finance Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION DECLARING AIRPORT ROAD PROJECT HW-9007 TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION.

WHEREAS, the Eminent Domain Law requires that a public hearing be held in connection with any proposed public project for which the acquisition of real property through the exercise of eminent domain may be required, except that a project is exempt from the public hearing requirement "when in the opinion of the condemnor the acquisition is de minimis in nature so that the public interest will not be prejudiced by the construction of the project," and

WHEREAS, Airport Road Project, HW-9007, has been identified as a Type II action under the New York State Environmental Quality Review Act because it is a replacement of an existing road having no substantial effect on the environment in that it involves the replacement of an existing road including roadway reconstruction, and

WHEREAS, the Department of Public Works desires to acquire the land rights necessary to commence the aforesaid reconstruction project and is requesting authorization from this Legislature to acquire said land by purchase or condemnation, and

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the reconstruction work is relatively minor in nature, consisting of the replacement of an existing road having no substantial effect on the environment, and that only parcel will be acquired consisting of 0.099 acre from one property owner for the project, now, therefore, be it

RESOLVED, that this County Legislature hereby finds Airport Road Project, HW-9007, consisting of the reconstruction of a roadway to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the acquisition by purchase or condemnation of the real property necessary to undertake and perform the aforesaid reconstruction project in accordance with the design and specifications for said project.

Carried.

RESOLUTION NO. 437

By Transportation Committee

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING AGREEMENT WITH U.S. DEPARTMENT OF COMMERCE FOR LICENSE AGREEMENT FOR USE OF REAL PROPERTY AT EDWIN A. LINK FIELD FOR A FIFTEEN YEAR TERM.

WHEREAS, the Department of Aviation requests authorization for a no cost agreement with the U. S. Department of Commerce for the use of real property at Edwin A. Link Field for a fifteen year term, and

WHEREAS, said agreement is necessary to allow the placement of a weather observation network of automated surfaces observing system (ASOS) which will effectively automate the surface weather observing function; enhance aviation safety, and contribute to improve weather forecast, watches and warnings, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a no cost agreement with the U.S. Department of Commerce, NOAA-SEPO, Central Administration Support Center, 601 East 12th Street, Room 1862, Kansas City, MO, 64106, for the placement of a weather observation network of automated surfaces observing system (ASOS) for a fifteen year term, and be it

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

Carried.

RESOLUTION NO. 438

By Transportation and Finance Committees

Seconded by Mr. Lindsey and Mrs. Hudak

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE GRANT FOR AIRPORT IMPROVEMENT PROJECTS FOR THE DEPARTMENT OF AVIATION

WHEREAS, the New York State Department of Transportation has awarded Broome County \$468,899 for use by the Department of Aviation for Edwin A. Link Field (Broome County Airport) P.I.N. 9910.26 Runway 16 Extension including parallel taxiway and overlay RW 16-34, and

WHEREAS, this funding will provide assistance in the Phase IV Extension of Runway 16 including all related embankment, marking, drainage, lighting and NAVAID relocation/modification, construction of parallel taxiway, overlay runway 16-34, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$ 468,899 from New York State Department of Transportation, 81 State Street, Binghamton, NY 13901-3330, 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 provided that said budget transfers do not affect a personnel line.

Carried.

The regular agenda was introduced at this time.

RESOLUTION NO. 442

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Seeley

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 14, 1991, ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 1, 1956 AMENDING THE BROOME COUNTY SELF-INSURANCE PLAN UNDER THE PROVISIONS

OF ARTICLE 5, WORKMEN'S COMPENSATION LAW"

RESOLVED, that Local Law Intro. No. 14, 1991, entitled "A Local Law Amending Local Law No. 1, 1956 Amending the Broome County Self-Insurance Plan Under the Provisions of Article 5, Workmen's Compensation Law", be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 14, 1991

A LOCAL LAW AMENDING LOCAL LAW NO. 1, 1956, AMENDING THE
BROOME COUNTY SELF-INSURANCE PLAN UNDER THE
PROVISIONS OF ARTICLE 5, WORKMEN'S COMPENSATION LAW

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

SECTION 1. Local Law No. 1, 1956, Establishing Broome County Self-Insurance Plan Under the Provisions of Article 5, Workmen's Compensation Law, be and hereby is amended to read as follows:

9.A self-insurance reserve for the plan is hereby established. The maximum amount which may be contributed to such reserve shall be \$500,000.00 [\$50,000.00]. A sum not in excess of 10% of said reserve fund shall be included in each year's budget until the full amount of said reserve is reached. If said reserve should at any time fall below the established amount, such sum as is necessary to bring it to the established amount shall be included in the next budget.

SECTION 2. Except as hereinabove amended, Local Law No. 1, 1956, shall remain in full force and effect.

SECTION 3. This Local Law shall become effective following a public hearing to be held before the County Executive in a manner provided by law and pursuant to New York State Workers' Compensation Law, Article 5.

Note: Material in brackets [] is deleted.

Material underlined is added.

At the request of Mr. Shafer, Resolution No. 442 was held over under the rule.

RESOLUTION NO. 443

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mrs. Coffey

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 16, 1991, ENTITLED
"A LOCAL LAW AMENDING LOCAL LAW NO. 4, 1980, LOCAL LAW NO.
4, 1982, LOCAL LAW NO. 6, 1983, LOCAL LAW NO. 20, 1989, LOCAL LAW
NO. 1, 1990, AND LOCAL LAW NO. 16, 1990 ESTABLISHING RULES AND
REGULATIONS FOR COUNTY PARKS**

RESOLVED, that Local Law Intro. No. 16, 1991, entitled "A Local Law Amending Local Law No. 4, 1980, Local Law No. 4, 1982, Local Law No. 6, 1983, Local Law No. 20, and Local Law No. 1, 1990 and Local Law No. 16, 1990, Establishing Rules and Regulations for County Parks" be and the same hereby is adopted and approved in accordance with the Broome County Charter, the New York State Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 16, 1991

A LOCAL LAW AMENDING LOCAL LAW NO. 4, 1980, LOCAL LAW NO. 4, 1982, LOCAL LAW NO. 6, 1983, LOCAL LAW NO. 6, 1989, AND LOCAL LAW NO. 1, 1990 AND LOCAL LAW NO. 16, 1990, ESTABLISHING RULES AND REGULATIONS FOR COUNTY PARKS

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

SECTION 1. Local Law No. 4, 1980, Local Law No. 4, 1982, Local Law No. 6, 1983, Local Law No. 6, 1989, Local Law No. 1, 1990, and Local Law No. 16, 1990, is hereby amended to read as follows:

Fees and Charges. The following Fees and Charges are established for the several County Park locations as follows:

A. Parking (Greenwood, Dorchester and Nathaniel Cole Parks) per day (Memorial Day to Labor Day).

2. Cars and Motorcycles, [~~three~~] Four Dollars (~~3~~ 4).

E. Garden plot rental

Type	Fee
Per Season (plot approx. 25 x 30 feet)	20.00 <u>35.00</u>
Non-Broome County Resident Rental	

G. Ice Facility rental (ice functions available mid-November to mid-March)

Type	Fee
Short-term rental, prime-time (9:00 am through 10:00 pm on weekends) (6:00 pm through 10:00 pm on weekdays)	90.00 <u>100.00</u>
	per hour
Long-term rental	80.00 <u>90.00</u>

Q. Balloon Launch Permit \$25.00 per year

R. Per Ticket Surcharge Arena/Forum \$0.25/per ticket

SECTION 2. Except as hereinabove amended, Local Law No. 4, 1980, Local Law No. 4, 1982, Local Law No. 6, 1983, Local Law No. 6, 1989 and Local Law

No. 1, 1990, shall remain in full force and effect.

SECTION 3. This Local Law shall become effective January 1, 1992, except "short term and long term ice rentals" shall be effective November, 1992, following a public hearing to be held before the County Executive in a manner provided by law.

Note: Material in brackets[] is deleted.

Material in underlining is added.

At the request of Mr. Shafer, Resolution No. 443 was held over under the rule.

RESOLUTION NO. 444

By County Administration, Economic Development and Planning, Environment and Finance Committees

Seconded by Mr. Howard

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 17, 1991, ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 5, 1985, LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989 AND LOCAL LAW NO. 15, 1990, AS AMENDED, MODIFYING CHARGES AT COUNTY LANDFILLS"

RESOLVED, that Local Law Intro. No. 17, 1991, entitled "A Local Law Amending Local Law No. 5, 1985, Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989 and Local Law No. 15, 1990, as amended, Modifying Charges at County Landfills, be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 17, 1991

A LOCAL LAW AMENDING LOCAL LAW NO. 5, 1985, LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, AND LOCAL LAW NO. 15, 1990, AS AMENDED, MODIFYING CHARGES AT COUNTY LANDFILLS

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

SECTION 1. Local Law No. 5, 1985, Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 15, 1990, as amended, Modifying Charges at County Landfills, be and hereby is amended to read as follows:

Section 6. Weights, Measurements and Charges

A. The following charges will apply at the Nanticoke Landfill:

(1) For vehicles at or below six thousand five hundred (\$6,500) pounds gross vehicle weight:

(a) Registered: [forty] ~~sixty~~ dollars (\$[40] ~~60~~)

B. Commencing on January 1, 1990, the following separate charges will apply at the Nanticoke Landfill:

(1) Construction/demolition waste [and asbestos]; thirty-eight and 15/100 dollars (\$38.15) per ton.

a. Asbestos: One Hundred Dollars \$100.00 per ton.

SECTION 2. Except as hereinabove amended, Local Law No. 5, 1985, Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989 and Local Law No. 15, 1990, as amended, shall remain in full force and effect.

SECTION 3. This Local Law shall become effective following a public hearing to be held before the County Executive in a manner provided by law.

Note: Material in brackets [] is deleted.

Material underlined is added.

At the request of Mr. Shafer, Resolution No. 444 was held over under the rule.

RESOLUTION NO. 445

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

Seconded by Mr. Kavulich

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 15, 1991, ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 2, 1969, LOCAL LAW NO. 5, 1983, LOCAL LAW NO. 1, 1984, LOCAL LAW NO. 4, 1987, LOCAL LAW NO. 1, 1989, LOCAL LAW NO. 10, 1989, LOCAL LAW NO. 14, 1989, AND LOCAL LAW NO. 4, 1991, BROOME COUNTY SANITARY CODE

RESOLVED, that Local Law Intro. No. 15, 1991, entitled "A Local Law Amending Local Law No. 2, 1969, Local Law No. 5, 1983, Local Law No. 1, 1984, Local Law No. 4, 1987, Local Law No. 1, 1989, Local Law No. 10, 1989, Local Law No. 14, 1989, and Local Law No. 4, 1991, Broome County Sanitary Code" be and the same hereby is adopted and approved in accordance with the Broome County Charter, the New York State Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 15, 1991

A LOCAL LAW AMENDING LOCAL LAW NO. 2, 1969, LOCAL LAW NO. 5, 1983, LOCAL LAW NO. 1, 1984, LOCAL LAW NO. 4, 1987, LOCAL LAW NO. 1, 1989, LOCAL LAW NO. 10, 1989, LOCAL LAW NO. 14, 1989 AND LOCAL LAW NO. 4, 1991, BROOME COUNTY SANITARY CODE

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

SECTION 1. Local Law No. 2, 1969, Local Law No. 5, 1983, Local Law No. 1, 1984, Local Law No. 4, 1987, Local Law No. 1, 1989, Local Law No. 10, 1989, Local Law No. 14, 1989 and Local Law No. 4, 1991 is hereby amended to read as follows:

Fees and Charges.

A. The following Fees and Charges are established for the issuance of operating permits by the Department of Health under this code or the applicable provisions of the New York State Sanitary Code and no such permit shall be issued by the Commissioner until such fee has been paid:

1. For a food service establishment, the annual fee shall be [eighty-two] one hundred dollars ([\$82.00] 100.00) for an establishment of one to ninety-nine seats; [one hundred sixty-five] two hundred dollars ([\$165.00] 200.00) for an establishment of one hundred (100) or more seats; [one hundred ten] one hundred thirty dollars (\$[110] 130) for a delicatessen, [two hundred twenty] Two Hundred Seventy (\$[220] 270) for a commissary/caterer; [Seventy-five] Ninety dollars (\$[75] 90) for a temporary food permit; and [fifty] Sixty dollars (\$[50] 60) for a temporary food permit for five (5) days or less. There shall be a fee of \$1.00 per machine for each vending machine. There shall be an additional \$25.00 fee for a frozen dessert permit.

2. For a pool and/or bathing beach rated for one (1) to one hundred (100) bathers, the annual fee shall be one hundred thirty dollars (\$[100] 130); for a pool or bathing beach rated for one hundred one (101) or more bathers, the annual fee shall be two hundred sixty dollars (\$[200] 260).

3. For a hotel or motel the annual fee shall be a \$170 base fee up to 20

rooms plus \$12 per additional room.

4. For a mobile home park the annual fee shall be a \$200 base fee up to 20 lots plus \$14 per additional lot.

5. For a seasonal travel trailer camp or campsite the annual fee shall be a \$50 base fee plus \$1 per lot.

B. The following fees are established for the services of the Department of Health in reviewing plans, Final approval of such plans shall not be given unless such fees have been paid. Payment of such fees shall also cover any inspection of the sites during construction, regardless of the number of site visits necessary.

7. For sewage disposal systems with a capacity of up to one thousand (1,000) gallons, whether new construction or replacement and regardless of other provisions of this code, the fee for design and construction approval shall be [~~three hundred thirty-three~~] Three Hundred, Ninety Dollars (\$[~~333~~] 390), for engineered plans the fee shall be Two Hundred, Fifty Dollars (\$250). For sewage disposal system with a capacity of over one thousand (1,000) gallons, the fee shall be [~~Two~~] Four Hundred Dollars (\$[~~200~~] 400) for plan review and inspection only.

8. The fee for land development plan review shall be two hundred dollars (\$200) per lot for proposed private water and private sewer; one hundred fifty dollars (\$150) per lot for proposed private sewage and public water; one hundred dollars (\$100) per lot for proposed private water and public sewer; seventy-five dollars (\$75) per lot for proposed public water and new sewer; fifty dollars (\$50) per lot for proposed public water and sewer (existing facilities).

10. A mass gathering plan review fee shall be [~~twenty~~] Twenty-six thousand dollars (\$[~~20,000~~] 26,000).

11. For a spa, the fee for plan review shall be Two hundred dollars (\$200.00).

12. An annual sewage system installer registration fee shall be \$230.00 for low volume installers and \$400.00 for high volume installers.

C. The following miscellaneous fees are established:

1. The fee for any Health Department records, except Environmental Health Records, search shall be twenty-five cents (\$0.25) per page with a minimum of [~~ten~~] fifteen dollars (\$[~~10~~] 15) per request. An Environmental Health Search Records Search shall be twenty-five cents (\$0.25) per page with a minimum of Forty Dollars (\$40) per request.

D. Notwithstanding any other provision of this section:

1. Not-for-profit entities, as determined by the Commissioner, shall not be charged for fees for permits for services they provide; however, such entities shall be charged fees for permits required in connection with fundraising activities.

2. Notwithstanding the above subsection, a not-for-profit entity, as determined by the Commissioner, operating a temporary food service establishment,

as defined by §14-2.1 of the New York State Sanitary Code, shall not be charged the fee for a food service permit in connection with fundraising activities.

SECTION 2. Except as hereinabove amended, Local Law No. 2, 1969, Local Law No. 5, 1983, Local Law No. 1, 1984, Local Law No. 1, 1989, Local Law No. 10, 1989, Local Law No. 14, 1989, and Local Law No. 4, 1991, shall remain in full force and effect.

SECTION 3. This Local Law shall become effective January 1, 1992, following a public hearing to be held before the County Executive in a manner provided by law.

Note: Material in brackets [] is deleted.

Material in underlining is added.

At the request of Mr. Shafer, Resolution No. 445 was held over under the rule.

RESOLUTION NO. 446

By County Administration, Economic Development and Planning, Public Safety and Emergency Services and Finance Committees

Seconded by Mrs. Hudak

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 18, 1991,
ENTITLED: "A LOCAL LAW PROVIDING FOR REIMBURSEMENT TO
BROOME COUNTY FOR MEDICAL AND DENTAL SERVICES PAID ON
BEHALF OF THOSE PRISONERS CONFINED TO BROOME COUNTY
JAILS."**

RESOLVED, that Local Law Intro. No. 18, 1991, entitled:
"A LOCAL LAW PROVIDING FOR REIMBURSEMENT TO BROOME COUNTY FOR MEDICAL AND DENTAL SERVICES PAID ON BEHALF OF THOSE PRISONERS CONFINED TO BROOME COUNTY JAILS," be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 18, 1991

"A LOCAL LAW PROVIDING FOR REIMBURSEMENT TO BROOME COUNTY FOR MEDICAL AND DENTAL SERVICES PAID ON BEHALF OF THOSE PRISONERS CONFINED TO BROOME COUNTY JAILS."

Be it enacted by the County Legislature of the County of Broome, as follows:

SECTION 1. All costs for medical and dental services, as specified in Section 500-h(1) of the Correction Law of the State of New York, paid by the County of Broome on behalf of an inmate of the Broome County Jail shall be reimbursed to the County of Broome from any third party coverage or indemnification carried by the inmate.

SECTION 2. Such third party coverage or indemnification shall first be applied against the total cost to the hospital or other provider as established in accordance with the provisions of Section 2807 of the Public Health Law relating to rates of payment.

SECTION 3. This law shall take effect immediately upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

At the request of Mr. Shafer, Resolution No. 446 was held over under the rule.

RESOLUTION NO. 451

By Finance Committee
Seconded by Mr. Warner

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH SIEBA, LTD. FOR BROOME COUNTY EMPLOYEE MEDICAL PLAN FOR DEPARTMENT OF RISK AND INSURANCE FOR 1988 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 478 of 1987, authorized an agreement with SIEBA, Ltd. for Broome County employee medical plan, for the calendar years 1988 through 1992, and

WHEREAS, it is necessary to authorize the amendment of said agreement to decrease the overall cost to Broome County for the period October 1, 1991 through December 31, 1992, to add a sixty (60) day notice of termination clause and to extend the term of the agreement through calendar year 1996, and

WHEREAS, the Department of Risk and Insurance has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the above-mentioned amendments to the agreement with Sieba, Ltd., 3206 Vestal Parkway, Vestal, NY, 13850, for the period January 1, 1988 through December 31, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a fixed fee per participant unit as outlined:

January 1, 1988 through December 31, 1988	
Per covered employee (active, retired, COBRA)	\$4.15/month
COB Savings Incentive	7%
January 1, 1989 through December 31, 1989	
Per covered employee	\$4.35/month
COB Savings Incentive	7.5%
January 1, 1990 through December 31, 1990	
Per covered employee	\$4.60/month
COB Savings Incentive	8%
January 1, 1991 through September 30, 1991	
Per covered employee	\$4.85/month
COB Savings Incentive	8.5%
October 1, 1991 through December 31, 1992	
Per covered employee	\$7.50/month
January 1, 1993 through December 31, 1993	
Per covered employee	\$7.90/month
January 1, 1994 through December 31, 1994	
Per covered employee	\$8.30/month
January 1, 1995 through December 31, 1995	
Per covered employee	\$8.75/month
January 1, 1996 through December 31, 1996	
Per covered employee	\$9.20/month,

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4743.101000 (claims administration), and be it

FURTHER RESOLVED, that Resolution 478 of 1987, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 453

By Health Services and Finance Committees

Seconded by Mrs. Wagstaff

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BROOME COUNTY COUNCIL ON ALCOHOLISM IN CONNECTION WITH THE YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) FOR THE DRUG AWARENESS CENTER FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 170 of 1990, authorized an agreement with the Broome County Council on Alcoholism for the expanded and enhanced operation of the Peer Leadership Program in Broome and Tioga Counties for the Drug Awareness Center for the period April 1, 1990 through March 31, 1991 at a cost not to exceed \$21,000, and

WHEREAS, said services are necessary for the enhancement and operation of the Peer Leadership Program in Broome and Tioga Counties which encourages children and adolescents to remain drug-free, and

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

RESOLVED, that this County Legislature hereby authorizes renewal of agreement with the Broome County Council on Alcoholism, 89 Court Street, Binghamton, New York, 13901 for the expanded and enhanced operation of the Peer Leadership Program in Broome County in connection with the Broome County Drug Awareness Center's YESCAP Program for the period April 1, 1991 through March 31, 1992, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470062.4457.102582 (Subcontracted Program Expenses), and be it

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

Carried by the following roll call: Ayes-18; Nays-1 (Coffey).

RESOLUTION NO. 454

By Health Services and Finance Committees

Seconded by Mr. Warner

RESOLUTION AUTHORIZING AGREEMENT WITH EDWARD JACOBS, Ph.D., FOR A THREE-DAY TRAINING SESSION IN GROUP COUNSELING SKILLS FOR THE DRUG AWARENESS CENTER FOR 1991

WHEREAS, the Drug Awareness Center requests authorization for an agreement with Edward Jacobs, Ph.D., for a Three-day Training Session in Group Counseling Skills at a cost not to exceed \$2,000, and

WHEREAS, said services are necessary to provide intensive group counseling skills training for the counseling staffs of the Broome County Drug Awareness Center and the Tioga County Alcohol and Drug Services, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Edward Jacobs, Ph.D., West Virginia University, 502 Allen Hall, Morgantown, West Virginia, 26506-6122, for a Three-day Session in Group Counseling Skills for December 9, 10 and 11, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, Broome County shall pay Edward Jacobs, Ph.D., an amount not to exceed \$ 2,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470062.4747.102582 (other fees for services), and be it

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

Carried.

RESOLUTION NO. 455

By Health Services and Finance Committees

Seconded by Mrs. Wagstaff

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH TIOGA COUNTY COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE IN CONNECTION WITH THE YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 172 of 1990, authorized an

agreement with Broome County Council on Alcoholism for the expanded and enhanced operation of the Peer Leadership Program in Broome and Tioga Counties for July 1, 1990 through March 31, 1991 at a cost not to exceed \$10,000, and

WHEREAS, said services are necessary for the enhancement and operation of the Peer Leadership Program in Broome and Tioga Counties which encourages children and adolescents to remain drug-free, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with the Tioga County Council on Alcoholism and Substance Abuse, 175 Front Street, Owego, New York for the expanded and enhanced operation of the Peer Leadership Program in Tioga County in connection with the Broome County Drug Awareness Center's YESCAP Program for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,250 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470062.4457.102582 (Subcontracted Program Expenses), and be it

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

Carried.

RESOLUTION NO. 456

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

Seconded by Mrs. Wagstaff

RESOLUTION AUTHORIZING REVISION OF YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) GRANT FOR THE DRUG AWARENESS CENTER AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 297 of 1991, authorized and approved the Youth Education Services Community Action Project (YESCAP) grant for the Drug Awareness Center in Broome and Tioga Counties and adopted a program budget in connection therewith in the total amount of \$ 77,600 for the

period April 1, 1991 through March 31, 1992, and

WHEREAS, said program provides drug abuse prevention education by promoting various drug prevention activities in the school districts and communities in Broome and Tioga Counties through publicized peer leadership programs and the establishment of community action groups, and

WHEREAS, it is necessary at this time to revise said grant program to accurately reflect program expenses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the YESCAP drug prevention program for the period April 1, 1991 through March 31, 1992, 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 \$ 77,600 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that Resolution 297 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 unexpected 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 roll call: Ayes-18; Nays-1 (Coffey).

RESOLUTION NO. 457

By Health Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING REVISION OF HEALTH DEPARTMENT'S ADOLESCENT COMMUNITY SERVICES PROJECT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 264 of 1991, authorized and approved the Health Department Adolescent Community Services Project and adopted a program budget in the amount of \$334,719 for the period April 1, 1991 through March 31, 1992, and

WHEREAS, said grant program provides direct child care services to infants and toddlers of adolescents enrolled in the Teen Center Day care Program and direct health and counseling services for teenagers and provides a contract for housing for teens at the YWCA Crossroads Program, 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 a revision of the Department of Health Adolescent Community Services Project for the period April 1, 1991 through March 31, 1992, 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 \$356,728 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that Resolution 264 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 unexpected 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 roll call: Ayes-14; Nays-5 (Augostini, Hudak, Moppert, Pazzaglini, Seeley).

RESOLUTION NO. 458

By Personnel and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING THE IMPLEMENTATION OF THE CLASSIFICATION OF DESIGNATED COUNTY PERSONNEL POSITIONS

WHEREAS, this County Legislature, by Resolution No. 409 of 1988, authorized the acceptance of services from the New York State Department of Civil Service Municipal Service Division for position classification and evaluation, salary study and the development of salary structures for designated County positions, and

WHEREAS, this County Legislature, by Resolution No. 175 of 1991, authorized the implementation of the classification study and salary adjustments, and

WHEREAS, further classification has taken place since the adoption of the above resolution, a copy has been filed with the Clerk of this Legislature and it is desired at this time for this Legislature to implement this classification and transfer funds in accordance with this classification, and

WHEREAS, this County Legislature appropriated the necessary costs of implementing the classification in the 1991 County budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the implementation of the classification study on file with the Clerk of the Legislature, and be it

FURTHER RESOLVED, incumbents in the classified listed positions will receive appropriate salary adjustments retroactive to April 29, 1991, the effective date of the aforementioned 1991 Resolution, and be it

FURTHER RESOLVED, that only those employees in the classified positions at the time Legislative action was taken, April 25, 1991, will receive salary adjustments, and be it

FURTHER RESOLVED, that salary adjustments due to classification shall be administered as follows:

- 1.all employees will remain in current step position within new grade of the reclassified position
- 2.an employee whose current salary is higher than the maximum step/performance increment eligibility of the reclassified position will remain at current salary level
- 3.an employee whose classified position is at a lower grade than current position will not receive a salary adjustment and will remain at current salary. If such employee was eligible for 1991 step/performance increment in the higher grade, such increment will not be withheld
- 4.this action does not supersede contractual obligations to provide general wage increase, and be it

FURTHER RESOLVED, that for any supplemental reclassification approved by this Legislature during 1991 from the ongoing classification study, the incumbents in the classified listed positions will receive appropriate salary adjustments retroactive to the date of entry into the position, but no earlier than the effective date of this resolution. Employees receiving salary adjustments must be in the classified position at the time Legislative action is taken on the resolution to receive retroactive salary considerations, and

FURTHER RESOLVED, that the Budget Director and Commissioner of Finance are authorized to make all necessary budget transfers to satisfy the costs of implementing the reclassification study.

Carried.

RESOLUTION NO. 459

By Transportation Committee
Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING THE CHANGING OF THE NAME OF
EDWIN A. LINK FIELD TO BINGHAMTON REGIONAL AIRPORT.**

WHEREAS, the Broome County Airport Advisory Board, through its Ad Hoc Committee on Airport Beautification, in conjunction with representatives of the Broome County Chamber of Commerce Project Pride and Partnership 2000 request that this Legislature authorize the changing of the name of Edwin A. Link Field to Binghamton Regional Airport, and

WHEREAS, a study indicates that this name change will portray, with greater emphasis, the role of the airport in the regional economy of the Southern Tier Area and Northeastern Pennsylvania and is a positive means of reinforcing the location and identity of the airport and this area, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the changing of the name of Edwin A. Link Field to Binghamton Regional Airport, and be it

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

At the request of Mr. Lindsey, Resolution No. 459 was held over under the rule.

At approximately 4:45 p.m. Chairman Shafer indicated that the regular pre-budget business had been concluded. He further indicated that the Finance Committee would meet in order to certify and report to the full Legislature and that the Legislature would reconvene at approximately 6:00 p.m. for the purpose of deliberating and reviewing the 1992 Broome County Budget.

The Legislature reconvened at 6:05 p.m. with 19 present. The Finance Committee acknowledged certification of their report which will be used as a basic point of reference for the budget deliberations.

Mr. Warner moved, seconded by Mr. Moppert that this Legislature direct the County Comptroller to identify and report back to the Clerk of the Broome County Legislature, as required, the effect of all votes on the 1992 budget conducted during this session, line item by line item.

The Legislature recessed at 10:28 p.m. until November 8, 1991.

The Legislature reconvened at 3:15 p.m. on November 8, 1991 with 19 Legislators present to proceed with budget deliberations. The Legislature recessed at 6:15 p.m. until November 9, 1991.

The Legislature reconvened on November 9, 1991 at 10:15 a.m. with 17 Legislators present and 2 absent (Seeley, Warner) to proceed with budget deliberations. The Legislature recessed at 1:30 p.m.

The Legislature reconvened on November 9, 1991 at 2:20 p.m. with 16

Legislators present and 3 absent (Hudak, Seeley, Warner) to proceed with budget deliberations. A short break was taken from 3:25 p.m. to 3:33 p.m. at which time roll call was taken with 16 Legislators present and 3 absent (Hudak, Seeley, Warner). Following the budget deliberations the Legislature then returned to considerations of resolutions.

**RECESSED REGULAR SESSION
THURSDAY, NOVEMBER 7, 1991
AT 5:45 P.M.**

The Legislature reconvened on Thursday, November 7, 1991 at 5:45 p.m. Called to order by the Chairman, Arthur J. Shafer.

Roll was called by the Clerk, Richard R. Blythe. Present at roll call were: 19; Absent-0.

The Chairman explained the process that would be followed during the final budgetary deliberations, i.e. consideration of the Finance Committee Report followed by considerations required by individual Legislators.

**FINANCE COMMITTEE'S FINAL REPORT
RECOMMENDED CHANGES
1992 BUDGET**

LEGISLATURE 24

Board 24

Mr. Schofield moved, seconded by Mr. Yeager to:

BA#1 DECREASE by \$2,500 (2850) Computer Equipment

BA#2 DECREASE by \$2,000 (4419) General Office Expenses

BA#3 DECREASE by \$2,000 (4462) Travel, Hotels, Meals

Motion CARRIED by the following: Ayes-19; Nays-0.

Mr. Malley moved, seconded by Mr. Pasquale to:

BA DECREASE by \$1,250 (2110) Office Machines

Motion FAILED by the following: Ayes-4; Nays-15 (Augostini, Bielecki, Brown, Greenmun, Howard, Hudak, Lindsey, Moppert, Pazzaglini, Schofield, Seeley, Wagstaff, Warner, Yeager, Shafer).

Mr. Pasquale moved, seconded by Mrs. Coffey to:

BA DECREASE by \$882 (4311) Books and Subscriptions

Motion FAILED by the following: Ayes-4; Nays-15 (Augostini, Bielecki, Brown, Greenmun, Howard, Hudak, Lindsey, Moppert, Pazzaglini, Schofield, Seeley, Wagstaff, Warner, Yeager, Shafer).

Mr. Pasquale moved, seconded by Mrs. Coffey to:

BA DECREASE by \$10,000 (4747) Other Fees for Services

Motion FAILED by the following: Ayes-4; Nays-15 (Augostini, Bielecki, Brown, Greenmun, Howard, Hudak, Lindsey, Moppert, Pazzaglini, Malley, Seeley, Wagstaff, Warner, Yeager, Shafer).

COUNTY EXECUTIVE 23

Mr. Schofield moved, seconded by Mr. Yeager to:

BA#4 Add 1 Asst. to County Executive for Community Relation, Grade 25, Admin.

INCREASE by \$34,128 (1000) Salaries, full-time

BA#5 DECREASE by \$1,000 (4462) Travel, Hotels, Meals

Motion carried by the following: Ayes-19; Nays-0.

BA#6 DECREASE by \$10,000 (4747) Other Fees for Services

Motion carried by the following: Ayes-15; Nays-4 (Coffey, Kavulich, Malley, Pasquale).

Mr. Pazzaglini moved, seconded by Mrs. Greenmun to:
BA# Eliminate 1 Executive Asst. to County Executive
DECREASE by \$16,102 (1500) Salaries, part time

Motion carried by the following: Ayes-12; Nays-7 (Coffey, Malley, Moppert, Pasquale, Schofield, Seeley, Shafer).

COUNTY CLERK 30

Records:

Mr. Schofield moved, seconded by Mr. Pasquale to:

BA#7 Delete 1 Index Clerk, Grade 8, CSEA

DECREASE by \$19,529 (1000) Salaries, full time

BA#8 INCREASE by \$400 (4319) Office Supplies

BA#9 INCREASE by \$500 (4462) Travel, Hotels, Meals

Records Management:

BA#10 INCREASE by \$63,780 (15) Clerk Fees

BA#11 INCREASE by \$1,086 (4319) Office Supplies

BA#12 INCREASE by \$720 (4463) Education and Training

Motor Vehicle Bureau:

BA#13 Delete 1 Motor Vehicle Clerk, Grade 8, CSEA

DECREASE by \$20,206 (1000) Salaries, full time

BA#14 INCREASE by \$2,500 (2110) Office Machines

BA#15 INCREASE by \$1,368 (2850) Computer

BA#16 INCREASE by \$300 (4421) DPW Building Service Expenses

BA#17 INCREASE by \$400 (4462) Travel, Hotels, Meals

Motion carried by the following: Ayes-19; Nays-0.

DISTRICT ATTORNEY 33

Mr. Schofield moved, seconded by Mr. Pasquale to:

BA#18 DECREASE by \$495 (2110) Office Machines

Motion carried by the following: Ayes-19; Nays-0.

AUDIT & CONTROL 36

Mr. Schofield moved, seconded by Mr. Warner to:

BA#19 INCREASE by \$7,912 (2850) Computer Equipment

BA#20 INCREASE by \$1,360 (4359) Computer Software and Supplies

BA#21 INCREASE by \$250 (4462) Travel, Hotels, Meals

Mr. Kavulich moved, seconded by Mr. Malley to amend (2850) to \$3,956.

Amendment carried by the following: Ayes-10; Nays-9 (Augostini, Greenmun, Hudak, Moppert, Pazzaglini, Schofield, Wagstaff, Warner, Shafer).

Mr. Malley moved, seconded by Mr. Kavulich to amend (4359) to \$680.

Amendment carried by the following: Ayes-17; Nays-2 (Augostini, Bielecki).

Motion as amended carried by the following: Ayes-18; Nays-1 (Coffey).

Mrs. Wagstaff moved, seconded by Mr. Pasquale to:
BA# Eliminate 1 Senior Audit Clerk, Grade 13, CSEA -\$20,234
Add 1 Audit Clerk, Grade 11, CSEA, +\$17,120
DECREASE by -\$3,114 (1000) Salaries, full time,
Motion carried by the following: Ayes-19; Nays-0.

COMPUTER SERVICES 37

Mr. Schofield moved, seconded by Mr. Yeager to:
BA#22 INCREASE by \$500 (4319) Office Supplies
BA#23 DECREASE by \$500 (4462) Travel, Hotels, Meals
Motion carried by the following: Ayes-19; Nays-0.

ELECTIONS 41

Mr. Schofield moved, seconded by Mr. Bielecki to:
BA#24 INCREASE by \$5,000 (1500) Salaries, part time
This change reflects a 1992 salary for the Election Commissioners of \$7,500 each.
Motion carried by the following: Ayes-15; Nays-4 (Coffey, Kavulich, Malley,
Pasquale).

BA#25 DECREASE by \$10,190 (1600) Salaries, temporary
BA#26 INCREASE by \$3,500 (2850) Computer Equipment
BA#27 INCREASE by \$310 (4311) Books and Subscriptions
BA#28 INCREASE by \$470 (4319) Office Supplies
BA#29 INCREASE by \$1,200 (4349) Misc. Operational Supplies
BA#30 INCREASE by \$120 (4418) Dues and Memberships
BA#31 INCREASE by \$1,000 (4449) Other Operational Expenses
BA#32 INCREASE by \$100 (4461) Mileage and Parking, Local

BA#33 INCREASE by \$1,000 (4462) Travel, Hotels, Meals
Motion carried by the following: Ayes-15; Nays-4 (Coffey, Hudak, Kavulich,
Pasquale).

BA#34 DECREASE by \$2,000 (4608) Word Processing Chargebacks
Balance of motion carried by the following: Ayes-19; Nays-0.

FINANCE 34

Mr. Schofield moved, seconded by Mr. Moppert to:

BA#35 Eliminate 1 Accountant, Grade 16, CSEA

DECREASE by \$22,374 (1000) Salaries, full time

Motion carried by the following: Ayes-13; Nays-6 (Coffey, Kavulich, Malley, Pasquale, Warner, Shafer).

BA#36 INCREASE by \$150,000 (5) Sales/Use Tax

Motion carried by the following: Ayes-18; Nays-1 (Pasquale).

GENERAL SERVICES 35

Central Services:

Mr. Schofield moved, seconded by Mr. Pasquale to:

BA#37 Eliminate Asst. to Co. Exec. Community Relations

DECREASE by \$34,128 (1000) Salaries, full time

Note: Position transferred to Co. Exec. Budget

BA#38 DECREASE by \$20,000 (4319) Office Supplies

BA#39 DECREASE by \$10,000 (4411) Postage & Freight

Office of Consumer Affairs:

BA#40 Eliminate Deputy Comm. General Svcs. Admin. Grade 25

DECREASE by \$33,134 (1000) Salaries, full time

Motion carried by the following: Ayes-14; Nays-5 (Augostini, Coffey, Kavulich, Malley, Pasquale).

BA#41 Add Consumer Affairs Specialist, Admin. Grade 24

INCREASE by \$32,348 (1000) Salaries, full time

Motion carried by the following: Ayes-19; Nays-0.

BA#42 DECREASE by \$250 (4462) Travel, Hotels, Meals

Purchasing:
BA#43 DECREASE by \$950 (4462) Travel, Hotels, Meals
Balance of motion carried by the following: Ayes-19; Nays-0.

LAW 39

Mr. Schofield moved, seconded by Mr. Pazzaglini to:
BA#44 DECREASE by \$6,008 (1000) Salaries, full time
BA#45 INCREASE by \$3,000 (1600) Salaries, temporary
BA#46 DECREASE by \$500 (4311) Books and Subscriptions
BA#47 DECREASE by \$250 (4319) Office Supplies
BA#48 DECREASE by \$250 (4411) Postage & Freight
BA#49 DECREASE by \$1,000 (4462) Travel, Hotels, Meals
BA#50 DECREASE by \$5,000 (4736) Legal Charges, Fees
BA#51 DECREASE by \$11,000 (4738) Court Assigned Attorneys
Motion carried by the following: Ayes-14; Nays-5 (Coffey, Kavulich, Malley, Pasquale, Warner).

Mr. Pazzaglini moved, seconded by Mr. Bielecki to amend BA#45 to reflect a DECREASE of \$6,904 in the (1600) Salaries line so that the total authorized appropriation will be \$3,000. Amendment carried by the following: Ayes-19; Nays-0.
Balance of motion carried by the following: Ayes-19; Nays-0.

PERSONNEL 40

Mr. Schofield moved, seconded by Mrs. Hudak to:
BA#52 Eliminate 1 Personnel Clerk, Grade 9, Admin.
DECREASE by \$14,069 (1000) Salaries, full time
BA#53 INCREASE by \$7,410 (1600) Salaries, temporary
Motion carried by the following: Ayes-19; Nays-0.

PUBLIC DEFENDER 53

Mr. Schofield moved, seconded by Mr. Warner to:
BA#54 DECREASE by \$8,710 (4738) Court Assigned Attorneys
Motion carried by the following: Ayes-15; Nays-4 (Hudak, Malley, Pasquale, Shafer).
BA# Add for enhancements for Public Defender and Chief Asst. Public Defender
INCREASE by \$4,355 (1000) Salaries, full time

Motion carried by the following: Ayes-13; Nays-6 (Augostini, Bielecki, Greenmun, Howard, Pazzaglini, Wagstaff)

Mr. Malley moved, seconded by Mr. Pasquale to amend (1000) to \$8,710. Amendment FAILED by the following: Ayes-8; Nays-11 (Augostini, Bielecki, Brown, Greenmun, Howard, Moppert, Pazzaglini, Schofield, Wagstaff, Yeager, Shafer).

PUBLIC WORKS 03

Engineering:

Mr. Schofield moved, seconded by Mr. Warner to:

BA#55 DECREASE by \$800 (4311) Books and Subscriptions

BA#56 DECREASE by \$500 (4318) Dup./Printing Room Supplies

BA#57 DECREASE by \$1,000 (4463) Education & Training

Buildings and Grounds:

BA#58 DECREASE by \$7,000 (4449) Other Oper. Expenses

BA#59 DECREASE by \$1,050 (4463) Education and Training

Security:

BA#60 Add 1 Security Technician, Grade 9, CSEA

INCREASE by \$16,460 (1000) Salaries, full time

BA#61 DECREASE by \$44,762 (1600) Salaries, temporary

BA#62 DECREASE by \$1,975 (4463) Education and Training

Mr. Warner moved, seconded by Mr. Pasquale to amend (1600) to \$37,352.

Amendment carried by the following: Ayes-19; Nays-0.

Balance of motion carried by the following: Ayes-19; Nays-0.

Mr. Warner moved, seconded by Mr. Pasquale, the following amendment:

INCREASE by \$1,298 (1900) Shift Differential

INCREASE by \$200 (4319) Office Supplies

INCREASE by \$200 (4349) Misc. Operational Supplies

INCREASE by \$1,377 (4356) Uniforms

INCREASE by \$200 (4449) Other Operational Supplies

INCREASE by \$2,956 (8030) Social Security

INCREASE by \$1,256 (8040) Workers Compensation

Amendment carried by the following: Ayes-19; Nays-0.

The Chairman agreed that the balance of the Finance Committee Report relating to the Department of Public Works be taken up at this time:

County Road/Highways:

Mr. Schofield moved, seconded by Mr. Pasquale to:

BA#120 Eliminate 1 Painter, AFSCME

DECREASE by \$20,984 (1000) Salaries, full time

BA#121 DECREASE by \$75,000 (4300) Matrl/Suppls. Surface Trmt.

BA#122 DECREASE by \$2,000 (4301) Matrl/Suppls. Signs

BA#123 DECREASE by \$10,000 (4302) Matrl/Suppls. Paint

BA#124 DECREASE by \$4,000 (4303) Matrl/Suppls. Guide Rails

BA#125 DECREASE by \$17,000 (4305) Snow Remvl. Matr. Suppls.
Road Machinery:

BA#126 DECREASE by \$5,000 (4341) Motor Equip Supp

BA#127 DECREASE by \$3,000 (4441) Motor Equip Rep & Mtnc

A separate vote was taken on BA#121 (4300). FAILED by the following: Ayes-0;
Nays-19. \$735,000 as proposed remained intact.

Mr. Seeley moved, seconded by Mr. Pasquale for a separate vote on BA#125 (4305)
and to amend it to a DECREASE of \$37,565. Amendment carried by the
following: Ayes-19; Nays-0.

REAL PROPERTY 63

Mr. Schofield moved, seconded by Mr. Yeager to:

BA#63 INCREASE by \$500 (4462) Travel, Hotels, Meals

Carried by the following: Ayes-15; Nays-4 (Hudak, Kavulich, Pasquale, Pazzaglini).

BA#64 INCREASE by \$400 (4342) Photo Supplies

Carried by the following: Ayes-19; Nays-0.

Balance of motion (BA#120, 122, 123, 124, 126, 127) carried: Ayes-19; Nays-0.

BA#128 and 129 were found to be duplicates of BA#121 and 127 and were not taken up.

RISK AND INSURANCE 05

Mr. Schofield moved, seconded by Mrs. Coffey to:

BA#65 Eliminate Employee Wellness Coordinator, Grade 19, Admin.

DECREASE by \$24,029 (1000) Salaries, full time

Motion carried by the following: Ayes-14; Nays-5 (Coffey, Kavulich, Malley, Pasquale, Warner).

BA#66 INCREASE by \$250 (4462) Travel, Hotels, Meals

Motion carried by the following: Ayes-19; Nays-0.

Mrs. Wagstaff moved, seconded by Mr. Pasquale to:

BA# Eliminate Safety Specialist, Grade 15, Admin.

DECREASE by \$19,979 (1000) Salaries, full time

BA# Add 1 Safety/Wellness Specialist, Grade 17 Admin.

INCREASE by \$22,238 (1000) Salaries, full time

Motion carried by the following: Ayes-19; Nays-0.

SHERIFF 45

Law Enforcement:

Mr. Schofield moved, seconded by Mr. Warner to:

BA#67 DECREASE by \$30,000 (2021) Automobiles

BA#68 DECREASE by \$299 (4625) Food Service Chargebacks

Motion carried by the following: Ayes-18; Nays-1 (Shafer).

Mr. Warner moved, seconded by Mr. Malley to:

BA# Add Sergeant/Detective Sergeant,

INCREASE by \$31,103 (1000) Salaries, full time

Motion FAILED by the following: Ayes-9 (Greenmun, Hudak, Kavulich, Lindsey,

Malley, Pasquale, Seeley, Warner, Shafer); Nays-10 (Augostini, Bielecki, Brown, Coffey, Howard, Moppert, Pazzaglini, Schofield, Wagstaff, Yeager).

Mr. Warner moved, seconded by Mrs. Hudak to:

BA# Add 1 Civil Deputy, Grade 13, Admin.

INCREASE by \$18,446 (1000) Salaries, full time

Motion carried by the following: Ayes-10; Nays-9 (Augostini, Bielecki, Brown, Greenmun, Howard, Pazzaglini, Schofield, Wagstaff, Yeager).

Mr. Bielecki moved, seconded by Mr. Augostini to:

BA# INCREASE by \$24,995 (64) Sheriff's Fees

Motion carried by the following: Ayes-13; Nays-6 (Brown, Coffey, Kavulich, Pasquale, Schofield, Shafer).

Mr. Warner moved, seconded by Mr. Malley to:

BA# INCREASE by \$14,651 (1000) Keyboard Specialist, full time

BA# DECREASE by \$7,423 (1500) Keyboard Specialist, part time

Motion FAILED by the following: Ayes-9 (Greenmun, Hudak, Kavulich, Lindsey, Malley, Moppert, Seeley, Warner, Shafer); Nays-10 (Augostini, Bielecki, Brown, Coffey, Howard, Pasquale, Pazzaglini, Schofield, Wagstaff, Yeager).

Corrections:

BA#69 Add 4 Corrections Officers

INCREASE by \$90,243 (1000) Salaries, full time

BA#70 Add 1 Clerk

INCREASE by \$19,704 (1000) Salaries, full time

BA#71 DECREASE by \$67,750 (2011) Improvements, Alterations

BA#72 INCREASE by \$16,000 (2021) Automobiles

BA#73 DECREASE by \$8,736 (4333) Laundry, Cleaning Supplies

BA#74 DECREASE by \$6,570 (4465) Non-Empl. Trvl. Hotels, Meals

BA#75 DECREASE by \$20,000 (4715) Other Health, Medical Svcs.

BA#75-80 Irrelevant. No action taken.

Motion carried by the following: Ayes-17; Nays-2 (Augostini, Wagstaff).

The Chairman called for a recess at 10:28 p.m. and requested the Legislature to reconvene on Friday, November 8, 1991 at 3:00 p.m.

**RECESSED REGULAR SESSION
FRIDAY, NOVEMBER 8, 1991
AT 3:15 P.M.**

The Legislature reconvened on Friday, November 8, 1991 at 3:15 p.m. Called to order by the Chairman, Arthur J. Shafer.

Roll was called by the Clerk, Richard R. Blythe. Present at roll call were: 19; Absent-0.

EMERGENCY SERVICES 46

Communication:

Mr. Schofield moved, seconded by Mr. Pasquale to:

BA#81 INCREASE by \$140 (4311) Books and Subscriptions
BA#82 INCREASE by \$45 (4418) Dues and Memberships
BA#83 INCREASE by \$250 (4462) Travel, Hotels, Meals
BA#84 INCREASE by \$150 (4463) Education and Training

Mrs. Hudak moved, seconded by Mrs. Greenmun for a separate vote on BA#84 (4463) and to amend it to an INCREASE of \$1,000. Amendment FAILED by the following: Ayes-5; Nays-14 (Augustini, Bielecki, Brown, Coffey, Howard, Kavulich, Lindsey, Moppert, Pazzaglini, Schofield, Seeley, Wagstaff, Warner, Yeager).

Motions as presented carried by the following: Ayes-19; Nays-0.

Fire Prevention:

BA#85 INCREASE by \$435 (4311) Books and Subscriptions

BA#86 INCREASE by \$500 (4349) Misc. Oper. Supplies

BA#87 INCREASE by \$500 (4418) Dues and Subscriptions

BA#88 INCREASE by \$700 (4463) Education and Training

Motion carried by the following: Ayes-19; Nays-0.

Civil Defense:

BA#89 INCREASE by \$378 (4311) Books and Subscriptions

BA#90 INCREASE by \$83 (4346) Training and Education

BA#91 INCREASE by \$492 (4359) Computer Software and Supplies

BA#92 INCREASE by \$15 (4411) Postage and Freight

BA#93 INCREASE by \$150 (4462) Travel, Hotels, Meals

Motion carried by the following: Ayes-19; Nays-0.

HEALTH 48

Administration:

Mr. Schofield moved, seconded by Mr. Warner to:

BA#94 Eliminate, Sr. Custodial Worker, Grade 9, CSEA

DECREASE by \$15,382 (1000) Salaries, full time

BA#95 Director/Commissioner Title Change

BA#96 Add, One Custodial Worker, Grade 6, CSEA

INCREASE by \$6,549 (1500) Salaries, part time

BA#97 DECREASE by \$220 (2110) Office Machines

BA#98 DECREASE by \$325 (2120) Office Furniture

BA#99 DECREASE by \$490 (4319) Office Supplies

BA#100 DECREASE by \$620 (4419) General Office Expenses

Clinics and Disease Control:

BA#101 Eliminate, Public Health Nurse

DECREASE by \$23,607 (1000) Salaries, full time

BA#102 Eliminate, Registered Professional Nurse

DECREASE by \$20,105 (1000) Salaries, full time

BA#103 Add, Public Health Nurse

INCREASE by \$11,803 (1500) Salaries, part time

BA#104 Add, Public Health Nurse

INCREASE by \$10,052 (1500) Salaries, part time

BA#105 DECREASE by \$2,009 (4363) Medical, Lab, Clinic Supplies

Emergency Medical Training:

BA#106 INCREASE by \$250 (4461) Mileage, Parking-Local

BA#107 INCREASE by \$500 (4462) Travel, Hotels, Meals

BA#108 INCREASE by \$250 (4463) Education, Training

Environmental Health:

BA#109 DECREASE by \$500 (4419) General Office Expenses

BA#110 DECREASE by \$1,072 (4462) Travel, Hotels, Meals

Home Health Services:

BA#111 Eliminate, Public Health Nurse, Grade 17, CSEA

DECREASE by \$23,607 (1000) Salaries, full time

BA#112 DECREASE by \$400 (4319) Office Supplies

BA#113 DECREASE by \$200 (4411) Postage and Freight

BA#114 DECREASE by \$4,546 (4461) Mileage, Parking-Local

Medical Rehabilitation:
BA#115 DECREASE by \$1,060 (2120) Office Furniture

Mrs. Wagstaff moved, seconded by Mr. Pazzaglini to amend BA#111 to include deletion of five Home Health Aides, Grade 7, CSEA, an additional reduction of the 1000 line of \$69,100.

Eliminate, 5 Home Health Aides, Grade 7, CSEA
DECREASE by \$69,100 (1000) Salaries, full time. As amended carried by the following: Ayes-13; Nays-6 (Hudak, Malley, Pasquale, Schofield, Yeager, Shafer).

The full time Personal Services line was further amended by Mrs. Hudak, seconded by Mrs. Wagstaff to delete 1 Public Health Social Worker, Grade 20, CSEA in an amount of \$27,719. Carried by the following: Ayes-13; Nays-6 (Coffey, Kavulich, Lindsey, Malley, Pasquale, Schofield).

Mr. Bielecki moved, seconded by Mr. Lindsey to:
BA# Delete 2 part time Home Health Aides, Grade 7, CSEA
DECREASE by \$16,000 (1500) Salaries, part time
Carried by the following: Ayes-13; Nays-6 (Hudak, Malley, Pasquale, Schofield, Yeager, Shafer).

Mr. Bielecki moved, seconded by Mr. Warner to:
INCREASE (4706) Rehab. & Therapy Services by \$48,000
INCREASE (4710) Home Health Aides Services by \$50,016
INCREASE (4715) Other Health & Medical Svcs. by \$41,251

Mrs. Wagstaff moved, seconded by Mr. Brown to amend the increase in line 4706 to \$15,000. This amendment carried by the following: Ayes-13; Nays-6 (Coffey, Kavulich, Malley, Pasquale, Yeager, Shafer).

The motion by Mr. Bielecki, as amended, carried by the following: Ayes-19; Nays-0.

The entire group, except BA#111, carried by the following: Ayes-19; Nays-0.

MENTAL HEALTH 47

On motion by Mr. Schofield, seconded by Mr. Pasquale, an amended Mental Health Department Budget was presented. Changes to this budget from the one presented by the County Executive are as follows:

Personnel Positions:

Add 1 Deputy Comm. of Mental Health, Grade J. Admin.
Delete 1 Mental Health Program Coordinator, Grade 23, BAPA
Add 1 Clinical Psychologist, Grade 23, CSEA
Add 15 Clinical Social Workers, Grade 21, CSEA
Delete 12 Senior Psychiatric Social Workers, Grade 21, CSEA
Add 2 Secretaries, Grade 13, CSEA
Add 1 Keyboard Specialist, Grade 8, CSEA
Add 1 Clerk, Grade 6, CSEA
Add 1 Staff Psychiatrist, Ungraded, BAPA, part time

The following budget line items are as follows:

(1000) Salaries, full time to \$1,605,109
(1500) Salaries, part time to \$287,573
(1600) Salaries, temporary to \$233,518
(2021) Automobiles to \$12,600
(2110) Office Machines to \$4,990
(2120) Office Furniture to \$13,685
(2460) Communications Equipment to \$825
(4311) Books and Subscriptions to \$2,500
(4329) Building and Ground Supplies to \$1,553
(4359) Computer Software and Supplies to \$500
(4419) General Office Expenses to \$3,042
(4462) Travel, Hotels, Meals to \$1,700
(4466) Advisory Board/Trustees Expenses to \$1,768
(4747) Other Fees for Services to \$39,908
(8010) State Retirement to \$53,180
(8030) Social Security to \$154,923
(8040) Workers Compensation to \$39,991
(8050) Life Insurance to \$1,100
(8060) Health Insurance to \$95,234
(8063) Disability Insurance to \$2,471

Following are the revenue changes that were adopted:

(77) Mental Health Fees to \$1,800,784
(278) Mental Health Administration to \$577,054

Following presentation of these changes Mrs. Hudak, seconded by Mr. Pasquale moved to change the following lines:

(2120) Office Furniture to \$12,035
(4311) Books and Subscriptions to \$1,500
(4329) Buildings and Grounds Supplies to \$1,050
(4419) General Office Expenses to \$2,542
(4462) Travel, Hotel and Meals to \$1,000

(4466) Advisory Board/Trustees Expenses to \$1,000

(4747) Other Fees for Services to \$39,000

The amendment carried: Ayes-18; Nays-0; Absent-1 (Coffey).

The Mental Health Budget, as amended, carried: Ayes-19; Nays-0.

WILLOW POINT NURSING HOME 16

Nursing:

Mr. Schofield moved, seconded by Mr. Bielecki to:

BA#116 Add 1 Infection Control Nurse

INCREASE by \$23,148 (1000) Salaries, full time

Motion lost by the following: Ayes-0; Nays-19.

BA#117 Add 1 Sr. Registered Nurse

INCREASE by \$22,374 (1000) Salaries, full time

Motion lost by the following: Ayes-0; Nays-19.

BA#118 Add 1 In-Service Education Nurse, Grade 15, CSEA

INCREASE by \$17,120 (1000) Salaries, full time

Motion carried by the following: Ayes-18; Nays-1 (Coffey).

BA#119 Eliminating 1 In-Service Education Nurse, Grade 15, CSEA

DECREASE by \$10,604 (1500) Salaries, part time

Motion carried by the following: Ayes-19; Nays-0.

Mrs. Greenmun moved, seconded by Mrs. Hudak to:

Add 1 Rehab. Nurse, Grade 16, BAPA

INCREASE by \$28,419 (1000) Salaries, full time

Motion lost by the following: Ayes-7; Nays-12 (Augostini, Bielecki, Brown, Coffey, Kavulich, Pasquale, Pazzaglini, Schofield, Seeley, Wagstaff, Warner, Yeager).

SOCIAL SERVICES 67

Central Administration:

Mr. Schofield moved, seconded by Mr. Warner to:
BA#130 Eliminate Ombudsman, Grade 25, Admin.
DECREASE by \$34,128 (1000) Salaries, full time

Motion carried by the following: Ayes-17; Nays-2 (Pasquale, Coffey).

Administrative Services:

BA#131 Retain Deputy Commissioner for Admin. Grade I
DECREASE by \$39,685 (1000) Salaries, full time
BA#132 Eliminate Supv. Sr. Account Clerk, Grade 12, CSEA
DECREASE by \$18,062 (1000) Salaries, full time
BA#133 Add Accountant I, Grade 16, CSEA
INCREASE by \$22,374 (1000) Salaries, full time

Social Service Programs:

BA#134 DECREASE by \$30,800 (4566) Jobs-Admin.
BA#135 DECREASE by \$100,000 (4568) MMIS Medical Assist.

Mrs. Hudak moved, seconded by Mr. Howard to amend to decrease by an additional \$200,000. Motion carried by the following: Ayes-12; Nays-7 (Coffey, Kavulich, Malley, Moppert, Pasquale, Warner, Shafer).

BA#136 DECREASE by \$50,000 (4577) Foster Care Institution, ADC
BA#137 DECREASE by \$50,000 (4583) JD/PINS Institutions, ADC
BA#138 DECREASE by \$50,000 (4586) Home Relief
BA#139 DECREASE by \$50,000 (4584) JD Care In Institutions
BA#140 DECREASE by \$12,500 (0317) Child Care/Foster Care
BA#141 DECREASE by \$25,000 (0395) Foster Care ADC

Support Services:

BA#142 Not applicable for 1992
BA#143 Asst. Support Collection Supv. Grade 13, CSEA
INCREASE by \$19,057 (1000) Salaries, full time
BA#144 INCREASE by \$10,000 (2110) Office Machines

Certification:

BA#145 Eliminate Principal Social Services Examiner, Grade 17, CSEA
DECREASE by \$23,607 (1000) Salaries, full time
BA#146 Eliminate Case Supervisor, Grade B, Grade 20, CSEA

DECREASE by \$51,326 (1000) Salaries, full time
Services:

BA#147 Eliminate Two Senior Caseworkers, Grade 18, CSEA

DECREASE by \$49,812 (1000) Salaries, full time

BA#148 Add Two Caseworkers I, Grade 14, CSEA

INCREASE by \$40,210 (1000) Salaries, full time

Motions carried by the following: Ayes-19; Nays-0.

Mrs. Hudak moved to:

BA# Add Management Associate, Grade 18, BAPA

INCREASE by \$25,766 (1000) Salaries, full time

Motion lost by the following: Ayes-6; Nays-13 (Augostini, Bielecki, Brown, Greenmun, Howard, Lindsey, Moppert, Pazzaglini, Schofield, Seeley, Wagstaff, Warner, Shafer).

Mr. Yeager moved, seconded by Mrs. Hudak to:

Eliminate 1 Clerk, Grade 6, CSEA

DECREASE by \$13,098 (1000) Salaries, full time

Motion carried by the following: Ayes-11; Nays-8 (Coffey, Kavulich, Malley, Moppert, Pasquale, Schofield, Warner, Shafer).

Mrs. Wagstaff moved, seconded by Mr. Warner to:

DECREASE by \$4,188 (1000) Salaries, full time

Motion carried by the following: Ayes-19; Nays-0.

PLANNING & ECONOMIC DEVELOPMENT

Mr. Schofield moved, seconded by Mr. Yeager to:

BA#149 DECREASE by \$1,250 (4462) Travel, Hotels, Meals

Carried by the following: Ayes-18; Nays-0; Absent-1 (Coffey)

PARKS & RECREATION

Arena:

Mr. Schofield moved, seconded by Mr. Warner to:

BA#150 Eliminate 1 Secretary, Grade 13, CSEA

DECREASE by \$19,057 (1000) Salaries, full time

Motion lost by the following: Ayes-3; Nays-16 (Bielecki, Brown, Coffey, Greenmun, Howard, Hudak, Kavulich, Lindsey, Malley, Moppert, Pasquale, Schofield, Seeley, Warner, Yeager, Shafer).

BA#151 DECREASE by \$70,000 (0159) Rental & Fee Adjustment

Motion carried by the following: Ayes-16; Nays-3 (Coffey, Malley, Pasquale)

Forum:

BA#152 DECREASE by \$12,000 (0159) Rental & Fee Adjustment

Motion carried by the following: Ayes-18; Nays-1 (Pasquale)

The Chairman called for a recess at 6:15 p.m. and requested the Legislature to reconvene on Saturday, November 9, 1991 at 10:00 a.m.

**RECESSED REGULAR SESSION
SATURDAY, NOVEMBER 9, 1991
AT 10:15 P.M.**

The Legislature reconvened on Saturday, November 9, 1991 at 10:15 p.m.
Called to order by the Chairman, Arthur J. Shafer.

Roll was called by the Clerk, Richard R. Blythe. Present at roll call were: 17;
Absent-2 (Seeley, Warner).

PLANNING & ECONOMIC DEVELOPMENT (EMC) 44

Mr. Schofield moved, seconded by Mrs. Hudak to:

BA#153 DECREASE by \$60 (4311) Books and Subscriptions

BA#154 DECREASE by \$25 (4319) Office Supplies

BA#155 DECREASE by \$174 (4462) Travel, Hotels, Meals

BA#156 DECREASE by \$251 (4465) Non-Emp. Travel, Hotels, Meals

BA#157 DECREASE by \$140 (4467) Non-Emp. Education, Training

Motion carried by the following: Ayes-17; Nays-0; Absent-2 (Seeley, Warner)

COUNTY EXECUTIVE 23 (SOLID WASTE MANAGEMENT)

Mr. Schofield moved, seconded by Mr. Yeager to:

BA#158 Eliminate 1 Environmental Analyst, Grade 14 Admin.

DECREASE by \$18,940 (1000) Salaries, full time

Motion carried by the following: Ayes-13; Nays-4 (Coffey, Kavulich, Malley, Pasquale); Absent-2 (Seeley, Warner)

BA#159 DECREASE by \$3,000 (4301) Materials and Supplies

BA#160 DECREASE by \$15,000 (4347) Fuels, Grease

Motion carried by the following: Ayes-14; Nays-3 (Coffey, Kavulich, Malley); Absent-2 (Seeley, Warner).

BA#161 DECREASE by \$600 (4419) General Office Expense

BA#162 DECREASE by \$5,000 (4441) Motor Equip. Repairs

Motion carried by the following: Ayes-15; Nays-2 (Malley, Coffey); Absent-2 (Seeley, Warner).

BA#163 DECREASE by \$5,000 (4442) Photographic Expenses

BA#164 DECREASE by \$200,000 (4449) Other Oper. Expenses

Motion carried by the following: Ayes-12; Nays-5 (Coffey, Kavulich, Malley, Pasquale, Shafer); Absent-2 (Seeley, Warner).

BA#165 DECREASE by \$2,450 (4462) Travel, Hotels, Meals

BA#166 DECREASE by \$309 (8010) State Retirement

BA#167 DECREASE by \$1,631 (8030) Social Security

BA#168 DECREASE by \$85 (8035) Mandatory Medicare

BA#169 DECREASE by \$450 (8040) Workers Compensation

BA#170 DECREASE by \$1,205 (8060) Health Insurance

Motions carried by the following: Ayes-15; Nays-2 (Coffey, Malley); Absent-2 (Seeley, Warner).

Mr. Augustini moved, seconded by Mr. Pazzaglini to:

BA# Eliminate 1 Material Recovery Manager Admin., Grade 22

DECREASE by \$36,334 (1000) Salaries, full time

Motion lost by the following: Ayes-8 (Augostini, Bielecki, Brown, Greenmun, Howard, Hudak, Pazzaglini, Wagstaff); Nays-9 (Coffey, Kavulich, Lindsey, Malley, Moppert, Pasquale, Schofield, Yeager, Shafer); Absent-2 (Seeley, Warner).

Mr. Augostini moved, seconded by Mr. Howard to:

DECREASE by \$819,052 (70) Fees for Services

Motion carried by the following: Ayes-13; Nays-4 (Coffey, Kavulich, Malley, Pasquale); Absent-2 (Seeley, Warner).

SPECIAL OBJECTS OF EXPENDITURE 90

Mr. Schofield moved, seconded by Mrs. Hudak to:
BA#171 DECREASE by \$2,500 (4448) Advertising and Promotion

Mr. Yeager moved, seconded by Mr. Brown to amend BA#171 to:
DECREASE by \$1,500 (4448) Advertising and Promotion
Motion lost by the following: Ayes-5; Nays-12 (Augostini, Bielecki, Coffey,
Greenmun, Howard, Hudak, Kavulich, Lindsey, Malley, Pazzaglini, Schofield,
Shafer); Absent-2 (Seeley, Warner).

Motion carried by the following: Ayes-11; Nays-6 (Augostini, Coffey, Kavulich,
Pazzaglini, Schofield, Shafer); Absent-2 (Seeley, Warner).

Mr. Schofield moved, seconded by Mr. Pazzaglini to:
INCREASE by \$2,500 (4448) Advertising and Promotion
Motion lost by the following: Ayes-3; Nays-14 (Augostini, Bielecki, Brown, Coffey,
Greenmun, Howard, Hudak, Kavulich, Lindsey, Malley, Moppert, Pasquale,
Wagstaff, Yeager); Absent-2 (Seeley, Warner).

Mr. Schofield moved, seconded by Mrs. Hudak to:
BA#172 DECREASE by \$1,189,125 (4509) Contrib. to BCC
Motion carried by the following: Ayes-17; Nays-0; Absent-2 (Seeley, Warner).

Mrs. Wagstaff moved, seconded by Mr. Brown to:
Change (1960) Discretionary Salary Savings from -\$750,000 to -\$1,250,000.
Motion carried by the following: Ayes-14; Nays-2 (Coffey, Malley); Absent-2
(Hudak, Seeley, Warner).

Mr. Schofield moved, seconded by Mr. Lindsey to:
BA#173 INCREASE by \$150,000 (4752) Contingency Fund
Motion carried by the following: Ayes-13; Nays-3 (Coffey, Kavulich, Pasquale);
Absent-3 (Hudak, Seeley, Warner).

OTHER CONTRACTUAL AGENCIES 91

Mr. Schofield moved, seconded by Mr. Lindsey to:
BA#174 DECREASE by \$50,000 (5006) Emerging Business Entp.
Motion carried by the following: Ayes-16; Nays-0; Absent-3 (Hudak, Seeley,
Warner).

BA#175 DECREASE by \$35,000 (5010) Vietnam Veterans of America

Motion carried by the following: Ayes-11; Nays-5 (Brown, Kavulich, Lindsey, Malley, Pasquale); Absent-3 (Hudak, Seeley, Warner).

BA#176 DECREASE by \$5,000 (5011) Discovery Center

Motion carried by the following: Ayes-13; Nays-3 (Kavulich, Malley, Pasquale); Absent-3 (Hudak, Seeley, Warner).

BA#177 DECREASE by \$50,000 (5012) Cider Mill Playhouse

Motion carried by the following: Ayes-16; Nays-0; Absent-3 (Hudak, Seeley, Warner).

BA#178 DECREASE by \$150,000 (5013) Govmt. Consolid. Actvs.

Motion carried by the following: Ayes-12; Nays-4 (Coffey, Kavulich, Malley, Pasquale); Absent-3 (Hudak, Seeley, Warner).

BA#179 INCREASE by \$10,000 (5063) County Library Aid

Motion carried by the following: Ayes-16; Nays-0; Absent-3 (Hudak, Seeley, Warner).

Mr. Schofield moved, seconded by Mr. Yeager to:

BA#180 DECREASE by \$150,000 (5) Sales/Use Tax

BA#181 INCREASE by \$27,000 (6) Hotel/Motel Occupancy Tax

Motion carried by the following: Ayes-16; Nays-0; Absent-3 (Hudak, Seeley, Warner).

CAPITAL PROJECTS

Mr. Schofield moved, seconded by Mr. Lindsey to:

BA#182 INCREASE by \$300,000 (Upper Lisle Bridge)

Motion carried by the following: Ayes-13; Nays-3 (Coffey, Pasquale, Schofield); Absent-3 (Hudak, Seeley, Warner).

BA#183 DECREASE by \$4,000,000 (M-124A Nanticoke Landfill Remediation).

Mr. Pasquale moved, seconded by Mr. Malley to amend to DECREASE from \$4,000,000 to \$3,500,000. Amendment lost by the following: Ayes-4; Nays-12 (Augostini, Bielecki, Brown, Greenmun, Howard, Lindsey, Moppert, Pazzaglini, Schofield, Wagstaff, Yeager, Shafer); Absent-3 (Hudak, Seeley, Warner).

As presented carried by the following: Ayes-16; Nays-0; Absent-3 (Hudak, Seeley, Warner).

BA#184 DECREASE by \$3,187,500 (M-21 Bird Mitigation)

Motion carried by the following: Ayes-16; Nays-0; Absent-3 (Hudak, Warner, Seeley).

BA#185 DECREASE by \$67,100 (M-23 Transfer Station)

BA#186 INCREASE by \$200,000 (M-24 Compost/Nanticoke Landfill)

BA#187 INCREASE by \$2,000,000 (M-25 C & D Waste Station)

BA#188 INCREASE by \$60,000 (Planning) (Library Project)

Motion carried by the following: Ayes-16; Nays-0; Absent-3 (Hudak, Seeley, Warner).

Mr. Malley moved, seconded by Mr. Shafer to:

INCREASE by \$50,000 for Hale Eddy Bridge Feasibility Study

Motion carried by the following: Ayes-10; Nays-6 (Augostini, Bielecki, Howard, Pazzaglini, Wagstaff, Yeager); Absent-3 (Hudak, Seeley, Warner).

Mr. Schofield moved, seconded by Mr. Pasquale to:

On Page A-10 under General Fund, Required Adjustments, DECREASE by \$250,000 for a revised required adjustment of \$1,350,000.

Motion carried by the following: Ayes-12; Nays-4 (Augostini, Coffey, Kavulich, Malley); Absent-3 (Hudak, Seeley, Warner).

This concluded budget deliberations. The Legislature then proceeded to review the balance of the resolutions before them.

RESOLUTION NO. 439

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Pazzaglini

RESOLUTION AUTHORIZING APPORTIONMENT AND COLLECTION OF ELECTION EXPENSES IN BROOME COUNTY FOR 1990

WHEREAS, New York State Election Law Section 4-138 requires the allocation of Board of Election Expenses to the City, Towns and Villages of Broome County, and

WHEREAS, this County Legislature, by Resolution 298 of 1991 set a rate schedule of election chargebacks, including percentage of chargebacks for 1990 elections costs, a copy of which is attached hereto as exhibit "A", and

WHEREAS, it is desired at this time to authorize the apportionment and collection of election expenses among the city, towns, and villages of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the apportionment and collection of election expenses as provided by New York State Law and Resolution 298 of 1991, a copy of which resolution is attached hereto as exhibit "A", and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby authorized to notify the Chief Executive Officers of the City, Towns, and Villages of the election expenses assessments, and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Commissioner of Finance are hereby authorized to collect from the City, Towns and Villages the Election expense assessment amount, and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Commissioner of Finance are hereby authorized to take all measures 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 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 roll call: Ayes-15; Nays-1 (Greenmun); Absent-3 (Hudak, Seeley, Warner).

RESOLUTION NO. 440

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Bielecki

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH

SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 1992

WHEREAS, the County has contributed financial support to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, these contract agencies which have received or will receive such financial assistance from Broome County include:

- ACCORD A Center for Dispute Resolution
- Broome County Agricultural Society
- Broome County Arts Council, Inc.
- Broome County Chamber of Commerce & Visitors Bureau
- Broome County Historical Society
- Broome County Industrial Development Agency
- Broome County Soil and Water Conservation District
- Cornell Cooperative Extension Association of Broome County
- County Library Aid
- Four County Library System
- PROBE, Inc. (Alternative Sentencing and Diversion Programs)
- Southern Tier East Regional Planning Development Board
- Southern Tier Zoological Society

[Broome County Partnership 2000]

[The Cider Mill Playhouse]

[The Discovery Center of the Southern Tier]

[Vietnam Veterans of America, Chapter 480]

and

WHEREAS, it is the desire of this Legislature to give approval for the execution for the contracts with such agencies, said contracts to be in the general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 1992 Broome County Budget, now, therefore be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the aforesaid contract agencies and any other contract agencies for which financial provisions and contributions have been authorized by this County Legislature in the 1992 County Budget, and be it

FURTHER RESOLVED, that said contracts shall be in a form similar to those used in prior years for each specific agency and subject to, conditioned upon and limited to the monetary amount and financial formula and funding distribution criteria set forth and approved in the 1992 County Budget, and to be subject to any necessary approvals required by the State or Federal Governments or for any other

valid reason which may require the approval of said State or Federal Governments, and to be conditioned upon the submission and filing with the Clerk of the County Legislature and County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that any contract which provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979.

Mr. Bielecki moved, seconded by Mrs. Coffey to amend the resolution to delete all grant agencies who were not approved by the Legislature in the 1992 Budget as returned to the County Executive. (Those agencies in brackets [] deleted by amendment). Amendment carried by the following: Ayes-16; Absent-3 (Hudak, Seeley, Warner). Resolution as amended carried by the following: Ayes-16; Absent-3 (Hudak, Seeley, Warner).

RESOLUTION NO. 441

By County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Bielecki

RESOLUTION DIRECTING INITIATION OF ENVIRONMENTAL REVIEW OF PROPOSED AMENDMENT TO LOCAL LAW ESTABLISHING SOLID WASTE DISPOSAL FACILITY TIPPING FEES AND RENDERING "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, this County Legislature, has pending before it a proposed amendment to Local Law No. 5 of 1985, as amended, imposing increased "tipping" or "user" fees in connection with the use of County-owned solid waste disposal facilities, and

WHEREAS, the adopting of such an amendment may have an impact on the environment, and

WHEREAS, it is hereby determined that the adopting of such an amendment to the local law is subject to the requirements of the State Environmental Quality Review Act (SEQRA), and it is therefore necessary to initiate procedures with respect thereto, now therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek "Lead Agency" status with respect to the environmental review of a proposed amendment to the local law, which law would impose increased "tipping" or "user" fees in connection with the use of County-owned solid waste disposal facilities, and be it

FURTHER RESOLVED, that this County Legislature based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the adopting of the proposed amendment to the local law will not have a significant effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the "negative declaration" annexed hereto as Exhibit "A".

Carried by the following roll call: Ayes-14; Nays-2 (Coffey, Pasquale); Absent-3 (Hudak, Seeley, Warner).

RESOLUTION NO. 447

By Finance Committee

Seconded by Mr. Pazzaglini

RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 1992

WHEREAS, this County Legislature, by an accompanying Resolution of 1991, has adopted a budget for fiscal year 1992, now, therefore, be it

RESOLVED, that the several amounts specified in such budget under the various categories and the various objects of expense in the 1992 tentative budget under the recommended column, unless a specific change or correction has been made in the same, in which case such change or corrected figure shall apply, shall be the amounts appropriated for such items, effective January 1, 1991, and be it

FURTHER RESOLVED, that the budget officer be and he hereby is authorized, empowered and directed to correct any modifications, changes, additions and/or typographic errors not affecting the substance of said appropriations, and that the budget officer is further directed, after making such corrections, to file the same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Mr. Brown moved, seconded by Mr. Howard to amend the RESOLVED paragraph to read "...appropriated for such items with the understanding that the positions frozen as a result of the early retirement program remain frozen in accordance with Resolution 91-300, with the exception that nursing positions at the Willow Point Nursing Home be hereby exempted from Resolution 91-300, effective January 1, 1991...". Amendment carried by the following: Ayes-13; Nays-3 (Coffey, Kavulich, Pasquale); Absent-3 (Hudak, Seeley, Warner). Mr. Schofield moved, seconded by Mr. Pasquale to call the question. Carried. Resolution as amended carried by the following: Ayes-13; Nays-3 (Coffey, Kavulich, Pasquale); Absent-3 (Hudak, Seeley, Warner).

RESOLUTION NO. 448

By Finance Committee
Seconded by Mrs. Coffey

RESOLUTION APPROVING THE 1992-1997 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the Capital Improvement Program as accompanying the tentative budget for 1992, and as corrected and amended, is hereby approved and adopted as the 1992-1997 Capital Improvement Program for the County of Broome, and be it

FURTHER RESOLVED, that the budget officer be and he hereby is authorized, empowered and directed to correct any modifications, changes, additions and/or typographic errors not affecting the substance of said appropriations, and that the budget officer is further directed, after making such corrections, to file the same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Carried by the following roll call: Ayes-16; Absent-3 (Hudak, Seeley, Warner).

RESOLUTION NO. 449

By Finance Committees
Seconded by Mr. Pasquale

RESOLUTION ESTABLISHING 1991 EQUALIZATION RATES FOR 1992 COUNTY TAX LEVY

RESOLVED, that pursuant to Article III, Section 302(D) of the Broome County Charter, the percentages hereinafter indicated after the names of the Towns and the City of Binghamton be and the same hereby are adopted as the ratio percentages which the assessed value of the real property of each municipality bears to its full value:

City of Binghamton	10.63
Town of Barker	11.56
Town of Binghamton	19.78
Town of Chenango	29.66
Town of Colesville	14.40
Town of Conklin	7.14
Town of Dickinson	6.22
Town of Fenton	5.56
Town of Kirkwood	8.23
Town of Lisle	10.99
Town of Maine	6.04
Town of Nanticoke	14.70
Town of Sanford	9.61

Town of Triangle	10.70
Town of Union	7.69
Town of Vestal	6.52
Town of Windsor	7.52

Carried by the following roll call: Ayes-16; Absent-3 (Hudak, Seeley, Warner).

RESOLUTION NO. 450

By Finance Committee
 Seconded by Mr. Bielecki

RESOLUTION LEVYING THE COSTS OF WORKER'S COMPENSATION FOR CALENDAR YEAR 1992

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 1992 in the amount of \$2,779,170 has been presented to the sponsoring Committee and approved by the Committee, now, therefore, be it

RESOLVED, that the estimated amounts for costs of the Broome County Self-Insurance Plan for Workers' Compensation for the calendar year 1992, as previously established, including retroactive adjustments, be apportioned to the County and the Towns and Villages participating in the fund, and be included by the County Legislature in the next succeeding tax levy and paid to the Commissioner of Finance, and the Commissioner of Finance is hereby authorized to bill the Villages of Endicott, Johnson City, Lisle, Windsor, Whitney Point and Port Dickinson, for the amounts apportioned to them and, when the same is collected, deposit said amounts to the Workers' Compensation account as follows:

<u>Towns</u>	Barker	\$ 4,409.00
	Binghamton	16,251.00
	Chenango	46,019.00
	Colesville	9,190.00
	Conklin	12,310.00
	Fenton	16,234.00
	Kirkwood	37,940.00
	Lisle	8,835.00
	Maine	13,475.00
	Nanticoke	2,566.00
	Sanford	7,192.00
	Triangle	4,037.00
	Vestal	100,634.00
	Windsor	14,312.00
<u>Villages</u>	Endicott	\$ 121,931.00

Johnson City	97,257.00
Lisle	12,052.00
Port Dickinson	6,346.00
Whitney Point	1,624.00
Windsor	2,596.00
Broome County	\$1,296,282.00

Carried by the following roll call: Ayes-16; Absent-3 (Hudak, Seeley, Warner).

RESOLUTION NO. 452

By Finance Committee

Seconded by Mr. Brown

**RESOLUTION ADOPTING THE BROOME COUNTY BUDGET AND
ESTABLISHING RATES OF COMPENSATION FOR NON-UNION
ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 1992**

RESOLVED, that the tentative budget of the County of Broome, including the County's 1992 Capital Budget, as corrected and amended to \$ be and hereby is adopted as the budget for the County of Broome, for the year commencing January 1, 1992 and ending December 31, 1992, and be it

FURTHER RESOLVED, that all non-union Administrative I and Administrative II personnel, will receive a 3.0 percent salary increase, after adjustment for longevity, said 3.0 percent salary increase to be determined by the 1991 base salary and to become effective January 1, 1992, and be it

FURTHER RESOLVED, that all non-union Administrative I and Administrative II position minimums shall also be increased 3.0 percent, effective January 1, 1992, said minimums to be set forth in Exhibit A attached hereto, and be it

FURTHER RESOLVED, that the budget officer be and he hereby is authorized, empowered and directed to correct any modifications, changes additions and/or typographic errors not affecting the substance of the budget, and that the budget officer is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

Mr. Schofield moved, seconded by Mrs. Wagstaff to amend the resolution by adding a final FURTHER RESOLVED paragraph to read "FURTHER RESOLVED, that the Budget Director shall provide the Clerk of the Legislature with "B-Prep 150" computer summaries, numbered as follows: 051, 151, 062, 162, 063, 163, 061, 161, 070, 170 after the 1992 Budget is certified and reproduced as provided in Section 607 of the Broome County Charter. Amendment carried by the following: Ayes-16; Absent-3 (Hudak, Seeley, Warner). Mrs. Wagstaff moved, seconded by Mr. Schofield to amend the resolution by changing all references to 3.0% salary increase to \$900.00. Carried by the following: Ayes-13; Nays-3 (Coffey, Kavulich, Yeager); Absent-3 (Hudak, Seeley, Warner).

The Clerk read a notice prior to a vote being taken on Resolution No. 452.

"Resolution #452 has a blank in it reflecting the total amount of the 1992 Broome County Budget. This blank will be filled in by the Budget Director following the conclusion of the 1992 Budget Process. Any member of this body (the Legislature) who votes in favor of Resolution #452 is voting for a total 1992 budget that is the net result of comparing the County Executive's proposed 1992 budget (\$198,474,834 found on page A-10 of the Proposed '92 Budget), and all Legislative changes, up or down, as they are specifically and separately itemized by the Legislature either in response to the Legislature's obligation to return the budget with changes by November 15th, or as the result of overrides to objections by the County Executive to such Legislative changes."

Resolution as amended and presented carried by the following roll call: Ayes-16; Absent-3 (Hudak, Seeley, Warner).

Mr. Bielecki moved, seconded by Mr. Pasquale to adjourn to the call of the Clerk at 6:15 p.m. Carried.