

.Section 7. That this Local Law shall take effect on January 1, 1999 following approval by the voters at a referendum to be held at the next general election.

Held over 'under the rules' by Mr. Lindsey.

Mr. Pasquale moved, seconded by Mr. Wike, to adjourn. Motion to adjourn carried. Meeting adjourned at 3:10pm.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, AUGUST 20, 1998**

The Legislature convened at 3:10pm with a call to order by the Chair, Daniel A. Schofield. The chair waived the reading of the fire exit announcement and calling the attendance as it was read and called at the previous special session. The Attendance Roll stands, Present-17, Absent-2 (Coffey, Hudak).

Mr. Mather moved, seconded by Mr. Wike, that the minutes of the July 23, 1998 regular session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the week of July 17 through August 13, 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. Kavulich and seconded by Mr. Burger. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

1. Nominating David S. Berger and Arthur E. Christensen, Jr. to membership on Arena Board
2. Nominating Richard Bohman to membership on Private Industry Council.
3. Nominating 16 persons to membership on STOP-DWI Advisory Board.
4. Nominating Jonathan Caspi and Helen Hrcyk to membership on Willow Point Nursing Home Board of Directors.

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. Adopted Broome Community College Budget, 1998-1999.
2. Supplemental Final Environmental Impact Statement for the Garden Development Project.
3. Minutes from Safety Committee.
4. Resolutions from:
 - a. Putnam County (Request for Home Rule Legislation for firearms, hunting, fishing and trapping policies on land adjacent to the Canal within Seneca County)
 - b. Town of Nanticoke (Return of Sales Tax Receipts)
 - c. Intercountry Legislative Committee of the Adirondacks (Requesting Legislation for relief from unnecessary legal costs resulting from misplaced lawsuits)
5. Memorandum from County Attorney regarding confirmation of William Sczesny as Commissioner of Public Works

6. Official Order of the Department of Transportation: Abandonment of portions of the Windsor-Deposit, State Highway No. 5338, Broome County
 7. Copy of memorandum to Director of Emergency Services regarding Declaration Suspending Competitive Bidding as a result of a Public Emergency.
- C. Notices: Dennis R. Brandt vs. County of Broome and NAC Enterprises, Ltd.
Catherine L. Fox vs. County of Broome
- D. Reports:
1. Department of Finance: Second Quarterly Report of 1998 Sales Tax Collections.
 2. Monthly Reports from Broome Community College: Above the minimum hires and Budget transfers (June 1998).
 3. County Law Department: Per Resolution 95-222, no expended funds for expert witness fees (ending June 30, 1998).
 4. Southern Tier Zoological Society (Ross Park Zoo): Financial Report for 1st half of 1998.
 5. Department of Audit & Control: Follow-up of Office for Aging Grant Administration audit; Bank Transfer Testing (March through June 1998).

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Appointing the following Legislators for Brian K. Mather:
 - a. Andrew Kavulich as Chair and George M. Kolba, Jr. as voting representative, Personnel Committee, August 10, 1998.
 - b. Wanda Hudak as voting representative, Public Safety and Emergency Services Committee, August 11, 1998.
 - c. William H. Miller as voting representative, Finance Committee, August 13, 1998.
2. Appointing the following Legislatures for Arthur J. Shafer
 - a. Patrick F. O'Day as voting representative, Personnel Committee, August 10, 1998.
 - b. Jane R. Sweet as Chair and voting representative, Transportation Committee, August 10, 1998.

Mr. Brunza moved, seconded by Mr. Lindsey, 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. Howard and Mr. Whalen were designated as participants in the 'Short Roll Call.'

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 357 (held over by Mr. Lindsey)

By County Administration, Economic Development & Planning and Public Safety & Emergency Services Committees

Seconded by Mr. Wike

ADOPTING LOCAL LAW INTRO. NO. 11, 1998 ENTITLED "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND CODE IN RELATION TO CREATING A DEPARTMENT OF CORRECTIONS"

Mr. Shafer moved, seconded by Mr. Brunza, to table this resolution until Friday, August 28, 1998. The **motion to table failed**, Ayes-7 (Howard, Mather, Miller, O'Day, Shafer, Wike, Schofield), Nays-10 (Brunza, Burger, Harbachuk, Hull, Kavulich, Kolba, Lindsey, Pasquale, Sweet, Whalen), Absent-2 (Coffey, Hudak).

Mr. Whalen made a motion, seconded by Mr. Pasquale, to make a number of amendments to the resolution. The Chair called a recess at 3:48pm to allow the County Attorney to investigate the effects of an amendment to the time frame for the local law to be placed on the November ballot. The meeting reconvened at 4:10pm. Mr. Whalen then removed his motion, and Mr. Pasquale, his second.

Mr. Schofield moved to table the resolution to a date uncertain, seconded by Mr. Shafer.
Motion to table carried, Ayes-11 (Harbachuk, Howard, Kolba, Mather, Miller, O'Day, Shafer, Sweet, Whalen, Wike, Schofield), Nays-6 (Brunza, Burger, Hull, Kavulich, Lindsey, Pasquale), Absent-2 (Coffey, Hudak).

RESOLUTION NO. 309 (held over by Ms. Coffey)
By Personnel, Public Works and Finance Committees Seconded by Mr. Shafer
CONFIRMING APPOINTMENT OF WILLIAM A SCZESNY AS COMMISSIONER OF PUBLIC WORKS. There was a ruling by the Chair that this resolution was improperly before the Legislature and no action was required. The ruling was based on the County Attorney's interpretation of the Charter and Code that the act of holding over the resolution resulted in confirmation of Mr. Sczesny's appointment. Holding over the resolution had the effect of neither confirming nor rejecting the appointment. Therefore, pursuant to the Charter, Mr. Sczesny is confirmed.

RESOLUTION RECALLED FROM JULY 23, 1998 SESSION

Ms. Sweet moved, seconded by Mr. Shafer, to recall Resolution No. 98-296. Motion to recall carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 98-296
By Health Services and Finance Committees Seconded by Ms. Hudak
RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH DELAWARE COUNTY ASSOCIATION FOR REGARDED CHILDREN FOR THE HEALTH DEPARTMENT DIVISION OF CHILD DEVELOPMENT FOR THE PERIOD JULY 1, 1998 THROUGH AND INCLUDING JUNE 30, 1999

Ms. Sweet moved, seconded by Mr. Whalen, to add "SPECIAL EDUCATION ITINERANT SERVICES \$32.00 per ½ Hour" to Exhibit A. **Amendment carried**, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak). **Resolution as amended carried**, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 317
By Finance Committee Seconded by Mr. O'Day
RESOLUTION AUTHORIZING THE SALE OF 1994 IN REM FORECLOSURE PROPERTY
WHEREAS, the County is the owner of real property at 79 Baker Street in the Village of Johnson City (Tax Map No. 1-J13-E-31A) through the 1994 in rem foreclosure proceedings, and
WHEREAS, this County Legislature, pursuant to Resolution 307 of 1998, authorized the sale of this property to Gregory R. Dvileskis for \$11,250, and
WHEREAS, on July 26, 1998 the building sustained extensive fire damage, and
WHEREAS, it is recommended that the purchase price for this property be reduced to \$3,000 due to its current condition, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the sale of the real property known as 79 Baker Street, Johnson City, New York (Tax Map No. 1-J13-E-31A) to Gregory R. Dvilseskis, 1393 Union Center Highway, Endicott, New York 13260 for the amount of \$3,000, 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.

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 318

By County Administration, Economic Development & Planning Committee

Seconded by Mr. O'Day

RESOLUTION SUPPORTING THE ENACTMENT OF NEW YORK STATE SENATE BILL 5971-A AND ASSEMBLY BILL 8856-A PROVIDING TOUGHER PENALTIES TO PREVENT AND PUNISH THE CRIME OF CRUELTY TO ANIMALS

WHEREAS, a person who maliciously and intentionally kills or maims a companion animal or pet has the potential to commit similar acts against another human being, and

WHEREAS, the imposition of tougher penalties for these crimes against companion animals could deter people from committing such crimes of cruelty against animals, and

WHEREAS, people who commit these crimes may require psychiatric evaluation and treatment to prevent future occurrences of these cruel acts, and

WHEREAS, the Senate and Assembly currently have bills pending before them to impose tougher penalties against people convicted of the crime of animal abuse and provide for psychiatric treatment, when necessary, now, therefore, be it

RESOLVED, that this County Legislature hereby goes on record in support of Senate Bill 5971-A and Assembly Bill 8856-A which impose tougher penalties for cruelty to companion animals and provide for psychiatric evaluation and treatment, when necessary, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to send a copy of this Resolution to Assemblyman Dinga, Assemblyman Warner, Senator Libous and the Senate and Assembly leadership.

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 319

By Health Services and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY FOR THE PROVISION OF OUTPATIENT CLINIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH AT VARIOUS LOCATIONS THROUGHOUT BROOME COUNTY FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AND INCLUDING DECEMBER 31, 1998

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Family and Children's Society for outpatient clinic services for the period September 1, 1998 through and including December 31, 1998, at a cost not to exceed \$84,378, and

WHEREAS, said services are necessary to increase the availability of outpatient clinic services at various locations throughout Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Family and Children's Society, 257 Main Street, Binghamton, New York 13905 for outpatient clinic services for the period September 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 \$84,378 for the term of this agreement, and be it

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

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

Mrs. Sweet moved, seconded by Mr. Brunza, to amend the resolution to include as the third FURTHER RESOLVED, "FURTHER RESOLVED, such expenses will be reimbursed by an equal amount of revenues from budget line 470013.0077.101000 (Mental Health Fees), and be it".

Amendment carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

Resolution as amended carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 320

By Health Services and Finance Committees

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING AGREEMENT WITH LOURDES HOSPITAL FOR THE PROVISION OF OUTPATIENT CLINIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH AT VARIOUS LOCATIONS THROUGHOUT BROOME COUNTY FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AND INCLUDING DECEMBER 31, 1998

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Lourdes Hospital for outpatient clinic services for the period September 1, 1998 through and including December 31, 1998, at a cost not to exceed \$21,320, and

WHEREAS, said services are necessary to increase the availability of outpatient clinic services at various locations throughout Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for outpatient clinic services for the period September 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 \$21,320 for the term of this agreement, and be it

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

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

Mrs. Sweet moved, seconded by Mr. Brunza, to amend the resolution to include as the third FURTHER RESOLVED, "FURTHER RESOLVED, such expenses will be reimbursed by an equal amount of revenues from budget line 470013.0077.101000 (Mental Health Fees), and be it".

Amendment carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

Resolution as amended carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 321

By Transportation and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC TRANSPORTATION TO APPLY FOR FEDERAL SECTION 18 OPERATING ASSISTANCE AWARD FOR BC COUNTRY FOR 1998

WHEREAS, the Department of Public Transportation has submitted a request for a grant of funds to the New York State Department of Transportation and the United States Department of Transportation, pursuant to Section 18 of the Urban Mass Transportation Act of 1964, as amended, for a project to provide public mass transportation service on a continuing basis for the operation of BC Country, a curb-to-curb, dial a ride transportation service provided for residents of the non-urbanized portion of Broome County for 1998, and

WHEREAS, the Department of Public Transportation and the State of New York have entered into a continuing agreement for a ten year period which authorizes the undertaking of the Project and payment of the Federal share, identified as State contract C002353, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the submission of the grant application for funds from the United States Department of Transportation pursuant to Section 18 of the Urban Mass Transportation Act of 1964, and be it

FURTHER RESOLVED, that the County Executive is authorized to act on behalf of Broome County to sign the annual grant application and to progress and complete the above-named project, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 322

By Public Works and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING OF A STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE TRANSPORTATION FEDERAL-AID PROJECT FOR COUNTY ROUTE 177 OVER CONRAIL AND NEW YORK STATE ROUTE 11 IN THE TOWN OF KIRKWOOD

WHEREAS, a Project for County Road 177 over Conrail and New York State Route 11, Town of Kirkwood, Broome County, P.I.N. 9750.88 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by making a commitment of 100% of the non-Federal share of the costs of the Construction and Construction Supervision and Inspection work for the Project or portions thereof, with the Federal share of such costs to be applied directly by the New York State Department of Transportation pursuant to Agreement, now, therefore, be it

RESOLVED, that this Broome County Legislature hereby authorizes the County of Broome to pay in the first instance the full non-Federal share of the cost of Construction and Construction Supervision and Inspection work for the subject project or portions thereof, and be it

FURTHER RESOLVED, that the County shall pay an amount not to exceed \$701,600 to cover the cost of participation in the above phase of the project, and the County of Broome is hereby authorized and directed to deposit such sum with the State Comptroller prior to the award of the contract, and be it

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 035030.2017.501276 (Bridges), and be it

FURTHER RESOLVED, that the County Executive be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Broome with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the non-Federal share of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.
Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 323

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH AMERITECH LIBRARY SERVICES FOR MAINTENANCE OF DYNIX LIBRARY SYSTEM FOR BROOME COUNTY CENTRAL LIBRARY FOR THE PERIOD AUGUST 1, 1998 THROUGH DECEMBER 31, 1998

WHEREAS, this County Legislature, by Resolution 200 of 1997, authorized amendment of an agreement with Ameritech Library Services for maintenance of the DYNIX library system for the Broome County Central Library at a total amount not to exceed \$12,246.50, and

WHEREAS, said services are necessary for continued software and hardware maintenance, and

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

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Ameritech Library Services, 400 Dynix Drive, Provo, Utah 84604-5650 for maintenance of the DYNIX library system for the Broome County Central Library for the period August 1, 1998 through December 31, 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$7,522.67 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line-841007.4514.304111 (Hardware Maintenance) and 841007.4359.304111 (Computer Software and Supplies), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 324

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT WITH STAFKINGS HEALTHCARE SYSTEMS, INC. FOR TEMPORARY CERTIFIED NURSING ASSISTANT SERVICES FOR WILLOW POINT NURSING HOME FOR THE PERIOD JULY 31, 1998 THROUGH AND INCLUDING DECEMBER 31, 1998

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with Stafkings Healthcare Systems, Inc. for temporary certified nursing assistant services for the period July 31, 1998 through and including December 31, 1998, at a cost not to exceed \$20,000 at \$13.50 per hour, and

WHEREAS, said additional staff is necessary to maintain safety levels as required by state standards, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Stafkings Healthcare Systems, Inc., 66 Hawley Street, Binghamton, New York 13902 for temporary certified nursing assistant services for Willow Point Nursing Home for the period July 31, 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 \$20,000 at \$13.50 per hour for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.5072.204000 (Nursing Services-Aides), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 325

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT WITH AMERICARE FOR TEMPORARY CERTIFIED NURSING ASSISTANT SERVICES FOR WILLOW POINT NURSING HOME FOR THE PERIOD JULY 31, 1998 THROUGH AND INCLUDING DECEMBER 31, 1998

WHEREAS, the Administrator of Willow Point Nursing Home requests authorization for an agreement with AmeriCare for temporary certified nursing assistant services for the period July 31, 1998 through and including December 31, 1998, at a cost not to exceed \$12,000 at \$14.50 per hour, and

WHEREAS, said additional staff is necessary to maintain safety levels as required by state standards, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with AmeriCare, 138 Court Street, Binghamton, New York 13901 for temporary certified nursing assistant services for Willow Point Nursing Home for the period July 31, 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 \$12,000 at \$14.50 per hour for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160085.5072.204000 (Nursing Services-Aides), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 326

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ROYAL CARE PHARMACY SERVICES FOR UNIT DOSE MEDICATION SERVICES FOR THE WILLOW POINT NURSING HOME FOR THE PERIOD AUGUST 1, 1998 THROUGH MARCH 31, 1999.

WHEREAS, this County Legislature, by Resolution 328 of 1997, authorized renewal of an agreement with Royal Care Pharmacy Services for unit dose medication services for the Willow Point Nursing Facility, at a total amount not to exceed \$610,000 for the period August 1, 1997 through July 31, 1998, and

WHEREAS, said agreement expired by its terms on July 31, 1998, and it is desired at this time to renew said agreement for the period August 1, 1998 through March 31, 1999, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Royal Care Pharmacy Services, 274 Tompkins Street, Cortland, New York, 13045, for unit dose medication services for the period August 1, 1998 through March 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$402,600 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160200.4367.204000 (Unit Dosage SNF), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 327

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JOHN MACE FOR JOB TRAINING SERVICES, WRITING AND MONITORING ON THE JOB TRAINING CONTRACTS FOR THE OFFICE OF EMPLOYMENT AND TRAINING SOUTHERN TIER CAREER CENTER FOR THE PERIOD JULY 1, 1998 THROUGH JUNE 30, 1999

WHEREAS, this County Legislature, by Resolution 361 of 1997, authorized renewal of an agreement with John Mace for job training services, and writing and monitoring On the Job Training contracts for the Office of Employment and Training Southern Tier Career Center for July 1, 1997 through June 30, 1998, at a cost not to exceed \$10,000, plus mileage, and

WHEREAS, said services assist the current staff of Broome County Office of Employment and Training, Broome County Office for Aging, and Broome County Office of Mental Health currently staffing the Southern Tier Regional Career Center by providing enhanced job placement services and On the Job Training contracting expertise, and

WHEREAS, said agreement expired by its terms on June 30, 1998, and it is desired at this time to renew said agreement for the period July 1, 1998 through June 30, 1999 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with John Mace, 81 State Street, Binghamton, New York, 13901, for job training and related services for the Office of Employment and Training Southern Tier Career Center, for the period July 1, 1998 through June 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,000, plus mileage, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 720730.4542.308082 and 720730.4542.308079 (Contracted Training), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 328

By Public Works and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A STATE GRANT IN AID FOR SOLID WASTE MANAGEMENT PURSUANT TO TITLE 5, CHAPTER 659 OF THE LAWS OF 1972 AND SIGNING OF THE STATE CONTRACT, UNDER THE APPLICABLE LAWS OF THE STATE OF NEW YORK FOR THE SECTION III PHASE III EXPANSION AT THE NANTICOKE LANDFILL

WHEREAS, the State of New York provides financial aid for solid waste recovery and management projects pursuant to Title 5, Chapter 659, Laws of 1972, and

WHEREAS, the Division of Solid Waste Management is desirous of applying for said financial aid with regards to the Section III Phase III expansion at the Nanticoke Sanitary Landfill, and

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, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 330

By Community & Social Services and Finance Committees Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF FEDERAL EVENSTART FAMILY LITERACY PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES THROUGH THE BINGHAMTON CITY SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AUGUST 31, 1999

WHEREAS, this County Legislature, by Resolution 369 of 1997, authorized and approved renewal of the Federal Evenstart Family Literacy Program Grant through the Binghamton City School District for the Department of Social Services and adopted a program budget in the amount of \$35,184 for the period September 1, 1997 through August 31, 1998, and

WHEREAS, said grant program provides assessment, employability planning, and case management services to families in need of literacy programs, and

WHEREAS, it is necessary at this time to renew said grant program for the period September 1, 1998 through August 31, 1999 in the amount of \$35,184, now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$35,184 from the Federal Evenstart Family Literacy Program for the period September 1, 1998 through August 31, 1999, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the program budget annexed hereto as Exhibit "A" in the total amount of \$35,184 for the period September 1, 1998 through August 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or 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, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 331

By Finance Committee Seconded by Mr. O'Day

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON A PARCEL IN THE TOWN OF MAINE

WHEREAS, it is necessary to clear the tax records of the following parcel of real property by virtue of the reason set forth below, now, therefore, be it

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

Town	Old #	New #	Name	Reason	Tax Due
Maine	2-2-48-S4	074.01-2-11.2	Christina Barnaby-Kerin	clerical error	\$5,427.05

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 332

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF MENTAL HEALTH'S CHEMICAL DEPENDENCY SERVICES UNIT (F/K/A DRUG AWARENESS CENTER) STUDENT ASSISTANCE PROGRAM GRANT FROM THE UNION-ENDICOTT SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AND INCLUDING AUGUST 31, 1999

WHEREAS, this County Legislature, by Resolution 359 of 1997, authorized and approved renewal of the operation of the Broome County Drug Awareness Center Student Assistance Program for the Union-Endicott School District for the period September 1, 1997 through July 31, 1998, and adopted a program budget in the amount of \$29,650, and

WHEREAS, said agreement expired by its terms on July 31, 1998 and it is desired to renew said grant for the period September 1, 1998 through and including August 31, 1999, in the amount of \$29,650, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with and approves acceptance of \$29,650 from the Union-Endicott School District for the Chemical Dependency Services Unit's Student Assistance Program for the period September 1, 1998 through and including August 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 \$29,650 for the period September 1, 1998 through and including August 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or 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, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 333

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF MENTAL HEALTH'S CHEMICAL DEPENDENCY SERVICES UNIT (F/K/A DRUG AWARENESS CENTER) STUDENT ASSISTANCE PROGRAM GRANT FROM DEPOSIT CENTRAL SCHOOL DISTRICT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AND INCLUDING JUNE 30, 1999

WHEREAS, this County Legislature, by Resolution 360 of 1997, authorized and approved renewal of the Student Assistance Program Grant from the Deposit Central School District and adopted a program budget in the amount of \$54,500 for the period September 1, 1997 through June 30, 1998, and

WHEREAS, said grant program provides student assistance programs and counseling services for grades K-12, and

WHEREAS, it is desired to renew said grant program for the period September 1, 1998 through and including June 30, 1999 in the amount of \$54,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$54,000 from the Deposit Central School District for the period September 1, 1998 through and including June 30, 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 \$54,000 for the period September 1, 1998 through and including June 30, 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 (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or 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, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 334

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF THE HEALTH DEPARTMENT WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD OCTOBER 1, 1998 THROUGH AND INCLUDING SEPTEMBER 30, 1999

WHEREAS, this County Legislature, by Resolution 372 of 1997, authorized and approved renewal of the Health Department Women, Infants and Children (WIC) Program Grant and adopted a program budget in the amount of \$740,631 for the period October 1, 1997 through September 30, 1998, and

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

WHEREAS, it is desired to renew said program grant for the period October 1, 1998 through and including September 30, 1999, in the amount of \$723,290, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the Health Department Women, Infants and Children (WIC) Program Grant for the period October 1, 1998 through and including September 30, 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 \$723,290 for the period October 1, 1998 through and including September 30, 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 are hereby authorized (with the approval of the grantor agency) to reduce the time period of the

grant provided there is no change in the grant budget or 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, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 335

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH HOMEMAKERS OF BROOME COUNTY D/B/A CAREGIVERS FOR NURSING SERVICES FOR THE HOME HEALTH SERVICES DIVISION OF THE HEALTH DEPARTMENT FOR CALENDAR YEAR 1998

WHEREAS, this County Legislature, by Resolution 573 of 1997, authorized renewal of agreements with various vendors for home health services for the Broome County Health Department for calendar year 1998, at a cost not to exceed legal appropriations, and

WHEREAS, it is necessary to authorize the amendment of the agreement with Homemakers of Broome County d/b/a Caregivers in order to contract for direct nursing services with this vendor due to a staffing shortage, at a cost of \$80 per visit, 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 Homemakers of Broome County d/b/a Caregivers, P. O. Box 2934, Buffalo, New York 14240-2934 to contract for direct nursing services for calendar year 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$80 per visit, total amount not to exceed 408 visits, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480004.various.various and 480061.various.various (Nursing Services), and be it

FURTHER RESOLVED, that Resolution 573 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, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 336

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH VISITING NURSE SERVICES OF GREATER WOONSOCKET FOR THE HEALTH DEPARTMENT OUTCOME MANAGEMENT PROGRAM MEASUREMENT AND DOCUMENTATION SYSTEM FOR CALENDAR YEAR 1998

WHEREAS, this County Legislature, by Resolution 574 of 1997, as amended by Resolution 84 of 1998, authorized an agreement with Visiting Nurse Services of Greater Woonsocket for Outcome Management Program Measurement and Documentation System for the Health Department at a cost not to exceed \$3,100, and

WHEREAS, it is necessary to authorize the amendment of said agreement to secure additional monies in order to put care plans on NCR paper and have them bound in pads, and

WHEREAS, the current vendor is less expensive than having the service provided through Broome County printing, 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 Visiting Nurse Services of Greater Woonsocket, 6 Blackstone Valley Place, Suite 515, Lincoln, Rhode Island 02865 for Outcome Management Program Measurement and Documentation System for the Health Department for calendar year 1998, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$4,000, total amended contract not to exceed \$7,100, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480319.4449.101000 (Other Operational Expenses), and be it

FURTHER RESOLVED, that Resolutions 574 of 1997 and 84 of 1998, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 337

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH ATLANTIC WEST SERVICES FOR TRAINING OF HEALTH DEPARTMENT STAFF ON THE COMPUTER BILLING SYSTEM FOR THE PERIOD MARCH 1, 1998 THROUGH AND INCLUDING DECEMBER 31, 1998

WHEREAS, this County Legislature, by Resolution 193 of 1998, authorized an agreement with Atlantic West Services for training of Health Department staff on the computer billing system, at a cost not to exceed \$4,210, and

WHEREAS, it is necessary to authorize the amendment of said agreement to modify the system to reduce the number of manual keystrokes needed to input provided services into the computer, at an additional cost of \$4,500, 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 Atlantic West Services, 1 Highland Square, 20 Highland Park Drive, Uniontown, Pennsylvania 15401 for staff computer training 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 \$4,500, total amended contract not to exceed \$8,710, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480319.4457.101000 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 193 of 1998, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 338

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR, SPEECH OCCUPATIONAL AND PHYSICAL THERAPY SERVICES FOR THE HEALTH DEPARTMENT EARLY INTERVENTION AND EDUCATION OF HANDICAPPED CHILDREN'S PROGRAM FOR THE PERIOD SEPTEMBER 1, 1998 THROUGH AND INCLUDING DECEMBER 31, 1998

WHEREAS, Director of Public Health requests authorization for agreements with the various vendors listed in Exhibit "A" for speech, occupational and physical therapy services for the Health Department Early Intervention and Education of Handicapped Children's Program for the period September 1, 1998 through and including December 31, 1998 at a cost not to exceed the rates set by the New York State Department of Health listed in Exhibit "B", and

WHEREAS, said services are necessary due to the increase of children receiving services in said program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the various vendors listed in Exhibit "A" for speech, occupational and physical therapy services for the Health Department Early Intervention and Education of Handicapped Children's Program for the period September 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 the rates set forth in the attached Exhibit "B" for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480285.4706.101000 (Rehab and Therapy) and 480202.4716.101000 and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 339

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING ACCEPTANCE OF RURAL HEALTH NETWORK/ORAL HEALTH EDUCATION PROGRAM GRANT FOR THE HEALTH DEPARTMENT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE PERIOD JULY 1, 1998 THROUGH AND INCLUDING SEPTEMBER 30, 1998

WHEREAS, the Director of Public Health requests authorization to accept a Rural Health Network/Oral Health Education Program Grant in the amount of \$5,000 for the period July 1, 1998 through and including September 30, 1998, and

WHEREAS, said grant program will facilitate development of an Oral Health Education Program to be utilized by the Dental Program, Headstart and WIC, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,000 from Rural Health Network of South Central New York, Inc., c/o Perinatal Network, 45 Lewis Street, Binghamton, New York 13901 for the period July 1, 1998 through and including September 30, 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 \$5,000 for the period July 1, 1998 through and including September 30, 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 (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or 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, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 340

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FREDERICK JOHNSON, D.D.S., FOR DENTAL SUPERVISION AND SCREENING SERVICES IN CONNECTION WITH THE BROOME COUNTY HEALTH DEPARTMENT DENTAL SEALANT PROJECT GRANT FOR THE PERIOD OCTOBER 1, 1998 THROUGH AND INCLUDING SEPTEMBER 30, 1999

WHEREAS, this County Legislature, by Resolution 329 of 1997, authorized renewal of an agreement with Frederick Johnson, D.D.S., for dental supervision, direction of dental hygienist, and screening services for the Broome County Health Department Dental Sealant Project Grant for the period October 1, 1997 through September 30, 1998 at a cost of \$40.00 per hour, total cost not to exceed \$1,500, and

WHEREAS, said services are necessary to provide dental supervision, direction of dental hygienist, and screening services for the Broome County Health Department Dental Sealant Grant operated during the school year for children of low socio-economic status, and

WHEREAS, said agreement expires by its terms on September 30, 1998, and it is desired at this time to renew said agreement for the period October 1, 1998 through and including September 30, 1999, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Frederick Johnson, D.D.S., 663 Tracy Road, Afton, New York, 13730, for dental supervision, direction of dental hygienist, and screening services in connection with the Broome County Health Department Dental Sealant Project grant for the period October 1, 1998 through and including September 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Dr. Johnson at a rate of \$40.00 per hour, total amount not to exceed \$1,500 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4715.104XXX (Other Professional Services), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 341

By Personnel and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING LABOR AGREEMENT WITH AFSCME LOCAL 1912, FOR JANUARY 1, 1998 THROUGH DECEMBER 31, 2000

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law) has heretofore recognized AFSCME Local 1912 as an employee organization for those certain Broome County employees represented by said union, and

WHEREAS, this County Legislature by Resolution No. 617 of 1995, authorized a written agreement with AFSCME Local 1912 setting forth the terms and conditions of employment for those employees represented by said union for the period January 1, 1995 through December 31, 1997, and

WHEREAS, a new tentative agreement has been reached with AFSCME Local 1912 for the period January 1, 1998 through December 31, 2000, and

WHEREAS, it is desired at this time to renew said labor agreement on the terms and conditions set forth in the Memorandum of Agreement on file with the Clerk of this Legislature, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with AFSCME Local 1912, setting forth the terms and conditions of employment for those employees represented by said union, for the period January 1, 1998 through December 31, 2000, and be it

FURTHER RESOLVED, that the said agreement shall be upon substantially similar terms and conditions as the 1995 to 1997 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.
Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 342

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FAMILY AND CHILDREN'S SOCIETY OF BROOME COUNTY, INC., FOR FOSTER FAMILY PERSONAL CARE SERVICES FOR ADULTS FOR THE PERIOD JANUARY 1, 1994 THROUGH DECEMBER 31, 1999

WHEREAS, this County Legislature, by Resolution 293 of 1996, authorized renewal of the agreement with Family and Children's Society of Broome County, Inc., for personal care services in connection with the Department of Social Services Foster Family Care Program at a cost of \$1,038.35 per month per client, \$33.61 per day for fractions of a month per client, for the period January 1, 1993 through December 31, 1993, and

WHEREAS, said agreement expired by its terms on December 31, 1993, and it is desired at this time to renew said agreement for the period January 1, 1994 through December 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 and Children's Society of Broome County, Inc., 257 Main Street, Binghamton, New York, 13905, for personal care services in connection with the Department of Social Services Adult Foster Care Program for the period January 1, 1994 through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$987.09 per month per client, \$32.90 per day for fractions of a month per client, and be it

FURTHER RESOLVED, that the requested rates will continue until such a time as a new rate is approved by New York State, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670083.4568.103000 (MMIS Medical Assistance), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 343

By Transportation and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH CREATIVE FOOD SYSTEMS, INC. FOR CONCESSIONS AT THE BINGHAMTON REGIONAL AIRPORT

WHEREAS, this County Legislature, by Resolution 270 of 1986, renewed by Resolution 97 of 1992, authorized an agreement with Creative Food Systems, Inc. for concessions at the Binghamton Regional Airport, and

WHEREAS, it is necessary to authorize the amendment of said agreement to waive the monthly commission payment due to steadily declining sales and to also waive the annual investment provision of the agreement used to replace restaurant furnishings/kitchen equipment, since the terminal rehabilitation project will close the restaurant, and

WHEREAS, the Commissioner of Aviation 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 Creative Food Systems, Inc., P. O. Box 1177, Binghamton, New York 13902 for concession services by waiving the monthly commission payments and the annual investment provision of the agreement, and be it

FURTHER RESOLVED, that Resolutions 270 of 1986 and 97 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 344

By County Administration, Economic Development & Planning Committee

Seconded by Mr. O'Day

RESOLUTION CONFIRMING APPOINTMENT OF RICHARD BOHMAN 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, Richard Bohman to membership on the Broome County Private Industry Council, for a term expiring December 31, 1998, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 337 of 1983, does hereby confirm the appointment of Richard Bohman, 2736 Grandview Place, Endicott, New York 13760 (Rehabilitation Agency) to membership on the Broome County Private Industry Council in accordance with his appointment by the County Executive.

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 345

By Education, Culture & Recreation Committee

Seconded by Mr. O'Day

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ARENA BOARD

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

<u>NAME</u>	<u>TERM EXPIRING</u>
David S. Berger 813 Annabelle Street Vestal, NY 13850	New Appointment Term Expires 12/31/2000
Arthur E. Christensen, Jr. 169 Kabanek Road Binghamton, NY 13903-6804	New Appointment Term Expires 12/31/2000

and

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 346

By Public Safety & Emergency Services Committee

Seconded by Mr. O'Day

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY STOP-DWI ADVISORY BOARD

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Resolution 492 of 1981, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County STOP-DWI Advisory Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Harold Pratt 8 Locust Street Windsor, NY 13865	Reappointment Term Expires 12/31/99
Chief Gary O'Neill 1465 Miner Circle Endicott, NY 13760	Reappointment Term Expires 12/31/99
Hon. Gerald F. Mollen, Esq. 4209 Emerson Place Vestal, NY 13850	Reappointment Term Expires 12/31/99
Douglas Stento 32 Rosedale Drive Binghamton, NY 13905	Reappointment Term Expires 12/31/99
Chief Kenneth Stica Box 139F, Underwood Road Vestal, NY 13850	Reappointment Term Expires 12/31/99

Edward W. Swart 3 Ivan Lane Binghamton, NY 13901	Reappointment Term Expires 12/31/99
David Whalen 26 Oakridge Drive Binghamton, NY 13903	Reappointment Term Expires 12/31/99
Leonard G. Pasquale 610 Valley View Drive Endwell, NY 13760	New Appointment Term Expires 12/31/99
Ernest J. Gagnon Broome Count Mental Health Dept. 1 Hawley Street Binghamton, NY 13901	New Appointment Term Expires 12/31/99
William Turner Mental Health Association 82 Oak Street Binghamton, NY 13905	New Appointment Term Expires 12/31/99
Linda S. Salomons 3109 Sarasota Avenue Vestal, NY 13850	New Appointment Term Expires 12/31/99
Maj. William Foley New York State Police Troop C Headquarters Route 7, Box 300 Sidney, NY 13838	New Appointment Term Expires 12/31/99
Hon. Andrew M. Kavulich 261 N. Baldwin Street Johnson City, NY 13790 Ex-Officio	Reappointment Term Expires 12/31/99
Diane Herz 15 Crary Avenue Binghamton, NY 13905 (Ex-Officio)	Reappointment Term Expires 12/31/99
Mary Davis 1633 New York Route 11 Kirkwood, NY 13795 (Ex-Officio)	Reappointment Term Expires 12/31/99
Lynn Giacobbe 2661 Grandview Place Endicott, NY 13760 Ex-Officio	Reappointment Term Expires 12/31/99

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 492 of 1981, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 492 of 1981, does hereby confirm the appointments of the above-named individuals to membership on the Broome County STOP-DWI Advisory Board in accordance with their appointment by the County Executive.

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 347

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Shafer

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 10, 1998, ENTITLED: "A LOCAL LAW INCREASING THE FEE FOR TITLE SEARCHES OF FORECLOSURE PROPERTY."

RESOLVED, that Local Law Intro. No. 10, 1998, entitled: "A Local Law Increasing the Fee for Title Searches of Foreclosure Property," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 10, 1998

A Local Law Increasing the Fee for Title Searches of Foreclosure Property

BE IT ENACTED by the Broome County Legislature as follows:

Section 1. Section 185-80 of the Broome County Charter and Code is amended to read as follows:

Pursuant to Section 1102, Subdivision 1(e) of the Real Property Tax Law and commencing with taxes becoming a lien in 1995, there shall be a charge of [seventy-five dollars (\$75)] one hundred fifty dollars (\$150.00) per parcel for the reasonable and necessary costs of title searches required or authorized to satisfy the notice requirements of the Real Property Tax Law.

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

Material in [brackets] is deleted

Material underlined is added

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 348

By Health Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING RENEWAL OF LEASE AGREEMENT WITH LOURDES HOSPITAL FOR BUILDING AND LAND FOR THE HEALTH DEPARTMENT WOMEN'S, INFANTS' AND CHILDREN'S (WIC) NUTRITION PROGRAM FOR THE PERIOD JUNE 1, 1998 THROUGH AND INCLUDING MAY 31, 1999

WHEREAS, this County Legislature, by Resolution 327 of 1997, authorized renewal of the agreement with Lourdes Hospital for building and land rental at the Lourdes Center for Family Health located at 303 Main Street, Binghamton, New York for the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period June 1, 1997 through May 31, 1998 at a cost of \$9,324.59 and

WHEREAS, said agreement expired by its terms on May 31, 1998, and it is desired at this time to renew said agreement for the period June 1, 1998 through and including May 31, 1999, on substantially similar terms and conditions, with a 3% increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the lease agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York, 13905, for the lease of approximately 1,034 square feet the premises located at the Lourdes Center for Family Health, 303 Main Street, Binghamton, New York for the Health Department Women's, Infants' and Children's (WIC) Nutrition Program for the period June 1, 1998 through and including May 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$9.29 per square foot, total annual rent not to exceed \$9,604 for the term of this lease, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4422.104XXX (Building and Land Rental), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 349

By Finance and Health Services Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING LEASE AGREEMENT WITH PENN COURT REALTY, LLC FOR THE MENTAL HEALTH DEPARTMENT

WHEREAS, this County Legislature, by Resolution 184 of 1998, authorized renewal of an agreement with Kradjian Enterprises, for the lease of office space of the premises located at 26 Court Street, Binghamton, New York, and

WHEREAS, it is necessary to recognize the actual name of the landlord as Penn Court Realty, LLC, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Penn Court Realty, LLC, for a lease for the Mental Health Department, and be it

FURTHER RESOLVED, that Resolution 184 of 1998, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 350

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT WITH PRIMECARE MEDICAL, A DIVISION OF PHS, INC. FOR MEDICAL SERVICES AT THE BROOME COUNTY JAIL FOR THE PERIOD OCTOBER 1, 1998 THROUGH AND INCLUDING SEPTEMBER 30, 1999

WHEREAS, the Broome County Sheriff requests authorization for an agreement with Primecare Medical, a division of PHS, Inc. for medical services at the Broome County jail for the period October 1, 1998 through and including September 30, 1999, up to three one-year renewals, at a cost not to exceed \$1,019,325, and

WHEREAS, said services are necessary to provide health services for the Broome County Correctional Facility and to comply with the minimum standards for such services prescribed by law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Primecare Medical, a division of PHS, Inc., 3940 Locust Lane, Harrisburg, Pennsylvania 17109, for medical services at the Broome County jail for the period October 1, 1998 through and including September 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, at a base cost of \$76,610 per month, \$919,325 for the year, for an average daily inmate population of 375 plus an additional allowance for per diem charges, examinations, shots and catastrophic medical expenses in the sum of \$100,000, total cost not to exceed \$1,019,325 for the term of this agreement, and be it

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

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 351

By County Administration, Economic Development & Planning and Finance Committees
Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AGREEMENT WITH APPLIED GIS, INC., TO PERFORM A PROFESSIONAL NEEDS ASSESSMENT FOR THE COUNTY CLERK FOR THE PERIOD JULY 1, 1998 THROUGH AND INCLUDING JUNE 30, 1999

WHEREAS, the County Clerk requests authorization for an agreement with Applied GIS, Inc. to perform a professional needs assessment the period July 1, 1998 through and including June 30, 1999, at a cost not to exceed \$32,290, and

WHEREAS, said services are necessary implement the proposed Geographic Information System Needs Assessment and Implementation Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Applied GIS, Inc., 301 Nott Street, Schnectady, New York 12305 to perform a professional needs assessment for the County Clerk for the period July 1, 1998 through and including June 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$32,290 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300061.4457.104228 (Subcontracted Program), and be it

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

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 352

By Personnel and Finance Committees

Seconded by Mr. O'Day

RESOLUTION AMENDING AND RESTATING THE DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF BROOME COUNTY

WHEREAS, the New York State Deferred Compensation Board ("the Board"), pursuant to Section 5 of the New York State Finance Law ("Section 5") and the Regulations of the New York State Deferred Compensation Board ("the Regulations"), has promulgated the Deferred Compensation Plan for Employees of [Name of Local Employer](the "Model Plan") and offers the Model Plan for adoption by local employers, and

WHEREAS, this County Legislature, pursuant to Resolution No. 238 of 1984 in accordance with Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of Broome County, and

WHEREAS, Section 457 of the Internal Revenue Code, as amended (the "Code"), was amended by the Small Business Job Protection Act of 1996 to require that amounts held pursuant to eligible deferred compensation plans such as the Model Plan must be held in trust for the exclusive benefit of participants and their beneficiaries, and

WHEREAS, Section 457(e)(9) of the Code was amended by the Taxpayer Relief Act of 1997 to increase the maximum elective distribution amount for small accounts from \$3,500 to \$5,000, and

WHEREAS, effective September 3, 1997, the Board amended and restated the Model Plan to require that amounts held pursuant to eligible deferred compensation plans such as the Model Plans must be held in trust for the exclusive benefit of participants and their beneficiaries and to make other miscellaneous modifications to the Model Plan, and

WHEREAS, effective April 1, 1998, the Board again amended and restated the Model Plan in the form set forth in the copy on file with the Clerk of the Legislature to increase the maximum elective distribution amount for small accounts from \$3,500 to \$5,000, to permit the deferred compensation committee of a Model Plan to direct the transfer of the account balances of Participants whose employment is being transferred to another employer permitted to adopt an eligible deferred compensation plan pursuant to Section 457 of the Code or, alternatively, to permit such Participants to each elect to transfer their account balances to the eligible deferred compensation plan of the Participants' new employer, and to clarify that each Participant may take into account the portion of the annual deferred compensation limitation that the Participant did not utilize under any eligible deferred compensation plan adopted pursuant to Section 457 of the Code for the purpose of determining such Participant's catch-up contribution limitation with respect to the Model Plan adopted by the Participant's employer, and

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations, and

WHEREAS, upon due deliberation, this County Legislature of the County of Broome has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of Broome County by adopting the amended and restated Model Plan, now, therefore, be it

RESOLVED, that this County Legislature of the County of Broome hereby amends the Deferred Compensation Plan for Employees of Broome County effective January 1, 1999 by adopting the amended and restated Model Plan effective April 1, 1998 in the form on file with the Clerk of the Legislature, and be it

FURTHER RESOLVED, that the Deferred Compensation Committee is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 354

By Finance Committee

Seconded by Mr. Mather

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

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

WHEREAS, this County Legislature has heretofore authorized the sale of such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, the tax sale auction for 1998 was held and Resolution 307 of 1998 authorized the sale of various properties to certain successful bidders, and

WHEREAS, two properties at 3048 Norfolk Road and 3052 Norfolk Road were removed from said list, and

WHEREAS, the Director of Real Property Tax Services advises that the former owners of said properties have requested to have the properties sold back to them, and your sponsoring committee recommends that said request be granted based on the unusual circumstances of the case as reviewed and approved by your sponsoring committee, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes the rejection of the successful bidder on the 3048 Norfolk Road [Tax Map No. 176.13-1-17 (2000-0015-00A-035-00)] 3052 Norfolk Road [Tax Map No. 176.13-1-18 (2000-0015-00A-036-00)] properties, and be it

FURTHER RESOLVED, that this County Legislature authorizes the sale of said properties back to the former owners, Southview Properties, Inc., 6 Audubon Avenue, Binghamton, New York 13903 for the amount of taxes owed (including penalties and interest) plus all auction costs associated with the sale of the property and the sell back fees pursuant to the County Charter and resolutions, and be it

FURTHER RESOLVED, that the sale back to the former owners of said parcels is hereby approved by this County Legislature based on the unusual circumstances of said case, as determined by your sponsoring committee, 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. Lindsey, to call the question. The **motion to call the question carried**, Ayes-11, Nays-6 (Brunza, Burger, Kavulich, Kolba, Mather, Wike) Absent-2 (Coffey, Hudak). **Resolution carried**, Ayes-12, Nays-5 (Burger, Kolba, Mather, Miller, Wike), Absent-2 (Coffey, Hudak).

RESOLUTION NO. 355

Finance, Health Services, and Public Safety & Emergency Services Committees

Seconded by Mr. O'Day

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR THE WILLOW POINT NURSING HOME, DISTRICT ATTORNEY AND REAL PROPERTY

RESOLVED, that in accordance with a request from the Administrator of WPNH in order to transfer funds to acquire needed nursing service, as requested by BT# 0000956 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:	160085	1000	204000	Salaries, Full Time	32,000
TO:	160085	5072	204000	Nursing Services - Aides	32,000

and be it

FURTHER RESOLVED, that in accordance with a request from the District Attorney in order to transfer funds to adjust lines to clear up 1997-1998 Aid to Prosecution Grant, as requested by BT# 0001530 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

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	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	330043	4734	104128	Witness Exp.	1,254.00
	330043	8010	104128	State Retirement	2,140.74
	330043	8040	104128	Workers' Comp	321.23
	330043	8050	104128	Life Insurance	.40
	330043	8060	104128	Health Insurance	284.80
TO:	330043	1000	104128	Salaries, Full Time	3,347.28
	330043	8030	104128	Social Security	321.23

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Real Property in order to transfer funds to hire a temporary title searcher to help with the large foreclosure search, as requested by BT# 005420 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:	900084	4752	101000	Contingency Fund	5,400
TO:	630004	1600	101000	Salaries, Temporary	5,400

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

RESOLUTION NO. 356

By Finance and Public Works Committees Seconded by Mr. Shafer

RESOLUTION AMENDING THE 1998 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 1998 Capital Improvement Program is hereby amended as follows:

FROM		Estimated Construction Costs			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Other</u>	<u>County</u>
M-92	Landfill Expansion (Section III) (reimbursement after completion)	\$7,150,000	\$0	\$0	\$7,150,000
How Financed					
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
		1998	25	\$0	\$7,150,000

Description: Construct expansion eight acres at existing Nanticoke Landfill per NYS Part 360 regulations for non-putrescible wastes. Complete within two fiscal periods with no stated impact on operating budget.

TO:		Estimated Construction Costs			
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Other</u>	<u>County</u>
M-92	Landfill Expansion (Section III) (reimbursement after completion)	\$7,150,000	\$0	\$0	\$7,150,000
How Financed					
		<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
		1998	25	\$0	\$7,150,000

Description: Construction expansion eight acres at existing Nanticoke Landfill per NYS Part 360 regulations for non-putrescible wastes, including purchase of equipment for use at the Landfill. Complete within two fiscal periods with no stated impact on operating budget.

Carried, Ayes-17, Nays-0, Absent-2 (Coffey, Hudak).

Due to a variety of personal and community events scheduled on September 17, 1998, Mr. Hull moved, seconded by Mr. Miller, to change the date of the session presently scheduled for Thursday, September 17, 1998 to Wednesday, September 16, 1998, at 4:00pm. He requested that the Clerk be authorized and directed to take appropriate actions to make this change.

Carried, Ayes-15, Nays-2 (Mather, Burger), Absent-2 (Coffey, Hudak).

Mr. Pasquale moved to adjourn, seconded by Mr. Wike. Motion to adjourn carried. Meeting adjourned at 5:18pm.