

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, JANUARY 16, 1992  
4:00 P.M.**

The Legislature convened at 4:00 p.m. for the first meeting of 1992. Called to order by the Chairman, Arthur J. Shafer.

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the roll of the members of the County Legislature by Legislative Districts. Present-18; Absent-1 (Pasquale).

<u>District &amp; Legislator</u>	<u>District &amp; Legislator</u>
1 Larry E. Seeley	10 Robert J. Moppert
2 Margaret M. Coffey	11 Kathleen M. Greenmun
3 David L. Lindsey	12 Andrew Kavulich
4 Vincent A. Pasquale	13 Daniel A. Schofield
5 Peter W. Yeager	14 Michael P. Pazzaglini
6 Kelly J. Wagstaff	15 Wanda Hudak
7 Arthur J. Shafer	16 Roger V. Brown
8 Wayne L. Howard	17 Louis P. Augostini
9 James M. Malley	18 Robert J. Warner
	19 Emil J. Bielecki

Mr. Pasquale, while not present during the initial roll call, arrived following the introduction of the preferred agenda.

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

Mr. Seeley moved, seconded by Mr. Moppert that the minutes of the December 26, 1991 Regular Session be approved as prepared and as presented by the Clerk. Carried.

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

- Letter from the County Executive, Timothy M. Grippen:
- Commissioner Jorling's decision (options to Broome County).

Memorandum from County Executive to David Donoghue regarding Public Emergency  
- Leaking Underground Fuel Tank Fleet Garage.

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The following communications were presented to the County Legislature:

Minutes from: Cornell Cooperative Extension; Resource Recovery Agency; Airport Advisory Board.

Resource Recovery Agency: List of significant correspondence (December 9-26, 1991); Letter from J. Guinan regarding conditions to Commissioner Jorling's decision (waste to energy facility).

Letter from Supervisor John Bertoni requesting Legislative action regarding reassessment.

Resolution from: Chenango County (Position on State Medicaid Takeover).

Copy of letter from County Attorney Slocum to Chairman Shafer regarding independent legal counsel for the Legislature.

"Life Cycle/Systems Cost Analysis Comparing Waste submitted by Legislator James Malley.

Governor Mario M. Cuomo's message to the Legislature.

The following reports were presented to the County Legislature:

Hearing Report from Judge Daniel E. Louis (waste-to-energy facility).

Monthly Reports: Department of Social Services, October 1991; Broome Community College, Budget Transfers (November 1991).

Fourth Quarter Expense report from Broome County Convention and Visitors Bureau.

Department of Audit and Control: Single Audit Reports as of December 31, 1990.

Mr. Moppert moved, seconded by Mrs. Greenmun 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 the Chairman, Arthur J. Shafer:

Appointing David L. Lindsey as voting representative for Robert J. Warner, County Administration, Economic Development and Planning Committee, January 9, 1992.

**RESOLUTION NO. 619** by Public Works and Finance Committees authorizing agreement with Bellsouth Corporation for Voice Mail Systems, which was held over at the December 26, 1991 session at the request of Mr. Schofield was again presented for consideration. Mr. Schofield moved, seconded by Mr. Pazzaglini to **table** resolution No. 619. Motion **Lost** by the following: Ayes-9 (Augustini, Bielecki, Brown, Howard, Moppert, Pazzaglini, Schofield, Warner, Yeager; Nays-9 (Coffey, Greenmun, Hudak, Kavulich, Lindsey, Malley, Seeley, Wagstaff, Shafer; Absent-1 (Pasquale). Resolution as presented **Carried** by the following roll call: Ayes-12; Nays-6 (Augustini, Brown, Moppert, Pazzaglini, Schofield, Warner); Absent-1 (Pasquale).

The Preferred Agenda was introduced at this time (Resolutions No. 1-24), seconded by Mr. Moppert.

At the request of Mr. Kavulich, Resolution No. 24 was removed from the preferred agenda. A vote was taken on this late in the session and the resolution carried.

**RESOLUTION NO. 1**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING ACCEPTANCE OF YOUTH DEVELOPMENT/ DELINQUENCY PREVENTION GRANT FOR THE YOUTH BUREAU FOR 1992.**

WHEREAS, the Youth Bureau requests authorization and approval to accept a Youth Development/Delinquency Prevention Grant in the amount of \$2,508 from the New York State Division for Youth for calendar year 1992, and

WHEREAS, said grant will provide funds for Youth Bureau administration and youth service programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,508 from New York State Division of Youth for the period January 1, 1992 through December 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 \$2,508 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 2**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH NYPENN HEALTH SYSTEMS AGENCY, INCORPORATED, FOR CONSULTING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES MEDICAL ASSISTANCE PROGRAM FOR 1992.**

WHEREAS, this County Legislature, by Resolution 76 of 1991, authorized an agreement with NYPENN Health Systems Agency, Incorporated, for consulting services for the Department of Social Services at a cost of \$49,100 for calendar year 1991, and

WHEREAS, said services are necessary to enhance efficiency, cost economy and effectiveness of the Department of Social Services Medical Assistance Programs regarding the methods of delivery and the cost of such programs, and

WHEREAS, said agreement expired 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 an agreement with NYPENN Health Systems Agency, Incorporated, Suite 300, 84 Court Street, Binghamton, New York, 13901, for consulting services regarding the methods of delivery and the cost of Social Service programs with Broome County 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 \$49,100 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.4747.103000 (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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 3**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CORNELL COOPERATIVE EXTENSION FOR L.I.F.E. PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1992.**

WHEREAS, this County Legislature, by Resolution 704 of 1990, authorized an agreement with Cornell Cooperation Extension for a L.I.F.E. Program which provides parent education and training to high needs families and focuses on teaching and building skills and includes child care and transportation for calendar year 1991 at a cost not to exceed \$19,192, and

WHEREAS, said agreement expired 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 the renewal of an agreement with Cornell Cooperative Extension, 840 Front Street, Binghamton, New York, 13905, for the L.I.F.E. Program for the Department of Social 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 \$16,600 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4747.103000 (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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 4**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CATHOLIC SOCIAL SERVICES OF BROOME COUNTY, INCORPORATED**

**FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES ADOLESCENT PREVENTIVE SERVICES FOR 1992.**

WHEREAS, this County Legislature, by Resolution 702 of 1990, authorized an agreement with Catholic Social Services of Broome County, Incorporated, for intensive counseling in connection with the Department of Social Services Adolescent Preventive Services at a cost not to exceed \$188,362 for calendar year 1991, and

WHEREAS, said agreement expired 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 an agreement with Catholic Social Services of Broome County, Incorporated, 232 Main Street, Binghamton, New York, 13905, for counseling services in connection with the Department of Social Services Adolescent Preventive 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 \$219,751 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 5**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE FOR NON-SECURE DETENTION FOR 1992.**

WHEREAS, this County Legislature, by Resolution 701 of 1990, authorized an agreement with the Children's Home of Wyoming Conference for non-secure detention at Haskins for court ordered persons in need of supervision and juvenile delinquents at a cost not to exceed \$299,969 for calendar year 1991, and

WHEREAS, said agreement expired 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 an agreement with the Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York, 13901 for non-secure detention at Haskins for court ordered persons in need of supervision and juvenile delinquents 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 \$327,768 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670117.4581.103000 (Foster Care NS DET [Haskins]), 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: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 6**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE CHILDREN'S HOME OF WYOMING CONFERENCE FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES THERAPEUTIC AFTER SCHOOL PROGRAM FOR 1992.**

WHEREAS, this County Legislature, by Resolution 700 of 1990, authorized an agreement with the Children's Home of Wyoming Conference for counseling services in connection with the Department of Social Services Therapeutic After School Program at a cost not to exceed \$204,468 for calendar year 1991, and

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WHEREAS, said agreement expired 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 an agreement with the Children's Home of Wyoming Conference, 1182 Chenango Street, Binghamton, New York, 13901, for intensive counseling services in connection with the Department of Social Services Therapeutic After School Program for persons in need of supervision 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 \$236,924 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 7**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INCORPORATED, FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES SEXUAL ABUSE PROJECT FOR 1992.**

WHEREAS, this County Legislature, by Resolution 699 of 1990, authorized an agreement with the Family and Children's Society of Broome County, Incorporated, for services in connection with the Department of Social Services Sexual Abuse Project at a cost not to exceed \$211,296 for calendar year 1990, and

WHEREAS, said agreement expired 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 an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with the Family and Children's Society of Broome County, Incorporated, 257 Main Street, Binghamton, New York, 13905, for assessment and treatment counseling services to families and children in connection with the Department of Social Services Sexual Abuse Project 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 \$227,638 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 8**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INCORPORATED, FOR HOMEMAKER AND PARENT AIDE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1992.**

WHEREAS, this County Legislature, by Resolution 698 of 1990, authorized an agreement with the Family and Children's Society of Broome County, Incorporated, for homemaker and parent aide services for the Department of Social Services at a cost not to exceed \$291,945 for calendar year 1991, and

WHEREAS, said agreement expired 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 an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with the Family and Children's Society of Broome County, Incorporated, 257 Main Street, Binghamton, New York, 13905 for homemaker and parent aide services for protective and preventive cases in connection with the Department of Social Services for support, training and education to at-risk parents on protective, preventive and foster care cases 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 and amount not to exceed \$268,925 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 9**

By Community and Social Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INCORPORATED, FOR COUNSELING SERVICES IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES CHILD ABUSE AND NEGLECT PROJECT FOR 1992.**

WHEREAS, this County Legislature, by Resolution 697 of 1990, authorized an agreement with the Family and Children's Society of Broome County, Incorporated, for

prevention and treatment services in connection with the Department of Social Services Child Abuse and Neglect Project at a cost not to exceed \$292,781 for calendar year 1991, and

WHEREAS, said agreement expired 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 an agreement with the Family and Children's Society of Broome County, Incorporated, 257 Main Street, Binghamton, New York, 13905, for intensive counseling and parent aide services to high risk cases in connection with the Department of Social Services Child Abuse and Neglect Project 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 \$236,668 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4564.103000 (Child Abuse/Neglect Prevention), 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: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 10**

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

**RESOLUTION AUTHORIZING RENEWAL OF DAY CARE SALARY ENHANCEMENT GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.**

WHEREAS, this County Legislature, by Resolution 42 of 1990, authorized and approved the Day Care Salary Enhancement Grant and adopted a program budget in the amount of \$26,713 for calendar year 1990, and

WHEREAS, said grant program provides grant monies through the New York State Department of Social Services for eligible not-for-profit day care centers for employee salary and benefit enhancements for child care workers to help day care centers recruit and maintain staff members, and

WHEREAS, it is desired to renew said grant program for the period January 1, 1992 through March 31, 1992 in the amount of \$33,432, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$33,432 from the New York State Department of Social Services for the Day Care Salary Enhancement Grant Program for the Department of Social Services for the period January 1, 1992 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 \$33,432 for the period January 1, 1992 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 11**

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

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING AMENDMENT OF OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE III PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.**

WHEREAS, this County Legislature, by Resolution 246 of 1991, authorized the continued participation of the Job Training Partnership Act Title III Program for the purpose of transitioning and training dislocated workers from Broome, Tioga and Tompkins Counties for the Office of Employment and Training for the period July 1, 1991 through June 30, 1992, in the amount of \$226,975, and

WHEREAS, it is necessary at this time to authorize the amendment of said program for the period July 1, 1991 through June 30, 1992, to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of the Job Training Partnership Act Title III Program for the period July 1, 1991 through June 30, 1992, and be it

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FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$418,666 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 246 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: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 12**

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

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING ACCEPTANCE OF PETROLEUM PRODUCT QUALITY PROGRAM GRANT AND AUTHORIZING AGREEMENT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE & MARKETS BUREAU OF WEIGHTS AND MEASURES FOR THE DEPARTMENT OF WEIGHTS & MEASURES FOR 1991 THROUGH 1992.**

WHEREAS, the Department of Weights & Measures requests authorization to accept a petroleum product quality program grant from the New York State Department of Agriculture and Markets Bureau of Weights & measures and to authorize an agreement with same in the amount of \$7,350 for the period November 1, 1991 through March 31, 1992, and

WHEREAS, said grant program and contract will provide reimbursement costs to enable the Department of Weights & Measures to provide screening and sampling of petroleum products located in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,350 from New York State Department of Agriculture and Markets Bureau of Weights & Measures and authorizes an agreement with this New York State agency for reimbursement costs associated with implementing the grant program for the period November 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 13**

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

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUNY BINGHAMTON RESEARCH FOUNDATION FOR INTEGRATED INFORMATION SYSTEMS/DUAL INDEPENDENT MAP ENCODING SYSTEM (IIS/DIME) FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT FOR 1992.**

WHEREAS, this County Legislature, by Resolution 545 of 1990, authorized an agreement with SUNY Binghamton Research Foundation for integrated information systems/dual independent map encoding system (IIS/DIME) for the Department of Planning and Economic Development at a cost of \$4,500 for calendar year 1991, and

WHEREAS, said agreement expired 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 an agreement with SUNY Binghamton Research Foundation, P. O. Box 6000, Binghamton, New York, 13902-6000, for integrated information systems/dual independent map encoding system (IIS/DIME) for the Department of Planning and Economic Development 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 \$4,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 440016.4726.101000 (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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 14**

By Education, Culture and Recreation and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH H. W. WILSON COMPANY FOR COMPUTER SEARCH INFORMATION SERVICES AT BROOME COUNTY PUBIC LIBRARY FOR 1992.**

WHEREAS, this County Legislature, by Resolution 13 of 1991, authorized an agreement with H. W. Wilson Company for computer search information services known as Wilson Line at a cost not to exceed \$1,500 for calendar year 1991, and

WHEREAS, said agreement expired 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 an agreement with H. W. Wilson Company, 930 University Avenue, Bronx, New York, 10452, for computer search information services known as Wilson Line 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 a predetermined user fee, said amount not to exceed \$1,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 841007.4372.304131 (Reference Materials), 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: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 15**

By Environment and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH NET ATLANTIC, INCORPORATED, FOR THE MONITORING OF TEST WELLS LOCATED AT THE BROOME COUNTY LANDFILLS IN THE TOWNS OF NANTICOKE AND COLESVILLE FOR 1991.**

WHEREAS, this County Legislature, by Resolution 181 of 1991, authorized an agreement with NET Atlantic, Incorporated for monitoring of test wells located at the Broome County landfills in the Towns of Nanticoke and Colesville for the period January 1, 1991 through March 31, 1991, at a cost of \$27,500, and

WHEREAS, it is necessary to authorize the amendment of said agreement to allow for an increase in cost due to additional necessary services performed, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with NET Atlantic, Incorporated, 5854 Butternut Drive, Syracuse, New York, 13057, for monitoring of test wells located at the Broome County landfills in the Towns of Nanticoke and Colesville for the period January 1, 1991 through March 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$34,638 for the term of this agreement, and be it

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

FURTHER RESOLVED, that Resolution 181 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 16**

By Health Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING AGREEMENT WITH AEROX CARE, INCORPORATED, FOR THE WILLOW POINT NURSING HOME FOR OXYGEN CONCENTRATORS AND RELATED SUPPLIES FOR 1992.**

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WHEREAS, Willow Point Nursing Home requests authorization for an agreement with Aerox Care, Incorporated, for oxygen concentrators and related supplies for calendar year 1992, at a cost not to exceed \$3,000, and

WHEREAS, said services are necessary to comply with physician prescription for patients at Willow Point Nursing Home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Aerox Care, Incorporated, Box 253 Colesville Road, RR 6, Binghamton, New York, 13904, for oxygen concentrators and related supplies 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 \$3,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 160101.4707.204000 (Medical and Hospital Services), 160101.4434.204000 (Medical, Hospital and Lab Expenses), and 160101.4363.204000 (Medical, Lab and Clinic Supplies), and be it

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

**Carried** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 17**

By Health Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ALLEGHENY MEDICAL HOME CARE FOR OXYGEN CONCENTRATORS AND RELATED SUPPLIES FOR THE WILLOW POINT NURSING HOME FOR 1992.**

WHEREAS, this County Legislature, by Resolution 594 of 1991, authorized an agreement with Allegheny Medical Home Care for oxygen concentrators and related supplies at a cost not to exceed \$6,000, and

WHEREAS, said services are necessary in order to comply with physician prescription for patients at Willow Point Nursing Home, and

WHEREAS, said agreement expired 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 an agreement with Allegheny Medical Home Care, 65 Glenwood Avenue, Binghamton, New York, 13905, for oxygen concentrators and related supplies 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 \$3,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 460101.4707.204000 (Medical and Hospital Services), 160101.4434.204000 (Medical, Hospital and Lab Expense), and 160101.4363.204000 (Medical, Lab and Clinic Supplies), and be it

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

**Carried** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 18**

By Health Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE TOBACCO AWARENESS WEEK PROGRAM GRANT FOR THE HEALTH DEPARTMENT FOR 1992.**

WHEREAS, the Health Department requests authorization to accept a Tobacco Awareness Week Program Grant in the amount of \$2,468 from the New York State Department of Health for the period January 17, 1992 through March 31, 1992, and

WHEREAS, said grant program is designed to promote smoking cessation in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,468 from New York State Department of Health for the Tobacco Awareness Week Program Grant for the period January 17, 1992 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 \$2,468 for the period January 17, 1992 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 19**

By Health Services and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH FLI ENVIRONMENTAL SERVICES FOR WATER AND LEACHATE SAMPLE ANALYSIS FOR THE HEALTH DEPARTMENT FOR 1990 THROUGH 1991.**

WHEREAS, this County Legislature, by Resolution 371 of 1990, authorized an agreement with FLI Environmental Services for the Health Department water and leachate sample analysis at a cost of \$5,450 for the period January 1, 1990 through December 31, 1991, and

WHEREAS, it is necessary to authorize the amendment of said agreement due to a decrease in costs incurred, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with FLI Environmental Service, 446 Broad Street, Waverly, New York, 14892 for the Health Department water and leachate sample analysis for the period January 1, 1990 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$2,850 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480137.4703 (Lab Services), and be it

FURTHER RESOLVED, that Resolution 371 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** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 20**

By Health Services, Personnel and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING REVISION OF THE BROOME COUNTY HEALTH DEPARTMENT'S INFANT HEALTH ASSESSMENT PROGRAM (IHAP) AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.**

WHEREAS, this County Legislature, by Resolution 373 of 1991, authorized and approved the operation of the Broome County Health Department's Infant Health Assessment Program (IHAP) for the period October 1, 1991 through September 30, 1992 and adopted a program budget in connection therewith in the total amount of \$25,861, 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 and approves the amendment of the Broome County Health Department's Infant Health Assessment Program (IHAP) and authorizes the acceptance of a grant from the State of New York in the amount of \$65,266 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 \$65,266 for the period October 1, 1991 through September 30, 1992, and be it

FURTHER RESOLVED, that Resolution 373 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: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 21**

By Health Services, Personnel and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING REVISION OF BREAST CANCER DETECTION AND EDUCATION GRANT PROGRAM FOR THE HEALTH DEPARTMENT FOR 1991 THROUGH 1992.**

WHEREAS, this County Legislature, by Resolution 345 of 1991, authorized the participation by the Health Department in the Breast Cancer Detection and Education Grant Program for the period July 1, 1991 through June 30, 1992 and adopted a program budget in connection therewith in the total amount of \$120,000, and

WHEREAS, it is necessary at this time to revise said program to reflect a revision in budget categories, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Breast Cancer Detection and Education Grant Program for the period July 1, 1991 through June 30, 1992 in the total amount of \$120,000, 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 \$120,000 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 345 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: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 22**

By Personnel Committee.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING SHORT TERM DISABILITY INSURANCE FOR CSEA EMPLOYEES.**

WHEREAS, the Department of Personnel requests authorization for short term disability insurance for CSEA employees pursuant to the Exhibit "A" attached hereto, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes short term disability insurance for CSEA employees pursuant to the Exhibit "A" attached hereto.

**Carried** by the following: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 23**

By Public Safety and Emergency Services Committee.

Seconded by Mr. Moppert.

**RESOLUTION ADOPTING REVISED BROOME COUNTY FIRE MUTUAL AID PLAN AND AUTHORIZING CONTINUED PARTICIPATION THEREIN.**

WHEREAS, this County Legislature, by Resolution 47 of 1982, as amended by Resolution 33 of 1989, adopted a Broome County Fire Mutual Aid Plan and authorized participation of the Broome County Airport Fire Department in the Broome County Mutual Aid Plan, and

WHEREAS, the Broome County Fire Advisory Board and all Broome County Fire Service organizations have approved and endorsed the proposed amendments to the Mutual Aid Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts the 1991 Revised Broome County Fire Mutual Aid Plan, a copy of which is on file with the Clerk of the Legislature, and be it

FURTHER RESOLVED, that this County Legislature authorizes continued participation of the Broome County Airport Fire Department in the Broome County Mutual Aid Plan as herein adopted, 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: Ayes-18; Nays-0; Absent-1 (Pasquale).

**RESOLUTION NO. 24**

By Public Works and Finance Committees.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING SALE OF PARCEL OF LAND LOCATED ON FRONT STREET, TOWN OF DICKINSON, TO CHENANGO FIRE COMPANY, INCORPORATED.**

WHEREAS, Broome County is the owner of a parcel of land located on Front Street in the Town of Dickinson comprising approximately 0.014 acres of land, and

WHEREAS, the Department of Public Works request authorization to sell this parcel of land to the Chenango Fire Company, Inc., for \$450.00, and

WHEREAS, it has been determined that said parcel of land is surplus property and is no longer required for public use, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the sale of a parcel of land located on Front Street in the Town of Dickinson, more particularly shown on the Exhibit "A" attached hereto, to the Chenango Fire Company, Inc., for the amount of \$450.00, and be it

FURTHER RESOLVED, that said \$450.00 shall be paid to budget line 030106.0207.301000 (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.**

The Regular Agenda was introduced at this time.

**RESOLUTION NO. 25**

By the Hon. Arthur Shafer.

Seconded by Mr. Bielecki.

**RESOLUTION ADOPTING LOCAL LAW INTRO NO. 3 OF 1992, ENTITLED "A LOCAL LAW AUTHORIZING THE PAYMENT OF MOVING EXPENSES FOR NEW COUNTY EMPLOYEES"**

RESOLVED, that Local Law Intro No. 3 of 1992, entitled "A Local Law authorizing the payment of moving expenses for County Employees", be and the same hereby is

adopted and approved in accordance with the Broome County Charter and all applicable statutes and laws pertaining thereto.

**A LOCAL LAW AUTHORIZING THE PAYMENT OF MOVING EXPENSES FOR COUNTY EMPLOYEES.**

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

Section 1.

This County Legislature may authorize the payment or reimbursement of necessary and actual relocation expenses of new employees upon the submission of three(3) written quotes or estimates for the above mentioned relocation expenses.

Section 2. This local law shall become effective following a public hearing to be held before the County Executive in a manner provided by law.

At the request of Mr. Shafer, Resolution 25 was **held over** under the rule.

**RESOLUTION NO. 26**

By the Hon. Arthur Shafer.

Seconded by Mr. Bielecki.

**RESOLUTION IN OPPOSITION TO FURTHER LEGALIZATION OF RACETRACK OPERATED OFF-TRACK BETTING.**

WHEREAS, since its inception in 1972, statewide off-track betting has provided \$2 billion for counties and \$2 billion for racing; and

WHEREAS, the Catskill Off-Track Betting Corporation (OTB) has particularly distinguished itself by the high per capita revenues it has paid to counties in its region; and

WHEREAS, Broome County has received \$11 million from off-track betting through its years of membership; and

WHEREAS, recent new laws in the name of "simulcasting" have successively and successfully served to transfer much needed revenues from counties to racetracks; and

WHEREAS, there is talk of legislation which would permit the sale of Aqueduct Racetrack to the Urban Development Corporation with \$100 million of the sale to help balance the current State budget; and

WHEREAS, it has been widely reported that such legislation would contain additional language to permit more competition by New York Racing Association (NYRA) for the off-track betting market; and

WHEREAS, proposals to authorize NYRA to open teletheatres and telephone betting, cable TV and Florida racing are further detrimental to the survival of OTB and the revenues it provides to county governments; and

WHEREAS, there is seldom a bill number or even a warning about middle of the night legislation regarding racing and OTB; now, therefore, be it

RESOLVED, that the Legislature of the County of Broome exhorts and demands that the Governor and members of the New York State Legislature oppose any and all legislation regarding the sale of Aqueduct Racetrack; and be it

FURTHER RESOLVED, that it is further demanded that the Legislature of the State of new York prepare and enact legislation which will resurge revenues from OTB for county governments which had been flowing and which have unhappily been diverted in recent years, and be it

FURTHER RESOLVED, that this County Legislature urges repeal of laws permitting racetracks to operate off-track betting, track to track off-track betting, telephone betting, teletheatre betting, home betting; repeal of laws permitting racetracks to impose any fees of more than statutory amounts upon New York State Off-Track Betting operators, and be it

FURTHER RESOLVED, that this County Legislature urges enactment of laws which would increase the product line at OTB to include any racing in New York State and the television signal of those races; and which would authorize interstate wagering and simulcasting at OTB in New York State at times of day when like racing from New York State is not being run, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby ordered to send certified copies of this resolution to Governor Mario Cuomo, Senator Thomas Libous, and Assemblymen James Tallon and Richard Miller.

At the request of Mr. Shafer, Resolution No. 26 was **held over** under the rule.

**RESOLUTION NO. 27**

By Community and Social Services Committee.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING PLACEMENT OF ONE FLAGPOLE ON THE BROOME COUNTY COURTHOUSE LAWN IN ORDER TO HONOR AND PAY TRIBUTE TO FOREIGN NATIONS SUPPORT TO U.S. ARMED FORCES DURING THE KOREAN CONFLICT.**

WHEREAS, this County Legislature, by Resolution 172 of 1991, authorized the Korean Conflict Memorial Fund to place two flagpoles on the Courthouse lawn in order to fly the United States flag, a POW flag and a United Nations flag, and

WHEREAS, it is desired to authorize the Korean Conflict Memorial Fund to place a third flagpole on the Courthouse lawn in order to honor and pay tribute to foreign nations who supplied troops and/or medical assistance to the U.S. Armed Forces during the Korean Conflict, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Korean Conflict Memorial Fund to place a third flagpole on the Courthouse lawn, the specific location to be determined by the architect involved in the Courthouse renovations.

At the request of Mrs. Wagstaff, Resolution No. 27 was **held over** under the rule.

**RESOLUTION NO. 28**

By County Administration, Economic Development and Planning Committee.

Seconded by Mrs. Coffey.

**RESOLUTION RECOGNIZING AND ENDORSING THE ESTABLISHMENT OF THE BROOME COUNTY COUNCIL OF GOVERNMENTS (BCCOG) AND ITS BYLAWS EXCEPT AS TO ANY FINANCIAL OBLIGATIONS IMPOSED ON BROOME COUNTY GOVERNMENT.**

WHEREAS, it has been deemed desirable to provide a forum for regular discussion and interaction among all governmental entities in Broome County, and

WHEREAS, this body's Ad Hoc Committee on Consolidation, working in cooperation with government, business and community leaders, has presented to the Chairman of the Legislature a proposal to establish an entity called the Broome County Council of Governments (BCCOG), and

WHEREAS, the Broome County Council of Governments will enhance intermunicipal cooperation and help to identify, research and implement cost saving measures in the delivery of governmental services, and

WHEREAS, this Legislature desires to formally recognize and endorse the establishment of the Broome County Council of Governments and its proposed Bylaws, except as to any financial obligations imposed on Broome County Government, a copy of said bylaws is on file with this Legislature, now, therefore, be it

RESOLVED, that the Broome County Legislature recognizes and endorses the establishment of the Broome County Council of Governments and its proposed Bylaws, except as to any financial obligations imposed on Broome County Government, and be it

FURTHER RESOLVED, the Broome County Legislature encourages all other municipal bodies in Broome County to take similar action in support of the Broome County Council of Governments and to actively participate as members of this new advisory body, and be it

FURTHER RESOLVED, that any action or bylaws providing for Broome County Government funds to be paid for the benefit of Broome County Council of Governments shall be brought before this Legislature for approval.

At the request of Mrs. Coffey, Resolution No. 28 was **held over** under the rule.

**RESOLUTION NO. 29**

By Environment Committee.

Seconded by Mr. Moppert.

**RESOLUTION AUTHORIZING AMENDMENTS WITH THE BROOME COUNTY RESOURCE RECOVERY AGENCY AND FOSTER WHEELER OF BROOME COUNTY, INCORPORATED, TO PROVIDE FOR THE IMPORTATION OF GARBAGE GENERATED OUTSIDE OF BROOME COUNTY.**

WHEREAS, in 1988, Broome County entered into an agreement with the Resource Recovery Agency for the construction of a resource recovery facility in Kirkwood, New York, and

WHEREAS, in 1988, Broome County Legislature approved an agreement between Foster Wheeler of Broome County, Incorporated, and the Broome County Resource Recovery Agency for the construction of a 571 ton per day resource recovery facility in Kirkwood, New York, and

WHEREAS, the Resource Recovery Agency of Broome County and Foster Wheeler of Broome County, Inc., have applied for the necessary permits from the Department of Environmental Conservation, and

WHEREAS, the Commissioner of the New York State Department of Environmental Conservation, Thomas Jorling, has now issued a decision dated December 18, 1991 on said permit application, and

WHEREAS, in his decision, Commissioner Jorling found, "...that it is only logical that Broome County should be legally bound to implement the conditions that are found to be necessary to ensure an acceptable recycling program. These conditions are not drafted specifically to address impacts from the proposed facility or any particular project. They are designed to ensure maximum feasible recycling, a concept that would apply in any context. While the Agency might be able to ensure compliance with the permit conditions, reliance solely on the Agency is less certain and does not place the responsibility where it belongs.

Acceptance of these conditions by the County should not be viewed as an endorsement for the proposed project but rather as a necessary step to ensure an integrated solid waste management system.", and

WHEREAS, in his Decision, Commissioner Jorling has required, "... that Broome County authoritatively commit to being bound to the implementation of the CRA (Comprehensive Recycling Analysis) and all other conditions in the facility's permits relating to the implementation of a recycling program.", and

WHEREAS, in his Decision, Commissioner Jorling found that in all respects other than size the project is permissible, and

WHEREAS, Commissioner Jorling offered an option to the co-applicants indicating that said permit applications would be approvable if the parties agreed to down-size the facility or, alternatively, provide written commitments for the importation of a minimum of 35,000 to 45,000 tons per year of outside Broome County waste for disposal at the proposed resource recovery facility in Kirkwood, New York, and

WHEREAS, the Hearing Report issued by Administrative Law Judge Daniel Louis recommends against downsizing because, among other reasons, it "would result in further delays in siting a disposal facility in Broome County", and

WHEREAS, this Legislature desires to minimize the cost of municipal solid waste (MSW) disposal for the residents of Broome County, and

WHEREAS, importation of solid waste from waste sheds outside of Broome County assures the lowest cost of MSW disposal, and

WHEREAS, this Legislature is committed to ensuring "maximum feasible recycling", and

WHEREAS, the contracts between the County and the Resource Recovery Agency and the contracts between the Resource Recovery Agency and Foster Wheeler of Broome County, Inc., indicate there is a prohibition on receiving and disposing of non-county waste at the proposed resource recovery facility without prior permission and approval of the Broome County Legislature, and

WHEREAS, this Legislature deems it advisable to exercise the importation option offered by Commissioner Jorling in his decision of December 18, 1991, and to approve the amendments of the agreements between the County of Broome and the Resource Recovery Agency and between the Resource Recovery Agency of Broome County, now, therefore, be it

RESOLVED, that this County Legislature does hereby agree, on behalf of the County of Broome, to amend the agreements between the County and the Resource Recovery Agency and the agreements between the Resource Recovery Agency of Broome County and Foster Wheeler of Broome County, Inc., as follows:

- 1) The County Legislature hereby waives the "prohibition and receipt of non-county acceptable waste" pursuant to Section 4.5 of the Intermunicipal Agreement according to the following terms and conditions.

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- a. Foster Wheeler of Broome County, Inc. will guarantee to the Resource Recovery Agency and to Broome County that they will provide an additional 40,000 tons per year of outside Broome County waste for disposal at the proposed resource recovery facility at no cost or risk to the agency or the County.
- b. That Foster Wheeler of Broome County, Inc. shall be permitted to negotiate the price for disposal of said imported waste and will pay to the County of Broome fifty percent (50%) of any monies charged above the tipping fee charged to Broome County residents. This shall be determined by the following formula:

$$\frac{\text{Total Annual Through-put (tons) - 40,000 tons}}{\text{Total Annual Through-put (tons)}} \times \text{the Service Fee} = \text{Broome County's Service Fee}$$

Outsider's fee - Broome County's Services fee = X  
50% of X goes to Broome County

- c. Foster Wheeler of Broome County, Inc., agrees to allow either the Agency or the County to go out and secure its own contracts for the importation of solid waste and any such contract will reduce ton-for-ton Foster Wheeler of Broome County's, Inc. guarantee to supply 40,000 tons per year of additional waste. In the event Broome County or the Agency does so negotiate agreements with outsider's waste, then Foster Wheeler shall be entitled to twenty-five percent (25%) of the difference between the service fee paid for by Broome County residents per ton and that amount charged to the outside generator. The remaining 75% shall be paid to Broome County.
- d. In the event that no outside agreements are made for the importation of garbage generated outside of Broome County, then Foster Wheeler agrees to charge Broome County only for its proportionate share of the service fee calculated as if the full 40,000 tons per year had been generated.
- e. This agreement will run for the full term (25 years) of the existing agreements.
- f. Any and all agreements entered into with persons or entities generating waste outside of Broome County shall be subject to all local laws of the County with respect to solid waste, including but

not limited to Local Law No. \_\_\_\_ banning the incineration of enumerated recyclables.

and be it

RESOLVED, that this County Legislature affirms Broome County's commitment to "maximum feasible recycling" and commits "to being bound to the implementation of the CRA", and be it

FURTHER RESOLVED, that the Director of the Broome County Division of Solid Waste Management is hereby authorized and directed to amend the NYSDEC permits for the Nanticoke Landfill to reflect this commitment, and be it

FURTHER RESOLVED, that Resolution 89-219 adopted on 5/9/89 is hereby revised to redefine Broome County's intention to allow importation of acceptable solid waste from waste sheds outside of Broome County, and be it

FURTHER RESOLVED, that the County Attorney is hereby authorized and directed to amend all pertinent sections of the above referenced Intermunicipal Agreement to require the Resource Recovery Agency to dispose of all ash generated from imported solid waste utilizing all possible resources approved by the DEC except for landfilling within Broome County, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby authorized and directed to forward a certified copy of this resolution to the Commissioner of the New York State Department of Environment Conservation, and the Resource Recovery Agency as official notification of this Legislature's intent to commit itself to aggressive maximum feasible recycling in full compliance with the County's final and approved SWMP, and in full compliance with any permit provisions issued by NYSDEC for any county-wide solid waste management facility, and to allow the importation of acceptable solid waste from waste sheds outside of Broome County, 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.

The Legislature deliberated on this resolution for approximately four hours. The Chairman opened the floor for discussion concerning this. Speakers included Mr. Guinan from the Resource Recovery Agency, Mr. Swift from Foster-Wheeler of Broome County Incorporated, Mr. Carney, member of the Agency, Mr. Kowalchuk from the Division of Solid Waste Management, and the County Executive, Mr. Grippen. All Legislators participated in this wide ranging discussion concerning this resolution.

At the request of Mr. Shafer, Resolution No. 29 was **held over** under the rule.

**RESOLUTION NO. 30**

By Finance Committee.

Seconded by Mrs. Hudak.

BOND RESOLUTION DATED JANUARY 16, 1992.

**A RESOLUTION AUTHORIZING THE ISSUANCE OF \$500,000 SERIAL BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF LEGAL AND ENGINEERING FEES NECESSARY TO PREPARE PRELIMINARY PLANS, SPECIFICATIONS AND ESTIMATES FOR A NEW LANDFILL IN AND FOR SAID COUNTY.**

RESOLVED, by this County Legislature of the County of Broome, New York as follows:

Section 1. The payment of legal and engineering fees necessary to prepare preliminary plans, specifications and estimates for a new landfill in and for the County of Broome, New York, is hereby authorized at a maximum estimated cost of \$500,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$500,000 serial bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 62(2nd)(a) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized including renewals of such notes is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents and shall be sold in such manner as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same and also including the consolidation with other issues, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property

of said County a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1)Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2)The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3)Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution, which takes effect upon its approval by the County Executive, or a summary thereof, shall be published in the Press & Sun-Bulletin, which is the only newspaper having circulation in said County for such purpose, together with a notice of the Clerk of the Legislature in substantially the form provided in Section 81.00 of the Local Finance Law .

At the request of Mr. Pasquale, Resolution No. 30 was **held over** under the rule.

**RESOLUTION NO. 31**

By Finance Committees.

Seconded by Mr. Pasquale.

**RESOLUTION AMENDING THE 1992 CAPITAL IMPROVEMENT PROGRAM.**

WHEREAS, it is necessary at this time to amend the 1992 Capital Improvement Program, now, therefore, be it

RESOLVED, that the 1992 Capital Improvement Program is hereby amended as follows:

TO:

<u>Code:</u>	M-127
<u>Project Name:</u>	Landfill Studies
<u>Total:</u>	\$500,000

Estimated Construction Cost

<u>State:</u>	\$ 0
<u>Federal:</u>	\$ 0
<u>County:</u>	\$500,000

How Financed:

<u>Year Start:</u>	1992
<u>YPU:</u>	5

Bond: \$500,000  
LFL: 62(a)

Project Descriptions:

M-127 Landfill Studies: Legal and engineering fees necessary to prepare preliminary plans, specifications and estimates for a new landfill

At the request of Mr. Pasquale, Resolution No. 31 was **held over** under the rule.

**RESOLUTION NO. 32**

By Health Services and Finance Committees.

Seconded by Mr. Howard.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH AMERICARE FOR NURSING SERVICES AT WILLOW POINT NURSING HOME AND HEALTH RELATED FACILITY FOR 1992.**

WHEREAS, this County Legislature, by Resolution 686 of 1990, authorized an agreement with Americare for nursing services on a non-exclusive, as needed basis at a cost not to exceed \$170,000 for calendar year 1991, and

WHEREAS, said agreement expired 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 an agreement with Americare, P. O. Box 1855, Binghamton, New York, 13902-1855, to provide Registered Nurses, Licensed Practical Nurses and Nursing Assistants on a non-exclusive, as needed basis for Willow Point Nursing Home and Health Related Facility 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 at the following rate:

Registered Nurse	\$23.95 per hour
Licensed Practical Nurse	\$17.90 per hour
Certified Nurse Aide	\$11.95 per hour
Supervisory Registered Nurse	\$23.95 per hour

and be it

FURTHER RESOLVED, that the following holidays shall be paid at time and one-half:

New Year's Day	11:00 P.M. to 7:00 A.M.
	7:00 A.M. to 3:00 P.M.
	3:00 P.M. to 11:00 P.M.

Easter	11:00 P.M. to 7:00 A.M.
	7:00 A.M. to 3:00 P.M.

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	3:00 P.M. to 11:00 P.M.
Memorial Day	11:00 P.M. to 7:00 A.M. 7:00 A.M. to 3:00 P.M. 3:00 P.M. to 11:00 P.M.
Independence Day	11:00 P.M. to 7:00 A.M. 7:00 A.M. to 3:00 P.M. 3:00 P.M. to 11:00 P.M.
Labor Day	11:00 P.M. to 7:00 A.M. 7:00 A.M. to 3:00 P.M. 3:00 P.M. to 11:00 P.M.
Thanksgiving Day	11:00 P.M. to 7:00 A.M. 7:00 A.M. to 3:00 P.M. 3:00 P.M. to 11:00 P.M.
Christmas Eve	3:00 P.M. to 11:00 P.M.

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Christmas Day	11:00 P.M. to 7:00 A.M. 7:00 A.M. to 3:00 P.M. 3:00 P.M. to 11:00 P.M.
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New Year's Eve	3:00 P.M. to 11:00 P.M.
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and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall not exceed \$170,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 160085.5070.204000 (Nursing Services, R.N.), 160085.5071.204000 (Nursing Services, L.P.N.), and 160085.5072.204000 (Nursing Services, Aides), 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.

Mr. Lindsey moved, seconded by Mr. Pasquale to amend the resolution to delete reference to paid time for Christmas Eve and New Year's Eve and to delete reference to the first shift of the following day, and to include the following specific dates for the above referenced holidays: January 1, 1992, April 19, 1992; May 25, 1992; July 4, 1992, September 7, 1992, November 26, 1992, December 25, 1992. Amendment carried. Resolution as amended **carried**.

**RESOLUTION NO. 33**

By Health Services and Finance Committees.

Seconded by Mr. Howard.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MEDICAL PERSONNEL POOL FOR NURSING SERVICES AT WILLOW POINT NURSING HOME AND HEALTH RELATED FACILITY FOR 1992.**

WHEREAS, this County Legislature, by Resolution 511 of 1990, authorized an agreement with Medical Personnel Pool for nursing services, on an as needed basis, for calendar year 1991 at a cost not to exceed \$150,000, and

WHEREAS, said agreement expired 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 an agreement with Medical Personnel Pool, 59 Front Street, Binghamton, New York, 13905, for the provision of registered nurses, licensed practical nurses and certified nursing assistants on an as needed basis, for Willow Point Nursing Home and Health Related Facility for the period January 1, 1992 through December 31, 1992, and be it

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FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor at the following rate:

Registered Nurse	\$26.00 per hour
Licensed Practical Nurse	\$21.00 per hour
Certified Nursing Assistant	\$12.00 per hour
R.N. Charge Nurse	\$26.50 per hour
L.P.N. Charge Nurse	\$21.50 per hour

and be it

FURTHER RESOLVED, that the following holidays shall be paid at time and one-half:

<u>HOLIDAY</u>	<u>DATE</u>	<u>SHIFT WORKED</u>
New Year's Day	January 1, 1992	7:00 A.M. to 3:00 P.M.

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Easter Eve	April 18, 1992	11:00 P.M. to 7:00 A.M.
Easter	April 19, 1992	7:00 A.M. to 3:00 P.M.
	April 19, 1992	3:00 P.M. to 11:00 P.M.
Memorial Eve	May 24, 1992	11:00 P.M. to 7:00 A.M.
Memorial Day	May 25, 1992	7:00 A.M. to 3:00 P.M.
	May 25, 1992	3:00 P.M. to 11:00 P.M.
Independence Eve	July 3, 1992	11:00 P.M. to 7:00 A.M.
Independence Day	July 4, 1992	7:00 A.M. to 3:00 P.M.
	July 4, 1992	3:00 P.M. to 11:00 P.M.
Labor Day Eve	September 6, 1992	11:00 P.M. to 7:00 A.M.
Labor Day	September 7, 1992	7:00 A.M. to 3:00 P.M.
	September 7, 1992	3:00 P.M. to 11:00 P.M.
Thanksgiving Eve	November 25, 1992	11:00 P.M. to 7:00 A.M.
Thanksgiving Day	November 26, 1992	7:00 A.M. to 3:00 P.M.
	November 26, 1992	3:00 P.M. to 11:00 P.M.
Christmas Eve	December 24, 1992	11:00 P.M. to 7:00 A.M.
Christmas Day	December 25, 1992	7:00 A.M. to 3:00 P.M.
	December 25, 1992	3:00 P.M. to 11:00 P.M.
New Year's Eve	December 31, 1992	3:00 P.M. to 11:00 P.M.
	December 31, 1992	11:00 P.M. to 7:00 A.M.

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall not exceed \$150,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 160085.5070.204000 (Nursing Services, R.N.), 160085.5071.204000 (Nursing Services, L.P.N.), and 160085.5072.204000 (Nursing Services, Aides), 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. 34**

By Health Services, Personnel and Finance Committees.

Seconded by Mr. Howard.

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

WHEREAS, this County Legislature, by Resolution 459 of 1991, authorized the participation by the Health Department in the Adolescent Community Services Project for the period April 1, 1991 through March 31, 1992 and adopted a program budget in connection therewith in the total amount of \$356,728, 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 Health Department Adolescent Community Services Project for the period April 1, 1991 through March 31, 1992 in the total amount of \$361,247, 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 \$361,247 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that Resolution 459 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: Ayes-16; Nays-3 (Augostini, Hudak, Seeley).

**RESOLUTION NO. 35**

By Personnel Committee.

Seconded by Mrs. Coffey.

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENTS OF MENTAL HEALTH, GENERAL SERVICES, RISK AND INSURANCE AND WILLOW POINT NURSING HOME.**

RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 92-79, this County Legislature hereby authorizes the elimination of one full-time Fiscal Manager position at budget line 470013.1000, Grade 17, Union CSEA, minimum salary \$23,607 and the creation of one full-time Director of Community Mental Health Fiscal Services position at budget line 470013.1000, Grade 20, Union Administrative, minimum salary \$26,252, effective January 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of General Services, as contained in PCR# 92-80, this County Legislature hereby authorizes the elimination of one full-time Deputy Commissioner of General Services position at budget line 350025.1000, Grade 25, minimum salary \$33,134 and the creation of one full-time Consumer Affairs Specialist position at budget line 350025.1000, Grade 24, minimum salary \$32,306, effective January 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Risk and Insurance, as contained in PCR# 92-81, this County Legislature hereby authorizes the elimination of one full-time Safety Specialist position at budget line 050062.1000, Grade 15, minimum salary \$19,397 and the creation of one full-time Safety/Wellness Specialist position, Grade 17, minimum salary \$22,490, effective January 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from Willow Point Nursing Home, as contained in PCR# 92-71, this County Legislature hereby authorizes the downgrading of one full-time Maintenance Supervisor position at budget line 160127.1000, Grade 15, minimum salary \$21,208, to one full-time Maintenance Mechanic position at budget line 160127.1000, Grade 10, minimum salary \$16,228, effective January 1, 1992.

A separate vote was requested by Mrs. Coffey for PCR 92-71 and PCR 92-79. **Carried.** PCR 92-81 and PCR 92-80 was **carried** by the following: Ayes-15; Nays-4 (Coffey, Kavulich, Malley, Pasquale).

**RESOLUTION NO. 36**

By Community and Social Services and Finance Committees.

Seconded by Mrs. Hudak.

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 2, 1992 ENTITLED "A LOCAL LAW ADOPTING A COUNTYWIDE NUMBERING SYSTEM FOR THE ENHANCED 911 EMERGENCY TELEPHONE SYSTEM":**

WHEREAS, this County Legislature has previously supported the installation of an enhanced 9-1-1 emergency system throughout Broome County, and

WHEREAS, in order to implement the said system, it was necessary to prepare a countywide numbering system, and

WHEREAS, said countywide numbering system has been completed and it is desired at this time to authorize the implementation of same, now, therefore, be it

RESOLVED, that Local Law Intro. No. 2, 1992, entitled "A Local Law Adopting a Countywide Numbering System for the Enhanced 911 Emergency Telephone System", be and the same hereby is adopted and approved in accordance with the Broome County Charter and Administrative Code and all the applicable statutes and laws pertaining thereto, and be it

FURTHER RESOLVED, that Continental Telephone Company of New York, Inc., Deposit Telephone Company and New York Telephone be and hereby are authorized to incorporate the countywide numbering system for the Enhanced 9-1-1 system into its database and directory, and be it

FURTHER RESOLVED, that the Clerk of this legislature is ordered to send certified copies of this Resolution to the Broome County Finance Commissioner, County Attorney, Sheriff's Department, Continental Telephone Company, New York Telephone Company Emergency Services Department, and to each and every other person, institution or agency which will further the purpose of this Resolution.

At the request of Mr. Moppert, Resolution No. 36 was **held over** under the rule.

Mrs. Hudak moved, seconded by Mr. Pasquale to recall **Resolution No. 476** from 1991, for reconsideration. Carried. Mrs. Hudak moved, seconded by Mr. Pasquale to amend the first FURTHER RESOLVED paragraph to read \$9.71 per hour rather than \$9.97 per hour. Amendment carried. Resolution as amended **carried**.

Mr. Pazzaglini moved, seconded by Mr. Schofield to recall **Resolution No. 577** from 1991, for reconsideration. Carried by the following: Ayes-18; Absent-1 (Hudak). At the request of Mr. Pazzaglini, Resolution No. 577 was **held over** under the rule, with instructions to the Clerk to immediately notify the Department of Law, the County Executive and the Commissioner of General Services not to execute the contracts mentioned in the resolution.

Mrs. Wagstaff moved, seconded by Mr. Warner to recall **Resolution No. 603** from 1991, for reconsideration and discussion of PCR 91-402 and PCR 91-417. Carried. Resolution as recalled **carried**.

Mr. Pasquale moved, seconded by Mr. Moppert to adjourn to the call of the Clerk. Carried by the following: Ayes-18; Absent-1 (Hudak).