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**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, JANUARY 20, 2000**

The Legislature convened at 4:08 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augustini, read the fire exit announcement and called the Attendance Roll, Present-19, Absent-0.

The Chair, Mr. Schofield, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a prayer offered by Legislator Hudak.

Mr. Pasquale made a motion, seconded by Mr. Burger, that the minutes of the December 16, 1999 be approved as prepared and presented by the Clerk. **Carried.** Mr. Miller made a motion, seconded by Mr. Hull, that the minutes of the December 29, 1999 Regular Session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period December 10, 1999 through January 13, 2000 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. O'Day and seconded by Ms. Hudak. **Carried.**

**ANNOUNCEMENTS FROM THE CHAIR**

Mrs. Sweet read Resolution No. 45, a Resolution of Condolence on the Death of O. Cleon Barber. Mr. Kolba then read Resolution No. 46, a Resolution of Condolence on the Death of Robert J. Casteline.

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

Letters from the County Executive, Jeffrey P. Kraham:

1. Nominating 18 persons to membership on Broome County Fire Advisory Board.
2. Appointing John F. Demske as Administrator of Willow Point Nursing Home, effective February 14, 2000.
3. Nominating 4 persons to membership on Broome County Foster Grandparent Advisory Board.

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

A. Petitions: None

B. Communications:

1. 2000 Town Budgets:
  - a. Town of Binghamton
  - b. Town of Union
  - c. Town of Vestal
2. Copy of resignation letter from John K. Davis (Soil and Water Conservation District)
3. Minutes from:
  - a. Cornell Cooperative Extension
  - b. Soil and Water Conservation District
  - c. BMTS Pedestrian and Bicycle Advisory Committee
  - d. Binghamton Regional Airport (Progress Meetings 23, 24)
  - e. Environmental Management Council
  - f. EMC Natural Resources Committee

C. Notices: None

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D. Reports:

1. Monthly Report from Broome Community College (Above Minimum Hires, November 1999)

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

Letters from the Chair, Daniel A. Schofield:

1. Appointing Patrick F. O'Day as voting representative for Jane R. Sweet, Personnel Committee, January 10, 2000.
2. Appointing Patrick F. O'Day as Acting Chair and Arlene Nannery as voting representative for Jane R. Sweet, Health Services Committee, January 11, 2000.

Mr. Holley made a motion, seconded by Mr. Holley, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2000 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. Mr. Burger.

Mr. Brunza and Mr. Holley were designated as participants with Chairman Schofield in the 'Short Roll Call.' Although resolutions are not acted upon in numerical order, they are presented in the minutes in that manner for the sake of clarity.

**RESOLUTIONS RECALLED FROM PREVIOUS SESSION**

Mr. Howard made a motion to recall Resolution No. 99-721. Motion was seconded by Mr. Wike. **Carried.**

**RESOLUTION NO. 721**

By Finance Committee

Seconded by Mr. Holley

**RESOLUTION AUTHORIZING SALE OF COUNTY PROPERTIES OF THE 1999 TAX SALE AUCTION (1996 IN REM FORECLOSURE)**

WHEREAS, the County of Broome now owns certain parcels of real property as a result of the 1996 in rem foreclosure action, and

WHEREAS, this County Legislature has heretofore authorized the Director of Real Property Tax Service to sell such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, the Director of Real Property Tax Service advises that a tax sale auction for 1999 was held and all bids submitted were tabulated, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the conveyance of certain real property to the successful bidders in the 1999 Broome County tax sale as indicated on the attached Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby rejects the bids as indicated on the attached Exhibit "B", and be it,

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the successful bidders in each such case, together with other such documents as may be necessary to implement the intent of this Resolution.

Mr. Howard made a motion to amend Resolution 721 to reject the Craig Spencer bid on Tax Map #150.01-1-34 and sell to former owner Donald Van Horn for \$4,334.34 (page 3 of 7 of Exhibit A – Item 801, change name to Van Horn, Donald, at 729-0623 for the amount of \$4,334.43 and on Exhibit B insert Windsor, 305 Dutchtown Road ROW, Tax Map #150.01-1-34



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WHEREAS, said grant program provides a regional approach to breast and cervical cancer screening and diagnostic services for eligible women in a five-county region that includes Broome, Tioga, Chenango, Otsego and Delaware Counties, and

WHEREAS, it is desired at this time to establish a separate grant to administer the federally-funded portion of the Healthy Living Partnership Program grant, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$89,059 of federal funds from the New York State Department of Health for the Healthy Living Partnership/HRI Program, 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 \$89,059 for the period September 30, 1999 through September 29, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Health Research Inc., One University Place, Rensselaer, New York 12144-3455 for professional services to administer the Department of Health's Healthy Living Partnership/HRI Program grant, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$89,059 for the period September 30, 1999 through September 29, 2000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4715.104XXX (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, 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.**

### **RESOLUTION NO. 3**

By Health Services, Personnel and Finance Committees

Seconded by Mr. Pasquale

### **RESOLUTION AUTHORIZING REVISION OF THE HEALTHY LIVING PARTNERSHIP PROGRAM FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000**

WHEREAS, this County Legislature, by Resolution 157 of 1999, as amended by Resolution 282 of 1999, authorized the continued participation in the Healthy Living Partnership Program by the Department of Health and adopted a program budget in connection therewith for a total amount of \$287,591 for the period April 1, 1999 through March 31, 2000, and

WHEREAS, said grant program provides a regional approach to breast and cervical cancer screening and diagnostic services for eligible women in a five-county region that includes Broome, Tioga, Chenango, Otsego and Delaware Counties, and

WHEREAS, it is necessary at this time to revise said program budget to reflect personnel changes and the removal of federal funding due to the creation of a separate Healthy Living Partnership/HRI grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Healthy Living Partnership Program for the Department of Health for the period April 1, 1999 through March 31, 2000, and be it

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FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$187,591 for the term of the grant, and be it

FURTHER RESOLVED, that Resolutions 157 and 282 of 1999, 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 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 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. 4**

By Health Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR PROFESSIONAL SERVICES FOR THE COLORECTAL AND PROSTATE CANCER SCREENING AND EDUCATION PROGRAM FOR THE DEPARTMENT OF HEALTH FOR 2000**

WHEREAS, the Director of Public Health requests authorization for agreements with various vendors for professional services for the Department of Health's Colorectal and Prostate Cancer Screening and Education Program for a total cost not to exceed \$4,341 for the period January 1, 2000 through March 31, 2000, and

WHEREAS, said agreements are necessary to provide outreach, education, data collection and provider support for the regional Colorectal and Prostate Cancer Screening and Education Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the following vendors for professional services for the period January 1, 2000 through March 31, 2000:

Delaware Co. Cornell Cooperative Extension  
NYS Route 10  
P.O. Box 184  
Hamden, New York 13782-0184

Rural Health Network  
P.O. Box 416  
Whitney Point, New York 13866

Chenango County Health Department  
5 Court Street  
Norwich, New York 13815

and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay each Contractor an amount not to exceed \$1,447, for the terms of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104250 (Other Program Expense), and be it

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

**Carried.**

**RESOLUTION NO. 5**

By Public Safety & Emergency Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MONROE COUNTY SHERIFF'S DEPARTMENT FOR SECURITY SERVICES FOR INMATES AT THE ROCHESTER PSYCHIATRIC CENTER FOR 2000-2002**

WHEREAS, this County Legislature, by Resolution 173 of 1998, authorized renewal of the agreement with the Monroe County Sheriff's Department for security services for inmates housed at Rochester Psychiatric Center at an amount not to exceed \$110.00 per inmate, per day, total amount not to exceed \$10,000 per year, for the period January 1, 1997 through December 31, 1999, and

WHEREAS, said security services are necessary when inmates are receiving psychiatric treatment, and

WHEREAS, said agreement expired by its terms on December 31, 1999 and it is desired at this time to renew said agreement for the period January 1, 2000 through December 31, 2002 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Monroe County Sheriff's Department, 130 South Plymouth Avenue, Rochester, New York 14614 for security services for inmates housed at the Rochester Psychiatric Center, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$110.00 per inmate, per day, total amount not to exceed \$10,000 per year, for the period January 1, 2000 through December 31, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facilities), and be it

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

**Carried.**

**RESOLUTION NO. 6**

By Public Safety & Emergency Services, Personnel and Finance Committees  
Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING ACCEPTANCE OF A STATEWIDE "BUCKLE UP" NEW YORK PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000**

WHEREAS, the Broome County Sheriff requests authorization to accept a "Buckle Up" New York Program grant in the amount of \$8,928 for the period October 1, 1999 through September 30, 2000, and

WHEREAS, said grant program is part of a statewide campaign designed to increase seat belt usage, reducing serious injury or death in traffic accidents, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$8,928 from the Governor's Traffic Safety Committee, Department of Motor Vehicles, Empire State Plaza, Albany, New York 12228 for the "Buckle Up" New York Program grant, 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 \$8,928 for the period October 1, 1999 through September 30, 2000, 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

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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.**

**RESOLUTION NO. 7**

By Public Safety & Emergency Services Committee

Seconded by Mr. Pasquale

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON BROOME COUNTY FIRE ADVISORY BOARD**

WHEREAS, the Broome County Executive, pursuant to the authority vested in him by Article XIX of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on the Broome County Fire Advisory Board, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
George Seltzer 32 North Parsons Road Whitney Point, NY 13862	Reappointment Term Expires 12/31/00
Elwyn Eaton P. O. Box 68 Castle Creek, NY 13744	Reappointment Term Expires 12/31/00
Fred Durfee 810 Martin St. Endicott, NY 13760	Reappointment Term Expires 12/31/00
David Rickard 24 Riverview Road Kirkwood, NY 13795	Reappointment Term Expires 12/31/00
James Mitrowitz 217 Dorman Road Binghamton, NY 13901	Reappointment Term Expires 12/31/00
Martin Tillapaugh 232 Stella Ireland Road Binghamton, NY 13905	Reappointment Term Expires 12/31/00
Fred Caniff 18 Sandy Brook Lane Castle Creek, NY 13744	Reappointment Term Expires 12/31/00
Christopher Lupold 15 Knight Road Vestal, NY 13850	Reappointment Term Expires 12/31/00
Irving Soden	Reappointment

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113 Baker Road Windsor, NY 13865	Term Expires 12/31/00
Robert Brady 3114 Andover Road Endwell, NY 13760	Reappointment Term Expires 12/31/00
George Ruck 2728 Country Club Road Endwell, NY 13760	Reappointment Term Expires 12/31/00
Peter Scarantino 3370 Jackson Road Binghamton, NY 13903	Reappointment Term Expires 12/31/00
Wesley Tyler 2127 NY Route 26 Endicott, NY 13760	Reappointment Term Expires 12/31/00
Joan Bennett P. O. Box 1131 Binghamton, NY 13902	Reappointment Term Expires 12/31/00
Ellwyn VanVorce 839 Park Ave. Binghamton, NY 13903	Reappointment Term Expires 12/31/00
Alice Fiacco 3605 Royal Road Endwell, NY 13760	Reappointment Term Expires 12/31/00
Alan Bennett P. O. Box 1131 Binghamton, NY 13902	New Appointment Term Expires 12/31/00
Timothy Kolb 1202 Airport Road Binghamton, NY 13905	New Appointment Term Expires 12/31/00

and

WHEREAS, it is desired at this time, to confirm said appointments, now, therefore, be it  
RESOLVED, that this County Legislature hereby confirms the appointments of the above-named individuals to membership on the Broome County Fire Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.  
**Carried.**



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**RESOLUTION NO. 8**

By Public Safety & Emergency Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUSQUEHANNA REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL FOR OFFICE (ROOM 109) AND EQUIPMENT RENTAL IN THE OFFICE OF EMERGENCY SERVICES, PUBLIC SAFETY FACILITY, FOR 2000**

WHEREAS, this County Legislature, by Resolution 480 of 1998, authorized renewal of the agreement with Susquehanna Regional Emergency Medical Services Council for office space, furniture, copier access, telephone and fax service in the Office of Emergency Services at the Public Safety Facility for the period January 1, 1999 through December 31, 1999, with revenue to Broome County in the amount of \$1,152, plus telephone charges, and

WHEREAS, said agreement expired by its terms on December 31, 1999 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Susquehanna Regional Emergency Medical Services Council, 897 Upper Front Street, Binghamton, New York 13905 for office space (Room 109), furniture, copier access, telephone and fax service in the Office of Emergency Services at the Public Safety Facility for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$1,152, plus telephone and fax charges, for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 460006.0068.101000 (Other Public Safety Departmental Income), 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. 9**

By Public Safety & Emergency Services and Finance Committees      Seconded by Mr. Pasquale  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUSQUEHANNA REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL FOR OFFICE AND EQUIPMENT RENTAL (ROOMS 117 AND 118) IN THE OFFICE OF EMERGENCY SERVICES, PUBLIC SAFETY FACILITY, FOR 2000**

WHEREAS, this County Legislature, by Resolution 481 of 1998, authorized renewal of the agreement with Susquehanna Regional Emergency Medical Services Council for office space, furniture, copier access, telephone and fax service in the Office of Emergency Services at the Public Safety Facility for the period January 1, 1999 through December 31, 1999, with revenue to Broome County in the amount of \$2,070, plus telephone and fax charges, and

WHEREAS, said agreement expired by its terms on December 31, 1999 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Susquehanna Regional Emergency Medical Services Council, 897 Upper Front Street, Binghamton, New York 13905 for office space (Rooms 117 and 118), furniture, copier access, telephone and fax service in the Office of Emergency Services at the Public Safety Facility for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$2,070, plus telephone and fax charges, for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to revenue line 460006.0068.101000 (Other Public Safety Departmental Income), 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.

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Carried.

**RESOLUTION NO. 10**

By Public Works Committee

Seconded by Mr. Pasquale

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE PENNSYLVANIA AVENUE REHABILITATION PROJECT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO**

WHEREAS, it is necessary to rehabilitate Pennsylvania Avenue in the Towns of Binghamton and Vestal to meet the needs of the motoring public and other users, 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 Pennsylvania Avenue Rehabilitation 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 the Pennsylvania Avenue Rehabilitation 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. 11**

By Public Works Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR STATE ASSISTANCE FOR LANDFILL EXPANSION PURSUANT TO TITLE 5 OF PART 628 OF THE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW**

WHEREAS, Broome County has hereby determined that certain work, as described in the State assistance application and any amendments thereof, herein called the "Project," is desirable and in the public interest, and

WHEREAS, Title 5 of Part 628 of the Environmental Conservation Law authorized State assistance payments to municipalities for expansion of municipal landfills by means of a written agreement and the County deems it to be in the public interest and benefit under this law to apply herewith, now, therefore, be it

RESOLVED, that this County Legislature hereby directs and authorizes Jeffrey P. Kraham, Broome County Executive, to be the authorized official representative to act in connection with any application and agreement between the County and the State and to provide such additional information as may be required, and be it

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FURTHER RESOLVED, that six (6) certified copies of this Resolution be prepared and sent to the Director, Division of Solid & Hazardous Materials, New York State Department of Environmental Conservation, 50 Wolf Road, Albany, New York 12233-7250, together with the application, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

**Carried.**

**RESOLUTION NO.12**

By Public Works Committee

Seconded by Mr. Pasquale

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO BROOME COUNTY LANDFILL TIPPING FEES AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO**

WHEREAS, it is necessary to amend the Broome County Charter and Code with respect to the tipping fee for the disposal of tires at the Nanticoke Landfill, and

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

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

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

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the modification of tipping fees at the Nanticoke Landfill for the disposal of tires, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that said modification will not have a significant effect on the environment, and be it

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

**Carried.**

**RESOLUTION NO. 13**

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

Seconded by Mr. Shafer

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1, 2000 ENTITLED "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, REGARDING LANDFILL FEES"**

RESOLVED, that Local Law Intro. No. 1, 2000, entitled: "A Local Law Amending Chapter 179 of the Broome County Charter and Code, as amended, regarding landfill fees," 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. 1, 2000**

**"A Local Law Amending Chapter 179 of the Broome County Charter and Code, as Amended, Regarding Landfill Fees"**

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

Section 1. Chapter 179-9(3)(b) of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

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Section 179-9 Fees and Charges:

(b) Tires

- (1) With rim size up to and including 16 inches: [~~\$1~~] \$1.25 per tire; bulk loads: [~~\$80~~] \$85 per ton. Rims need not be removed.
- (2) Larger sizes up to and including 42 inches in outside diameter: [~~\$7.50~~] \$2.50 per tire. [No bulk load fee.] Bulk loads: \$85 per ton. [Tires unacceptable unless removed from rims.] Rims need not be removed.

Section 2. This Local Law shall become effective upon filing with the Secretary of State.

Material in [brackets] deleted

Material underlined added

**Carried.**

**RESOLUTION NO. 14**

By Public Works and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES AT THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2000 - 2001**

WHEREAS, this County Legislature, by Resolution 71 of 1999, authorized renewal of an agreement with Buck Environmental Laboratories, Inc. for professional laboratory services at the Nanticoke Landfill at a cost of \$ 63,000 for the period March 1, 1999 through February 29, 2000, and

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

WHEREAS, said agreement expires by its terms on February 29, 2000, and it is desired at this time to renew said agreement for the period March 1, 2000 through February 28, 2001 on substantially similar terms and conditions, with a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Buck Environmental Laboratories, Inc., 3821 Buck Drive, P. O. Box 5150, Cortland, New York 13045 for professional laboratory services at the Nanticoke Landfill for the period March 1, 2000 through February 28, 2001, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total cost not to exceed \$50,000 for the term of this agreement, and be it

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

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

**Carried.**

**RESOLUTION NO. 15**

By Public Works and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH STEARNS & WHEELER, LLC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2000**

WHEREAS, this County Legislature, by Resolution 430 of 1998, authorized renewal of an agreement with Stearns & Wheeler, LLC for professional engineering services at a cost of \$29,000 for the period November 1, 1998 through October 31, 1999, and

WHEREAS, said services are necessary to oversee and assist with operations and maintenance issues at the County's leachate treatment facility at the Nanticoke Sanitary Landfill, and

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WHEREAS, said agreement expired by its terms on October 31, 1999, and it is desired at this time to renew said agreement for the period January 1, 2000 through December 31, 2000 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Stearns & Wheler, LLC, One Remington Park Drive, Cazenovia, New York 13035 for professional engineering services for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$29,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4449.206000 (Other Operational Expenses), 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. 16**

By Public Works and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CAMP DRESSER & McKEE FOR PROFESSIONAL ENGINEERING SERVICES ASSOCIATED WITH THE LANDFILL GAS PRODUCTION INVESTIGATION AT THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT**

WHEREAS, this County Legislature, by Resolution 232 of 1996, as amended by Resolutions 407 and 654 of 1997, authorized an agreement with Camp Dresser & McKee for professional engineering services associated with the landfill gas production investigation at the Nanticoke Landfill, at a cost not to exceed \$147,400, and

WHEREAS, it is necessary to authorize an amendment to said agreement to provide additional engineering services associated with the electrical interconnection with Broome Energy (Meridian) and New York State Electric & Gas Corporation, and

WHEREAS, the Division of Solid Waste Management has requested authorization for 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 Camp Dresser & McKee, 6661 Kirkville Road, East Syracuse, New York 13057 for additional engineering services associated with electrical interconnection with Broome Energy (Meridian) and New York State Electric and Gas Corporation, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount of \$25,000, total cost not to exceed \$172,400 for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.4545.501319 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 232 of 1996 and Resolutions 407 and 654 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.**

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**RESOLUTION NO. 17**

By Public Works, County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH NORTHEAST SCALE COMPANY, INC. FOR PURCHASE OF COMPUTER SOFTWARE FOR THE DIVISION OF SOLID WASTE MANAGEMENT**

WHEREAS, this County Legislature, by Resolution 218 of 1999, authorized an agreement with Northeast Scale Company, Inc. for the purchase of computer software for the Division of Solid Waste Management at a amount not to exceed \$7,185 for the term of the agreement, and

WHEREAS, said services were necessary to purchase Y2K upgrade for Broome Recycling scale software and for the Landfill scale software, and

WHEREAS, due to extenuating circumstances regarding a non-functional database, it is necessary to authorize an amendment to said agreement to provide an additional day of service, and

WHEREAS, the Division of Solid Waste Management has requested authorization for 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 Northeast Scale Company, Inc., 88 Priscilla Lane, Unit 3, Auburn, New Hampshire 03032 for the Division of Solid Waste Management, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount of \$4,353.49, total amount not to exceed \$11,538.49, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4359.206000 (Computer Software and Supplies), and be it

FURTHER RESOLVED, that Resolution 218 of 1999, 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. 18**

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 THE BROOME COUNTY CENTRAL LIBRARY FOR 2000**

WHEREAS, this County Legislature, by Resolution 67 of 1999, authorized renewal of the agreement with Ameritech Library Services for maintenance of the DYNIX library system for Broome County Central Library at an amount not to exceed \$20,800 for the period January 1, 1999 through December 31, 1999, and

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

WHEREAS, said agreement expired by its terms on December 31, 1999 and it is desired at this time to renew said agreement for the term January 1, 2000 through December 31, 2000 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 Ameritech Library Services, 400 Dynix Drive, Provo, Utah 84604-5650 for maintenance of the DYNIX library system for the Broome County Public Library, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$22,314.62 for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 841007.4514.304111 and 842005.4514.304211 (Hardware Maintenance) and 841007.4359.304111 and 842005.4359.304211 (Computer Software and Supplies), and be it



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amount of \$50,000 and authorized an agreement with Johnson City Community Action Team, Inc. for implementation of said program for the period January 1, 1999 through December 31, 1999, and

WHEREAS, said grant program provides opportunities and support to unsupervised youth during non-school hours at an established teen center, and

WHEREAS, it is desired to renew said grant program in the amount of \$50,000 and authorize an agreement with Johnson City Community Action Team, Inc. for the period January 1, 2000 through December 31, 2000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144-2796 for the Youth Bureau's Safe Places Grant, 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 \$50,000 for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Johnson City Community Action Team, Inc., 67 Broad Street, Johnson City, New York 13790 to implement said program for an amount not to exceed \$50,000 for the period January 1, 2000 through December 31, 2000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.104283 (Subcontracted Program Expenses), 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.**

#### **RESOLUTION NO. 21**

By Community & Social Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING RENEWAL OF NARCOTICS CONTROL PROGRAM GRANT FOR YOUTH COURTS OF BROOME COUNTY, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH JOHNSON CITY COMMUNITY ACTION TEAM, INC. TO IMPLEMENT SAID PROGRAM FOR 1999-2000**

WHEREAS, this County Legislature, by Resolution 607 of 1997, as amended by Resolution 510 of 1998 and Resolution 112 of 1999, authorized and approved the Narcotics Control Program Grant, adopted a program budget in the amount of \$37,412 for the Youth Bureau for April 1, 1997 through September 30, 1999, and

WHEREAS, said grant program provides for development of the Youth Courts of Broome County as an early intervention process for delinquent youth in an effort to prevent services in the juvenile justice system, and

WHEREAS, it is desired to renew said grant program in the amount of \$23,000 for the period October 1, 1999 through September 30, 2000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$23,000 from the New York State Division of Criminal Justice Services for the Narcotics Control Program Grant, and be it





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

**Carried.**

**RESOLUTION NO. 23**

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

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING REVISION OF EARLY INTERVENTION ADMINISTRATION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999-2000**

WHEREAS, this County Legislature, by Resolution 504 of 1999, authorized renewal of the Early Intervention Administration Grant for the Department of Health for the period October 1, 1999 through September 30, 2000 and adopted a program budget in connection therewith in the total amount of \$71,719, and

WHEREAS, said grant program identifies and registers infants and children at risk for developmental delays, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant appropriations in the amount of \$20,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision to the Department of Health's Early Intervention Administration Grant in the amount of \$20,000, 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 \$91,719 for the period October 1, 1999 through September 30, 2000, and be it

FURTHER RESOLVED, that Resolution 504 of 1999, 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 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 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. 24**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON A PARCEL IN THE VILLAGE OF DEPOSIT**

WHEREAS, it is necessary to clear the tax records of the following parcel of real property as it currently is Ford Hill Street in the Village of Deposit, and therefore wholly exempt, now, therefore, be it

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

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187.15-1-46 (Village of Deposit)  
21 Ford Hill Street  
Owner: Village of Deposit  
Amount: \$515.87

and be it

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

**Carried.**

**RESOLUTION NO. 25**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AMENDING RESOLUTION 623 OF 1995 THAT ESTABLISHED THE BROOME COUNTY DEFERRED COMPENSATION COMMITTEE**

WHEREAS, this County Legislature, by Resolution 623 of 1995, established the Broome County Deferred Compensation Committee to consist of the Personnel Officer, the Manager of Risk and Insurance and the County Attorney or their designees, and

WHEREAS, it is desired to amend said Resolution to substitute the Director of Budget and Research for the County Attorney and to designate the County Attorney as Counsel to the Broome County Deferred Compensation Committee, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to Resolution 623 of 1995 to substitute the Director of Budget and Research as a member of the Broome County Deferred Compensation Committee and to designate the Broome County Attorney as Counsel to the Committee, and be it

FURTHER RESOLVED, that Resolution 623 of 1995, to the extent consistent herewith, shall remain in full force and effect.

Mr. Pasquale made a motion, seconded by Mr. Mather, to amend this resolution adding to the committee a representative from Admin I and II and a rotating representative from county unions. The motion and second were withdrawn. It was then **held over 'under the rules'** by Mr. Pasquale.

**RESOLUTION NO. 26**

By Finance and County Administration, Economic Development & Planning Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AGREEMENT WITH SOUTHERN TIER CENTRAL REGIONAL PLANNING & DEVELOPMENT BOARD TO FUND COUNTY'S SHARE OF THE INTERSTATE 86 ECONOMIC IMPACT STUDY FOR 1999**

WHEREAS, this County Legislature by Resolution 319 of 1999 authorized an economic impact study along with other New York counties through which Interstate Highway I-86 passes or will pass at a cost to Broome County not to exceed \$15,000.00, and

WHEREAS, the Southern Tier Central Regional Planning and Development Board has been selected to conduct the study pursuant to said Resolution, and it is necessary to authorize an agreement with said organization pursuant to the terms of Resolution 319 of 1999, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Southern Tier Central Regional Planning and Development Board, 145 Village Square, Painted Post, New York 14870, consistent with Resolution 319 of 1999, for the purpose of conducting said Interstate 86 economic impact study, for the period July 1, 1999 through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$15,000 for the term of this agreement, and be it

FURTHER RESOLVED, that in furtherance of this Resolution, this County Legislature hereby authorizes the Budget Director, Commissioner of Finance and Comptroller to make the following transfer of funds:

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From: 900084.4752.101000 (Contingency)      \$ 14,500  
To: 440016.4545.101000  
(Contracted Services)                              \$ 14,500

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 440016.4545.101000 (Contracted Services), and be it

FURTHER RESOLVED, that Resolution 319 of 1999, 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. 27**

By Community & Social Services, Personnel, and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING A REVISION OF THE DEPARTMENT OF SOCIAL SERVICES HOME ENERGY ASSISTANCE PROGRAM (HEAP) GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1999 - 2000**

WHEREAS, this County Legislature, by Resolution 485 of 1999, authorized the continued participation by the Department of Social Services in the Home Energy Assistance Program for the period November 15, 1999 through November 15, 2000 and adopted a program budget in connection therewith in the total amount of \$127,941, and

WHEREAS, said grant program provides assistance with home heating fuel, winterization and fuel equipment, as well as emergency assistance such as utility shut-off and fuel, to eligible Temporary Assistance, Food Stamp and low-income families, and

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

RESOLVED, that this County Legislature hereby authorizes and accepts additional funds in the amount of \$816,113 from the New York State Department of Temporary and Disability Assistance, 40 North Pearl Street, Albany, New York 12243 for the Department of Social Services Home Energy Assistance Program (HEAP) for the period November 15, 1999 through November 15, 2000, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$944,054, and be it

FURTHER RESOLVED, that Resolution 485 of 1999, 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 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

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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. 28**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING THE REMOVAL OF PARCELS OF REAL PROPERTY IN THE TOWNS OF UNION, MAINE AND KIRKWOOD FROM THE COUNTY TAX ROLLS**

WHEREAS, the County of Broome now owns certain parcels of real property in the Towns of Union, Kirkwood and Maine and it is necessary to remove these properties from the County tax rolls, now, therefore, be it

RESOLVED, that the County Executive or his duly authorized representative is authorized to remove the following parcels of real property from the County tax rolls:

1. Town of Union, parcel 001.156-487
2. Town of Kirkwood, parcel 162.15-1-18
3. Town of Maine, parcel 107.12-1-8

and be it

FURTHER RESOLVED, that this County Legislature hereby rescinds Resolution 73 of 1999 in its entirety.

**Carried.**

**RESOLUTION NO. 29**

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH EBE OFFICESOURCE, INC., COPY MACHINE SUPPLY AND DANKA FOR THE LEASE OF COPY MACHINES IN VARIOUS COUNTY DEPARTMENTS**

WHEREAS, the Director of Purchasing has advertised for and received bids for lease agreements for copy machines in various county departments, and

WHEREAS, following a review of all bids received, the Director of Purchasing, on behalf of the Parks Department (the Forum) and the Department of Aviation, requests authorization for a lease agreement with EBE Officesource, Inc. for copy machines for a five-year period beginning on or about February 1, 2000, and

WHEREAS, the Director of Purchasing on behalf of the Parks Department (Veterans Memorial Arena), the Office of the Broome County Executive, and the Office of the Public Defender requests authorization for a lease agreement with Copy Machine Supply (CMS) for copy machines for a five-year period beginning on or about February 1, 2000, and

WHEREAS, the Director of Purchasing on behalf of the Office of the Public Defender and the Broome County Office for Aging requests authorization for a lease agreement with Danka Office Imaging for copy machines for a five-year period beginning on or about February 1, 2000, and

WHEREAS, said recommendations are based on a competitive bid which contained terms and conditions of said lease(s) along with trade-in options, now, therefore, be it

RESOLVED, that this County Legislature hereby approves lease agreements with EBE Officesource, Inc., 68-70 Travis Avenue, Binghamton, New York 13904, for the lease of various copy machines:

- Department of Parks & Recreation (the Forum) \$63.52 per month
- Department of Aviation.....\$88.86 per month

including an overage rate of .0041 in excess of the number of copies per month specified in the bid, for a five-year period which shall start on or about February 1, 2000 and which shall be the date of delivery and set-up of said machines, and be it,

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FURTHER RESOLVED, that this County Legislature hereby approves a lease agreement with Copy Machine Supply (CMS), One Lewis Street, Binghamton, New York 13901, for the lease of various copy machines:

Department of Parks & Recreation (Veterans Memorial Arena)      \$63.89 per month  
Office of the County Executive \$68.39 per month  
Public Defender's Office \$84.14 per month

including an overage rate of .011 in excess of the number of copies per month specified in the bid, for a five-year period which shall start on or about February 1, 2000 and which shall be the date of delivery and set-up of said machines, and be it,

FURTHER RESOLVED, that this County Legislature hereby approves a lease agreement with Danka Office Imaging, 5015 Campus Woods, East Syracuse, New York 13057, for the lease of various copy machines:

Public Defender's Office                                      \$173.07 per month  
Office for Aging    \$39.00 per month

including an overage rate of .0091 in excess of the number of copies per month specified in the bid, for a five-year period which shall start on or about February 1, 2000 and which shall be the date of delivery and set-up of said machines, and be it,

FURTHER RESOLVED, that payments for the leases hereinabove authorized shall come from sub-object .4518 (Copy Machine Rentals) in the department's budget, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreement, 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. 30**

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

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

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

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

WHEREAS, this County Legislature desires to designate the Press & Sun-Bulletin as the official newspaper for the publication of all local laws, notices, and other matters required by law to be published, and to further designate from a group of Broome County Weekly Papers consisting of THE WINDSOR STANDARD, THE WHITNEY POINT REPORTER, THE DEPOSIT COURIER, THE COUNTRY COURIER, THE VESTAL TOWN CRIER, and THE VALLEY NEWS an official newspaper, when required by law, for the placement of all Broome County Legal Notices requiring publication in a second paper, now, therefore, be it

RESOLVED, that, pursuant to County Law Section 214, the Press & Sun-Bulletin is hereby designated as the official newspaper for the publication of all local laws, notices, and other matters required by law to be published, and to further designate from a group of Broome County Weekly Papers consisting of THE WINDSOR STANDARD, THE WHITNEY POINT REPORTER, THE DEPOSIT COURIER, THE COUNTRY COURIER, THE VESTAL TOWN CRIER, and THE VALLEY NEWS an official newspaper, when required by law, for the placement of all Broome County Legal Notices requiring publication in a second paper.

**Carried.**

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**RESOLUTION NO. 31**

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

**RESOLUTION AUTHORIZING AN INCREASE OF PETTY CASH FUND FOR THE DIVISION OF  
CENTRAL FOODS**

WHEREAS, the Director of Central Foods currently has a petty cash fund which is inadequate for its current needs, and

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

WHEREAS, the Commissioner of Finance has determined that the petty cash fund should be increased by \$100, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and increases the petty cash fund for the Division of Central Foods by \$100 to the total amount of \$150, and further authorizes the Commissioner of Finance to transfer \$100 to the petty cash fund previously established, and be it

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

**Carried.**

**RESOLUTION NO. 32**

By Personnel, Health Services and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION CONFIRMING THE APPOINTMENT OF JOHN F. DEMSKE AS  
ADMINISTRATOR OF WILLOW POINT NURSING HOME**

WHEREAS, the County Executive, pursuant to the authority vested in him by Article XIV, Section 1401 of the Broome County Charter and pending confirmation by this Legislature, has duly designated and appointed John F. Demske as Administrator of the Willow Point Nursing Home, at an annual salary of \$96,313 (Grade O minimum salary), and

WHEREAS, it is desired at this time, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XIV, Section 1401 of the Broome County Charter, does hereby confirm the appointment of John F. Demske, 8692 Welwyn Lane, Baldwinsville, New York 13027 as Administrator of Willow Point Nursing Home in accordance with his appointment by the County Executive.

**Carried.**

**RESOLUTION NO. 33**

By County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AGREEMENT WITH ATTORNEY FRANK H. HEFFRON FOR  
REPRESENTATION IN CONNECTION WITH DESIGN DEFECTS AT WILLOW POINT  
NURSING HOME**

WHEREAS, the County has asserted a claim relating to architectural design of room renovations at Willow Point Nursing Home, and

WHEREAS, the County has been represented in this matter by Senior Assistant County Attorney Frank H. Heffron, who retired as of January 5, 2000, and

WHEREAS, this matter involves continuing negotiations and potential litigation with numerous parties and complex legal and factual issues with which Attorney Heffron is familiar, and

WHEREAS, the County Attorney recommends that Attorney Heffron be retained to continue his representation of the County in this matter at the rate of \$100 per hour plus expenses, total cost not to exceed \$6,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Attorney Frank H. Heffron, 4 Minuteman Lane, Exeter, NH 03833, to provide legal services and representation for the County in connection with a claim for compensation to the County relating

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to architectural design of room renovations at Willow Point Nursing Home, and any related claims, and be it

FURTHER RESOLVED, that in consideration of such legal services and representation, the County shall pay the Contractor an amount not to exceed \$100 per hour for the term of this agreement, together with all reasonable and necessary expenses, including expenses for travel and accommodations subject to approval of the County Attorney, total costs not to exceed \$6,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 390005.4736.101000 (Legal Charges and Fees), 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 Personnel, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH BROOME COUNTY SHERIFF'S LAW ENFORCEMENT OFFICERS ASSOCIATION, AFSCME COUNCIL 82, LOCAL 8500, FOR 2000-2001**

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized the Broome County Sheriff's Law Enforcement Officers Association, AFSCME Council 82, Local 8500, as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, a tentative agreement has been reached with the Broome County Sheriff's Law Enforcement Officers Association for the period January 1, 2000 through December 31, 2001, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Sheriff's Law Enforcement Officers Association, AFSCME Council 82, Local 8500, setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2000 through December 31, 2001, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 1997 through 1999 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 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.**

#### **RESOLUTION NO. 35**

By Personnel and Finance Committees

Seconded by Mr. Pasquale

#### **RESOLUTION AUTHORIZING REVISION OF HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES OF THE DEPARTMENT OF PARKS AND RECREATION EFFECTIVE JANUARY 1, 2000**

WHEREAS, this County Legislature, by Resolution 89 of 1997 and Resolution 1 of 1998, authorized hourly rates for various non-union, temporary and seasonal employees of the Department of Parks and Recreation, and

WHEREAS, it is desired at this time to establish a new hourly rate schedule for certain employees for said department, effective January 1, 2000 as indicated on Exhibit "A" attached hereto, now, therefore, be it



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RESOLVED, that this County Legislature hereby authorizes the revision of the hourly rate schedule for non-union, temporary, seasonal and miscellaneous employees of the Department of Parks and Recreation, effective January 1, 2000, as set out in Exhibit "A" attached hereto.

**EXHIBIT "A"**

Salary Schedule Effective January 1, 2000  
For Non-Union, Hourly Temporary, Seasonal and Miscellaneous Employees  
Of the Department of Parks and Recreation

<u>Parks &amp; Recreation</u>	<u>1999 Hrly. Rate</u>	<u>2000 Proposed Hrly. Rate</u> <u>(Effective 1/1/2000)</u>
Equipment Technician	9.70	Eliminate
Arena Police	19.00	19.50
Arena Maintenance Consultant	8.00	Eliminate
Receptionist/Typist	7.25	7.75
Waterfront Director	7.25	7.75
Asst. Waterfront Director	6.75	7.25
Boathouse Director	6.00	6.50
Head Usher	7.00	8.00
Lifeguard	6.25	6.75
Recreation Specialist	5.50	6.00
Small Craft Instructor	5.50	7.00
Skate Guard	5.15	5.65
Laborer	5.15	5.65
Attendant	5.15	5.65
Boat Tender	5.15	5.65
Clerk	6.00	7.00
Ushers	6.00	7.00
Custodial Workers	6.00	7.00

All titles except waterfront staff will receive \$.10/hour for each certification in:

1. ARC Standard First Aid or Equivalent
2. ARC CPR-BLS or Equivalent
3. ARC Lifeguard Training or Equivalent (Boat Tenders Only)
4. ARC Outdoor Boating and Water Safety (Boat Tenders Only)

**Carried.**

**RESOLUTION NO. 36**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN INCREASE OF THE SEVEN PETTY CASH FUNDS FOR LOCAL TAX COLLECTORS FOR THE DEPARTMENT OF REAL PROPERTY TAX SERVICES**

WHEREAS, this County Legislature, by Resolution 660 of 1997, established seven petty cash funds in the amount of \$100 each for local tax collectors to use as a change fund, and

WHEREAS, the Director of Real Property Tax Service has requested an increase of \$50 for each of the said petty cash funds in order to have funds sufficient to meet their daily needs, and

WHEREAS, the Commissioner of Finance has determined that each of the petty cash funds should be increased by \$50, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and increases the seven petty cash funds for local tax collectors for Real Property Tax Service by \$50 to the total amount of \$150 for each of the said funds, and further authorizes the Commissioner of Finance to transfer \$50 to each of the petty cash funds previously established for a total amount of \$350 to be transferred, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with those rules and procedures governing the use of petty cash funds created by the County Comptroller

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including, but not limited to, the requirement that at all times the petty cash allowance be fully accounted for in the form of cash on hand, receipts and records.

**Carried.**

**RESOLUTION NO. 37**

By Public Works Committee

Seconded by Mr. Pasquale

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO BROOME COUNTY LANDFILL TIPPING FEES AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO**

WHEREAS, it is necessary to amend the Broome County Charter and Code with respect to the tipping fee for the disposal of construction/demolition waste, nonfriable asbestos, bulk metals and pallets at the Nanticoke Landfill, and

WHEREAS, it has been determined that such action 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 action, and

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the modification of tipping fees at the Nanticoke Landfill for the disposal of construction/demolition waste, nonfriable asbestos, bulk metals and pallets at the Nanticoke Landfill, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that said modification will not have a significant effect on the environment, and be it

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

**Carried.**

**RESOLUTION NO. 38**

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

Seconded by Mr. Shafer

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 2, 2000 ENTITLED "A LOCAL LAW AMENDING CHAPTER 179 OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, REGARDING LANDFILL FEES"**

RESOLVED, that Local Law Intro. No. 2, 2000, entitled: "A Local Law Amending Chapter 179 of the Broome County Charter and Code, as amended, regarding landfill fees," 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.

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**LOCAL LAW INTRO. NO. 2, 2000**  
"A Local Law Amending Chapter 179 of the Broome County  
Charter and Code, as Amended, Regarding Landfill Fees"

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

Section 1. Chapter 179-9(3)(a) of the Broome County Charter and Code, as amended, be and hereby is amended to read as follows:

Section 179-9 Fees and Charges:

(3)(a) Construction/demolition waste, nonfriable asbestos, bulk metals and pallets:  
[\$60/ton] \$45/ton.

Section 2. This Local Law shall become effective February 1, 2000.

Material in [brackets] deleted

Material underlined added

**Carried.**

**RESOLUTION NO. 39**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AGREEMENT WITH OUR LADY OF LOURDES HOSPITAL FOR HEALTH PLAN RATES FOR THE DEPARTMENT OF RISK AND INSURANCE FOR 2000.**

WHEREAS, the Department of Risk and Insurance requests authorization for an agreement with Our Lady of Lourdes Hospital for health plan rates for the period January 1, 2000 through December 31, 2000, at a cost per the schedule in Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Our Lady of Lourdes Hospital, 169 Riverside Dr., Binghamton, New York 13905, for health plan rates for the period January 1, 2000 through December 31, 2000, at the rates per the schedule in Exhibit "A", and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4529.252000 (Hospital Care), and be it

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

**Carried.**

**RESOLUTION NO. 40**

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

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING THE HIRING OF JAMES H. PERRY AS COMPUTER HARDWARE TECHNICIAN ABOVE THE MINIMUM SALARY**

WHEREAS, the Director of Information Technology has recommended the hiring of James H. Perry, as a Computer Hardware Technician at an annual salary of \$33,038 which is 15.9% above the minimum salary of \$28,499, and

WHEREAS, James H. Perry is qualified as a Computer Hardware Technician and has experience and/or education which justify said salary, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the hiring of James H. Perry, as a Computer Hardware Technician, Grade 16 Step 5, and annual salary of \$33,038 at budget line 370007.1000.101000, effective 1/24/2000.

**Carried.**

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**RESOLUTION NO. 41**

By Personnel, Health Services, Community & Social Services and Finance Committees  
Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUEST FOR HEALTH, WPNH, AND OFFICE FOR AGING**

RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#00-29 & 00-30, this County Legislature hereby authorizes the creation of (2) Public Health Educator position, Part Time with benefits, at budget line 480301.1500.104250, minimum salary of \$29,582 FTE, Grade 18, Union CSEA, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#99-365, this County Legislature hereby authorizes the abolishment of (1) Senior Clerk position, Part Time, at budget line 480301.1500.104330, minimum salary of \$17,961 FTE, Grade 08, Union CSEA, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#00-32, this County Legislature hereby authorizes the creation of (1) Health Program Specialist position, Part Time, at budget line 480301.1500.104250, minimum salary of \$17,961 FTE, Grade 08, Union CSEA, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#00-69, this County Legislature hereby authorizes the creation of (1) Data Entry Machine Operator position, Part Time, at budget line 480301.1500.104355, minimum salary of \$17,961 FTE, Grade 08, Union CSEA, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#99-347, this County Legislature hereby authorizes the abolishment of (1) HIV Program Representative position, Part Time, at budget line 480301.1500.104303, minimum salary of \$23,361 FTE, Grade 14, Union CSEA, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#00-71, this County Legislature hereby authorizes the creation of (1) Secretary position, Part Time, at budget line 480301.1500.104357, minimum salary of \$23,000 FTE, Grade 13, Union CSEA, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Acting Director of WPNH as contained in PCR#00-35, this County Legislature hereby authorizes the creation of (1) Nursing Home Compliance Officer position, Full Time, at budget line 160028.1000.204000, minimum salary of \$33,368, Grade 20, Union BAPA, and the abolishment of (1) Supervising Nurse position, Full Time, at budget line 160077.1000.204000, minimum salary of \$26,935, Grade 16, Union BAPA, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Office for Aging as contained in PCR#00-94, this County Legislature hereby authorizes the change of (1) Deputy Director of Office for Aging position, Full Time, at budget line 760975.1000.104295, minimum salary of \$42,733, Grade C, Union Admin, to (1) Deputy Director of Office for Aging position, Part Time, at budget line 760975.1500.104295, minimum salary of \$42,733 FTE, Grade C, Union Admin, effective date 01/01/2000, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Office for Aging as contained in PCR#00-95, this County Legislature hereby authorizes the creation of (1) Senior Citizen Site Supervisor position, Full Time, at budget line 760983.1000.104295, minimum salary of \$19,817, Grade 10, Union CSEA, effective date 01/01/2000.

**Carried.**

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**RESOLUTION NO. 42**

By Finance, Public Safety & Emergency Services, and Health Services Committees  
Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR SHERIFF AND HEALTH DEPARTMENTS**

RESOLVED, that in accordance with a request from the Sheriff in order to adjust appropriations to better utilize remaining Edward Byrne Memorial Fund - Crime Prevention grant funds as requested in BF#0001723 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	450080	2490	104319	Other Operational Expense	12,000
TO:	450080	1700	104319	Overtime	12,000

FURTHER RESOLVED, that in accordance with a request from the Director of Health in order to adjust appropriations to fully utilize funding of the Children with Special Health Care Needs grant as requested in BF#0001917 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	4319	104355	Office Supplies	86
	480301	4610	104355	Personal Svcs Chargback	4,845
TO:	480301	1500	104355	Salaries - Part Time	3,431
	480301	8010	104355	State Retirement	48
	480301	8030	104355	Social Security	263
	480301	8040	104355	Workers Comp	56
	480301	8050	104355	Life Insurance	3
	480301	8060	104355	Health Insurance	1,082
	480301	8063	104355	Disability Insurance	20
	480301	8070	104355	Unemployment Insurance	28

**Carried.**

**RESOLUTION NO. 43**

By Public Safety & Emergency Services, County Administration, Economic Development & Planning and Finance Committees  
Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AMENDMENT OF THE AGREEMENT WITH NEW WORLD SYSTEMS CORPORATION FOR SUPPORT SERVICES FOR THE HERMES MULTI-JURISDICTIONAL MOBILE COMMUNICATIONS SOFTWARE FOR THE OFFICE OF THE SHERIFF FOR 1998-1999**

WHEREAS, this County Legislature, by Resolution 381 of 1997, authorized an agreement with New World Systems Corporation for the implementation, training and support services for the Hermes Multi-Jurisdictional Mobile Communications Solution and the Dataradio Infrastructure System for the Office of the Sheriff at an amount not to exceed \$130,000 for the period September 1, 1997 through August 31, 1998, and

WHEREAS, said services were necessary for implementation, training and support services for said software for the Office of the Sheriff, and

WHEREAS, said agreement expired by its terms on August 31, 1998, and it is desired at this time to extend said agreement through August 31, 1999, on similar terms and conditions, and

WHEREAS, said renewal is required in order to pay support services bills incurred after the initial term expired, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment of the agreement with New World Systems Corporation, 888 W. Big Beaver Road, Suite 1100, Troy, MI 48084-4749

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for support services for the Hermes Multi-Jurisdictional Mobile Communications and Dataradio Infrastructure System software for the Office of the Sheriff, changing the term of the agreement to September 1, 1997 through August 31, 1999, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450080.4726.104086 (Contracted Data Processing), and be it

FURTHER RESOLVED, that Resolution 381 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 Finance, and County Administration, Economic Development & Planning Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENTS WITH THE TOWNS OF DICKINSON, UNION and VESTAL TO REIMBURSE SAID TOWNS FOR THE COST OF ADDITIONAL LIGHTING ALONG NYS ROUTE 17 (I-86) FOR A TEN YEAR PERIOD BEGINNING JANUARY 1, 2002**

WHEREAS, the New York State Department of Transportation is designing improvements to NYS Route 17 (the future I-86) along the right-of-way passing through the Towns of Dickinson, Union and Vestal and the City of Binghamton, extending easterly from Exit 67 in the Town of Vestal to the East end of the I-81 and Route 17 Interchange in the City of Binghamton which improvements include additional lighting along the highway in the aforesaid area, and

WHEREAS, the Route 17 (I-86) corridor through the urban core of Broome County is a major arterial highway providing ingress and egress to Broome County and is essential not only for local traffic but tourism and economic development as well, and

WHEREAS, the additional lights to be installed along the above described portion of Route 17 will enhance safety and make this important highway a more attractive entrance to the county thus benefiting the entire county, and

WHEREAS, the Towns of Dickinson, Union and Vestal are required to enter into ten year agreements with the New York State Department of Transportation whereby the Towns agree to pay for the electricity and maintenance of said lights once they have been installed by the state, and

WHEREAS, the additional lights will entail additional expense to the aforementioned three towns and these towns have requested financial assistance from Broome County to help them meet the additional expenses incurred as a result of their entering into said agreements with NYSDOT, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes inter-municipal agreements with the Towns of Dickinson, Union, and Vestal whereby, effective January 1, 2002, Broome County will agree to reimburse said towns for the additional cost to the towns of maintaining and paying for the utility charges associated with the additional lighting to be installed by the New York State Department of Transportation along NYS Route 17 from Exit 67, easterly to the East side of the I-81 and Route 17 Interchange in Binghamton, New York, and be it

FURTHER RESOLVED, that the amount of reimbursement to be paid to the towns shall be a percentage of the annual cost, beginning with the year 2002, incurred by the towns for lighting that portion of NYS Route 17 that passes through their respective towns as follows:

Town of Dickinson	83%
Town of Union	69%
Town of Vestal	47%

and be it

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FURTHER RESOLVED, that the payments to the towns pursuant to the above authorized agreements will be made from budget line 440016.4767.101000 (Other Government Payments), and be it

FURTHER RESOLVED, that that these intergovernmental agreements shall be for a term of ten years commencing January 1, 2002 through December 31, 2011, 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. 45**

By All Members

Seconded by Mrs. Sweet

**RESOLUTION OF CONDOLENCE ON THE DEATH OF O. CLEON BARBER**

WHEREAS, former Broome County Legislator from the Tenth Legislative District, passed away on the 7th day of January, 2000, and

WHEREAS, O. Cleon Barber, a graduate of Cornell University and the University of California where he earned a Masters Degree, served the citizens of Broome County for 35 years as the Broome County Extension Agent and Administrator and as the Tenth District Broome County Legislator for nine years, and

WHEREAS, O. Cleon Barber possessed the exceptional gift of unlimited energy and a genuine desire to serve the citizens of Broome County, and

WHEREAS, during the course of his public service as a member of the Broome County Legislature, O. Cleon Barber served as the Majority Leader of the Legislature and on many committees, including: Chair of the Finance, County Employees and Transportation committees, and as a member on the Public Works, Parks and Recreation, Social Services and Reassessment committees, and

WHEREAS, O. Cleon Barber will long be remembered as a person who performed his public service with distinction by adhering to detail and organization and was affectionately known to his colleagues as the "Father of the Decision Making Process," and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County Community, wishes to record its condolences in the official proceedings of this body, now, therefore, be it

RESOLVED, that the members of this County Legislature hereby recognize the loss of O. Cleon Barber and extend their sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this resolution in the minutes of the Regular Session of the County Legislature held on January 20, 2000 and to transmit a copy of this resolution to the family of the late O. Cleon Barber.

**Carried.**

**RESOLUTION NO. 46**

By All Members

Seconded by Mr. Kolba

**RESOLUTION OF CONDOLENCE ON THE DEATH OF ROBERT J. CASTELINE**

WHEREAS, former Broome County Commissioner of Aviation, Town of Maine Councilman and former Town of Maine Assessor Robert J. Casteline passed away on the 7th day of January, 2000, and

WHEREAS, the late Robert J. Casteline served the citizens of Broome County in many capacities during his life, including the United States Army Air Corp, Assistant Manager of the Tri-Cities Airport, Deputy and Commissioner of Aviation at the Binghamton Regional Airport, past president of the Northeast Association of Airport Executives, and

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WHEREAS, he served the citizens of the Town of Maine with distinction as a Councilman and as Assessor for the Town and in appreciation of his services to his community, he was named as the Town of Maine's Man of the Year in 1998, and

WHEREAS, Robert J. Casteline will long be remembered for his willingness to serve his country and his community as a member and past Commander of American Legion Post #1390 of Maine, a member of B.P.O.E. #1977 of Endicott, a member of the Maine Masonic Lodge #399 F&AM, and as a member of the 22 Sportsman Club of McDonough, and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County Community, wishes to record its condolences in the official proceedings of this body, now, therefore, be it

RESOLVED, that the members of this County Legislature hereby recognize the loss of Robert J. Casteline and extend their sincere sympathy to his family, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this resolution in the minutes of the Regular Session of the County Legislature held on January 20, 2000 and to transmit a copy of this resolution to the family of the late Robert J. Casteline.

**Carried.**

Ms. Hudak made a motion to adjourn, seconded by Mr. Shafer. **Motion to adjourn carried.**  
The meeting was adjourned at 4:48 p.m.



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