

Section 2. The commencement date of the Retirement Incentive Program shall be December 1, 1992.

Section 3. The open period during which eligible employees may retire and receive the additional retirement benefit, shall be thirty-one (31) days in length.

Section 4. The County of Broome elects to provide the open program option as authorized by Chapter 643 of the Laws of 1992.

Section 5. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be fulfilled over a five year period. The amount of the annual payment in each of the five years shall be determined by the Actuary of the New York State and Local Employee's Retirement System, and shall be paid by the County of Broome for each employee who receives the retirement benefits payable under this local law.

Section 6. This Legislature authorizes Broome Community College to participate in the early retirement incentive program for Community Colleges authorized by Chapter 643 of the Laws of 1992. Said program shall be established by the Board of Trustees of the College in accordance with Chapter 643 of the Laws of 1992.

Section 7. This Local Law shall take effect immediately upon filing with the Secretary of State.

Mr. Yeager moved, seconded by Mr. Shafer to call the question. Motion to call the question **Carried**. Ayes-15, Nays-0, Absent-4 (Brown, Howard, Moppert, Warner). Resolution **Lost** Ayes-8 (Bielecki, Coffey, Kavulich, Lindsey, Malley, Pasquale, Seeley, Shafer) Nays-7 (Augustini, Greenmun, Hudak, Pazzaglini, Schofield, Wagstaff, Yeager) Absent-4 (Brown, Howard, Moppert, Warner).

Mr. Pasquale moved, seconded by Mr. Seeley to adjourn to the call of the Clerk at 7:44 p.m. Carried.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
SEPTEMBER 17, 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-18; Absent-1 (Schofield).

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 Pasquale moved, seconded by Mr. Moppert that the minutes of the August 20, 1992, Regular Session, the August 28, 1992 Special Session and the September 9, 1992 Special Session be approved as prepared and as presented by the Clerk. **Carried** Ayes-18, Nays-0, Absent-1 (Schofield). Mr. Schofield arrived shortly after the minutes were approved.

Written or oral presentations of the County Executive, Timothy M. Grippen:

Letters from the County Executive, Timothy M. Grippen:

1. Nominating B. Flynn, J. Smigelski and M. Whalen to membership on the Resource Recovery Agency.
2. Nominating R. Kulik to membership on the Resource Recovery Agency.

The Following communications, notices and reports were presented to the County Legislature:

COMMUNICATIONS:

1. Minutes from: Broome County Public Library
2. Comprehensive Plan submitted by Broome County Youth Bureau.
3. Copy of letter from Budget Director, Timothy M. Costello, regarding 1992 Salary Savings.
4. Rules and Regulations for Preparation of Materials (Local Law Intro. No. 12, 1992).

D. REPORTS:

1. Monthly Report: Department of Social Services (May 1992).
2. Department of Audit and Control: Audit of American Services Cleaning Company.
3. Quarterly Income Statements submitted by Broome Community College.

Mr. Moppert moved, seconded by Mr. Pasquale to receive and file the above noted reports and to publish any pertinent portions thereof in the 1992 Journal of Proceeding. **Carried.**

ANNOUNCEMENTS FROM THE CHAIR

Mr. Shafer announced that there will be a Committee of the Whole on October 2, 1992 at 3:00 p.m. and a Special Session on October 2, 1992 at 3:45 p.m.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chairman, Arthur J. Shafer:

1. Appointing David L. Lindsey as voting representative for Robert J. Warner, Personnel Committee, September 9, 1992.
2. Appointing Kelly J. Wagstaff as voting representative and David L. Lindsey as Acting Chairman for Robert J. Warner, Public Safety and Emergency Services Committee, September 9, 1992.

3.Appointing Kathleen M. Greenmun as voting representative for Robert J. Warner, County Administration, Economic Development and Planning Committee, September 10, 1992.

Mr. Carl Gitlitz, Chairman of the Broome County Commission on the Bicentennial of the United States Constitution presented the Legislature with a check for \$2478.24. This check was the remainder of the \$2,500 funding granted to the Committee in 1987.

Mr. Larry Bristol, from the MRB Group presented to the Legislature the final draft of the Environmental Impact Study relating to the future Public Safety Facility.

The following resolutions heldover from the previous regular session were again presented for consideration:

RESOLUTION NO. 346 By the Education, Culture & Recreation Committee, Seconded by Mr. Brown, To petition the New York State Governor and State Legislature to abolish and repeal the Adirondack Park Agency Act Article 27 and for replacement of the Adirondack Park Agency with Adirondack Park Local Government Planning and Control Board. Heldover by Mr. Malley at the August 20th session, was again presented. **Carried.** Ayes-17, Nays-2 (Malley, Pasquale).

RESOLUTION NO. 348 By the Environment and County Administration, Economic Development & Planning Committees, Seconded by Mr. Brown, Authorizing agreement with the town of Colesville to indemnify the town of Colesville from and against any and all damages and claims, up to one million dollars, which may arise from the County's use of town of Colesville property for a county recycling dropoff. Heldover by Mrs. Coffey at the August 20th session, was again presented. **Carried.** Ayes-18, Nays-1 (Coffey).

RESOLUTION NO. 349 By the Environment and Finance Committees, Seconded by Mr. Brown, Authorizing agreement with Syracuse Supply Leasing co., Incorporated for a five-year lease of a D8N Dozer for the Division of Solid Waste Management at the Nanticoke Landfill for the period 1992 through 1997. Heldover by Mrs. Greenmun at the August 20th session, was again presented. **Carried.** Ayes-18, Nays-1 (Coffey).

RESOLUTION NO. 357 by the Health Services, Community and Social Services and Finance Committees, Seconded by Mr. Brown. Authorizing renewal of agreements with various providers for home health aides and personal care aide

services for the Health Department, Department of Social Services and the Office for Aging for 1992. Heldover by Mrs. Hudak at the August 20th Session. Mrs. Hudak moved, seconded by Mrs. Wagstaff to **Table Indefinitely**. Motion to table **carried**; Ayes-15, Nays-4 (Coffey, Greenmun, Malley, Pasquale).

RESOLUTION NO. 366 by the Public Works and County Administration, Economic Development & Planning Committees, Seconded by Mr. Brown, Requesting that contractors on construction projects awarded by Broome County hire Broome County residents. Heldover by Mr. Seeley at the August 20th Session. Mrs. Wagstaff moved, seconded by Mrs. Hudak the following amendment: in the first resolved, replace the word requests with the word encourages, in the first further resolved, replace the word forces with the word agencies. Amendment carried; Ayes-18, Nays-1 (Mrs. Coffey). Amended resolution **Carried**. Ayes-16, Nays-3 (Coffey, Kavulich, Seeley).

RESOLUTION NO. 375 by the Public Works and Finance Committees, seconded by Mrs. Wagstaff, declaring Department of Public Works project 91-G24, reconstruction, realignment and pavement rehabilitation of Airport Road - Phase I, Town of Maine to be exempt from the public hearing requirement of the eminent domain law and authorizing the acquisition of necessary real property by purchase or condemnation. Heldover by Mr. Brown at the August 20th Session. Mr. Brown moved, seconded by Mr. Schofield to **Table Indefinitely**. Motion to Table **carried**; Ayes-18, Nays-1 (Coffey).

The preferred agenda was presented at this time (Resolutions 378-424), seconded by Mr. Lindsey. The following were removed from the preferred agenda for separate consideration: 402 & 419, however, for the sake of clarity, resolutions are presented in numerical order.

RESOLUTION NO. 378

By Community and Social Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AGREEMENT WITH TOMPKINS COUNTY OFFICE FOR AGING FOR THE BROOME COUNTY OFFICE FOR AGING FOR SUPPORT SERVICES FOR A 55+ JOB FAIR/JOB SEARCH PROJECT IN TOMPKINS COUNTY FOR THE PERIOD SEPTEMBER 1, 1992 THROUGH NOVEMBER 30, 1992

WHEREAS, the Office for Aging requests authorization for an agreement with Tompkins County Office for Aging for support services for a 55+ Job Fair/Job Search Project in Tompkins County for the period September 1, 1992 through

November 30, 1992, at a cost not to exceed \$2,000, and

WHEREAS, said services are necessary to develop and coordinate older worker job fairs under the Job Training Partnership Act of Broome-Tioga-Tompkins Counties as contracted for under Resolution No. 198 of 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Tompkins County Office for Aging for support services for a 55+ Job Fair/Job Search Project in Tompkins County, for the period September 1, 1992 through November 30, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760611.4457.102655 (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. 379

by Community and Social Services and Finance Committees

Seconded by Mr. Lindsey.

RESOLUTION AUTHORIZING REVISION OF THE IIC2 NUTRITION PROGRAM FOR THE HOMEBOUND AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 479 of 1991, authorized the participation by the Office for Aging in the IIC2 Nutrition Program for the Homebound for the calendar year 1992 and adopted a program budget in connection therewith in the total amount of \$394,099, and

WHEREAS, it is necessary at this time to revise said program to reestablish appropriations in revenues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging IIC2 Nutrition for the Homebound Program for 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 \$369,817 for calendar year 1992, and be it

FURTHER RESOLVED, that Resolution 479 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any such agreements, documents or

papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

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

RESOLUTION NO. 380

by Community and Social Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING IIIG ELDER ABUSE GRANT PROGRAM, ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992, AND AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC., FOR ADMINISTERING THE IIIG ELDER ABUSE PROGRAM ON BEHALF OF THE BROOME COUNTY OFFICE FOR AGING.

WHEREAS, this County Legislature, by Resolution 565 of 1991, authorized the acceptance of \$3,000 from the New York State Office for Aging for the Office for Aging IIIG Elder Abuse Grant and further authorized a contract with Action for Older Persons, Inc., for administration of same for the period January 1, 1992 through December 31, 1992, and

WHEREAS, it is necessary at this time to revise said program and amend the agreement with Action for Older Persons, Inc., to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging IIIG Elder Abuse Grant for the period January 1, 1992 through December 31, 1992 in the total amount of \$3,948, 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 \$3,948 for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves an amendment to the agreement with Action for Older Persons, Inc., 144 Washington Street, Binghamton, New York, for the administration of the above-mentioned program in the amount of \$3,948 for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that Resolution 565 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

implement the intent and purpose of this Resolution, and be it

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

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

RESOLUTION NO. 381

by Community & Social Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) SUBSIDY PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 325 of 1991, authorized and approved the United States Department of Agriculture (USDA) Subsidy Program and adopted a program budget in the amount of \$111,420 for the period October 1, 1991 through September 30, 1992, and

WHEREAS, it is desired to renew said grant program for 1992 through 1993 in the amount of \$158,943, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the Broome County Office For Aging's continued participation in the United States Department of Agriculture (USDA) Subsidy Program for the period October 1, 1992 through September 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 \$158,943 for the period October 1, 1992 through September 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. 382

by Community & Social Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF THE OFFICE FOR AGING RECREATION FOR THE ELDERLY GRANT PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 464 of 1991, authorized the continued participation by the Office for Aging in the Recreation for the Elderly Program for the period April 1, 1992 through March 31, 1993 and adopted a program budget in connection therewith in the total amount of \$11,126, and

WHEREAS, it is necessary at this time to revise said program to reduce the overall 1992 budget and thereby reduce the transfer from general funds and allow the use of these funds as part of other grant revisions as needed, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the

Office for Aging Recreation for the Elderly Program for the period April 1, 1992 through March 31, 1993 in the total amount of \$4,328, 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 \$4,328 for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that Resolution 464 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

RESOLUTION NO. 383

by Community & Social Service and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ACTION FOR OLDER PERSONS, INCORPORATED, FOR OFFICE FOR AGING IIIB OMBUDSMAN PROGRAM DEVELOPMENT FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 567 of 1991, authorized an agreement with Action for Older Persons, Incorporated, for IIIB Ombudsman Program Development for the period September 30, 1991 through September 29, 1992 at a cost of \$6,500, and

WHEREAS, said agreement expires by its terms on September 29, 1992, and it is desired at this time to renew said agreement for the period September 30, 1992 through September 29, 1993 on substantially similar terms and conditions, and

WHEREAS, Action for Older Persons, Incorporated will provide \$1,000 in matching funds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Action for Older Persons, Incorporated, 144 Washington Street, Binghamton, New York, 13901, for the Office for Aging IIIB Ombudsman Program Development, for the period September 30, 1992 through September 29, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Action for Older Persons, Inc., an amount not to exceed \$9,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760645.4457.102612 (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. 384

by Community and Social Services, and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INCORPORATED, FOR OFFICE FOR AGING'S MEALS ON WHEELS PROGRAM FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 452 of 1990, authorized an agreement with Ideal Senior Living Center, Inc., for the period August 1, 1990 through August 1, 1992, with revenue to Broome County of \$8.00 per day for each long term client served home-delivered meals, and

WHEREAS, said services are necessary to provide meals for long term home health care clients, and

WHEREAS, said agreement expired by its terms on August 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 Ideal Senior Living Center, Inc., 508 High Avenue, Endicott, New York, 13760 for Office for Aging's Meals on Wheels Program for the period August 1, 1992 through August 1, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$8.00 per day for each long term client served home-delivered meals for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made to revenue line 760470.0538.(Home Health Care 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. 385

by Community & Social Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE TOWN OF UNION FOR COMMUNITY DEVELOPMENT BLOCK GRANT REVENUE FOR THE OFFICE FOR AGING NUTRITION PROGRAM IIIC1 NORTH ENDICOTT AND WESTERN BROOME SENIOR CENTERS FOR 1992 THROUGH 1993

WHEREAS, this County Legislature, by Resolution 566 of 1991, authorized an agreement with the Town of Union for Community Development Block Grant Revenue for the Office for Aging Nutrition Program IIIC1 North Endicott and Western Broome Senior Centers for the period October 1, 1991 through September 30, 1992 with revenue to Broome County of \$10,000, and

WHEREAS, said services are necessary to support the North Endicott and Western Broome Senior Centers, and

WHEREAS, said agreement expires by its terms on September 30, 1992, and it is desired at this time to renew said agreement for the period October 1, 1992 through September 30, 1993 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Union, 3111 East Main Street, Endwell, New York, 13760, for Community Block Grant Revenue for Office for Aging Nutrition Program IIIC1 North Endicott and Western Broome Senior Centers for the period October 1, 1992 through September 30, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$10,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to revenue line 760462.0166.(Miscellaneous Contributions), 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.386

by Community & Social Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH STAFKINGS HEALTHCARE SYSTEMS FOR THE OFFICE FOR AGING FOR HOMECARE SERVICES FOR LOW INCOME INDIVIDUALS FOR 1992.

WHEREAS, this County Legislature, by Resolution 476 of 1991, authorized an agreement with Staffings Healthcare Systems for the Office for Aging homecare services for low income individuals over 60 years of age residing in the City of Binghamton, at a cost of \$9.97 per hour, total cost not to exceed \$8,000, and

WHEREAS, it is necessary to authorize the amendment of said agreement due to the increase in clients receiving homecare services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Stafkings Healthcare Systems, P. O. Box 1015, Binghamton, New York, 13902, for Office for Aging homecare services for low income individuals over 60 years of age residing in the City of Binghamton 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 \$9.97 per hour of services rendered, total cost not to exceed \$10,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760454.4457.102615 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 476 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. 387

by Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF THE IIIB INFORMATION AND REFERRAL PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 494 of 1991, authorized the participation by the Office for Aging in the IIIB Information and Referral Program for the calendar year 1992 and adopted a program budget in connection therewith in the total amount of \$211,613, and

WHEREAS, it is necessary at this time to revise said program to reestablish appropriations in revenues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging IIIB Information and Referral Program for 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 \$240,395 for calendar year 1992, and be it

FURTHER RESOLVED, that Resolution 494 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

implement the intent and purpose of this Resolution, and be it

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

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

RESOLUTION NO. 388

by Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF THE IIB HEALTH MAINTENANCE PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 495 of 1991, authorized the participation by the Office for Aging in the IIIB Health Maintenance Program for the calendar year 1992 and adopted a program budget in connection therewith in the total amount of \$63,186, and

WHEREAS, it is necessary at this time to revise said program to reestablish appropriations in revenues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging IIIB Health Maintenance Program for 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 \$47,342 for calendar year 1992, and be it

FURTHER RESOLVED, that Resolution 495 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

RESOLUTION NO. 389

by Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF THE IIIC1 CONGREGATE NUTRITION PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 493 of 1991, authorized the participation by the Office for Aging in the IIIC1 Congregate Nutrition Program for the calendar year 1992 and adopted a program budget in connection therewith in the total amount of \$640,120, and

WHEREAS, it is necessary at this time to revise said program to reestablish appropriations in revenues, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging IIIC1 Congregate Nutrition Program for 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 \$655,570 for calendar year 1992, and be it

FURTHER RESOLVED, that Resolution 493 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

RESOLUTION NO. 390

by Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 324 of 1991, authorized and approved the continued participation by the Office for Aging in the Home Energy Assistance Program (HEAP) and adopted a program budget in the amount of \$36,088 for the period October 1, 1991 through September 30, 1992, and

WHEREAS, it is desired to renew said grant program for 1992 through 1993 in the amount of \$25,179, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the continued participation by the Broome County Office for Aging in the Home Energy Assistance Program (HEAP) for the period October 1, 1992 through September 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 \$25,179 for the period October 1, 1992 through September 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. 391

by Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF THE BROOME COUNTY OFFICE FOR AGING CAREGIVER RESOURCE CENTER GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 207 of 1991, as amended by Resolution 109 of 1992, authorized the continued participation by the Office for Aging in the Caregiver Resource Center Program Grant for the period April 1, 1991 through March 31, 1992, and adopted a program budget in connection therewith in the total amount of \$20,000, and

WHEREAS, it is necessary at this time to revise the appropriations and revenue amounts of said grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Broome County Office for Aging Caregiver Resource Center Program Grant for the period April 1, 1991 through March 31, 1992 in the total amount of \$20,000, 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 \$20,000 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that Resolution 207 of 1991, as amended by Resolution 109 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 authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized

representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line. **Carried.**

RESOLUTION NO. 392

by Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF IIB OMBUDSMAN PROGRAM FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 568 of 1991, authorized and approved acceptance of \$25,500 from New York State Office for Aging for the IIB Ombudsman Program for the period September 30, 1991 through September 29, 1992 and adopted a program budget in the amount of \$25,500, and

WHEREAS, said program will assist the Broome County long term care population currently residing in nursing and adult care facilities, and

WHEREAS, it is desired to renew said grant program for the period September 30, 1992 through September 29, 1993 in the amount of \$10,000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from the New York State Office for Aging for the IIB Ombudsman Program for the period September 30, 1992 through September 29, 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 \$10,000 for the period September 30, 1992 through September 29, 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. 393

by Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING FOSTER GRANDPARENTS ACTION PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 487 of 1991, authorized the continued participation by the Office for Aging in the Foster Grandparents Action Program Grant for the calendar year 1992 and adopted a program budget in connection therewith in the total amount of \$244,994, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging Foster Grandparents Action Program Grant for the period January 1, 1992 through December 31, 1992 in the total amount of \$253,669, 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 \$253,669 for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that Resolution 487 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

RESOLUTION NO. 394

by Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING SERVICES FOR OLDER PERSONS PROJECT GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 492 of 1991, authorized the

continued participation by the Office for Aging in the Services for Older Persons Project Grant for the calendar year 1992 and adopted a program budget in connection therewith in the total amount of \$64,348, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Services for Older Persons Project Grant for the period January 1, 1992 through December 31, 1992 in the total amount of \$64,348, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$64,348 for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that Resolution 492 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

RESOLUTION NO. 395

by Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES YOUTH AT RISK PARTNERSHIP PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 329 of 1991, authorized and approved acceptance of a \$54,000 grant from the Binghamton City Schools for the providing of preventative services and case management to "at risk" children in the Binghamton City School District Elementary Schools by the Broome County Department of Social Services for the period September 3, 1991 through June 30, 1992, and

WHEREAS, it is desired to renew said grant program for the period September

8, 1992 through September 7, 1993 in the amount of \$150,168, and

WHEREAS, it is necessary to add one Caseworker I and one Senior Caseworker positions in order to implement said grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$150,168 from the Binghamton City School District and Federal and State funding sources for the period September 8, 1992 through September 7, 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 \$150,168 for the period September 8, 1992 through September 7, 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. 395

by Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP EMPLOYMENT AND TRAINING GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 330 of 1991, as amended by Resolution 252 of 1992, authorized and approved the Food Stamp Employment and Training Grant for the Department of Social Services and adopted a program budget in the amount of \$71,416 for October 1, 1991 through September 30, 1992, and

WHEREAS, said grant program provides job readiness training and job search activity to Non-Public Assistance and Home Relief Food Stamp Recipients, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1992 through September 30, 1993 in the amount of \$85,000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the Department of Social Services Food Stamp Employment and Training Grant for the

period October 1, 1992 through September 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 \$85,000 for the period October 1, 1992 through September 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. 397

by County Administration, Economic Development & Planning, and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING PARKING BY NEW YORK STATE EMPLOYEES IN THE BASEMENT LOT OF THE NEW COUNTY OFFICE BUILDING AND INCREASING THE FEE IN CONNECTION THEREWITH.

WHEREAS, the Department of Public Works, Security Division requests authorization allowing New York State employees parking privileges in the basement lot of the New County Office Building and increasing the current fee of \$10.00 per month to \$20.00 per month, and

WHEREAS, in February of 1981, a fire in the basement of the New State Office Building rendered said building unsafe and unusable, and

WHEREAS, because of the unsafe conditions, twenty-nine (29) New York State Employees are currently provided with parking privileges in the basement lot of the New County Office Building at a rate of \$10.00 per month, and

WHEREAS, it is desired to increase the fee commensurate with the fee of \$20.00 per month currently charged to Broome County administrative employees, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the issuance of twenty-nine (29) parking cards to New York State Employees for parking privileges in the New County Office Building basement lot, and be it

FURTHER RESOLVED, that in consideration of said parking privileges, said New York State Employees shall pay to the County \$20.00 per month for each parking card issued, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made to revenue line 030080.0194.101000 (Parking Plaza), and be it

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

RESOLUTION NO. 398

by County Administration, Economic Development and Planning, Education and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING THE RELOCATION OF THE "FRACTURED CONE" SCULPTURE FROM THE GOVERNMENTAL PLAZA TO BROOME COMMUNITY COLLEGE

WHEREAS, Broome Community College requests that this County Legislature authorize the relocation of the "fracture cone" sculpture from the Governmental Plaza here in downtown Binghamton to Broome Community College, and

WHEREAS, currently this sculpture is located on the closed plaza deck of the Governmental Plaza, out of view of the public, and

WHEREAS, Broome Community College desires that this work should be prominently displayed for the enjoyment of as many area residents at Broome Community College, where thousands of people of all ages could see and enjoy this sculpture for many years to come, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the relocation of the "fractured cone" sculpture from the Broome County Governmental Plaza to Broome Community College, provided said relocation does not incur any cost to Broome County taxpayers, and be it

FURTHER RESOLVED, that this Broome County Legislature requests and encourages the City of Binghamton and the State of New York governing bodies to similarly authorize the movement of said sculpture, and be it

FURTHER RESOLVED, it is requested such transferral of this sculpture occur no later than Spring of 1993. **Carried.**

RESOLUTION NO. 399

by Education, Culture & Recreation and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HARRY M. STEVENS, INC., FOR CONCESSION SERVICES FOR THE DEPARTMENT OF PARKS AND RECREATION/FORUM FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 402 of 1991, authorized an agreement with Harry M. Stevens, Inc., for the exclusive right to sell and serve food, beverages, souvenirs or other items at the Forum during events at the following rate: 10½ percent of the gross receipts for all sales in the Forum to be paid b Harry M. Stevens, Inc., to the County, said payment due on the 15th day of each following month, for the period October 1, 1991 through September 30, 1992, and

WHEREAS, said agreement expires by its terms on September 30, 1992, and it is desired at this time to renew said agreement for the period October 1, 1992 through September 30, 1993 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Harry M. Stevens, Inc., Broome County Memorial Arena, P. O. Box 1146, Binghamton, NY, 13902 to operate the concession stand at the Broome County Forum for the exclusive right to serve and sell food, beverages, souvenirs or other items at the Forum during events for the period October 1, 1992 through September 30, 1993, and be it

FURTHER RESOLVED, that Harry M. Stevens, Inc., shall pay the County at the following rate: 10½ percent of the gross receipts for all sales in the Forum to be paid b Harry M. Stevens, Inc., to the County, said payment due on the 15th day of each following month, for the term of this agreement, and be it

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

RESOLUTION NO. 400

by Environment and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AGREEMENT WITH VERNON O. SHUMAKER/CALOCERINOS & SPINA, JOINT VENTURE, FOR WELL DRILLING MONITORING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1992 AND 1993.

WHEREAS, the Division of Solid Waste Management requests authorization for an agreement with Vernon O. Shumaker/Calocerinos & Spina, Joint Venture, for consulting services for well drilling at the Nanticoke Landfill for 1992 and 1993, at a cost not to exceed \$39,000, and

WHEREAS, said agreement is necessary in that the New York State Department of Environmental Conservation (DEC) is requiring additional wells to be drilled at the Nanticoke Landfill and contamination has been discovered necessitating monitoring services during installation, lab services and reporting, now, therefore, be

it

RESOLVED, that this County Legislature hereby authorizes an agreement with Vernon O. Shumaker/Calocerinos & Spina, Joint Venture, 423 Commerce Road, Vestal, NY, 13850, for monitoring, lab services and reporting for DEC required well drilling at the Nanticoke Landfill for 1992 and 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$39,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.2018.501245 (Landfill), and be it

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

RESOLUTION NO. 401

by Environment and Public Safety Committees

Seconded by Mr. Lindsey

RESOLUTION EXTENDING THE TIME FOR ISSUANCE OF THE FINAL ENVIRONMENTAL IMPACT STATEMENT FOR THE PROPOSED PUBLIC SAFETY FACILITY

WHEREAS, the Broome County Legislature is the Lead Agency with respect to the Proposed Broome County Public Safety Facility, and

WHEREAS, the Lead Agency has determined that additional time is required in order to prepare the Final Environmental Impact Statement, now, therefore, be it

RESOLVED, that this County Legislature extends the time for preparation and filing of the Final Environmental Impact Statement to October 30, 1992, and be it

FURTHER RESOLVED, that the Clerk of the Legislature is directed to notify all involved agencies of this decision. **Carried.**

RESOLUTION NO. 402

by Environment and Public Works Committees

Seconded by Mr. Lindsey

RESOLUTION DIRECTING INITIATION OF AN ENVIRONMENTAL REVIEW ON PROPOSED USAGE OF COMPOSTED SLUDGE ALONG AIRPORT ROAD AND DIRECTING THAT SAID COMPOSTED SLUDGE NOT BE USED UNTIL SUCH ENVIRONMENTAL REVIEW IS COMPLETED

WHEREAS, the Broome County Department of Public Works has authorized

the use of composted sludge from the Binghamton-Johnson City Joint Sewage Treatment Plant as an amendment to topsoil being placed along Airport Road in the Town of Maine, and

WHEREAS, the environmental effects and health risks associated with contact by animal and plant life is unknown at this time, and

WHEREAS, it is the responsibility of this County to establish policy concerning issues which affect the health and safety of its constituents, now, therefore, be it

RESOLVED, that it shall be the policy of Broome County that composted sludge not be used as a conditioner or amendment to soil applied to property owned by Broome County until such time that a comprehensive study can be completed by the Environmental Management Council and a recommendation concerning the safe use of composted sludge has been delivered to this Legislature. Mr. Augustini moved, seconded by Mr. Malley the following amendment: in the first resolved, after the words property owned by Broome County add with the exception of the Broome County Landfill. Mr. Augustini moved, seconded by Mr. Shafer to call the question on the Amendment. Motion to call the question carried. Ayes-19, Nays-0. Amendment carried; Ayes-17, Nays-2 (Greenmun, Warner). Resolution as amended **Carried**.

RESOLUTION NO. 403

by Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REMOVAL OF CERTAIN PARCELS FROM THE 1989 IN REM FORECLOSURE.

WHEREAS, the Director of Real Property Tax Services advises that the below listed parcels are presently on the 1989 In Rem foreclosure list, and

WHEREAS, for the reasons hereinafter set forth it is necessary to authorize the removal of these parcels from the 1989 In Rem foreclosure, now, therefore, be it

RESOLVED, that the below listed parcels should be removed from the 1989 In Rem foreclosure:

<u>TOWN</u>	<u>PARCEL</u>	<u>PROPERTY OWNER</u>	<u>REASON</u>
Binghamton	2-2-3A	Emmerich J. Bares, Jr.	Bankruptcy
Binghamton	3-2-A-261	Emmerich J. Bares, Jr.	Bankruptcy
Binghamton	3-2-A-262X	Emmerich J. Bares, Jr.	Bankruptcy
Binghamton	3-2-A-264X	Emmerich J. Bares, Jr.	Bankruptcy
Conklin	1-36-S1	Emmerich J. Bares, Jr.	Bankruptcy
Conklin	2-7-10	Emmerich J. Bares, Jr.	Bankruptcy
Conklin	2-7-17	Emmerich J. Bares, Jr.	Bankruptcy
Dickinson	1-8-A-J-21	Raymond F. Lubniewski	Bankruptcy
Dickinson	1-8-A-J-22	Raymond F. Lubniewski	Bankruptcy
Dickinson	1-8-A-J-23	Raymond F. Lubniewski	Bankruptcy
Dickinson	1-8-A-J-24	Raymond F. Lubniewski	Bankruptcy
Fenton	1-6-28	Emmerich J. Bares, Jr.	Bankruptcy
Fenton	7-6-D-28X	Emmerich J. Bares, Jr.	Bankruptcy

Triangle	4-D-2-S1	Emmerich J. Bares, Jr.	Bankruptcy
Triangle	6-17S1X	Emmerich J. Bares, Jr.	Bankruptcy
Triangle	6-27-S1	Emmerich J. Bares, Jr.	Bankruptcy
Union	1-G13-B-425	Leonard R. Lefebvre	Bankruptcy
Union	1-G13-U-12X	Leonard R. Lefebvre	Bankruptcy
Union	2-K5-79	George E. Warner, Jr.	Bankruptcy
Vestal	11-2-9	Emmerich J. Bares, Jr.	Bankruptcy
Vestal	16-3-S4	Mcintosh Builders, Inc.	Bankruptcy
Vestal	16-2A-6-S11X	U.S. Commstruct, Inc.	Bankruptcy
Carried.			

RESOLUTION NO. 404

by Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING THE SALE OF 1988 IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem for year 1988, and

WHEREAS, this County Legislature has heretofore authorized the director of Real Property Tax Service to sell such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, the director of Real Property Tax Services advises that the former owners of certain properties have requested to have the property sold back to them, and the Director and your sponsoring committee recommend that such requests be granted based on the unusual circumstances of each such case as reviewed and approved by your sponsoring committee, now, therefore, be it

RESOLVED, that the sale back to the former owners of the parcels listed below for the amounts as stated is hereby approved by this County Legislature based on the unusual circumstances of each such case, as determined by your sponsoring committee, as well as the undue hardship to the former owners that the failure to approve such sales would cause:

<u>TOWN</u>	<u>TAX MAP #</u>	<u>FORMER OWNER</u>	<u>SALE</u>
<u>AMOUNT</u>			
Chenango	4-6-30	Donald N. Kimble Palmer Road, RD #4 Binghamton, NY 13901	\$ 12,897.52
Fenton	1-6-17	Loretta & Robert Curtis RD 2, Box 433 Greene, NY 13778	4,694.54
Union	2-K6-605-16	Terry R. & Carol A. Scalzo 414 Roosevelt Avenue Endicott, NY 13760	881.45

and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the former

owners in each such case, together with other such documents as may be necessary to implement the intent of this Resolution. **Carried.**

RESOLUTION NO. 405

by Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF COLESVILLE AND CONKLIN.

WHEREAS, the Town of Colesville is the owner of a parcel of property under tax map number 10-6-30 and should be wholly exempt from taxes thereon, and it is necessary to clear the tax records of this parcel of real property, and

WHEREAS, the property in the Town of Conklin, under tax map numbers 4-5-52 and 4-4-18, owned by IDA Properties should be in roll section 8 as wholly exempt and it is necessary to clear the tax records of this parcel of real property, now, therefore, be it

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

1. Town of Colesville, parcel 10-6-30, owner Town of Colesville, amount to be cancelled \$21.14.
2. Town of Conklin, parcels 4-5-52 and 4-4-18, owner IDA Properties, amount to be cancelled \$1,280.46.

and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is authorized to remove the above stated properties from the County tax rolls. **Carried.**

RESOLUTION NO. 406

by Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING CONVEYANCE OF SURPLUS COUNTY PROPERTIES LOCATED IN THE TOWN OF CHENANGO AND TOWN OF WINDSOR.

WHEREAS, this County Legislature, by Resolution 319 of 1992, authorized the sale of two properties deemed by the Department of Social Services to be surplus property, one located in the Town of Chenango, identified more particularly as parcel 6-4-A-N-7, located on Harmony Lane, and one located in the Town of Windsor, identified more particularly as parcel 15-4-B143 located on Deer Lake, and

WHEREAS, this County Legislature has heretofore authorized the director of Real Property Tax Service to sell such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, an auction for the designated properties was held and bid tabulation has been finalized by the director of Real Property Tax Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of the parcels in the Town of Chenango, identified more particularly as parcel 6-4-A-N-7, located on Harmony Lane, and the parcel located in the Town of Windsor, identified more particularly as parcel 15-4-B143 located on Deer Lake, to the successful bidders in the 1992 auction as follows:

<u>Town</u>	<u>Tax Map #</u>	<u>Successful Bidder</u>	<u>Bid Amount</u>
Chenango	6-4-A-N-7	Eleanor Derzanovich P. O. Box 233 Chenango Bridge, NY 13745	\$ 600
Windsor	15-4-B143	Richard Griffith RD 4, Brooks Road Binghamton, NY 13905	225

and be it

FURTHER RESOLVED, that the Commissioner of Social Services or his duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the successful bidders in each case, together with other such documents as may be necessary to implement the intent of this Resolution. **Carried.**

RESOLUTION NO. 407

by Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTIES OF THE 1992 TAX SALE

WHEREAS, the County of Broome now owns certain parcels of real property, and

WHEREAS, this County Legislature has heretofore authorized the director of Real Property Tax Service to sell such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, the director of Real Property Tax Service advises that a tax sale for 1992 was held and tabulation of all bids submitted was undertaken by the director of Real Property Tax Service, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders in the 1992 Broome County tax sale as follows:

<u>Town</u>	<u>Tax Map #</u>	<u>Successful Bidder</u>	<u>Bid Amount</u>
Barker	3-20-S7	Brian A. Bromka 105 South Avery Avenue Syracuse, NY 13204	\$ 4,500
Barker	6-4-27-S2	Ike Goodrich Box 268 Port Crane, NY 13833	400
Chenango	1-1-31	Robert P. Docalavich Box 57 Castle Creek, NY 13744	100
Chenango	6-18-10X	Puruima Thomseu Box 27273 Tulsa, OK 74149	280
Chenango	7-3-17	Gerald R. Crosier P. O. Box 140 Chenango Bridge, NY 13745	125
Chenango	7-3-B-375 7-3-B-376	Walter Bahriak Box 169, Ransom Road Binghamton, NY 13901	9,500
Colesville	6-1-A-26	Linda Lewis Box 1500 Kirkwood, NY 13795	250
Conklin	1-1-9AS3	Dale Kirkpatrick 3492 Margore	700

Conklin	1-5-A-133	Donn Ianuzi 4809 E. Marshall Drive Vestal, NY 13850	8,000
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<u>Town</u>	<u>Tax Map #</u>	<u>Successful Bidder</u>	<u>Bid Amount</u>
Conklin	1-5-A-134	Donn Ianuzi 4809 E. Marshall Drive Vestal, NY 13850	500
Conklin	1-5-A-135	Donn Ianuzi 4809 E. Marshall Drive Vestal, NY 13850	8,000
Conklin	6-38S5	Scanlon & Vetrano 1201 East Main Street Endicott, NY 13760	8,500
Dickinson	1-4-10A	Stuart Stanley Shaffer Box 2299, Trim Street	100
Fenton	1-3-37	Joe Moviarity Port Crane, NY 13833	22,000
Fenton	4-1-3-S5	Kenneth J. Lewis 57 Circle Drive	300
Kirkwood	5-7-21	Stuart Stanley Shaffer Box 2299, Trim Street	750
Kirkwood	7-4-39	William Hanifin 2073 Campbell Drive Kirkwood, NY 13795	100
Kirkwood	7-7-11-S1	Josephine Dellard Box 2217, Ostrum Road Kirkwood, NY 13795	450
Lisle	4-35S1	Donald Madison RD 1 Lisle, NY 13797	1,000
Lisle	4-3-4S1	Joseph M. Kellicutt RD 1, Box 156-CA	850

Lisle, NY 13797

Maine	9-56X	Stephen Kellogg 18 Jacobs Highway Binghamton, NY 13901	29,000
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<u>Town</u>	<u>Tax Map #</u>	<u>Successful Bidder</u>	<u>Bid Amount</u>
Sanford	1-1-48S-14	Brian A. Bromka 105 South Avery Avenue Syracuse, NY 13204	500
Sanford	10-1-B-100	Stuart Stanley Shaffer Box 2299, Trim Street	850
Sanford	11-18	Ike Goodrich Box 268 Port Crane, NY 13833	700
Sanford	14-1-25	Stuart Stanley Shaffer Box 2299, Trim Street	425
Union	3-J4-E-253 3-J4-E-255	Rosemary Suwak 23 Stokes Avenue Binghamton, NY 13905	270
Union	3-K8-B-123	Leonard Girmis 17 Woodcrest Way Conklin, NY 13748	5,000
Vestal	5-1-A-134-X 5-1-A-139-X	Gary Price Ross Hill Road Vestal, NY 13850	4,600
Windsor	3-5-B-15X	George Maslar Windsor, NY 13865	375
Windsor	5-17-S1	Roberta DeGroot Box 2321, RD 2 Windsor, NY 13865	150
Windsor	7-13S2	Elizabeth A. Larkin RD 3, Box 3253 Baker Road Windsor, NY 13865	2,000

Windsor	11-7S1	Stuart Stanley Shaffer Box 2299, Trim Street	5,600
Windsor	15-1-9S2-X	Nina M. Williams RD 2, Box 184 Harpursville, NY 13787	6,000

and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the successful bidders in each case, together with other such documents as may be necessary to implement the intent of this Resolution. **Carried.**

RESOLUTION NO. 408

by Finance Committee

Seconded by Mr. Lindsey.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE SHERIFF'S DEPARTMENT.

RESOLVED, that in accordance with a request from the Sheriff's Department, in order to provide funds for boarding expenses for inmates, temporary personnel and law enforcement equipment, as requested by BT Nos. 4464 and 4465, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>		
FROM:	450072	1000	101000	Salaries - FT	\$ 18,446	
	450072	8030	101000	FICA		1,411
	450072	8060	101000	Health Ins.		1,100
	450023	4422	101000	Bldg/Land Rental	63,450	
	650010	2490	101000	Other Oper. Equip.	8,250	
	542001	2260	101000	Heat/AC Equip.	11,211	
	360008	2850	101000	Computer Equip.	2,226	
	390005	2850	101000	Computer Equip.	293	
TO:	450015	2480	101000	Law Enforce.Equip.	\$ 2,540	
	450023	1600	101000	Salaries - Temp	28,117	
	450023	4435	101000	Inmate Expenses- Other facilities	75,730	

Carried.

RESOLUTION NO. 409

by Health Services and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AGREEMENT WITH MVP HEALTH PLAN FOR BROOME COUNTY HEALTH DEPARTMENT HOME HEALTH SERVICES FOR HOME HEALTH CARE FOR 1992 THROUGH 1993.

WHEREAS, the Health Department requests authorization for an agreement with MVP Health Plan, a model health maintenance organization based in Schenectady, for the Health Department's Home Health Services for the purchase of home health care for the period September 17, 1992 through September 17, 1993, and

WHEREAS, payment for said services would be at a rate as per attached Schedule B up to a maximum amount of \$7,500 for approximately 6 to 7 home visits to per month, and

WHEREAS, said services are necessary to provide home health services to MVP Health Plan clients, MVP Health Plan being a model health maintenance organization that covers such agencies as IBM, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with MVP Health Plan, 111 Liberty Street, Schenectady, NY, 12305, for the Health Department's Home Health Services for the purchase of home health care, for the period September 17, 1992 through September 17, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$97.00 per visit, up to an amount not to exceed \$7,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be payable to budget line 480061.0070.101000 (Fees for Services), and be it

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

RESOLUTION NO. 410

by Health Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF GRANT AGREEMENT FOR THE DEPARTMENT OF HEALTH WOMEN'S, INFANTS' AND CHILDREN'S NUTRITION PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 343 of 1991, authorized the continued operation of the Women's, Infants' and Children's (WIC) Nutrition Program for the period October 1, 1991 through September 30, 1992 and adopted a program budget in the amount of \$405,886, and

WHEREAS, the Broome County Health Department has submitted a program budget for the period October 1, 1992 through September 30, 1993 in the total amount of \$483,411 funded entirely by federal aid, and

WHEREAS, Broome County Health Department and your sponsoring committees recommend the renewal of the WIC Program for the period October 1, 1992 through September 30, 1993 with a program budget of \$483,411, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves a renewal of the grant agreement with the New York State Health Department for the continued operation of the Department of Health Women's, Infants' and Children's Nutrition Program for the period October 1, 1992 through September 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 \$483,411 for the period October 1, 1992 through September 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. 411

by Health Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF DENTAL SEALANT GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 372 of 1991, authorized the continued participation by the Health Department in the Dental Health Sealant Program for the period October 1, 1991 through September 30, 1992 and adopted a program budget in connection therewith in the total amount of \$39,004, 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 Dental Sealant Grant Program for the period October 1, 1991 through September 30, 1992 in the total amount of \$39,979, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$39,979 for the period October 1, 1991 through September 30, 1992, and be it

FURTHER RESOLVED, that Resolution 372 of 1991, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

RESOLUTION NO. 412

by Health Services, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF THE DENTAL SEALANT GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 372 of 1991, as amended, authorized and approved the participation by the Broome County Health Department in the Dental Health Sealant Project for the period October 1, 1991 through September 30, 1992 and adopted a program budget in the amount of \$39,979, and

WHEREAS, the Broome County Health Department and your sponsoring committees recommend renewal of said program for the period October 1, 1992 through September 30, 1993 with a program budget of \$43,000, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the grant agreement with the New York State Health Department for the operation of the Health Department Dental Health Sealant Project for the period October 1, 1992 through September 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 \$43,000 for the period October 1, 1992 through September 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. 413

by Health Services, Personnel, County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING REVISION OF HEALTH DEPARTMENT CHILDHOOD LEAD POISONING CONTROL PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 602 of 1991, as amended by Resolution 223 of 1992, authorized and approved the Health Department Lead Poisoning Control Program Grant for the calendar year 1992 and adopted a program budget in connection therewith in the total amount of \$52,577, and

WHEREAS, it is necessary at this time to revise said program for purchase of computer hardware as required by New York State Department of Health, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department Lead Poisoning Control Program Grant for calendar year 1992 in the total amount of \$56,677, 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 \$56,677 for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that Resolution 602 of 1991, as amended by Resolution 223 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 authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

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

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

RESOLUTION NO. 414

by Health Services, County Administration, Economic Development & Planning, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF THE BROOME COUNTY HEALTH DEPARTMENT'S INFANT HEALTH ASSESSMENT PROGRAM (IHAP) AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 373 of 1991, as amended by Resolution 20 of 1992, 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 the amount of \$65,266, and

WHEREAS, it is desired to renew said grant program, with an increase in grant appropriations, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the continued operation 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 \$65,417 for the period October 1, 1992 through September 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 \$65,417 for the period October 1, 1992 through September 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. 415

by Health, Personnel, County Administration, Economic Development & Planning, Personnel and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING ACCEPTANCE OF AN EMPLOYMENT/ SELF SUFFICIENCY PROJECT GRANT FOR THE MENTAL HEALTH DEPARTMENT FROM NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES AND THE BROOME COUNTY OFFICE OF EMPLOYMENT

AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993

WHEREAS, the Department of Mental Health requests authorization to accept the Employment/Self-Sufficiency Project Grant from New York State Department of Social Services and the Broome County Office of Employment and Training for the period July 1, 1992 through September 30, 1993 in the amount of \$99,944, and

WHEREAS, said grant program is designed to provide case management, vocational and pre-vocational services to those unemployed or under-employed Broome County residents who, by virtue of mental illness and/or chemical dependency or abuse, and maximizing the social and economic potential of these persons, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of the Employment/Self-Sufficiency Project Grant from New York State Department of Social Services and the Broome County Office of Employment and Training in the amount of \$99,944 for the period July 1, 1992 through September 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 \$99,944 for the period July 1, 1992 through September 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. 416

by County Administration, Economic Development & Planning and Personnel Committees

Seconded by Mr. Lindsey

RESOLUTION CONFIRMING APPOINTMENT OF CHARLES E. HOPKINS AS VETERANS DIRECTOR

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XXIV, Section 2405 of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, Charles E. Hopkins, 240 Robinson Street, Binghamton, New York, 13904 as Veterans Director at an annual salary of \$29,119.00, effective August 10, 1992, and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XXIV, Section 2405 of the Broome County Charter, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2405 of the Broome County Charter, does hereby confirm the appointment of Charles E. Hopkins as Veterans Director at an annual salary of \$29,119.00, effective August 10, 1992 in accordance with his appointment by the County Executive. **Carried.**

RESOLUTION NO. 417

by Personnel and Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH PHARMACEUTICAL CARD SYSTEM, INCORPORATED, FOR ADMINISTRATION OF BROOME COUNTY'S HEALTH BENEFITS PROGRAM PRESCRIPTION DRUG PLAN FOR 1992.

WHEREAS, this County Legislature, by Resolution 546 of 1991, authorized an agreement with Pharmaceutical Card System, Incorporated, for administration of Broome County's Health Benefits Program Prescription Drug Plan at a cost of \$1.64 per paid claim for all eligible COBRA members and \$.96 per paid claim for regular County employees, retirees and survivors, and

WHEREAS, it is necessary to authorize the amendment of said agreement add the MAC-C option to the current prescription card service contract in order to save on generic drug costs, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Pharmaceutical Card System, Inc., P. O. Box 52017, Phoenix, Arizona, 85072, to include the MAC-C Option in its administration of Broome

County's Health Benefits Program Prescription Drug Plan for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said amendment, the County shall pay the Contractor an additional \$0.04 per claim for the addition of the MAC-C option, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4743.601000 (Claims Administration), and be it

FURTHER RESOLVED, that Resolution 546 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. 418

by Public Safety & Emergency Services, and Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A TRUST ACCOUNT FOR FUNDS RAISED IN CONNECTION WITH THE DANIELLE STENTO 5K RUN/WALK.

WHEREAS, the Broome County STOP-DWI Program is the major sponsor of the Danielle Stento 5K Run/Walk, and

WHEREAS, the Coordinator of Broome County STOP-DWI Program requests authorization to establish an account separate from the STOP-DWI Program budgeting order to administer and disperse revenues generated in connection with the "Danielle Run," now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the establishment of a trust account for the Danielle Stento 5K Run/Walk ("Danielle Run"), and be it

FURTHER RESOLVED, that said Coordinator shall file an annual report with this Legislative body setting forth the revenues and expenditures for the preceding year of such fund, and be it

FURTHER RESOLVED, that the Coordinator of STOP-DWI is authorized to appropriate said funds with the approval of the Budget Director and Commissioner of Finance in that the use of these funds shall be solely restricted to the "Danielle Run," and be it

FURTHER RESOLVED, that the Commissioner of Finance, Budget Director, Comptroller and Coordinator of STOP-DWI are hereby authorized and directed to effectuate the intent and purpose of this resolution. **Carried.**

RESOLUTION NO. 419

by Public Works, Public Safety and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE BINGHAMTON YMCA FOR THE RENTAL OF BROOME COUNTY PARKING SPACES FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 387 of 1990, authorized an agreement with the Binghamton YMCA for rental of parking spaces after 5:00 PM daily, at a cost of \$20.00 per month per space plus an additional \$1.40 per month per space to cover the 7% sales tax amount, and

WHEREAS, said agreement expired by its terms on April 12, 1991, and it is desired at this time to renew said agreement in the amount of \$200.00 per month for the term of this agreement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Binghamton YMCA for rental of Broome County parking spaces

after 5:00 PM daily, for the period November 1, 1992 through April 1, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County \$200.00 per month for the term of this agreement, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution. Mr. Lindsey moved, seconded by Mrs. Coffey the following amendment: in the first resolved ~~delete~~ the word November and insert the word October. Amendment Carried. Resolution as amended **Carried**.

RESOLUTION NO. 420

by Public Works, Transportation and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION DECLARING THE AVIATION AND PUBLIC WORKS DEPARTMENT TOWN OF MAINE PROPERTY ACQUISITION PROJECT IN CONJUNCTION WITH THE BINGHAMTON REGIONAL AIRPORT, TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION

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

WHEREAS, the Aviation and Public Works Department Town of Maine Property Acquisition Project has been identified as an unlisted action under the New York State Environmental Quality Review Act which involves plans having no substantial effect on the environment in that it involves only the acquisition of 5 acres, a house and an aviation easement over 32 acres of property, and

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

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the work is relatively minor in nature, consisting of the acquisition of 5 acres, a house and an aviation easement over 32 acres of property, having no substantial effect on the environment, and that only 5 acres from one property owner will be acquired for the project, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the Aviation and Public Works Department Town of Maine property acquisition project in connection with the Binghamton Regional Airport to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

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

RESOLUTION NO. 421

by Transportation, Public Works and Finance Committees

Seconded by Mr. Lindsey

**RESOLUTION RENDERING "NEGATIVE DECLARATION" WITH
RESPECT TO THE PURCHASE OF REAL PROPERTY AT BINGHAMTON
REGIONAL AIRPORT**

WHEREAS, this County Legislature is declaring "Lead Agency" status for the purposes of conducting the environmental review of the proposed purchase of real property being approximately 5 acres, a residential structure and acquisition of an aviation easement of 32 acres located in the Town of Maine, and

WHEREAS, it has been determined that this project is subject to the requirements of the State Environmental Quality Review Act (SEQRA) and it is therefore necessary to comply with the procedures with respect thereto, and

WHEREAS, an Environmental Assessment Form, annexed hereto as Exhibit "A," for this project has been submitted to this Legislature for our review, now, therefore, be it

RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A," hereby determines and declares that the adoption of the proposed purchase of real property being approximately 5 acres, a residential structure and acquisition of an aviation easement of 32 acres located in the Town of Maine, will not have a significant effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the "Negative Declaration annexed hereto as Exhibit "A." **Carried.**

RESOLUTION NO. 422

by Transportation, Public Works and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING ACCEPTANCE OF FEDERAL AVIATION ADMINISTRATION ENTITLEMENT GRANT FOR THE REHABILITATION OF THE AIRFIELD ELECTRICAL SYSTEM AT THE BINGHAMTON REGIONAL AIRPORT FOR THE DEPARTMENT OF AVIATION

WHEREAS, the Department of Aviation requests authorization to accept a Federal Aviation Administration Entitlement Grant for the rehabilitation of the airfield electrical system at the Binghamton Regional Airport, and

WHEREAS, said grant program will provide Federal and State funding assistance for completing a scheduled improvement project, the rehabilitation of the airfield electrical system at the Binghamton Regional Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$ 953,952 from the Federal Aviation Administration for the rehabilitation of the airfield electrical system at the Binghamton Regional Airport, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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 provided that said budget transfers do not affect a personnel line. **Carried.**

RESOLUTION NO. 423

by Transportation, Public Works and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AGREEMENT WITH EMJ/ McFARLAND-JOHNSON ENGINEERS, INCORPORATED, FOR CONSTRUCTION INSPECTION SERVICES FOR BINGHAMTON REGIONAL AIRPORT

WHEREAS, the Aviation and Public Works Departments request authorization for an agreement with EMJ/McFarland-Johnson Engineers, Inc., for construction inspection services for Binghamton Regional Airport, more specifically for lighting rehabilitation on runway 10-24 and 16-34, taxiways A,C,E,G,H,J and K, the terminal ramp, north ramp, construction of the vault and rehabilitation of the Airport Beacon, at a cost not to exceed \$150,433, and

WHEREAS, said services are necessary pursuant to Federal Aviation Administration Guidelines, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with EMJ/McFarland-Johnson Engineers, Inc., 171 Front Street, P. O. Box 1980, Binghamton, NY, 13902, for construction inspection services for Binghamton Regional Airport, more specifically for lighting rehabilitation on runway 10-24 and 16-34, taxiways A,C,E,G,H,J and K, the terminal ramp, north ramp, construction of the vault and rehabilitation of the Airport Beacon, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$147,205, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211011.2011.502214 (Improvements & Alterations), 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. 424

by Transportation, Public Works, Environment and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AGREEMENTS WITH CONGDON & COMPANY, INCORPORATED, AND KANAZAWICH APPRAISAL COMPANY, FOR REAL PROPERTY APPRAISAL SERVICES FOR THE PURCHASE OF PROPERTY IN CONJUNCTION WITH THE BINGHAMTON REGIONAL AIRPORT

WHEREAS, the Aviation and Public Works Departments request authorization for an agreement with Congdon & Company, Inc., and Kanazawich Appraisal Company for real property appraisal services for the purchase of property in conjunction with the Binghamton Regional Airport at a total cost not to exceed \$3,700, and

WHEREAS, said services are necessary as Federal Aviation Administration

Regulations require two appraisers and a review appraiser for the purchase of property in excess of \$100,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Congdon & Company, Inc., 10 Madison Avenue, Endicott, NY, 13760, for appraisal services for the purchase of property in conjunction with the Binghamton Regional Airport, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Congdon & Company, Inc., an amount not to exceed \$2,500 for the term of this agreement, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Kanazawich Appraisal Company, 444 Elmhaven Drive, Vestal, NY, 13850, for appraisal services for the purchase of property in conjunction with the Binghamton Regional Airport, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Kanazawich Appraisal Company, an amount not to exceed \$1,200 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211011.2000.502216 (Land Acquisition, ROW), 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 presented at this time.

RESOLUTION NO. 425

by Hon. Margaret Coffey

Seconded by Mr. Pasquale

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

WHEREAS, this County Legislature, by Resolution 97 of 1991, as amended by Resolution 414 of 1991, authorized a lease agreement with Trinity Memorial Church for the Health Department Adolescent Community Services Project, at a cost not to exceed \$6,500 for utility payments, for the period April 1, 1991 through March 31, 1992, and

WHEREAS, it is necessary to authorize the amendment of said agreement to pay the underestimated amount of utility expenses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Trinity Memorial Church for Health Department Adolescent Community Services Project for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the lessor an amount not to exceed \$6,829 as and for all utility payments, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480251.4427.102572 (Electric Current), and be it

FURTHER RESOLVED, that Resolutions 97 and 414 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.** Ayes-13 (Bielecki, Brown, Coffey, Greenmun, Howard, Kavulich, Malley, Moppert, Pasquale, Schofield, Wagstaff, Yeager, Shafer), Nays-6 (Augostini, Hudak, Lindsey, Pazzaglini, Seeley, Warner).

RESOLUTION NO. 426

by Environment Committee

Seconded by Mrs. Hudak

RESOLUTION CONFIRMING APPOINTMENTS TO THE RESOURCE RECOVERY AGENCY.

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Section 2047-C of the Public Authorities Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Resource Recovery Agency for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Brendan Flynn	12/31/93

made from budget line 230086.2002.206000 (Other Land Costs), and be it

FURTHER RESOLVED, that the County Attorney is instructed to include as a deed restriction that this property shall not be used for landfill purposes but shall be kept in a natural state as a buffer zone to protect surrounding land owners, 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. **Heldover** by Mr. Brown.

RESOLUTION NO. 428

by Health Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING ACCEPTANCE OF THE NEW YORK STATE OFFICE OF MENTAL HEALTH OUTPATIENT (OP) RESTRUCTURING PROGRAM GRANT, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 AND AUTHORIZING AN AGREEMENT WITH CATHOLIC CHARITIES FOR ADMINISTRATION OF SAME

WHEREAS, the Department of Mental Health requests authorization to accept the New York State Office of Mental Health Outpatient (OP) Restructuring Program Grant for startup funds to establish a Continuing Day Treatment program in the amount of \$55,457 and authorization for an agreement with Catholic Charities of Broome County for Administration of same for the period January 1, 1992 through December 31, 1992, and

WHEREAS, said grant program will provide for a 55 slot Continuing Day Treatment Program for the seriously and persistently mentally ill, and

WHEREAS, the Continuing Day Treatment Program will be developed by Catholic Charities in conformance with all Federal and State Regulations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$55,457 from New York State Office of Mental Health for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$ 55,457 for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, NY, 13905, for administration of the Continuing Day Treatment Program under the New York State Office of Mental Health Outpatient (OP) Restructuring Program Grant for the period January 1, 1992 through December 31, 1992, and be it

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

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

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

RESOLUTION NO. 429

by Health Services and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH SPECIAL EDUCATION PRE-SCHOOL PROVIDERS ACCORDING TO STATE EDUCATION RATES FOR THE HEALTH DEPARTMENT'S EDUCATION FOR HANDICAPPED CHILDREN PROGRAM FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 341 of 1991, authorized an agreement with several special education preschool providers according to State Education rates for the Health Department's Education for Handicapped Children Program for 1991 through 1992, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreements, for the contract term of July 1, 1991 through December 31, 1992, as follows:

<u>Vendor</u>	<u>Previous Costs</u>	<u>Amended Costs</u>	<u>Budget line</u>
Rehabilitation Services, Inc. 480285.4745.101000 P. O. Box 1400 Binghamton, NY 13902	\$19,341.50	\$ 19,341.50 (1991)	
		453,583.00 (1992)	
Chenango Forks School 480285.4745.101000 P. O. Box 204A, Gordon Dr. Binghamton, NY 13901	50,000.00	50,000.00	(1991)
		110,000.00 (1992)	

Broome BOCES	100,000.00	100,000.00	(1991)
	480285.4745.101000		
421 Upper Glenwood Road Binghamton, NY 13905			261,000.00 (1992)
Children's Unit	84,025.00	84,025.00	(1991)
	480285.4745.101000		
SUNY - Binghamton P. O. Box 6000 Binghamton, NY 13902		232,855.00	(1992)
Donson Transportation	\$27 per ½ hr.	\$27	per ½ hr.
	480285.4457.101000		
Services, Inc.	nte \$26,500 (1991)	nte \$26,500 (1991)	
2211 North Street Endicott, NY 13760		\$27 per ½ hr. nte \$10,000 (1992)	
Handicapped Children's Assoc.	77,367.50	38,683.50	(1991)
	480277.4745.101000		
18 Broad Street Johnson City, NY 13790		221,117.00	(1992)
Handicapped Children's Assoc.	300,000.00	300,000.00	(1991)
	480285.4745.101000		
18 Broad Street Johnson City, NY 13790		456,250.00	(1992)

and be it

FURTHER RESOLVED, that Resolution 341 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.** Ayes-17, Nays-1 (Greenmun), Absent-1 (Coffey).

RESOLUTION NO. 430

by Health Services and Finance Committees

Seconded by Mrs. Wagstaff

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR THE HEALTH DEPARTMENT PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM FOR 1991 THROUGH 1992

WHEREAS, the Health Department requests authorization for agreements with various vendors as indicated on the attached Exhibit "A" for medical services and certain equipment for the Health Department Physically Handicapped Children's Program for calendar years 1991 and 1992, and

WHEREAS, said agreements are necessary to assist certain qualified families financially for the medical care of their children suffering from long term health problems, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the agreements for medical services and/or certain equipment for the Health Department Physically Handicapped Children's Program with vendors as listed on the attached Exhibit "A" for the time periods and amounts listed, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480145.4707.101000 (Medical & Hospital 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>Term</u>	<u>Amount</u>
	<u>not to exceed</u>	
Allied Health Care Systems James Conwell, Consultant 335 East Third Street Jamestown, NY 14702-1197	01/01/92 - 12/31/92	\$ 200.00
Robert Baker, M.D. Tioga Building Ithaca, NY 14850	01/01/92 - 12/31/92	\$ 3,000.00
Binghamton Limb & Brace Company 142 Harry L. Drive Johnson City, NY 13790	01/01/91 \$ 17.20(1991)	- 12/31/92 3,000.00(1992)
Bronsky/Graff Orthodontics, P.C. 423 E. Main Street Endicott, NY 13760	01/01/92 - 12/31/92	\$10,000.00
Dr. Charles S. Ho 18 Broad Street Johnson City, NY 13790	01/01/92 - 12/31/92	\$ 1,500.00
Oral Surgery Associates of the Southern Tier Dr. M. Menewitch 161 Riverside Drive Johnson City, NY 13790	01/01/92 - 12/31/92	\$ 500.00
Orthodontic Associates of the Southern Tier	01/01/92 - 12/31/92	\$ 1,500.00

Dr. Barry Shaw
33 Front Street
Binghamton, NY 13905

Orthopedic Associates of 65 Pennsylvania Avenue Binghamton, NY 13903	01/01/92 - 12/31/92	\$ 200.00
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Dr. Umesh B. Patil, Director Pediatric Urology 5500 Harrison Street, Suite 225 Syracuse, NY 13202	01/01/92 - 12/31/92	\$ 100.00
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Pediatric Cardiology Service Group 725 Irving Avenue, Suite 804 Syracuse, NY 13210	01/01/92 - 12/31/92	\$ 550.00
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Physician Services Associates 33 Mitchell Avenue Binghamton, NY 13903	01/01/92 - 12/31/92	\$ 100.00
Rehabilitation Services, Inc. P. O. Box 1400 Binghamton, NY 13902	01/01/91 - 12/31/92	\$1,225.00 (1991) 4,000.00 (1992)
Joel J. Schnure, M.D. 33 Mitchell Avenue, Suite 109 Binghamton, NY 13903	01/01/92 - 12/31/92	\$ 300.00
Susquehanna Medical Affiliates Dr. R. Ramanujan 33 Mitchell Avenue, Suite 102 Binghamton, NY 13903	01/01/92 - 12/31/92	\$ 150.00
Tier Orthopedic Associates, P.C. Corner Plaza Drive & Vestal Parkway E. Vestal, NY 13850	01/01/92 - 12/31/92	\$ 400.00
United Health Services/ Wilson Hospital P. O. Box 5214 Johnson City, NY 13790	01/01/92 - 12/31/92	\$ 1,000.00
University Hospital Health Services Center 750 East Adams Street Syracuse, NY 13210-2375	01/01/92 - 12/31/92	\$ 2,000.00
Dr. Richard Wu 33-57 Harrison Street Johnson City, NY 13790	01/01/92 - 12/31/92	\$ 270.00

Carried. Ayes-17, Nays-1 (Augostini), Absent-1 (Coffey).

RESOLUTION NO. 431

by Health, Personnel and Finance Committees

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING RENEWAL OF THE BROOME COUNTY

DRUG AWARENESS CENTER STUDENT ASSISTANCE PROGRAM FOR THE UNION ENDICOTT SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR PERIOD SEPTEMBER 1, 1992 THROUGH AUGUST 31, 1993.

WHEREAS, this County Legislature, by Resolution 347 of 1991, authorized and approved the operation of the Broome County Drug Awareness Center Prevention Services Program for the Union Endicott School District for the period September 1, 1991 through August 31, 1992 and adopted a program budget in the amount of \$27,000, and

WHEREAS, it is desired to renew said grant program for the period September 1, 1992 through August 31, 1993 in the amount of \$28,500, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$28,500 from the Union Endicott School District for the Broome County Drug Awareness Center Student Assistance Program for the period September 1, 1992 through August 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 \$28,500 for the period September 1, 1992 through August 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.** Ayes-18, Nays-0, Absent-1 (Coffey).

RESOLUTION NO. 432

by Personnel and Finance Committees

Seconded by Mr. Seeley

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE HEALTH DEPARTMENT, SHERIFF'S DEPARTMENT, CASA AND DEPARTMENT OF PUBLIC WORKS/ENGINEERING.

RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR# 92-311, this County Legislature hereby authorizes the creation of one (1) part-time Public Health Medical Director position at budget line

A480012.1500, Grade N/A, Union Code 7, and establish a salary at \$60.00 per hour, effective October 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR# 92-312, this County Legislature hereby authorizes the creation of one full-time Public Health Representative position at budget line A480228.1000, minimum salary \$20,105.00, Grade 14, Union Code 4, effective October 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR# 92-313, this County Legislature hereby authorizes the creation of one part-time Public Health Nurse Practitioner position at budget line A480228.1500, minimum salary \$15.7013 per hour, Grade 22, Union Code 8, effective October 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR# 92-314, this County Legislature hereby authorizes the creation of one full-time Public Health Nurse position at budget line A480228.1000, minimum salary \$23,607, Grade 17, Union Code 4, effective October 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, as contained in PCR# 92-315, this County Legislature hereby authorizes the elimination of one part-time Medical Director of STD/HIV Clinics position at budget line A480228.1500, Grade N/A, Union Code 7, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Health, in order to provide funds for the above Personnel Change Requests, as requested by BT# 4731, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	480012	1000	101000	Salaries - FT
	480228	1500	101000	Salaries - PT
				\$ 12,250
				3,523
TO :	480012	1500	101000	Salaries - PT
	480228	1000	101000	Salaries - FT
				\$ 8,993
				6,780

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, as contained in PCR# 92-338, this County Legislature hereby authorizes the upgrading of an existing position assigned to the Corrections Division (either Correction Officer or Deputy Sheriff) at budget line A450023.1000, minimum salary \$29,125, Grade N/A, Union Code 5, to Correction Officer Sergeant position at budget line A450023.1000, minimum salary \$31,105, Grade N/A, Union Code 5, effective September 14, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff's Department, in order to provide funds for the above Personnel Change Request, as requested by BT# 4468, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	390005	2850	101000	Computer Equip.
				\$ 643
TO:	450023	1000	101000	Salaries - FT
	450023	8030	101000	FICA
				\$ 597
				46

and be it

FURTHER RESOLVED, that in accordance with a request from CASA, as contained in PCR# 92-299, this County Legislature hereby authorizes the change of one (1) full-time Caseworker position at budget line A680033.1000, minimum salary \$22,374, Grade 16, to one (1) full-time Public Health Nurse position at budget line A680033.1000, minimum salary \$23,607, Grade 17, effective September 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works/Engineering, this County Legislature hereby authorizes the change of one (1) temporary Engineering Aide position at budget line

A030023.1600, minimum salary \$4.55 per hour, Grade N/A, to one (1) part-time Engineering Aide position at budget line A030023.1500, minimum salary \$6.6656 per hour, Grade 6, effective August 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works/Engineering, in order to provide funds for the above Personnel Change Request, as requested by BT# 3203, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subsubject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	030023	1000	101000	Salaries - FT
				\$ 3,700
TO:	030023	1500	101000	Salaries - PT
				\$ 3,700

Carried. Ayes-18, Nays-0, Absent-1 (Coffey).

RESOLUTION NO. 433

by Public Works and Finance Committees

Seconded by Mr. Warner

RESOLUTION AMENDING THE 1988 CAPITAL IMPROVEMENT PROGRAM.

RESOLVED, that the 1988 Capital Improvement Program is hereby amended as follows:

FROM:

<u>Code</u> <u>Project Name</u>	Estimated Construction Cost:			<u>County</u>
	<u>Total</u>	<u>State</u>	<u>Federal</u>	
Z-59 Sanitary Sewer Study \$175,000	\$250,000	\$75,000		\$0

<u>Year Start</u>	How Financed:		
	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1988	3	\$175,000	\$0

TO:

<u>Code</u> <u>Project Name</u>	Estimated Construction Cost:			<u>County</u>
	<u>Total</u>	<u>State</u>	<u>Federal</u>	
Z-59 Sanitary Sewer Study \$176,042	\$251,042	\$75,000		\$0

<u>Year Start</u>	<u>How Financed:</u>		<u>Current Revenue</u>
	<u>YPU</u>	<u>Bond</u>	
1988	3	\$175,000	\$1,042*

*Funds Provided from Operating Budget by BT #4415

and be it

RESOLVED, that in accordance with a request from the Department of Planning, in order to provide funds for the above-referenced capital improvement project, as requested by BT# 4415, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	440016	1000	101000	Salaries - FT \$ 1,042
TO :	440016	9004	101000	Trans. to Capital \$ 1,042

Carried. Ayes-18, Nays-0, Absent-1 (Coffey).

RESOLUTION NO. 434

by Finance Committee

Seconded by All Members of the Legislature

RESOLUTION AUTHORIZING THE RETURN OF FUNDS TO BROOME COUNTY FROM THE BROOME COUNTY COMMISSION OF THE BICENTENNIAL OF THE UNITED STATES CONSTITUTION

WHEREAS, the Broome County Board of Acquisition and Contract provided the Broome County Commission of the Bicentennial of the U.S. Constitution with Two Thousand Five Hundred Dollars (\$2,500) for use in the Commission's efforts toward the Bicentennial celebration of the U.S. Constitution, and

WHEREAS, the Broome County Commission of the Bicentennial of the U.S. Constitution desires to return the remainder of the funding to Broome County, now, therefore, be it

RESOLVED, that this Broome County Legislature hereby authorizes the return of \$2,478.24 from the Broome County Commission of the Bicentennial of the U.S. Constitution, and be it

FURTHER RESOLVED, that said funds shall be credited to budget line 340000.0215.101000 (Refund of Prior Years Expenditures). **Carried.**

RESOLUTION NO. 435

by Environment Committee

Seconded by Hon. Arthur J. Shafer

**RESOLUTION APPROVING RESOURCE RECOVERY AGENCY
TERMINATION OF SERVICE AGREEMENT WITH FOSTER WHEELER
BROOME COUNTY, INC., DATED OCTOBER 19, 1988.**

WHEREAS, the County Legislature and the County Executive have previously requested the Resource Recovery Agency to cancel the Service Agreement with Foster Wheeler Broome County, Inc., dated October 19, 1988 for the proposed construction of a resource recovery facility in Kirkwood, New York, and

WHEREAS, the County Legislature has the contractual obligation to approve such a termination of the Resource Recovery Agency's Service Agreement with Foster Wheeler Broome County, Inc., dated October 19, 1988 for the proposed construction of a resource recovery facility in Kirkwood, New York, and

WHEREAS, the County Legislature desires to request and approve that the Resource Recovery Agency terminate the Service Agreement with Foster Wheeler Broome County, Inc., dated October 19, 1988 for the proposed construction of a resource recovery facility in Kirkwood, New York, now, therefore, be it

RESOLVED, that the County Legislature hereby requests and approves that the Resource Recovery Agency immediately terminate the Service Agreement with Foster Wheeler Broome County, Inc., dated October 19, 1988, within the lawful terms and conditions of the contract, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately upon signature of the County Executive. Mr. Yeager moved, seconded by Mr. Shafer to go into Executive Session to discuss pending litigation relating to this resolution. Carried. Upon returning from Executive Session, Mr. Augostini moved, seconded by Mr. Pasquale to call the question. Motion to call the question carried. Ayes-18, Nays-1, (Yeager). Resolution as presented **Carried**. Ayes-16, Nays-3 (Howard, Moppert, Warner).

Mr. Pasquale moved, seconded by Mr. Moppert to adjourn to the call of the Clerk at 5:36 p.m. **Carried**.