

FURTHER RESOLVED, that such appointment is to take effect immediately, provided the appointee has duly qualified to serve as Legislator of the County of Broome pursuant to the laws of the State of New York, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

**Held over** under the 'rules' by Mr. Howard.

Mr. Shafer moved, seconded by Mr. Howard, to adjourn. The adjournment **carried** by voice.

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, JANUARY 22, 1998**

The Legislature convened at 4:00pm with a call to order by the Chair, Daniel A. Schofield.

The Attendance Roll having been called at the Special Session which immediately preceded this session (17 Present, 1 Absent-Mr. Mather, 1 Vacancy-District 17), the Chair proceeded with the agenda.

Mr. Shafer moved, seconded by Mr. Wike, that the minutes of the December 18, 1997, December 23, 1997 and December 30, 1997, be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the week of January 12, 1998 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Deputy Clerk indicated that a quorum of all committees were present. Mr. Schofield asked for corrections to the committee minutes and receiving none, asked for approval. A motion to approve the committee minutes was made by Mr. Shafer and seconded by Mr. Brunza. **Carried.**

The Public Hearing regarding the Proposed Issuance of Bonds (Airport) was opened at 4:04pm. The Deputy Clerk read the Public Notice which was published in the Deposit Courier, Wednesday, January 7, 1998. As no one appeared to speak on the issue, the public hearing was closed at 4:07pm.

**ANNOUNCEMENTS FROM THE CHAIR**

Mr. Schofield announced his intention to call a Committee of the Whole on February 5, 1998 at 7:00pm to hear presentations for relocation of the Broome County Public Library.

Mr. Schofield then called Richard R. Blythe forward to present him with a letter commending him for his service to Broome County. It read as follows:

WHEREAS, occasions are few when opportunities exist to sincerely convey expression of appreciation and respect, and

WHEREAS, during his years of service as both a County Legislator and Legislative Clerk, Richard R. Blythe has displayed not only a passion for his work, but compassion for those he has represented and worked with, and

WHEREAS, his sense of loyalty, fairness, and cooperation have well complimented the responsibilities and demands of his work, and

WHEREAS, his skills and abilities have helped countless individuals and have provided a framework by which others may measure their quality of performance, and

WHEREAS, by achieving a heightened level of proficiency within County government, Richard R. Blythe has left his mark both at the Broome County Board of Elections and at the Broome County Legislature, and

WHEREAS, he now is charged with the major responsibility of leading a newly formed division of County government and will undoubtedly excel in performing the duties of this critical position, now therefore

BE IT RESOLVED, that all members and staff of the Broome County Legislature extend our heartfelt appreciation to Richard R. Blythe for his dedication, service and professionalism during the last seven years, and we sincerely extend to him our best wishes for continued success as Director of the Broome County Division of Purchasing, and

RESOLVED, that a copy of this Letter of Appreciation be presented to Richard R. Blythe.

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:**

1. Letter appointing Robert K. Houser as Commissioner of Social Services, effective January 1, 1998
2. Letter nominating 5 persons to the Arena Board of Directors
3. Letter nominating 18 persons to the Environmental Management Council Board of Directors

**PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:**

A. Petitions: None

B. Communications:

1. Minutes from:
  - a. Cornell Cooperative Extension
  - b. Soil and Water Conservation District
  - c. Planning and Economic Development
  - d. Environmental Management Council
  - e. EMC's Natural Resources Committee
  - f. EMC Committee on Alternative Transportation and BMTS Bicycle and Pedestrian Plan Advisory Committee
2. Letter from Gerald F. Mollen, District Attorney re: designation in event of vacancy or absence.
3. List of state-chartered banks scheduled for on-site assessment by NYS Banking Department pursuant to Community Reinvestment Act.
4. Letter from Mr. MacKechnie to County Comptroller regarding 1998 WPNF Petty Cash Audit.

C. Notices:

Notice of Claim: Beth A. Dordell vs. County of Broome  
Notice of Claim (Amended): Edward Kurcin vs. County of Broome

D. Reports:

1. Office of State Comptroller (Report of Examination-Court and Trust Funds for County of Broome).
2. Binghamton Regional Airport (Highlights/Review of 1997).
3. Transcript of Scoping Session for the Draft Supplemental Environmental Impact Statement (environmental review for Front Street Garden Plots).
4. Department of Audit and Control:
  - a. Follow-up review of Mental Health Families First Program audit.
  - b. Payroll/Payout Audit (Library and Historian).
  - c. Petty Cash Audits (9 departments).
5. County Law Department: Per Resolution 95-222, no expended funds for expert witness fees (ending December 31, 1997).

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE**

Letters from the Chair, Daniel A. Schofield:

1. Appointing William H. Miller as voting representative for Arthur J. Shafer, Personnel Committee, December 30, 1997.
2. Appointing Patrick F. O'Day as voting representative for Brian K. Mather, Public Safety and Emergency Services Committee, January 13, 1998.

Mr. Brunza moved, seconded by Mr. Shafer, to receive and file the above referenced report(s) and to authorize and direct the Clerk to index said report(s) in the 1998 Journal of Proceedings and to publish pertinent portions of said reports as may be directed by the Chair.

Mr. Shafer and Mr. Harbachuk were designated as participants in the 'Short Roll Call.'

**RESOLUTIONS HELD OVER FROM SPECIAL SESSION OF JANUARY 22, 1998**

**RESOLUTION NO. 31** (Held over by Mr. Howard)

By County Administration, Economic Development & Planning Committee

Seconded by Mr. Howard and Mr. Shafer

**RESOLUTION APPOINTING ..... AS LEGISLATIVE CLERK**

Ms. Hudak moved, seconded by Mr. Wike, to nominate Louis P. Augostini as Legislative Clerk.

**Amendment carried**, Ayes-17, Nays-0, Absent-1 (Mather), Vacant-1 (District 17). Resolution as amended **carried**, Ayes-17, Nays-0, Absent-1 (Mather), Vacant-1 (District 17).

**RESOLUTION NO. 32** (Held over by Mr. Howard)

by County Administration, Economic Development & Planning Committee

Seconded by Ms. Hudak and Mr. Wike

**RESOLUTION APPOINTING ..... AS THE COUNTY LEGISLATOR FOR BROOME COUNTY'S SEVENTEENTH LEGISLATIVE DISTRICT.** Mr. Miller moved, seconded by Ms.

Hudak, to accept the recommendation of the Republican Committee to appoint Mr. George Kolba, Jr. as District 17 County Legislator. **Amendment carried**, Ayes-17, Nays-0, Absent-1 (Mather), Vacant-1 (District 17). Resolution as amended **carried**, Ayes-17, Nays-0, Absent-1 (Mather), Vacant-1 (District 17).

Mr. Augostini was sworn in by his son, Thomas Augostini, Clerk of the Village of Johnson City. Mr. Kolba was sworn in by Karen Topa. Mr. Kolba took his seat on the Legislature immediately.

**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 1**

by Personnel and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING REVISION OF HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES EFFECTIVE FOR 1998**

WHEREAS, this County Legislature, by Resolution 89 of 1997, authorized hourly rates for various non-union, temporary and seasonal employees, and

WHEREAS, it is desired at this time to amend the hourly rate schedule for 1998 as indicated on Exhibit "A" attached hereto, now, therefore, be it

RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary, seasonal and miscellaneous employees for 1998 as set out in Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that the effective date of said amendments shall be January 1,

1998, unless otherwise indicated on Exhibit "A" attached hereto.

**EXHIBIT A**

**County Parks & Recreation Non-Union, Hourly Temporary, Seasonal & Misc. Employees**

Recreation Coordinator	\$6.50 (1/2/98)	\$7.00 (10/1/98)
Temporary Box Office	\$5.50 (1/2/98)	\$6.00 (10/1/98)
Temporary Event Staff	\$5.50 (2/1/98)	\$6.00 (10/1/98)

**Carried.**

**RESOLUTION NO. 2**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING AGREEMENTS WITH PC KNOWLEDGE, INC. AND OUTSOURCING SERVICES INTERNATIONAL FOR PC SKILLS TRAINING ON VARIOUS MICROSOFT SOFTWARE PRODUCTS FOR USE BY VARIOUS COUNTY DEPARTMENTS, LOCAL MUNICIPALITIES AND THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR 1998 AND 1999**

WHEREAS, the Director of Information Technology requests authorization for agreements with PC Knowledge, Inc. and Outsourcing Services International for PC skills training on various Microsoft software products for use by various County departments and local municipalities for the period February 1, 1998 through and including January 31, 1999 with an option to renew twice solely at the County's discretion, at a cost not to exceed \$68 per class for PC Knowledge, Inc. and \$120 per class for Outsourcing Services International, and

WHEREAS, said services will provide necessary training and services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with PC Knowledge, Inc., 53 Washington Avenue, Endicott, New York 13760, and Outsourcing Services International, 423 Commerce Road, Vestal, New York 13851, for PC skills training on various Microsoft software products for use by various County departments and local municipalities for the period February 1, 1998 through and including January 31, 1999 with an option to renew twice solely at the County's discretion, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$68 per class per student for classes provided by PC Knowledge, Inc. and \$120 per class per student for classes provided by Outsourcing Services International for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4463.501333 (Education & Training), 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. 3**

BY County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SYSTEMS & COMPUTER TECHNOLOGY CORP. FOR UPDATES, ENHANCEMENTS AND MAINTENANCE OF SOFTWARE AND RELATED SERVICES FOR THE BROOME COUNTY CLERK FOR 1998**

WHEREAS, this County Legislature, by Resolution 548 of 1996, authorized renewal of an agreement with Systems & Computer Technology Corp. for updates, enhancements and

maintenance of software and related services for the Broome County Clerk's Office at a cost not to exceed \$8,491, and

WHEREAS, said agreement expired by its terms on December 31, 1997, and it is desired to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Systems & Computer Technology Corp., 1733 Harrodsburg Road, Suite 100, Lexington, Kentucky 40504-3617 for updates, enhancements and maintenance of software and related services for the Broome County Clerk's Office for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the vendor a total cost not to exceed \$8,510 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4513.101000 (Software Maintenance), 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. 4**

By Personnel and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS, INC., FOR DEVELOPMENT AND IMPLEMENTATION OF AN EMPLOYEE ASSISTANCE PROGRAM (EAP) FOR JANUARY 1998**

WHEREAS, this County Legislature, by Resolution 554 of 1994, authorized an agreement with United Health Services Hospitals, Inc., for development and implementation of an Employee Assistance Program (EAP) for calendar year 1995 through 1997 at a cost not to exceed \$21.00 per employee for 1995 and 1996 and \$21.00 plus the Consumer Price Index plus 2% per employee for 1997, and

WHEREAS, the Employee Assistance Program (EAP) is designed to prevent and alleviate employees' personal problems such as alcoholism, drug abuse, and marital and family difficulties, and

WHEREAS, said agreement expired by its terms on December 31, 1997 and it is desired at this time to renew said agreement for January 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with United Health Services Hospitals, Inc., for development and implementation of an Employee Assistance Program (EAP), for January 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21.00 per employee plus the Consumer Price Index plus 2% per employee for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4747.601000 (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. 5**

By Finance Committee

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL, INC. FOR DRUG AND ALCOHOL TESTING SERVICES FOR THE DEPARTMENT OF PERSONNEL FOR JANUARY 1, 1998 THROUGH MARCH 31, 1998.**

WHEREAS, this County Legislature, by Resolution 50 of 1995, authorized an agreement with Our Lady of Lourdes Memorial Hospital, Inc. for drug and alcohol testing services for 1995 through 1997, at a cost not to exceed \$4,988.00 in the first year and as hereinafter stated in subsequent years, and

WHEREAS, said services include all alcohol testing services required by federal regulation, all drug testing services including collection of urine specimens, obtaining testing thereof by a certified laboratory and Medical Review Officer services, providing a random number system for selection of employees to be tested, education and training of employees and supervisors, and related services, and

WHEREAS, said services are necessary in order to implement the Drug and Alcohol Testing Policy approved by this County Legislature by Resolution No. 691 of 1994, and

WHEREAS, said agreement expired by its terms on December 31, 1997 and it is desired at this time to renew said agreement for the period January 1, 1998 through and including March 31, 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Our Lady of Lourdes Memorial Hospital, Inc., 169 Riverside Drive, Binghamton, New York 13905 for drug and alcohol testing services for the Office of Risk and Insurance for the period January 1, 1998 through and including March 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed the rate of \$49.89 plus Consumer Price Index increase per such employee in 1997, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050013.4747.602000 (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. 6**

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

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING AGREEMENT WITH HAWK ENGINEERING, P.C. FOR SURVEY AND MAPPING SERVICES FOR THE BROOME/CHENANGO COUNTY BOUNDARY RESOLUTION FOR THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Commissioner of Public Works and County Attorney request authorization for an agreement with Hawk Engineering, P.C. for survey and mapping services for the period January 22, 1998 through and including May 14, 1998 at a cost not to exceed \$25,090, and

WHEREAS, said services are necessary to complete the Broome/Chenango County Boundary Resolution, and

WHEREAS, Chenango County will pay 50% of the cost of the boundary survey up to a maximum amount of \$12,500, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hawk



Engineering, P.C., Post Office Box 427, Binghamton, New York 13902, for survey and mapping services for the period January 22, 1998 through and including May 14, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,090 for the term of this agreement (with 50% of cost up to a maximum amount of \$12,500 to be reimbursed to the County by Chenango County), and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4523.254000 (Insurance Claim), 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. 7**

By Public Works and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES AT THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 1998-99**

WHEREAS, this County Legislature, by Resolution 87 of 1997, as amended by companion Resolution, authorized renewal of an agreement with Buck Environmental Laboratories, Inc. for professional laboratory services at the Nanticoke Landfill at a cost of \$63,000, and

WHEREAS, said services are necessary for environmental monitoring and site analysis, and

WHEREAS, said agreement expires by its terms on February 28, 1998, and it is desired at this time to renew said agreement for the period March 1, 1998 through and including February 28, 1999 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Buck Environmental Laboratories, Inc., P O Box 5150, 3845 NYS Route 11 South, Cortland, New York 13045 for professional laboratory services at the Nanticoke Landfill for the period March 1, 1998 through and including February 28, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total cost not to exceed \$63,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4545.206000 (Contracted Services), and be it

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

**Carried.**

**RESOLUTION NO. 8**

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

Seconded by Mr. Shafer

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1, 1998, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, MODIFYING CHARGES AT COUNTY LANDFILLS."**

RESOLVED, that Local Law Intro. No. 1, 1998, entitled: "A Local Law Amending Chapter 179 of the Broome County Charter and Code, as Amended, Modifying Charges at County Landfills," be and the same hereby is adopted and approved in accordance with the Broome County Charter,

and all the applicable statutes and laws pertaining thereto.

**LOCAL LAW INTRO. NO. 1, 1998**

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

Section 1. Chapter 179 of the Broome County Charter and Code, as amended, modifying charges at County Landfills, be and hereby is amended to read as follows:

Section 179-9. Fees and Charges.

6. Commencing February 1, 1998, the following charges shall apply at the Hazardous Waste Facility located at the Nanticoke Landfill:

- a) Residential Waste [\$5.00] per vehicle
- b) Commercial Waste \$.50 per pound and
  - [1) Bulk waste \$3 gallon
  - 2) Lab pack waste \$.50 per pound]

Section 2. Except as hereinabove amended, Chapter 179 of the Broome County Charter and Code, as amended, shall remain in full force and effect.

Section 3. This Local Law shall become effective following a public hearing to be held before the County Executive in the manner provided by law.

Matters in [brackets] deleted                      Matters underlined added

**Carried.**

**RESOLUTION NO. 9**

By Health Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BROOME COUNTY HEAD START FOR CLASSROOM AID SERVICES FOR THE HEALTH DEPARTMENT EDUCATIONALLY HANDICAPPED CHILDREN'S PROGRAM FOR 1997 AND 1998**

WHEREAS, this County Legislature, by Resolution 329 of 1996, authorized an agreement with Broome County Head Start for classroom aid services for the Health Department Educationally Handicapped Children's Program for the period September 4, 1996 through December 31, 1996, and

WHEREAS, said services are necessary to provide classroom aids for eligible clients of the Health Department Educationally Handicapped Children's Program, and

WHEREAS, said agreement expired by its terms on December 31, 1996 and it is desired at this time to renew said agreement for the period January 1, 1997 through and including December 31, 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Head Start, 56-58 Whitney Avenue, Binghamton, New York, 13901, for classroom aid services for the Health Department Educationally Handicapped Children's Program, for the period January 1, 1997 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9.00/hour, total amount not to exceed \$21,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480285.4749.101000 (Classroom Aids), 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. 10**

By Health Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH DELAWARE COUNTY ASSOCIATION FOR RETARDED CHILDREN FOR THE HEALTH DEPARTMENT DIVISION OF CHILD DEVELOPMENT FOR 1997 THROUGH 1998**

WHEREAS, this County Legislature, by Resolution 194 of 1996, authorized an agreement with the Delaware County New York State Association for Retarded Children for therapy services for Health Department patients for the period November 16, 1995 through December 31, 1996, and

WHEREAS, said agreement expired by its terms on December 31, 1996 and it is desired at this time to renew said agreement for the period January 1, 1997 through and including June 30, 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of an agreement with Delaware County New York State Association for Retarded Children, Rural Route 1, Box 67A, Walton, New York, 13856, for therapy services for the Health Department Division of Child Development patients for the period January 1, 1997 through and including June 30, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the state mandated rates for therapy services for the term of this agreement as per the attached Exhibit "A", total cost not to exceed the budgeted appropriations, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480202.4709.101000 (Center Based Services); 480202.4716.101000 (Home Based Services); and 480285.4706.101000 (Rehab. & Therapy 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. 11**

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING AN INCREASE OF PETTY CASH FUND FOR THE OFFICE OF EMERGENCY SERVICES**

WHEREAS, the Office of Emergency Services currently has a petty cash fund of \$50, which is inadequate for its current needs, and

WHEREAS, the department head has requested an increase of said petty cash fund to \$100 in order to have funds sufficient to meet its daily needs, and

WHEREAS, the Commissioner of Finance has determined that the petty cash fund should be increased, now, therefore, be it

RESOLVED, that this County Legislature hereby approves an increase in the petty cash fund for the Office of Emergency Services by \$50 to the amount of \$100, and further authorizes the Commissioner of Finance to transfer \$50 to the petty cash fund previously established, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with those rules and procedures governing the use of petty cash funds created by the County Comptroller including, but not limited to, the requirement that at all times the petty cash allowance be fully accounted for in the form of cash on hand, receipts for purchases or comparable records.

**Carried.**

**RESOLUTION NO. 12**

By Health Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH AMERICAN HEALTH CARE SOFTWARE ENTERPRISES, INC., FOR PURCHASE OF AN UPGRADE PACKAGE FOR PHASE III OF THE CASE MIX DEMONSTRATION PROJECT AND MDS VERSION 2.0 SOFTWARE FOR THE WILLOW POINT NURSING FACILITY**

WHEREAS, on the recommendation of the Administrator of the Willow Point Nursing Facility, this County Legislature, by Resolution 129 of 1997, authorized an agreement with American Health Care Software Enterprises, Inc., for the purchase of an upgrade case mix software package for the period February 1, 1997 through December 31, 1997 at a cost of \$3,500, and

WHEREAS, it is necessary at this time to purchase an upgrade package for Phase III of the Case Mix Demonstration Project and MDS version 2.0 software, and

WHEREAS, said agreement expired by its terms on December 31, 1997 and it is desired at this time to renew said agreement for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with American Health Care Software Enterprises, Inc., 137 Iroquois Avenue, Essex Jct., Vermont, 05452, for purchase of an upgrade package for Phase III of the Case Mix Demonstration Project and MDS version 2.0 software for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$3,500 for the upgrade software package for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160010.2850.204000 (Computer Equipment), 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. 13**

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING REVISION OF THE COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1997-98**

WHEREAS, this County Legislature, by Resolution 110 of 1997, authorized the continued participation by the Office for Aging in the Community Services for the Elderly Program Grant for the period April 1, 1997 through March 31, 1998 and adopted a program budget in connection therewith in the total amount of \$317,105, and

WHEREAS, it is necessary at this time to revise said program to reflect a change in the actual appropriations received from New York State, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Community Services for the Elderly Program Grant for the period April 1, 1997 through and including March 31, 1998 reflecting a decrease in the amount of \$2,402.00 so that the total revenue and appropriations for the program will now be \$314,703, 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 \$314,703 for the

period April 1, 1997 through and including March 31, 1998, and be it

FURTHER RESOLVED, that Resolution 110 of 1997, 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 (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.**

**RESOLUTION NO. 14**

By Finance Committee

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING AGREEMENT WITH LOURDES HOSPITAL FOR MEDICAL TREATMENT PURSUANT TO THE COUNTY SELF-INSURED PLAN FOR COUNTY EMPLOYEES FOR JANUARY 1, 1998 THROUGH JUNE 30, 1998**

WHEREAS, the Risk Manager requests authorization for an agreement with Lourdes Hospital for medical treatment pursuant to the County self-insured plan for Broome County employees for the period January 1, 1998 through and including June 30, 1998, at the rates listed below, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905, for medical services pursuant to the County's self-insured plan for Broome County employees for the period January 1, 1998 through and including June 30, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor the following rates for various services for the term of this agreement:

Inpatient Blended Rate	\$ 3,028.13
Capital Per Case	\$ 256.72
Outpatient Discount	10% Discount from Charges
Prompt Pay	2% if paid within 15 days of receipt

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4529.252000 (Hospital Care), 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. 15**

By Transportation and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING THE COMMISSIONER OF PUBLIC TRANSPORTATION TO ISSUE RIDER PASSES**

WHEREAS, the Commissioner of Public Transportation has requested authority to issue not



more than ten passes in any calendar year enabling the recipient to free transportation on BC Transit buses for a period not exceeding one year, and

WHEREAS, the issuance of passes from time to time would be beneficial for marketing, public relations and employee relations purposes, now, therefore, be it

RESOLVED, that the Commissioner of Public Transportation is authorized to issue not more than ten passes in any calendar year enabling the recipient to free transportation on BC Transit buses for a period not exceeding one year when in the judgement of the Commissioner such issuance would be in the best interest of Broome County and BC Transit.

**Carried.**

**RESOLUTION NO. 16**

By County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GENERAL CODE PUBLISHERS FOR UPDATE OF COUNTY CHARTER AND CODE BOOK FOR 1998**

WHEREAS, this County Legislature, by Resolution 582 of 1996, authorized an agreement with General Code Publishers Corporation for codification, publication, and updates, of the Broome County Administrative Code, Broome County Charter, Broome County Local Laws and Rules of Order on an as needed basis for calendar year 1997 at a cost not to exceed \$4,000, and

WHEREAS, said agreement expires by its terms on December 31, 1997, and it is desired at this time to renew said agreement for calendar year 1998 on substantially similar terms and conditions, and

WHEREAS, said agreement would include the updating of the Charter and Code book as necessary to accurately indicate all modifications, additions and deletions of certain Broome County Government Laws and Resolutions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with General Code Publishers Corporation, 72 Hinchey Road, Rochester, New York 14624, for codification, publication and updates of the Broome County Administrative Code, charter, Local Laws and Rules of Order on an as needed basis for the period January 1, 1998 through December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 240028.4747.101000 (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. 17**

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING REVISION OF RESOLUTION 470 OF 1996 WHICH AUTHORIZED APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE 1997 YOUTH BUREAU YOUTH DEVELOPMENT/DELINQUENCY PREVENTION PROGRAMS (YDPP)**

WHEREAS, this County Legislature, by Resolution 470 of 1996, authorized the application for state aid and execution of contracts for the 1997 Youth Bureau Development/Delinquency

Prevention Programs, and

WHEREAS, it is necessary at this time to amend said Resolution to reflect a reallocation of state aid monies, and

WHEREAS, the total program budgets will not change, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision to Resolution 470 of 1996 to reflect changes as per the revised Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any and all necessary applications for the New York State Division of Youth State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 1997 through December 31, 1997, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any such agreements, documents, papers, or contracts, 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 Comptroller and the Commissioner of Finance are hereby authorized to establish any additional accounts or supplemental accounts in connection with said Youth Service and Recreation Programs, and to make such other necessary bookkeeping accounting entries, adjustments and transfers as may be needed to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the programs described more fully in the documents on file with the Clerk of this Legislature are hereby approved and subcontracts with the appropriate agencies are hereby authorized and approved, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative are 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. 18**

By Health Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING ACCEPTANCE OF YWCA PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1998**

WHEREAS, the Commissioner of Mental Health requests authorization to accept a Program Grant in the amount of \$10,000 for the period January 1, 1998 through and including December 31, 1998, and

WHEREAS, said grant will purchase furniture and other items necessary to set up three additional residential beds, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,000 from the New York State OASAS for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$10,000 for the period January 1, 1998 through and including December 31, 1998, 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(including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.**

**RESOLUTION NO. 19**

By Public Works Committee

Seconded by Mr. Shafer

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO BROOME COUNTY LANDFILLS**

WHEREAS, it is necessary to modify charges at the Household Hazardous Waste Facility at the Nanticoke Landfill, and

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

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

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

WHEREAS, said Project may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the modification of charges at the Household Hazardous Waste Facility at the Nanticoke Landfill, 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 said modification will not have a significant effect on the environment, and be it

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

**Carried.**

**RESOLUTION NO. 20**

By Health Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RETROACTIVE APPROVAL OF RENEWAL OF AN AGREEMENT WITH MAGIC YEARS CHILD CARE FOR EARLY INTERVENTION DAY CARE SLOT REIMBURSEMENTS FOR THE HEALTH DEPARTMENT DIVISION OF CHILD DEVELOPMENT EARLY INTERVENTION PROGRAM FOR JULY 1, 1997 THROUGH AND INCLUDING DECEMBER 31, 1997**

WHEREAS, this County Legislature, by Resolution 97-36 of 1997, authorized an agreement with Magic Years Child Care, 4733 Vestal Parkway East, Vestal, New York 13850 for services for its Family Services and Support under the Early Intervention Program at a cost not to exceed \$6,500  
and

WHEREAS, the Director of Health has requested approval for authorization for an agreement for one day care slot for the period July 1, 1997 through and including December 31, 1997 at a cost of \$3371, and

WHEREAS, the cost for the said day care slot will be reimbursed 100 percent by the New York State Department of Health, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Magic Years Child Care for one day care slot for the period July 1, 1997 through and including December 31, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,371 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480301.4715.104164 (Other Health and Medical Services) and 480202.4457.101000 (Subcontracted Program Expense), and be it

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

**Carried.**

**RESOLUTION NO. 21**

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

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENTS OF FINANCE, HEALTH, INFORMATION SERVICES, WILLOW POINT NURSING FACILITY AND PUBLIC TRANSPORTATION**

RESOLVED, that in accordance with a request from the Commissioner of **Finance**, as contained in PCR#97-423, this County Legislature hereby authorizes the downgrade of a Supervisor of Accounting Systems position at budget line 340000.1000.101000 minimum salary \$31,184, Grade 20, Union Code 07 (BAPA), to a Treasury Associate position at budget line 340000.1000.101000, minimum salary \$26,556, Grade 17, Union Code 07 (BAPA), effective 1/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of **Health**, as contained in PCR#98-126, this County Legislature hereby authorizes the upgrade of a Management Associate position, at budget line 480020.1000.101000, minimum salary \$28,016, Grade 18, Union Code 07 (BAPA), to a Fiscal Services Administrator position, at budget line 480020.1000.101000, minimum salary \$34,707, Grade 22, Union Code 07 (BAPA), effective date 1/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of **Information Services**, as contained in PCR#98-163, this County Legislature hereby authorizes the upgrade of a Network Administrator position at budget line 370007.1000.101000 minimum salary \$28,568, Grade 19, Union Code 04 (CSEA), to a Network Specialist position at budget line 370007.1000.101000, minimum salary \$31,184, Grade 20, Union Code 07 (BAPA), effective 1/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the **Director Willow Point Nursing Home**, as contained in PCR#98-129, this County Legislature hereby authorizes the abolishment of (10) CNA/NAT part time positions at budget line 160085.1500.204000 minimum salary \$15,240 FTE, Grade 6, Union Code 08 (CSEA) and the creation of (5) CNA/NAT full time positions at budget line 160085.1500.204000, minimum salary \$15,240, Grade 6, Union Code 04

(CSEA), effective 1/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of **Health**, as contained in PCR#98-128, this County Legislature hereby authorizes the upgrade of a Medical Assistant position at budget line 480228.1000.101000 minimum salary \$18,616, Grade 11, Union Code 04 (CSEA), to a Senior Medical Assistant position at budget line 480228.1000.101000, minimum salary \$20,722, Grade 13, Union Code 04 (CSEA), effective 2/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of **Health**, as contained in PCR#98-125, this County Legislature hereby authorizes the upgrade of a Senior Registered Professional Nurse position, at budget line 480228.1000.101000, minimum salary

\$24,329, Grade 16, Union Code 04 (CSEA), to a Supervising Public Health Nurse position, at budget line 480228.1000.101000, minimum salary \$31,184, Grade 20, Union Code 07 (BAPA), effective date 2/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of **Health**, as contained in PCR#98-122, this County Legislature hereby authorizes the creation of a Accountant (County) position, at budget line 480020.1000.101000, minimum salary \$24,329, Grade 16, Union Code 04 (CSEA), effective date 2/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of **Health**, as contained in PCR#98-124, this County Legislature hereby authorizes the abolishment of a Senior Account Clerk position, at budget line 480293.1000.101000, minimum salary \$16,727, Grade 9, Union Code 04 (CSEA), effective date 2/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of **Health**, as contained in PCR#98-123, this County Legislature hereby authorizes the abolishment of an Account Clerk position, at budget line 480020.1000.101000, minimum salary \$15,027, Grade 7, Union Code 04 (CSEA), effective date 2/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of **Public Transportation**, as contained in PCR#98-190 this County Legislature hereby authorizes the abolishment of a Transit Program Analyst position at budget line 220004.1000.203130, minimum salary \$28,415, Grade 17, Union Code 07 (BAPA), and the creation of a Public Transportation Analyst position at budget line 220004.1000.23110, minimum salary \$34,900, Grade 22, Union Code 09 (Admin), effective 2/1/98.

**Carried.**

**RESOLUTION NO. 22**

By County Administration, Economic Development & Planning And Finance Committees

Seconded by Mr. Shafer

**RESOLUTION DESIGNATING NEWSPAPERS PUBLISHED WITHIN BROOME COUNTY AS THE OFFICIAL NEWSPAPERS FOR THE PUBLICATION OF ALL LAWS, NOTICES, AND OTHER MATTERS REQUIRED BY LAW TO BE PUBLISHED**

WHEREAS, County Law Section 214, Subsection 2, requires the annual designation of at least two newspapers published within the County as official newspapers for the publications of all local laws, notices, and other matters required by law to be published, and

WHEREAS, County Law Section 214, Subsection 2, further states that "if there be but one newspaper having circulation in the County, that newspaper shall be designated", and

WHEREAS, this County Legislature desires to designate the (1) Press & Sun-Bulletin as the official newspaper for the publication of all local laws, notices, and other matters required by law to be published, and to further designate a consortium of Broome County Weekly Papers consisting of (2A) THE DEPOSIT COURIER; (2B) THE WINDSOR STANDARD, THE COUNTRY COURIER, THE VESTAL TOWN CRIER; (2C) THE VALLEY NEWS and THE VESTAL NEWS, as official newspapers for the placement of all Broome County Legal Notices requiring publication in a second paper now, therefore, be it

RESOLVED, that the (1) Press & Sun-Bulletin is hereby designated pursuant to County Law Section 214, as the official newspaper for the publication of all local laws, notices, and other matters required by law to be published and a consortium of Broome County Weekly Papers consisting of (2A)THE DEPOSIT COURIER; (2B) THE WINDSOR STANDARD, THE COUNTRY COURIER, THE VESTAL TOWN CRIER; (2C) THE VALLEY NEWS and THE VESTAL NEWS as official newspapers for the placement of all Broome County Legal Notices requiring publication in a second paper, and be it

FURTHER RESOLVED, that the billing from the consortium and payments to the consortium shall reflect established rates for NYS Newspapers with authenticated circulation between 7,500 and 10,000.

**Carried.**

**RESOLUTION NO. 23**

By Health Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR BROOME COUNTY DEPARTMENT HOME HEALTH SERVICES FOR 1998**

WHEREAS, this County Legislature, by Resolutions 512 of 1995, 648 of 1995, 97 of 1996, 442 of 1996 and 573 of 1997, authorized agreements with various vendors for nursing services and transportation services, for Broome County Health Department Home Health Services Division for calendar year 1997, and

WHEREAS, said agreements expire by their terms on December 31, 1997, and it is desired at this time to renew the agreements, as indicated on the attached Exhibit "A", for the period January 1, 1998 through and including December 31, 1998 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the vendors as listed on the attached Exhibit "A" for the period January 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates and from the budget lines indicated on the attached Exhibit "A", except where it is indicated that payments shall be directly paid by Medicaid, total cost not to exceed legal appropriations, 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. 24**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING ACCEPTANCE OF ADDITIONAL PROGRAM AND ADMINISTRATIVE FUNDS OF THE DEPARTMENT OF SOCIAL SERVICES HOME ENERGY ASSISTANCE PROGRAM (HEAP) AND AMENDING THE PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1997 THROUGH 1998**

WHEREAS, this County Legislature, by Resolution 420 of 1997, authorized and approved the Department of Social Services participation in the Home Energy Assistance Program (HEAP) for the period November 15, 1997 through November 15, 1998, and adopted a program budget in the amount of \$127,941, and

WHEREAS, it is desired to amend said grant program for the period November 15, 1997 through November 15, 1998, by adding \$603,988 of program and administrative funds, and

WHEREAS, there is no change to the existing salary schedule, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the acceptance of an additional \$603,988 from the New York State Department of Social Services for the period November 15, 1997 through November 15, 1998, 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 \$731,929 for the period November 15, 1997 through November 15, 1998, 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 (including the Budget Director, Comptroller and/or Commissioner of Finance) are hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

**Carried.**

**RESOLUTION NO. 25**

By Personnel And Community and Social Services Committees

Seconded by Mr. Harbachuk

**RESOLUTION CONFIRMING THE APPOINTMENT OF ROBERT K. HOUSER AS COMMISSIONER OF SOCIAL SERVICES**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the power vested in him by Article XIII, Section 1301, of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, Robert K. Houser, of 13 Pleasant Court, Binghamton, New York 13905 as Commissioner of Social Services at an annual salary of \$69,392 (Grade L), effective January 1, 1998, and

WHEREAS, the County Executive certifies that Mr. Houser is fully qualified to fill the position of Commissioner of Social Services, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article XIII, Section 1301, of the Broome County Charter, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of Robert K. Houser as Commissioner of Social Services at an annual salary of \$69,392 (Grade L) effective January 1, 1998 in accordance with his appointment by the County Executive.

Ms. Coffey's move to call the question, seconded by Mr. Shafer, carried.

**Carried.**

**RESOLUTION NO. 26**

By County Administration, Economic Development & Planning Committee

Seconded by Mr. Pasquale

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENT MANAGEMENT COUNCIL BOARD OF DIRECTORS**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Environment Management Council Board of Directors for the terms indicated:

	<u>MEMBERS AT LARGE</u>	
Burrell Montz		New Appointment



40 Kenilworth Binghamton, New York 13903	Term Expires 12/31/99
Thomas Kozakowski 624 Lacey Drive Endwell, New York 13760	New Appointment Term Expires 12/31/99
Frank Cism 2856 Route 79 Harpursville, New York 13787	New Appointment Term Expires 12/31/99
Michael Wold 104 Mason Road Vestal, New York 13850	New Appointment Term Expires 11/23/99
Jim Hylind 1 Sturges Street Binghamton, New York 13901	New Appointment Term Expires 12/31/99
Karen Vincent 2204 Donna Drive Vestal, New York	New Appointment Term Expires 12/31/99
Ruth Levin 517 Harvard Street Vestal, New York 13850	Reappointment Term Expires 12/31/99
Lynne Theophanis 225 Front Street Vestal, New York 13850	Reappointment Term Expires 12/31/99
Cindy Westerman 116 Carol Avenue Vestal, New York 13850	Reappointment Term Expires 12/31/99

STUDENT REPRESENTATIVES

Charu Gupta 89 Murray Street, Apt. 1F Binghamton, New York 13905	Binghamton University Appointment Term Expires 8/31/98
Elena Gayne 2175 NY Route 26 Endicott, New York 13760	Broome Community College Appointment Term Expires 8/31/98
Melissa Wold 104 Mason Road Vestal, New York 13850	High School Appointment Term Expires 8/31/98

CONSERVATION ADVISORY COMMISSION

Virginia Oggins 412 Pierce Hill Road Vestal, New York 13850	Town of Vestal Reappointment Term Expires 12/31/99
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Marion Percik 29 Orchard Road Binghamton, New York	Town of Dickinson Reappointment Term Expires 12/31/99
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Robert Page P. O. Box 137 Conklin, New York 13748	Town of Conklin Reappointment Term Expires 12/31/99
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Brian Donnelly 273 Dorman Road Binghamton, New York 13905	Town of Chenango New Appointment Term Expires 12/31/99
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SPECIAL REPRESENTATIVES

Kevin Mathers 840 Front Street Binghamton, New York 13905	Cornell Cooperative Extension Reappointment
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Charles McElwee 840 Front Street Binghamton, New York 13905	Soil and Water Conservation District Reappointment
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and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Environment Management Council Board of Directors in accordance with their appointment by the County Executive.

**Carried.**

**RESOLUTION NO. 27**

By Education, Culture & Recreation Committee

Seconded by Mr. O'Day

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ARENA BOARD OF DIRECTORS**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XXIV, Section 2408 of the Broome County Charter and Code, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Arena Board of Directors for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Timothy P. Ward 904 Cherry Lane Vestal, New York 13850	New Appointment 12/31/00

Emil J. Bielecki  
309 Old Vestal Road  
Vestal, New York 13850

New Appointment  
12/31/00

Thomas E. Harding  
23 Phinn Avenue  
Binghamton, New York 13903

New Appointment  
12/31/00

Michelle Courtney Berry  
32 Mendelsohn Avenue  
Binghamton, New York 13905

New Appointment  
12/31/00

Anthony J. Quagliata  
1208 Vestal Avenue  
Binghamton, New York 13903

Reappointment  
12/31/00

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XXIV, Section 2408 of the Broome County Charter and Code, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, Section 2408 of the Broome County Charter and Code, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Arena Board of Directors in accordance with their appointment by the County Executive.

**Carried.**

**RESOLUTION NO. 28**

By Health Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH DELOITTE & TOUCHE, LLP FOR CONSULTING SERVICES FOR WILLOW POINT NURSING FACILITY FOR 1998**

WHEREAS, the Administrator of Willow Point Nursing Facility requests authorization for an agreement with Deloitte & Touche, LLP for consulting services for the period February 1, 1998 through and including December 31, 1998 at a cost not to exceed \$25,000, and

WHEREAS, it is necessary to waive the normal procurement process to retain this firm immediately due to the unexpected resignation of an employee in the business office, and

WHEREAS, said services are necessary to perform a Business Process Assessment for the Finance Department of Willow Point Nursing Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Deloitte & Touche, LLP, 2200 Chase Square, Rochester, New York 14604 for consulting services for the period February 1, 1998 through and including December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$25,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160010.4725.204000 (Other Financial), and be it

FURTHER RESOLVED, that this Legislature authorizes the waiving of the normal procurement process, 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.

**Held over** 'under the rules' by Ms. Sweet.

**RESOLUTION NO. 29**

By Health Services and Finance Committees

Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING AGREEMENT WITH KPMG PEAT MARWICK, LLC FOR CONSULTING SERVICES TO MAINTAIN CONTINUITY IN THE ABSENCE OF AN ASSISTANT ADMINISTRATOR FOR FISCAL SERVICES FOR WILLOW POINT NURSING FACILITY FOR 1998**

WHEREAS, the Director of Willow Point Nursing Facility requests authorization for an agreement with KPMG Peat Marwick, LLC for consulting services to maintain continuity in the absence of an Assistant Administrator for Fiscal Services and complete mandated County, State and Federal tasks for the period February 1, 1998 through and including April 30, 1998, at a cost not to exceed \$30,000, and

WHEREAS, said services are necessary to provide a qualified individual to manage ongoing projects with concrete deadlines until a permanent Broome County employee is hired, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with KPMG Peat Marwick, LLC, 74 North Pearl Street, Albany, New York 12207, for consulting services to maintain continuity in the absence of an Assistant Administrator for Fiscal Services and complete mandated County, State and Federal Tasks for the Willow Point Nursing Facility for the period February 1, 1998 through and including April 30, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160010.4725.204000 (Other Financial), 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.

Resolution was presented without a vendor. Ms. Sweet moved, seconded by Mr. Shafer, to insert KPMG Peat Marwick, LLC as the consulting services firm. **Amendment carried.**  
**Resolution as amended carried.**

**RESOLUTION NO. 30**

By Education, Culture & Recreation Committee

Seconded by Mr. Miller

**RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE PASS LEGISLATION ALLOWING NEW YORK STATE TO JOIN THE NORTHEAST INTERSTATE DAIRY COMPACT**

WHEREAS, dairy production is a large part of Broome County's economy represented by \$18-20 million in sales, and

WHEREAS, the current milk prices on the dairy farm have dropped to 1978 levels, while over the past 17 years the basic cost of production for dairy farmers has increased by over 100 percent, and

WHEREAS, many dairy farms will go out of business, devastating the rural economy, unless the farm price for milk increases, and

WHEREAS, in 1997 16 of the 85-90 dairy farms in Broome County sold their livestock which resulted in an approximate \$7 million loss to said County's economy, and

WHEREAS, Congress approved the Northeast Interstate Dairy Compact in the 1996 Farm Bill, and

WHEREAS, New York is eligible to join the Compact, and

WHEREAS, New York farmers who ship to new England benefit from the Compact pricing while those who ship elsewhere do not, and

WHEREAS, the Women's, Infants' and Children's Program (WIC) is held harmless in its milk purchases, and

WHEREAS, the Compact recognizes the problems of the New York dairy industry as part of a regional pattern which can be addressed on a regional basis, said compacts being constitutionally sanctioned as an effective means of dealing with regional problems, now therefore be it

RESOLVED, that we call upon the New York State Legislature to pass legislation allowing New York State to join the Compact by passing legislation authorizing same, and be it

FURTHER RESOLVED, that the Clerk of the Broome County Legislature transmit copies of this resolution to Assembly Speaker Sheldon Silver, Senate Majority Leader Joseph Bruno, Senator Thomas W. Libous and Assemblymen Jay J. Dinga and Robert J. Warner.

**Carried.**

Mr. Shafer moved, seconded by Mr. Pasquale to **adjourn** at 4:50pm.  
The adjournment **carried**. Ayes-18, Nays-0, Absent-1 (Mather).