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**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
THURSDAY, DECEMBER 18, 2003**

The Legislature convened at 5:01 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-18, Absent-1 (Howard).

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. Wike made a motion, seconded by Mr. Pasquale, that the minutes of the November 20, 2003 Regular Session be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

Mr. Schofield noted that the committee minutes for the period November 20, 2003 through December 17, 2003 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. Mather, seconded by Mr. Marinich. **Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

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

- A. Letters from the County Executive, Jeffrey P. Kraham:
1. Appointments to the Broome County Central Library Board of Trustees
  2. Appointments to the Broome County Office for Aging Advisory Council
  3. Appointment to the Broome County Central Library Board of Trustees
  4. Appointments to the Broome County Arena Board of Directors
  5. Appointments of the Broome County Environmental Management Council Board of Directors

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

- A. Petitions:
1. BC Transit #23 Riverside Drive Bus Route
- B. Communications:
1. Minutes
    - a. Cornell Cooperative Extension 10/23/03
    - b. EMC Natural Resources Committee 11/20/03
    - c. Broome County Soil & Water Conservation District 11/4/03
    - d. Broome County Association of Municipal Clerks 11/20/03
    - e. EMC Environmental Management Council 11/6/03
    - f. Broome County Fire Advisory Board 9/25/03
    - g. Broome County Association of Towns & Villages 11/20/03
  2. Town of Naticoke-Landfill Property Value Protection Program
  3. Division of Purchasing-Savings/Avoided Costs-Municipal Electric & Gas Alliance
  4. Certificate of Recommendation for Election Commissioner Schaeewe
  5. Director of Budget & Research-2004 Tax Levy and Rates by Municipality and Adopted Budget Summary by Funds
  6. Suzanne Burman-Questions/concerns regarding the landfill
  7. Director of Budget & Research-2004 Resolution Request Deadlines
  8. Environmental Management Council Membership Drive

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C. Notices:

1. Public Hearing SUNY/CUNY Capital Plan 11/19/03 & 11/25/03
2. Special Finance & County Administration Meeting 11/20/03
3. Special Landfill Advisory Committee 11/24/03

D. Reports:

1. Audit & Control-Bank Transfer Testing 1/03-6/03
2. Audit & Control-Payroll Audit Department of Public Works 11/03
3. Comprehensive Annual Financial Report 12/31/02
4. Minutes of Public Works Public Hearing 11/10/03-Completion of Draft SEIS & SEQR
5. Audit & Control-Front End Detection System Analysis 12/03
6. Town of Sanford 2004 Budget
7. Town of Naticoke 2004 Budget
8. Town of Maine 2004 Budget
9. Town of Conklin 2004 Budget
10. Town of Fenton 2004 Budget
11. Town of Barker 2004 Budget
12. Town of Windsor 2004 Budget
13. Town of Chenango 2004 Budget
14. Town of Kirkwood 2004 Budget
15. Town of Vestal 2004 Budget
16. Town of Lisle 2004 Budget
17. Town of Colesville 2004 Budget
18. BCC-Quarterly Report

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

Letters from the Chair, Daniel A. Schofield:

1. Designation for Special Finance & County Administration Meeting 11/20/03
2. Designation for Centralization & Consolidation 12/4/03
3. Designation for Public Safety & Emergency Services 12/8/03
4. Appointment to the BITT Steering Committee

Mr. Kuzel made a motion, seconded by Mr. Brunza, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2003 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

Mr. Mather and Mr. Whalen 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.

**RESOLUTION RECALLED AT THIS SESSION**

Mr. Lindsey made a motion, seconded by Mr. Shafer to recall Resolution No. 554 of 2003 entitled a **RESOLUTION AUTHORIZING RENEWAL OF PROBATION ELIGIBLE DIVERSION PROGRAM GRANT FOR THE DEPARTMENT OF PROBATION AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004**. Motion to recall carried, Ayes-18, Nays-0, Absent-1 (Howard).

Mr. Lindsey then made a motion, seconded by Mr. Burger, to replace page 1 of Exhibit A which corrected the revenue portion of the grant budget. **Motion to amend carried**, Ayes-18, Nays-0, Absent-1 (Howard). **Resolution as amended carried**, Ayes-18, Nays-0, Absent-1 (Howard).

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**RESOLUTIONS HELD OVER FROM PREVIOUS SESSION**

**RESOLUTION NO. 506**

(Held over by Mr. Shafer)

By Health & Human Services and Finance Committees

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DR. IVAN FRAS, M.D., FOR PSYCHIATRIC SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2004**

**Carried**, Ayes-17, Nays-1 (Hudak), Absent-1 (Howard).

**RESOLUTION NO. 590**

(Held over by Mr. Reynolds)

By Finance Committee

Seconded by Ms. Hudak

**RESOLUTION AUTHORIZING AGREEMENT WITH LEGAL AID FOR BROOME AND CHENANGO COUNTIES, INC. FOR LEGAL SERVICES FOR INDIGENT COUNTY RESIDENTS IN BROOME COUNTY FAMILY COURT FOR THE DEPARTMENT OF AUDIT AND CONTROL FOR 2004-2005**

Mr. Burger made a motion, seconded by Mr. Shafer, to change the name wherever it occurs from Legal Aid for Broome and Chenango Counties, Inc. to Legal Aid Society of Mid New York, Inc., 255 Genesee Street, Utica, New York 13501. **Amendment carried**, Ayes-18, Nays-0, Absent-1 (Howard).

Mr. Pasquale made a motion to table the resolution to December 29, 2003 Legislative Session, seconded by Mr. Whalen. **Motion to table carried**, Ayes-12 (Brunza, Hutchings, Kuzel, Lindsey, Marinich, Mather, Miller, Nannery, Pasquale, Reynolds, Whalen, Wike), Nays-6 (Burger, Hudak, Hull, Kolba, Shafer, Schofield), Absent-1 (Howard).

**RESOLUTIONS INTRODUCED AT THIS SESSION**

**RESOLUTION NO. 593**

By Public Works

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENTS WITH THE TOWNS OF COLESVILLE AND SANFORD FOR RECYCLING DROP-OFF SITES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2004**

WHEREAS, this County Legislature, by Resolutions 149 and 166 of 2003, authorized intermunicipal agreements with the Towns of Colesville and Sanford for recycling drop-off sites for the Division of Solid Waste Management, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, the County will provide roll-off containers, service the roll-offs and subsidize the processing of the recyclable materials, and

WHEREAS, the Towns of Colesville and Sanford will be responsible for the staffing, snow and ice removal, monitoring the container for non-recyclables, trash removal from the sites, disposal costs associated with rejected loads and construction/repairs of the platforms for residents to safely access the roll-off containers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes Inter-Municipal Agreements with the Towns of Colesville and Sanford for recycling drop-off sites, for the Division of Solid Waste Management, for the period January 1, 2004 through December 31, 2004, 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-18, Nays-0, Absent-1 (Howard).

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**RESOLUTION NO. 594**

By Education, Culture & Recreation and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DYNIX, INC. (F/K/A EPIXTECH, INC.) FOR MAINTENANCE OF THE DYNIX LIBRARY SYSTEM FOR THE BROOME COUNTY PUBLIC LIBRARY FOR 2004**

WHEREAS, this County Legislature, by Resolution 610 of 2002, authorized the renewal of an agreement with Epixtech, Inc. for maintenance of the DYNIX Library System for the Broome County Public Library at an amount not to exceed \$27,626.56 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary for continued software, hardware and 60/40 peripheral maintenance of the DYNIX Library System, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions for a total amount not to exceed \$13,491.10 (a portion of which will be satisfied by a \$7,932.12 credit) for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with DYNIX, Inc. (f/k/a Epixtech, Inc.), 400 West 5050 North, Provo, Utah 84604-5650 for maintenance of the DYNIX Library System for the Broome County Public Library for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$13,491.10 (a portion of which will be satisfied by a \$7,932.12 credit) for the term of the agreement, and be it

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

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

**RESOLUTION NO. 595**

By Health & Human Services Committee Seconded by Mr. Wike  
**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>
John Spencer P.O. Box 550 Binghamton, New York 13902-0550	Reappointment Term Expires 12/31/07
Margaret Manley 42 St. John Avenue Binghamton, New York 13905	Reappointment Term Expires 12/31/07

and

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

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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-18, Nays-0, Absent-1 (Howard).

#### **RESOLUTION NO. 596**

By County Administration and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GEAC ENTERPRISE SOLUTIONS, INC. FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2004**

WHEREAS, this County Legislature, by Resolution 458 of 2002, authorized renewal of the agreement with Geac Enterprise Solutions, Inc. for software maintenance for the Division of Information Technology at an amount not to exceed \$45,076.28, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary for maintenance of Broome County's MSA Payroll/Personnel software, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$48,622, for the period January 1, 2004 through December 31, 2004 now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with GEAC Enterprise Solutions, Inc., 66 Perimeter East, Atlanta, Georgia 30346-1805 for Broome County's MSA Payroll/Personnel software maintenance for the Division of Information Technology for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$48,622 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000 (Software Maintenance), and be it

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

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

#### **RESOLUTION NO. 597**

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Hutchings

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH JANIS A. BARLOW AND ASSOCIATES FOR AN ASSESSMENT OF THE FORUM FOR THE DEPARTMENT OF PARKS AND RECREATION FOR 2003**

WHEREAS, this County Legislature, by Resolution 127 of 2003, authorized an agreement with Janis A. Barlow and Associates for assessment services of the Broome County Forum for the Department of Parks and Recreation at a cost not to exceed \$9,820 for the period March 21, 2003 through May 16, 2003, and

WHEREAS, said agreement provides services necessary to review the current condition of the Forum Theatre, its current needs and identify opportunities to improve the effectiveness of the Forum Theatre as a community resource, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the term to December 31, 2003 and to increase the amount by \$5,180 to provide for additional reports and follow-up presentations of the study, and

WHEREAS, the Commissioner of Parks and Recreation has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Janis A. Barlow and Associates, 44 Charles Street West, Suite 5005, Toronto, Ontario Canada M4Y 1R8, to extend the term to December 31, 2003 and to increase the amount by \$5,180, for additional reports and follow-up presentations of the study for the period March 21, 2003 through December 31, 2003, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 545012.2011.501378 (Improvements and Alterations), and be it

FURTHER RESOLVED, that Resolution 127 of 2003, 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-11 (Burger, Hull, Kolba, Lindsey, Marinich, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-7 (Brunza, Hudak, Hutchings, Kuzel, Pasquale, Reynolds, Whalen), Absent-1 (Howard).

### **RESOLUTION NO. 598**

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LOURDES HOSPITAL PHARMACY DEPARTMENT FOR PRESCRIPTION DRUGS FOR THE DEPARTMENT OF HEALTH FOR 2004**

WHEREAS, this County Legislature, by Resolution 576 of 2002, authorized renewal of an agreement with Lourdes Hospital Pharmacy Department for prescription drugs for the Department of Health at a cost not to exceed \$5,000, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said agreement provides unit doses and individual packaging of prescription drugs used by the STD and TB Clinics, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$5,000, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Lourdes Hospital Pharmacy Department, 169 Riverside Drive, Binghamton, New York 13905 for prescription drugs for the Department of Health for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4365.101055 and 480228.4365.101056 (Prescription Drugs), 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-18, Nays-0, Absent-1 (Howard).

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### **RESOLUTION NO. 599**

By County Administration and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH NTS DATA SERVICES, INC. FOR THE BOARD OF ELECTIONS FOR 2004-2008**

WHEREAS, this County Legislature, by Resolution 317 of 1999, authorized renewal of an agreement with NTS Data Services, Inc. for installation of hardware, software, backfile conversion and poll book printing services for the period June 1, 1999 through December 31, 2003 at an amount not to exceed \$91,500, and

WHEREAS, said services are necessary for the maintenance, support and periodic revisions of the Windows Sign-It!® software system and poll book print services for primary and general elections, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on the same terms and conditions, at a cost not to exceed \$14,604.75 per year, total amount not to exceed \$73,023.75, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with NTS Data Services, Inc., 1342 Military Road, Niagara Falls, New York 14304-1730 for the period January 1, 2004 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,604.75 per year, total amount not to exceed \$73,023.75 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 410001.4747.101001 (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-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 600**

By Finance and Personnel Committees

Seconded by Mr. Wike

#### **RESOLUTION AMENDING THE DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF BROOME COUNTY**

WHEREAS, the New York State Deferred Compensation Board ("the Board"), pursuant to Section 5 of the New York State Finance Law ("Section 5") and the Regulations of the New York State Deferred Compensation Board ("the Regulations"), has promulgated a model Deferred Compensation Plan (the Plan) for adoption by municipalities within the State of New York that offer employees a Deferred Compensation Plan, and

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

WHEREAS, this County Legislature, by Resolution No. 491 of 2002, adopted the amended and restated Model Deferred Compensation Plan promulgated by the Board effective January 1, 2002, and

WHEREAS, upon due deliberations and having received the recommendation of the Deferred Compensation Committee, this County Legislature has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of Broome County by amending said Plan to include provisions for Plan participants to access account loans, now, therefore, be it

RESOLVED, that this County Legislature hereby amends the Deferred Compensation Plan for Employees of Broome County effective January 1, 2002 to include provisions for Plan participants to access account loans effective January 1, 2003 in the form on file with the Clerk of the Legislature, and be it

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

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

### RESOLUTION NO. 601

By Education, Culture & Recreation Committee

Seconded by Mr. Wike

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

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

<u>NAME</u>	<u>TERM</u>
Mr. Peter Cronk 53 Chenango Street P.O. Box 1623 Binghamton, NY 13902-1623	New Appointment Immediately - 12/31/04
Mr. Tom Gray 125 Elaine Drive Binghamton, NY 13905	New Appointment 1/1/2004 – 12/31/08

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 Resolution 221 of 1984 confirms the appointments of the above-named individuals to membership on the Broome County Library Board of Trustees for the terms indicated, in accordance with their appointment by the County Executive.

At a request from the County Executive, Ms. Nannery made a motion, seconded by Mr. Shafer, to add the following appointee: Ms. Cheryl Specioso, 1468 Sandra Drive, Endicott, New York 13760, Term Expires 12/31/08. **Amendment carried**, Ayes-18, Nays-0, Absent-1 (Howard). Mr. Shafer made a motion to call the question, seconded by Mr. Pasquale. **Motion to call the question carried**, Ayes-15, Nays-3 (Brunza, Kuzel, Schofield), Absent-1 (Howard). **Resolution as amended carried**, Ayes-18, Nays-0, Absent-1 (Howard).

### RESOLUTION NO. 602

By Personnel and County Administration Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING THE APPOINTMENT OF CATHERINE C. SCHAEWE AS BROOME COUNTY COMMISSIONER OF ELECTIONS FOR THE TERM DECEMBER 22, 2003 THROUGH DECEMBER 31, 2004**

WHEREAS, the Chairperson of the Republican Party has filed with the Clerk of this Legislature, on behalf of the Broome County Republican Committee and in compliance with the appropriate provisions of law, the required certificate recommending the appointment of Catherine C. Schaeve to serve as a Commissioner of Elections for Broome County, now, therefore, be it

RESOLVED, that in accordance with the appropriate provisions of law, the Broome County Charter and Administrative Code, Catherine C. Schaeve, 805 Annabelle Street, Vestal,



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New York 13850, be and hereby is appointed Republican Election Commissioner of Broome County, New York for a term commencing December 22, 2003 through December 31, 2004.  
**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 603**

By Transportation and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING AGREEMENT WITH DEW ENGINEERING AND DEVELOPMENT, INC. FOR LEASE OF SPACE AT THE GREATER BINGHAMTON AIRPORT FOR 2003-2004**

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with Dew Engineering and Development, Inc. for lease of space at the Greater Binghamton Airport at a cost not to exceed \$480 per month, total revenue to the County of \$3,360, for the period November 1, 2003 through May 31, 2004, and

WHEREAS, said lease is necessary to provide office space to Dew Engineering and Development, Inc., general contractor for the construction phase of the Passenger Boarding Bridge Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Dew Engineering and Development, Inc., 3429 Hawthorne Road, Ottawa Ontario Canada K1G-4G2, for lease of space at the Greater Binghamton Airport for the period November 1, 2003 through May 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$480 per month, total revenue to the County in the amount of \$3,360 for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue shall be credited to budget line 210070.0108.207000 (Space Rental-Other), 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 604**

By Finance, Health & Human Services, Transportation and County Administration Committees  
Seconded by Mr. Wike

**RESOLUTION AUTHORIZING BUDGET TRANSFERS FOR THE DEPARTMENTS OF PUBLIC HEALTH, PUBLIC TRANSPORTATION, COUNTY ATTORNEY (CORONERS), COUNTY EXECUTIVE AND OFFICE FOR AGING**

RESOLVED, that in accordance with a request from the Director of Public Health to move monies to maximize funding in the Healthy Worksites Grant as requested in BF# 004486, 004487 and 004488, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	480301	1500	104781	Salaries – Part Time	2,948
	480301	4411	104781	Postage	340
	480301	4461	104781	Mileage	375
	480301	4462	104781	Travel/Hotel/Meals	280
	480301	4463	104781	Education/Training	200
	480301	4606	104781	Telephone Chargeback	600
	480301	4609	104781	Data Processing Chargeback	440
	480301	4610	104781	Personal Svcs Chargeback	635
	480301	4615	104781	Gas Chargeback	650
	480301	4616	104781	Fleet Chargeback	460

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	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
	480301	4617	104781	Dup and Printing	750
	480301	4618	104781	Office Supplies Chargeback	750
	480301	8010	104781	State Retirement	201
	480301	8030	104781	Social Security	229
	480301	8040	104781	Workers Compensation	92
	480301	8050	104781	Life Insurance	4
	480301	8060	104781	Health Insurance	339
	480301	8063	104781	Disability Insurance	16
	480301	8070	104781	Unemployment Insurance	88
TO	480301	4319	104781	Office Supplies	779
	480301	4359	104781	Computer Supplies	1,238
	480301	4346	104781	Training/Education	6,500
	480301	4609	104781	DP Chargebacks	440

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Public Health to move monies to maximize funding in the TB Elimination Grant as requested in BF# 004489 and 004490, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	480301	1600	104749	Salaries – Temporary	2,951
	480301	4457	104749	Subcontract. Prog. Expenses	100
	480301	4463	104749	Education and Training	55
	480301	4617	104749	Duplicating/Printing	25
	480301	8030	104749	Social Security	262
	480301	8040	104749	Workers Compensation	75
	480301	8050	104749	Life Insurance	8
	480301	8060	104749	Health Insurance	1,167
	480301	8063	104749	Disability Insurance	41
TO	480301	1000	104749	Salaries – Full Time	12
	480301	4349	104749	Misc. Operational Expenses	1,550
	480301	4462	104749	Travel, Hotel, Meals	185
	480301	4606	104749	Telephone Billing	312
	480301	4609	104749	Data Processing	1,000
	480301	4614	104749	Other Chargeback	68
	480301	8010	104749	State Retirement	360
	480301	8070	104749	Unemployment Insurance	1,197

and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Public Transportation to move funding in order to cover indirect costs as requested in BF# 0001475, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

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	<u>Index code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	220004	4619	203115	Building Svcs Chargeback	15,000
	220004	1000	203115	Salaries – Full Time	200,000
	220004	1500	203115	Salaries – Part Time	50,000
TO	220004	4601	203115	Indirect Costs	265,000

and be it

FURTHER RESOLVED, that in accordance with a request from the County Attorney to move funding in order to cover autopsy costs as requested in BF# 004676, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	900084	4752	101000	Contingency	25,000
TO	250001	4707	101000	Medical & Hospital Svcs	25,000

FURTHER RESOLVED, that in accordance with a request from the County Executive to move funding in order to cover costs of Broome County students attending other community colleges, as requested in BF# 004159, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	900084	4752	101000	Contingency	50,000
TO	900090	4508	101000	Other Comm. College Tuition	50,000

and be it

FURTHER RESOLVED, that in accordance with a request from the Director of OFA, to move funding in order to maximize funding, on the Aging Futures II Project Grant, as requested in BF# 004532, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM	760850	1600	104679	Salaries – Temporary	10,132
	760850	8010	104679	State Retirement	500
	760850	8030	104679	Social Security	802
	760850	8040	104679	Workers' Compensation	197
TO	760850	4349	104679	Misc. Operating Supplies	685
	760850	4448	104679	Advertising and Promo	3,446
	760850	4449	104679	Other Operational Exp.	3,000
	760850	4610	104679	Personal Svcs Chargebacks	4,500

and be it

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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-18, Nays-0, Absent-1 (Howard).

#### **RESOLUTION NO. 605**

By Transportation, Public Works and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS CORPORATION (NYSEG) FOR AN EASEMENT AT THE GREATER BINGHAMTON AIRPORT**

WHEREAS, the New York State Electric and Gas Corporation (NYSEG) has requested an easement through land owned by Broome County at the Greater Binghamton Airport located in the Town of Maine to install electric service to the telephone building, and

WHEREAS, the Department of Public Works has determined that granting this easement would not interfere with the existing land use, now, therefore, be it

RESOLVED, that this County Legislature hereby grants NYSEG an easement running through land owned by Broome County at the Greater Binghamton Airport in the Town of Maine, as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the aforesaid easement, NYSEG will pay Broome County the sum of \$1.00, 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-18, Nays-0, Absent-1 (Howard).

#### **RESOLUTION NO. 606**

By Public Works and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK STATE ELECTRIC AND GAS CORPORATION (NYSEG) FOR AN EASEMENT AT THE BROOME COUNTY LANDFILL**

WHEREAS, the New York State Electric and Gas Corporation (NYSEG) has requested an easement through the Broome County Landfill located off Brigham Road in the Town of Barker to install electric service to the pump station at the landfill, and

WHEREAS, the Department of Public Works has determined that granting this easement would not interfere with the existing land use, now, therefore, be it

RESOLVED, that this County Legislature hereby grants NYSEG an easement running through the Broome County Landfill off Brigham Road in the Town of Barker, as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the aforesaid easement, NYSEG will pay Broome County the sum of \$1.00, 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-18, Nays-0, Absent-1 (Howard).

#### **RESOLUTION NO. 607**

By Personnel and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AN AMENDMENT TO THE REVISION OF THE HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES FOR 2004**

WHEREAS, this County Legislature, by Resolution 97 of 2002, authorized a revision to the hourly rates for various non-union, temporary and seasonal employees for 2002, and

WHEREAS, it is desired at this time to amend the hourly rate schedule for 2004 as indicated on the attached Exhibit "A", now, therefore, be it

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RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary and seasonal employees for 2004 as indicated on attached Exhibit "A".

**EXHIBIT A**

**2004 RECOMMENDED SALARY SCHEDULE  
NON-UNION, HOURLY TEMPORARY, SEASONAL AND MISCELLANEOUS  
EMPLOYEES**

The provisions of the Fair Labor Standards Act will apply to the Postions listed on the schedule.  
All rates are effective January 1, 2004 unless otherwise noted.

<b>All Department</b>	<b>Current 2003 Hourly Rate</b>	<b>January 1, 2004 Hourly Rate</b>
Laborer – Seasonal	5.15	5.15
Student Assistant	5.15	5.15
Intern (High School)	5.15	5.15
Intern (College)	9.00	9.00
Intern (Legal)	10.00	10.00
Engineer Aide	6.89	6.89
Legal Associate	17.00	17.00
<b>Aviation</b>		
Airport Parking Lot Attendant		
Entry Level	5.15	5.65
After 6 months	5.62	6.12
After 12 months	5.94	6.44
After 24 months	6.26	6.76
Airport Maintenance	5.15	5.15
<b>County Attorney</b>		
Legal Associate (40)	17.00	17.00
<b>District Attorney</b>		
Legal Associate	17.00	17.00
<b>Elections</b>		
Election Clerk	9.25	9.25
County Custodian of Voting Machines (per Election)	250.00	250.00
Election Night Data Entry Operators (lump sum)	30.00	30.00
<b>Emergency Services</b>		
Sr. Fire Investigator	10.50	10.50
Fire Investigator	8.40	8.40
Deputy Fire Coordinator	8.40	8.40
<b>Health</b>		
TB Med Observer/Interpreter	12.00	12.00
Medical Director – Employee Health Services	60.00	60.00
Medical Director – STD/HIV Clinic	55.00	55.00
Medical Director TB	45.00	45.00

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**Highways**

Seasonal Motor Equipment	10.58	10.58
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**Mental Health**

Staff Psychiatrist (Part-Time)	64.02	64.02
Staff Psychiatrist (Full-Time) (40)	n/a	n/a
Psychology Assistant (Part-Time)	12.40	12.40

**Office for Aging**

Senior Aide Trainee	5.15	5.15
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**Parks & Recreation**

Receptionist/Typist	8.25	8.25
Waterfront Director (40)	8.25	8.25
Asst. Waterfront Director (40)	7.75	7.75
Boathouse Director (40)	7.00	7.00
Lifeguard (40)	7.50	7.50
Recreation Specialist	6.50	6.50
Small Craft Specialist	7.50	7.50
Skate Guard (40)	6.15	6.15
Laborer (40)	6.15	6.15
Attendant (40)	6.15	6.15
Boat Tender (40)	6.15	6.15
Clerk (40)	7.00	7.00
Head Usher (40)	8.00	8.00
Usher (40)	7.00	7.00
Naturalist (Seasonal)	12.00	12.00

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

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

Authorize the payment of a \$50 allowance to Lifeguards, Waterfront Directors and Assistant Waterfront Directors who become certified or recertified in CPR and who complete a minimum of 8 weeks of employment with a final evaluation that recommends rehire with payment to be made to eligible employees in the final paycheck. (Reso. 01-365, effective 7/23/01).

**Personnel**

Test Administrator	6.00	6.00
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**Planning**

Traffic Counter	7.50	7.50
Engineering Aide	6.89	6.89

**Public Defender**

Legal Associate	17.00	17.00
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**Public Works (including Security)**

Court Attendant	7.15	7.15
Court Attendant (Family Court)	8.15	8.15
Senior Court Attendant	9.29	9.29

Security Officer (40)	9.00	9.00
Security Officer – Seasonal (40)	9.00	9.00
Laborer (40)	6.00	6.00
<b>Sheriff</b>		
Chaplain	13.70	13.70
<b>Solid Waste Management/Landfill</b>		
Laborer (40)	6.00	6.00
<b>Willow Point Nursing Home</b>		
Unit Aide	5.15	5.15

\$.10 per hour increase for each year of service to start again after each minimum wage increase.

**Aviation**  
Airport Parking Lot Attendant

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 608**

By Finance Committee Seconded by Mr. Shafer  
**RESOLUTION AUTHORIZING THE ISSUANCE OF \$11,554,999 BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF VARIOUS CAPITAL PROJECTS**

BE IT RESOLVED, by the County Legislature of the County of Broome, New York as follows:

Section 1. The following are the classes of objects or purposes or specific objects or purposes to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated costs thereof, and the subdivisions of Section 11.00 (a) of the Local Finance Law and periods of probable usefulness applicable thereto:

<u>Project Name</u>	<u>PPU/L.F.L Sect. 11</u>	<u>Maximum Estimated Cost</u>
Airport Entrance Road Improvements	10/20(b)	\$ 499,999
Runway 16/34 Rehabilitation – Design	10/14	400,000
Federal EPA Oil Spill SPCC Plan Compliance at Various County Location	5/62(a)	175,000
County Buildings Renovations	10/12(a)(3)	250,000
DPW-Fleet Replacement	3/77	300,000
Highway Reconstruction	10/20(b)	2,000,000
Hooper Road Bridge Reconstruction	20/10	3,400,000
Lester Avenue Bridge Rehabilitation	20/10	2,000,000
Highway Equipment Replacement	15/28	240,000
Microwave System Replacement	5/32	700,000
Computer Equipment Replacement Phase IV	5/32	475,000
Transit Coach Replacement	5/32	2,250,000
Landfill Equipment Replacement	5/32	200,000
WPNH Fire Alarm System	5/32	600,000
WPNH Replace Chillers and Cooling Towers (2)	10/13	175,000
WPNH Generator Replacement	5/32	150,000
<b>Total</b>		<b>\$13,814,999</b>

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Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the projects listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act (SEQR), to the extent applicable, to ensure that said proposed projects are in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and testing of the site thereof, which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid classes of objects or purposes or specific objects or purposes is \$13,814,999 and the plan for financing thereof is by the issuance of \$11,554,999 bonds of said county, hereby authorized to be issued therefore pursuant to the local Finance Law, by the application of \$100,000 monies to be received from the Federal government to be allocated entirely to the Airport Entrance Road Improvements; by the application of \$360,000 monies to be received from the Federal government to be allocated entirely to Runway 16/34 Rehabilitation – Design; by the application of \$2,720,000 monies to be received from the Federal government to be allocated entirely to the Hooper Road Bridge Reconstruction; by the application of \$1,600,000 monies to be received from the Federal government to be allocated entirely to the Lester Ave Bridge Rehabilitation; and by the application of \$1,800,000 monies to be received from the Federal government to be allocated entirely to Transit Coach Replacement, provided, however, that the amount of bonds to be issued shall be reduced to the extent of Federal and/or State grants received in connection therewith there being anticipated \$5,555 monies to be received from the State government to be allocated entirely to the Airport Entrance Road Improvements; \$20,000 monies to be received from the State government to be allocated entirely to Runway 16/34 Rehabilitation – Design; \$510,000 monies to be received from the State government to be allocated entirely to the Hooper Road Bridge Reconstruction; \$300,000 monies to be received from the State government to be allocated entirely to the Lester Ave Bridge Rehabilitation; and \$320,000 monies to be received from the State government to be allocated entirely to Transit Coach Replacement.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Commissioner of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Commissioner of Finance, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provision of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest of such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year



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sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

1. Such obligation are authorized for an object or purpose for which said County is not authorized to expend money, or
2. The provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and any action, suit or proceeding contesting such validity is commenced with twenty days after the date of such publication, or
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in The Press & Sun Bulletin, which is the only newspaper having general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. The Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from the General Fund and other Enterprise Funds, Internal Service Funds or special Revenue Funds to provide sufficient cash to proceed with these projects until the bonds authorized by this Resolution are sold.

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 609**

By Finance Committee

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN VARIOUS MUNICIPALITIES IN BROOME COUNTY**

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

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

Parcel ID:	143.51-2-45
Town:	Dickinson
Owner:	Town of Dickinson
Amount Cancelled:	\$.03 (Johnson City School Taxes)
Reason:	Property Wholly Exempt

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Parcel ID:	1-156-640
Town:	Union
Owner:	Riverside Oil Company Inc.
Amount Cancelled:	\$4,086.00 (Yr 1994) \$4,006.49 (Yr 1993) \$3,937.17 (Yr 1992) \$3,384.02 (Yr 1991) \$3,676.05 (Yr 1990) \$3,664.25 (Yr 1989) \$3,848.39 (Yr 1988)
Reason:	Parcel No Longer Exists

Parcel ID:	057.04-2-24
Town:	Fenton
Owner:	Rutledge
Amount Cancelled:	\$33.54 (Yr 2000)
Reason:	Parcel No Longer Exists

Parcel ID:	003-0L2-0007-0S2-000
Town:	Union
Owner:	Ruggles
Amount Cancelled:	\$552.78 (Yr 1998)
Reason:	Parcel No Longer Exists

Parcel ID:	162.03-2-34
Town:	Conklin
Owner:	Ahern
Amount Cancelled:	\$452.72 (Yr 1997)
Reason:	No Longer Exists

Parcel ID:	131.04-1-24
Town:	Colesville
Owner:	Leonard
Amount Cancelled:	\$23.90 (Yr 1997)
Reason:	No Longer Exists

Parcel ID:	125.08-2-23.11
Town:	Union
Owner:	Delbianco
Amount Cancelled:	\$44.20 (Yr 2001) \$43.48 (Yr 2002)
Reason:	Part of Road

Parcel ID:	131.01-1-11
Town:	Kirkwood
Owner:	County of Broome
Amount Cancelled:	\$1.93
Reason:	Exempt

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Parcel ID:	10-11-13S-1
Town/:	Colesville
Owner:	Nagle
Amount Cancelled:	\$159.25 (Yr 1988)
Reason:	Part of Broome County Park

Parcel ID:	129.45-1-16
Town:	Dickinson
Owner:	County
Amount Cancelled:	\$26.03 (Yr 2003)
Reason:	Exempt

Parcel ID:	128.19-1-1
Town:	Dickinson
Owner:	County
Amount Cancelled:	\$1,632.15 (Yr 2001)
Reason:	Exempt

Parcel ID:	202.04-1-12
Town:	Sanford
Owner:	County
Amount Cancelled:	\$32.27 (Yr 2002) \$37.38 (Yr 2003)
Reason:	Exempt

Parcel ID:	129.06-2-21
Town:	Fenton
Owner:	County (at the time)
Amount Cancelled:	\$74.14 ( )
Reason:	Exempt

FURTHER RESOLVED, that school taxes will be cancelled on the following parcels of real property:

Parcel ID:	161.14-1-2
Town:	Binghamton
Owner:	County
Amount Cancelled:	\$32.23 (SV)
Reason:	Exempt

Parcel ID:	114.12-1-34
Town:	Colesville
Owner:	County
Amount Cancelled:	\$89.11 (CV)
Reason:	Exempt

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Parcel ID:	159.24-4-2
Town:	Union
Owner:	County
Amount Cancelled:	\$38.42 (JC) \$24.51 (Village)
Reason:	Exempt

Parcel ID:	161.14-1-3
Town:	Binghamton
Owner:	County
Amount Cancelled:	\$34.92 (SV)
Reason:	Exempt

Parcel ID:	135.01-1-4
Town:	Colesville
Owner:	County
Amount Cancelled:	\$43.76 (Harpursville)
Reason:	Exempt

Parcel ID:	163.07-1-27
Town:	Windsor
Owner:	County
Amount Cancelled:	\$25.91
Reason:	Exempt

Parcel ID:	161.11-1-47
Town:	Binghamton
Owner:	County
Amount Cancelled:	\$206.81 (SV)
Reason:	Exempt

Parcel ID:	108.01-1-3
Town:	Maine
Owner:	County
Amount Cancelled:	\$28.83 (M-E)
Reason:	Exempt

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 610**

By County Administration Seconded by Mr. Shafer  
**RESOLUTION ADOPTING THE SCHEDULE OF LEGISLATIVE SESSIONS FOR 2004**

RESOLVED, that, in accordance with Rule III of the Rules of Order, this County Legislature hereby adopts the following schedule of Legislative sessions for calendar year 2004:

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**SESSION SCHEDULE FOR 2004**

Day	Date	Meeting Type	Meeting Time
Thursday	January 22	Regular	5:00 pm
Thursday	February 19	Regular	5:00 pm
Monday	March 1	Special	5:00 pm
	(Executive's State of the County Address)		
Thursday	March 18	Regular	5:00 pm
Thursday	April 22	Regular	5:00 pm
Thursday	May 20	Regular	5:00 pm
Wednesday	June 16	Regular	5:00 pm
Wednesday	July 14	Regular	5:00 pm
Wednesday	August 18	Regular	5:00 pm
Thursday	September 16	Regular	5:00 pm
Friday	October 1	Special	5:00 pm
	(Executive Presents 2004 County Budget)		
Wednesday	October 20	Regular	5:00 pm
Thursday	November 18	Regular	5:00 pm
Thursday	December 16	Regular	5:00 pm
Tuesday	December 28	Regular	5:00 pm

Mr. Shafer made a motion to change the June, July and August Sessions from 5:00 p.m. to 3:30 p.m. **Amendment carried**, Ayes-12 (Burger, Hull, Hutchings, Kolba, Lindsey, Marinich, Mather, Miller, Nannery, Pasquale, Shafer, Schofield), Nays-6 (Brunza, Hudak, Kuzel, Reynolds, Whalen, Wike), Absent-1 (Howard). **Held over 'under the rules'** by Mr. Brunza.

**RESOLUTION NO. 611**

By Finance Committee

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH EXCELLUS HEALTH PLAN, INC. FOR ADMINISTRATIVE SERVICES FOR THE OFFICE OF RISK AND INSURANCE MANAGEMENT FOR 2004**

WHEREAS, this County Legislature, by Resolution 592 of 2002, authorized an agreement with Excellus Health Plan, Inc., d/b/a Blue Cross Blue Shield of Central New York, for administrative services of HMO type self-insured plans for the Office of Risk and Insurance Management at a cost not to exceed \$28 per month per enrollee, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary to provide administrative services for employees enrolled in HMO type self-insured plans, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$29.68 per month per enrollee, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Excellus Health Plan, Inc., d/b/a Blue Cross Blue Shield of Central New York, 2 Court Street, 3<sup>rd</sup> Floor, Binghamton, New York 13901 for administrative services of HMO type self-insured plans for the Office of Risk and Insurance Management for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$29.68 per month per enrollee for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4549.252000 (Services to Participants), 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-18, Nays-0, Absent-1 (Howard).**

### **RESOLUTION NO. 612**

By Finance Committee

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MVP SELECT CARE, INC. FOR ADMINISTRATIVE SERVICES FOR THE OFFICE OF RISK AND INSURANCE MANAGEMENT FOR 2004**

WHEREAS, this County Legislature, by Resolution 591 of 2002, authorized an agreement with MVP Select Care, Inc. for administrative services of HMO type self-insured plans for the Office of Risk and Insurance Management at a cost not to exceed \$28 per month per enrollee, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary to provide administrative services for employees enrolled in HMO type self-insured plans, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$28.80 per month per enrollee, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with MVP Select Care, Inc., 4100 Old Vestal Road, Vestal, New York, 13850 for administrative services of HMO type self-insured plans for the Office of Risk and Insurance Management for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$28.80 per month per enrollee for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4549.252000 (Services to Participants), 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-18, Nays-0, Absent-1 (Howard).**

### **RESOLUTION NO. 613**

By Finance Committee

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH COUGHLIN & GERHART, LLP, FOR LEGAL REPRESENTATION BEFORE THE WORKERS COMPENSATION BOARD FOR THE OFFICE OF RISK AND INSURANCE FOR 2004**

WHEREAS, this County Legislature, by Resolution 40 of 2003, authorized renewal of an agreement with Coughlin & Gerhart, LLP for legal representation before the Workers Compensation Board for the Office of Risk and Insurance, at a rate of \$105 per hour, total amount not to exceed \$31,000, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary for third party administrative services for the Broome County Self-insured Workers Compensation Plan, including legal representation before the Workers Compensation Board, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$105 per hour, total amount not to exceed \$34,000, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Coughlin & Gerhart, LLP, 20 Hawley Street, P.O. Box 2039, Binghamton, New York 13902-2039 for legal representation before the Workers Compensation Board for the Office of Risk and

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Insurance on behalf of the Broome County Self-insured Workers Compensation Plan for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$105 per hour, total amount not to exceed \$34,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050070.4736.253000 (Legal Charges and Fees), and be it

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

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

#### **RESOLUTION NO. 614**

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING CANCELLATION OF UNCOLLECTIBLE BROOME COUNTY VETERAN' S MEMORIAL ARENA BAD CHECK ACCOUNT FOR 2001-2002**

WHEREAS, the Commissioner of Parks and Recreation has advised that for the calendar years 2001 and 2002, a certain amount owed to the Arena currently remains unpaid and uncollected, and

WHEREAS, repeated efforts have been made to collect these accounts by Broome County Security but have been unsuccessful, either because the individuals cannot be located or the cost involved to bring suit would exceed the potential recovery, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the cancellation and charge off of uncollectible Arena bad check accounts as follows:

\$30 (Charles Howard) for 2001

\$90 (Kistadet Liimonti) for 2002

\$20 (James Carey) for 2002

and be it

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

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

#### **RESOLUTION NO. 615**

By Finance Committee

Seconded by Mr. Wike

#### **RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR 2004**

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 2004 has been prepared, now, therefore, be it

RESOLVED, that the estimated costs of the Broome County Self Insurance Plan for Workers' Compensation for the year 2004, as apportioned to the County and the towns and villages participating in the fund be approved, and be it

FURTHER RESOLVED, that the apportioned amounts as to the towns and County shall be included in the respective next succeeding tax levies by the County Legislature unless otherwise provided for and paid to the Commissioner of Finance, and be it

FURTHER RESOLVED that the Commissioner of Finance is hereby authorized to bill the Villages of Endicott, Lisle, Port Dickinson and Whitney Point for the amounts apportioned to them, and be it

FURTHER RESOLVED, that when said amounts are collected, they shall be deposited to the Workers' Compensation account as follows:

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<b>Towns/Villages</b>	<b>Amount</b>
Broome County	\$2,034,811
Barker	17,199
Binghamton (T)	77,222
Chenango	95,682
Colesville	51,455
Conklin	48,644
Endicott	408,349
Lisle (T)	35,826
Lisle (V)	11,741
Maine	87,785
Nanticoke	5,728
Port Dickinson	8,096
Sanford	44,055
Triangle	20,394
Whitney Point	16,249
Windsor (T)	52,814
<b>Total</b>	<b>\$3,016,050</b>

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 616**

By Finance and Personnel Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH RMSCO, INC. FOR CLAIMS ADMINISTRATION OF THE CSEA EMPLOYEES' SHORT-TERM DISABILITY INSURANCE PROGRAM FOR THE OFFICE OF RISK AND INSURANCE MANAGEMENT FOR 2004-2008**

WHEREAS, Security Mutual Life Insurance Company of New York has notified the Office of Risk and Insurance Management that it no longer wishes to administer the CSEA employees' short-term disability insurance program when its contract expires on December 31, 2003, and

WHEREAS, the Manager of Risk and Insurance Management requests authorization for an agreement with RMSCO, Inc. for claims administration of said program for the Office of Risk and Insurance Management at a cost not to exceed \$31,000 per year, total amount not to exceed \$155,000 for the period January 1, 2004 through December 31, 2008, and

WHEREAS, said services are necessary for claims administration of the CSEA employees short-term disability insurance, and

WHEREAS, an agreement with RMSCO, Inc., which is also the County's third party administrator for the County's Workers Compensation Program, would allow electronic cross checking to prevent double dipping, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with RMSCO, Inc., 115 Continuum Drive, Liverpool, New York 13088 for claims administration of the CSEA employees short-term disability insurance program, for the Office of Risk and Insurance Management for the period January 1, 2004 through December 31, 2008, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$31,000 per year, total amount not to exceed \$155,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4743.254000 (Claims Administration), 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-18, Nays-0, Absent-1 (Howard).



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**RESOLUTION NO. 617**

By County Administration and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GENERAL CODE PUBLISHERS CORPORATION FOR UPDATE OF BROOME COUNTY CHARTER AND CODE BOOK FOR 2004**

WHEREAS, this County Legislature, by Resolution 186 of 2003, authorized renewal of the agreement with General Code Publishers Corporation for codification, publication and updates of the Broome County Charter and Code and Local Laws, on an as needed basis, at a cost not to exceed \$3,550 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$3,250, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with General Code Publishers Corporation, 72 Hinchey Road, Rochester, New York 14624 for codification, publication and updates of the Broome County Charter and Code and Local Laws on an as needed basis for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,250 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 240028.4747.101000 (Other Fees for Services), and be it

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

**Carried, Ayes-18, Nays-0, Absent-1 (Howard).**

**RESOLUTION NO. 618**

By Health & Human Services Committee

Seconded by Mr. Wike

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY COMMUNITY SERVICES BOARD**

WHEREAS, Jeffery P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 70 of 1984, has duly designated and appointed the following named individuals to membership on the Broome County Community Services Board, for the terms indicated, subject to confirmation by this County Legislature:

Name	Term Expiring
James Smith 22 Buttercup Road Windsor, New York 13865	Reappointment Term Expires 12/31/07
Nicki French 612 Valley View Drive Endwell, New York 13760	Reappointment Term Expires 12/31/07
Barbara Brozovic 809 River Road Binghamton, New York 13901	Reappointment Term Expires 12/31/07

and

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

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RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 70 of 1984 confirms the appointments of the above-named individuals to membership on the Broome County Community Services Board for the terms indicated, in accordance with their appointment by the County Executive.

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 619**

By County Administration

Seconded by Mr. Shafer

#### **RESOLUTION CONFIRMING APPOINTMENT OF RICHARD D'ATTILIO TO MEMBERSHIP ON THE BOARD OF ETHICS**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution No. 109, adopted April 20, 1971, has duly designated and appointed the following named individual to membership on the Board of Ethics, subject to confirmation by this County Legislature:

Name	Term Expiring
Richard D'Attilio 1648 Carnegie Drive Vestal, New York 13850	New Appointment Term Expires Dec. 31, 2004 (Unexpired Term of Joseph A. Griffin)

and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 109, adopted April 20, 1971, hereby confirms the appointment of the above-named individual to membership on the Board of Ethics for the term indicated, in accordance with his appointment by the County Executive.

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 620**

By Public Works Committee

Seconded by Mr. Wike

#### **RESOLUTION RENDERING A "NEGATIVE DECLARATION" WITH RESPECT TO THE BROOME COUNTY LANDFILL PERMIT MODIFICATION**

WHEREAS, this County Legislature, pursuant to Resolution 280 of 2003, declared its intention to seek lead agency status with respect to the environmental review for a Broome County Landfill Permit Modification, and

WHEREAS, this Legislature, by Resolution 310 of 2003, adopted a "Positive Declaration" after determining and declaring that said modification to the Broome County Landfill 6 NYCRR Part 360 Solid Waste Management Permit may have a significant impact on the environment, and

WHEREAS, this Legislature, pursuant to Resolution 381 of 2003, determined that the proposed Draft Supplemental Environmental Impact Statement for the Broome County Landfill Permit Modification was complete in scope and content and adequate for public review and directed the same to be circulated for public review and comment as provided in 6 NYCRR Part 617, and

WHEREAS, this Legislature fixed the public comment period on said draft environmental impact statement commencing October 23, 2003 and concluding on November 24, 2003, and

WHEREAS, this Legislature further directed that a public hearing be held on the Draft Supplemental Environmental Impact Statement, which was held before the Public Works Committee on November 10, 2003, now, therefore, be it

RESOLVED, that this County Legislature, based on a review of the Draft Supplemental Environmental Impact Statement and the comments received during the public review period and at the Public Hearing, hereby determines and declares that by implementing mitigation

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measures, this action will not have a significant adverse impact on the environment and in accordance with 6 NYCRR Part 617.11(a)(5) no Final Supplemental Environmental Impact Statement is required, and be it

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

**Carried, Ayes-18, Nays-0, Absent-1 (Howard).**

#### **RESOLUTION NO. 621**

By Public Safety & Emergency Services Committee

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE SOUTHERN TIER CHAPTER OF THE AMERICAN RED CROSS FOR THE OFFICE OF EMERGENCY SERVICES FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 260 of 1999, as amended by Resolution 184 of 2001, authorized an agreement with the Southern Tier Chapter of the American Red Cross for an Emergency Operations Plan for the Office of Emergency Services for the period beginning July 1, 1999 and continuing until such time that the Plan is revised by either the County or the Red Cross, and

WHEREAS, the Emergency Operations Plan has been revised and it is desired at this time to renew said agreement on substantially similar terms and conditions for the period October 30, 2003 through October 30, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Southern Tier Chapter of the American Red Cross, 620 East Main Street, Endicott, New York 13760 for an Emergency Operations Plan for the Office of Emergency Services for the period October 30, 2003 through October 30, 2004, 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-18, Nays-0, Absent-1 (Howard).**

#### **RESOLUTION NO. 622**

By Public Works and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH STEARNS & WHELER, LLC., FOR ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2001-2004**

WHEREAS, this County Legislature, by Resolution 675 of 2001, as amended by Resolutions 348 of 2002 and 281 of 2003, authorized an agreement with Stearns & Wheler, LLC, for engineering services for the Division of Solid Waste Management, at a cost not to exceed \$869,700, for the period December 1, 2001 through December 31, 2003, and

WHEREAS, said services are necessary to oversee the construction of the Nanticoke Landfill Expansion Project and to provide frost protection for the landfill liner and the redesign of the electrical system to adjust for NYSEG's decision to run three-phase lines instead of the original single-phase, and,

WHEREAS, it is desired at this time to amend said agreement to reflect an increase of \$25,000 due to a change in scope of services to include installation of additional features and shutdown/storage of the new facility and a delay in completion of said project to June 30, 2004, 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 Stearns & Wheler, LLC, One Remington Park Drive, Cazenovia, New York 13035, to increase the scope of services to include installation of additional features and shut down and storing the new facility and extending the term of said agreement to December 1, 2001 through June 30, 2004, and be it



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### RESOLUTION NO. 624

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

#### **RESOLUTION AUTHORIZING RENEWAL OF AID TO PROSECUTION GRANT FOR THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 583 of 2002, authorized and approved renewal of the Aid to Prosecution Grant for the District Attorney and adopted a program budget in the amount of \$175,190 for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said grant program provides funds of approximately 62% of the salary and fringe benefits of one Senior Assistant District Attorney and the Chief Assistant District Attorney, and

WHEREAS, it is desired to renew said grant program in the total amount of \$185,916 for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$115,455 from the New York State Division of Criminal Justice Services, 4 Tower Plaza, Albany, NY 12203, for the District Attorney's Aid to Prosecution Grant for the period April 1, 2003 through March 31, 2004, 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 \$185,916, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

**Carried, Ayes-18, Nays-0, Absent-1 (Howard).**

### RESOLUTION NO. 625

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH OUR LADY OF LOURDES MEMORIAL HOSPITAL FOR LABORATORY SERVICES FOR THE DEPARTMENT OF HEALTH FOR 2004**

WHEREAS, this County Legislature, by Resolution 531 of 2002, authorized renewal of the agreement with Our Lady of Lourdes Memorial Hospital for laboratory services for the Department of Health at an amount not to exceed \$40,233, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary to provide laboratory technologist consulting services and laboratory tests for patients of the Sexually Transmitted Disease Clinic and Employee Health Services, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$40,000, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

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RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Our Lady of Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 for laboratory services for the Department of Health for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$40,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480228.4703.101055, 480228.4703.101056, and 480228.4703.101066 (Lab 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-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 626**

By Health & Human Services, Personnel and Finance Committee                      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING REVISION OF A MEDICAL RESERVE CORPS DEMONSTRATION PROJECT GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, this County Legislature, by Resolution 371 of 2003, authorized and approved renewal of the Medical Reserve Corps Demonstration Project Grant for the Department of Health and adopted a program budget in connection therewith in the total amount of \$50,000 for the period September 30, 2003 through September 29, 2004, and

WHEREAS, said grant program helps communities prepare and respond in the event of a public health emergency, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$11,976 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medical Reserve Corps Demonstration Project Grant to reflect an increase of \$11,976 for the period September 30, 2003 through September 29, 2004, 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 \$61,976, and be it

FURTHER RESOLVED, that Resolution 371 of 2003, 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-18, Nays-0, Absent-1 (Howard).

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**RESOLUTION NO. 627**

By Health & Human Services, Personnel and Finance Committees                      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF THE TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) EARLY CHILDHOOD COALITION (ECC) PROJECT GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004**

WHEREAS, this County Legislature, by Resolution 293 of 2003, authorized and approved acceptance of the state-approved TANF Services Block Grant Funds through the Department of Social Services for the Department of Health's Early Childhood Coalition Project Grant and adopted a program budget in the amount of \$17,152 for the period July 1, 2003 through December 31, 2003, and

WHEREAS, said grant program improves birth outcomes, parenting skills and educational readiness of children ages birth to five years through coordination and development of community initiatives and programs serving these children and their families, and

WHEREAS, it is desired to renew said grant program in the amount of \$17,152 for the period January 1, 2004 through June 30, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$17,152 from Broome County Department of Social Services, 36 Main Street, Binghamton, New York 13905, for the Department of Health's TANF Early Childhood Coalition Project Grant for the period January 1, 2004 through June 30, 2004, 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 \$17,152, 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 628**

By Health & Human Services, County Administration and Finance Committees  
Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH THE UNITED WAY OF BROOME COUNTY FOR CONSULTING SERVICES FOR THE YOUTH BUREAU'S INTEGRATED COUNTY PLANNING PROGRAM GRANT FOR 2003**

WHEREAS, this County Legislature, by Resolution 327 of 2003, authorized an agreement with the United Way of Broome County for consulting services for the Youth Bureau's Integrated County Planning Program Grant at a cost not to exceed \$45,500 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said agreement is necessary to maintain an integrated, interagency planning process for Family and Children Services, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the amount by \$13,800 for consulting services, and

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

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RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with the United Way of Broome County, Jensen Road, Vestal, New York 13850, to increase the amount by \$9,300 for consulting services for the Youth Bureau's Integrated County Planning Program Grant for the period January 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional amount of \$9,300, total amount not to exceed \$54,800, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.104810 (Subcontracted Program), and be it

FURTHER RESOLVED, that Resolution 327 of 2003, 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-18, Nays-0, Absent-1 (Howard).**

### **RESOLUTION NO. 629**

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING THE APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE YOUTH BUREAU DEVELOPMENT/DELINQUENCY PREVENTION PROGRAMS (YDDP) FOR 2004**

WHEREAS, this County Legislature, by Resolution 23 of 2003, as amended by Resolution 57 of 2003, authorized the Youth Bureau State Aid Applications and established appropriations for the 2003 Youth Bureau Development/Delinquency Prevention Program (YDPP), and

WHEREAS, said programs expire by their terms on December 31, 2003, and it is desired at this time to renew programs as listed on Exhibit "A" for the amounts indicated for 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the execution of agreements, documents, papers or contracts with the various local Youth Service Program Agencies listed on Exhibits "A" attached hereto, as approved to form by the Department of Law, necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any and all necessary applications for the New York State Office of Children and Family Services State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 2004 through December 31, 2004, and be it

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

FURTHER RESOLVED, that the County Comptroller and the Commissioner of Finance are hereby authorized to establish any additional accounts or supplemental accounts in connection with said Youth Service and Recreation Programs, and to make such other necessary bookkeeping accounting entries, adjustments and transfer as may be needed to implement the intent and purpose of this Resolution, and be it

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

**Carried, Ayes-18, Nays-0, Absent-1 (Howard).**



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**RESOLUTION NO. 630**

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING THE AGREEMENTS WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2004**

WHEREAS, this County Legislature, by Resolution 93 of 2003, authorized and approved the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$54,193 and authorized 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 and Services for Youth for an amount not to exceed \$15,593 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2003 through December 31, 2003, 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 \$53,866, adopt a program budget in connection therewith and renew agreements with Catholic Charities for an amount not to exceed \$25,318 to continue to administer the Transitional Living/Supported Residence portion of said grant and the Berkshire Farm Center and Services for Youth for an amount not to exceed \$20,000 to administer the Interim Family Host Homes portion of said grant for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$53,866 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, 2004 through December 31, 2004, 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, 86-88 Walnut Street, Binghamton, New York 13905 for an amount not to exceed \$25,318 to administer the Youth Bureau's Transitional Living/Supported Residence portion of the Runaway Homeless Youth Grant Program for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Berkshire Farm Center and Services for Youth, 168 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 \$20,000 for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 640052.4457.XXXXXX (Subcontracted Program), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 631**

By County Administration Committee

Seconded by Mr. Shafer

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9 OF 2003, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 85 OF THE BROOME COUNTY CHARTER AND CODE, AS AMENDED, MODIFYING REGULATIONS FOR GROUND TRANSPORTATION SERVICES AT THE GREATER BINGHAMTON AIRPORT"**

WHEREAS, this County Legislature, by Resolution No. 628 of 2000, as amended by Resolution No. 283 of 2002, established Chapter 85 of the Broome County Charter and Code "Regulations for Ground Transportation Services Provided at the Binghamton Regional Airport", and

WHEREAS, it is necessary to revise Chapter 85 of the Broome County Charter and Code to require the minimum limits for automobile liability to meet the required insurance levels of New York State, and

WHEREAS, the Commissioner of Aviation has requested authorization for said revision as approved by the Department of Law, now, therefore, be it

RESOLVED, that Local Law Intro. No. 9 of 2003, entitled "A Local Law Amending Chapter 85 of the Broome County Charter and Code, as Amended, Modifying Regulations of the Ground Transportation Services at the Greater Binghamton Airport," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code, the Municipal Home Rule Law and all the applicable statutes and law pertaining thereto.

**"A Local Law Amending Chapter 85 of the Broome County  
Charter and Code, as Amended, Modifying Ground Transportation  
Services at the Greater Binghamton Airport"**

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

SECTION 1. Chapter 85-34 of the Broome County Charter and Code, as amended, modifying the Ground Transportation Services guidelines, be and hereby is amended to read as follows:

**§ 85-34. Required insurance; minimum coverage types and amounts.**

A. Coverage type/minimum limits.

(1) Automobile liability: The minimum(s) as prescribed by the laws of New York State [\$100,000 (combined single limit)]; comprehensive form; must cover owned, non-owned and hired vehicles.

SECTION 2. This local law shall take effect upon filing with the State.

Material in [brackets] deleted

Material underlined added

Mr. Kolba made a motion, seconded by Mr. Shafer, to amend the second WHEREAS paragraph to read "...New York State and also to clarify the suspension or revocation policy, and" and also add the following prior to § 85-34:

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**§ 85-8. Suspension or revocation of permit by airport.**

- A. The Ground Transportation Review Board shall have the authority to suspend or revoke any entity or ground transportation services provider's permit for a violation of this chapter or any other ordinance, law or regulation dealing with the public safety, or for [making any false statement in the permit application] submitting false information, statements, and/or documentation, in order to obtain or renew a permit. Additionally, with regard to the submission of false information, statements, and/or documentation, the case will be referred to the Broome County District Attorney's Office for prosecution under Article 75 of the New York State Penal Law.

**Amendment carried, Ayes-17, Nays-1 (Brunza), Absent-1 (Howard). Automatic hold over 'under the rules'.**

**RESOLUTION NO. 632**

By Finance Committee

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ADJUSTMENT TO 2003 SCHOOL TAX BILLS FOR VARIOUS MUNICIPALITIES**

WHEREAS, the Director of Real Property Tax Service is requesting authorization for the Commissioner of Finance to adjust 2003 School Tax Bills for various properties and for the reasons as shown below, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the adjustment of 2003 School Tax Bills for various properties in various municipalities as shown below:

	<u>Incorrect Tax</u>	<u>Correct Tax</u>
Town of Colesville, Harpursville School (no tax map #) Account 26790500000 The People, State of New York Assessment from \$110,000 to \$50,000	\$15.73	\$7.15
Town of Kirkwood, Windsor School 163.01-2-34 State of New York Parcel No Longer Exists	\$12.70	\$ 0
Town of Lisle, Whitney Point School (no tax map #) Account 36793000000 State of New York Parcel No Longer Exists	\$20.38	\$ 0
Town of Sanford, Harpursville School (no tax map #) Account # 42793000000 State of New York Assessment from \$97,250 to \$81,230	\$1,534.11	\$1,281.40
Town of Triangle, Whitney Point School 790.00-50 State of New York Assessment from \$1,000 to \$190	\$19.21	\$3.65

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Town of Vestal, Vestal School (no tax map #) Account #48793000000 State of New York Parcel No Longer Exists	\$42.03	\$ 0
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**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 633**

By Health & Human Services and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING REVISION OF THE FAMILY VIOLENCE PREVENTION COUNCIL GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2002-2003**

WHEREAS, this County Legislature, by Resolution 120 of 1985, as amended by subsequent resolutions, the last being Resolution 292 of 2003, authorized and approved continued participation in the Family Violence Prevention Council Program for the Department of Social Services and adopted a program budget in connection therewith in the total amount of \$165,098, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$11,000 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Family Violence Prevention Council Program to reflect an increase of \$11,000 in grant appropriations, 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 \$176,098, and be it

FURTHER RESOLVED, that Resolution 120 of 1985 and all subsequent Resolutions to the extent consistent herewith, shall remain in full force and effect, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 634**

By County Administration and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AWARDING A CONTRACT FOR LEASING OF DIGITAL COPY MACHINES AND AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS FOR THE LEASE AND RELATED SERVICE AGREEMENTS FOR DIGITAL COPY MACHINES FOR SEVERAL BROOME COUNTY DEPARTMENTS AND LOCAL MUNICIPALITIES FOR 2004-2009**

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

WHEREAS, following a review of all bids received, the Director of Purchasing on behalf of the respective departments requests authorization for leases and related services agreements with IKON Office Solutions, with Southern Tier Copy Products, Inc. d/b/a CMS Imaging

Solutions; and with General Electric Capital Corporation & Eastern Copy Products, Inc.; for digital copy machines for 2004 to 2009, to expire on June 30, 2009 as outlined, now, therefore, be it

RESOLVED, that this County Legislature hereby awards the Broome County Copy Machine Leasing Contract to the following bidders as outlined on Exhibit "A", and approves initial lease agreements with:

IKON Office Solutions, 21 South Washington Street, Binghamton, New York 13903;  
and

Southern Tier Copy Products, Inc. d/b/a CMS Imaging Solutions, 1 Lewis Street,  
Binghamton, New York 13901; and

General Electric Capital Corporation & Eastern Copy Products, Inc., c/o Eastern  
Copy Products, 423 Commerce Road, Vestal, NY 13850

for digital copiers and related service agreements, for the digital copy machines as listed in Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of said leases and service agreements, the County shall pay the Contractors at the amounts shown on Exhibit "A" for the term of the agreements, and be it

FURTHER RESOLVED, that the payments herein above authorized shall be made from budget lines various.4518.various (Copy Machine 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, 2004, 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.

**EXHIBIT A**

Department And Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months Plus Lump Sum Pricing between 3/8/09-6/30/09
Bid Item # 1 DSS – 1 <sup>st</sup> Floor WTW Employment Toshiba e Studio 200	CMS March 8, 2004 thru March 7, 2009	3,300	\$82.30	\$4,938.00 <u>+ 125.24</u> Total: \$5,063.24 Overage of: .009
Bid Item # 2 DSS – 1 <sup>st</sup> Floor Eligibility Konica 7145	EASTERN March 8, 2004 thru March 7, 2009	8,900	\$156.17	\$9,370.20 <u>+ 468.51</u> Total: \$9,838.71 Overage of: .0051
Bid Item # 3 DSS – 1 <sup>st</sup> Floor Temp. Assistance Canon IR 5000	IKON March 8, 2004 thru March 7, 2009	17,000	\$238.40	\$14,304.00 <u>+ 400.00</u> Total: \$14,704.00 Overage of: .0045

Department And Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months Plus Lump Sum Pricing between 3/8/09-6/30/09
Bid Item # 4 DSS – 1 <sup>st</sup> , Floor Medicaid Canon IR 5000	IKON March 8, 2004 thru March 7, 2009	22,500	\$263.15	\$15,789.00 + 400.00 Total: \$16,189.00 Overage of: .0045
Bid Item # 5 DSS – 2 <sup>nd</sup> Floor PSA Toshiba e Studio 200	CMS March 8, 2004 thru March 7, 2009	3000	\$79.60	\$4,776.00 + 113.85 Total: \$4,889.85 Overage of: .009
Bid Item # 6	TO BE REBID			
Bid Item # 7 DSS – 3 <sup>rd</sup> Floor Services Canon IR 5000	CMS March 8, 2004 thru March 7, 2009	18,600	\$247.31	\$14,838.60 + 368.62 Total: \$15,207.22 Overage of: .0047
Bid Item # 8	TO BE REBID			
Bid Item # 9 DSS – Medical Services Toshiba e Studio 35	CMS March 8, 2004 thru March 7, 2009	6,000	\$119.25	\$7,155.00 + 177.10 Total: \$7,332.10 Overage of: .007

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months Plus Lump Sum Pricing between 2/1/09-6/30/09
Bid Item # 10 Co. Legislature Canon IR 5000	IKON February 1, 2004 thru January 31, 2009	14,000	\$217.22	\$13,033.20 +500.00 Total: \$13,533.20 Overage of: .0045

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months
Bid Item # 11 CASA Canon IR 5000	IKON July 1, 2004 thru June 30, 2009	12,500	\$210.47	\$12,628.20  Total: \$12,628.20 Overage of: .0045

Department And Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 59 Months Plus Lump Sum Pricing between 6/20/09 –6/30/09
Bid Item # 12 Central Foods Konica 7145	EASTERN July 20, 2004 thru June 19, 2009	7,000	\$149.31	\$6,702.99 +00.00 Total: \$6,702.99 Overage of: .0051

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months Plus Lump Sum Pricing between 2/1/09-6/30/09
Bid Item # 13 DPW-ADMIN. Toshiba e Studio 45	CMS February 1, 2004 thru January 31, 2009	6,000	\$143.11	\$8586.60 +231.00 Total: \$8,817.60 Overage of: .007
Bid Item # 14 DPW – SECURITY Toshiba e Studio 45	CMS February 1, 2004 thru January 31, 2009	5,000	\$136.11	\$8,166.60 +192.50 Total: \$8,359.10 Overage of: .007

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months Plus Lump Sum Pricing between 1/27/09-6/30/09
Bid Item # 15 HEALTH DEPT. Canon IR 5000	IKON January 27, 2004 thru January 26, 2009	18,000	\$235.22	\$14,113.20 +500.00 Total: \$14,613.20 Overage of: .0045

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months Plus Lump Sum Pricing between 6/20/09-6/30/09
Bid Item # 16 LAW DEPT. Canon IR 5000	IKON July 22, 2004 thru June 21, 2009	20,000	\$244.97	\$14,453.23 +00.00 Total: \$14,453.23 Overage of: .0045

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 61 Months
Bid Item # 17 LIBRARY Konica 7145 Networked into System	EASTERN June 1, 2004 thru June 30, 2009	8,000	\$151.58	\$9,246.38  Total: \$9,246.38 Overage of: .0051

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 59 Months Plus Lump Sum Pricing between 6/20/09-6/30/09
Bid Item # 18 MENTAL HEALTH – FORENSICS (PSF) Konica 7145	EASTERN July 20, 2004 thru June 19, 2009	6,000	\$144.21	\$8,508.39 +00.00 Total: \$8,508.39 Overage of: .0051
Bid Item # 19 MENTAL HEALTH- FORENSICS Wall St.) Konica 7145	EASTERN July 20, 2004 thru June 19, 2009	6000	\$144.21	\$8,508.39 +00.00 Total: \$8,508.39 Overage of: .0051

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 60 Months Plus Lump Sum Pricing between 1/27/09-6/30/09
Bid Item # 20 PURCHASING Toshiba e Studio 45	CMS January 27, 2004 thru January 26, 2009	7,500	\$153.61	\$9,216.60 +298.38 Total: \$9,514.98 Overage of: .007

Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 59 Months Plus Lump Sum Pricing between 6/20/09-6/30/09
Bid Item # 21 SHERIFF (PSF) Konica 7145	EASTERN July 20, 2004 thru June 19, 2009	8,500	\$156.96	\$9,260.64 +00.00 Total: \$9,260.64 Overage of: .0051
Bid Item # 22 SHERIFF (PSF) Konica 7145	EASTERN July 20, 2004 thru June 19, 2009	8,500	\$156.96	\$9,260.64 +00.00 Total: \$9,260.64 Overage of: .0051



Department and Machine Model (Base Model plus attachments)	Vendor and Lease/Service Period	Copies Per Month	Monthly Rate	X 59 Months Plus Lump Sum Pricing between 6/20/09-6/30/09
Bid Item # 23 WILLOW POINT NURSING HOME Konica 7145	EASTERN July 20, 2004 thru June 19, 2009	8,500	\$156.96	\$9,260.64 +00.00 Total: \$9,260.64 Overage of: .0051
Bid Item # 24 – Network upgrade pricing - See Attached				
Bid Items 1A thru 10A – 60 month leasing prices-various speeds-various quantities – See Attached.				

**Carried, Ayes-18, Nays-0, Absent-1 (Howard).**

### RESOLUTION NO. 635

By Health & Human Services, Personnel and Finance Committees                      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004**

WHEREAS, this County Legislature, by Resolution 637 of 2002, as amended by Resolutions 256 of 2003, authorized and approved the Foster Grandparents Program Grant for the Office for Aging and adopted a program budget in the amount of \$308,397 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said grant program is an intergenerational program that matches low-income elderly with special needs children to share experiences and offer support, and

WHEREAS, it is desired to renew said grant program in the amount of \$289,303 for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$261,936 from Corporation for National Service, 801 Arch Street, Suite 103, Philadelphia, Pennsylvania 19107-2416, for the Office for Aging's Foster Grandparents Program Grant for the period January 1, 2004 through December 31, 2004, 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 \$289,303, 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-18, Nays-0, Absent-1 (Howard).**

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### RESOLUTION NO. 636

By Health & Human Services, Personnel and Finance Committees      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF THE TITLE III-B SUPPORTIVE SERVICES PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004**

WHEREAS, this County Legislature, by Resolution 631 of 2002, as amended by Resolution 387 of 2003, authorized and approved the Title III-B Supportive Services Program Grant for the Office for Aging and adopted a program budget in the amount of \$607,430 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said grant program provides a variety of services, including transportation, information and assistance, legal assistance, shopping services and caregiver services, and

WHEREAS, it is desired to renew said grant program in the amount of \$606,213 for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$308,441 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York, 12223-0001 for Office for Aging's Title III-B Supportive Services Program Grant for the period January 1, 2004 through December 31, 2004, 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 \$606,213, 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-18, Nays-0, Absent-1 (Howard).

### RESOLUTION NO. 637

By Health & Human Services, Personnel and Finance Committees      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF TITLE III-C-1 CONGREGATE MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004**

WHEREAS, this County Legislature, by Resolution 632 of 2002, as amended by Resolution 386 of 2003, authorized and approved the Title III-C-1 Congregate Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$876,718 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said grant program provides senior center operations, including meals, health and educational programs and access to benefits and operates in accordance with the standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said grant program in the amount of \$887,970 for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$308,706 from New York State Office For Aging, Empire State Agency, Building 2, Albany, New York, 12223-0001 for the Office for Aging' s Title III-C-1 Congregate Meals Program Grant for the period January 1, 2004 through December 31, 2004, and be it

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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 \$887,970, 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-18, Nays-0, Absent-1 (Howard).**

### **RESOLUTION NO. 638**

By Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF TITLE III-C-2 HOME DELIVERED MEALS PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004**

WHEREAS, this County Legislature, by Resolution 633 of 2002, as amended by Resolution 477 of 2003, authorized and approved the Title III-C-2 Home Delivered Meals Program Grant for the Office for Aging and adopted a program budget in the amount of \$576,742 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said grant program provides home delivered meals to eligible individuals age 60 and over in accordance with standards established by the Older Americans Act and the New York State Office for Aging, and

WHEREAS, it is desired to renew said grant program in the amount of \$595,381 for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$129,034 from New York State Office for Aging, Empire State Agency, Building 2, Albany, New York, 12223-0001 for the Office for Aging's Title III-C-2 Home Delivered Meals Program Grant for the period January 1, 2004 through December 31, 2004, 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 \$595,381, 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-18, Nays-0, Absent-1 (Howard).**



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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 \$159,363, 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-18, Nays-0, Absent-1 (Howard).**

### **RESOLUTION NO. 641**

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING RENEWAL OF ELDER ABUSE OUTREACH PROGRAM GRANT FOR OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004**

WHEREAS, this County Legislature, by Resolution 636 of 2002, authorized and approved the Elder Abuse Outreach Program Grant for the Office for Aging and adopted a program budget in the amount of \$125,105 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said grant program provides services to elders with mental or physical impairments and to protect them from physical, sexual or emotional abuse, neglect or exploitation, and

WHEREAS, it is desired to renew said grant program in the amount of \$124,815 for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of revenue and adopts a program budget annexed hereto as Exhibit "A" in the total amount of \$124,815 for the period January 1, 2004 through December 31, 2004, 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-18, Nays-0, Absent-1 (Howard).**

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**RESOLUTION NO. 642**

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH ALZHEIMER'S ASSOCIATION SOUTHERN TIER CHAPTER FOR COUNSELING, EDUCATION AND SUPPORT SERVICES FOR OFFICE FOR AGING'S TITLE III-E FAMILY CAREGIVER PROGRAM GRANT FOR 2004**

WHEREAS, this County Legislature, by Resolution 630 of 2002, authorized renewal of an agreement with the Alzheimer's Association, Southern Tier Chapter for counseling, education and support services for the Office for Aging's Title III-E Family Caregiver Program Grant at an amount not to exceed \$13,176 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary to provide education, counseling and support for informal caregivers associated with said grant program, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$13,000, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Alzheimer's Association, Southern Tier Chapter, 1406 Monroe Street, Endicott, New York 13760-5495 for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$13,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760967.4457.104828 (Subcontracted Program) and be it

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

**Carried, Ayes-18, Nays-0, Absent-1 (Howard).**

**RESOLUTION NO. 643**

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH REPORTERS TRANSCRIPTION CENTER FOR MEDICAL TRANSCRIPTION SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2004**

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Reporters Transcription Center for medical transcription services for the Willow Point Nursing Home at a cost not to exceed \$18,000, for the period January 1, 2004 through December 31, 2004, and

WHEREAS, said agreement is necessary to meet the present and future needs of the Physician Services Program by utilizing internet based digital and telephone dictation services at the Willow Point Nursing Home, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Reporters Transcription Center, 71 State Street, Binghamton, New York 13901-3318, for medical transcription services for the Willow Point Nursing Home for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$18,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160036.4747.204000 (Other Fees for Services), and be it



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Plaza, Albany, New York 12237 for the Department of Health's STD Outreach and Prevention Initiative Program Grant for the period October 1, 2003 through December 31, 2004, 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 \$40,808, 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-18, Nays-0, Absent-1 (Howard).**

### **RESOLUTION NO. 646**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH TRANSCOR AMERICA, INC. FOR TRANSPORT OF FUGITIVES FROM JUSTICE BACK TO BROOME COUNTY FOR THE OFFICE OF THE BROOME COUNTY DISTRICT ATTORNEY FOR 2003-2006**

WHEREAS, this County Legislature, by Resolution 614 of 2000, authorized renewal of agreement with Transcor America, Inc. for transport of fugitives from justice back to Broome County, total annual amount not to exceed \$20,000, total amount of the agreement not to exceed \$60,000 for the period December 16, 2000 through December 15, 2003, and

WHEREAS, said services are necessary to transport fugitives from justice back to Broome County, and

WHEREAS, said agreement expired by its terms on December 15, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, total annual amount not to exceed \$20,000, total amount of the agreement not to exceed \$60,000, for the period December 16, 2003 through December 15, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Transcor America, LLC., P.O. Box 30268, Nashville, Tennessee 37241-0268 for transport of fugitives from justice back to Broome County for the period December 16, 2003 through December 15, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total annual amount not to exceed \$20,000, total not to exceed \$60,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 330001.4465.101000 (Non-Employee Travel, Hotel and Meals), 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-18, Nays-0, Absent-1 (Howard).**



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**RESOLUTION NO. 647**

By Finance Committee

Seconded by Mr. Shafer

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH SEVERAL CONTRACT AGENCIES SUPPORTED BY BROOME COUNTY FOR 2004**

WHEREAS, the County has contributed financial support to numerous agencies and organizations involved in various fields of endeavor which benefit, aid or assist with the many needs of the broad spectrum of the Broome County community, and

WHEREAS, it is the desire of this Legislature to give approval for the execution of the contracts with such agencies, said contracts to be in general form heretofore used, subject to and conditioned upon the financial allocations made and accounting procedure prescribed by the County Law Department to each respective contract agency in the 2004 Broome County Budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the County Executive or his duly authorized representative to execute such agreements, approved as to form by the Department of Law, with the contract agencies for which financial provisions and contributions have been authorized by this County Legislature in the 2004 Broome County Budget as follows:

<u>Agency</u>	<u>Amount</u>
ACCORD (A Center for Dispute Resolution	\$ 11,296
Broome County Convention Bureau	736,175
Broome County Soil & Water Conservation District	61,750
Cornell Cooperative Extension Association	413,250
County Library Aid (amount as listed on Exhibit "A")	344,790
Four County Library System	38,000
Southern Tier East Regional Planning Development (paid from Planning Department) 440016.5056	31,055
Veterans Support Council (paid from Veterans Services) 420000.5010	19,000
Opportunities for Broome, Inc. (Successor to PROBE Diversion and PROBE Alternate Sentencing)	38,592
<b>Total</b>	<b>\$1,693,908</b>

and in Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that said contracts shall be in form substantially similar to those used in prior years for each specific agency with the exception of the Convention Bureau and subject to, conditioned upon and limited to the monetary amount and financial formula and funding distribution criteria as set forth herewith and/or as approved in the 2004 County Budget, and to be subject to any necessary approvals required by the State or Federal Government or for any other valid reason which may require the approval of said State or Federal Government, and to be conditioned upon the submission and filing with the Clerk of this Legislature and County Executive a written annual report, detailing the agency's use of these funds received from the County during the previous calendar year, and be it

FURTHER RESOLVED, that any contract which provides for payment on a single lump sum basis, said annual report shall be filed before the lump sum payment is released and any contract which provides for two or more periodic payments during the contract term, said annual report shall be filed prior to the release of the second payment provided for by said contract and such payments are further subject to the provisions of Resolutions 262 of 1978 and 243 of 1979, and be it

FURTHER RESOLVED, that the agreement with the Convention Bureau shall be modified to provide that a portion of the amount allocated to the Convention Bureau shall be distributed by the Convention Bureau to the Broome County Arts Council (\$175,750), the Discovery Center

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(\$12,825), the Broome County Historical Society (\$31,350) and the Southern Tier Zoological Society (\$166,250) and that no more than \$17,500 of the amount herein authorized for the Convention Bureau may be used by the Bureau for administrative expenses with the balance to be used directly in the promotion of conventions and tourism in Broome County.

**EXHIBIT A**  
**COUNTY LIBRARY AID 2004 DISTRIBUTION**

<u>Library</u>	<u>Amount</u>
Deposit Free Library	\$ 2,627
G. F. Johnson Memorial Library (Endicott)	186,439
Moody Memorial Library (Fenton)	12,968
Lisle Free Library	2,274
Nineveh Public Library (Colesville)	1,553
Your Home Public Library (Johnson City)	65,568
Mary Wilcox Memorial Library (Whitney Point)	13,970
Vestal Public Library	59,391
<b>Total</b>	<b>\$344,790</b>

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

**RESOLUTION NO. 648**

By Public Safety & Emergency Services and Finance Committees                      Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH WEST GROUP FOR ON-LINE LEGAL RESEARCH SERVICES FOR THE OFFICE OF THE DISTRICT ATTORNEY FOR 2004**

WHEREAS, this County Legislature, by Resolution 584 of 2002, authorized an agreement with West Group for on-line legal research services for the Office of the District Attorney at an amount not to exceed \$8,640, for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary to provide on-line legal research capability for the attorneys assigned to the Office of the District Attorney, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$9,180, for the period January 1, 2004 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with West Group, 109 Maplehurst Road, Rochester, New York 14617 for on-line legal research services for the Office of the District Attorney, for the period January 1, 2004 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$9,180 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 330001.4311.101000 (Books and Subscriptions), 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-18, Nays-0, Absent-1 (Howard).



TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County</u>
			<u>State</u>	<u>Federal/Other</u>		
502xxx	Paratransit Vehicle Replacement	180,000	180,000	0	0	
		<u>Local Finance Law Sec. 11</u>			<u>How Financed:</u>	
<u>Year Start</u>	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>		
2003	NA	NA	0	0		

Description: The purchase of up to four (4) small paratransit buses to replace units, which have reached the end of their useful life.

and be it

FURTHER RESOLVED, the funding for these projects will come from NYSDOT dedicated Transit funding program, and be it

FURTHER RESOLVED, the Commissioner of Finance is hereby authorized to make a short term, non-interest bearing, interfund loan from other operating funds to the above Capital Projects to provide cash sufficient to complete the project until State aid is received, 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-18, Nays-0, Absent-1 (Howard).**

### RESOLUTION NO. 651

By Personnel and Finance Committees

Seconded by Mr. Wike

#### RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF AUDIT AND CONTROL

RESOLVED, that in accordance with a request from the Comptroller as contained in PCR#04-14, 04-15, 04-16, this County Legislature hereby authorizes the **title change only** of three (3) Auditor II (80 hrs) positions, Full Time, at budget line 360008.1000.101000, minimum salary of \$39,376, Grade 19, CSEA, to three (3) Internal Auditor (80 hrs) positions, Full Time, at budget line 360008.1000.101000, minimum salary of \$39,376, Grade 19, CSEA, effective date 1/1/04, and be it

FURTHER RESOLVED, that in accordance with a request from the Comptroller as contained in PCR#04-17, 04-18, 04-19 this County Legislature hereby authorizes the **title change only** of three (3) Auditor I (80 hrs) position, Full Time, at budget line 360008.1000.101000, minimum salary of \$32,167, Grade 15, CSEA, to three (3) Accounts Payable Auditor (80 hrs) position Full Time, at budget line 360008.1000.101000, minimum salary of \$32,167, Grade 15, CSEA, effective date 1/1/04, 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-18, Nays-0, Absent-1 (Howard).**

### RESOLUTION NO. 652

By Health & Human Services and Finance Committees

Seconded by Mr. Wike

#### 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, 558 of 2000, 603 of 2001, 146 and 659 of 2002 and 301 of 2003 authorized a charge structure for services provided to the residents of Willow Point Nursing Home, and

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WHEREAS, it is necessary to change the charge structure to \$194.94 for Semi-Private Room and Board and \$200.51 for Private Room and Board, reflecting a 5% increase in said room rates, 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 January 1, 2004 as follows:

- |                                |  |
|--------------------------------|--|
| a. Semi-Private Room and Board | \$194.94 per day                       |
| b. Private Room and Board      | \$200.51 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-18, Nays-0, Absent-1 (Howard).**

### **RESOLUTION NO. 653**

By Health & Human Services, County Administration and Finance Committees

Seconded by Mr. Wike

#### **RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE CHILD CARE BLOCK GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004**

WHEREAS, the Commissioner of Social Services requests authorization to accept a New York State Child Care Block Grant and adopt a program budget in the amount of \$150,000 for the period April 1, 2003 through March 31, 2004, and

WHEREAS, said grant program provides for the implementation of a document imaging system that will link the Day Care Unit with the Accounting and Client Intake units of DSS, decreasing staff time and use of paper resources, improving document retrieval and storage issues and improving the payment process for providers, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$150,000 from the New York State Office of Children & Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, New York 12144-2796 for the Department of Social Services for the implementation of a document imaging system for the period April 1, 2003 through March 31, 2004, 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 \$150,000, 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



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**RESOLUTION NO. 656**

By Personnel, County Administration and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR CENTRAL FOODS**

RESOLVED, that in accordance with a request from the Director of Central Foods, as contained in PCR#04-13, this County Legislature hereby authorizes the abolishment of (1) Senior Food Services Manager-Central Foods position, Full Time, at budget line 230045.1000.251000, minimum salary of \$36,328, Grade 18, Union BAPA, and the creation of (1) Senior Food Service Director (40 hrs) position, Full Time, at budget line 230045.1000.251000, minimum salary of \$41,585, Grade 21, Admin I, effective date 1/1/04, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Central Foods, as contained in PCR#04-11, this County Legislature hereby authorizes the creation of (1) Principal Account Clerk position, Full Time, at budget line 230045.1000.251000, minimum salary of \$27,283, Grade 13, Union CSEA, effective date 1/1/04, 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-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 657**

By Personnel and Finance Committees Seconded by Mr. Wike  
**RESOLUTION AUTHORIZING A LABOR AGREEMENT WITH AMALGAMATED TRANSIT UNION LOCAL 1145 FOR JANUARY 1, 2003 THROUGH DECEMBER 31, 2005**

WHEREAS, the County of Broome, under the provisions of the Civil Service Law (Taylor Law), has heretofore recognized the Amalgamated Transit Union Local 1145 as an employee organization for those certain Broome County employees represented by said Union, and

WHEREAS, this County Legislature, by Resolution 453 of 1999, authorized a written agreement with the Amalgamated Transit Union Local 1145 setting forth the terms and conditions of employment for those employees represented by said union for the period January 1, 1999 through December 31, 2002, and

WHEREAS, a tentative agreement has been reached with the Amalgamated Transit Union for the period January 1, 2003 through December 31, 2005, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with the Amalgamated Transit Union Local 1145, setting forth the terms and conditions of employment for those employees represented by said Union for the period January 1, 2003 through December 31, 2005, and be it

FURTHER RESOLVED, that said agreement shall be upon substantially similar terms and conditions as the 1999 to 2002 written labor agreement with the exception of those changes listed on Exhibit "A" attached hereto, and be it

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

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

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**RESOLUTION NO. 658**

By Personnel and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE REVISION OF THE HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES FOR 2003**

WHEREAS, this County Legislature, by Resolution 97 of 2002, as amended by companion resolution, authorized a revision to the hourly rates for various non-union, temporary and seasonal employees for 2002, and

WHEREAS, it is desired at this time to amend the hourly rate schedule for 2003 to increase the lump sum payments from \$30 to \$40 for Election Night Data Entry Operators in the Board of Elections, now, therefore, be it

RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary and seasonal employees for 2003 as indicated below:

<u>DEPARTMENT/TITLE</u>	<u>CURRENT RATE</u>	<u>2003 RATE</u>
Board of Elections Election Night Data Entry Operator	\$30.00	\$40.00

and be it

FURTHER RESOLVED, that this amendment shall become effective January 1, 2003.

**Carried**, Ayes-18, Nays-0, Absent-1 (Howard).

**RESOLUTION NO. 659**

By Economic Development & Planning, Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH COURTERBACK DEVELOPMENT COMPANY, LLC FOR LEASE OF SPACE LOCATED AT 171 FRONT STREET, BINGHAMTON, NEW YORK**

WHEREAS, on or about November 27, 2001, pursuant to Resolution No. 278 of 2001 and Resolution No. 323 of 1999, an agreement was entered into between Broome County and Courterback Development Company, LLC (Courterback) whereby Courterback leased approximately 25,000 square feet of office space located at 171 Front Street, Binghamton, New York to Broome County for use by the Office of Employment and Training and the Department of Social Services in connection with providing various job training programs, and

WHEREAS, a recent audit of the space being utilized by the County at the site indicates that the County is actually occupying 27,000 square feet, and

WHEREAS, Courterback has requested that the lease be amended to include the additional 2,000 square feet presently being utilized by the County with an increase in the annual rent in the amount of \$21,900 which is computed using the same per square foot cost of \$10.95 as was originally used to compute the present annual rent; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the November 27, 2001 lease agreement between Courterback Development Company, LLC and the County of Broome for the lease by the County of real property located at 171 Front Street, Binghamton, New York to provide as follows:

1. Commencing January 1, 2004 the leased premises described in Paragraph "1" of the November 27, 2001 Lease Agreement between Broome County and Courterback Development Company, LLC shall be amended to read "approximately twenty-seven thousand (27,000) square feet of office space" instead of the present twenty-five thousand square feet.



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2. Commencing with the rent payment due January 15, 2004, the annual rent set forth in Paragraph "3" of said Lease Agreement shall be increased by \$21,900 from the present \$273,750.00 to an annual rent due of \$295,650.00 which compensates Courterback for the additional 2,000 square feet of space presently being occupied by the County at the same per square foot cost as the original 25,000 square feet. There shall be no additional rent due for the period November 27, 2001 through December 31, 2003.
  3. In all other respects, except as herein authorized, the November 27, 2001 Lease Agreement shall remain in full force an effect, and be it

FURTHER RESOLVED, that the additional payments herein authorized shall be made from the various budget lines enumerated in Resolution No. 323 of 1999, and be it

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

**Carried,** Ayes-18, Nays-0, Absent-1 (Howard).

### **RESOLUTION NO. 660**

By Finance and Personnel Committees

Seconded by Mr. Shafer

#### **RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CORPORATE CARE MANAGEMENT FOR CASE MANAGEMENT MONITORING OF BROOME COUNTY'S SELF-INSURED HEALTH PROGRAM FOR 2004-2008**

WHEREAS, this County Legislature, by Resolution 500 of 2002, authorized renewal of an agreement with Corporate Care Management for case management monitoring of Broome County's Self-Insured Health Program at a rate of \$12,457 per month, total amount not to exceed \$149,484 for the period January 1, 2003 through December 31, 2003, and

WHEREAS, said agreement provides case management monitoring services to participants in the Broome County Self-Insured Health Plan, including pre-admission review, pre-service authorization, case management, retrospective reviews and out-of-network negotiations, and

WHEREAS, said agreement expires by its terms on December 31, 2003, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the following annual rates not to exceed:

Year	Annual Rate
2004	\$149,000
2005	151,980
2006	155,020
2007	158,120
2008	161,282

which reflect a consumer price index escalator of two (2) per cent per year, total amount not to exceed \$775,402, for the period January 1, 2004 through December 31, 2008, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Corporate Care Management, 1 Kattelville Road, Binghamton, New York 13901 for case management monitoring of Broome County's Self-Insured Health Plan for the period January 1, 2004 through December 31, 2004, and be it

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FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the following annual rates not to exceed:

<b>Year</b>	<b>Annual Rate</b>
2004	\$149,000
2005	151,980
2006	155,020
2007	158,120
2008	161,282

total amount not to exceed \$775,402 for the term of the agreement, and be it

FURTHER RESOLVED, that plan consultations and special requests not within the scope of the billable services shall be provided at the rate of \$105 per hour, payable only for services mutually agreed upon by the County and Corporate Care Management, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050005.4743.252000 (Claims Administration), 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-18, Nays-0, Absent-1 (Howard).

Mr. Whalen made a motion to adjourn, seconded by Mr. Wike. **Motion to adjourn carried**, Ayes-18, Nays-0, Absent-1 (Howard). The meeting was adjourned at 6:25 p.m.

