

was again presented for consideration. **Carried** by the following: Ayes-18; Absent-1 (Pasquale).

RESOLUTION NO. 92-145 by Environment and Finance committees, authorizing reimbursement to the Town of Colesville for costs regarding recycling center, which was held over at the March 19, 1992 regular session at the request of Mrs. Greenmun was again presented for consideration. Mr. Moppert moved, seconded by Mr. Howard to call the question. Carried. Resolution as presented **carried**.

RESOLUTION NO. 92-157 by Personnel committee, authorizing performance increments for part time employees, which was held over at the March 19, 1992 regular session at the request of Mr. Yeager was again presented for consideration. Mr. Yeager moved, seconded by Mr. Brown to **table** Resolution No. 92-157 until the April 14, 1992 Regular Session.

RESOLUTION NO. 92-161 by County Administration, Economic Development and Planning and Reapportionment committees, adopting Local Law Intro. No. 4, 1992, redistricting legislative districts, which was held over at the March 19, 1992 regular session at the request of Mr. Shafer was again presented for consideration. **Carried**.

The following resolutions were presented for reconsideration:

RESOLUTION NO. 92-104 by Community and Social Services and Finance committees, authorizing revision of agreement with Medical Personnel Pool for services for Office for Aging, was brought back for reconsideration upon motion by Mrs. Hudak, seconded by Mr. Seeley. **Carried**. Mrs. Hudak moved, seconded by Mr. Seeley to amend the dollar amount in the first WHEREAS paragraph to "\$11.75" and to also amend the dollar amount in the first FURTHER RESOLVED paragraph to "\$11.50". Amendment **carried**. Resolution as amended **carried**.

RESOLUTION NO. 92-164 by Finance committee, authorizing agreements with the City of Binghamton and various towns for revaluation reassessment services, was brought back for reconsideration upon motion by Mr. Moppert, seconded by Mrs. Coffey. **Carried**. Mr. Yeager moved, seconded by Mr. Seeley to amend the resolution to include the Town of Chenango and the Villages of Whitney Point, Port Dickinson and Deposit throughout the resolution. Amendment **carried**. Resolution as amended **carried**.

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

4:16 p.m. Carried.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
TUESDAY, APRIL 14, 1992**

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

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the attendance roll: Present-19.

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. Moppert moved, seconded by Mr. Pasquale that the minutes of the April 2, 1992 Regular session be approved as prepared and as presented by the Clerk. Carried.

The following communications were presented to the County Legislature:

Minutes from: Fire Advisory Board; Emerging Business Assistance Advisory Board; Cornell Cooperative Extension; Ambulance Advisory Board; Willow Point Nursing Facility.

Contract between County of Broome and Local 1912, Council No. 66.

Copy of letter to Binghamton Commissioner of Public Works, Daniel Dervay, regarding inspection of trash collections by the Division of Solid Waste Management.

Copy of letter from Commissioner Jorling regarding extension and denial of permit for Resource Recovery Facility.

Letter from James H. McGowan, III, Hiscock & Barclay (Attorneys for Foster Wheeler Broome County, Inc.), regarding breach of contract between Agency, County, and Foster Wheeler.

The following reports were presented to the County Legislature:

Report from BMTS regarding Medicaid Taxicab Transportation.

1991 Annual Reports: Sheriff's Department; New York Power Authority; Real Property Tax Service.

Monthly Report from Department of Social Services (January 1992).

Cornell Cooperative Extension: Audited financial statement for year ending December 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.

Written or oral presentations of the County Legislature:

Dedication and Presentation of County Officer's Booklets to former Municipal Clerks.

Margery Conlon, City of Binghamton
Charles English, Town of Windsor
Kenneth Lamb, Village of Lisle
John Mauro, Village of Deposit
Robert Murphy, Village of Whitney Point
Betty Perry, Town of Maine
Jean VanVorce, Town of Binghamton
Anne Wolf, Village of Windsor

Letters from the Chairman, Arthur J. Shafer:

Appointing Peter W. Yeager as voting representative for Kelly J. Wagstaff, Public Works Committee April 7, 1992.

Appointing Larry E. Seeley as voting representative for Kelly J. Wagstaff and Robert J. Warner as Chairman of the Personnel Committee, April 8, 1992.

Appointing Roger V. Brown as voting representative for Robert J. Warner, County Administration, Economic Development and Planning Committee, April 9, 1992.

Appointing Vincent A. Pasquale as voting representative for Margaret M. Coffey, Finance Committee, April 9, 1992.

RESOLUTION NO. 157 by Personnel Committee authorizing performance increments for part-time County employees, which was **Tabled** to this date was again presented for consideration. Mrs. Wagstaff moved, seconded by Mr. Pazzaglini to **table** Resolution 92-157 indefinitely. **Carried.**

RESOLUTION NO. 149 by Finance Committee authorizing additional \$800,000 serial bonds in connection with Nanticoke Landfill, which was held over at the April 2, 1992 session at the request of Mr. Schofield was again presented for consideration. **Carried.**

RESOLUTION NO. 150A by Finance Committee authorizing the issuance of serial bonds for Projects M-125 and M-126, which was held over at the April 2, 1992 session at the request of Mr. Schofield was again presented for consideration. Resolution No. 92-150A was **withdrawn** by the sponsoring committee.

RESOLUTION 158 by Public Works and Finance Committees authorizing agreement with Carter and Associates for Pavement Management System, which was held over at the April 2, 1992 session at the request of Mr. Pazzaglini was again presented for consideration. **Carried** by the following: Ayes-14; Nays-5 (Augostini, Greenmun, Hudak, Wagstaff, Yeager).

The preferred agenda was introduced at this time (Resolutions No. 165 through 189) seconded by Messrs. Pasquale and Seeley. The preferred agenda, except 92-170, 92-175 and 92-179 carried by the following: Ayes-19. Three resolutions (92-170, 92-175, 92-179) were considered separately, and for the sake of clarity, are presented in numerical order within the body of these minutes.

RESOLUTION NO. 165

By Community and Social Services Committee.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING THE DEPARTMENT OF SOCIAL SERVICES TO PROVIDE DAY CARE SERVICES PURSUANT TO NEW YORK STATE REGULATION.

WHEREAS, the New York State Department of Social Services has established regulations concerning the provision of and payment for day care services for various programs by local departments of social services, and

WHEREAS, the New York State Department of Social Services establishes maximum local market rates for day care services and prohibits the local agencies from paying more than the established rates in order to receive state and federal reimbursements, and

WHEREAS, said local market rates are reviewed and revised every two years by the New York State Department of Social Services, and

WHEREAS, Broome County Department of Social Services is mandated to provide day care services for Title XX program recipients, Low Income Day care program recipients, At-Risk Low Income Child Care program recipients, IV-A program recipients, Transitional program recipients, JOBS program recipients, and Block Grant program recipients, and

WHEREAS, this County Legislature has authorized the expenditure of funds for day care services for the Broome County Department of Social Services through the budget process and specific authorizing resolutions, and

WHEREAS, it is desired at this time to authorize the Broome County Department of Social Services to comply with New York State regulations in connection with local state market rates as revised by the state, in order to ensure state and federal reimbursements, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Department of Social Services to pay up to, but not exceeding, the established New York State Department of Social Services local market rates for day care services, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the payment of said amounts as modified and revised by the New York State Department of Social Services, and be it

FURTHER RESOLVED, that the County Executive, the Commissioner of Broome County Department of Social Services, 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. 166

By Community and Social Services and Finance Committee.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH SPRING FOREST CEMETERY FOR TEN BURIAL PLOTS FOR THE VETERANS' SERVICE AGENCY FOR THE BURIAL OF DECEASED INDIGENT VETERANS

WHEREAS, the Veterans' Service Agency requests authorization for an agreement with Spring Forest Cemetery to purchase ten burial plots at a cost of \$400 per plot, total cost not to exceed \$4,000, and

WHEREAS, said purchase are necessary to provide for the burial of deceased indigent veterans under Section 148 of the New York State General Municipal Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Spring Forest Cemetery, 51 Mygatt Street, Binghamton, New York, 13905-2340, for ten burial plots for deceased indigent veterans, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$400 per plot, total cost not to exceed \$4,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 420000.4456.101000 (burial plots), 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. 167

By Community and Social Services and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING ACCEPTANCE OF METRO INTERFAITH HOUSING MANAGEMENT CORPORATION GRANT FOR OFFICE FOR AGING CONGREGATE MEAL PROGRAM FOR RESIDENTS AT 110 CHENANGO STREET, BINGHAMTON, NEW YORK, FOR 1992

WHEREAS, the Office for Aging requests authorization to accept a Metro Interfaith Housing Management Corp. Grant for a congregate meal program for residents at 110 Chenango Street, Binghamton, New York, for the period May 1, 1992 through December 31, 1992 in the amount of \$14,919, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$14,919 from Metro Interfaith Housing Management Corp., 21 New Street, Binghamton, New York, 13903 for a congregate meal program for residents at 110 Chenango Street, Binghamton, New York the period May 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 \$14,919 for the period May 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. 168

By County Administration, Economic Development and Planning Committee.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH KELLY SERVICES, INCORPORATED, FOR LAW DEPARTMENT TEMPORARY HELP SERVICES FOR 1992.

WHEREAS, the Law Department requests authorization for an agreement with Kelly Services, Incorporated, for temporary services for the period January 1, 1992 through March 27, 1992, and

WHEREAS, said services are necessary to provide temporary secretarial staff to replace a full-time employee on maternity leave, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Kelly Services, Inc., 49 Court Street, Binghamton, New York, 13901, for temporary help secretarial services for the Law Department, for the period January 1, 1992 through March 27, 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 line 390005.4739.101000 (Stenographic 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. 169

By County Administration, Economic Development and Planning Committee.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON SOUTHERN TIER EAST REGIONAL PLANNING DEVELOPMENT BOARD.

WHEREAS, Arthur J. Shafer, Chairman of the Broome County Legislature, pursuant to the powers vested in him by Resolution No. 230, adopted June 27, 1967, Resolution No. 416, adopted December 30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Southern Tier East Regional Planning Development Board for the terms indicated:

NAME TERM EXPIRING

Robert Warner
837 Main Street
Vestal, NY 13850
(Broome County Legislator) Term Expires 12/31/94

Hon. Harry Lewis
Johnson City Village Office
243 Main Street
Johnson City, NY 13790
(Local Elected Official) Term Expires 12/31/94

Hon. Gordon Wackett
24 Devon Boulevard
Binghamton, NY 13903
(City Elected Official) Term Expires 12/31/94

Norman Shadduck, Sr.
3 Ardsley Road
Binghamton, NY
(Citizen-At-Large) Term Expires 12/31/94

David Reynolds
P. O. Box 1766
County Office Building
Binghamton, NY 13902
(County Planning - Acting Planning Commissioner) Term Expires 12/31/94

Sally Malone-Hawkins
201 Evergreen Street, 5-3B
Vestal, NY 13850
(Citizen/Minority) Term Expires 12/31/94

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 230, adopted June 27, 1967, Resolution No. 416, adopted December 30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 230, adopted June 27, 1967, Resolution No. 416, adopted December

30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, does hereby confirm the appointments of the above-named individuals to membership on the Southern Tier East Regional Planning Development Board in accordance with their appointment by the Legislative Chairman Arthur J. Shafer.

Carried.

RESOLUTION NO. 170

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

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DOMENICO AND LUIGI FATA FOR LEASE OF OFFICE SPACE FOR THE BUREAU OF MOTOR VEHICLES FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 102 of 1991, authorized an agreement with Domenico and Luigi Fata for lease of space for the Bureau of Motor Vehicles for the period May 1, 1991 through April 30, 1992 at a cost of \$2,853 per month, total cost not to exceed \$34,644 for the term of this agreement, and

WHEREAS, said lease is necessary for the operation of the Bureau of Motor Vehicles, at a convenient Endicott location, and

WHEREAS, said agreement expires by its terms on April 30, 1992, 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 the renewal of the agreement with Domenico and Luigi Fata, 2902 Watson Boulevard, Endwell, New York, 13760, for the lease of 3,514 square feet of floor space on the ground level of the building located at 124 Washington Avenue, Endicott, New York for the period May 1, 1992 through April 30, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$2,955 per month, total payment not to exceed \$35,460 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300020.4422.101000 (Building & 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.

Carried by the following: Ayes-18; Nays-1 (Greenmun).

RESOLUTION NO. 171

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

Seconded by Messrs. Pasquale and Seeley.

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

WHEREAS, this County Legislature, by Resolution 181 of 1991, authorized and approved the Summer Youth Program for the Office of Employment and Training and adopted a program budget in the amount of \$547,751 for the period October 1, 1990 through September 30, 1991, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1991 through September 30, 1992, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the Office of Employment & Training Job Training Partnership Act Title IIB Summer Youth Program for the period October 1, 1991 through September 30, 1992 in the total amount of \$549,953, 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 \$549,953 for the period October 1, 1991 through September 30, 1992, and be it

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

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

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

Carried.

RESOLUTION NO. 172

By Education, Culture and Recreation and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GIANT OPERATING CORPORATION FOR LEASE OF SPACE FOR BENJAMIN FRANKLIN BRANCH LIBRARY ON A MONTHLY BASIS.

WHEREAS, this County Legislature, by Resolution 214 of 1991, authorized an agreement with Giant Operating Corporation for lease of space at 307 Conklin Avenue for the Benjamin Franklin Branch Library at a cost of \$600.00 per month, total cost not to exceed \$7,200 for the period June 1, 1991 through May 31, 1992, and

WHEREAS, said agreement expires by its terms on May 31, 1992, and it is desired at this time to renew said lease on substantially similar terms and conditions, on a monthly basis, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the lease agreement with Giant Operating Corporation, 100 Oakdale Road, Johnson City, New York, 13790, for the lease of space at 307 Conklin Avenue for the Benjamin Franklin Branch Library on a monthly basis, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$600.00 per month, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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. 173

By Environment Committee.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION REQUESTING BATTERY COLLECTION BY THE DIVISION OF SOLID WASTE MANAGEMENT

WHEREAS, it has been determined that batteries such as those used to power

flashlights, radios and hearing aids are hazardous to our County landfill, and

WHEREAS, this County Legislature desires that the Division of Solid Waste establish many additional battery collection points at municipal buildings, schools and shopping centers through the County for pick-up and disposal of said batteries, and

WHEREAS, this County Legislature further desires that the Division of Solid Waste Management pursue markets for the sale and disposal of used batteries, thus keeping them out of the County landfill, now, therefore, be it

RESOLVED, that this County Legislature hereby requests that the Division of Solid Waste Management establish many additional collection points at municipal buildings, schools and shopping centers throughout Broome County for used batteries and further directs that the Division of Solid Waste Management pursue markets for the sale and/or disposal of said used batteries, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Carried.

RESOLUTION NO. 174

By Environment and Public Works Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION DIRECTING INITIATION OF ENVIRONMENTAL REVIEW OF PROPOSED RECONSTRUCTION/REHABILITATION OF AIRPORT ROAD PHASE II AND RENDERING "NEGATIVE DECLARATION" WITH RESPECT THERETO.

WHEREAS, this County Legislature has pending before it a proposed capital project for the reconstruction/rehabilitation of Airport Road Phase II, and

WHEREAS, said reconstruction/rehabilitation may have an impact on the environment, and

WHEREAS, it is hereby determined that the reconstruction/ rehabilitation of Airport Road Phase II 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 the proposed reconstruction/rehabilitation of Airport Road Phase II, 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 proposed reconstruction/ rehabilitation of Airport Road Phase II will not have 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.

RESOLUTION NO. 175

By Finance Committee.

Seconded by Messrs. Pasquale and Seeley.

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH
PEBSCO OF NEW YORK FOR FINANCIAL SERVICES FOR BROOME
COUNTY EMPLOYEES FOR 1992 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 224 of 1989, authorized an agreement with PEBSCO of New York for financial services for Broome County employees at no cost to the County, for the period June 1, 1989 through May 31, 1992, and

WHEREAS, it is desired to renew said agreement for a three year period, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with PEBSCO of New York, One Corporate Place, 1170 Pittsford-Victor Road, Pittsford, New York, 14534, for financial services for Broome County employees for the period June 1, 1992 through May 31, 1995, at no cost to the 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.

At the request of Mr. Moppert, Resolution No. 92-175 was **held over** under the rule.

RESOLUTION NO. 176

By Finance Committee.

Seconded by Messrs. Pasquale and Seeley.

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE
HEALTH DEPARTMENT**

RESOLVED, that in accordance with a request from the Department of Health, in order to provide funds for Subcontracted Program Expense, as requested by BT#3946, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index</u>	<u>Sub-</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
	<u>Code</u>	<u>object</u>	<u>Code</u>		
From:	480251	8010	102595	State Retirement	\$ 9
	480251	8030	102595	Social Security	164
	480251	8040	102595	Workers' Comp.	65
	480251	8060	102595	Health Insurance	212
	480251	8063	102595	Disability Ins.	8
	480251	8070	102595	Unemployment Ins.	575
TO:	480251	4457	102595	Subcont. Pro. Exp.	1,033

Carried.

RESOLUTION NO. 177

By Health Services and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR THE HEALTH DEPARTMENT EDUCATION FOR HANDICAPPED CHILDREN'S PROGRAM FOR 1990, 1991 AND 1992.

WHEREAS, the Health Department requests authorization for agreements with various vendors for its Education for Handicapped Children's Program for calendar year 1992, and

WHEREAS, said vendors will provide itinerant speech, equipment, medication, occupational and physical therapy, special education, medical services and transportation for the Health Department's Education for Handicapped Children's Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the various vendors as indicated on the attached Exhibit "A," for the services, costs and terms indicated, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480285.4715.101000 (Other Health & Medical Services), 480145.4707.101000 (Medical & Hospital Services), 480285.4745.101000 (Education of Handicapped Children), 480285.4706.101000 (Rehabilitation & Therapy Services), and 480285. 4740.101000 (Other Professional 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.

EXHIBIT A

<u>Vendor</u>	<u>Services</u>	<u>Term</u>	<u>Amount</u> <u>not to exceed</u>
Karen Bertenthal 312 Frey Avenue Vestal, NY 13850	Itinerant Speech Occup. Therapy Physical Therapy	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$2,500 (1991) nte \$5,000 (1992)
Donson Trans. Services, Inc. 2211 North Street Endicott, NY 13760	Trans.	07/01/91 - 12/31/92	nte \$26,000 (1991) nte \$47,000 (1992)
Patricia Fahrenback 609 Nelson Road Johnson City, NY 13790	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$7,500 (1991) nte \$15,000 (1992)
Eileen Gilroy Lourdes Hospital 169 Riverside Drive Binghamton, NY 13905	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$12,000 (1991) nte \$24,000 (1992)
Sheila Gitlitz 5 Riverside Dr., Suite 1005 Binghamton, NY 13905	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$21,000 (1991) nte \$43,000 (1992)
Marjorie Kaufman 35 Leslie Avenue Conklin, NY 13748	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$2,500 (1991) nte \$5,000 (1992)
Karen McKissick 758 River Road Binghamton, NY 13901	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$2,000 (1991) nte \$4,000 (1992)
Elizabeth Morrissey RD 2, Box 2311-8, Anne Rd. Windsor, NY 13865	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$2,000 (1991) nte \$3,000 (1992)
Emily Rose 4728 Deerfield Place	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$4,000 (1991)

Vestal, NY 13850			nte \$8,000 (1992)
Mona Wysocki P. O. Box 286 Whitney Point, NY 13862	Speech	07/01/91 - 12/31/92	\$27.00 per ½ hr. nte \$2,500 (1991) nte \$5,000 (1992)
Acousticon of Binghamton 75 Riverside Drive Johnson City, NY 13790	Vendor	01/01/91 - 12/31/92	nte\$1,606.38(1991) nte\$1,300.00(1992)
Bronsky/Graff Ortho. 423 E. Main Street Endicott, NY 13760	Vendor	01/01/92 12/31/92	nte \$3,000
Bing. Limb/Brace Co. 142 Harry L. Drive Johnson City, NY 13790	Vendor	01/01/91 - 12/31/92	nte \$1,720 (1991) nte \$1,000 (1992)
CVS P. O. Box 0 Woonsocket, RI 02895	Vendor	01/01/92 - 12/31/92	nte \$16,000
HCA (1990) 18 Broad Street (1991) Johnson City, NY 13790 (1992)	Vendor	01/01/90 - 12/31/92	nte \$1,337.10 nte \$1,890.10 nte \$2,000.00
HCA 18 Broad Street J.C., NY 13790	Special Education Tuition/Therapy for pre-school children	07/01/91 - 12/31/92	nte \$300,000 (1991) nte \$600,000 (1992)
HCA (1991) 18 Broad Street (1992) J.C., NY 13790	Special Education Tuition/Therapy for pre-school children	01/01/91 - 12/31/92	nte \$38,683.50 nte \$77,367.00

Klemmt Ortho. Svcs. Vendor 220 Front Street Vestal, NY 13850		01/01/92 - 12/31/92	nte \$2,000
Prof. Home Care Vendor 116 Vestal Parkway East (1991) Vestal, NY 13850 (1992)		01/01/90 - 12/31/92	nte \$479.46 (1990) nte \$1,016.75 nte \$1,000.00
RSI Vendor (1991) P. O. Box 1400 (1992) Binghamton, NY 13902		01/01/91 - 12/31/92	nte \$1,225.00 nte \$2,000.00
RSI Special Education P. O. Box 1400 Tuition/Therapy for Bing., NY 13902 pre-school children		07/01/91 - 12/31/92	nte \$162,500 (1991) nte \$325,000 (1992)
RSI Special Education (1991) P. O. Box 1400 Tuition/Therapy for (1992) pre-school children Bing., NY 13902		07/01/91 - 12/31/92	nte \$19,341.50 nte \$38,683.00
Broome BOCES Special Education 421 Glenwood Rd. Tuition/Therapy Binghamton, NY 13905		07/01/91 - 12/31/92	nte \$100,000 (1991) nte \$200,000 (1992)
Chen Fks Schools Special Education P. O. Box 204A Tuition/Therapy Gordon Drive Binghamton, NY 13901		07/01/91 - 12/31/92	nte \$50,000 (1991) nte \$100,000 (1992)
SUNY-Binghamton Special Education Children's Unit Tuition/Therapy P.O. Box 6000 Binghamton, NY 13902		07/01/91 - 12/31/92	nte \$84,025 (1991) nte \$168,050 (1992)

Constance Alexander Speech 01/01/92 - 12/31/92 \$27.00 per ½ hr.
505 Magnolia Drive nte \$3,000
Vestal, NY 13850

Lucille Koba Speech 01/01/92 - 12/31/92 \$27.00 per ½ hr.
124 Thomas Street nte \$2,000
Johnson City, NY 13790

Carried.

RESOLUTION NO. 178

By Health Services and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH
MARY SEVEY FOR PHYSICAL THERAPY SERVICES FOR THE HEALTH
DEPARTMENT HOME HEALTH SERVICES PROGRAMS FOR 1991.**

WHEREAS, this County Legislature, by Resolution 192 of 1991, authorized an agreement with Mary Sevey for physical therapy services for the Health Department Home Health Services Programs for 1991 at a cost not to exceed \$21,011, and

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

WHEREAS, it is necessary to authorize the amendment of said agreement due to an increase in services rendered, which increased costs will be paid out of 1992 funds, now, therefore, be it

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

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$55.00 per visit, plus \$0.275 per traveled mile, total cost not to exceed \$21,511 for the term of this agreement, and be it

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

FURTHER RESOLVED, that Resolution 192 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. 179

By Health Services and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING REVISION OF AGREEMENT WITH TRINITY MEMORIAL CHURCH FOR LEASE OF SPACE FOR DEPARTMENT OF HEALTH FOR 1992

WHEREAS, this County Legislature, by Resolution No. 93 of 1992, authorized an agreement with Trinity Memorial Church for the lease of 3,800 square feet of space for the Adolescent Community Service Project for the term April 1, 1992 through March 31, 1993, in the amount of \$3,800 for rent, \$6,500 for utilities, and \$300 for security, total cost not to exceed \$10,600, and

WHEREAS, the lease of such space is necessary for the effective administration of the Department of Health's Adolescent Community Services Project which is

designed to best reach our community's adolescents, and

WHEREAS, it is necessary at this time to revise said agreements to change the term of the agreement to comply with State requirements for contract terms, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the agreement with Trinity Memorial Church, 44 Main Street, Binghamton, New York, 13905, for the lease of space for the period April 1, 1992 through August 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$1,584 for rent, \$3,418 for utilities, and \$70 security, total cost not to exceed \$5,072 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480251.4422.102633 (Rent), 480251. 4425.102633 (Water/Sewer), 480251.4426.102633 (Heat), 480251.4427. 102633 (Electric), and 480251.4458.102633 (Security), and be it

FURTHER RESOLVED, that Resolution No. 93 of 1992, 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-16; Nays-3 (Augostini, Hudak, Seeley).

RESOLUTION NO. 180

By Health Services and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH REHABILITATION SERVICES, INCORPORATED, FOR HOME BASED INFANT TODDLER PROGRAM FOR THE HEALTH DEPARTMENT FOR 1992

WHEREAS, the Health Department requests authorization for an agreement with Rehabilitation Services, Incorporated, for home based infant toddler program for the period 1992 at a cost of \$45.00 per session for the education component, medicaid rate for therapy component, plus mileage, and

WHEREAS, said agreement is desired to offer additional option in place of a center-based program for children who are too young or medically fragile to attend center-based program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Rehabilitation Services, Inc., 33 Mitchell Avenue, Binghamton, New York, 13903, for Home Based Infant Toddler Program, for the period beginning at date of passage of this resolution 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 \$45.00 per session for the education component, medicaid rate for therapy component, plus \$0.275 mileage rate for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480227.4747.101000 (Other Professional 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. 181

By Health Services and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING REVISION OF AGREEMENT WITH THE YWCA FOR CROSSROADS SERVICES FOR THE HEALTH DEPARTMENT ADOLESCENT COMMUNITY SERVICES PROJECT FOR 1992.

WHEREAS, this County Legislature, by Resolution 91 of 1992, authorized an agreement with the Binghamton YWCA for services associated with the YWCA Crossroads Program, a residency program for women 16-21 years of age, for the period April 1, 1991 through March 31, 1992 at a cost not to exceed \$17,500.00, and

WHEREAS, said services are necessary to provide housing for thirty young women, eight of whom will be from Johnson City, and implement an outreach program in Johnson City according to the goals and objectives of the Adolescent Community Services Project, and

WHEREAS, it is desired at this time to revise said agreement for the period April 1, 1992 through August 31, 1992, at a cost not to exceed \$7,292, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the agreement with the YWCA, 80 Hawley Street, Binghamton, New York, 13901 for services associated with the YWCA Crossroads Program, a residency program for women 16-21 years of age, for the period April 1, 1992 through August 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$7,292 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480251.4457.102633 (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. 182

By Health Services, Personnel and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

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

WHEREAS, this County Legislature, by Resolution 94 of 1992, authorized and approved the Adolescent Community Services Project and adopted a program budget in the amount of \$347,816 for the period April 1, 1992 through March 31, 1993, 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 teens at the YWCA Crossroads Program, and

WHEREAS, it is necessary to amend said grant program for the period April 1, 1992 through August 31, 1992 in the total amount of \$138,391, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the revised budget of the Department of Health in the Adolescent Community Services Project for the period April 1, 1992 through August 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$138,391 for the period April 1, 1992 through August 31, 1992, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized

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

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

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

Carried.

RESOLUTION NO. 183

By Health Services, Personnel and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF HEALTH DEPARTMENT BREAST CANCER DETECTION AND EDUCATION GRANT PROGRAM FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 345 of 1991, as amended by Resolution 21 of 1992, authorized 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 amount of \$120,000, and

WHEREAS, it is desired to renew said grant program for 1992 through 1993, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the Health Department Breast Cancer Detection and Education Grant Program for the period July 1, 1992 through June 30, 1993 in the total amount of \$102,000, 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 \$102,000 for the period July 1, 1992 through June 30, 1993, 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. 184

By Personnel Committee.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION ADOPTING A BROOME COUNTY EMPLOYMENT POLICY CONCERNING SERIOUS ILLNESSES AND OTHER DISABLING MEDICAL CONDITIONS INCURRED BY BROOME COUNTY GOVERNMENT EMPLOYEES

WHEREAS, the Personnel Department requests this Legislature to establish serious illnesses and other disabling medical conditions incurred by Broome County Government Employees, and

WHEREAS, a copy of the aforementioned policy is attached as Exhibit "A",

now, therefore, be it

RESOLVED, that this County Legislature hereby adopts the Broome County Employment Policy concerning serious illnesses and other disabling medical conditions incurred by Broome County Government Employees attached hereto as Exhibit "A".

Carried.

RESOLUTION NO. 185

By Personnel Committee.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENTS OF HEALTH AND MENTAL HEALTH.

RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR# 92-183, this County Legislature hereby authorizes the change of one (1) full-time Nutrition Assistant position at budget line GA480368.1000, minimum salary \$15,382, Grade 9, to one (1) full-time Nutritionist position at budget line GA480368.1000, minimum salary \$23,607, Grade 17, effective May 4, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 92-193, this County Legislature hereby authorizes the change of one (1) full-time Clinical Social Worker position at budget line A470013.1000, minimum salary \$29,243, Grade 21, to two (2) part-time Clinical Social Worker positions at budget line 470013.1500, minimum salary \$14.8820 per hour, Grade 21, effective April 16, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Mental Health, in order to provide funds for PCR# 92-193, as requested by BT# 2545, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index</u>	<u>Sub-</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
	<u>Code</u>	<u>object</u>	<u>Code</u>		
FROM:	470013	1000	101000	Salaries, FT	\$20,719
TO :	470013	1500	101000	Salaries, PT	\$20,719

Carried.

RESOLUTION NO. 186

By Personnel and Finance Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH AMALGAMATED TRANSIT UNION LOCAL 1145 FOR 1992 THROUGH 1993.

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized Local 1145 Amalgamated Transit Union as an employee organization for those certain Broome County Employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution No. 615 of 1989, authorized a written agreement with Local 1145 Amalgamated Transit Union setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 1990 through December 31, 1991, and

WHEREAS, a tentative agreement has been reached with Amalgamated Transit Union for the period January 1, 1992 through December 31, 1993, and

WHEREAS, it is desired at this time to renew said agreement on the terms and conditions set forth in the Memo of Agreement on file with the Clerk of this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Amalgamated Transit Union, Local 1145, setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 1992 through December 31, 1993, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 1989 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, 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. 187

By Public Safety and Emergency Services and Finance Committees.
Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BAC AGENCY FOR AUTOMOBILE INSURANCE OF HIGH RISK VEHICLES FOR THE SHERIFF'S DEPARTMENT FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 111 of 1991, authorized an agreement with BAC Agency for automobile insurance of 13 high risk vehicles for the Sheriff's Department for the period March 13, 1991 through March 13, 1992 at a cost of \$8,898, and

WHEREAS, said agreement expired by its terms on March 13, 1992, and it is desired at this time to renew said agreement for 1992 through 1993 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with BAC Agency, 4104 Old Vestal Road, Binghamton, New York, 13902 for automobile insurance of 13 Sheriff Department high risk vehicles for the period March 13, 1992 through March 13, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$11,300.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4521.307000 (Premiums), 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. 188

By Public Works Committee
Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING THE REMOVAL OF CERTAIN SECTIONS OF COUNTY ROADS LOCATED WITHIN THE TOWNS OF CHENANGO OR UNION FROM THE COUNTY ROAD SYSTEM AND ACQUIRING CERTAIN SECTIONS OF TOWN ROAD IN EXCHANGE FOR SAID REMOVAL

WHEREAS, the Broome County Superintendent of Highway recommends, pursuant to New York State Highway Law, § 115-b, that certain sections of county roads located with the Towns of Chenango or Union, more particularly described in Exhibit "A" attached hereto, be removed from the county road system and that Broome County acquire, in exchange for the afore-mentioned removal, certain town

roads, and

WHEREAS, the Towns of Chenango and Union are in favor of said removals and transfers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the removal of certain sections of county roads located within the Towns of Chenango or Union, more particularly described in Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the amendment of the County Highway Map so as to eliminate and add said roads to said map, and be it

FURTHER RESOLVED, that this County Legislature further authorizes the acquisition of certain roads located within these two towns, as more particularly described in Exhibit "A" attached hereto, in exchange for the afore-mentioned removal, 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 this resolution shall take effect immediately.

Carried.

RESOLUTION NO. 189

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

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUN MICROSYSTEMS, INCORPORATED, FOR COMPUTER SOFTWARE SUPPORT FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolutions 150 and 356 of 1991, authorized an agreement with SUN Microsystems, Inc., for software support and upgrades for 6 SUN Microsystems Sparc Station I computers in the Engineering Division of the Public Works Department at a cost of \$2,388.00 for the term April 1, 1991 through March 31, 1992, and

WHEREAS, said agreement expired by its terms on April 1, 1992, 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 the renewal of the agreement with SUN Microsystems, Inc., 621 Columbia Street Extension, Cohoes, New York, 12047, for software support and upgrades for 6 SUN Microsystems Sparc Station I computers in the Engineering Division of the Public Works Department 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 a maximum amount of \$2,940.00 for the term of this agreement, and be it

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

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

Carried.

The Regular Agenda was introduced at this time.

RESOLUTION NO. 190

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

Seconded by Mrs. Wagstaff.

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 6, 1992, ENTITLED: "A LOCAL LAW AMENDING LOCAL LAW NO. 4, 1980, AS AMENDED, ESTABLISHING RULES AND REGULATIONS FOR COUNTY PARKS."

RESOLVED, that Local Law Intro. No. 6, 1992, entitled:

"A local Law amending Local Law No. 4, 1980, as amended, establishing rules and regulations for County Parks," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 6, 1992

"A LOCAL LAW AMENDING LOCAL LAW NO. 4, 1980, AS AMENDED, 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, as amended, is hereby amended to read as follows:

Fees and Charges. The following Fees and Charges are established for 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).

F. Garden Plot rental.

Type	Fee
Per Season (plot approximately 25 x 30 feet)	[\$25.00] <u>35.00</u>

Non-Broome County Resident Rental	<u>\$100.00</u>
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>
Non-ice functions (available May to September)	\$[100.00] <u>300.00</u>
	per weekday
	\$[300.00] <u>500.00</u>
	per weekend day and holiday
H. Cross-Country Ski Rental (including skis, boots, poles and bindings)	
Type	Fee
Per hour	\$2.50
Trail fee	\$3.00 per day
<u>Season Pass per person (trail only)</u>	<u>\$20.00</u>
<u>Q. Balloon Launch Permit</u>	<u>\$25.00 per year</u>
<u>S. Special Events in Broome County Parks, including, but not limited to, Spiedie Fest/Balloon Rally, Irish Festival, Kopernik Festival, Crappie Derby, etc.</u>	<u>\$0.50 per person, 12 years old and older, per day</u>

SECTION 2. Except as hereinabove amended, Local Law No. 4, 1980, as amended, 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.

Carried by the following: Ayes-13; Nays-6 (Brown, Greenmun, Lindsey, Schofield, Warner, Shafer).

RESOLUTION NO. 191

By Finance Committee.

Seconded by Mr. Yeager.

**RESOLUTION AUTHORIZING AGREEMENT WITH WILLIAM MERCER,
INCORPORATED, FOR HEALTH CARE CONSULTING SERVICES FOR
THE DEPARTMENT OF RISK AND INSURANCE FOR 1991 THROUGH
1992.**

WHEREAS, the Department of Risk and Insurance requests authorization for an agreement with William Mercer, Incorporated, for a health care benefits survey for 1992 at a cost not to exceed \$24,000.00, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with William Mercer, Incorporated, 1166 Avenue of the Americas, New York, New York, 10036, for a health care benefits survey in connection with this County's Health Benefit Program for 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay William Mercer, Incorporated, an amount not to exceed \$24,000.00 for the survey, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4724.601000 (Actuarial Consultant), 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-10 (Coffey, Howard, Kavulich, Malley, Moppert, Pasquale, Schofield, Warner, Yeager, Shafer); Nays-8 (Bielecki, Brown, Greenmun, Hudak, Lindsey, Pazzaglini, Seeley, Wagstaff); Absent-1 (Augustini).

RESOLUTION NO. 192

By Health Services and Finance Committees.

Seconded by Mr. Warner.

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH AMERICAN HEALTH CARE SOFTWARE ENTERPRISES, INCORPORATED, FOR PURCHASE OF SOFTWARE FOR WILLOW POINT NURSING HOME AND HEALTH RELATED FACILITY FOR 1991 AND 1992.

WHEREAS, this County Legislature, by Resolution 599 of 1990, authorized an agreement for customized software from American Health Care Software Enterprises, Incorporated, for use at Willow Point Nursing Home and Health Related Facility, at a cost not to exceed \$50,000, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for additional training on various modules of software and extend the term of the agreement through December 31, 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with American Health Care Software Enterprises, Incorporated, 100 Commercial Street, Box 6002, Plainview, New York, 11803-0602, for customized software and training for Willow Point Nursing Home and Health Related Facility for the period January 1, 1991 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 \$55,000 for the software, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160259.4359.502193 (Computer Software & Supplies), and be it

FURTHER RESOLVED, that Resolution 599 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 (Augostini).

RESOLUTION NO. 193

By Public Works and Education, Culture and Recreation Committees.

Seconded by Messrs. Pasquale and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH ROBERT SVARNEY FOR THE USE, REPAIR AND MAINTENANCE OF AN EASEMENT EXTENDING FROM THE SOUTHERLY BOUNDARY OF LEWIS ROAD.

WHEREAS, Robert Svarney is the owner of a parcel of land, identified as Town of Union Tax Map Parcel #3-D14-01 located south of Lewis Road and east of Stella Ireland Road in the Town of Union, and

WHEREAS, the County is the owner of a certain parcel, known as Broome County Watershed Property located south of Lewis Road and east of Stella Ireland Road in the Town of Union, and

WHEREAS, Robert Svarney and the County are owners of a 50 ft.± wide easement extending from the southerly boundary of Lewis Road along the easterly boundary of Mr. Svarney's property to the northerly boundary of the County property, and

WHEREAS, said easements grant to both the County and Mr. Svarney the right to use the 50 ft.± easement for ingress and egress by motor vehicles and pedestrians from Lewis Road to their respective parcels and grants to each the right to fill, grade and repair the easement for the purpose of constructing and maintaining a roadway for such ingress and egress to their respective parcels, and

WHEREAS, Mr. Svarney desires to develop his parcel of land and requires this agreement before the Town of Union Planning Board will approve his development, and

WHEREAS, the Department of Public Works and Department of Parks and Recreation have no objection to this proposed agreement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Robert Svarney, 6 Stanley Street, Binghamton, New York, 13905, for the use, repair and maintenance of an easement extending from the southerly boundary of Lewis Road, as shown on the attached "Exhibit A," and be it

FURTHER RESOLVED, that this agreement will provide that Mr. Svarney will:

- 1) pave the right-of-way from the existing pavement near Choconut Creek to the rear boundary of his property;
- 2) repair and maintain the improved surface of the right-of-way and be responsible for snow removal for the entire length of the right-of-way to the northerly boundary of the County property by plowing said right-of-way as appropriate;

and be it

FURTHER RESOLVED, that the County will permit Mr. Svarney to place

gabion structures on the boundary of the Svarney property abutting other County property near Choconut Creek and the County grants an easement to Mr. Svarney over its property adjoining the Svarney property for the sole purpose of extending gas, electric, water and sewer services to the Svarney property, 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.

Mrs. Greenmun moved, seconded by Mr. Pasquale to add another provision to the first FURTHER RESOLVED paragraph of the resolution as follows: "3). will hold The County harmless from any liability in connection with the repair, maintenance and use of the right of way extending from the southerly boundary of the right of way of Lewis Road to the point at the rear of Svarney's Property except for liability arising from the County's own negligence."

Amendment **carried**.

At the request of Mr. Pasquale, the resolution as amended was **held over** under the rule.

RESOLUTION NO. 194

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

Seconded by Mr. Malley.

RESOLUTION AUTHORIZING RENEWAL OF ANTI-DRUG ABUSE PROGRAM GRANT FROM THE STATE OF NEW YORK DIVISION OF CRIMINAL JUSTICE SERVICES, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH, AND AUTHORIZING A RENEWAL OF THE AGREEMENT WITH THE CITY OF BINGHAMTON FOR PARTIAL ADMINISTRATION THEREOF FOR 1992 THROUGH 1993

WHEREAS, this County Legislature, by Resolution No. 176 of 1991, authorized the acceptance of \$332,143 from the New York Division of Criminal Justice Services for the Anti-Drug Abuse Act Program for use in reducing the street trafficking and use thereof of narcotics in the City of Binghamton, downtown business district, and develop a support network between and among businesses, police and community residents for the period January 1, 1991 through December 31, 1991, and

WHEREAS, the New York State Division of Criminal Justice Services has awarded Broome County \$308,000 for the above-mentioned program for the period May 1, 1992 through April 30, 1993, and

WHEREAS, additionally, Broome County will contribute \$40,042; \$16,042 cash and \$24,000 in-kind services, and the City of Binghamton will provide \$67,326

of in-kind services in support for this program, total program expenditures being \$415,368 for the term of this program, and

WHEREAS, this program will be implemented by the Broome County District Attorney, Probation, Public Defender, and the City of Binghamton, and

WHEREAS, it is desired to accept said grant monies from the State of New York Division of Criminal Justice Services in the amount of \$308,000 and to authorize an agreement with the City of Binghamton for that portion of the grant which the City of Binghamton is required to effectuate for the period May 1, 1992 through April 30, 1993, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$308,000 from the New York State Division of Criminal Justice Service for the period May 1, 1992 through April 30, 1993, 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 \$ 324,042, said sum consisting of only monies received or allocated, not in-kind services contributed, for the period May 1, 1992 through April 30, 1993, 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 remaining 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. 195

By Health Services, Personnel and Finance Committees.

Seconded by Mr. Howard.

RESOLUTION AUTHORIZING RENEWAL OF YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) GRANT FOR THE DRUG AWARENESS CENTER AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

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 amount of \$77,600 for the period

April 1, 1991 through March 31, 1992, and

WHEREAS, said grant 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 desired at this time to renew said grant program for the period April 1, 1992 through March 31, 1993 in the amount of \$101,050, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$101,050 from the New York State Division of Alcoholism for the YESCAP drug prevention program for the period April 1, 1992 through March 31, 1993, 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 \$101,050 for the period April 1, 1992 through March 31, 1993, 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-1 (Coffey).

RESOLUTION NO. 196

By Transportation and Finance Committee.

Seconded by Mr. Warner.

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE BINGHAMTON LOCAL DEVELOPMENT CORPORATION FOR SHUTTLE BUS SERVICE TO THE BINGHAMTON METROPOLITAN STADIUM

WHEREAS, the Binghamton Local Development Corporation has requested to contract with the County of Broome for the round-trip transportation of spectators to the Binghamton Mets baseball games from the Central Business District in the City of Binghamton to the Binghamton Metropolitan Stadium on April 16-18, 1992, and

WHEREAS, this agreement would provide for the payment of \$1,000 per game by the Binghamton Local Development Corporation and/or one of its agencies to the

County for the service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Binghamton Local Development Corporation for the round-trip transportation of spectators to the Binghamton Mets baseball games from the Central Business District in the City of Binghamton to the Binghamton Metropolitan Stadium on April 16-18, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the Binghamton Local Development Corporation and/or one of its agencies shall pay the County \$3,000, and be it

FURTHER RESOLVED, that this contract for future baseball games and the City of Binghamton shall pay for these shuttle bus services at the County's fixed route rate, and be it

FURTHER RESOLVED, that the revenue payments hereinabove shall be credited to budget line 220004.0093.203000 (Fares & Fees), 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. 197

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

Seconded by Mr. Howard.

RESOLUTION AUTHORIZING AMENDMENT OF REAL PROPERTY LEASE AGREEMENT WITH COURT AND HENRY STREET DEVELOPMENT, INCORPORATED, FOR THE OFFICE OF THE PUBLIC DEFENDER FOR 1991 THROUGH 1996

WHEREAS, this County Legislature, by Resolutions No. 22 and 363 of 1991, authorized an agreement with Court and Henry Street Development, Inc., for lease of premises at 227-229 State Street, Binghamton, New York, at a cost of \$8.50 per square feet, \$6,426.00 per month, for a five year period and renovations of 4,000 square feet of storage space at a cost not to exceed \$24,203, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for increased costs of the renovations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Court and Henry Street Development, Inc., with respect to the renovation costs only, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$29,803 for said renovations, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300046.2011.102590 (Improvements/Alterations), and be it

FURTHER RESOLVED, that Resolutions No. 22 and 363 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-1 (Greenmun).

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

Carried.