

WHEREAS, during his course of service as a member of the Board of Supervisors and County Legislature, James E. Wahl was an instrumental and driving force for the construction of the Broome County Veterans Memorial Arena, bringing Off Track Betting to Broome County and assuring that every high school graduate could receive a two year education at Broome Community College through the concept of open enrollment and he will be remembered for his commitment to excellence of education for the citizens of our community, and

WHEREAS, the Broome County Legislature wishes to acknowledge the community legacy of public service of the James Wahl family in that Mr. Wahl's daughter, Juanita Crabb, also served as a member of Binghamton City Council and as Mayor of the City of Binghamton and his son Bradley now serves as Deputy Director for the Broome County Probation Department, and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County community, wishes to remember the dedicated service of the late James E. Wahl and further wishes to recognize that James E. Wahl's desire to contribute in a meaningful way to the quality of life of our community is a deep and remarkable legacy, now therefore be it

RESOLVED, that this County Legislature hereby recognizes the loss of James E. Wahl and expresses its regret and extends its sincere and heartfelt sympathy to his family, and be it

FURTHER RESOLVED, that the late James E. Wahl is commended for his outstanding service and dedication to the people of our community, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature, a former Legislative colleague, is hereby authorized and directed to place this resolution in the minutes of a Special Session of the Broome County Legislature held on August 30th., 1994 and to transmit a copy of this resolution to the family of the late James E. Wahl.

Carried.

Mr. Pasquale moved, seconded by Mr. Augostini to adjourn at 5:50 P.M. **Carried.**

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
SEPTEMBER 14, 1994**

The Legislature convened at 4:02 p.m. with a call to order by the Chairman, Arthur J. Shafer. The Clerk, Richard R. Blythe, read the fire exit announcement and then called the Attendance roll: Present-19.

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

Mr. Pasquale moved, seconded by Mr. Malley that the minutes of the August 18, 1994 Regular Session and August 30, 1994 Special Session be approved as prepared and as presented by the Clerk, except that the minutes of the August 18, 1994 Session shall be amended to reflect a Nay vote by Mrs. Taylor on Resolution 94-395. A separate vote on the amendment **carried**. Ayes-17, Nays-2 (Augostini & Schofield). The minutes as amended were then approved. Ayes-19.

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

PRESENTATION OF COMMUNICATIONS AND REPORTS:

COMMUNICATIONS:

1.Minutes from:

- a.Natural Resources Committee
- b.Ambulance Advisory Board
- c.Environmental Management Council
- d.Airport Advisory Board
- e.LTC Strategic Planning Committee
- f.Industrial Development Agency
- g.Public Library
- h.Central Library Building-Project Management Team

2.Final Environmental Impact Statement (Court Space Project).

3.Labor Contract (Broome County and CSEA-Public Library).

4.Resolutions from:

- a.Fulton County (Urging NYS Legislature to amend the Freedom of Information Law).
- b.Hamilton County (Urging NYS Legislature to amend the Freedom of Information Law).
- c.Seneca County (Request for Emergency Legislation for Grape and Wine Industry).

5.Bridge Takeover Study-Resolution 94-191 (Potential impact on County Department of Public Works in regard to responsibility of ALL Local Bridges within Broome County).

6.Memorandum from K. Wood, Director, Division of Child Development (Health Department) regarding rate changes for services under Early Intervention Program for July 1, 1994 through June 30, 1995.

7.Materials relating to preparation of 1995 Broome County Budget.

8.Copy of letter from Supervisor John Bertoni, Town of Union, regarding 30 Avenue C, Johnson City, NY (requesting County to transfer property, relief for tipping fees, waiving County's portion of sales tax on building materials).

NOTICES:

1.Notice of Claim (Kipp Jackson and Darla Jackson)

2. Notice of Claim (Scott O'Connor)
3. Amended Notice of Claim (Richard M. White vs. County of Broome)

REPORTS:

1. 1993 Annual Report from Department of Social services.
2. Report and Recommendation for Eight-Year Review of Agricultural District #5.
3. 1994 Broome County Departments (Dues and Memberships).
4. Monthly Reports:
 - a. Broome Community College (Budget Transfers, July 1994).
 - b. Department of Social Services (May 1994).
5. Broome Community College: Quarterly Income Statements and Balance Sheets.
6. Department of Audit and Control (Single Audit Reports ending Dec. 31, 1993).
7. Willow Point Nursing Facility (Financial Statements, December 31, 1993 and 1992).
8. ACCORD, A Center for Dispute Resolution, Inc. (Financial Statements, March 31, 1994).

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

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chairman, Arthur J. Shafer:

1. Appointing Wanda Hudak as Acting Chairperson, Public Safety and Emergency Services Committee, September 6, 1994.
2. Appointing Brian K. Mather as voting representative for David L. Lindsey, Education, Culture and Recreation Committee,

September 7, 1994.

PRESENTATION:Denise Murray made a presentation as to the status of the Search Committee's progress with regards to selection of a Director of Public Health.

PRESENTATION:NYS Department of Transportation Planning Process/Current Five Year Capital Program for Broome County (David Ligeikis, Regional Planning/Program Manager)

The following resolution that was tabled from the previous regular session (August 18, 1994), was again presented for consideration.

RESOLUTION NO. 307 by Finance Committee.
RESOLUTION AUTHORIZING A CONTRACT WITH THE CENTER FOR GOVERNMENTAL RESEARCH, INC., FOR AN EFFICIENCY AND COST-SAVINGS STUDY OF SELECTED DEPARTMENTS AND/OR PROGRAMS OF BROOME COUNTY GOVERNMENT.

Mr. Augostini moved, seconded by Mr. Pasquale to amend the amount of the contract to The Center for Governmental Research from [\$197,000] to \$155,500 and amend Exhibit A as follows:

EXHIBIT A

Department and Cost of CGR Study

Audit and Control - \$8,000	Computer Services - \$8,000
Finance - \$8,000	General Services - \$12,000
Law - \$11,000	Public Transportation - \$21,000
Legislature (Board) - \$5,000	Legislature (Clerk) - \$2,500
Social Services - \$55,000	Real Property Tax Services - \$4,000

Solid Waste Management - \$9,000
County Executive
(including Office of Budget & Research) \$12,000
Total Cost: \$155,500

Amendment carried.

Resolution as amended **carried**. Ayes-16, Nays-3 (Coffey, Harris & Taylor).

The following resolutions that were heldover from the previous regular session (August 18, 1994), were again presented for consideration.

RESOLUTION NO. 362 by Environment and Finance heldover by Mr. Lindsey.

RESOLUTION AUTHORIZING AGREEMENT WITH WICKER APPRAISAL ASSOCIATES, FOR APPRAISAL SERVICES IN CONNECTION WITH THE BROOME RECYCLING FACILITY.

Carried.

RESOLUTION NO. 369 by Public Safety and Emergency Services and Finance

heldover by Mr. Malley. **RESOLUTION AUTHORIZING AMENDMENT AND EXTENSION OF AGREEMENT WITH MUNICIPALITIES OF BROOME COUNTY FOR DOG SHELTER SERVICES.**

Mr. Malley moved, seconded by Mr. Pasquale to amend the resolution to reflect withdrawal of the Town of Colesville and new rates.

The following rates that were amended:

\$7.00 for Spayed/Neutered amended to \$10.00
\$9.00 for Unspayed/Unneutered amended to \$10.00
\$20.00 for Purebred amended to \$25.00

Amendment carried.

Resolution as amended **carried.**

RESOLUTION NO. 371 by Public Works, County Administration, Economic Development & Planning and Finance heldover by Mr. Harbachuk. **RESOLUTION AUTHORIZING AGREEMENT WITH THE STATE OF NEW YORK AND THE CITY OF BINGHAMTON FOR CONSTRUCTION OF THE PLAZA DECK OF THE BINGHAMTON GOVERNMENTAL COMPLEX.**

Mr. Harbachuk moved, seconded by Mr. Malley to **table indefinitely.**
The tabling **carried.**

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

RESOLUTION NO. 399

by Education, Culture & Recreation Committee Seconded by Mrs. Coffey

RESOLUTION CONFIRMING APPOINTMENT OF CONSTANCE ENO TO MEMBERSHIP ON THE BROOME COMMUNITY COLLEGE BOARD OF TRUSTEES FOR A PERIOD OF NINE YEARS

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XXIV of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, Constance Eno, 1805 Gary Drive, Vestal, New York, 13850, to membership on the Broome Community College Board of Trustees, for a term expiring June 30, 2003, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV of the Broome County Charter, does hereby confirm the appointment of Constance Eno to membership on the Broome Community College Board of Trustees in accordance with her appointment by the County Executive.

Carried.

RESOLUTION NO. 400

by Hon. Merry Harris and Hon. James Malley

Seconded by Mr. Whalen

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF MENTAL HEALTH.

RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 94-270 and in conjunction with the following Resolve, this County Legislature hereby sets the grade and rate of compensation of one (1) Mental Health Operations Analyst position at budget line GA470096.1000, minimum salary \$31,918, Grade 22, Union Code 07 (BAPA), effective August 29, 1994. This position was previously created by Broome County Legislature by Resolution No. 94-202 adopted on May 19, 1994 (MHIS Grant), and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 94-269 and in conjunction with the previous Resolve, this County Legislature hereby authorizes the downgrade of one (1) Director of Community Mental Health Fiscal Services position at budget line A470013.1000, minimum salary \$26,252, Grade 20, Union Code 09 to one (1) Fiscal Manager position at budget line A470013.1000, minimum salary \$24,423, Grade 17, Union Code 07(BAPA), effective August 29, 1994.

Heldover by Mrs. Hudak.

RESOLUTION NO. 401

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

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING RENEWAL OF
DEPARTMENT OF SOCIAL SERVICES COMPREHENSIVE
EMPLOYMENT OPPORTUNITIES SUPPORT CENTER
(CEOSC) PROGRAM GRANT AND ADOPTING A PROGRAM
BUDGET IN CONNECTION THEREWITH FOR 1994
THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 385 of 1993, as revised by Resolution 624 of 1993, authorized the continued participation by the Department of Social Services in the Comprehensive Employment Opportunities Support Center (CEOSC) Program for the period October 1, 1993 through September 30, 1994 and adopted a program budget in the amount of \$341,431.00, and

WHEREAS, said grant program provides case management training, training education and job development service to public assistance recipients, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1994 through September 30, 1995 in the amount of \$296,640.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$296,640.00 from the New York State Department of Social Services for the period October 1, 1994 through September 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 \$296,640.00 for the period October 1, 1994 through September 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.**

RESOLUTION NO. 402

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

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REVISION OF CHILD ASSISTANCE PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 9 of 1994, authorized the continued participation by the Department of Social Services in the Child Assistance Program for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$340,620.00, 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 Child Assistance Program Grant for the period January 1, 1994 through December 31, 1994 in the total amount of \$340,870.00, 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 \$340,870.00 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 9 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.**

RESOLUTION NO. 403 by Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Coffey **RESOLUTION AUTHORIZING RENEWAL OF THE FOOD STAMP EMPLOYMENT AND TRAINING GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 TO 1995.**

WHEREAS, this County Legislature, by Resolution 383 of 1993, as revised by Resolution 137 of 1994, authorized and approved the continued participation by the Department of Social Services in the Food Stamp Employment and Training Grant Program for the period October 1, 1993 through September 30, 1994 and adopted a program

budget in the amount of \$64,115.00, and

WHEREAS, said grant program provides for job readiness training and job search activities to non-public assistance and home-relief food stamp recipients, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1994 through September 30, 1995 in the amount of \$64,115.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$64,115.00 from the New York State Department of Social Services for the period October 1, 1994 through September 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 \$64,115.00 for the period October 1, 1994 through September 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.**

RESOLUTION NO. 404

by Finance Committee

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING CORRECTION OF REAL PROPERTY TAXES ON PROPERTY IN THE TOWN OF MAINE.

WHEREAS, the Department of Real Property Tax Service requests this Legislature to authorize the correction of a Town and County tax bill due to an erroneous school relevy, now therefore be it

RESOLVED, that this County Legislature hereby authorizes the correction of the Town and County tax bill for property located in the Town of Maine, Tax Map No. 1-34-S1, record owner Joseph Uhlik, from \$1,281.06 to \$257.50 and be it further

RESOLVED, that the County Executive or his duly authorized representative is authorized to correct the aforementioned tax bill on the County Tax Rolls.

Carried.

RESOLUTION NO. 405

by Finance Committee

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REMOVAL OF CERTAIN PARCELS FROM THE 1991 IN REM FORECLOSURE

WHEREAS, the Director of Real Property Tax Services advises that the below listed parcels are presently on the 1991 in rem foreclosure list, and

WHEREAS, for the reasons hereinafter set forth, it is necessary to authorize the removal of these parcels from the 1991 in rem foreclosure, now, therefore, be it

RESOLVED, that the below listed parcels should be removed from the 1991 in rem foreclosure:

<u>TOWN</u>	<u>PARCEL</u>	<u>PROPERTY OWNER</u>	<u>REASON</u>
Triangle	4-F-38	Marguerite Edwards in the amount of \$256.31	Duplicate Tax Bill
Colesville	1-6S1	Western Union	Unenforceable lien

Telephone Company in the amount
of \$1,356.02

Barker	4-13X	Wilbur & Cynthia Landis	Bankruptcy
	4-23-S2		
Binghamton	2-2-3A	Emmerich Bares	Bankruptcy
	3-2-A-261		
	3-2-A-262X		
	3-2-A-264X		
Binghamton	3-4-11-S15	Dennis Hardy	Bankruptcy
Chenango	4-6-A-24X	Emmerich Bares	Bankruptcy
Chenango	1-34-S18	Mildred Van Valkenburgh	Bankruptcy
Chenango	3-25-S2	Charles & Mary Ann Gerdus	Bankruptcy
Conklin	1-2-A-13X	Faina Efros	Bankruptcy
	1-2-A-14		
	1-2-A-17X		
	1-2-A-17XS1		
	5-48-S1		
Fenton	4-6-A-5	Carl Crouch	Bankruptcy
	4-6-A-8		
	4-6-A-9		
Fenton	10-9-S2	Martin Shaw	Bankruptcy
Kirkwood	9-3-17	Robert & Roxeanna Finch	Bankruptcy
Kirkwood	4-1-8-9	Harold Crocker	Bankruptcy
Lisle	2-22	Wilbur & Cynthia Landis	Bankruptcy
Lisle	2-14	Willard & Cheryl Ayers	Bankruptcy
Maine	2-360-S4	Nick & Debora Zurbregg	Bankruptcy
	5-1-33		
Sanford	1-1-321	Steven Ricci	Bankruptcy
Triangle	4-D-2-S1	Emmerich Bares	Bankruptcy
Union	2-K5-186-10	Faina Efros	Bankruptcy
	2-K6-701-10		
	3-B12-1-S5		
	3-b-12-1-S6		

3-J8-B-8

3-J8-B-22-S2

Union	2-K5-79	George & Melody Warner	Bankruptcy
Union	2-K6-A-21	George & Angela Kautsaris	Bankruptcy
Union	3-D6-E-34	Chester & Joanne Gacioch	Bankruptcy
Union	3-G8-G-4	Charles & Diane Wheeler	Bankruptcy
Union	3-G11-B-59	Daniel Pasquale	Bankruptcy
Vestal	14-23-S1	Edmund Liburdi	Bankruptcy
Vestal	16-2A-6-S11X	US Commstruct	Bankruptcy
Windsor	2-56	Peter Cafferty	Bankruptcy
Windsor	14-3-13	John & Lorita Acquisto	Bankruptcy
Windsor	8-6-31-S6	Harold Crocker	Bankruptcy

Carried.

RESOLUTION NO. 406

by Transportation and Finance Committees Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING CANCELLATION OF UNCOLLECTIBLE DEPARTMENT OF AVIATION RECEIVABLE ACCOUNTS

WHEREAS, the Commissioner of Aviation has advised the Broome County Legislature that certain amounts owed to the Department of Aviation currently remain unpaid and uncollected, and

WHEREAS, despite repeated efforts to collect these accounts, Broome County has been unsuccessful, either because the individuals cannot be located or because the costs involved in bringing suit would greatly outweigh the potential recovery, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation and charge-off of the uncollectible Department of Aviation receivable accounts in the amount of \$2,641.10, and be it

FURTHER RESOLVED, that the Commissioner of Finance and the Broome County Comptroller are hereby authorized to make necessary accounting entries to implement the intent and purpose of this Resolution. **Carried.**

RESOLUTION NO. 407

by Environment and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AN AMENDMENT OF AN AGREEMENT WITH POMEROY APPRAISAL ASSOCIATES, INC., FOR APPRAISAL SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT

WHEREAS, this County Legislature, by Resolution 94-257 authorized an agreement with Pomeroy Appraisal Associates, Inc. for appraisal services for properties around the Nanticoke Landfill, at a cost of \$2,700.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement due to the need to appraise additional land acreage and structures at an additional cost of \$1,450.00, and

WHEREAS, the Director of Solid Waste Management has requested authorization for said amendment, now, therefore, be it

RESOLVED, this County Legislature hereby authorizes an amendment to the agreement with Pomeroy Appraisal Associates, Inc., Pomeroy Place, 225 West Jefferson Street, Syracuse, New York 13202 for additional appraisal services for properties near the Nanticoke landfill, for calendar year 1994, and be it

FURTHER RESOLVED, that in consideration of such services, the County shall pay the contractor an amount not to exceed \$4,150.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.2002.206000, (Other Land Costs), and be it

FURTHER RESOLVED, that Resolution 94-257, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Department of Law, as may be necessary to implement the intent and purpose of this Resolution. **Carried.**

RESOLUTION NO. 408

by Public Works and Finance Committees Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH MAINES PAPER AND FOOD SERVICE, INC., FOR INSTALLATION OF FLOOD CONTROL DEVICES IN COUNTY RIGHT-OF-WAY ON TERRACE DRIVE, TOWN OF CONKLIN.

WHEREAS, by Resolution 621 of 1993, this County Legislature authorized the acquisition of real property for the Terrace Drive Road Reconstruction Project, Town of Conklin, which involves raising the level of Terrace Drive to minimize flooding of the County right-of-way, and

WHEREAS, Maines Paper and Food Service Inc., an owner of commercial property abutting Terrace Drive, has requested permission to install flood control devices in drainage structures within the County right-of-way in order to control flooding of its parking lot, and

WHEREAS, said company is willing to pay the cost of obtaining, installing, and maintaining such flood control devices, and to indemnify Broome County against any and all claims arising from such installation and maintenance, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Maines Paper and Food Service, Inc., 14 Terrace Drive, Conklin, New York, 13748 to permit said company to install flood control devices in drainage structures to be installed in the right-of-way of Terrace Drive, provided that said company shall pay the cost of obtaining, installing, and maintaining such devices, and further provided that said company shall hold Broome County harmless and indemnify it against any and all claims for damage arising from improper installation or maintenance of such flood control devices, and be it

FURTHER RESOLVED, that in consideration thereof, Maines Paper and Food Service, Inc., shall pay to Broome County the amount of \$1.00, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be credited to budget line 030015.0070.101000, (Fees For Service), and be it

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

RESOLUTION NO. 409

by Public Safety and Emergency Services and Finance Committees
Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING THE USE OF THE BROOME COUNTY DOG SHELTER PREMISES BY PRIVATE VENDORS FOR CONDUCTING DOG OBEDIENCE CLASSES.

WHEREAS, the Broome County Dog Shelter Manager has been approached by certain individuals interested in renting the Dog Shelter Facility after normal business hours for the purpose of conducting dog obedience classes, and

WHEREAS, the Dog Shelter Manager considers this to be an appropriate use of the Facility if certain safeguards are observed, and

WHEREAS, such use of the Dog Shelter Facility could provide a source of revenue to support Dog Shelter operations and stimulate private enterprise in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the use of the Broome County Dog Shelter Facility, including the garage, parking lot and yard area, by private vendors for conducting dog obedience classes in accordance with the provisions of this resolution, and be it

FURTHER RESOLVED, that such classes shall be conducted

after normal business hours and shall not interfere with operation of the Dog Shelter, and be it

FURTHER RESOLVED, that the private vendor shall have adequate experience, in the judgment of the Dog Shelter Manager, in conducting such classes, and be it

FURTHER RESOLVED, that each agreement for such use of the Facility shall be approved by the board of Acquisition and Contract, and be it

FURTHER RESOLVED, that each such agreement shall contain insurance requirements specified by the Risk Manager and indemnification provisions approved by the Department of Law, and be it

FURTHER RESOLVED, that the fee for such use of the Dog Shelter shall be Fifteen Dollars (\$15.00) per hour, and be it

FURTHER RESOLVED, that the revenues hereinabove authorized shall be credited to budget line 031476.0187.101000 (Rental of Real Property), and be it

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

Carried.

RESOLUTION NO. 410

by Public Safety and Emergency Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING A RENEWAL OF AGREEMENT WITH PRISONER HEALTH SERVICES, INC., FOR PROFESSIONAL MEDICAL SERVICES TO THE JAIL FACILITIES OF THE SHERIFF'S DEPARTMENT FOR 1994.

WHEREAS, this County Legislature by Resolution 167 of 1994, authorized an agreement with Prisoner Health Services, Inc., for

professional medical services to the jail facilities of the sheriff's department at a cost of \$319,300.00 for the period October 1, 1993 through March 31, 1994, and

WHEREAS, this County Legislature by Resolution 94-328 authorized an extension of said agreement with Prisoner Health Services, Inc., for the period April 1, 1994 through June 30, 1994 at an amount not to exceed \$157,650.00, and

WHEREAS, said agreement expired by its terms on June 30, 1994 and it is desired at this time to renew said agreement for the period July 1, 1994 through July 31, 1994 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Prisoner Health Services, Inc., for professional medical services to the jail facilities of the sheriff's department for the period July 1, 1994 through July 31, 1994, and be it

FURTHER RESOLVED, that in consideration of such services the County shall pay the contractor an amount not to exceed \$55,704.55 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4715.101000 (other health and medical services), and be it

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

RESOLUTION NO. 411

by Public Safety & Emergency Services and Finance Committees
Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF THE GOVERNOR'S TRAFFIC SAFETY COMMITTEE GRANT FOR THE STOP DWI PROGRAM CHRIS THATER MEMORIAL

CRITERIUM FOR 1994 THROUGH 1995.

WHEREAS, the Stop DWI Program requests authorization to accept a Governors Traffic Safety Committee Grant for the Chris Thater Memorial Criterium in the amount of \$6,000.00 for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said grant will support the Chris Thater Memorial Criterium, an annual bike race which is held each September to promote a drunk driving and substance abuse traffic safety message in the community and encourage the use of bicycle helmets by cyclists of all ages, now therefore be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$6,000.00 from the State of New York's Governor's Traffic Safety Committee for the Stop DWI Program Chris Thater Memorial Criterium 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 provided that said budget transfers do not affect a personnel line. **Carried.**

RESOLUTION NO. 412 by Public Safety & Emergency Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT

WITH FEDERAL BUREAU OF INVESTIGATION FOR LEASE OF TOWER SPACE FOR EMERGENCY SERVICES COMMUNICATIONS SYSTEM FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature by Resolution 520 of 1993 authorized an agreement with the Federal Bureau of Investigation of the United States Department of Justice for lease of the tower facility at Hawkins Hill for the purpose of improvements to FBI communications system equipment and operations, for the period October 1, 1993 through September 30, 1994, providing revenue to the County of \$125.00 per month, or a total \$1,500.00 per year, and

WHEREAS, the agreement expires by its terms on September 30, 1994, and it is desired at this time to renew said lease agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a renewal of the agreement with the Federal Bureau of Investigation of the United States Department of Justice, James T. Foley Courthouse, Albany, New York, 12202-1219 for the lease of the Hawkins Hill site number 66 Tower for the purpose of FBI improvements to its communications system equipment and operation, and be it

FURTHER RESOLVED, that the term of this agreement shall be October 1, 1994 through September 30, 1995, and be it

FURTHER RESOLVED, that in consideration of said lease the United States Department of Justice shall pay the County \$125.00 per month for the term of this agreement, total revenue \$1,500.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 460006.0464.101000 (Other Local Governments), and be it

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

Carried.

RESOLUTION NO. 413

by Public Safety & Emergency Services, Education, Culture & Recreation, and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BROOME COMMUNITY COLLEGE FOR LEASE OF CIVIL DEFENSE BUILDING FOR 1994 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 651 of 1992, authorized an agreement with Broome Community College for the lease of 4,734 square feet of space for the Emergency Services Civil Defense function for the period January 1, 1992 through December 31, 1993, and

WHEREAS, said agreement expired by its terms on December 31, 1993, and it is desired to renew said agreement for the period January 1, 1994 through December 31, 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the lease with Broome Community College, Upper Front Street, Binghamton, New York 13905, for the lease of 4,734 square feet of basement area of the maintenance building and those portions of the roof of the structure where the County's exterior communications are located for the period January 1, 1994 through December 31, 1995, and be it

FURTHER RESOLVED, that said lease agreement shall provide for its termination before December 31, 1995 upon removal of the operations of the Office of Emergency Services to the Public Safety Facility now under construction, and for the termination, upon such removal, of the County's obligation to pay rent, and be it

FURTHER RESOLVED, that said lease agreement shall provide that the County shall upon such removal of operations provide for inspection and removal, at County expense, of toxic or hazardous

materials from the leased premises, substantially in accordance with the Memorandum of Understanding with the Broome Community College Board of Trustees regarding the transfer of land for the Broome County Public Safety Facility, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay to the College the sum of \$42,606 per year, payable in quarterly installments, total amount not to exceed \$85,212 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 460006.4422.101000 (Building & Land Rental) and 480483.4422.101000 (Building and Land Rental), and be it

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

Carried.

RESOLUTION NO. 414

by Health and Human Services, Personnel and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE DEPARTMENT OF HEALTH INFANT MORTALITY REVIEW PROGRAM GRANT FOR THE BROOME COUNTY HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, the Health Department requests authorization to accept a New York State Department of Health Infant Mortality Review Program Grant in the amount of \$17,000.00 for the period July 1, 1994 through September 30, 1995, and

WHEREAS, said grant is intended to provided an Infant Mortality

Review program in Broome County, now therefore be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$17,000.00 from the New York State Department of Health Infant Mortality Review Program for the Health Department Infant Mortality Review Program for the period July 1, 1994 through September 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 \$17,000.00 for the period July 1, 1994 through September 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.

RESOLUTION NO. 415

by Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REVISION OF HEALTH DEPARTMENT WOMEN'S, INFANTS' AND CHILDREN'S (WIC) NUTRITION PROGRAM AND ADOPTING A REVISED

PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolutions 392 of 1993 and 339 of 1994, authorized the operation of the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period October 1, 1993 through September 30, 1994 in the amount of \$730,677.00, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period October 1, 1993 through September 30, 1994 in the amount of \$730,677.00, 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 \$730,677.00 for the period October 1, 1993 through September 30, 1994, and be it

FURTHER RESOLVED, that Resolutions 392 of 1993 and 339 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.**

RESOLUTION NO. 416

by health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF THE HEALTH DEPARTMENT'S WOMEN'S, INFANTS' AND CHILDREN'S (WIC) NUTRITION PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolutions 392 of 1993 and 339 of 1994 and companion resolution, authorized the operation of the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period October 1, 1993 through September 30, 1994 in the amount of \$730,677.00, and

WHEREAS, said grant program is a special supplemental food program for women, infants and children in Broome County, and

WHEREAS, it is desired at this time to renew said grant program for 1994 through 1995 in the amount of \$821,596.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$821,596.00 from New York State Board of Health Department for the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period October 1, 1994 through September 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 \$821,596.00 for the period October 1, 1994 through September 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.**

RESOLUTION NO. 417

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LOURDES HOSPITAL FOR BUILDING AND LAND RENTAL FOR THE HEALTH DEPARTMENT WOMEN'S, INFANTS' AND CHILDREN'S (WIC) NUTRITION PROGRAM FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 241 of 1993, authorized an agreement with Lourdes Hospital for Building and Land Rental at the Lourdes Center for Family Health located at 303 Main Street, Binghamton, New York for the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period June 1, 1993 through May 31, 1994 at a cost of \$8,789.00, and

WHEREAS, it is desired at this time to renew said agreement for the period June 1, 1994 through May 31, 1995 on substantially similar terms and conditions, now, therefore, be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement for Building and Land rental at the Lourdes Center for Family Health, 303 Main Street, Binghamton with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for the Health Department Women's, Infants' and Children's

(WIC) Nutrition Program 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 Contractor an amount not to exceed \$8,789.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480368.4422.102755 (Building and Land Rental), and be it

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

Carried.

RESOLUTION 418

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH MENTAL HEALTH ASSOCIATION IN BROOME COUNTY, INC., FOR A PARENT SUPPORT NETWORK FOR THE FAMILIES FIRST PROJECT FOR 1994 THROUGH 1995.

WHEREAS, The Department of Mental Health requests authorization for an agreement with Mental Health Association in Broome County, Inc. for a parent support network for the Families First Project for 1994 and 1995, at a cost not to exceed \$5,500.00, and

WHEREAS, said services are necessary to establish a parent support network for the Families First Project of the Departments of Mental Health and Social Services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mental Health Association in Broome County, Inc., for establishment of a parent support network for the Families First Project, for the period from October 1, 1994 through August 31, 1995,

and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (Other Fees For Services), and be it

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

Carried.

RESOLUTION NO. 419

by Health and Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE OFFICE OF MENTAL HEALTH VOCATIONAL GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, the Department of Mental Health requests authorization to accept a New York State Office of Mental Health Vocational Grant in the amount of \$13,270.00 for 1994, and

WHEREAS, said grant provides funding for extended vocational services provided by Vocational Rehabilitation Services in Broome County to individuals with a mental illness, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,270.00 from New York State Office Mental Health for the period from September 15, 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 \$13,270.00 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.

Carried.

RESOLUTION NO. 420

by Health and Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH VOCATIONAL REHABILITATION SERVICES FOR VOCATIONAL SERVICES TO THE MENTALLY ILL FOR 1994.

WHEREAS, the Department of Mental Health requests an agreement with Vocational Rehabilitation Services for 1994, at a cost not to exceed \$13,270.00, and

WHEREAS, said services are necessary to provide vocational services to the mentally ill, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Vocational Rehabilitational Services, a division of Sheltered Workshop for the Disabled, Inc., 204 Court Street, PO Box

310, Binghamton, New York, 13902, for the period September 15, 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 \$13,270.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470096.5009.102000 (Vocational Rehabilitation Services), and be it

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

RESOLUTION NO. 421

by Health and Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH JOSEPH T. MCCANN, PSY. D., J.D., FOR FORENSIC PSYCHOLOGIST SERVICES FOR DEPARTMENT OF MENTAL HEALTH FOR 1994.

WHEREAS, Department of Mental Health requests authorization for an agreement with Joseph T. McCann, Psy. D., J.D., for 1994, at a cost not to exceed \$2,700.00, and

WHEREAS, said services are necessary to provide specialized expert evaluation and testimony in cases involving children in foster care who require Family Court intervention to avoid indefinite foster care placement, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Joseph T. McCann, Psy. D., J.D., 31 Beethoven Street, Binghamton, New York 13905 for forensic psychologist services, for the period October 3, 1994 through December 30, 1994, and be it

FURTHER RESOLVED, that in consideration of said services,

the County shall pay the Contractor \$30.00 per hour, not to exceed \$2,700.00, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4715.101000 (Other Health and 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.**

RESOLUTION NO. 422

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AMENDMENTS OF AGREEMENT WITH NEW YORK STATE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES FOR THE OPERATION OF A SUBSTANCE ABUSE PROGRAM FOR THE DRUG AWARENESS CENTER FOR 1993 AND 1994.

WHEREAS, this County Legislature, by Resolution 562 of 1993, authorized an agreement with the New York State Office of Alcoholism and 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, this County Legislature, by Resolution 201 of 1994 authorized 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 authorizing the acceptance of \$160,946 for the period from January 1, 1994 through December 31, 1994, and

WHEREAS, Broome County Community Mental Health Services was subsequently advised by the New York State Office of Alcoholism

and Substance Abuse Services ("OASAS") that the amount of State support for 1993 and 1994 was \$208,000 (as in 1992) plus \$162,856 or a total of \$370,856 (providing support of \$209,910 for 1993 and \$160,946 for 1994), and

WHEREAS, Broome County Community Mental Health Services was thereafter advised that State support for 1993 and 1994 was again being revised to (\$370,856 plus \$3,820, or) \$374,676 (providing support of \$209,910 for 1993 and \$164,766 for 1994), and

WHEREAS, in order to obtain such State support it is necessary to enter into two sets of amendment agreements with OASAS, one reflecting each of the changes set forth above, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes Amendment No. 1 and Amendment No. 2 to the agreement with New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York, 12203-3526 for continuation of the Drug Awareness Center's Substance Abuse Program for the period January 1, 1993 through December 1994, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the acceptance of \$374,676 from the New York State Office of Alcoholism and Substance Abuse Services for the operation of a substance abuse program for the period January 1, 1993 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolutions 562 of 1993 and 201 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 empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 423

by Health & Human Services and Finance Committees

Seconded by Mr. Brown

RESOLUTION AUTHORIZING REVISION OF YOUTH EDUCATION SERVICES COMMUNITY ACTION PROJECT (YESCAP) GRANT FOR THE DRUG AWARENESS CENTER AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 108 of 1994, authorized the continued participation by the Drug Awareness Center in the Youth Education Services Community Action Project (YESCAP) Program for the period April 1, 1994 through March 31, 1995 and adopted a program budget in connection therewith in the total amount of \$139,049.00, and

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

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a revised Youth Education Services Community Action Project (YESCAP) Grant in the amount of \$150,000.00 for the period April 1, 1994 through March 31, 1995, 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 \$150,000.00 for the period April 1, 1994 through March 31, 1995, and be it

FURTHER RESOLVED, that Resolution 108 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-1 (Coffey).

RESOLUTION NO. 424

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF NCOA PROJECTS WITH INDUSTRY PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 425 of 1993, authorized and approved the NCOA Projects with Industry Program Grant and adopted a program budget in the amount of \$29,500.00 for the period October 1, 1993 through September 30, 1994, and

WHEREAS, said grant program provides for preparation of older adults with disabilities for careers in customer service

WHEREAS, it is desired to renew said grant program for the period October 1, 1994 through September 30, 1995 in the amount of \$29,500.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$29,500.00 from The National Council on the Aging for the period October 1, 1994 through September 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 \$29,500.00 for the period October 1, 1994 through September 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.

RESOLUTION NO. 425

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) SUBSIDY PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 414 of 1993, authorized and approved the renewal of the USDA Subsidy Program grant and adopted a program budget in the amount of \$141,627.00 for the period October 1, 1993 through September 30, 1994, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1994 through September 30, 1995 in the amount of

\$158,174.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$158,174.00 from the United States Department of Agriculture (USDA) for the period October 1, 1994 through September 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 \$158,174.00 for the period October 1, 1994 through September 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.

RESOLUTION NO. 426

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS - SOFA GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 415 of 1993, authorized and approved the renewal of the Foster Grandparents - SOFA Grant for 1993 through 1994 and adopted a program budget in the amount of \$20,269.00 for the period April 1, 1993 through March 31, 1994, and

WHEREAS, it is desired to renew said grant program for April 1, 1994 through March 31, 1995 in the amount of \$20,269.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,269.00 from the State of New York 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 \$20,269.00 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.

RESOLUTION NO. 427

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF SOCIAL INTEGRATION FOR THE BLIND GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 226 of 1993, authorized and approved the renewal of the Social Integration for the Blind Grant and adopted a program budget in the amount of \$9,413.00 for July 1, 1993 through September 30, 1994, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1994 through September 30, 1995 in the amount of \$7,530.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,530.00 from the State of New York Department of Social Services for the period October 1, 1994 through September 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 \$7,530.00 for the period October 1, 1994 through September 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.

RESOLUTION NO. 428

by Health & Human Services and Finances Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE PROGRAM (HIICAP) GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 126 of 1994, authorized and approved the renewal of the Health Insurance Information and Counseling Assistance Program Grant and adopted a program budget in the amount of \$3,000.00 for the period October 1, 1993 through September 30, 1994, and

WHEREAS, said grant program provides for recruitment and training of volunteers for health insurance counseling

WHEREAS, it is desired to renew said grant program for the period October 1, 1994 through September 30, 1995 in the amount of \$3,000.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,000.00 from Action for Older Persons, Inc. for the period October 1, 1994 through September 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 \$3,000.00 for the period October 1, 1994 through September 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.

RESOLUTION NO. 429

by Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REVISION OF THE 1994 FOSTER GRANDPARENTS ACTION GRANT PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 566 of 1993, authorized the continued participation by the Office for Aging in the Foster Grandparents Action Grant Program for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$251,987.00, 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 Foster Grandparents Action Grant for the period January 1, 1994 through December 31, 1994 in the total amount of \$8.00, 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 \$251,995.00 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 566 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.

RESOLUTION NO. 430

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING REVISION OF HEALTH INSURANCE INFORMATION AND COUNSELING ASSISTANCE GRANT (HIICAP) PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FROM 1993 THROUGH 1994.

WHEREAS, this County Legislature, by Resolution 126 of 1994, authorized the continued participation by the Office for Aging in the Health Insurance Information and Counseling Assistance Program for the calendar year 1993-1994 and adopted a program budget in connection therewith in the total amount of \$3,000.00, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance Information and Counseling Assistance Program (HIICAP) Grant for the period October 1, 1993 through September 30, 1994 in the total amount of \$400.00, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$3,400.00 for the period October 1, 1993 through September 30, 1994, and be it

FURTHER RESOLVED, that Resolution 126 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.**

RESOLUTION NO. 431

by Health & Human Services and Finance Committees

Seconded by Mr. Malley

RESOLUTION AMENDING AGREEMENTS WITH VARIOUS PROVIDERS FOR THE HEALTH DEPARTMENT DIVISION OF CHILD DEVELOPMENT FOR RETROACTIVE STATE MANDATED RATE CHANGES.

WHEREAS, the Health Department requests authorization to amend the existing agreement with the vendors as listed on the Exhibit A for the purpose of removing the Not To Exceed Clauses which will enable the payment of amounts due as a result of retroactive state mandated rate changes, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes payment of invoices submitted to Broome County, Division of Child Development from prior fiscal periods by vendors listed on Exhibit A in accordance with the retroactive state mandated rate changes, and be it

FURTHER RESOLVED, that in payments hereinabove authorized shall be made from budget lines identified by the Division of Child Development and approved by the Comptroller and the Commissioner of Finance as being appropriate, 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. Augostini.

RESOLUTION NO. 432

by Health & Human Services, Personnel and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 269 of 1994, authorized and approved the renewal of the Home Energy Assistance Program (HEAP) Grant and adopted a program budget in the amount of \$23,369.00 for the period October 1, 1993 through September 30, 1994, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1994 through September 30, 1995 in the amount of \$21,602.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$21,602.00 from the State of New York Office for Aging for the period October 1, 1994 through September 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 \$21,602.00 for the period October 1, 1994 through September 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.

RESOLUTION NO. 433

by Transportation and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF TRANSPORTATION PASSENGER BOARDING BRIDGE GRANT FOR THE BINGHAMTON REGIONAL AIRPORT.

WHEREAS, the Department of Aviation requests authorization to accept a New York State Department of Transportation Passenger Boarding Bridge Grant in the amount of \$85,000.00, and

WHEREAS, said grant is to fund costs associated with installation of a Passenger Boarding Bridge and related costs associated with the engineering and disassembly relocation installation and associated structural modifications to the aircraft parking ramp, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$85,000.00 from the New York State Department of Transportation, Special Transportation Aviation Program, One Marine Midland Plaza, Binghamton, New York 13901-3200 for a Passenger Boarding Bridge Grant (P.I.N. 9910.99) for the Binghamton Regional Airport, and be it

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

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

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

WHEREAS, the Department of Aviation requests authorization to accept a New York State Department of Transportation Passenger Boarding Bridge Grant in the amount of \$85,000.00, and

WHEREAS, said grant is to fund costs associated with installation of a Passenger Boarding Bridge and related costs associated with the engineering and disassembly relocation installation and associated structural modifications to the aircraft parking ramp, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$85,000.00 from the New York State Department of Transportation, Special Transportation Aviation Program, One Marine Midland Plaza, Binghamton, New York 13901-3200 for a Passenger Boarding Bridge Grant (P.I.N. 9910.99) for the Binghamton Regional Airport, and be it

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

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

Carried.

RESOLUTION NO. 434

by Transportation and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT AWARD FROM THE FEDERAL DEPARTMENT OF TRANSPORTATION FOR GRANT FUNDS FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION FOR 1994.

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation programs, and

WHEREAS, the contracts for financial assistance impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program, and

WHEREAS, it is required by the United States Department of Transportation, in accordance with the provisions of Title VI of the Civil Rights Act of 1964, as amended, that the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the United States Department of Transportation requirements promulgated thereunder, and

WHEREAS, it is the goal of the applicant that the Minority Business Enterprises be utilized to the fullest extent possible in connection with this project and that definite procedures shall be established and administered to insure that minority businesses shall have the maximum opportunity to participate in construction contracts, supplies, equipment contracts or consultant and other services, and

WHEREAS, this County Legislature, by Resolution 450 of 1993 authorized the acceptance of a grant award from the Federal Transit Administration for 1993 Grant Funds, and

WHEREAS, it is desired at this time to accept similar grant funds for 1994, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$2,961,734 from the United States Department of Transportation Federal Transit Administration, and be it

FURTHER RESOLVED, that the funds are to be used as follows:

operating assistance for Broome County, January 1, 1994 through December 31, 1994, \$1,033,794; capital assistance for Broome County's bus replacement project, \$1,849,580; capital assistance for operation of BC Lift (capital component of operating contract), \$24,000; operating assistance for Tioga County, January 1, 1994 through December 31, 1994, \$54,360, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits provided that said budget transfers do not affect a personnel line, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is authorized to furnish such additional information as the United States Department of Transportation may require in connection with the application for the program of projects and budget, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is authorized to set forth and execute affirmative minority business policies in connection with the program of projects and budget procurement needs, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is authorized to execute any agreements on behalf of Broome County with the United States Department of Transportation for aid in financing capital and/or operating assistance program of projects and budget.

Carried.

RESOLUTION NO. 435

by Health and Human Services, Public Safety and Emergency Services, Public Works and Finance Committees
 Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR WILLOW POINT NURSING FACILITY, DRUG AWARENESS, SHERIFF'S DEPARTMENT AND DEPARTMENT OF PUBLIC WORKS

RESOLVED, that in accordance with a request from the Willow Point Nursing Facility, in order to provide appropriation for new temporary line and for other potential over expended salary lines because of staffing shortages on full-time lines, as requested by BT# 7107, 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:	160143	1000	204000	Salaries, Full-Time	\$50,000
TO :	160143	1600	204000	Salaries, Temporary	\$15,000
	160143	1500	204000	Salaries, Part-Time	30,000
	160143	1700	204000	Salaries, Overtime	5,000

and be it

FURTHER RESOLVED, that in accordance with a request from the Drug Awareness Center, in order to provide funds, as previously authorized by Resolution No. 94-345, for PCR# 94-229 which abolishes one full-time Drug Abuse Counselor position and creates two part-time Drug Abuse Counselor positions, as requested by BT# 5983, 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:	470021	1000	101000	Salaries, Full-Time	\$7,500

TO : 470021 1500 101000 Salaries, Part-Time \$7,500
and be it

FURTHER RESOLVED, that in accordance with a request from the Department of the Sheriff, in order to provide funds for fringe costs, as requested by BT# 7452, 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:	450114	1500	102803	Salaries, Part-Time	\$498
TO :	450014	8030	102803	Social Security	\$498

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works, in order to provide funds for transfer of funds from contingency to Engineering Division Education and Training for asbestos training, as requested by BT# 7513, 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 Fund	\$1,700
TO :	030023	4463	101000	Education and Training	\$1,700

Carried.

RESOLUTION NO. 436

by Finance Committee

Seconded by Mrs. Coffey

RESOLUTION AMENDING THE BROOME COUNTY SELF-INSURANCE HEALTH BENEFITS PROGRAM IN RELATION TO COVERAGE FOR THE PROVISION OF PREVENTIVE AND PRIMARY CARE SERVICES TO DEPENDENT CHILDREN.

WHEREAS, the State of New York has enacted Chapter 728 of the Laws of 1993 which requires well child care for dependent children

of an insured from the date of birth through the attainment of nineteen years, and

WHEREAS, while said Law does not apply by its terms to the Broome County Self-Insurance Health Benefits Plan the County wishes to include the well child care coverages set forth in Chapter 728 of the Laws of 1993 in the Broome County Self-Insurance Health Benefits Plan, now therefore, be it

RESOLVED, that commencing on January 1, 1995, the Broome County Self-Insurance Health Benefits Plan shall provide coverage for well child visits, preventive and primary care services to dependent children in accordance with the prevailing standards of the American Academy of Pediatrics or any prevailing clinical standards of a national association of pediatric physicians designated by the New York State Commissioner of Health and necessary immunizations as determined by the New York State Superintendent of Insurance in consultation with the New York State Commissioner of Health all as set forth in Chapter 728 of the Laws of 1993, and be it

FURTHER RESOLVED, that said well child visits, preventive and primary care services and immunization coverage shall apply to dependent children of insureds with family coverage, under the Broome County Self-Insurance Health Benefits Plan, from the date of birth through the attainment of nineteen years.

Carried.

RESOLUTION NO. 437

by Health & Human Services and Finance Committees

Secinded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR DIAGNOSTIC AND SCREENING SERVICES FOR THE HEALTH DEPARTMENT BREAST AND CERVICAL CANCER EDUCATION AND DETECTION PROGRAM FOR 1994 THROUGH 1995.

WHEREAS, the Health Department requests authorization for

agreements with various vendors to provide diagnostic and screening services for breast and cervical cancer for the Health Department Breast and Cervical Cancer Education and Detection Program for the period July 1, 1994 through June 30, 1995, and

WHEREAS, said services are necessary to provide diagnostic and screening services for breast and cervical cancer, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the vendors listed on the attached Exhibit A for diagnostic and screening services for breast and cervical cancer for the Health Department Breast and Cervical Cancer Education and Detection Program for the period July 1, 1994 through June 30, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the rates as listed on the attached Exhibit B for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480251.4707.102834 (Medical & Hospital Services), and be it

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

Carried.

RESOLUTION NO. 438

by Finance and Transportation Committees

Seconded by Mr. Kavulich

RESOLUTION AMENDING THE 1993 CAPITAL IMPROVEMENT PROGRAM.

WHEREAS, the Broome County Legislature, by Resolution 93-320, approved Capital Project C-234 ADA-Jetway Construction, and

WHEREAS, Capital Project C-234 ADA-Jetway Construction,

has been approved for grant funding from the New York State's Special Transportation Aviation Program (STAP) in the amount of \$85,000, and

WHEREAS, the Department of Aviation has previously requested acceptance of the grant agreement and it is necessary to amend the 1993 Capital Improvement Program to reflect this grant funding, now, therefore, be it

RESOLVED, that the 1993 Capital Improvement Program is hereby amended as follows:

FROM:		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
C-234	ADA/Jetway Const.	\$85,000	\$0	\$0	\$85,000

		How Financed:			
<u>Revenue</u>	<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current</u>	
	1993	10 \$0	\$85,000		

Description: Cost associated for the engineering and disassembly, relocation, installation and associated structural modification to the aircraft parking ramp.

TO:		Estimated Construction Cost:			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
C-234	ADA/Jetway Const.	\$85,000	\$85,000	\$0	\$0

		How Financed:			
<u>Revenue</u>	<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current</u>	
	1993	10 \$0	\$0		

Description: Cost associated for the engineering and disassembly, relocation, installation and associated structural modification to the

aircraft parking ramp.

Carried.

RESOLUTION NO. 439

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION OPPOSING FURTHER MANDATES FROM THE FEDERAL GOVERNMENT UNLESS 100% FUNDED AND TO SUPPORT DISCHARGE PETITION NO. 25, FILED AUGUST 3, 1994 BY THE HON. GARY A. CONDIT

WHEREAS, this County Legislature has repeatedly been opposed to ever-increasing number of mandates imposed upon Broome County Government by both the State of New York and the Federal Government, and

WHEREAS, said mandates have had a devastating impact on local economies all across the United States, and

WHEREAS, Broome County has witnessed an ever-increasing legal obligation to raise revenue directed by both the State and Federal Governments by imposition of State and Federal unfunded mandates, and

WHEREAS, the Hon. Gary A. Condit, member of Congress, has fought, as a member of the House of Representatives, for a bill which would require that no further mandates be imposed by the Federal Government without 100% money being tied to them, and

WHEREAS, it is recognized that on August 3, 1994, the Hon. Gary A. Condit did file a Discharge Petition Number 25 in an attempt to force consideration of H.R. 140, the "no money, no mandate" bill, and

WHEREAS, it is determined that consideration of this bill by all members of Congress is posed to provide specific mandate relief to the County of Broome and other counties across the United States, now, therefore, be it

RESOLVED, that this County Legislature, as the policy-making body of the County of Broome, does support the "no money, no mandate" reform, and be it

FURTHER RESOLVED, that this County Legislature support the Discharge Petition Number 25, filed on August 3, 1994, which would attempt to force consideration of H.R. 140, and be it

FURTHER RESOLVED, that this County Legislature does ask its Congressional Representative and, indeed, all Congressional Representatives to sign a petition sponsored by the Hon. Gary A. Condit, to release this bill for consideration of H.R. 140 on the floor of Congress, and be it

FURTHER RESOLVED, that this County Legislature does request that its Congressional Representative support the Discharge Petition Number 25, and further support the passage of H.R. 140, the "no money, no mandate" bill in a fashion that is calculated to prevent further mandates from the Federal Government on the County of Broome that are not 100% funded with Federal dollars, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is directed to forward a copy of this resolution directly to the Hon. Gary A. Condit, member of Congress, and the Hon. Maurice Hinchey, Congressional Representative for Broome County. **Carried.**

RESOLUTION NO. 440

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Harbachuk

RESOLUTION AUTHORIZING THE THAWING OF A VACANT PROBATION OFFICER POSITION AND AUTHORIZING PURSUIT AND ACCEPTANCE OF NEW YORK STATE EXECUTIVE DEPARTMENT'S DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES MONEY IN CONNECTION THEREWITH.

WHEREAS, this County Legislature, by Resolution 94-294,

received a Center For Governmental Research, Inc. (hereinafter "CGR") report regarding the efficiency and cost-savings study of selected aspects of Broome County Government, and

WHEREAS, this County Legislature reviewed the CGR Report and recommended to the County Executive and Budget Office that certain proposals included in said report be included in the County Executive's proposed 1995 budget for implementation in 1995 and froze a vacancy in the Probation Department, specifically a Probation Officer position, and

WHEREAS, the Broome County Executive has investigated and determined that new monies are available from the State of New York Executive Department's Division of Probation and Correctional Alternatives pursuant to a program entitled Probation Eligible Diversion (Operation 360) which is designed to reduce the level of prison commitment by 360 probation eligible offenders by retaining more probation eligible offenders in the community through residential and outpatient drug treatment combined with intensive supervision, and

WHEREAS, it is necessary to hire an additional probation officer for this program, said position's cost would be offset by the aforementioned program should Broome County meet the goals of the program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the thawing of the vacant Probation Officer position frozen by this County Legislature by Resolution 94-294, and be it

FURTHER RESOLVED, this County Legislature hereby authorizes the pursuit and acceptance of monies from the State of New York Executive Department's Division of Probation and Correctional Alternatives for the Probation Eligible Diversion (Operation 360) program or any other applicable grants, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Mrs. Wagstaff moved, seconded by Mr. Malley to amend the resolution by changing the word Thawing to Re-Activation throughout the resolution.

Amendment **carried.** Ayes-15, Nays-4 (Coffey, Harris, Kavulich & Malley).

The Resolution as amended **carried.**

Ayes-14, Nays-5 (Augostini, Schofield, Taylor, Wike & Shafer).

RESOLUTION NO. 441

by Finance, Personnel and Health and Human Services Committees

Seconded by Mrs. Wagstaff

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST AND BUDGET TRANSFER FOR WILLOW POINT NURSING FACILITY

RESOLVED, that in accordance with a request from the Willow Point Nursing Facility, as contained in PDR #94-905C, this County Legislature hereby authorizes the hiring of one (1) full-time temporary Assistant Nursing Home Administrator (unlicensed), Grade H, Union Code 02 (Administrative II), at an annual salary of \$46,649, 14.9% or \$6,064 above the minimum at budget line WC160028.1600, effective August 3, 1994 through December 31, 1994 or when a permanent Assistant Nursing Home Administrator has been employed, and be it

FURTHER RESOLVED, that in order to provide funding for the temporary position, as requested by BT #7655, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds in an amount not to exceed \$19,198.

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 160028	1000	101000*	Salaries - FT	\$19,198
TO : 160028	1600	101000*	Salaries - Temp	\$19,198

Mr. Harbachuk moved, seconded by Mr. Pasquale to amend the

resolution to add the phrase "whichever occurs first" after the word employed, at the end of the first resolved paragraph.

Amendment carried. Ayes-16, Nays-3 (Hudak, Schofield & Wike).

Mr. Augostini moved, seconded by Mrs. Hudak and Mr. Kavulich to amend the salary to \$40,585 [minimum of grade] and adjust the transfer of funds to \$13,134 from \$19,198.

Amendment lost. Ayes-5 (Augostini, Hudak, Kavulich, Schofield & Wike), Nays-14.

Mrs. Wagstaff moved, seconded by Mr. Pasquale to **call the question.**

The call of the question **carried.**

The resolution as amended **carried.**

Ayes-15, Nays-4 (Augostini, Hudak, Schofield & Wike).

*Corrected project code to 204000 per Budget Office 10/19/94. RRB

RESOLUTION NO. 442

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

Seconded by Mr. Malley

**RESOLUTION ADOPTING LOCAL LAW INTRO NO. 17, 1994,
ENTITLED: "A LOCAL LAW AMENDING CHAPTER 179 OF
THE BROOME COUNTY CHARTER AND CODE
ESTABLISHING A REGISTRATION FEE FOR
PARTICIPANTS OF A HAZARDOUS WASTE COLLECTION
FOR CONDITIONALLY EXEMPT SMALL QUANTITY
COMMERCIAL GENERATORS.**

RESOLVED, that Local Law Intro. No. 17, 1994, entitled: "A Local Law amending Chapter 179 of the Broome County Charter and Code establishing a registration fee for participants of a hazardous waste collection for conditionally exempt small quantity commercial generators of hazardous waste", be and the same hereby is adopted and approved in accordance with the Broome County Charter, municipal home rule law, and all the applicable statutes and laws pertaining

thereto.

Local Law Intro. No. 17, 1994

A Local Law Amending Chapter 179 of the Broome County Charter and Code establishing a registration fee for Hazardous Waste Collection for Conditionally Exempt Small Quantity Generators of Hazardous Waste

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

Section 1. Section 179-9 of the Broome County Charter and Code is hereby amended to add a new Section (A)(4) as follows:

(A)(4) The charge for conditionally exempt small quantity generators of hazardous waste to register for the Hazardous Waste Collection on November 5, 1994 shall be \$20.00.

Section 2. This Local Law shall take effect upon filing with the Secretary of State.

Mr. Malley moved, seconded by Mr. Schofield to amend the date from [November 5, 1994] to November 30, 1994. **Amendment carried.**

Heldover by Mrs. Hudak.

RESOLUTION NO. 443

by Finance Committee

Seconded by Mrs. Coffey

RESOLUTION FIXING THE DATE, TIME AND PLACE OF PUBLIC HEARING BY THE BROOME COUNTY LEGISLATURE ON THE 1995 TENTATIVE BUDGET

WHEREAS, the County Executive will present a tentative 1995 Budget to the members of the County Legislature on Monday, October 3rd., 1994, including a proposed budget, a capital program, and the budget message, and

WHEREAS, § C606 of the Broome County Charter requires that the County Legislature hold a public hearing on the proposed budget, the capital program and the budget message submitted by the County

Executive now, therefore, be it

RESOLVED, that a Public Hearing on the tentative Broome County Budget for 1995 will be held on Thursday, October 13th., 1994 at 7:00 p.m. in the Legislative Chambers, Sixth Floor, Edwin L. Crawford County Office Building, Government Plaza, Hawley Street, Binghamton, New York, and the Clerk of this County Legislature is hereby authorized to publish notice of said Public Hearing in the official newspaper of the County pursuant to the provisions of the Broome County Charter

Carried.

RESOLUTION NO. 444

by Environment Committees

Secoded by Mrs. Coffey

RESOLUTION DIRECTING THE INITIATION OF AN ENVIRONMENTAL REVIEW OF A PROPOSED AMENDMENT TO CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE ESTABLISHING A REGISTRATION FEE FOR HAZARDOUS WASTE COLLECTION FOR CONDITIONALLY EXEMPT SMALL QUANTITY COMMERCIAL GENERATORS

WHEREAS, this County Legislature has pending before it a proposed amendment to chapter 179 of the Broome County Charter and Code, as amended, establishing a \$20.00 registration fee for participants of a hazardous waste collection for conditionally exempt small quantity commercial generators of hazardous waste, and

WHEREAS, the adoption of such an amendment may have an impact on the environment, and

WHEREAS, it is hereby determined that the adoption of such an amendment to the Local Law is subject to the requirement of the State Environmental Quality Review Act (SEQRA), and it is therefore, necessary to initiate procedures of the respect thereto, now, therefore,

be it

RESOLVED, that this County Legislature hereby declares it's intention to seek "lead agency" status with the respect to the environmental review of the proposed amendment to chapter 179 of the Broome County Charter and Code, which law would establish a \$20.00 registration fee for participants of a hazardous waste collection for conditionally exempt small quantity commercial generators of hazardous waste, 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 adoption of the proposed registration fee will not have an significant effect on the environment, and be it

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

Carried.

RESOLUTION NO. 445

by Personnel and County Administration, Economic Development & Planning Committees

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING PERSONNEL CHANGE
REQUEST FOR THE BROOME COUNTY BOARD OF
ELECTIONS**

RESOLVED, that in accordance with a request from the Broome County Board of Elections as contained in PCR #94-303, this County Legislature hereby authorizes the creation of and the hiring of two (2) part-time temporary Election Supervisors, Union Code 52 (Extra Help Employees), at an hourly salary of \$8.90/hr., at budget line 410001.1600.101000, effective September 15, 1994 through December

31, 1994, total expenditure for these positions not to exceed \$6,000.00.

Carried.

RESOLUTION NO. 446

by County Administration, Economic Development & Planning Committee

Seconded by Mrs. Coffey

RESOLUTION CONFIRMING APPOINTMENT OF CHRIS W. BURGER TO MEMBERSHIP ON SOUTHERN TIER EAST REGIONAL PLANNING DEVELOPMENT BOARD.

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

NAME

TERM EXPIRING

Chris W. Burger
110 Walter Road

Whitney Point, NY 13862
(Broome County Legislator)

(Replacing Michael P. Pazzaglini)

Term Expires 12/31/94

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 230, adopted June 27, 1967,

Resolution No. 416, adopted December 30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 230, adopted June 27, 1967, Resolution No. 416, adopted December 30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, does hereby confirm the appointment of the above-named individual to membership on the Southern Tier East Regional Planning Development Board in accordance with their appointment by the Legislative Chair,
Arthur J. Shafer.

Carried.

RESOLUTION NO. 447

by County Administration and Finance Committees

Seconded by Mr. Malley and Mr. Wike

RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES GRANT FOR THE OFFICE OF THE COUNTY CLERK FOR A MOTOR VEHICLE REGISTRATION SERVICES OFFICE FOR BINGHAMTON AND EASTERN BROOME COUNTY FOR 1994.

WHEREAS, the Broome County Clerk requests authorization to accept a New York State Department of Motor Vehicles Grant in the amount of \$49,000.00 for the term October 3, 1994 through December 31, 1994, and

WHEREAS, said grant is to be used to provide a motor vehicle registration services office to the City of Binghamton and Eastern Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves of a New York State Department of Motor Vehicles Grant in the amount of \$49,000.00 from the Broome County Clerk's Office for a motor vehicle registration services office for Binghamton and Eastern Broome County the period October 3, 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 \$ 49,000.00 for the period October 3, 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.

Heldover by Mr. Schofield.

Mr. Lindsey moved, seconded by Mrs. Taylor to adjourn at 6:06 P.M.

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