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**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, MARCH 21, 2002**

The Legislature convened at 5:09 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-16, Absent-3 (Kolba, Mather, Shafer).

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. Miller made a motion, seconded by Mr. Pasquale, that the minutes of the Special Session of February 21, 2002, the Regular Session of February 21, 2002 and the State of the County Address of February 28, 2002 be approved as prepared and presented by the Clerk. **Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

Mr. Schofield noted that the committee minutes for the period February 14, 2002 through March 14, 2002 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. Seeing none, a motion to approve the committee minutes was made by Mr. Burger, seconded by Mr. Pasquale. **Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

**ANNOUNCEMENTS FROM THE CHAIR**

Chairman Schofield appointed Legislators Kavulich and Miller to a committee with Mr. Terrence M. Kane, Deputy County Executive, to investigate options for the George Harvey Justice Building.

Chairman Schofield also announced that he will be calling for a Special Session on Wednesday, March 27, 2002 at 5:00 p.m. to act on a resolution relating to a contract with the Department of Aviation.

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

Letters from the County Executive, Jeffrey P. Graham:

- A. 2002 State of the County Address
- B. Appointments to the Youth Bureau Advisory Board
- C. Appointments to Emergency Medical Services Advisory Board
- D. Appointing D. Nemeck to Criminal Justice Advisory Board
- E. Appointments to the Environmental Management Council

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

- A. Petitions: None
- B. Communications:
  - 1. Minutes:
    - a. Association of Municipal Clerks
    - b. Soil & Water Conservation District
    - c. Environmental Management Council
    - d. Cornell Cooperative Extension
    - e. Public Works: letter regarding the Colesville Landfill Remediation Project
    - f. Audit: Petty Cash Audits for various departments
  - 2. Letter from Governor Pataki regarding receipt of Resolution 02-22 Re: Reinstatement of state funds to support the shared staff agreements between the counties and New York State

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3. Environmental Management Council: letter of recommendations for Sustainable Economic Development Plan
  4. Environmental Management Council: memo regarding postponement of Natural Resource Committee work session
  5. Town of Maine:
    - a. Copy of resolution regarding home occupations
    - b. Copy of resolution regarding harboring horses
  6. Finance: Bond Certificate dated March 13, 2002
- C. Notices: None
- D. Reports:
1. Personnel:
    - a. 2001 Annual Report
    - b. Monthly Attrition January 2001
  2. ACCORD: 2000-2001 Annual Report
  3. Broome Community College:
    - a. Above Minimum Hire Report, January 2002
    - b. Budget Transfers, January 2002
    - c. Quarterly Report, March 1, 2002

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

Letters from the Chair, Daniel A. Schofield:

1. Appointing the following legislators for Arthur Shafer:
  - a. W. Miller as Chair, Special Public Works and Finance Committee, February 21, 2002
  - b. B. Mather as voting representative, Special Public Works and Finance Committee, February 21, 2002
2. Appointing the following legislators for George Kolba:
  - a. W. Miller as voting representative, Education, Culture and Recreation, March 11, 2002
  - b. P. O'Day as voting representative, Public Safety and Emergency Services, March 11, 2002
  - c. T. Hull as voting representative, Health Services, March 13, 2002
3. Appointing J. Holley as voting representative for B. Mather, Finance Committee, March 14, 2002

Mr. Holley made a motion, seconded by Mr. Howard, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2002 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

Mr. Kavulich and Mr. O'Day were designated as participants with Chairman Schofield in the 'Short Roll Call'. Resolutions were acted upon out of order, but for the purpose of clarity, they are presented here in numerical order.

Mr. Holley made a motion, seconded by Mr. O'Day, to bring Resolution 23 of 2002 off the table. **Motion to bring Resolution 23 of 2002 off the table carried**, Ayes-15, Nays-1 (Hudak), Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 23**

By Education, Culture & Recreation and Finance Committees Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH EPIXTECH, INC. FOR MAINTENANCE OF DYNIX LIBRARY SYSTEM FOR THE BROOME COUNTY CENTRAL LIBRARY FOR 2002**  
**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

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**RESOLUTIONS HELD OVER FROM PREVIOUS SESSION**

**RESOLUTION NO. 62**

(held over by Miller)

By Finance and Transportation Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING INTERFUND BORROWING TO COVER THE 2001 OPERATING DEFICIT FOR THE DEPARTMENT OF AVIATION**

Resolution was **withdrawn** on the floor by the Transportation Committee.

**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 99**

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

**RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND ESTABLISHING AGREEMENTS WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2002**

WHEREAS, this County Legislature, by Resolution 402 of 2001, authorized and approved the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$55,108 and authorizing agreements with Catholic Charities for an amount not to exceed \$30,000 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center for an amount not to exceed \$17,273 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said grant program provides opportunities and support to teenagers who come from historically dysfunctional families by providing them with positive role models, a safe haven and support network to help them gain independence, and

WHEREAS, it is desired to renew said grant program in the amount of \$50,915, adopt a program budget in connection therewith and renew agreements with Catholic Charities for an amount not to exceed \$30,000 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center for an amount not to exceed \$20,915 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2002 through December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,915 from the Office of Children & Family Services, Suite 105, The Atrium, 2 Clinton Square, Syracuse, New York 13202, for the Youth Bureau's Runaway and Homeless Youth Program Grant for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 for an amount not to exceed \$30,000 to administer the Youth Bureau's Transitional Living/Supported Residence portion of the Runaway Homeless Youth Grant Program for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Berkshire Farm Center and Services for Youth, 166 Water Street, Binghamton, New York 13901 to administer the Interim Family Host Homes portion of the Runaway and Homeless Youth Program Grant for the Youth Bureau for an amount not to exceed \$20,915 for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.XXXXXX (Subcontracted Program), 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, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer)

### **RESOLUTION NO. 100**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE UNITED STATES MARSHALS SERVICE FOR HOUSING FEDERAL PRISONERS FOR THE OFFICE OF THE SHERIFF**

WHEREAS, this County Legislature, by Resolution 250 of 2000, authorized an agreement with the United States Marshals Service for housing Federal prisoners for the Office of the Sheriff at a cost of \$87 per day per inmate, for the period June 1, 2000 through May 31, 2001, and

WHEREAS, said agreement expired by its terms on May 31, 2001 and it is desired at this time to renew said agreement on substantially similar terms and conditions for an indefinite period of time or until terminated by either party in writing, upon 30 days notice, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the United States Marshals Service, P.O. Box 7260, 100 South Clinton Street, Tenth Floor, Syracuse, New York 13261 for the housing of Federal prisoners for an indefinite period of time or until terminated by either party in writing, upon 30 days notice, and be it

FURTHER RESOLVED, that the United States Marshals Service shall pay the Office of the Sheriff \$87 per day per prisoner, for the term of this agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove received shall be credited to budget line 450023.0561.101000 (U. S. Marshal Jail 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**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer)

### **RESOLUTION NO. 101**

By County Administration and Finance Committees                                      Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING AGREEMENT WITH ACS GOVERNMENT SYSTEMS FOR LICENSING SOFTWARE FOR THE COUNTY CLERK**

WHEREAS, the County Clerk requests authorization for an agreement with ACS Government Systems for licensing software for the County Clerk's Office at a one time cost not to exceed \$5,000, and

WHEREAS, said agreement is necessary for license/migration software fees for previously purchased equipment, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes an agreement with ACS Government Systems, 1733 Harrodsburg Road, Lexington, Kentucky 40504, for licensing/migration fees, for the County Clerk's office, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a one time cost not to exceed \$5,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300012.4359.101000 (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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 102**

By Public Works and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND FUNDING OF THE FEDERAL AID AND STATE "MARCHISELLI" PROGRAM AID-ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFOR**

WHEREAS, a Project for Broome County Road 156 over the Tioughnioga River, BIN 3349400, Town of Lisle, Broome County, P.I.N. 9752.44 (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 Federal and non-Federal share of the Locally Administered costs and 100% of the non-Federal share of the State Administered cost of the Construction and Construction Supervision and Inspection work, and

WHEREAS, this County Legislature has included the Project in the 2000 Capital Improvement Program (C.I.P.) as Project 502332 (Highways/Engineering/Bridges), now, therefore, be it

RESOLVED, that this County Legislature hereby approves the above-subject project; and be it

FURTHER RESOLVED, that the Broome County Commissioner of Finance is authorized to pay 100% of the Federal and non-Federal share of the Locally Administered costs and 100% of the non-Federal share of the State Administered costs of the Construction and Construction Supervision and Inspection work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$991,000 as previously appropriated pursuant to the 2000 C.I.P., Project 502332 (Highways/Engineering/Bridges), is made available to cover the cost of participation in the above phase of the Project, and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, this County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by NYSDOT thereof, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-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 County's funding of the local share of the Federal-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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

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**RESOLUTION NO. 103**

By Transportation and Finance Committees Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING AGREEMENT WITH HOWARD/STEIN-HUDSON ASSOCIATES FOR TRAINING SERVICES FOR BMTS FOR 2002**

WHEREAS, the Director of the Binghamton Metropolitan Transportation Study (BMTS) requests authorization for an agreement with Howard/Stein-Hudson Associates for training services for BMTS at a cost not to exceed \$9,600 for the period March 1, 2002 through June 30, 2002, and

WHEREAS, said services are necessary to provide training to BMTS and NYS Department of Transportation staff on effective public participation techniques, a task that was approved in the 2001-2002 BMTS Unified Planning Work Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Howard/Stein-Hudson Associates, 516 W. 36<sup>th</sup> Street, 4<sup>th</sup> Floor, New York, New York 10018 for training services for BMTS for the period March 1, 2002 through June 30, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,600 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 440115.4747.104526 (Other Fees for Services), and be it

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

**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

**RESOLUTION NO. 104**

By Economic Development & Planning Committee Seconded by Mr. O'Day  
**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL**

WHEREAS, Daniel A. Schofield, Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution 272 of 1991, approving the revised by-laws of the Broome County Environmental Management Council, hereby appoints, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Environmental Management Council for the terms indicated:

Name	Term Expiring
Chris Burger 110 Walters Road Whitney Point, New York 13862	Legislative Representative Term Expiring 12-31-02
Brian Brunza 349 Wyok Road Johnson City, New York 13790	Legislative Representative Term Expiring 12-31-02

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution 272 of 1991, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 272 of 1991, approving the revised by-laws of the Broome County Environmental Management Council, does hereby confirm the appointments of the above-mentioned individuals to membership on the Broome County Environmental Management Council in accordance with their appointments by the Legislative Chair.

**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

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### **RESOLUTION NO. 105**

By Community & Social Services and Finance Committees Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING RENEWAL OF LONG TERM CARE OMBUDSMAN PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 140 of 2001, authorized the continued participation in the Long Term Care Ombudsman Program Grant for the Office for Aging and adopted a program budget in the amount of \$11,544 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides funding for recruitment and training of Ombudsman volunteers who respond to the concerns and complaints expressed by, or on behalf of, residents of long term care facilities, and

WHEREAS, it is desired to renew said grant program in the amount of \$11,544 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,544 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's, Long Term Care Ombudsman Program Grant for the period April 1, 2002 through March 31, 2003, 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 \$11,544, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

### **RESOLUTION NO. 106**

By Community & Social Services and Finance Committees Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ACTION FOR OLDER PERSONS FOR THE OFFICE FOR AGING'S LONG TERM CARE OMBUDSMAN PROGRAM FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 141 of 2001, authorized renewal of the agreement with Action for Older Persons for recruitment and training of volunteers for the Office for Aging's Long Term Care Ombudsman Program at an amount not to exceed \$10,900, for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said agreement provides services for the recruitment and training of volunteers who respond to concerns and complaints expressed by, or on behalf of, residents of long term care facilities, and

WHEREAS, said agreement expires by its terms on March 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$10,900, for the period April 1, 2002 through March 31, 2003, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Action for Older persons, 30 West State Street, Binghamton, New York 13901 for recruitment and training of volunteers for the Office for Aging's Long Term Care Ombudsman Program for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,900 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760850.4457.104634 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.  
**Carried, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

### **RESOLUTION NO. 107**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF COMMUNITY SERVICES FOR THE ELDERLY PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 146 of 2001, as amended by Resolution 633 of 2001, authorized and approved the Community Services for the Elderly Program Grant for the Office for Aging and adopted a program budget in the amount of \$418,419 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides for a variety of services including social day care, transportation, rural shopping, in-home mental health counseling, and the GROW program, and

WHEREAS, it is desired to renew said grant program in the amount of \$421,007 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$226,752 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Community Service for the Elderly Program Grant for the period April 1, 2002 through March 31, 2003, 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 \$421,007, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

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**RESOLUTION NO. 108**

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

**RESOLUTION AUTHORIZING CANCELLATION OF OFFICE FOR AGING'S UNCOLLECTIBLE REPLACEMENTS FOR BOUNCED CHECKS FOR THE MEALS ON WHEELS PROGRAM FOR 2000 AND 2001**

WHEREAS, the Fiscal Services Administrator for the Office for Aging has advised that certain amounts owed to the Meals on Wheels Program for the years 2000 and 2001 currently remain unpaid and uncollected, and

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

RESOLVED, that this County Legislature hereby authorizes the cancellation and charge-off of the Office for Aging's uncollectible replacements for bounced checks for the Meals on Wheels Program for 2000 and 2001 for the following individuals:

Bank Date	Check Date	Amount	Client
10/27/00	10/14/00	\$80.00	W. Pecora
6/27/01	6/15/01	\$15.00	E. Baldwin
6/27/01	5/15/01	\$1.00	D. Korba
6/27/01	5/15/01	\$1.00	D. Korba
6/27/01	5/18/01	\$1.00	D. Korba
6/27/01	5/18/01	\$1.00	D. Korba
7/15/01	7/15/01	\$15.00	E. Baldwin
7/25/01	7/03/01	\$15.00	E. Baldwin
8/08/01	8/03/01	\$15.00	E. Baldwin

and be it

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

**Carried,** Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

**RESOLUTION NO. 109**

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

**RESOLUTION AUTHORIZING RENEWAL OF CAREGIVER RESOURCE CENTER PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 144 of 2001, authorized and approved continued participation in the Caregiver Resource Center Program Grant for the Office for Aging and adopted a program budget in the amount of \$21,600 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides educational programs to family caregivers of impaired elderly in Broome County, including programs on personal care, community services, medical problems of aging and maintaining the mental health of the caregiver, and

WHEREAS, it is desired to renew said grant program in the amount of \$20,000 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$20,000 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Caregiver Resource Center Program Grant for the period April 1, 2002 through March 31, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$20,000, 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, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 110**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF EXPANDED IN-HOME SERVICES FOR THE ELDERLY PROGRAM (EISEP) FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 142 of 2001 as amended by Resolution 71 of 2002, authorized the continued participation in the Expanded In-Home Services for the Elderly Program (EISEP) for the Office for Aging and adopted a program budget in the amount of \$499,671 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides for personal care and housekeeper/chore services and case management of clients, and

WHEREAS, it is desired to renew said grant program in the amount of \$501,651 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$322,776 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Expanded In-Home Services for the Elderly Program for the period April 1, 2002 through March 31, 2003, 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 \$501,651, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).



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FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$252,757, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

### **RESOLUTION NO. 113**

By County Administration and Finance Committees

Seconded by Mr. O'Day

**RESOLUTION AUTHORIZING AGREEMENTS WITH GENERAL ELECTRIC CAPITAL CORPORATION AND EASTERN COPY PRODUCTS, INC. AND WITH SOUTHERN TIER COPY PRODUCTS, INC. D/B/A CMS IMAGING SOLUTIONS FOR THE LEASE AND RELATED SERVICE AGREEMENTS FOR DIGITAL COPY MACHINES FOR SEVERAL BROOME COUNTY DEPARTMENTS FOR 2002-2007**

WHEREAS, the Director of Purchasing has advertised and received bids for lease and related service agreements for the placement of digital copy machines in various County departments, and

WHEREAS, following a review of all bids received and selected testing of proposed machines, the Director of Purchasing on behalf of the respective departments requests authorization for several leases and related service agreements with General Electric Capital Corporation and Eastern Copy Products, Inc. and with Southern Tier Copy Products, Inc. d/b/a CMS Imaging Solutions for digital copy machines for a five-year period beginning April 1, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby approves several lease agreements with General Electric Capital Corporation, 1961 Hirst Drive, Moberly, Missouri 65270, Eastern Copy Products, Inc., 423 Commerce Road, Vestal, New York 13850 and Southern Tier Copy Products, Inc. d/b/a CMS Imaging Solutions, 1 Lewis Street, Binghamton, New York 13901 for digital copiers and related service agreements for a five-year period beginning April 1, 2002, for the following digital copy machines:

Department and Machine Model	Vendor and Lease/Service Period	Copies per Month	Monthly Rate	X 60 Months
Youth Bureau Konica 7045 (Networked)	General Electric Capital Corporation and Eastern Copy Products 8/1/02-7/31/07	14,000	\$257.89**	\$15,473.40
Health Cannon IR-5000 (Not Networked)	Southern Tier Copy Products d/b/a CMS Imaging Solutions 4/1/02-3/31/07	18,000	\$255.95*	\$15,357.00
Sheriff Cannon IR-5000 (Not Networked)	Southern Tier Copy Products d/b/a CMS Imaging Solutions 4/1/02-3/31/07	18,000	\$255.95*	\$15,357.00

Department and Machine Model	Vendor and Lease/Service Period	Copies per Month	Monthly Rate	X 60 Months
Social Services Cannon IR-5000 (Networked)	Southern Tier Copy Products d/b/a CMS Imaging Solutions 4/1/02-3/31/07	18,000	\$288.76*	\$17,325.60
Willow Point Cannon IR-6000 (Not Networked)	Southern Tier Copy Products d/b/a CMS Imaging Solutions 4/1/02-3/31/07	38,000	\$381.01*	\$22,860.60

with overage rates of .005\* or .0055\*\* when applicable, and be it,

FURTHER RESOLVED, that in consideration of said leases and service agreements, the County shall pay the Contractors an amount not to exceed \$86,373.60 for the term of these agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4518.various (Copy Machines Rentals), and be it

FURTHER RESOLVED, that the bid summary attached as Exhibit "A" is approved for use by all Broome County Departments, subject to Legislative approval, and pursuant to Resolution 358 of 1990 is approved and extended to non-Broome County Governmental Agencies through October 31, 2002, 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**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 114**

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FEDERAL BUREAU OF INVESTIGATION FOR LEASE OF TOWER SPACE FOR EMERGENCY SERVICES COMMUNICATIONS SYSTEM FOR 2001-2002**

WHEREAS, this County Legislature, by Resolution 183 of 2001, authorized renewal of agreement with the Federal Bureau of Investigation of the United States Department of Justice for lease of the tower facility at Hawkins Hill, Site 66 Tower in the Town of Binghamton, providing revenue to the County of \$125 per month, total revenue amount of \$1,500 for the period October 1, 2000 through September 30, 2001, and

WHEREAS, said agreement expired by its terms on September 30, 2001, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to the County of \$125 per month, total revenue amount of \$1,500, for the period October 1, 2001 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Federal Bureau of Investigation of the United States Department of Justice, 200 McCarty Avenue, Albany, New York 12209 for lease of the Hawkins Hill, Site 66 Tower, for the period October 1, 2001 through September 30, 2002, and be it

FURTHER RESOLVED, that in consideration of said lease the United States Department of Justice shall pay the County \$125 per month, total revenue amount of \$1,500 for the term of the agreement, and be it

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

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

**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

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### RESOLUTION NO. 115

By Health Services and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF THE ADOLESCENT PREGNANCY PREVENTION SERVICES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 333 of 2001, authorized and approved the Adolescent Pregnancy Prevention Services Program Grant for the Department of Health and adopted a program budget in the amount of \$22,235 for the period June 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides intensive home care visiting services to women ages 10-21 who are pregnant or parenting in 13901, 13905, 13790 and 13754 zip codes, and

WHEREAS, it is desired to renew said grant program in the amount of \$22,235 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$22,235 from Mothers and Babies Perinatal Network, 45 Lewis Street, Binghamton, New York 13901, for the Department of Health's Adolescent Pregnancy Prevention Services Program Grant for the period April 1, 2002 through March 31, 2003, 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 \$22,235, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

### RESOLUTION NO. 116

By Education, Culture & Recreation, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF NATURAL HERITAGE TRUST GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2002**

WHEREAS, this County Legislature, by Resolution 35 of 2001, authorized and approved the renewal of the Natural Heritage Trust Grant and adopted a program budget in the amount of \$9,737 for the period January 1, 2001 through December 31, 2001, and

WHEREAS, said grant program provides for the Naturalist position in the Nature Interpretation Program at Finch Hollow Nature Center, and

WHEREAS, it is desired to renew said grant program in the amount of \$7,475 for the period January 1, 2002 through December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$7,475 from New York State Office of Parks, Recreation and Historic Preservation, Jamesville, New York 13078, for the Natural Heritage Trust Grant for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$7,475, 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, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 117**

By Health Services Committee

Seconded by Mr. O'Day

#### **RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY HEALTH ADVISORY BOARD**

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Article VII, Section 703 of the Broome County Charter and Code, has duly designated and appointed the following named individuals to membership on the Broome County Health Advisory Board, for the terms indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM EXPIRING</u>
Keith Chadwick 6 Oak View Drive Johnson City, New York 13790	New Appointment Term Expires 12/31/05
Marianne Soden Serjanej 146 Rt. 38B Endicott, New York 13760	New Appointment Term Expires 12/31/05

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article VII, Section 703 of the Broome County Charter and Code, confirms the appointments of the above-named individuals to membership on the Broome County Health Advisory Board for the terms indicated, in accordance with their appointment by the County Executive.

**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 118**

By Health Services Committee

Seconded by Mr. O'Day

#### **RESOLUTION CONFIRMING AN APPOINTMENT TO MEMBERSHIP ON THE WILLOW POINT NURSING HOME BOARD OF DIRECTORS**

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Article XIV of the Broome County Charter and Code, has duly designated and appointed the following named individual to membership on the Willow Point Nursing Home Board of Directors, for the term indicated, subject to confirmation by this County Legislature:

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NAME

TERM EXPIRING

Laura Stoughton  
3700 Old Vestal Road  
Vestal New York 13850

New Appointment  
Term Expires 12/31/04

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 of the  
Broome County Charter and Code, hereby confirms the appointment of the above-named  
individual to membership on the Willow Point Nursing Home Board of Directors, for the term  
indicated, in accordance with her appointment by the County Executive.  
**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

**RESOLUTION NO. 119**

By Finance Committee

Seconded by Mr. O'Day

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

WHEREAS, it is necessary to clear the tax records of this parcel of real property by virtue  
of the reasons stated below, now, therefore, be it

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

Parcel ID:	108.04-1-4.1
Town/Village:	Town of Union
Owner:	Stever, Robert A. ETAL
Amount to be Cancelled:	\$1552.19
Reason:	Parcel is currently being taxed under another tax number

**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

**RESOLUTION NO. 120**

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

**RESOLUTION AUTHORIZING RENEWAL OF SAFE PLACES GRANT FOR THE YOUTH  
BUREAU, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND  
AUTHORIZING AN AGREEMENT WITH MOTHERS AND BABIES PERINATAL NETWORK OF  
SOUTH CENTRAL NY INC. TO ADMINISTER SAID PROGRAM FOR 2002**

WHEREAS, this County Legislature, by Resolution 682 of 2000, authorized and approved  
the Safe Places Grant for the Youth Bureau, adopted a program budget in the amount of  
\$50,000 and authorized an agreement with Johnson City Community Action Team, Inc. to  
administer said program for the period January 1, 2001 through December 31, 2001, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$45,000, adopt a  
program budget and authorize an agreement with Mother's and Babies Perinatal Network of  
South Central NY, Inc. to administer said program for the period January 1, 2002 through  
December 31, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of  
\$45,000 from New York State Office of Children & Family Services, 52 Washington Street,  
Rensselaer, New York 12144-2796, for the Youth Bureau's Safe Places Grant for the period  
January 1, 2002 through December 31, 2002, 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 \$45,000, and be it

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RESOLVED, that this County Legislature hereby authorizes an agreement with Mother's and Babies Perinatal Network of South Central NY, Inc., 45 Lewis Street, Binghamton, New York 13901 to implement said program for the Youth Bureau for an amount not to exceed \$45,000 for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.XXXXXX (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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 121**

By Community & Social Services and Finance Committees Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION FOR SURVEY SERVICES FOR THE YOUTH BUREAU'S INTEGRATED COUNTY PLANNING PROGRAM GRANT FOR 2002**

WHEREAS, the Director of the Youth Bureau requests authorization for an agreement with Cornell Cooperative Extension of Broome County for survey services for the Youth Bureau's Integrated County Planning Program Grant at a cost not to exceed \$8,000, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to conduct a Teen Assessment Project (TAP) Survey (conducted every three years), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Cornell Cooperative Extension, 840 Front Street, Binghamton, New York 13905, for survey services for the Youth Bureau's Integrated County Planning Program Grant for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.104618 (Subcontracted Program Expense), and be it

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

**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 122**

By Health Services and Finance Committees Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS FOR DENTAL SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2002**

WHEREAS, this County Legislature, by Resolution 383 of 2001, authorized an agreement with United Health Services Hospitals for dental services for the Department of Health's Dental

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Sealant Program Grant at an amount not to exceed \$20,625, for the period January 1, 2001 through September 30, 2001, and

WHEREAS, said services are necessary to provide oral health education, oral health screening and dental services to second grade students who qualify for free and reduced price school lunch in eleven school districts, and

WHEREAS, said agreement expired by its terms on September 31, 2001, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$27,500, for the period January 1, 2002 through September 30, 2002, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with United Health Services Hospitals, Ambulatory Services, 10-42 Mitchell Avenue, Binghamton, New York 13903, for dental services for the Department of Health's Dental sealant Program Grant for the period January 1, 2002 through September 30, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$27,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104586 (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. **Carried, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

### **RESOLUTION NO. 123**

By Health Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF HIV CARE NETWORK GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 165 of 2001, as amended by Resolution 577 of 2001, authorized the continued participation in the HIV Care Network Grant for the Department of Health and adopted a program budget in the amount of \$103,283 for the period April 2, 2001 through March 31, 2002, and

WHEREAS, said grant program provides funding for the administration of the NY-Penn Region HIV Care Network, a local coalition responsible for defining the local HIV/AIDS epidemic, planning and coordination of services and raising public awareness, and

WHEREAS, it is desired to renew said grant program in the amount of \$100,583 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$100,583 from the Statewide AIDS Service Delivery Consortium, New York State Department of Health, 5 Penn Plaza, 5<sup>th</sup> Floor, New York, New York 10001, for the Department of Health's HIV Care Network Grant for the period April 1, 2002 through March 31, 2003, 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 \$100,583, 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) is hereby

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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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 124**

By Health Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF HIV COUNSELING, TESTING, REFERRAL, PARTNER NOTIFICATION GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 406 of 2001, authorized and approved the HIV Counseling, Testing, Referral, Partner Notification Grant for the Department of Health and adopted a program budget in the amount of \$71,229 for the period May 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides HIV/STD/TB education, counseling and testing in the Broome County Correctional Facility, homeless shelters, drug rehabilitation residential units and community-based programs for high risk adolescents, and

WHEREAS, it is desired to renew said grant program in the amount of \$77,704 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$77,704 from the New York State Department of Health, STD Control Program, Empire State Plaza, Room 2523, Albany, New York 12237, for the Department of Health's HIV Counseling, Testing, Referral, Partner Notification Grant for the period April 1, 2002 through March 31, 2003, 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 \$77,704, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 125**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF THE CHILD HEALTH PLUS FACILITATED ENROLLMENT PROGRAM GRANT FOR DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 150 of 2001, authorized and approved the Child Health Plus Facilitated Enrollment Program Grant for the Department of Social Services and adopted a program budget in the amount of \$34,112 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides for the addition of a social welfare examiner in the Department of Social Services who determines eligibility and processes Medicaid

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applications for families enrolling in the Child Health Plus Program, a New York State insurance program for children whose household is uninsured or underinsured, and

WHEREAS, it is desired to renew said grant program in the amount of \$37,451 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$37,451 from Mother's and Babies Peri-natal Network, 45 Lewis Street, Binghamton, New York 13901 for the Department of Social Services' Child Health Plus Facilitated Program Grant for the period April 1, 2002 through March 31, 2003, 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 \$37,451, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

### **RESOLUTION NO. 126**

By Community & Social Services, Personnel and Finance Committees   Seconded by Mr. O'Day  
**RESOLUTION AUTHORIZING RENEWAL OF MEDICAID OUTSTATIONED WORKER GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 149 of 2001, authorized and approved the Medicaid Outstationed Worker Grant for the Department of Social Services and adopted a program budget in the amount of \$116,784 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides for staff personnel to conduct Medicaid assistance eligibility activities and process Medicaid applications at both Lourdes and UHS hospitals, enhancing the County's ability to service indigent Broome County residents in need of assistance while hospitalized, and

WHEREAS, it is desired to renew said grant program in the amount of \$121,295 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$60,647 from the New York State Department of Health and \$60,648 from miscellaneous contributions for the Department of Social Services' Medicaid Outstationed Worker Grant for the period April 1, 2002 through March 31, 2003, 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 \$121,295, 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

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FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 127**

By Community & Social Services and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING REVISION OF THE FOSTER GRANDPARENTS-SOFA PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2001-2002**

WHEREAS, this County Legislature, by Resolution 440 of 2001, authorized the continued participation in the Foster Grandparents-SOFA program grant by the Office for Aging and adopted a program budget in connection therewith in the total amount of \$20,269 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program allows income eligible seniors age 60 and older the opportunity to volunteer in schools, day-care centers, Head Start programs and institutions while providing them with an hourly stipend, travel reimbursement, a daily meal and an annual physical examination, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$1,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Foster Grandparents-SOFA grant to reflect an increase of \$1,000, for a total amount of \$21,269, for the period April 1, 2001 through March 31, 2002, 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 \$21,269, and be it

FURTHER RESOLVED, that Resolution 440 of 2001, 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) is 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**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 128**

By Public Works and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DELTA ENGINEERS, PC FOR STRUCTURAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2002**

WHEREAS, this County Legislature, by Resolution 565 of 2001, authorized an agreement with Delta Engineers, P.C. for structural engineering services for the Department of Public Works, in accordance with the rate schedule attached as Exhibit "A" to said resolution, total cost not to exceed \$150,000 for the period January 1, 2002 through December 31, 2002, and

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WHEREAS, said services are necessary to provide structural engineering services on projects for various Broome County departments, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the cap to \$250,000 to accommodate additional engineering services for Public Works projects (i.e., Arena Skybox Project), and

WHEREAS, the Commissioner of Public Works 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 Delta Engineers, P.C., 164 Court Street, Binghamton, New York 13901, increasing the cap to \$250,000 for structural engineering services for the Department of Public Works for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$250,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4746.various (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that Resolution 565 of 2001, 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 129**

By Public Works and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH CLOUGH HARBOR AND ASSOCIATES, LLP FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2000-2002**

WHEREAS, this County Legislature, by Resolution 78 of 2000, as amended by Resolutions 125, 205 and 263 of 2001, authorized an agreement with Clough Harbor and Associates, LLP for professional engineering services for the Department of Public Works at a cost not to exceed \$625,213 for the period March 1, 2000 through July 1, 2001, and

WHEREAS, said services are necessary for the design phase, which includes plans, specifications and bid documents, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide an additional \$2,500 for additional copies of the plans and specifications to prospective bidders and extend the agreement to December 31, 2002, and

WHEREAS, the Commissioner of Public Works 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 Clough Harbor and Associates, LLP, The Galleries of Syracuse, 441 South Salina Street, Syracuse, New York 13202-4712, for an additional \$2,500 for copies of the plans and specifications to prospective bidders and to extend the agreement to March 1, 2000 through December 31, 2002, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$2,500, total amount not to exceed \$627,713, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 235036.2014.501345 (Water and Sewer Lines), and be it

FURTHER RESOLVED, that Resolution 78 of 2000 and Resolutions 125, 205 and 263 of 2001, to the extent consistent herewith, shall remain in full force and effect, 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**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 130**

By Health Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF THE IMMUNIZATION ACTION PLAN GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 131 of 2001, authorized and approved the Immunization Action Plan Grant for the Department of Health and adopted a program budget in the amount of \$30,500 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides funding to enable staff to conduct audits of provider offices, monitors and improves immunization rates for children through 24 months of age, and enhances adult immunization activities, and

WHEREAS, it is desired to renew said grant program in the amount of \$30,500 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$30,500 from the New York State Department of Health, 217 South Salina Street, Syracuse, New York 13202, for the Department of Health's Immunization Action Plan Grant for the period April 1, 2002 through March 31, 2003, 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 \$30,500, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 131**

By Health Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF COLORECTAL CANCER SCREENING AND PROSTATE CANCER EDUCATION PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 161 of 2001, as amended by Resolutions 306 and 409 of 2001, authorized and approved the Colorectal Cancer Screening and Prostate Cancer Education Program Grant for the Department of Health and adopted a program budget in the amount of \$99,205 for the period April 1, 2001 through March 31, 2002, and

WHEREAS, said grant program provides colorectal cancer screening and prostate cancer education to uninsured or underinsured men and women over fifty years of age in five counties (Broome, Tioga, Chenango, Otsego and Delaware), and

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WHEREAS, it is desired to renew said grant program in the amount of \$125,796 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$143,104 from New York State Department of Health, Room 515, Empire State Plaza, Corning Tower, Albany, New York 12237-0679, for the Department of Health's Colorectal Cancer Screening and Prostate Cancer Education Program Grant for the period April 1, 2002 through March 31, 2003, 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 \$125,796, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

### **RESOLUTION NO. 132**

By Health Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF THE HEALTHY LIVING PARTNERSHIP GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 159 of 2001, as amended by Resolution 305 of 2001, authorized the continued participation in the Healthy Living Partnership Grant for the Department of Health and adopted a program budget in the amount of \$265,892 for the period April 1, 2001 through March 31, 2002, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$271,561 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$161,494 from New York State Department of Health, Bureau of Chronic Disease, Corning Tower, Empire Plaza, Albany, New York 12237, for the Department of Health's Healthy Living Partnership Grant for the period April 1, 2002 through March 31, 2003, 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 \$271,561, 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) is hereby

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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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 133**

By Transportation and Finance Committees

Seconded by Mr. Howard

#### **RESOLUTION AUTHORIZING REVISION OF THE FARE STRUCTURE FOR BC TRANSIT AND BC LIFT**

WHEREAS, this County Legislature, by Resolution 565 of 1995, authorized and approved revisions to the fare structure for BC Transit, BC Country and BC Lift, and

WHEREAS, the Commissioner of Transportation recommends revisions to the existing fare structure as presented in Exhibit "A" and Exhibit "C" attached hereto for BC Transit and BC Lift, respectively, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes revisions to the existing fare structure as presented in Exhibit "A" and Exhibit "C" attached hereto for BC Transit and BC Lift, respectively, and be it

FURTHER RESOLVED, that said revised fare structures shall be implemented only if the Commissioner of Public Transportation, after compliance with public hearing requirements of federal law and regulations, determines that said revised fare structures should be implemented, and be it

FURTHER RESOLVED, that said new fare structure, subject to such determination by the Commissioner of Public Transportation, shall be effective April 22, 2002, and be it

FURTHER RESOLVED, that the Director of Budget and Research and the Broome County Comptroller are hereby empowered to make any necessary entries and adjustments to effectuate the intent and purpose of this resolution.

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

### **RESOLUTION NO. 134**

By Public Works and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BUCK ENVIRONMENTAL LABORATORIES, INC. FOR PROFESSIONAL LABORATORY SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2002-2004**

WHEREAS, this County Legislature, by Resolution 210 of 2000, authorized renewal of an agreement with Buck Environmental Laboratories, Inc. for professional laboratory services at the Colesville Landfill at a total cost not to exceed \$16,335, the County and the GAF Corporation each paying an equal share of \$8,162.50 for the period April 16, 2000 through April 15, 2002, and

WHEREAS, said services are necessary to comply with regulations from the United States Environmental Protection Agency and the New York State Department of Environmental Conservation for monitoring services at the Colesville Landfill, pending the completion of the groundwater treatment facility in 2002 and during the first year of its operation, and

WHEREAS, GAF has filed for bankruptcy and it is necessary that the County complete this project (without GAF assistance) to avoid being fined by the Environmental Protection Agency, and

WHEREAS, said agreement expires by its terms on April 15, 2002, and it is desired at this time to renew said agreement for the period April 16, 2002 through April 15, 2004 on substantially similar terms and conditions with an increase in costs due to the addition of another residential monitoring site and a consumer price index adjustment of 2.8 per cent, 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 Colesville Landfill for the period April 16, 2002 through April 15, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$18,129 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, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).**

**RESOLUTION NO. 135**

By Health Services and Finance Committees

Seconded by Mr. O'Day

**RESOLUTION AUTHORIZING AN AMENDMENT TO RESOLUTION 668 OF 2001 AUTHORIZING AGREEMENTS WITH MENTAL HEALTH CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2002**

WHEREAS, this County Legislature, by Resolution 668 of 2002 authorized the execution of agreements with various local agencies for various services for the Department of Mental Health, and

WHEREAS, it is necessary to amend said resolution to increase the amount allocated to the Addiction Center of Broome County by \$31,198, total not to exceed \$119, 078, in order that they may provide the treatment services being discontinued in the Chemical Dependency Services Unit, and

WHEREAS, it is necessary to adjust appropriations and revenues in the Department of Mental Health's Chemical Dependency Services Unit in order to the reallocate funds to the appropriate account, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Broome County Executive to execute an amended agreement with the Addiction Center of Broome County to reflect an additional \$31,198, total not to exceed \$119,078, to provide treatment services being discontinued in the Chemical Dependency Services Unit, and be it

FURTHER RESOLVED, that the 2002 budget is hereby modified as follows:

	Index Code	Subobject	Project	Title	Amount
Decrease	470021	1000	101000	Salaries, Full Time	55,179
Appropriations	470021	1500	101000	Salaries, Part-Time	17,266
"	470021	4311	101000	Books & Subscriptions	85
"	470021	4359	101000	Computer Software	1,052
"	470021	4411	101000	Postage and Freight	17
"	470021	4461	101000	Mileage – Local	68
"	470021	4462	101000	Travel Hotel and Meals	307
"	470021	4463	101000	Education and Training	341
"	470021	4703	101000	Lab Services	150
"	470021	8030	101000	Social Security	6,778
"	470021	8050	101000	Life Insurance	84
"	470021	8060	101000	Health Insurance	18,690
"	470021	8063	101000	Disability Insurance	385
Decrease Revenues	470021	0077	101000	Client Fees	69,204
Increase Appropriations	470039	5021	101000	Contract-ACBC	31,198





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RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,797 in State Aid, \$56,391 in Federal Aid and \$15,949 in Miscellaneous Contributions for the Department of Social Services' Dental Access and Case Management Program Grant for the period April 1, 2002 through December 31, 2003, 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 \$91,137, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 140**

By Community & Social Services, Personnel and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING RENEWAL OF THE MEDICAID MANAGED CARE PROGRAM (MAX) FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 127 of 2001, authorized and approved the Medicaid Managed Care Program (MAX) for the Department of Social Services and adopted a program budget in the amount of \$139,362 for the period April 1, 2001 through March 31, 2002 and

WHEREAS, the Medicaid Managed Care Program is a voluntary managed care program that provides access to primary care services for approximately 5,900 Medicaid recipients, and

WHEREAS, it is desired to renew said grant program in the amount of \$143,000 for the period April 1, 2002 through March 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$143,000 in State and Federal Aid, for the Department of Social Services' Medicaid Managed Care Program (MAX) for the period April 1, 2002 through March 31, 2003, 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 \$143,000, 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) is 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-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).



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TO:	480301	1900	104557	Salaries, Shift Diff.	1
	480301	4411	104557	Postage and Freight	1,000
	480301	4459	104557	Reserve for Program	2,579
	480301	4610	104557	Pers. Svcs. Chargeback	5,574
	480301	4617	104557	Duplicating Printing	150
	480301	4618	104557	Office Supplies Chargeback	100
	480301	8010	104557	State Retirement	15
	480301	8050	104557	Life Insurance	2
	480301	8060	104557	Health Insurance	352
	480301	8063	104557	Disability Insurance	13

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#02-148, this County Legislature hereby authorizes the abolishment of one (1) Nurse Practitioner position, Part Time, at budget line 480301.1500.104557, minimum salary of \$52,788 FTE, Grade 27, Union CSEA, effective 02/06/02, and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller, and Commissioner of Finance are hereby authorized to process any necessary paperwork to implement the intent of this resolution.

**Carried,** Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 143**

By Personnel, Health Services, Transportation and Finance Committees

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENTS OF MENTAL HEALTH AND PUBLIC TRANSPORTATION**

RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#02-133, this County Legislature hereby authorizes the increase of hours for (1) Staff Psychiatrist position, 37.5 hours per week, Full Time, at budget line 470013.1000.101000, to (1) Staff Psychiatrist position 40 hours per week, Full Time, at budget line 470013.1000.101000, effective 7/1/02 with no change in salary, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#02-155, this County Legislature hereby authorizes the abolishment of (1) Medical Director position, Part Time, at budget line 470021.1500.101000 (Chemical Dependency Services Unit), minimum salary of \$64.02 per hour, effective 7/1/02, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#02-154, this County Legislature hereby authorizes the abolishment of (1) Drug Abuse Counselor position, Full Time, at budget line 470021.1000.101000 (Chemical Dependency Services Unit), minimum salary of \$27,196, Grade 14, CSEA, effective 7/1/02, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#02-153, this County Legislature hereby authorizes the abolishment of (1) Clinical Social Worker position, Full Time, at budget line 470021.1000.101000 (Chemical Dependency Services Unit), minimum salary of \$38,763, Grade 21, CSEA, effective 7/1/02, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Mental Health as contained in PCR#02-156, this County Legislature hereby authorizes the abolishment of (1) Registered Professional Nurse position, Part Time, at budget line 470021.1500.101000 (Chemical Dependency Services Unit), minimum salary of \$27,196 FTE, Grade 14, CSEA, effective 7/1/02, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Public Transportation as contained in PCR#02-145, this County Legislature hereby authorizes

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the abolishment of (1) Senior Clerk (80 Hrs) position, Full Time, at budget line 220004.1000.203110, minimum salary of \$21,495, Grade 8, CSEA, effective date 4/1/02, and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Public Transportation as contained in PCR#02-146, this County Legislature hereby authorizes the creation of (1) Dispatcher position (80 Hrs), Full Time, at budget line 220004.1000.203120, minimum salary of 23,724, Grade 10, CSEA, effective date 4/1/02.

**Carried,** Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 144**

By Finance Committee

Seconded by Mr. O'Day

#### **RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 419 OF 2001 TO AUTHORIZE THE SALE OF THE FORMER BROOME COUNTY LIBRARY PROPERTY TO 78 EXCHANGE STREET, LLC**

WHEREAS, this County Legislature, by Resolution 419 of 2001, authorized the sale of the former Broome County Public Library property located at 78 Exchange Street and 5, 7, and 9 Congdon Place to Steven M. Antler of One Main Street, Long Eddy, New York 12760, and

WHEREAS, Steven M. Antler has formed a limited liability company known as 78 Exchange Street, LLC and desires to have the former library property conveyed to 78 Exchange Street, LLC on the same terms and conditions as were authorized by Resolution 419 of 2001, now, therefore, be it

RESOLVED, that this County Legislature hereby amends Resolution Number 419 of 2001 to provide that the former Broome County Public Library property located at 78 Exchange Street and 5, 7 and 9 Congdon Place shall be sold to 78 Exchange Street, LLC, c/o Steven M. Antler, One Main Street, Long Eddy, New York 12760, and be it

FURTHER RESOLVED, that to the extent not otherwise amended herein that Resolution Number 419 of 2001 shall remain in full force and effect.

**Carried,** Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

#### **RESOLUTION NO. 145**

By County Administration Committee

Seconded by Mr. O'Day

#### **RESOLUTION SUPPORTING FUNDING FOR INTERSTATE 86 PROJECTS**

WHEREAS, access to an interstate transportation system is essential to attract and to retain businesses vital to the economic well-being of our state, and

WHEREAS, the Interstate 86 Economic Development Benefits Study projects that the conversion of New York State Route 17 (Route 17) to Interstate 86, if completed in a timely manner, will result in a \$3.2 billion direct economic benefit to the Southern Tier, Hudson Valley and the New York State economies as a whole, and

WHEREAS, the Congress of the United States, as part of the adoption of the Transportation Efficiency Act for the 21st Century (TEA-21), authorized designation of NYS Route 17 from its interchange with Interstate 90 near Erie, Pennsylvania to its interchange with Interstate 87 near Harriman, New York to be a new Interstate 86, and

WHEREAS, a significant portion of this road, from Binghamton westward has been developed to interstate standards since 1968 as part of Appalachian Highway Corridor "T" (the "Southern Tier Expressway"), and that the portions to the east of Binghamton had previously been developed largely to similar standards as part of the "Quickway" through the Catskills, and

WHEREAS, during the 2001-2002 budget cycle, Governor George E. Pataki proposed funding in the amount of \$400 million over a four-year period for said Route 17 highway improvements for the designation of Route 17 as the new Interstate 86, and

WHEREAS, the Broome County Legislature, by Resolution 210 of 1999, whole-heartily endorsed the re-designation of NYS Route 17 as Interstate 86, now, therefore, be it

RESOLVED, that this County Legislature hereby urges the New York State Legislature provide adequate funds to maintain or exceed Governor George E. Pataki's time frame for

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improvements to NYS Route 17 that are necessary for the designation of Route 17 as the new Interstate 86, and be it

FURTHER RESOLVED, that this Legislature stands against any cuts in State highway funding that would jeopardized the prompt completion of said re-designation, and be it

FURTHER RESOLVED, that the Legislative Clerk is directed to send a copy of this Resolution to Governor George E. Pataki, State Senator Thomas W. Libous, Assemblyman Jay J. Dinga and Assemblyman Robert J. Warner, urging all to take a proactive role in assuring the full designation of Interstate 86 be accomplished at the earliest possible time.

**Carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer).

### **RESOLUTION NO. 146**

By Health Services and Finance Committees

Seconded by Mr. Holley

#### **RESOLUTION AUTHORIZING THE CHARGE STRUCTURE FOR RESIDENTS OF WILLOW POINT NURSING HOME**

WHEREAS, this County Legislature, by Resolution 395 of 1997, as amended by Resolutions 620 of 1998, 662 of 1999 and 558 of 2000 and 603 of 2001, authorized a charge structure for services provided to the residents of Willow Point Nursing Home, and

WHEREAS, due to a change in Public Health Law Paragraph (b) of Subdivision 2 of Section 2807-d, it is necessary to change the charge structure to reflect a 6% increase \$185.50 – Semi-Private or \$190.80 – Private, and Physical Therapy, Occupational Therapy and Speech Therapy per the Medicare Fee Schedule, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the change of the charge structure for residents of Willow Point Nursing Home effective May 1, 2002 as follows:

- |                                |                                       |
|--------------------------------|---------------------------------------|
| a. Semi-Private Room and Board | \$185.50 per day                      |
| b. Private Room and Board      | \$190.80 per day                      |
| c. Physical Therapy            | Per Medicare Fee Schedule             |
| d. Occupational Therapy        | Per Medicare Fee Schedule             |
| e. Speech Therapy              | Per Medicare Fee Schedule             |
| f. Prescription Medications    | \$cost plus 20% markup                |
| g. Lab and X-rays              | \$cost plus 20% administrative markup |

and be it

FURTHER RESOLVED, that said charge structure shall remain in effect until such time as changes are required, and be it

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

FURTHER RESOLVED, that the County Comptroller and the Commissioner of Finance are hereby authorized within the restraints of this Resolution to make any necessary adjustments to implement the intent and purpose of this Resolution.

**Carried**, Ayes-15, Nays-1 (Hudak), Absent-3 (Kolba, Mather, Shafer).

Mr. Howard made a motion to adjourn, seconded by Mr. Whalen. **Motion to adjourn carried**, Ayes-16, Nays-0, Absent-3 (Kolba, Mather, Shafer). The meeting was adjourned at 5:25 p.m.

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