

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
May 19, 1994**

The Legislature convened at 4:00 p.m. with a call to order by the Chair, Arthur J. Shafer.

The Deputy Clerk, Laurie L. Tracy, read the fire exit announcement and then called the Attendance roll: Present-18, Absent-1 (Howard).

The Chair, 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. Augostini that the minutes of the April 21, 1994 Regular Session be approved as prepared and as presented by the Clerk.

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

WRITTEN OR ORAL PRESENTATION OF THE COUNTY EXECUTIVE

Letters from the County Executive, Timothy M. Grippen:

- 1.Nominating H. Canfield, W. Maines, B. Mather to membership on Airport Advisory Board.
- 2.Nominating H. Woodfield, O. Henningsen, J. Malley to membership on Fish and Wildlife Management Board, Region No. 7.
- 3.Nominating F. Marsi to membership on Forest Practice Board.
- 4.Nominating E. Bielefeldt, L. Borelli, M. Shiel to membership on Nursing Home Board of Directors.
- 5.Return of Resolution 94-110, unsigned with reasons (Affirm or Oppose Mandated Programs in Broome County).

PRESENTATION OF COMMUNICATIONS AND REPORTS:

COMMUNICATIONS:

1. Minutes from:
  - a. Association of Towns and Villages
  - b. Binghamton Regional Airport
  - c. Office for Aging
  - d. Central Library Building Project Management Team
  - e. Ambulance Advisory Board
  - f. Public Library Board of Trustees
  - g. Cornell Cooperative Extension
  - h. Willow Point Nursing Facility Board of Directors
  - i. Environmental Management Council
  - j. Land Use and Natural Resource Committee
  - k. EMC Solid Waste Committee and Nanticoke Landfill Task Force
  - l. EMC Solid Waste Committee
2. Contract between Broome County and Public Employees Local Union No. 1883.
3. Resolutions from:
  - a. Sullivan County (Urging Legislature/Governor to Adopt State Residency (six months), Eligibility for Social Services Benefits).
  - b. Otsego County (Urging State Legislators to assist Broome County-answer regarding local income tax).
4. 1994-95 Proposed Broome Community College Budget.

5. Notice of Public Emergency at Airport (Abandoned 55 Gallon Utility Drums-Unknown Substance).
6. Application for Compensation (Special District Attorney, G. Peter VanZandt), People v. Mark Barnes.
7. Memorandum from Commissioner Thomas P. Hoke announcing opening of Broome County Social Services Self-Sufficiency Center.
8. Correspondence from County Attorney's Office regarding: Piaker & Lyons Contract for 1994; Central Services request to contract for temporary spec writing services.
9. Copy of "Rock Salt Survey" submitted by Department of Public Works to Chief of Antitrust Bureau.
10. Letter from Assemblyman Miller regarding Assembly Bill 9539 (gross receipts tax on gas and electric corporations).
11. Copy of letter from State Comptroller: Informal hearing on 5/16/94 in New York City to solicit input from municipalities regarding Securities and Exchange Commission amendments to regulations governing purchase/sale of municipal securities.
12. Recycling Investment Program: informational package; series of program workshops.
13. Broome County Industrial Development Agency: Materials for April 22 Board of Directors meeting; Draft Financial Statements (December 31, 1993).
14. Bond Anticipation Note Certificate, April 20, 1994 (\$25,850,000).

REPORTS:

1. 1993 Annual Reports:
  - a. Public Library
  - b. Public Defender
  - c. Personnel Department
  - d. Computer Services

- e. Soil and Water Conservation District
- f. Broome County Agricultural Society, Inc.
- 2. Department of Public Works: Quarterly Report of Pending Projects.
- 3. Monthly Reports:
  - a. Broome Community College (Above Minimum Hires, March 1994; Budget Transfers, February and March 1994).
  - b. Department of Social Services (January, February 1994).
- 4. Department of Finance: First Quarterly Report of 1994 Sales Tax Collections; Semi-Annual Report of Mortgage Tax Receipts/Disbursements (October 1, 1993 through March 31, 1994).
- 5. Department of Audit and Control: Fixed Asset Inventory Audit of Central Foods.

Mr. Lindsey moved, seconded by Mr. Pasquale to receive and file the above noted reports and to publish any pertinent portions thereof in the 1993 Journal of Proceedings.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chairman, Arthur J. Shafer:

- 1. Appointing Louis P. Augostini as voting representative for Brian K. Mather, Public Safety & Emergency Services Committee, May 3, 1994.
- 2. Appointing Daniel A. Schofield as voting representative for Kelly J. Wagstaff, Finance Committee, May 5, 1994.
- 3. Appointing Brian K. Mather as voting representative for David L. Lindsey, Health and Human Services Committee, May 10, 1994.
- 4. Appointing Wanda Hudak as Acting Chair for David L. Lindsey, Public Safety & Emergency Services Committee,

May 10, 1994.

- 5.Appointing Brian K. Mather as voting representative for Wayne L. Howard, Public Works Committee, May 10, 1994.
- 6.Appointing James Malley as voting representative for George Harbachuk, County Administration, Economic Development and Planning Committee, May 12, 1994.
- 7.Appointing Chris W. Burger as voting representative for Brian K. Mather, Public Safety & Emergency Services Committee, June 7, 1994.
- 8.Appointing Audrey Taylor as voting representative for Andrew Kavulich, Public Safety & Emergency Services Committee, May 10, 1994.
- 9.Appointing Margaret M. Coffey as voting representative for James Malley, Public Works Committee, May 10, 1994.
- 10.Appointing James Malley as the Legislative Representative to the Community Evaluation Jury for Site Selection/Proposal Evaluation-New Central Library.
- 11.Appointing James Malley as voting representative for Vincent A. Pasquale, Finance Committee, May 12, 1994.
- 12.Appointing Wanda Hudak as Acting Chair and Wayne L. Howard as voting representative for Michael P. Pazzaglini, County Administration, Economic Development and Planning Committee, May 12, 1994.

The following resolution was tabled from the previous session (April 21, 1994)

**RESOLUTION NO. 150B** by Finance Committee  
**RESOLUTION AUTHORIZING AGREEMENT WITH COOPERS AND LYBRAND CONSULTING SERVICES FOR HEALTH CARE AND WORKMENS' COMPENSATION PLAN FOR THE PERIOD APRIL 1, 1994 TO MARCH 31, 1995.** Mr. Augostini moved, seconded by Mr. Pasquale

to **call the question** on the resolution. The call **carried**. Ayes-18, Nays-0, Absent-1 (Howard). The resolution **carried**.  
Ayes-11(Augostini, Coffey, Harbachuk, Hudak, Kavulich, Mather, Pasquale, Pazzaglini, Schofield, Wagstaff, Whalen)  
Nays-7(Brown, Burger, Harris, Lindsey, Malley, Taylor, Shafer)  
Absent-1(Howard).

Mrs. Hudak requested that the following resolution be recalled.

Seconded by Mr. Brown

**RESOLUTION NO. 185** by Health & Human Services, Public Works & Finance Committees

**RESOLUTION AUTHORIZING AGREEMENT WITH CLEVENGER FRABLE LA VALLEE FOR FOOD SERVICES DESIGN SERVICES FOR DIETARY RENOVATION PROJECT AT WILLOW POINT NURSING FACILITY FOR 1994 THROUGH 1995.** Mrs. Hudak moved, seconded by Mr. Brown that the resolution be amended to reflect a not-to-exceed amount of \$15,380 in place of [\$13,980] which had been approved at the April 21, 1994 session. **Carried.** Ayes-18, Nays-0, Absent-1 (Howard). **The resolution as amended carried.** Ayes-18, Nays-0, Absent-1 (Howard). [The purpose of the amendment is to correct a computational error made by the department of Public Works].

The following resolutions (159, 165, 176, 182 & 194) that were heldover from the previous regular session (April 21, 1994) were again presented for consideration.

**RESOLUTION NO. 159** by Public Works and Education, Culture & Recreation Committees

heldover by Mr. Augustini. **RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR OTSININGO PARK FOR 1987 THROUGH 1997. Carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 165** by Personnel Committee heldover by Mr. Schofield. **RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR DEPARTMENT OF EMPLOYMENT AND TRAINING, WILLOW POINT NURSING FACILITY AND HEALTH DEPARTMENT AND CHANGING THE BARGAINING UNIT COVERAGE FOR CERTAIN POSITION TITLES PREVIOUSLY COVERED BY THE CIVIL SERVICE EMPLOYEES ASSOCIATION AND THE BROOME PROFESSIONAL & ADMINISTRATIVE ASSOCIATION.**

Mrs. Wagstaff moved, seconded by Mr. Schofield to **table the second FURTHER RESOLVED** to the June session. **Carried.** Ayes-17, Nays-1 (Whalen), Absent-1 (Howard). The balance of the resolution **carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 176** by County Administration, Economic Development & Planning and Finance Committees heldover by Mrs. Coffey. **RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF ECONOMIC DEVELOPMENT GRANT AND AUTHORIZING AN AGREEMENT WITH THE BROOME COUNTY ECONOMIC DEVELOPMENT ALLIANCE TO PERFORM THE SERVICES REQUIRED UNDER SAID GRANT PROGRAM.** Mr. Burger had prefiled an amendment to the resolution. Mrs. Coffey seconded the amendment, as follows:

WHEREAS, the Commissioner of Planning and Economic

Development requests authorization to accept a New State Department of Economic Development Grant in the amount of \$100,000 for 1994, and

WHEREAS, said grant program provides for the Broome County Legislature has endorsed and supported the creation of the Broome County Economic Development Alliance to encompass all economic development organizations existing in Broome County in order to consolidate economic development staffing and implementation, and

WHEREAS, the Broome County Legislature has authorized the creation of the Economic Development Council with broad representation from the County, various economic development entities, business, labor, planning units, education, suppliers of infrastructure, etc. in order to devise and coordinate strategic long term economic development strategies for Broome County, and

WHEREAS, the Broome County Legislature desires that the Economic Development Alliance provides assistance, information, research, etc., to the Economic Development Council on an as-requested basis in order to facilitate its efforts, and

WHEREAS, the Economic Development Council and the Broome County Planning Department will, in turn, make its services available to the Economic Development Alliance, and

WHEREAS, it is believed that said coordination between the Economic development Alliance and the Economic Development Council will be in the County's best economic interest, and

WHEREAS, it will be necessary for an agreement with the Broome County Economic Development Alliance to provide the services required under the New York State Department of Economic Development Grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,000 from the New York State Department of Economic Development for 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes and approves an agreement with the Broome County



Economic Development Alliance for provision of services under the New York State Department of Economic Development Grant for 1994, namely, to help fund the formation of the Economic Development Alliance and to coordinate with and assist the Economic Development Council in its planning efforts, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall transfer to the Broome County Economic Development Alliance the \$100,000 as provided by the New York State Department of Economic Development, 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 \$100,000 for 1994, 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.

Mr. Pasquale moved, seconded by Mr. Augostini to **call the question** on the amendment. The call **carried. Amendment carried.** Ayes-18, Nays-0, Absent-1 (Howard). The resolution as amended **carried.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 182** by Environment heldover by Mr. Brown.

**RESOLUTION ADOPTING AND APPROVING THE PHASE III EVALUATION AND RANKING OF POTENTIAL SITES FOR THE BROOME COUNTY LANDFILL SITING STUDY.** Mr. Brown moved, seconded by Mrs. Hudak to **amend the resolution and remove the last Further Resolved paragraph.** Mr. Schofield moved, seconded by Mr. Malley to **call the question** on the resolution. **Carried.** Ayes-17, Nays-1 (Augostini), Absent-1 (Howard).

**Amendment carried.**

Ayes-13(Brown, Burger, Harris, Hudak, Kavulich, Lindsey, Mather, Pasquale, Pazzaglini, Schofield, Taylor, Wagstaff, Shafer)  
Nays-5(Augostini, Coffey, Harbachuk, Malley, Whalen)  
Absent-1(Howard)

Mr. Brown moved, seconded by Mr. Schofield to **delete "...or condemnation..."** from the seconded Further Resolved. Amendment **carried.** Ayes-18, Absent-1 (Howard).

Resolution **as amended carried.** Ayes-14, Nays-4 (Brown, Burger, Hudak, Shafer)  
Absent-1 (Howard).

**RESOLUTION NO. 194** by County Administration, Economic Development & Planning, Personnel and Finance Committees heldover by Mr. Schofield. **RESOLUTION AUTHORIZING AGREEMENT WITH TAD TECHNICAL SERVICES CORP., FOR TEMPORARY HELP FOR GENERAL SERVICES - PURCHASING DIVISION FOR 1993 THROUGH 1994.** Mr. Pasquale moved, seconded by Mrs. Taylor to **call the question** on the resolution. **Carried.** Ayes-18, Nays-0, Absent-1 (Howard). The motion and second were withdrawn to allow for further discussion. The resolution **carried.** Ayes-16, Nays-2 (Hudak, Wagstaff), Absent-1 (Howard).

Several resolutions were taken out of order, however for the sake of clarity, all resolutions are presented in numerical order. The preferred agenda was presented and seconded by Mr. Burger.

**RESOLUTION NO. 201**

by Health & Human Services and Finance CommitteesSeconded by Mr. Burger

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH NEW YORK STATE DIVISION OF SUBSTANCE ABUSE SERVICES FOR THE OPERATION OF A SUBSTANCE ABUSE PROGRAM FOR THE DRUG AWARENESS CENTER FOR 1994.**

WHEREAS, this County Legislature, by Resolution 562 of 1993, authorized an agreement with the New York State Division of Substance Abuse Services for the Substance Abuse Program as administered by the Drug Awareness Center of the Mental Health Clinic for the period January 1, 1994 through December 31, 1994 and accepted state aid in the amount of \$211,820, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reflect a decrease in State appropriations equal to the reduction in local tax support below the maintenance of effort requirements under the Mental Hygiene Law, and

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the New York State Division of Substance Abuse Services, Executive Park South, Box 82000, Albany, New York, 12203 for the continuation of the Drug Awareness Center's Substance Abuse Program for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the acceptance of \$160,946 from the New York State Division of Substance Abuse Services for the operation of a substance abuse program for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 562 of 1993, 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 202**

by Health & Human Services, Personnel, County Administration, Economic Development & Planning and Finance Committees   Seconded by Mr. Burger

**RESOLUTION AUTHORIZING ACCEPTANCE OF MENTAL HEALTH INFORMATION SYSTEM (MHIS) GRANT FOR THE BROOME COUNTY MENTAL HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994**

WHEREAS, the Commissioner of Mental Health requests authorization to accept a Mental Health Information System (MHIS) Program Grant in the amount of \$30,594 for the period June 1, 1994 through December 31, 1994, and

WHEREAS, said grant program provides for automation and improvement of efficiency in the areas of medical records, service utilization, revenue collection, budgeting and research, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$30,594 from the Federal Salary Sharing Program for the period June 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$30,594 for the period June 1, 1994 through December 31, 1994, 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 (Howard).

**RESOLUTION NO. 203**

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING RENEWAL OF THE BROOME EMPLOYMENT SELF-SUFFICIENCY (ESS) PROGRAM GRANT FOR THE MENTAL HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 533 of 1993, authorized and approved the Broome Employment Self-Sufficiency (ESS) Program Grant and adopted a program budget in the amount of \$70,715 for the period September 1, 1993 thorough June 30, 1994, and

WHEREAS, said grant program provides vocational and pre-vocational case management, in cooperation with the Broome County Office of Employment & Training, for Broome County residents that are unemployed or underemployed due to mental illness and/or alcohol/substance abuse, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1994 through June 30, 1995 in the amount of \$88,068, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$76,767 from Appalachian Regional Commission and \$11,301 from the Broome County Office of Employment & Training Title IIA 77% Grant Program for the period July 1, 1994 through June 30, 1995, 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 \$88,068 for the period July 1, 1994 through June 30, 1995, 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 (Howard).

**RESOLUTION NO. 204**

by Health & Human Services, Personnel, County Administration,  
Economic Development & Planning and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING REVISION OF OFFICE FOR  
AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT  
(SOFA) GRANT AND ADOPTING A REVISED PROGRAM  
BUDGET IN CONNECTION THEREWITH FOR 1993  
THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 282 of 1993, authorized and approved the Office for Aging's Senior Community Service Employment (SOFA) Grant and adopted a program budget in connection therewith in the total amount of \$51,884, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging's Senior Community Service Employment (SOFA) Grant for the period July 1, 1993 through June 30, 1994 in the total amount of \$60,941, 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 \$60,941 for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that Resolution 282 of 1993, 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.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 205**

by Health & Human Services and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT (NCOA) GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 283 of 1993, authorized the continued participation by the Office for Aging in the Senior Community Service Employment (NCOA) Program for the calendar year July 1, 1993 through June 30, 1994 and adopted a program budget in connection therewith in the total amount of \$238,000, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging's Senior Community Service Employment (NCOA) Grant for the period July 1, 1993 through June 30, 1994 in the total amount of \$237,300, 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 \$237,300 for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that Resolution 283 of 1993, 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.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 206**

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING'S SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAMS (SCSEP) ADMINISTRATION GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolutions 280 and 426 of 1993, authorized the continued participation by the Office for Aging in the Senior Community Service Employment Programs (SCSEP) Grant for the period July 1, 1993 through June 30, 1994 and adopted a program budget in connection therewith in the total amount of \$148,052, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging's Senior Community Service Employment Programs (SCSEP) Grant for the period July 1, 1993 through June 30, 1994 in the total amount of \$153,829, 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 \$153,829 for the period July 1, 1993 through June 30, 1994, and be it

FURTHER RESOLVED, that Resolutions 280 and 426 of 1993, 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.** Ayes-18, Nays-0, Absent-1(Howard).

**RESOLUTION NO. 207**

by Health & Human Services and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING AGREEMENT WITH ROYAL CARE PHARMACY SERVICES FOR UNIT DOSE MEDICATION SERVICES FOR THE WILLOW POINT NURSING FACILITY FOR 1994 TO 1997**

WHEREAS, the Administrator of the Willow Point Nursing Facility requests authorization for an agreement with Royal Care Pharmacy Services for unit dose medication services for the period June 1, 1994 through May 31, 1997, at a cost of \$2.96 per patient, per day, and

WHEREAS, said services are necessary to provide for all prescriptions and stock medications as needed by the patients in Willow Point Nursing Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Royal Care Pharmacy Services, 274 Tompkins Street, Cortland, New York, 13045, for unit dose medication services for the Willow Point Nursing Facility, for the period June 1, 1994 through May 31, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2.96 per patient per day for the first year of said contract, at a total cost not to exceed \$413,793.20, with a cost increase each subsequent year increased in accordance with the Federal Drug Consumer Price Index, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 1602000.4367.204000 (Unit Dosage SNF), 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 208**

by Health & Human Services and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING ACCEPTANCE OF  
BINGHAMTON UNIVERSITY BACHELOR OF ARTS**

**DEGREE PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1993 THROUGH 1994**

WHEREAS, the Commissioner of Social Services requests authorization to accept a Bachelor of Arts Degree Program Grant in the amount of \$26,500 for the period September 1, 1993 through August 31, 1994, and

WHEREAS, said grant program provides for selected Department of Social Services employees to enroll on a part-time basis in the Bachelor of Arts in Applied Social Sciences Program at Binghamton University, and

WHEREAS, said program is funded by State Grant at no cost to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,500 from New York State Department of Social Services for the Bachelor of Arts Degree Program at Binghamton University for the period September 1, 1993 through August 31, 1994, 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 \$ 26,500 for the period September 1, 1993 through August 31, 1994, 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 (Howard).

**RESOLUTION NO. 209**

by Health & Human Services and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH NYPENN HEALTH SYSTEMS AGENCY, INC., FOR CONSULTING SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES MEDICAL ASSISTANCE PROGRAM FOR 1994**

WHEREAS, this County Legislature, by Resolution 570 of 1992, authorized an agreement with NYPENN Health Systems Agency, Inc., for consulting services for the Department of Social Services at a cost of \$49,100 for calendar year 1993, and

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

WHEREAS, said agreement expired by its terms on December 31, 1993, and it is desired at this time to renew said agreement for calendar year 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with NYPENN Health Systems Agency, Inc., Suite 300, 84 Court Street, Binghamton, New York, 13901, for consulting services in connection with the Department of Social Services Medical Assistance Programs for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$49,100 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove

authorized shall be made from budget line 670018.4747.103000 (Other Fees for Services), and be it

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

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

**RESOLUTION NO. 210**

by Health & Human Services and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING INCREASE IN BOARDING HOME RATES AND CLOTHING ALLOWANCES FOR FOSTER HOME CARE**

WHEREAS, this County Legislature, by Resolution 597 of 1986, as amended by Resolutions 39 of 1988 and 274 of 1990, established rates for foster care boarding homes and established clothing allowances for foster care, and

WHEREAS, the Commissioner of Social Services recommends that the rates be increased as attached hereto as Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the revised rates as set out in Exhibit "A" attached hereto, effective June 1, 1994, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670117.4580.103000 (Foster Care BD Homes - ADC), and 670117.4579.103000 (Foster Care BD Homes - CW), 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 211**

by Health & Human Services and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF SOCIAL SERVICES LOW INCOME DAY-CARE PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 169 of 1993, authorized and approved the continued participation by the Department of Social Services in the Low Income Day-Care Program for the period April 1, 1993 through March 31, 1994 and adopted a program budget in the amount of \$228,372, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1994 through March 31, 1995 in the amount of \$228,372, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the continuation of the Low Income Day-Care Program by the Department of Social Services for the period April 1, 1994 through March 31, 1995, 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 \$228,372 for the period April 1, 1994 through March 31, 1995, 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 (Howard).

**RESOLUTION NO. 212**

by Public Works, Transportation and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING AGREEMENT WITH MCFARLAND-JOHNSON ENGINEERS FOR A CONSULTANT SERVICE CONTRACT FOR THE DEPARTMENT OF PUBLIC WORKS FOR ALL WORK AT THE BINGHAMTON REGIONAL AIRPORT FOR 1994 THROUGH 1999**

WHEREAS, Commissioner of Public Works requests authorization for an agreement with McFarland-Johnson Engineers for consultant services at the Binghamton Regional Airport for 1994 through 1995, and

WHEREAS, said agreement is necessary to streamline the procurement process for work to be done at the Binghamton Regional Airport, and

WHEREAS, said contract would in no way bind the Broome County Department of Public Works, Aviation or the Legislature from negotiating or entering into a contract with another consulting firm for any and all work at the Binghamton Regional Airport, and

WHEREAS, separate scopes of work and fees would be negotiated with the contractor for each individual project undertaken at the Binghamton Regional Airport, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a 5-year consultant services agreement with McFarland-Johnson Engineers, 171 Front Street, POB 1980, Binghamton, NY, 13902, for



the period June 1, 1994 through May 31, 1999, and be it

FURTHER RESOLVED, that there is no cost to the County in connection with this consult services contract, 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 213**

by Public Works and Environment Committees Seconded by Mr. Burger

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO AIRPORT ROAD AND COMMERCIAL DRIVE RECONSTRUCTION PROJECT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO.**

WHEREAS, it is necessary to undertake the Airport Road and Commercial Drive Reconstruction Project in the Town of Maine to realign the intersection at Airport Road and Commercial Drive to improve safety and traffic flow, and

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

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the project, and

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned Airport Road and Commercial Drive

Reconstruction Project, and

WHEREAS, the Airport Road and Commercial Drive Reconstruction Project may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek "Lead Agency" status with respect to the environmental review of the proposed Airport Road and Commercial Drive Reconstruction Project Number HW-94-03, and be it

FURTHER RESOLVED, that this County Legislature, based on the environmental assessment form annexed hereto as Exhibit "A" hereby determines and declares that the Airport Road and Commercial Drive Reconstruction Project will not have significant effect on the environment, and be it

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

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

**RESOLUTION NO. 214**

by Public Works and Environment Committees Seconded by Mr. Burger

**RESOLUTION DECLARING DEPARTMENT OF PUBLIC WORKS PROJECT HW-94-03, AIRPORT ROAD AND COMMERCIAL DRIVE RECONSTRUCTION PROJECT, 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**

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 Department of Public Works Project HW-94-03, Airport Road and Commercial Drive Reconstruction Project, Town of Maine, has been identified as a Type I action under the New York State Environmental Quality Review Act because it involves plans having no substantial effect on the environment in that it involves only excavation, asphalt paving and minor drainage work, and

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

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

RESOLVED, that this County Legislature hereby finds the Department of Public Works Project HW-94-03, Airport Road and Commercial Drive Reconstruction Project, Town of Maine, 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.** Ayes-18, Nays-0, Absent-1 (Howard).

## **RESOLUTION NO. 215**

by Public Works and Finance Committees    Seconded by Mr. Burger  
**RESOLUTION AUTHORIZING AGREEMENT WITH THE TOWN OF UNION FOR REIMBURSEMENT FOR THE SANITARY SEWER LINE REPLACEMENT IN CONNECTION WITH THE WATSON BOULEVARD RECONSTRUCTION PROJECT**

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with the Town of Union for reimbursement for a portion of the cost of the sanitary sewer line replacement in connection with the Watson Boulevard Reconstruction Project in the Town of Union, at a cost of \$2,094.39, and

WHEREAS, said agreement is requested as a portion of the total cost of repair of \$6,989.95, the Department of Public Works having determined that the \$2,094.39 requested is reasonable in consideration of possible expenses incurred by the Town of Union due to the County reconstruction project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Union for partial reimbursement for the sanitary sewer line in connection with the Watson Boulevard Reconstruction Project, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$2,094.39, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 035014.2013.501241 (Roads), 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 216**

by Public Works and Finance Committees    Seconded by Mr. Burger  
**RESOLUTION AUTHORIZING AGREEMENT WITH LINK ENVIRONMENTAL SERVICES, FOR AIR QUALITY MONITORING AND LABORATORY ANALYSIS FOR ASBESTOS REMEDIATION WORK FOR THE DEPARTMENT OF PUBLIC WORKS FOR 1994**

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Link Environmental Services for air quality monitoring and laboratory analysis for asbestos remediation work in connection with the Facilities Renovation and Repair Project for the period June 1, 1994 through December 31, 1994, at a cost not to exceed \$9,865, and

WHEREAS, said services are necessary to provide specialized expertise, licensing and certification required to comply with NYCRR §56 in asbestos material remediation projects, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Link Environmental Services, 124 North Jensen Road, Vestal, NY, 13850, for air quality monitoring and laboratory analysis for asbestos remediation work in connection with Facilities Renovation and Repair Project BG-93-04, for the period June 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,865 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035121.4746.501273 (Architectural/ Engineering 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.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 217**

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING AGREEMENT WITH PENNSYLVANIA INSTITUTIONAL HEALTH SERVICES, INC., (P.I.H.S.), FOR PROFESSIONAL MEDICAL SERVICES TO THE JAIL FACILITIES OF THE SHERIFF'S DEPARTMENT FOR 1994**

WHEREAS, the Broome County Sheriff requests authorization for an agreement with Pennsylvania Institutional Health Services, Inc., (P.I.H.S.), for professional medical services for the jail facilities for the period June 1, 1994 through December 31, 1994, at a cost not to exceed \$322,250, and

WHEREAS, said services are necessary to provide for medical services as required in the jail facilities of the Sheriff's Department, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Pennsylvania Institutional Health Services, Inc. (P.I.H.S.), Office Court of Harrisburg, 4755 Linglestown Road, Building 100, Suite 102, Harrisburg, PA, 17112, for professional medical services for the Broome County jail facilities for the period June 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$322,250 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4715.101000 (Other Health & Medical Services), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 218**

by Environment and Finance Committees      Seconded by Mr. Burger

**RESOLUTION AUTHORIZING THE ADVERTISING FOR SALE OF A 27' X 50' DOUBLE WIDE MOBILE HOME LOCATED ON REAL PROPERTY OWNED BY BROOME COUNTY ON DUNHAM HILL ROAD IN THE TOWN OF BARKER, NEW YORK**

WHEREAS, the County of Broome owns a parcel of real property on which is situated a 27' x 50' double wide mobile home, and

WHEREAS, said property is located on Dunham Hill Road in the Town of Barker, New York, known as tax map no. 4-44-S2, and

WHEREAS, the Division of Solid Waste Management is desirous of having this double wide mobile home removed from the property pursuant to conditions and restrictions that will be announced just prior to the public sale of this unit, and

WHEREAS, a public auction is currently scheduled to be held on May 26, 1994 in connection with the sale of in rem properties, and

WHEREAS, the Division of Solid Waste Management is desirous of selling said double wide mobile home at the in rem property auction, and

WHEREAS, said double wide mobile home has been reviewed by the appropriate County officials and the Finance Committee of this County Legislature, and has been found to be of no retentive value to the County, and

WHEREAS, the Finance Committee of this County Legislature has reviewed said double wide mobile home and said Committee has

established an upset price for said mobile home in accordance with procedures established by this County Legislature, and

WHEREAS, the Director of Solid Waste Management and your sponsoring committees request authorization of this County Legislature to proceed with the advertisement and sale of said mobile home during the in rem property auction on May 26, 1994, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Director of Real Property Tax Services to advertise for the sale of, and to sell, said double wide mobile home acquired by the County, said advertising sale to be subject to the pertinent laws and procedures concerning the sale of County-owned property established by this County Legislature and in accordance with the terms and other appropriate laws concerned with the sale of property.

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

**RESOLUTION NO. 219**

by Education, Culture & Recreation and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BINGHAMTON GIANT MARKET INC. FOR LEASE OF SPACE FOR BENJAMIN FRANKLIN BRANCH LIBRARY ON A MONTHLY BASIS FOR 1994 TO 1995**

WHEREAS, this County Legislature, by Resolution 164 of 1993, authorized an agreement with Giant Operating Corporation for lease of space at 307 Conklin Avenue for the Benjamin Franklin Branch Library at a cost of \$600 per month, total cost not to exceed \$7,200 for the period June 1, 1993 through May 31, 1994, and



WHEREAS, said agreement expires by its terms on May 31, 1994, 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 Binghamton Giant Market Inc., 100 Oakdale Road, P.O. Box 490, Johnson City, NY, 13790 for lease of space at 307 Conklin Avenue for the Benjamin Franklin Branch Library, on a monthly basis, for the period June 1, 1994 through May 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$600 per month, total cost not to exceed \$7,200 for the term of this agreement, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 220**

by Environment Committee

Seconded by Mr. Burger

**RESOLUTION DIRECTING INITIATION OF ENVIRONMENTAL REVIEW OF AGRICULTURAL DISTRICT NO. 5 UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT.**

WHEREAS, pursuant to the Agricultural and Markets Law, this County Legislature heretofore established Agricultural District No. 5, and

WHEREAS, the State Environmental Quality Review Act requires Agricultural Districts to be reviewed every eight years for a

determination of environmental impact, and

WHEREAS, Broome County Agricultural District No. 5 is scheduled for an eight year review, and

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

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

RESOLVED, that this County Legislature hereby declares its intention to seek "Lead Agency" status with respect to the environmental review of Broome County Agricultural District No. 5, and be it

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

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

**RESOLUTION NO. 221**

by Public Safety and Emergency Services CommitteeSeconded by Mr. Burger

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY TRAFFIC SAFETY BOARD**

WHEREAS, Arthur J. Shafer, Chair of the Broome County Legislature, pursuant to the powers vested in him by Local Law No. 4 of 1967, and amended by Local Law No. 1 of 1970, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Traffic Safety Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Craig Martindale 1181 Chenango Street Binghamton, NY 13901	(Replacing Norman Sweeney) December 31, 1994
Nicholas Mendolia 93 Carlin Road Foulke) Conklin, NY 13748	(Replacing Thomas D. December 31, 1994

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Local Law No. 4 of 1967, and amended by Local Law No. 1 of 1970, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Local Law No. 4 of 1967, and amended by Local Law No. 1 of 1970, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Traffic Safety Board in accordance with their appointment by the County Legislative Chair, Arthur J. Shafer.

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

**RESOLUTION NO. 222**

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

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING ACCEPTANCE OF VARIOUS  
PROGRAM GRANTS UNDER THE JOB TRAINING  
PARTNERSHIP ACT FOR THE BROOME COUNTY OFFICE  
OF EMPLOYMENT AND TRAINING AND ADOPTING A  
PROGRAM BUDGETS IN CONNECTION THEREWITH**

WHEREAS, the Director of the Office of Employment and Training requests authorization to accept various program grants from the New York State Department of Labor as outlined in Exhibit A, and

WHEREAS, said grant programs provide for various work force

development and training programs for the County of Broome, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of the various Office of Employment and Training Grants from the New York State Department of Labor as outlined in the attached Exhibit A, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budgets annexed hereto as Exhibits "B", "C", "D", "E" and "F", 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 Exhibits "B", "C", "D", "E" and "F" as attached hereto provided that said budget transfers do not affect a personnel line.

**EXHIBIT "A"**

<u>Program Name</u>	<u>Period</u>	<u>Amount</u>
Title IIA 5% Incentive Grant	7/1/93 - 6/30/96	\$ 32,645
Title IIB (Youth)	10/1/93 - 9/30/96	725,145
Title IIC (82%)	7/1/94 - 6/30/97	452,403
Title IIA	7/1/94 - 6/30/97	673,020
Title III	7/1/94 - 6/30/97	717,219

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

**RESOLUTION NO. 223**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT PROGRAMS AND ADOPTING A REVISED PROGRAM BUDGETS IN CONNECTION THEREWITH FOR 1993 THROUGH 1996.**

WHEREAS, this County Legislature, by Resolution 333 of 1993, authorized the continued participation by the Office of Employment and Training in the Job Training Partnership Act Programs for the period July 1, 1993 through June 30, 1996 and adopted a program budgets in connection therewith, and

WHEREAS, it is necessary at this time to revise two of said programs to reflect a decrease in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the JTPA Title IIA 77% Program (Adult) Grant and the JTPA Title IIC 82% Program (Youth) Grant for the period July 1, 1993 through June 30, 1996, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budgets annexed hereto as Exhibits "A" and "B" in the total amount of \$648,637 and \$404,892, respectively, for the period July 1, 1993 through June 30, 1996, and be it

FURTHER RESOLVED, that Resolution 333 of 1993, 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 Exhibits "A" and "B" as attached hereto provided that said budget transfers do not affect a personnel line.

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

**RESOLUTION NO. 224**

by County Administration, Economic Development & Planning, Health & Human Services, Education, Culture & Recreation, Public Works, Public Safety & Emergency Services and Finance Committees Seconded by Mr. Burger

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENTS OF COMPUTER SERVICES, GENERAL SERVICES/CENTRAL SERVICES, HEALTH DEPARTMENT, PARKS AND RECREATION (ARENA), PUBLIC WORKS (ENGINEERING), AND SHERIFF.**

RESOLVED, that in accordance with a request from the Department of Health, in order to provide funds for Out of Title Pay, Temporary Salaries, and Social Security as requested by BT# 7036, BT# 7046, and BT# 7048, 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:	480368	1000	102755	Salaries, Full-Time	\$ 196
	480483	1000	101000	Salaries, Full-Time	1,095
	480483	8030	101000	Social Security	84
	480368	1000	102755	Salaries, Full-Time	2,500
TO :	480368	1910	102755	Out of Title Pay	\$ 196
	480061	1600	101000	Salaries, Temporary	1,095
	480061	8030	101000	Social Security	84
	480368	1600	102755	Salaries, Temporary	2,500

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Parks and Recreation (Arena), in order to provide funds for removal of two (2) 10,000 gallon fuel oil storage tanks, necessary to comply with NYS Department of Environmental Conservation regulations, as requested by BT# 6766, 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:	655027	4448	306000	Advertising	\$2,000
	655027	1600	306000	Salaries, Temporary	1,000
TO :	655027	4429	306000	Building & Grounds Expense	\$3,000

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works (Engineering), in order to provide funds to cover construction inspection overtime, as requested by BT# 6950, 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:	030023	4449	101000	Other Operating Expense	\$700
TO :	030023	1700	101000	Overtime	\$700

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Computer Services, in order to provide funds to compensate CSEA employees for overtime as necessary to complete projects and on-call work on weekends and holidays, as requested by BT# 6979, 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:	370007	4513	101000	Software Maintenance	\$3,000
TO :	370007	1700	101000	Salaries - Overtime	\$3,000

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Sheriff, in order to provide funds for moving the funds from pre-shift overtime to comply with new payroll procedure that started on January 1, 1994, as requested by BT# 6438, 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:	450056	1920	101000	Pre Shift Reporting	\$ 15,191
	450064	1920	101000	Pre Shift Reporting	1,712
	450072	1920	101000	Pre Shift Reporting	7,469
	450023	1920	101000	Pre Shift Reporting	176,432
	450007	1920	101000	Pre Shift Reporting	4,585
TO :	450056	1700	101000	Salaries - Overtime	\$ 15,191
	450064	1700	101000	Salaries - Overtime	1,712
	450072	1700	101000	Salaries - Overtime	7,469
	450023	1700	101000	Salaries - Overtime	176,432
	450007	1700	101000	Salaries - Overtime	4,585

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Sheriff, in order to provide funds for gasoline and equipment repairs, as requested by BT# 6439, 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:	450049	1920	101000	Pre Shift Reporting	\$25,000
TO :	450049	4347	101000	Gas, Oil, Grease	\$20,000
	450049	4449	101000	Operating Equipment Repairs	5,000

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of General Services/Central Services, in order to provide funds for temporary help needed while permanent employee is on medical leave of absence as requested by BT# 6969, 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:350017	1000	101000	Salaries - Full Time	\$1,935
TO : 350017	1600	101000	Salaries - Temporary	\$1,935

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

**RESOLUTION NO. 225**

by Public Works and Finance Committees Seconded by Mr. Pazzaglini

**RESOLUTION AMENDING THE 1994 CAPITAL IMPROVEMENT PROGRAM.**

RESOLVED, that the 1994 Capital Improvement Program is hereby amended as follows:

**FROM:**

<u>Code</u>	<u>Project Name</u>	<u>Estimated Construction Cost:</u>		
		<u>Total</u>	<u>State</u>	<u>Federal</u>
<u>County</u>				
M-47	Land Design/Permit	\$1,550,000	\$0	\$0
	\$1,550,000			

<u>Revenue</u>	<u>How Financed:</u>			
	<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current</u>
	1994	25	\$1,550,000	

**TO:**

		Estimated Construction Cost:		
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>
<u>County</u>				
M-47	Landfill Design/Permit	\$1,550,000	\$0	\$0
	\$1,550,000			

How Financed:				
<u>Revenue</u>	<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current</u>
	1994	5	\$1,500,000	
<b>Carried.</b> Ayes-18, Nays-0, Absent-1 (Howard).				

**RESOLUTION NO. 226**

by Finance Committee

Seconded by Mr. Burger

**RESOLUTION APPROVING SALE OF 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, 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 properties 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>AMOUNT DUE</u>
Vestal	16-1-S3	John Maczko 186 State Street Binghamton, NY 13901	\$ 471.04
Windsor	15-4-B-130	Marie Heeman 11 Moffatt Avenue Binghamton, NY 13901	.00

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.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 227**

by Finance Committee

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON A PARCEL IN THE TOWN OF BARKER.**

WHEREAS, the Director of Real Property Tax Service has determined that the County of Broome has, by error, created the same parcel in the Town of Barker twice and has assessed a tax on each said parcel and it is necessary to cancel the taxes on the parcel which is incorrectly numbered, now, therefore, be it

RESOLVED, that taxes will be cancelled on the following parcel

of real property:

1. Town of Barker, parcel 6-14-S8, amount to be cancelled \$692.44, and be it

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

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

**RESOLUTION NO. 228**

by Finance Committee

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 271 OF THE NEW YORK STATE TAX LAW**

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period October 1, 1993 through March 31, 1994, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to respective supervisors of the 16 towns and villages of Broome County, those amounts listed on Exhibit "A" attached hereto.

**1994 SEMI ANNUAL MORTGAGE TAX DISTRIBUTION  
OCTOBER 1993 THROUGH MARCH 1994**

DICKINSON-VILLAGE OF PORT DICKINSON 4,476.38  
-OUTSIDE 23,339.99 27,816.37

LISLE -VILLAGE OF LISLE 817.52  
-OUTSIDE 4,262.55 5,080.07

SANFORD -VILLAGE OF DEPOSIT 853.06

-OUTSIDE	<u>9,303.93</u>	10,156.99
TRIANGLE-VILLAGE OF WHITNEY POINT	1,633.05	
-OUTSIDE	<u>7,262.45</u>	8,895.50
UNION -VILLAGE OF JOHNSON CITY	35,606.41	
-VILLAGE OF ENDICOTT	49,410.37	
-OUTSIDE	<u>240,786.66</u>	325,803.44
WINDSOR -VILLAGE OF WINDSOR	1,839.97	
-OUTSIDE	<u>27,807.31</u>	29,647.28
BARKER	11,496.86	
BINGHAMTON		44,239.45
CHENANGO		94,433.18
COLESVILLE		18,469.25
CONKLIN	41,277.93	
FENTON	40,392.42	



Mrs. Hudak moved, seconded by Mr. Malley to **amend** at ... Be it resolved to read:

...religion, ability or **sexual orientation**, ... Amendment **carried**.  
Ayes-18, Nays-0, Absent-1 (Howard).

Resolution **carried as amended**. Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 230**

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING RENEWAL OF THE HEALTH DEPARTMENT BREAST AND CERVICAL CANCER DETECTION AND EDUCATION GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 242 of 1993, authorized and approved the participation by the Health Department in the Breast Cancer Detection and Education Grant Program and adopted a program budget in the amount of \$118,890 for July 1, 1993 through June 30, 1994, and

WHEREAS, said grant program provides for breast cancer screening, diagnostic and treatment services, as well as newly incorporated services for cervical screening, and

WHEREAS, it is desired to renew said grant program for the period July 1, 1994 through June 30, 1995 in the amount of \$230,221, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$102,828 from the New York State Department of Health and \$127,393 from the Federal Government, for the period July 1, 1994 through June 30, 1995, 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 \$230,221 for the period July 1, 1994 through June 30, 1995, 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 (Howard).

**RESOLUTION NO. 231**

by Transportation Committee

Seconded by Mr. Burger

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE AIRPORT ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 195, dated April 21, 1987, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Airport Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Helen Canfield 3 Denver Court West Endicott, NY 13760	New appointment  Term expires 12/31/96

(to fill an unexpired term)

William Maines Ouaquaga Lake Deposit, NY 13754 (to fill an unexpired term)	New appointment  Term expires 12/31/95
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Brian K. Mather 301 Vandervort Avenue Vestal, NY 13850 (Chair of Transportation Committee)	New appointment  Term expires 12/31/94
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and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 195, dated April 21, 1987, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 195, dated April 21, 1987, does hereby confirm the appointments of the above-named individuals to membership on the Airport Advisory Board in accordance with their appointment by the County Executive.

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

**RESOLUTION NO. 232**

by Environment Committee

Seconded by Mr. Burger

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON FISH AND WILDLIFE MANAGEMENT BOARD, REGION NO. 7.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Section 11-0501 of the New York State Environmental Conservation Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Fish and Wildlife Management Board, Region No. 7, for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
H.C. Woodfield RD #5, Box 146 Stella Ireland Road Binghamton, NY 13905	Reappointment  Term expires 12/31/95
Otto Henningsen Dunham Hill Road Castle Creek, NY 13744	Reappointment  Term expires 12/31/95
James Malley 4 Dean Street Deposit, NY 13754	Reappointment  Term expires 12/31/95

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Section 11-0501 of the New York State Environmental Conservation Law, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Section 11-0501 of the New York State Environmental Conservation Law, does hereby confirm the appointments of the above-named individuals to membership on the Fish and Wildlife Management Board, Region No. 7, in accordance with their appointment by the County Executive.

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

**RESOLUTION NO. 233**

by Environment Committee

Seconded by Mr. Burger

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY FOREST PRACTICE BOARD**

WHEREAS, Timothy M. Grippen, Broome County Executive,

pursuant to the powers vested in him by Section 9-0705 of the Environmental Conservation Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individual to membership on the Broome County Forest Practice Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Frederick S. Marsi Box 1B, Powderhouse Road Vestal, NY 13850	Reappointment  Term expires 12/31/96

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Section 9-0705 of the Environmental Conservation Law, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Section 9-0705 of the Environmental Conservation Law, does hereby confirm the appointments of the above-named individual to membership on the Broome County Forest Practice Board in accordance with his appointment by the County Executive.

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

**RESOLUTION NO. 234**

by Health & Human Services Committee      Seconded by Mr. Burger

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON BROOME COUNTY NURSING HOME BOARD OF DIRECTORS.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article III of the Broome County Charter and reestablished by Resolution No. 233 (Local Law No. 10), adopted June 22, 1983, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Nursing Home Board of Directors for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Edward Bielefeldt 15 Grand Avenue Johnson City, NY 13790	New appointment  Term expires 12/31/96
Louis Borelli, M.D. 30 Brookfield Road Binghamton, NY 13903	Reappointment  Term expires 12/31/96
Margaret Shiel 27 Grand Boulevard Binghamton, NY 13905	Reappointment  Term expires 12/31/96

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article III of the Broome County Charter and reestablished by Resolution No. 233 (Local Law No. 10), adopted June 22, 1983, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article III of the Broome County Charter and reestablished by Resolution No. 233 (Local Law No. 10), adopted June 22, 1983, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Nursing Home Board of Directors in accordance with their appointment by the County Executive.

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

**RESOLUTION NO. 235**

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING AGREEMENT WITH THE TOWN OF COLESVILLE FOR PAYMENT OF COSTS TO CONVERT FIRE NUMBER SYSTEMS TO 911 ADDRESSES**

WHEREAS, the Director of Emergency services requests authorization for an agreement with the Town of Colesville for payment of \$1,295 to the Town to cover the expense of converting fire numbers to E911 numbers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the Town of Colesville for payment in the amount of \$1,295 for reimbursement for conversion of the prior fire number service to E911 address system, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 900001.4449.101000 (Other Operational 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.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 236**

by Education, Culture & Recreation and Finance Committees

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING WAIVER OF FEES AT GRIPPEN PARK FOR 1994 ANNUAL BROOME COUNTY EMPLOYEES PICNIC.**

WHEREAS, this County Legislature by Local Law No. 6 of 1983, established certain fees and charges for the use of Broome County Parks and facilities, and

WHEREAS, said fee schedule included charges for shelter house rentals at Grippen Park, and

WHEREAS, it has been proposed that the annual picnic for Broome County employees be held at Grippen Park on Sunday, July 31, 1994, and

WHEREAS, the Broome County Executive and this Legislature desire to waive the shelter rental fees, now, therefore, be it

RESOLVED, that this County Legislature hereby waives the shelter rental fees for the 1993 Annual Picnic to be held July 31, 1994 at Grippen Park, and be it

RESOLVED, that the Commissioner of Finance and the Comptroller of Broome County are hereby authorized to make such budgetary adjustments as may be necessary to effectuate 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 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 237**

by Finance Committee

Seconded by Mr. Burger

**RESOLUTION AUTHORIZING AGREEMENT WITH PIAKER AND LYONS FOR AUDITING SERVICES OF FINANCIAL ACCOUNTS FOR YEARS ENDING 1993 AND 1994**

WHEREAS, this County Legislature, by Resolution 640 of 1992, authorized an agreement with Piaker and Lyons for auditing services of financial accounts for the years ending December 31, 1992, December 31, 1993, and December 31, 1994, and

WHEREAS, said auditing services are necessary pursuant to the Single Audit Act of 1984, which requires an annual audit of Federal Government Programs, and

WHEREAS, the Comptroller and the vendor agreed to limit this agreement to auditing services for financial accounts for the year ending December 31, 1992, and

WHEREAS, the audit of financial accounts for the year ending December 31, 1993 is scheduled to commence immediately making time of the essence, and

WHEREAS, it is necessary to retain Piaker and Lyons to assist in this audit at the earliest possible time to assist in this audit and the audit of financial accounts for the year ending December 31, 1994, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Piaker and Lyons, 2521 Vestal Parkway East, Vestal, New York, 13850, for auditing services of financial accounts for the years ending December 31, 1993 and December 31, 1994, and be it



FURTHER RESOLVED, that because time is of the essence, this Legislature exempts this contract from the purchasing requirements adopted pursuant to Resolution 440 and Resolutions 459 and 461 adopting Local Laws of 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$19,500 per year for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from Audit & Control budget line 360008.4722.101000 (Audit Fees) and recovered in part by charging back various County departments based on the records of time spent by the contractors, but within the limits of the budget, and be it

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

Mrs. Coffey moved, seconded by Mrs. Wagstaff, to **call the question**. The call **carried**. Ayes-18, Nays-0, Absent-1 (Howard). The resolution **carried**. Ayes-17, Nays-1 (Whalen), Absent-1 (Howard).

**RESOLUTION NO. 238**

by County Administration, Economic Development & Planning Committee

Seconded by Mr. Burger

**RESOLUTION ENCOURAGING THE UNITED STATES OF AMERICA TO SUPPORT BROOME COUNTY, NEW YORK AS A HIGH-TECH CORRIDOR**

WHEREAS, by Resolution 94-89, the Broome County Legislature did petition the State of New York to designate Broome County, New York as a high-tech corridor in the Northeast United States and requested an opportunity to make a one-hour presentation on the

advantages of the proposal and the unique qualifications of Broome County to act as a high-tech corridor for the State of New York and the Northeast United States, and

WHEREAS, following that resolution, meetings were held with state officials to promote the economic development and enhancement of existing high-tech resources located within Broome County, New York, and

WHEREAS, Broome County has many high-tech manufacturing facilities such as IBM, Martin-Marietta, Link, Dovatron, Universal Instruments, Doron Precision, etc., and

WHEREAS, it is realized that the Federal Government has many programs and policies dedicated to the development of high-tech resources in the United States for the purposes of economic development, etc., now, therefore, be it

RESOLVED, that the Broome County Legislature hereby appeals to the President of the United States as well as to Senator Daniel Patrick Moynihan, Senator Alphonse D'Amato, Congressman Maurice Hinchey, Congressman Sherwood Boehlert and Congressman James T. Walsh to consider making Broome County, New York a high-tech corridor in the Northeast United States and respectfully requests an opportunity to make a one-hour presentation on the advantages to New York and the Northeast United States considering the unique qualifications of Broome County to act as a high-tech corridor, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is directed to send a copy of this resolution to the President of the United States, Senator Daniel

Patrick Moynihan, Senator Alphonse D'Amato, Congressman Maurice Hinchey, Congressman Sherwood Boehlert and Congressman James T. Walsh requesting an opportunity to meet with them individually to make a one-hour presentation on why Broome County should be designated a high-tech corridor in the Northeast United States and about its unique capability to act as a major employment and economic base in the Northeast United States, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is directed to send a copy of this resolution to Chief Executive Officers of IBM Corporation, Martin-Marietta Corporation, Link Flight Simulation Corporation, Dovatron Corporation, Universal Instruments Corporation, Doron Precision Systems Incorporated and all other corporations of Broome County employing more than 100 people in the manufacturing of electronic goods, and be it

FURTHER RESOLVED, that the Clerk of the Legislature is directed to send a copy of this resolution to the Chief Executive Officer of the local plants of each of these corporations, 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 239**

by Environment and Finance Committees      Seconded by Mrs. Taylor

**RESOLUTION AUTHORIZING AGREEMENT WITH R.J.MARTIN CONSULTING ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES TO DESIGN A NEW MAINTENANCE BUILDING AT THE NANTICOKE LANDFILL**

WHEREAS, the Director of the Division of Solid Waste Management requests authorization for an agreement with R.J. Martin

Consulting Engineers for calendar year 1994, at a cost not to exceed \$19,700, and

WHEREAS, said services are necessary for the design and construction review of a new maintenance facility at the Nanticoke Landfill, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with R.J. Martin Consulting Engineers, 45 Washington Street, Binghamton, New York, 13902-2084, for design and construction review services for the Nanticoke Sanitary Landfill for calendar year 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$19,700 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501283 (Contracted 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.

**Heldover** by Mr. Brown

**RESOLUTION NO. 240**

by Public Works and Finance Committees Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING AGREEMENT WITH OBG TECHNICAL SERVICES, INC., FOR PROFESSIONAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 1994 TO 1995.**

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with OBG Technical Services, Inc., for professional services in

connection with the Highway Garage Sewage Upgrade project for the period June 1, 1994 through August 1, 1995, at a cost not to exceed \$120,024, and

WHEREAS, said services are necessary to survey, review, analyze, design, construction inspection and construction administration services for the Broome County Highway Garage Sewage Upgrade Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with OBG Technical Services, Inc., an O'Brien & Gere Company, Inc., 441 Commerce Road, Vestal, New York, for professional services in connection with the Broome County Highway Garage Sewage Upgrade Project, for the period June 1, 1994 through August 1, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$120,024 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030122.4746.301000 (Engineering/ Architectural 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.** Ayes-17, Nays-1 (Wagstaff), Absent-1 (Howard).

**RESOLUTION NO. 241**

by Finance and Health and Human Services Committees Seconded by Mrs. Taylor

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENT OF SOCIAL SERVICES**

RESOLVED, that in accordance with a request from the Department of Social Services, in order to provide funds for security services to be provided to the satellite office of the Department of

Social Services at West State Street from May 20, 1994 through December 31, 1994, as requested by BT# 007310, 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:670034	1000	103000	Full-time Salaries	\$12,800
TO: 670018	4604	103000	DPW (Security)	\$12,800

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works, in order to provide funds for the temporary help necessary to provide said services, as requested by BT# 007185, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:900084	4752	101000	Contingent Account	\$12,800
TO: 030080	1600	101000	Temp. Salaries	\$12,800

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

**RESOLUTION NO. 242**

by Public Works

Seconded by Mr. Harbachuk

**RESOLUTION ACCEPTING AS COMPLETE THE DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR A PROPOSED BROOME COUNTY GEORGE HARVEY JUSTICE BUILDING RENOVATION PROJECT, ESTABLISHING TIME TABLE FOR A STATE ENVIRONMENTAL QUALITY REVIEW ACT PUBLIC COMMENT PHASE, AND ASSIGNING TASKS AND DUTIES IN CONNECTION THEREWITH.**

WHEREAS, the Broome County Legislature has, by Resolution 510 of 1992, designated itself to act as lead agency for the proposed Broome County George Harvey Justice Building Renovation Project (Project), and

WHEREAS, The Broome County Legislature has determined that the aforesaid Project may have a significant impact on the environment, and directed that a draft environmental impact statement (DEIS) be prepared in accordance with the State Environmental Quality Review Act (SEQRA) and its implementing regulations, 6 NYCRR Part 617, and

WHEREAS, this County Legislature, by Resolution 28 of 1994, directed that the DEIS be prepared utilizing the outline annexed to said Resolution No. 28 of 1994, and

WHEREAS, the Broome County Court Facilities Management Team has submitted a proposed DEIS prepared for it by the County's consultant, Shumaker Consulting Engineering and Surveying, P.C., and this Legislature has reviewed said document for its adherence to the scope of issues set forth in Resolution No. 28 of 1994, and its compliance with the requirements of SEQRA and 6 NYCRR Section 617.14, and

WHEREAS, this Legislature has determined that said document is complete in scope and content, fulfills the requirements of the aforesaid statute and regulation, and is adequate for public review,

circulation, and comment, and

WHEREAS, the public and other involved agencies have shown sufficient interest in the proposed Project, and a public hearing could aid this Legislature's decision making processes by providing a forum for, and an efficient mechanism for the collection of public comment, and

WHEREAS, this Legislature wishes to delegate the purely administrative task of conducting the public hearing under SEQRA or its regulations to the Chairman of the Legislature, and

WHEREAS, it is desired at this time to initiate the public comment phase of the SEQRA process, to establish a time table for certain events in connection therewith, and to assign various tasks and duties in connection therewith, now, therefore, be it

RESOLVED, that this Legislature hereby determines that the proposed DEIS for the Project is complete in scope and content and adequate for public review, and directs that the same be circulated for public review and comment as provided in 6 NYCRR Part 617, and be it

FURTHER RESOLVED, that this Legislature hereby fixes the public comment period on this DEIS to commence immediately and to conclude on June 27, 1994, and be it

FURTHER RESOLVED, that all written comments on the DEIS shall be filed with the Clerk of the Broome County Legislature, 6th Floor, Broome County Office Building, Government Plaza, Box 1766, Binghamton, New York, 13902, and the Clerk of the Legislature shall maintain a file of all such comments and transmit them to this Legislature, and be it

FURTHER RESOLVED, that this Legislature determines that, based on the aforesaid factors and those set forth in 6 NYCRR Section 617.8 (d), a public hearing on the DEIS should be held, and be it



FURTHER RESOLVED, that said public hearing shall be held at 3:45 P.M. on June 16, 1994, in the Legislature's Chambers, 6th Floor, Broome County Office Building, Government Plaza, Binghamton, New York, and be it

FURTHER RESOLVED, that the Chairman of the Legislature shall preside over, and shall make all necessary arrangements for said hearing, including having transcripts thereof prepared and transmitted to this Legislature, and be it

FURTHER RESOLVED, that the Chairman of the Legislature, in cooperation with the Department of Law, and Public Works Department; is hereby directed to prepare and file a "Notice of Completion and Hearing," as provided in 6 NYCRR Section 617.10 (c) and (e), and file and make available copies of the DEIS, as provided in 6 NYCRR Section 617.10 (d), and be it

FURTHER RESOLVED, that the Public Works Department shall coordinate the preparation of the final environmental impact statement (FEIS), and in connection therewith shall together with the Department of Law prepare a proposed statement of SEQRA findings and decision for this Legislature's consideration.

**Carried.** Ayes-16, Nays-2 (Harris, Taylor), Absent-1 (Howard).

**RESOLUTION NO. 243**

by County Administration, Economic Development & Planning Committee

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING ACCEPTANCE OF JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE III WORKERS TRAINING AND REEMPLOYMENT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995**

WHEREAS, the Director of the Office of Employment and Training requests authorization to accept a JTPA Title III Workers

Training and Reemployment Program Grant in the amount of \$500,000 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant program provides for the establishment of a Southern Tier Workers Reemployment Center, which is a collaborative private/public partnership between Broome County and Martin Marietta, CAE Link and Loral to assist in the retraining and reemployment of Southern Tier unemployed workers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$500,000 from the New York State Department of Labor, Office of Dislocated Worker Programs, for a JTPA title III Workers Training and Reemployment Program for the period July 1, 1994 through June 30, 1995, 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 \$500,000 for the period July 1, 1994 through June 30, 1995, 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 (Howard).

**RESOLUTION NO. 244**

by County Administration, Economic Development and Planning Committee

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING REVISION OF OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE III PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1996.**

WHEREAS, this County Legislature, by Resolution 294 of 1993, authorized the continued participation by the Office of Employment and Training in the Job Training Partnership Act (JTPA) Title III Program for the period July 1, 1993 through June 30, 1996 and adopted a program budget in connection therewith in the total amount of \$315,530, 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 Job Training Partnership Act (JTPA) Title III Program for the period July 1, 1993 through June 30, 1996 in the total amount of \$385,530, 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 \$385,530 for the period July 1, 1993 through June 30, 1996, and be it

FURTHER RESOLVED, that Resolution 294 of 1993, 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.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 245**

by County Administration, Economic Development and Planning Committee

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING REVISION OF JOB TRAINING PARTNERSHIP ACT (JTPA) TITLE III WORKER ADJUSTMENT DISCRETIONARY (WA-DISC) GRANT FOR THE DEPARTMENT OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1996.**

WHEREAS, this County Legislature, by Resolution 295 of 1993, as amended by Resolution 193 of 1994, authorized the continued participation by the Office of Employment and Training in the JTPA Title III Worker Adjustment Discretionary (WA-DISC) Program for the period July 1, 1993 through June 30, 1996 and adopted a program budget in connection therewith in the total amount of \$279,920, 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 JTPA Title III Worker Discretionary (WA-DISC) for the period July 1, 1993 through June 30, 1996 in the total amount of \$349,920, 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 \$349,920 for the period July 1, 1993 through June 30, 1996, and be it

FURTHER RESOLVED, that Resolution 295 of 1993, as amended by Resolution 193 of 1994, 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.** Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 246**

by County Administration, Economic Development and Planning Committee

Seconded by Mr. Brown

**RESOLUTION ADOPTING POLICY FOR USE OF PROJECT LABOR AGREEMENTS FOR PUBLIC WORKS PROJECTS UNDERTAKEN BY THE COUNTY OF BROOME**

WHEREAS, the Broome County Legislature is desirous of constructing public works projects in an efficient and cost-effective manner that promotes labor harmony in our community, and

WHEREAS, said goals can be achieved by the use of a project labor agreement for each such project, now, therefore, be it

RESOLVED, that the Broome County Legislature declares that the use of project labor agreements on public works projects may be beneficial to the County of Broome and to the citizens thereof by making available a ready and adequate supply of highly trained and skilled craft workers, and providing an effective and efficient project that can be completed on time and within budget, assuring labor stability and peace over the life of the project, and be it

FURTHER RESOLVED, that the Broome County Legislature shall, when determining the labor relations policy for a construction, alteration or repair project undertaken by the County of Broome, and where all other factors are relatively equal, give significant, controlling consideration to the use of a project labor agreement for each such project, and be it

FURTHER RESOLVED, that this resolution be effective immediately.

**Heldover** by Mr. Brown.

Mr. Augustini moved, seconded by Mr. Pasquale to adjourn at 5:48 P.M. **Carried.**