

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, FEBRUARY 19, 1998**

The Attendance Roll having been called at the Special Session which immediately preceded this session (19 Present), the Chair proceeded with the agenda.

Mr. Miller moved, seconded by Mr. Wike, that the minutes of the January 22, 1998 Special Session and the January 22, 1998 Regular Session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the week of January 16 through February 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 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. Burger and seconded by Mr. Wike. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

1. Appointing William M. Barber as Deputy County Executive for Physical Services, effective January 1, 1998.
2. Appointing Thomas P. Hoke as Deputy County Executive for Human Services, effective January 1, 1998.
3. Appointing James F. May as STOP-DWI Coordinator, effective January 1, 1998.
4. Appointing Carl G. Olson as Commissioner of Aviation, effective March 9, 1998.
5. Nominating M. McGowan, E. Farrell, F. Grubham and R. D'Attilio to membership on Planning Advisory Board.
6. Nominating D. DeSantis, R. Reagan and R. D'Attilio to membership on Private Industry Council.
7. Nominating D. Golazeski, M. Shafer and J. Kilcy to membership on Central Library Board of Trustees.
8. Nominating M. Weiner and D. Brown to membership on Foster Grandparent Advisory Council.

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. PETITIONS: NONE
- B. COMMUNICATIONS:
 1. 1998 Budget (Town of Vestal)
 2. Minutes from:
 - a. Soil and Water Conservation District
 - b. Association of Towns and Villages
 - c. Nanticoke Landfill Citizens Advisory Committee
 - d. Environmental Management Council
 - e. EMC's Natural Resource Committee
 - f. EMC Solid Waste Committee
 - g. EMC Committee on Alternative Transportation and BMTS Bicycle and Pedestrian Plan Advisory Committee
 3. Department of Public Works (Notice of Defect, County Road #61).
 4. Information from Director of Public Health, Patricia Snieska, regarding visit to Binghamton on April 1, 1998 from Dr. Arnold Lubin, Commissioner of Health in Erie

- County as well as proposed County Clean Air Act and sample Local Law.
5. Summation of issues raised at the Scoping Session (December 17, 1997) for the Draft Supplemental Environmental Impact Statement for the Front Street Garden Plots Development.
- C. NOTICES: NONE
- D. REPORTS:
1. Department of Finance: Schedule of Real Property Taxes levied by Broome County Legislature.
 2. Monthly Reports: Broome Community College (Budget Transfers and Above Minimum Hires, December 1997).
 3. Department of Public Works: List of Pending Projects.
 4. Ross Park Zoo (activity summary - August 1997 through January 1998).
 5. Annual Report from Discovery Center.
 6. Department of Audit and Control: Audit of Resident Trust Accounts at Willow Point Nursing Facility.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Appointing Thomas A. Hull as voting representative for Wanda Hudak, Health Services Committee, February 10, 1998.

Mr. Brunza moved, seconded by Mr. Burger, 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. Kavulich and Ms. Sweet were designated as participants in the 'Short Roll Call.'

RESOLUTIONS HELD OVER FROM JANUARY 22, 1998 SESSION

RESOLUTION NO. 28 (Held over by Ms. Sweet)

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. Ms. Sweet moved to table the resolution to the Legislative Meeting of April 16, 1998, seconded by Mr. O'Day.
Motion to table carried.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 33

By Public Works and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE ESTATE OF PEARL E. BISHOP C/O EDWARD A. RANTANEN, ESQ. FOR THE PURCHASE OF REAL PROPERTY IN THE TOWN OF NANTICOKE

WHEREAS, the Deputy Director of the Division of Solid Waste Management requests authorization for an agreement with the estate of Pearl E. Bishop c/o Edward A. Rantanen, Esq. for the purchase of real property located at 1210 Dunham Hill Road in the Town of Nanticoke at a cost not to exceed \$20,000 plus closing costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the estate of Pearl E. Bishop c/o Edward A. Rantanen, Esq., P. O. Box, 309, Whitney Point, New York, 13862,

for the purchase of property at 1210 Dunham Hill Road, Tax Map No. 53.04-1-4 in the Town of Nanticoke, at a cost not to exceed \$20,000, plus closing costs, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.2001.501321 (Original Acquisition), 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. 34

By Finance and Public Works Committees

Seconded by Mr. O'Day

RESOLUTION AMENDING THE 1997 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 1997 Capital Improvement Program is hereby amended as follows:

DELETE

M-74	Landfill Gas Recovery System-Phase II	
Year Start:	1997	
Probable Use:	25	
Total Project Cost:		\$1,300,000
<u>Distribution of Cost:</u>	Federal/Other	\$0
	State	\$0
	County	\$1,300,000
<u>County Sources:</u>	Bond:	\$0
	Transfer	\$1,300,000

Carried.

RESOLUTION NO. 35

By Public Works Committee

Seconded by Mr. Shafer

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO SECOND STREET DRAINAGE IMPROVEMENT PROJECT IN THE VILLAGE OF DEPOSIT

WHEREAS, it is necessary to replace curbs and storm sewers and rehabilitate the pavement on Second Street in the Village of Deposit, 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 Second Street Drainage Project in the Village of Deposit, 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 this project 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 "B".

Carried.

RESOLUTION NO. 36

By Public Works Committee

Seconded by Mr. Shafer

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE WILLOW POINT NURSING FACILITY PARKING LOT IMPROVEMENTS PROJECT

WHEREAS, it is necessary to expand and rehabilitate existing parking lots and roadways at Willow Point Nursing Facility, 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 Willow Point Nursing Facility Parking Lot Improvements Projects, 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 project 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 "B".

Carried.

RESOLUTION NO. 37

By Public Works Committee

Seconded by Mr. Shafer

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE KATTELVILLE ROAD RECONSTRUCTION PROJECT

WHEREAS, it is necessary to replace curbs and rehabilitate the pavement on Kattelville Road in the Town of Chenango, 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 Kattelville Road Reconstruction Project, 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 project 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 "B".
Carried.

RESOLUTION NO. 38

By Public Works Committee

Seconded by Mr. Shafer

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE SANITARIA SPRINGS ROAD AND OLD STATE ROAD RECONSTRUCTION PROJECT

WHEREAS, it is necessary to replace a culvert in the vicinity of Hancock Road, realign the road at the intersection of Old State Road and make drainage improvements, 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 Sanitaria Springs Road and Old State Road Reconstruction Project, 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 project 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 "B".

Carried.

RESOLUTION NO. 39

By Public Works and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DELTA ENGINEERS, P.C., FOR SUPPLEMENTAL STRUCTURAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 1998

WHEREAS, this County Legislature, by Resolution 85 of 1997, authorized an agreement with Delta Engineers, P.C., for supplemental structural bridge engineering services for calendar year 1997 at a total cost not to exceed \$45,000, and

WHEREAS, said services are necessary to provide structural engineering on projects, in particular those related to structural analysis of NYSDOT-issued flags, and

WHEREAS, said agreement expired by its term 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 an agreement with Delta Engineers, P.C., 164 Court Street, Binghamton, New York, 13901, for supplemental structural engineering services, 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 contractor in accordance with the rate schedule attached hereto as Exhibit "A", total cost not to

exceed \$45,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the appropriate operating and capital budget lines for the departments or projects for which services are required, 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. 40

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH NY-PENN NUTRITIONAL SERVICES, INC. FOR CONSULTING SERVICES FOR THE DIVISION OF CENTRAL FOODS FOR 1998

WHEREAS, the Director of Central Foods requests authorization for an agreement with NY-Penn Nutritional Services, Inc. for consulting services for the period March 1, 1998 through and including December 31, 1998, at a cost not to exceed \$6,600, and

WHEREAS, said services are necessary for dietician consulting services for the Broome County Public Safety Facility, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with NY-Penn Nutritional Services, Inc., 190 Matthews Street, Binghamton, New York 13905, for consulting services for the period March 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, at the rate of \$30 per hour, the total amount not to exceed \$6,600 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230045.4741.251000 (Dietary 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. 41

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGAL AID FOR BROOME AND CHENANGO, INC., F/K/A BROOME LEGAL ASSISTANCE CORPORATION FOR LEGAL SERVICES FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 1998 THROUGH 1999

WHEREAS, this County Legislature, by Resolution 52 of 1997, authorized renewal of an agreement with Broome Legal Assistance Corporation for partial handling of assigned counsel cases in Broome County Family Court at a cost of \$75,000, and

WHEREAS, said services are necessary to provide attorneys in Broome County Family Court for residents of Broome County who are indigent and cannot afford their own attorney, 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 Legal Aid for Broome and Chenango, Inc., f/k/a Broome Legal Assistance Corporation, P.O. Box 2011, Binghamton, New York, 13902, for legal services 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 an amount not to exceed \$75,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 360008.4738.101000 (Court Assigned Attorneys), 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. 42

By Health Services and Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH WHITNEY POINT PRESCHOOL AND DAY CARE FOR RESERVATION OF EARLY INTERVENTION DAY CARE SLOTS FOR THE HEALTH DEPARTMENT EARLY INTERVENTION PROGRAM FOR 1997

WHEREAS, this County Legislature, by Resolution 36 of 1997, authorized agreements with various vendors for the Health Department Division of Child Development including Whitney Point Preschool and Day Care at a cost of \$4,680 for the period July 1, 1996 through and including June 30, 1997, and

WHEREAS, it is desired at this time to reimburse the Whitney Point Preschool and Day Care for reserved day care slots, and

WHEREAS, said agreement expired by its terms on June 30, 1997, and it is desired at this time to renew said agreement for the period July 1, 1997 through and including December 19, 1997 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Whitney Point Preschool and Day Care, P. O. Box 285, 2496 West Main Street, Whitney Point, New York 13862 for the purpose of reimbursing the vendor for reservation of Early Intervention day care slots for the period July 1, 1997 through and including December 19, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$4,427 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480202.4457.101000 (Subcontracted Program Expense) and 480301.4715.104164 (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. 43

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH KID KORRAL DAY CARE CENTER, INC. FOR REIMBURSEMENT OF RESERVED DAY CARE SLOTS FOR THE HEALTH DEPARTMENT EARLY INTERVENTION PROGRAM TO AUTHORIZE AN ADDITIONAL AMOUNT FOR 1997

WHEREAS, this County Legislature, by Resolution 36 of 1997, authorized an agreement with Kid Korral Day Care Center, Inc. for the Health Department Early Intervention Program at a cost of \$3,667.82 for the period September 1, 1996 through December 31, 1996 and at a cost of \$7,335.64 for the period January 1, 1997 through December 31, 1997, and

WHEREAS, it is necessary to authorize the amendment of said agreement to include an additional amount of \$4,109.70 for the period January 1, 1997 through and including December 31,

1997 for the purpose of reimbursing the vendor for reserved day care slots, and
WHEREAS, the Director of Public Health has requested authorization for said amendments
as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Kid Korral Day Care Center, Inc., 42 Robinson Street, Binghamton, New York 13901 for the Health Department Early Intervention Program for the period January 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 additional amount of \$4,109.70, total amount not to exceed \$11,445.34, and be it

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

FURTHER RESOLVED, that Resolution 36 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 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. 44

By Health Services, Personnel and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING ACCEPTANCE OF CENTRAL NEW YORK IMMUNIZATION INFORMATION SYSTEM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1997 THROUGH 1998

WHEREAS, the Public Health Director requests authorization to accept a Central New York Immunization Information System Program Grant from the New York State Department of Health in the amount of \$18,032 for the period November 1, 1997 through and including October 31, 1998, and

WHEREAS, said grant program will allow a child's parent or guardian, the child's health care provider and county and state health workers access to records in order to have an accurate, current and comprehensive picture of the child's immunizations and screening status, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,032 for the period November 1, 1997 through and including October 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 \$18,032 for the period November 1, 1997 through and including October 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. 45

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH PHYLLIS WALKER FOR PHYSICAL THERAPY SERVICES FOR THE HEALTH DEPARTMENT HOME HEALTH SERVICES DIVISION FOR 1998

WHEREAS, the Director of Public Health requests authorization for an agreement with Phyllis Walker for physical therapy services for the period January 1, 1998 through and including December 31, 1998, at a cost not to exceed \$55 per home visit, total amount not to exceed budgeted appropriations, and

WHEREAS, said services are necessary to provide additional physical therapy services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Phyllis Walker, 113 Edwards Street, West Endicott, New York 13760, for physical therapy services for the Health Department Home Health Services Division 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 Contractor an amount not to exceed \$55 per home visit, total amount not to exceed budgeted appropriations for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480061.4706.101045, 480004.4706.101045 and 480327.4706.101045 (Rehabilitation and 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. 46

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH SPEECH AND HEARING ASSOCIATES FOR SPEECH THERAPY SERVICES FOR THE HEALTH DEPARTMENT HOME HEALTH SERVICES DIVISION FOR 1998

WHEREAS, the Director of Public Health requests authorization for an agreement with Speech and Hearing Associates for speech therapy services for the period January 1, 1998 through and including December 31, 1998, at a cost not to exceed \$65 per home visit, \$75 per home visit for an area outside the twenty mile radius of the Broome County Health Department, total amount not to exceed budgeted appropriations, and

WHEREAS, said services are necessary to provide additional speech therapy services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Speech and Hearing Associates, 700 Harry L. Drive, Suite 150, Johnson City, New York 13790, for speech therapy services for the Health Department Home Health Services Division 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 Contractor an amount not to exceed \$65 per home visit, \$75 per home visit for an area outside the twenty mile radius of the Broome County Health Department, total amount not to exceed budgeted appropriations for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from

budget lines 480004.4706.101047, 480061.4706.101047 and 480327.4706.101047 (Rehabilitation and 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. 47

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENTS WITH VARIOUS VENDORS FOR SCREENING DATA COLLECTION SERVICES FOR THE HEALTH DEPARTMENT BREAST AND CERVICAL CANCER DETECTION EDUCATION PROGRAM FOR 1997 THROUGH 1998

WHEREAS, this County Legislature, by Resolution 193 of 1997, authorized renewal of agreements with various vendors for screening data collection services for the Health Department Breast and Cervical Cancer Detection Education Program, at varying amounts for the period July 1, 1997 through June 30, 1998, and

WHEREAS, it is necessary to authorize amendments to the said agreements to reflect revised amounts for each vendor, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Planned Parenthood of Otsego/Delaware Counties, 37 Dietz Street, Oneonta, New York 13820 for screening data collection services for the Health Department Breast and Cervical Cancer Detection Education Program at a revised amount of \$3,650 for the period July 1, 1997 through and including June 30, 1998, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Tioga Opportunities Program, Inc. Family Health Services, Owego, New York 13827 for screening data collection services for the Health Department Breast and Cervical Cancer Detection Education Program at a revised amount of \$11,752 for the period July 1, 1997 through and including June 30, 1998, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Encore Plus, YWCA, 80 Hawley Street, Binghamton, NY 13901 for screening data collection services for the Health Department Breast and Cervical Cancer Detection Education Program at a revised amount of \$8,844 for the period July 1, 1997 through and including June 30, 1998, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104127 (Other Program Expenses), and be it

FURTHER RESOLVED, that Resolution 193 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 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. 48

By Health Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH PLANNED
PARENTHOOD OF THE SOUTHERN TIER FOR TRAINING/EDUCATION SERVICES FOR THE**

HIV/AIDS TRAINING GRANT FOR THE HEALTH DEPARTMENT FOR THE PERIOD JULY 1, 1997 THROUGH AND INCLUDING JUNE 30,1998

WHEREAS, the Broome County Board of Acquisition and Contract, at a regularly scheduled meeting on May 14, 1997, authorized renewal of an agreement with Planned Parenthood of the Southern Tier for HIV/AIDS training and education services at a cost of \$2,500, and

WHEREAS, it is necessary to authorize an amendment to the said agreement to compensate the instructor above the amount authorized by the above-referenced renewal, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Planned Parenthood of the Southern Tier, 301 South Main Street, Horseheads, New York 14845 for HIV/AIDS training and education services for the period July 1, 1997 through June 30, 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, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104138 (Other Program Expense), and be it

FURTHER RESOLVED, that said agreement, 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. 49

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH PENN STATE GEISINGER HEALTH PLAN, INC. FOR REIMBURSEMENT TO THE DIVISION OF HOME HEALTH SERVICES FOR THE DEPARTMENT OF HEALTH FOR 1998

WHEREAS, the Director of Public Health requests authorization for an agreement with Penn State Geisinger Health Plan, Inc. for reimbursement to the Division of Home Health Services for the period January 1, 1998 through and including December 31, 1998, at no cost to the County, and

WHEREAS, said services are necessary to provide needed care to patients, and

WHEREAS, health maintenance organizations, by their nature, require periodic rate adjustments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Penn State Geisinger Health Plan, Inc., VNA Health System, 21 W. Independence Street, Shamokin, Pennsylvania 17872, for reimbursement to the Division of Home Health Services for the period January 1, 1998 through and including December 31 1998, at no cost to the County, and be it

FURTHER RESOLVED, that the Director of Public Health is authorized to approve any and all rate changes as warranted for the term of this agreement, and be it

FURTHER RESOLVED, such reimbursements shall be credited to budget lines 480004.0070.101000, 480061.0070.101000 and 480327.0070.101000 (Fees for Services) and be it

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

Carried.

RESOLUTION NO. 50

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

RESOLUTION AUTHORIZING AGREEMENT WITH KPMG PEAT MARWICK, LLP, FOR IMPLEMENTATION ASSISTANCE FOR THE PLANNED UPGRADE OF THE COUNTY'S "ONLINE FAMIS" FINANCIAL SYSTEM FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY FOR 1998

WHEREAS, the Director of Information Technology requests authorization for an agreement with KPMG Peat Marwick, LLP for implementation assistance for the planned upgrade of the County's "Online FAMIS" financial system for the period March 1, 1998 through and including December 31, 1998, at a cost not to exceed \$185,760, and

WHEREAS, said services are necessary for the financial system to become year 2000 compliant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with KPMG Peat Marwick, LLP, 100 North Tampa Street, Suite 2400, Tampa, Florida 33602, for implementation assistance for the planned upgrade of the County's "Online FAMIS" financial system for the period March 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 \$185,760 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370031.4726.502302 (Contracted Data Processing), 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. 51

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

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH HUMANSOFT, LLC FOR MAINTENANCE OF SOFTWARE FOR THE HEALTH DEPARTMENT CLINICS DIVISION FOR 1998

WHEREAS, this County Legislature, by Resolution 502 of 1997, authorized renewal of an agreement with HumanSoft, LLC for the maintenance of software for the Health Department Clinics Division at a cost not to exceed \$9,100, and

WHEREAS, it is necessary to authorize the amendment of said agreement to include additional enhancements and maintenance for mandated surcharge payments to New York State as well as Blue Cross Electronic Claims Submission and Remittance Posting at an additional amount not to exceed \$6,399, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with HumanSoft, LLC, Nations Bank Plaza, Suite 1106, P. O. Box 847, Greenville, South Carolina 29602 for additional software enhancements and maintenance for mandated surcharge payments for the period March 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 additional amount not to exceed \$6,399, total amended contract not to exceed \$15,499, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 370031.4359.501303 and 480228.4457.101000 (Computer Software and Supplies), and be it

FURTHER RESOLVED, that Resolution 502 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 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. 52

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH UNISOFT SYSTEMS ASSOCIATES FOR SOFTWARE, TRAINING AND IMPLEMENTATION FOR DIETARY COMPUTERIZATION FOR WILLOW POINT NURSING FACILITY FOR 1998

WHEREAS, the Director of Willow Point Nursing Facility requests authorization for an agreement with Unisoft Systems Associates for software, training and implementation for dietary computerization for the period January 1, 1998 through and including December 31, 1998, at a cost not to exceed \$19,000, and

WHEREAS, said services will save time by providing automation of tasks currently performed manually, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Unisoft Systems Associates, 1441 King Avenue, Suite 212, Columbus, Ohio 43212, for software, training and implementation for dietary computerization 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 Contractor an amount not to exceed \$19,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160285.2850.502272 (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. 53

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH CTR SYSTEMS FOR A PAYROLL SYSTEMS UPGRADE FOR WILLOW POINT NURSING FACILITY FOR JANUARY 1, 1998 THROUGH AND INCLUDING JUNE 1, 1998

WHEREAS, the Director of Willow Point Nursing Facility requests authorization for an agreement with CTR Systems for a payroll systems upgrade for the period January 1, 1998 through and including June 1, 1998, at a cost not to exceed \$4,600, and

WHEREAS, said services are necessary to facilitate increased input capability to the existing payroll systems software, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with CTR Systems, Thorn Hill Industrial Park, 553 Keystone Drive, Warrendale, Pennsylvania 15086 for a payroll systems upgrade for Willow Point Nursing Facility for the period January 1, 1998 through and including June 1, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the

Contractor an amount not to exceed \$4,600 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. 54

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY & CHILDREN'S SOCIETY OF BROOME COUNTY, INC., FOR COUNSELING SERVICES IN CONNECTION WITH THE OFFICE FOR AGING'S COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR 1998 THROUGH 1999

WHEREAS, this County Legislature, by Resolution 118 of 1997, authorized renewal of an agreement with Family & Children's Society of Broome County, Inc., for in-home mental health counseling services for the elderly at a cost of \$12,035 for the period April 1, 1997 through March 31, 1998, and

WHEREAS, said agreement expires by its terms on March 31, 1998, and it is desired at this time to renew said agreement for the period April 1, 1998 through and including March 31, 1999, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Family & Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York, 13902, for in-home mental health counseling services for the elderly in connection with Office for Aging's Community Services for the Elderly Grant for the period April 1, 1998 through and including March 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$12,035 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 761031.4457.104195 (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. 55

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VARIOUS PROVIDERS FOR PERSONAL CARE/HOMEMAKER SERVICES IN CONNECTION WITH THE EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM FOR THE OFFICE FOR AGING FOR 1998 THROUGH 1999

WHEREAS, this County Legislature, by Resolution 111 of 1997, authorized renewal of agreements with various contractors for the provision of in-home personal care/homemaker services in connection with the Expanded In-Home Services for the Elderly Program (EISEP) for the Office for Aging for the period April 1, 1997 through March 31, 1998, at varying costs, and

WHEREAS, said agreements expire by their terms on March 31, 1998, and it is desired at

this time to renew said agreements for the period April 1, 1998 through and including March 31, 1999, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Stafkings Healthcare Systems, P.O. Box 1015, Binghamton, New York, 13902; Interim Healthcare Systems, 38 Front Street, Binghamton, New York, 13905; Olsten Health Services, 111 Grant Avenue, Suite 201, P.O. Box 599, Endicott, New York, 13761-0599; Family & Children's Society of Broome County, 257 Main Street, Binghamton, New York, 13905; and Homemakers of Broome County, Inc., d/b/a Caregivers, 33 West State Street, Binghamton, New York, 13901; for provision of in-home personal care/homemaker services in connection with the Expanded In-Home Services for the Elderly Program (EISEP) for the period April 1, 1998 through and including March 31, 1999, as set out in Exhibit "A" attached hereto at the rates specified, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contract agencies an amount not to exceed the current budgeted amount in the subcontract expense line for the EISEP Program plus any client contributions, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760942.4457.104196 (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. 56

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING SUPPLEMENTAL NUTRITIONAL ASSISTANCE PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1997 THROUGH 1998

WHEREAS, this County Legislature, by Resolution 116 of 1997, authorized renewal of the continued participation by the Office for Aging in the Supplemental Nutritional Assistance Program for the period April 1, 1997 through March 31, 1998 and adopted a program budget in connection therewith in the total amount of \$205,192, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging Supplemental Nutritional Assistance Program for the period April 4, 1997 through and including March 31, 1998 in the total amount of \$215,990, 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 \$215,990 for the period April 4, 1997 through and including March 31, 1998, and be it

FURTHER RESOLVED, that Resolution 116 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. 57

By Community & Social Services and Finance Committees

Seconded by Ms. Sweet

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JEANNE STRACUZZI FOR CONSULTING SERVICES FOR THE OFFICE FOR AGING FOR 1998 THROUGH 1999

WHEREAS, this County Legislature, by Resolution 114 of 1997, authorized renewal of an agreement with Jeanne Stracuzzi for consulting services for the Office for Aging for the period April 1, 1997 through March 31, 1998, at a cost of \$21.63 per hour, total amount not to exceed \$20,246, and

WHEREAS, said services are necessary for the Office for Aging's Nutrition Program and are 100% State reimbursed, and

WHEREAS, said agreement expires by its terms on March 31, 1998, and it is desired at this time to renew said agreement for the period April 1, 1998 through and including March 31, 1999, 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 Jeanne Stracuzzi, R.D., 93 Riley Road, Windsor, New York, 13865, for consulting services in connection with the Office for Aging's Nutrition Program for the period April 1, 1998 through and including March 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$22.71 per hour, plus expenses not to exceed \$200 incurred in attending one (1) NYS Aging Services Dietitians Conference at the direction of the Broome County Office for Aging, for a total amount not to exceed \$25,002 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760959.4741.104197 (Dietary 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.

Ms. Sweet polled the Community & Social Services Committee on the floor to withdraw this resolution. Committee concurred. **Resolution withdrawn.**

RESOLUTION NO. 58

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE BINGHAMTON HOUSING AUTHORITY FOR HOMEMAKER SERVICES FOR THE ENRICHED LIVING PROGRAM THROUGH THE COMMUNITY SERVICES FOR THE ELDERLY GRANT FOR THE OFFICE FOR AGING FOR 1998 THROUGH 1999

WHEREAS, this County Legislature, by Resolution 119 of 1997, authorized renewal of an agreement with the Binghamton Housing Authority for homemaker services for the Enriched Living Program through the Community Services for the Elderly Grant for the Office for Aging for the period April 1, 1997 through March 31, 1998, and

WHEREAS, said agreement expires by its terms on March 31, 1998, and it is desired at this time to renew said agreement for the period April 1, 1998 through and including March 31, 1999, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Binghamton Housing Authority, Exchange Street, Binghamton, New York, 13902, for homemaker services for the Enriched Living Program through the Community Services for the Elderly Grant for the Office for Aging for the period April 1, 1998 through and including March 31,

1999, and be it

FURTHER RESOLVED, that in consideration of said services, the Binghamton Housing Authority shall pay to the County an amount not to exceed \$9,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to revenue line 760991.0166.104195 (Miscellaneous Contributions), and be it

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

Carried.

RESOLUTION NO. 59

By Finance Committee

Seconded by Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH COOPERS & LYBRAND, L.L.P. FOR CONSULTING SERVICES FOR THE BROOME COUNTY HEALTH CARE PLAN FOR 1998 THROUGH 1999

WHEREAS, this County Legislature, by Resolution 81 of 1997, authorized renewal of an agreement with Coopers & Lybrand, L.L.P., for Broome County Health Care Plan consulting services at a cost of \$20,000, and

WHEREAS, said agreement expires by its terms on March 31, 1998, and it is desired at this time to renew said agreement for the period April 1, 1998 through and including March 31, 1999, 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 Coopers & Lybrand, L.L.P., One Lincoln Center, Syracuse, New York, 13202, for Broome County Health Care Plan consulting services for the period April 1, 1998 through and including March 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$24,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4724.252000 (Actuary Consultants), 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 Mr. Wike.

RESOLUTION NO. 60

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SOS SHELTER, INC., FOR PROVISION OF NON-RESIDENTIAL SERVICES TO VICTIMS OF DOMESTIC VIOLENCE FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1998

WHEREAS, this County Legislature, by Resolution 574 of 1996 authorized renewal of an agreement with SOS Shelter, Inc., for provision of non-residential services to victims of domestic violence for calendar year 1997, at a cost not to exceed \$69,360, and

WHEREAS, said agreement expired by its terms on December 31, 1997, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of said agreement

with SOS Shelter, Inc., PO Box 393, Endicott, New York, 13761, for the provision of non-residential services to victims of domestic violence, 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 Contractor an amount not to exceed \$71,440 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670067.4561.103000 (Purchase of 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. 61

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

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF BINGHAMTON METROPOLITAN TRANSPORTATION STUDY GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1998 THROUGH 1999

WHEREAS, this County Legislature, by Resolution 55 of 1997, authorized and approved the renewal of the Binghamton Metropolitan Transportation Study Grant and adopted a program budget in the amount of \$253,044 for the period April 1, 1997 through March 31, 1998, and

WHEREAS, it is desired to renew said grant program for the period April 1, 1998 through March 31, 1999, in the amount of \$359,320, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of a Federal Highway Administration planning grant in the amount of \$305,810 and a Federal Transit Administration Section 8 grant in the amount of \$53,510, said grants totaling an amount of \$359,320 for the period April 1, 1998 through March 31, 1999, 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 \$359,320 for the period April 1, 1998 through March 31, 1999, 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 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. 62

By Community & Social Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING REVISION OF THE ONGOING CHILD ABUSE PREVENTION AND EDUCATION GRANT PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH

WHEREAS, this County Legislature, by Resolution 509 of 1997, authorized revision of the Ongoing Child Abuse Prevention and Education Grant Program and adopted a revised program budget in connection therewith in the total amount of \$101,667.55, 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 Ongoing Child Abuse Prevention and Education Grant Program to include an increase in said grant appropriations in the amount of \$10,200, 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 \$111,867, and be it

FURTHER RESOLVED, that Resolution 509 of 1997, and all subsequent resolutions, 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 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. 63

By Public Works and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CHASE MANHATTAN BANK FOR FINANCIAL SERVICES IN CONNECTION WITH THE COLESVILLE LANDFILL REMEDIAL PROGRAM

WHEREAS, this County Legislature, by Resolution 292 of 1997, authorized renewal of an agreement with Chase Lincoln First Bank, N.A. First City Division for financial services in connection with the Colesville Landfill Remedial Program, and

WHEREAS, it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Chase Manhattan Bank, 55 Water Street, Room 1702, New York, New York 10041, as follows:

1. Chase will execute an instrument, approved as to form by the Department of Law, whereby it will provide financial security (\$1 million aggregate) for the County's performance under the "Colesville Landfill Remedial Agreement" and companion "Colesville Landfill Remedial Fund Agreement";

2. In consideration of said services, the County will pay annually to Chase one-half of one percent of the aggregate amount payable under such instrument;

3. The term of such agreement shall be for the period July 1, 1997 through and including November 24, 1997, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4723.501262 (Bond and Note Issue 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. 64

By Public Works and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH AUDIOCOM, INC. FOR TELEPHONE CONSULTANT SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR MARCH THROUGH AUGUST 1998

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Audiocom, Inc. for telephone consultant services for the period March 1, 1998 through and including August 31, 1998, with the County to pay to Audiocom, Inc. 47.5% of any refunds or credits recovered by the County for past due overcharges obtained by the Audiocom, Inc., and

WHEREAS, said services are necessary to review telephone tariffs on all County telephone lines, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Audiocom, Inc., 126 Corporate Drive, South Plainfield, New Jersey 07080, for telephone consultant services, for the period March 1, 1998 through and including August 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed 47.5% of any refunds or credits recovered by the County for past due overcharges obtained by Audiocom, Inc. for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 031468.4449.101000 (Other Operational), 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. 65

By Finance, Community & Social Services and Health Services Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FOR THE OFFICE OF AGING AND THE HEALTH DEPT

RESOLVED, that in accordance with a request from the Director of the Office of Aging in order to revise appropriations for the 1997-98 Caregivers Resources Center grant budget as requested by BT# 0001452 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</u>	<u>Title</u>	<u>Amount</u>
FROM:	760967	1500	104117	Salary – Part Time	2,016
	760967	8030	104117	Social Security	154
	760967	8040	104117	Workers' Comp	51
	760967	8050	104117	Life Insurance	15

TO:	760967	4467	104117	Non-Emp Ed and Training	454
	760967	4606	104117	Telephone Bill acct	475
	760967	4610	104117	Personal Svcs Chgbk	697
	760967	4617	104117	Dup/Print Chgbk	250
	760967	4618	104117	Postage Chgbk	360

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health in order to better utilize unexpended personnel and fringe lines for data assistant contractors and to cover negative balances on the Breast and Cervical Cancer Detection Grant as requested by BT# 0001407 & 0001408 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</u>	<u>Title</u>	Amount
FROM:	480301	1500	104127	Salary – Part Time	2,758
	480301	8010	104127	Retirement	105
	480301	8030	104127	Social Security	211
	480301	8040	104127	Workers' Comp	41
	480301	8050	104127	Life Insurance	4
	480301	8060	104127	Health Insurance	980
	480301	8063	104127	Disability	20
TO:	480301	4346	104127	Training & Education	1,000
	480301	4448	104127	Advertising	191
	480301	4458	104127	Other Program Exp.	1,941
	480301	4461	104127	Mileage/Parking Local	400
	480301	4617	104127	Printing Chgbk	400
	480301	4627	104127	Single Audit Chgbk	187

Carried.

RESOLUTION NO. 66

By Transportation and Finance Committees

Seconded by Mr. Harbachuk

RESOLUTION AUTHORIZING AGREEMENT WITH WILLIAM F. SHEA FOR CONSULTING SERVICES FOR THE DEPARTMENT OF AVIATION FOR MARCH 7, 1998 THROUGH AND INCLUDING SEPTEMBER 30, 2000

WHEREAS, the Department of Aviation requests authorization for an agreement with William F. Shea for consultant services for the period March 7, 1998 through and including September 30, 2000, and

WHEREAS, said services are necessary to ensure that the airport terminal refurbishment project is properly managed by an individual who is knowledgeable and can interact with high level Federal Aviation Administration and New York State Department of Transportation officials to help secure additional grant monies, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with William F. Shea, 1315 Avenue A, Seaside, Oregon 97138 for consultant services for the period March 7, 1998 through and including September 30, 2000, and be it

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

- 1) Consultant fee of \$450 per day. If consulting services are required in excess of two consecutive days the fee would then be \$375 per day.
- 2) Conference fees of \$300 per day.
- 3) Travel days would be charged at a rate of \$75 per day.

- 4) Expenses for lodging, transportation, meals, liability, insurance, etc. would be charged back at cost.

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 210195.4747.501340 (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.

Mr. Whalen moved, seconded by Mr. Pasquale, to amend the first FURTHER RESOLVED paragraph to read "... shall pay the contractor an amount not to exceed \$25,000 at the rates" **Amendment carried, Ayes-19, Nays-0. Resolution as amended carried, Ayes-16, Nays-3** (Coffey, Kavulich, Pasquale).

RESOLUTION NO. 67

By Personnel and Finance Committees

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENT OF THOMAS P. HOKE AS DEPUTY COUNTY EXECUTIVE FOR HUMAN SERVICES

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article III, Section 304, of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, Thomas P. Hoke, 835 Front Street, Binghamton, New York 13905 as Deputy County Executive for Human Services at an annual salary of \$71,221 (Grade J), effective January 1, 1998, and

WHEREAS, the County Executive certifies that Mr. Hoke is fully qualified to fill the position of Deputy County Executive for Human Services, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article III, Section 304, of the Broome County Charter, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of Thomas P. Hoke as Deputy County Executive for Human Services at an annual salary of \$71,221 (Grade J) effective January 1, 1998 in accordance with his appointment by the County Executive.

Mr. Shafer moved to call the question, seconded by Mr. Pasquale. **Motion to call the question carried, Ayes-15, Nays-4** (Burger, Brunza, Kavulich, Mather). **Resolution carried, Ayes-18, Nays-1** (Whalen).

RESOLUTION NO. 68

By Personnel and Finance Committees

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENT OF WILLIAM M. BARBER AS DEPUTY COUNTY EXECUTIVE FOR PHYSICAL SERVICES

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article III, Section 304, of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, William M. Barber, 71 Kneeland Avenue, Binghamton, New York 13905 as Deputy County Executive for Physical Services at an annual salary of \$62,392 (Grade J), effective January 1, 1998, and

WHEREAS, the County Executive certifies that Mr. Barber is fully qualified to fill the position of Deputy County Executive for Physical Services, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article III, Section 304, of the Broome County Charter, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of William M.

Barber as Deputy County Executive for Physical Services at an annual salary of \$62,392 (Grade J) effective January 1, 1998 in accordance with his appointment by the County Executive.

Mr. Howard moved to call the question, seconded by Mr. Wike. **Motion to call the question carried**, Ayes-15, Nays-4 (Brunza, Burger, Kavulich, Mather). Resolution **carried**, Ayes 18, Nays-1 (Whalen).

RESOLUTION NO. 69

By Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENT OF JAMES F. MAY AS STOP-DWI COORDINATOR

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XXIV, Section 2405, of the Broome County Charter, has duly designated and

appointed, pending confirmation by this Legislature, James F. May, 63 Park Street, Binghamton, New York 13905 as STOP-DWI Coordinator at an annual salary of \$40,079 (Grade 22), effective January 1, 1998, and

WHEREAS, the County Executive certifies that Mr. May is fully qualified to fill the position of STOP-DWI Coordinator, and

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

RESOLVED, that this County Legislature hereby confirms the appointment of James F. May as STOP-DWI Coordinator at an annual salary of \$40,079 (Grade 22) effective January 1, 1998 in accordance with his appointment by the County Executive.

Carried.

RESOLUTION NO. 70

By Personnel, Transportation and Finance Committees

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENT OF CARL G. OLSON AS COMMISSIONER OF AVIATION

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article X-A, Section 1001-A, of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, Carl G. Olson, 836 Oak Hill Avenue, Endicott, New York 13760 as Commissioner of Aviation at an annual salary of \$55,392 (Grade H), effective March 9, 1998, and

WHEREAS, the County Executive certifies that Mr. Olson is fully qualified to fill the position of Commissioner of Aviation, and

WHEREAS, it is desired at this time, pursuant to the provisions of Article X-A, Section 1001-A, of the Broome County Charter, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature hereby confirms the appointment of Carl G. Olson as Commissioner of Aviation at an annual salary of \$55,392 (Grade H) effective March 9, 1998 in accordance with his appointment by the County Executive.

Carried.

RESOLUTION NO. 71

By Finance, Personnel and Public Safety & Emergency Services Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING THE BUDGET TRANSFER AND PERSONNEL CHANGE REQUEST FOR THE FINANCE AND REAL PROPERTY DEPARTMENTS, AND FOR EMERGENCY SERVICES

RESOLVED, that in accordance with a request from the Director of Real Property and the Commissioner of Finance in order to transfer tax collection expense to Real property requested by BT# 0001168 & 0001169 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds: (see PCRs 98-127, 98-219, 98-221, 98-222)

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	340000	1000	101000	Salary – Full Time	32,896
	340000	1600	101000	Salary – Temporary	10,500
	340000	4319	101000	Office Supplies	934
	340000	4411	101000	Postage	6,360
	340000	4626	101000	Trans Serv. Chgbk	1,070
	340000	8010	101000	Retirement	1,522
	340000	8030	101000	Social Security	3,065

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	340000	8060	101000	Health Insurance	5,590
TO:	630004	1000	101000	Salary – Full Time	22,734
	630004	1600	101000	Salary – Temporary	10,500
	630004	4319	101000	Office Supplies	934
	630004	4411	101000	Postage	6,360
	630004	4626	101000	Trans Serv. Chgbk	1,070
	630004	8010	101000	Retirement	1,522
	630004	8030	101000	Social Security	3,065
	630004	8060	101000	Health Insurance	5,590
	630004	2850	101000	Computer Equipment	10,162

and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Finance and the Director of Real Property, as contained in PCR#98-219, this County Legislature hereby authorizes the creation of a Sr. Account Clerk position in Real Property, Full Time, at budget line 630004.1000.101000, minimum salary \$16,727, grade 9, CSEA, effective date 3/1/98, and the abolishment of a County Receiver of Taxes position, Full Time, at budget line 340000.1000.101000, minimum salary \$32,896, grade 21, Union BAPA, effective date 3/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Real Property, as contained in PCR#98-127, this County Legislature hereby authorizes the upgrade of a Keyboard Specialist position, Full Time, at budget line 630004.1000.101000, minimum salary \$15,854, grade 8, CSEA, to a Real Property Tax Service Specialist position, Full Time, at budget line 630004.1000.101000, minimum salary \$21,861, grade 14, Union CSEA, effective date 3/1/98 and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Real Property, as contained in PCR#98-221, this County Legislature hereby authorizes the upgrade of a Real Property Tax Services Assistant position, Full Time, at budget line 630004.1000.101000, minimum salary \$21,861, grade 14, CSEA, to a Real Property Tax Service Assistant position, Full Time, at budget line 630004.1000.101000, minimum salary \$24,329, grade 16, Union CSEA, effective date 3/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Emergency Services in order to provide Dispatch Services for the Village of Endicott with the creation of a Emergency Services Dispatcher, requested by BT# 009247 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds: (see PCRs 98-223)

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	900084	4752	101000	Contingency	31,133
TO:	460006	1000	101000	Salary – Full Time	24,272
	460006	8010	101000	State Retirement	922
	460006	8030	101000	Social Security	2,147
	460006	8050	101000	Life Insurance	22
	460006	8060	101000	Health Insurance	3,650
	460006	8063	101000	Disability	120

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Emergency Services, as contained in PCR#98-223, this County Legislature hereby authorizes the Creation of a Emergency Services Dispatcher position, Full Time, at budget line 460006.1000.101000, minimum salary \$23,391, grade 14, CSEA, effective date 3/1/98.

Carried.

RESOLUTION NO. 72

By Personnel, Health Services, Public Works and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE HEALTH DEPARTMENT, SOLID WASTE MANAGEMENT AND WILLOW POINT NURSING FACILITY

RESOLVED, that in accordance with a request from the Director of the Health Dept., as contained in PCR#98-225, this County Legislature hereby authorizes the union code change of a Fiscal Services Administrator position, Full Time, at budget line 480020.1000.101000, minimum salary \$34,707, grade 22, Union BAPA, to Fiscal Services Administrator position, Full Time, at budget line 480020.1000.101000, minimum salary \$32,751, grade 22, Admin I, effective date 2/19/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of the Health Dept., as contained in PCR#98-189, this County Legislature hereby authorizes the change of a Senior Account Clerk Typist position, Full Time, at budget line 480301.1000.104165, minimum salary \$16,727, grade 9, Union CSEA, to a Data Entry Machine Operator position, Full Time, at budget line 480301.1000.101000, minimum salary \$15,854, grade 8, Union CSEA, effective date 3/2/98 (IHAP/EI Grant), and be it

FURTHER RESOLVED, that in accordance with a request from the Director of the Health Dept., as contained in PCR#98-229, this County Legislature hereby authorizes the creation of a Custodial Worker position, Part Time, at budget line 480301.1500.104145, minimum salary \$14,243 FTE, grade 6, Union CSEA, effective date 2/19/98 (WIC Grant), and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Solid Waste, as contained in PCR#98-174, this County Legislature hereby authorizes the change of a Secretary position, Full Time, at budget line 230060.1000.206000, minimum salary \$21,315, grade 14, Admin I, to a Secretary position, Full Time, at budget line 230060.1000.206000, minimum salary \$20,722, grade 13, Union CSEA, effective date 1/1/98, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Willow Point Nursing Facility, as contained in PCR#98-224, this County Legislature hereby authorizes the change of a Program Assistant position, Full Time, at budget line 160028.1000.204000, minimum salary \$17,647, grade 10, CSEA, to a Secretary position, Full Time, at budget line 160028.1000.204000, minimum salary \$20,722, grade 13, Union CSEA, effective date 2/19/98.

Carried.

RESOLUTION NO. 73

By Finance Committee

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH GOVERNMENT FINANCE ASSOCIATES, INC., FOR CONSULTING SERVICES FOR THE DEPARTMENT OF FINANCE FOR 1998 THROUGH 2002

WHEREAS, Government Finance Associates, Inc. is an organization offering professional services relating to the planning, preparing and marketing of municipal financial issues, and

WHEREAS, the Commissioner of Finance requests authorization for an agreement with Government Finance Associates, Inc. for the period March 1, 1998 through and including December 31, 2002, and

WHEREAS, said services are necessary to provide professional services to the County of Broome in connection with the various County Capital Projects Bond Sales, note issuances, the sale of tax sale certificates and other financing activities as requested by the County, now, therefore, be it

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

Finance Associates, Inc., 63 Wall Street, 6th Floor, New York, New York, 10005, for professional

services in connection with the marketing of municipal bonds and capital notes, note issuances, and sales of tax sales certificates of the County of Broome, for the period March 1, 1998 through and including December 31, 2002, and be it

FURTHER RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay for said professional services including the preparation, printing and distribution of an Official Statement and Notice of Sale/Bid Form at the time of issuing serial bonds, in an amount of \$12,500, and be it

FURTHER RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay for said professional services including the preparation, printing and distribution of a Note Official Statement and Notice of Sale/Bid Form at the time of issuing notes, in an amount of \$8,500, and be it

FURTHER RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay for the said professional services at the time such tax sale certificates are sold, a fee of \$8,500, and be it

FURTHER RESOLVED, that for any additional services including but not limited to analysis of and assistance with financing through the State Revolving Fund a fee to be charged not to exceed \$160 per hour, 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 Mr. Pasquale.

RESOLUTION NO. 74

By County Administration, Economic Development & Planning Committee

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY PLANNING ADVISORY BOARD

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XV 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 Planning Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Michael McGowan 1404 River Road Binghamton, New York 13901	Reappointment Term Expires 12/31/01
Edward Farrell 3646 George F. Highway Endwell, New York 13760	Reappointment Term Expires 12/31/01
Francis Grubham 205 Main Street Kirkwood, New York 13795	Reappointment Term Expires 12/31/01
Richard D'Attilio 1648 Carnegie Drive	New Appointment Term Expires 12/31/98

Vestal, New York 13850

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article XV 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 XV of the Broome County Charter and Code, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Planning Advisory Board in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 75

By County Administration, Economic Development & Planning Committee

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY PRIVATE INDUSTRY COUNCIL

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 337 of 1983, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Private Industry Council for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
David DeSantis 734 Glenwood Road Binghamton, New York 13905 (Large Business)	Reappointment Term Expires 12/31/00
Ronald Reagan 38 Clark Street Binghamton, New York 13905 (Organized Labor)	Reappointment Term Expires 12/31/00
Richard D'Attilio 1648 Carnegie Drive Vestal, New York 13850 (Chamber/Economic Development)	New Appointment Term Expires 12/31/98

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 337 of 1983, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 337 of 1983, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Private Industry Council in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 76

By Finance Committee

Seconded by Mr. Mather

RESOLUTION AUTHORIZING CORRECTION OF ERROR ON TOWN OF KIRKWOOD TAX WARRANT FOR 1998

WHEREAS, the tax warrant for the town of Kirkwood for 1998 set forth an amount to be collected of \$2,542,801.73, and

WHEREAS, said warrant needs to be amended to increase the amount to be collected because a Veterans and Aged Exemption was eliminated on one parcel within the town, and

WHEREAS, the Director of Real Property Tax Services advises that the warrant should be increased by \$308.69 due to the removal of the exemption, now, therefore, be it

RESOLVED, that this County Legislature approves the amendment of the 1998 tax warrant for the town of Kirkwood from \$2,542,801.73 to \$2,543,110.42, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to transmit a copy of this Resolution to the tax officer of the Town of Kirkwood.

Carried.

RESOLUTION NO. 77

By Intergovernmental Relations Committee

Seconded by Mr. Mather

RESOLUTION REQUESTING THE FEDERAL ENERGY REGULATORY COMMISSION TO GIVE DUE CONSIDERATION TO THE ISSUES AND CONCERNS OF BROOME COUNTY RESIDENTS IN REVIEWING COLUMBIA GAS TRANSMISSION CORPORATION'S APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE PROPOSED MILLENNIUM PIPELINE PROJECT

WHEREAS, Columbia Gas Transmission Corporation has proposed an underground natural gas pipeline project known as the Millennium Pipeline Project (hereinafter the "Project") which will traverse from Lake Erie across the Southern Tier of New York State, including Broome County and many local municipalities, and

WHEREAS, Broome County residents have expressed significant and valid concerns regarding the Project including but not limited to need, safety, proximity to residential areas, and environmental impact, and

WHEREAS, Broome County residents have expressed to Columbia Gas Transmission Corporation that viable alternative routes should be used to transmit natural gas in order to avoid or minimize the negative impacts of the Project, and

WHEREAS, complications arising from dangerous occurrences would be reduced and concerns for safety would be ameliorated by utilization of applicable alternative pipeline routing using existing or new easements or rights of way in Broome County, and

WHEREAS, one critical requirement for Federal Energy Regulatory Commission approval of the Certificate of Public Convenience and Necessity is affirmation that the Certificate addresses community concerns, now, therefore, be it

RESOLVED, that the Broome County Legislature urges the Federal Energy Regulatory Commission to carefully review the application for Certificate of Public Convenience and Necessity and give thorough consideration to the issues and concerns of Broome County residents and the possible use of alternative means to accomplish the transmission of natural gas through Broome County, and

DIRECTS, that a copy of this resolution shall be conveyed to the Federal Energy Regulatory Commission, Columbia Gas Transmission Corporation, and the Supervisors and Mayors of the municipalities in Broome County, New York.

Mr. Brunza moved, seconded by Mr. Howard to add the official **Ferc Docket Number CP98-150** to the resolution. **Amendment carried. Resolution as amended carried.**

RESOLUTION NO. 78

By Education, Culture & Recreation Committee

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY CENTRAL LIBRARY BOARD OF TRUSTEES

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 221 of 1984, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Central Library Board of Trustees for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Daria Golazeski 56 Pearl Avenue Johnson City, New York 13790	Reappointment Term Expires 12/31/02
Michael Shafer 3623 Country Club Road Endwell, New York 13760	New Appointment Term Expires 12/31/02
James Kilcy 139 East Hampton Road Binghamton, New York 13903 (City of Binghamton Appointment)	New Appointment Term Expires 12/31/02

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 221 of 1984, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 221 of 1984, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Central Library Board of Trustees in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 79

By Finance Committee

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH KRADRO REALTY CORPORATION FOR RENTAL OF SPACE AT 36-38 AND 40-42 MAIN STREET, BINGHAMTON, NEW YORK FOR THE BROOME COUNTY DEPARTMENT OF SOCIAL SERVICES FOR PERIOD 1997 THROUGH 2006 AND AUTHORIZING A SUBORDINATION AGREEMENT WITH METLIFE CAPITAL FINANCIAL CORPORATION

WHEREAS, this County Legislature, by Resolution 284 of 1996, authorized a lease agreement with Kradro Realty Corporation for lease of office located at 36-42 main Street, Binghamton, New York, and

WHEREAS, said lease had no provision for subordination to subsequent financing obtained by the lessor, and

WHEREAS, the lessor, Kradro Realty Corporation, is in the process of obtaining refinancing through Metlife Capital Financial Corporation of the premises leased, and

WHEREAS, Metlife Capital Financial Corporation has requested the County to enter into a subordination agreement whereby the lease between Kradro Realty Corporation and Broome County would be subordinate to the financing to be provided to Kradro Realty by Metlife Capital,

and

WHEREAS, it is necessary to authorize the amendment of said lease agreement with Kradro Realty to provide for subordination of said lease and to authorize a subordination agreement with Metlife Capital, and

WHEREAS, the Broome County Department of Social Services has requested authorization for said amendments to the Kradro Lease and authorization to enter into a subordination agreement with Metlife Financial, as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the lease agreement with Kradro Realty Corporation as authorized by Resolution 284 of 1996 to provide for subordination of the lease to Metlife Financial Corporation during the term of the lease or until Kradro Realty Corporation is no longer indebted to Metlife Financial Corporation so long as said subordination does not materially adversely

affect the interests of Broome County and the Broome County Department of Social Services with the terms and conditions of said subordination agreement to be negotiated by the Broome County Law Department, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes a subordination agreement with Metlife Financial Corporation whereby the lease between Kradro Realty Corporation and Broome County as referred to herein will be subordinate to Metlife Financial Corporation during the term of the lease or until Kradro Realty Corporation is no longer indebted to Metlife Financial Corporation provided that said subordination does not materially adversely affect the interests of Broome County and the Broome County Department of Social Services with the terms and conditions of said subordination agreement to be negotiated by the Broome County Law Department, and be it

FURTHER RESOLVED, that said amendment to the Kradro Lease and the subordination agreement with Metlife shall be without cost to the County, and be it

FURTHER RESOLVED, that Resolution 284 of 1996, 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.

Mr. Shafer moved, seconded by Mr. Lindsey, to adjourn. The motion to adjourn **carried.**