
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, MAY 22, 2003**

The Legislature convened at 5:01 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-18, Absent-1 (Hudak).

The Chair, Mr. Schofield, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a moment of silence.

Mr. Pasquale made a motion, seconded by Mr. Mather, that the minutes of the April 17, 2003 Regular Session and May 13, 2003 Special Session be approved as prepared and presented by the Clerk. **Carried**, Ayes-18, Nays-0, Absent-1 (Hudak).

Mr. Schofield noted that the committee minutes for the period April 17, 2003 through May 21, 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. Kolba, seconded by Mr. Kuzel. **Carried**, Ayes-18, Nays-0, Absent-1 (Hudak).

ANNOUNCEMENTS FROM THE CHAIR

May 27, 2003 through June 1, 2003 were proclaimed by the Broome County Legislature as Odyssey of the Mind Recognition Days. The following Legislators recognized the participation of local students in the New York State Odyssey of the Mind Competition and their further participation in the World Finals to be held in Ames, Iowa:

Legislator Jerry F. Marinich presented a copy of the proclamation to the participants from Chenango Valley High School: **Lauren Frobel, Nicholas Griswold, Frank Kingsley, Michael Kopalek, Jana Kucera, Jenise Soules and Joelle Soules**, coached by **Denise Soules** and **Jeff Soules**.

Legislator David D. Reynolds presented a copy of the proclamation to the participants from Vestal Hills Elementary: **Page Greenblott, Allison Jurik, John Lanz, Gabrielle Mervis, Zacharie Paine, Stephanie Schramm, Katie Sullivan**, coached by **Kathy Greenblott** and **Robin Cook-Mervis**.

Legislator Vincent A. Pasquale presented a copy of the proclamation to the participants from Binghamton West Middle School: **Myles Brady, Adam Dundon, Nicholas Iacovelli, Nenielle Kassin, Robert Mabee, Julian Manuszewski and Nathan Papso**, coached by **Jeffrey Sabol, Maryanne Iacovelli** and **Joseph Dundon**.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

- A. Letters from the County Executive, Jeffrey P. Kraham:
1. Appointment to the Broome county Environmental Management Council Board of Directors
 2. Appointments to the Binghamton Regional Airport Advisory Board

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

- A. Petitions: None

B. Communications:

1. Minutes:
 - a. Broome County Fire Advisory Board 1/23/03
 - b. Cornell Cooperative Extension of Broome County 3/20/03
 - c. Broome County Soil and Water Conservation District Directors 4/1/03
 - d. Broome County Association of Municipal Clerks 4/17/03
 - e. Broome County Association of Towns and Villages 3/27/03
 - f. EMC Recycling & Waste Management Committee 3/24/03
 - g. EMC Natural Resources Committee 3/20/03
 - h. EMC Environmental Management Council 4/3/0
 - i. EMC Natural Resources Committee 4/17/03
2. Letters from area bar and restaurant owners- Re: "An Act to Amend the Public Health Law and the Education Law, in Relation to the Regulation of Smoking in Certain Public Areas."
3. Public Works- Re: Pubic Emergency-Pierce Creek Road Culvert
4. NYSAC –Receipt of Resolution No. 519-Cap Medicaid Immediately
5. Dept. of Finance-Bond Anticipation Note Certified Dated 4/24/03

B. Notices:

1. Special Health and Human Services Committee Meeting 4/17/03
2. Special Session 5/13/03

C. Reports:

1. BCC -Above Minimum Hires March 2003
2. BCC-Above Minimum Hires April 2003
3. BCC-Budget Transfers March 2003
4. BCC-2003-2004 Proposed Budget
5. Dept. of Finance-1st Quarter Sales Tax Collections
6. Division of Purchasing 2001-2002 Annual Report
7. Environmental Management Council's 2002 Annual Report
8. Southern Tier East Regional Planning Development Board 2002 Annual Report
9. Office of the Sheriff 2002 Annual Report
10. Planning & Economic Development 2002 Annual Report
11. Dept. of Audit and Control-Accounts Receivable Summary 4th Quarter 2002
12. Dept. of Finance-Semi-Annual mortgage tax receipts and disbursements 10/1/02-3/31/03
13. Personnel-Monthly Attrition March 2003
14. Collective Bargaining Agreement between Broome County and Broome County Unit 6150 of the Civil Service Employees Association, Inc.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Daniel A. Schofield:
1. Appointing an Ad Hoc Advisory Committee to study Solid Waste Management Options
 2. Designations for J. Marinich week of May 12, 2003
 3. Designation for M. Whalen Public- Safety & Emergency Services 5/12/03
 4. Designations for V. Pasquale-Finance 5/15/03
 5. Designation for W. Miller- Personnel 5/14/03 and C. Burger- Finance 5/15/03

Mr. Kuzel made a motion, seconded by Mr. Lindsey, 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 (Hudak).

OTHER MATTERS PENDING OR REFERRED FROM PREVIOUS MEETINGS

Mr. Pasquale made a motion, seconded by Mr. Shafer, to recall Resolution 149 Authorizing an Inter-Municipal Agreement with the Town of Sanford for a Recycling Drop-Off Site for the Division of Solid Waste Management for 2003 which had failed at the April 17, 2003 Regular Session of the Legislature. **Motion to recall Resolution 149 carried**, Ayes-11 (Brunza, Burger, Howard, Hull, Hutchings, Marinich, Miller, Nannery, Pasquale, Reynolds, Shafer), Nays-7 (Kolba, Kuzel, Lindsey, Mather, Schofield, Whalen, Wike), Absent-1 (Hudak).

RESOLUTION NO. 149

By Public Works Committee

Seconded by Mr. Burger

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF SANFORD FOR A RECYCLING DROP-OFF SITE FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2003

WHEREAS, the Commissioner of Public Works requests authorization for an Inter-Municipal Agreement with the Town of Sanford for a recycling drop-off site for the Division of Solid Waste Management, for the period January 1, 2003 through December 31, 2003, and

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

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

RESOLVED, that this County Legislature hereby authorizes an Inter-Municipal Agreement with the Town of Sanford for a recycling drop-off site, for the Division of Solid Waste Management, for the period January 1, 2003 through December 31, 2003, 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.

Following extensive discussion, Mr. Pasquale made a motion to call the question, seconded by Mr. Lindsey. **Motion to call the question carried**, Ayes-13, Nays-5 (Brunza, Burger, Howard, Schofield, Whalen), Absent-1 (Hudak). **Resolution carried**, Ayes-14, Nays-4 (Kolba, Kuzel, Lindsey, Marinich), Absent-1 (Hudak).

Mr. Pasquale made a motion, seconded by Mr. Shafer, to recall Resolution 166 of 2003 Authorizing an Inter-Municipal Agreement with the Town of Colesville for a Recycling Drop-Off Site for the Division of Solid Waste Management for 2003 which was amended and then failed at the April 17, 2003 Regular Session of the Legislature. **Motion to recall Resolution 166 carried**, Ayes-11 (Brunza, Burger, Howard, Hull, Hutchings, Marinich, Miller, Nannery, Pasquale, Reynolds, Shafer), Nays-7 (Kolba, Kuzel, Lindsey, Mather, Schofield, Whalen, Wike), Absent-1 (Hudak).

RESOLUTION NO. 166

By Public Works Committee

Seconded by Mr. Burger

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF COLESVILLE FOR A RECYCLING DROP-OFF SITE FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2003

WHEREAS, the Commissioner of Public Works requests authorization for an Inter-Municipal Agreement with the Town of Colesville for a recycling drop-off site for the Division of Solid Waste Management, for the period May 1, 2003 through December 31, 2003, and

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

WHEREAS, the Town of Colesville will be responsible for the staffing, snow and ice removal, monitoring the container for non-recyclables, trash removal from the site and disposal costs associated with rejected loads, and

WHEREAS, Resolution 348 of 1992 that authorized an agreement with the Town of Colesville to indemnify the Town from and against any and all damages and claims, up to \$1,000,000, which may arise from the County's use of Town of Colesville property for a recycling drop-off site is hereby rescinded in its entirety, effective April 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an Inter-Municipal Agreement with the Town of Colesville for a recycling drop-off site, for the Division of Solid Waste Management, for the period May 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, Resolution 348 of 1992 that authorized an agreement with the Town of Colesville to indemnify the Town from and against any and all damages and claims, up to \$1,000,000, which may arise from the County's use of Town of Colesville property for a recycling drop-off site is hereby rescinded in its entirety, effective April 30, 2003, and be it

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

Mr. Pasquale made a motion, seconded by Mr. Burger, to amend the third WHEREAS paragraph to read "...trash removal from the site, disposal costs associated with rejected loads and construction/repairs of a platform for residents to safely access the roll-off container, and" **Amendment carried**, Ayes-18, Nays-0, Absent-1 (Hudak). Mr. Pasquale made a motion to call the question, seconded by Mr. Shafer. **Motion to call the question carried**, Ayes-12 (Hull, Hutchings, Lindsey, Marinich, Mather, Miller, Nannery, Pasquale, Reynolds, Shafer, Whalen, Wike), Nays-6 (Brunza, Burger, Howard, Kolba, Kuzel, Schofield), Absent-1 (Hudak). **Resolution as amended carried**, Ayes-14, Nays-4 (Kolba, Kuzel, Lindsey, Marinich), Absent-1 (Hudak).

Chair Schofield directed the Division of Solid Waste Management, with the concurrence of the Legislative body, to notify the Towns of Sanford and Colesville that at the conclusion of this agreement on December 31, 2003, the County will no longer be responsible for a recycling drop-off site in their municipality.

Mr. Hutchings and Mr. Marinich 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.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 182

By Public Works Committee

Seconded by Mr. Howard

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THE TUNNEL ROAD CULVERT #1 REPLACEMENT PROJECT IN THE TOWN OF COLESVILLE AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

WHEREAS, it is necessary to replace the Tunnel Road Culvert #1 in the Town of Colesville to meet the needs of the motoring public and other users, and

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

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

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

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

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the environmental review of the Tunnel Road Culvert #1 Replacement Project in the Town of Colesville, and be it

FURTHER RESOLVED, that this County Legislature, based on the Short Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the Tunnel Road Culvert #1 Replacement Project will not have a significant effect on the environment, and be it

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

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

RESOLUTION NO. 183

By Public Works Committee

Seconded by Mr. Pasquale

RESOLUTION DECLARING THE DEPARTMENT OF PUBLIC WORKS' TUNNEL ROAD CULVERT #1 REPLACEMENT PROJECT IN THE TOWN OF COLESVILLE TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION

WHEREAS, the Eminent Domain Law requires that a public hearing be held in connection with any proposed public project for which the acquisition of real property through the exercise of eminent domain may be required, except that a project is exempt from the public hearing requirement "when in the opinion of the condemnor the acquisition is "de minimis" in nature so that the public interest will not be prejudiced by the construction of the project," and

WHEREAS, the Tunnel Road Culvert #1 Replacement Project in the Town of Colesville has been determined under the New York State Environmental Quality Review Act to have no substantial effect on the environment in that it involves only the replacement of the existing culvert, and

WHEREAS, the Department of Public Works desires to acquire the temporary land rights necessary to commence the aforesaid replacement project and is requesting authorization from this Legislature to acquire said land by purchase or condemnation, and

WHEREAS, the Public Works Committee has reviewed the scope of the aforesaid project and recommends that it be found to be exempt from the public hearing requirement because it is "de minimis" in nature, said determination being based upon the fact that the project involves only the replacement of an existing deficient culvert in its present location having no substantial effect on the environment, and at this time it appears that not more than three parcels shall be obtained from adjoining property owners, now, therefore, be it

RESOLVED, that this County Legislature hereby finds the Department of Public Works Tunnel Road Culvert #1 Replacement Project in the Town of Colesville to be "de minimis" in nature and therefore exempt from the public hearing requirement of the Eminent Domain Law, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the acquisition by purchase or condemnation of the real property necessary to undertake and perform the aforesaid culvert replacement project in accordance with the design and specifications for said project.

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

RESOLUTION NO. 184

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DELTA ENGINEERS, P.C. FOR STRUCTURAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2003-2004

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

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

WHEREAS, said agreement expired by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, and in accordance with the rate schedule attached hereto as Exhibit "A", the annual amount not to exceed \$150,000, total amount not to exceed \$300,000, for the period January 1, 2003 through December 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Delta Engineers, P.C., 164 Court Street, Binghamton, New York 13901 for structural engineering for the period January 1, 2003 through December 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor in accordance with the rate schedule attached hereto as Exhibit "A", the annual amount not to exceed \$150,000, total amount not to exceed \$300,000, for the term of the agreement, and be it

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

FURTHER RESOLVED, that 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 (Hudak).

RESOLUTION NO. 185

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH SEQUOIA VOTING SYSTEMS FOR THE SOFTWARE LICENSE FOR AN OPTICAL SCAN ABSENTEE BALLOT SYSTEM FOR THE BOARD OF ELECTIONS FOR 2003

WHEREAS, the Commissioners of Elections requests authorization for an agreement with Sequoia Voting Systems for the software license for an Optical Scan Absentee Ballot System for the Board of Elections at a cost not to exceed \$3,000, for the period April 1, 2003 through December 31, 2003, and

WHEREAS, said software license agreement is necessary for the use of the Optical Scan Ballot System during primary, general and special elections, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Sequoia Voting Systems, 811 North Main Street, P.O. Box 1399, Jamestown, New York 14701-1399 for a software license agreement for an Optical Scan Absentee Ballot System for the Board of Elections for the period April 1, 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 \$3,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 410001.4419.101000 (General Office Expense), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to

form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

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

RESOLUTION NO. 186

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GENERAL CODE PUBLISHERS CORPORATION FOR UPDATE OF BROOME COUNTY CHARTER AND CODE BOOK FOR 2003

WHEREAS, this County Legislature, by Resolution 647 of 2001, authorized renewal of the agreement with General Code Publishers Corporation for codification, publication and updates of the Broome County Administrative Code, Charter and Local Laws, on an as needed basis, at a cost not to exceed \$4,500 for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said agreement expired by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$3,550, for the period January 1, 2003 through December 31, 2003, 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 Code, Charter and Local Laws on an as needed basis, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,550 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 (Hudak).

RESOLUTION NO. 187

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH BROOME COMMUNITY COLLEGE FOR SECURITY SERVICES FROM THE DIVISION OF SECURITY FOR 2003

WHEREAS, the Director of the Division of Security requests authorization for an agreement with Broome Community College for security services with revenue to the County totaling \$85,458, for the period July 1, 2003 through December 31, 2003, and

WHEREAS, said services are necessary to provide basic security services at Broome Community College, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome Community College, P.O. Box 1017, Binghamton, New York 13902, for basic security services from the Broome County Division of Security, for the period July 21, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, Broome Community College shall pay the County an amount not to exceed \$85,458 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030080.0038.101000 (Security 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 (Hudak).

RESOLUTION NO. 188

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING DISTRIBUTION OF MORTGAGE TAX RECEIPTS PURSUANT TO SECTION 261 OF THE NEW YORK STATE TAX LAW

WHEREAS, the County Clerk and the Commissioner of Finance have presented their report concerning mortgage tax receipts for the period October 2002 through March 2003, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities thereto, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay the Treasurer of the City of Binghamton and to respective Supervisors of the 23 Towns and Villages of Broome County, those amounts listed:

Semi-Annual Mortgage Tax Distribution October 2002 through March 2003

Dickinson	Village of Port Dickinson	\$ 4,887.17
	Outside	28,786.10
Lisle	Village of Lisle	376.10
	Outside	7,156.28
Sanford	Village of Deposit	1,152.91
	Outside	14,551.38
Triangle	Village of Whitney Point	2,175.36
	Outside	10,695.52
Union	Village of Johnson City	50,166.38
	Village of Endicott	45,265.08
	Outside	309,442.65
Windsor	Village of Windsor	2,759.79
	Outside	45,635.56
Barker		13,481.31
Binghamton (Town)		67,398.92
Chenango		95,969.39
Colesville		26,942.70
Conklin		48,267.51
Fenton		47,718.61
Kirkwood		46,706.53
Maine		42,660.73
Nanticoke		10,988.82
Vestal		275,267.24
City of Binghamton		185,045.93
	Total	\$1,383,497.97

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

RESOLUTION NO. 189

By Public Works and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE ITHACA AREA WASTEWATER TREATMENT FACILITY FOR DISCHARGE OF RAW LEACHATE FROM THE LEACHATE COLLECTION SYSTEM AT THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2003-2004

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with the Ithaca Area Wastewater Treatment Facility for the discharge of raw leachate from the leachate collection system at the Nanticoke Landfill for the period June 1, 2003 through May 31, 2004, at a cost not to exceed \$6.00 per 1,000 gallons of leachate, plus a surcharge of \$5.64 per 1,000 gallons (52 cents per pound) if the leachate exceeds 1,384 milligrams per liter Biological Oxygen Demand (BOD), total cost not to exceed \$81,000, and

WHEREAS, said services are necessary to discharge raw leachate to a treatment facility for final treatment and discharge into a major watercourse, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with the Ithaca Area Wastewater Treatment Facility, 525 Third Street, Ithaca, New York 14850, for discharge of raw leachate from the leachate collection system at the Nanticoke Landfill, for the period June 1, 2003 through May 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6.00 per 1,000 gallons of leachate, plus a surcharge of \$5.64 per 1,000 gallons (52 cents per pound) if the leachate exceeds 1,384 milligrams per liter Biological Oxygen Demand (BOD), total cost not to exceed \$81,000, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4457.206000 (Subcontracted Program Expense), and be it

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

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

RESOLUTION NO. 190

By Finance Committee

Seconded by Mr. Howard

RESOLUTION RESCINDING RESOLUTION 361 OF 1991 AUTHORIZING ALL COUNTY MUNICIPALITIES TO RETAIN THE INTEREST EARNED ON REAL PROPERTY TAX COLLECTION MONIES

WHEREAS, this County Legislature, by Resolution 361 of 1991, authorized the various County municipalities to retain all interest earned on any tax monies collected by said municipalities only for the period from the date collected until the date the monies are paid to Broome County pursuant to New York State Town Law, Section 37(1), and

WHEREAS, said interest earned on the tax money collected by the municipalities belongs to Broome County unless the municipalities are authorized by the County to retain the interest earned on County tax revenue, and

WHEREAS, it is desirous of this County Legislature at this time to retain all interest earned on County tax monies to help pay for the cost of tax collection services assumed by the County on behalf of various municipalities and to encourage other non-participating municipalities to join the consolidation of tax collection services under the County, now, therefore, be it

RESOLVED, that this County Legislature hereby rescinds Resolution 361 of 1991 in its entirety, and be it

FURTHER RESOLVED, that this Resolution shall take effect January 1, 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.

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

RESOLUTION NO. 191

By Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS TO PROVIDE SERVICES FOR THE DEPARTMENT OF HEALTH'S DIVISION OF MATERNAL CHILD HEALTH AND DEVELOPMENT PRESCHOOL EDUCATION PROGRAM FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 455 of 2002, authorized agreements with various vendors for services for the Department of Health's Division of Maternal Child Health and Development Preschool Education Program for the period November 1, 2002 through June 30, 2003, and

WHEREAS, said agreements are necessary to provide speech therapy and related services for the Preschool (3-5) Program, and

WHEREAS, said agreements expire by their terms on June 30, 2003, and it is desired at this time to renew said agreements with various vendors as listed on Exhibit "A" on substantially similar terms and conditions, at rates set by the Broome County Health Department and the New York State Department of Education as listed on Exhibit "B", for the period July 1, 2003 through June 30, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of agreements with various vendors as listed on Exhibit "A" for services for the Department of Health's Division of Maternal Child Health and Development Preschool Education Program for the period July 1, 2003 through June 30, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at the rates set by the Broome County Health Department and the New York State Department of Education as listed on "Exhibit "B" for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480293.4706.101081 (Rehab & Therapy Services), and be it

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

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

RESOLUTION NO. 192

By County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION ESTABLISHING PARTICIPATION RULES AND AUTHORIZING AN AGREEMENT WITH CASH REALTY & AUCTIONS FOR AUCTIONEER AND RELATED SERVICES FOR THE PURCHASING DIVISION FOR THE 2003 BROOME COUNTY AUCTION

WHEREAS, the Broome County Division of Purchasing requests authorization for an agreement with Cash Realty & Auctions for auctioneer services for the 21st Annual Broome County Auction of surplus supplies, equipment, materials and vehicles on September 13, 2003, at a cost not to exceed \$2,500 for advertising expenses, \$1,500 for Parks Department expenses; \$1,500 for Department of Public Works expenses; \$1,500 for Division of Security expenses; an option of \$1,000 for Broome County Sheriff expenses related to management of the Trustee Program and four and three-quarter percent (4.75%) of the auctioneer's gross receipts, exclusive of sales taxes, for Broome County Government, for the period September 1, 2003 through October 31, 2003, and

WHEREAS, all political subdivisions and contract agencies of Broome County shall be eligible to offer surplus supplies, materials, equipment and vehicles for sale at the auction, and

WHEREAS, last year's authorization for participation in the auction was extended to Tioga County and all political subdivisions and contract agencies of Tioga County as well as adjacent Counties and all political subdivisions and contract agencies of those Counties, and

WHEREAS, the Director of Purchasing recommends that a similar option be authorized for the 2003 Broome County Auction by authorizing participation from adjacent Counties and all political subdivisions and contract agencies of those Counties, now, therefore, be it

RESOLVED, that authorization is hereby granted to allow participation from adjacent Counties and all political subdivisions and contract agencies of those Counties, and be it

FURTHER RESOLVED, the fee structure for all participating Counties, political subdivisions, and contract agencies, including Broome Community College, shall be as follows:

- 1) Participating political subdivisions shall pay a fee of four and three-quarter percent (4.75%) of the auctioneer's gross receipts to the auctioneer, attributable to their property, exclusive of sales taxes,

and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Cash Realty & Auctions, 1325 Main Street, Buffalo, New York 14209, for auctioneer services for the 21st Annual Broome County Auction for the period September 1, 2003 through October 31, 2003, auction, and be it

FURTHER RESOLVED, that in consideration of auction services, the Contractor shall retain from the sale of items attributed to Broome County Government:

- A maximum of \$2,500 for advertising, mailing and other expenses
- \$1,500 for Parks Department expenses
- \$1,500 for Department of Public Works expenses
- \$1,500 for Division of Security expenses
- An option of \$1,000 for Broome County Sheriff expenses related to management of the Trustee Program
- Four and three-quarter percent (4.75%) of the auctioneer's receipts, less the expenses previously noted,

for the term of this agreement, and be it

FURTHER RESOLVED, the Broome County Comptroller is hereby authorized to review all revenues received from the auction and apportion those revenues to the appropriate departmental revenue budget lines, 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 (Hudak).

RESOLUTION NO. 193

By Finance and Public Works Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENTS TO RESOLUTION 118 OF 2003 AUTHORIZING AN AGREEMENT WITH ARCADIS G&M, INC. FOR PROFESSIONAL ENGINEERING SERVICES AT THE COLESVILLE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2003-2005

WHEREAS, this County Legislature, by Resolution 118 of 2003, authorized an agreement with Arcadis G&M, Inc. for professional engineering services at the Colesville Landfill for the Division of Solid Waste Management at a cost not to exceed \$497,000 for the period March 1, 2003 through February 28, 2005, and

WHEREAS, said agreement provides for engineering services for the groundwater treatment facility at the Colesville Landfill, including operation and maintenance, groundwater monitoring, reporting of long-term monitoring results, investigation and remedial planning/design related to the springs and project management, and

WHEREAS, it is necessary to authorize amendments to Resolution 118 of 2003 to add an additional budget line from which to pay the cost of said project and to provide for a bridge loan from other operating funds until the sale of serial bonds, 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 the amendments to Resolution 118 of 2003 to add an additional budget line from which to pay the cost of said project and to provide for a bridge loan from other operating funds until the sale of serial bonds, and be it

FURTHER RESOLVED, that the payments authorized by Resolution 118 of 2003 shall be made from budget lines 235036.4545.501128/501262 (Contracted Services), and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term non-interest bearing interfund loan from other operating funds to Capital Project 501262 to provide cash sufficient to complete the project until the serial bonds are sold, 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, and be it

FURTHER RESOLVED, that Resolution 118 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 (Hudak).

RESOLUTION NO. 194

By Public Works, Education, Culture & Recreation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH DELTA ENGINEERS, PC FOR ENGINEERING AND CONSTRUCTION REVIEW SERVICES FOR THE BROOME COUNTY VETERANS MEMORIAL ARENA SKYBOX PROJECT FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 344 of 2002, as amended by Resolution 598 of 2002, authorized an agreement with Delta Engineers, PC for engineering and construction review services for the Department of Public Works at a cost not to exceed \$164,360, for the period September 1, 2002 through December 31, 2003, and

WHEREAS, said agreement provides for the design and construction review services for the new skyboxes at the Broome County Veterans Memorial Arena, and

WHEREAS, the cost of construction management services was omitted in the preliminary planning phase of the project due to budget limitations at the time from the existing contract with Delta Engineers, PC and funds are now available from the State, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for construction management services, including a site representative at the Arena to coordinate and oversee the activities of the seven prime construction contracts at a cost of \$62,400, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Delta Engineers, PC, 164 Court Street, Binghamton, New York 13901, to include construction management services for the Broome County Veterans Memorial Arena Skybox Project for the Department of Public Works for the period September 1, 2002 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 \$62,400, total cost not to exceed \$226,760, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the Arena Renovations Capital Improvement Project (501378), and be it

FURTHER RESOLVED, that Resolutions 344 and 598 of 2002, 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 (Hudak).

RESOLUTION NO. 195

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION ESTABLISHING AN ENTRANCE FEE FOR THE 2003 AIR SHOW/AVIATION DAY OPEN HOUSE AT THE GREATER BINGHAMTON AIRPORT

WHEREAS, the County proposes to conduct an Air Show/Aviation Day Open House at the Greater Binghamton Airport on July 13, 2003, and

WHEREAS, the purpose of this event is to promote community awareness in connection with the airport and is part of the airport community relations program by providing the community an affordable and entertaining day at the Greater Binghamton Airport, and

WHEREAS, there will be exhibits including planes on the field and aircraft performance teams, all of which create expenses in connection with the event, and

WHEREAS, in order to offset, in part, the costs associated with the 2003 Air Show/Aviation Day Open House, the Commissioner of Transportation proposes an entrance fee schedule, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an admission fee schedule for the Air Show/Aviation Day Open House Program at the Greater Binghamton Airport to be held on July 13, 2003 as follows:

AIR SHOW/AVIATION DAY EVENT 2003 ADMISSION FEE SCHEDULE

July 13th Admission Gate Purchase

Adults (17 years and older):	\$7.00
Children (8 to 16 years of age):	\$5.00
Children (Under the age of 8):	Free

Admission Tickets Purchased Prior to July 13th

Adults (17 years and older):	\$6.00
Children (8 to 16 years of age):	\$4.00
Children (Under the age of 8):	Free

Parking Fee

All Vehicles (Off Site and On Site)	\$1.00
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and be it

FURTHER RESOLVED, that the entrance fees authorized herein shall be deposited in the Aviation Community Relations Trust Account (Fund 60, GL525, Subsidiary 525052) to be used to defray expenses in connection with the Air Show/Aviation Day Open House, and be it

FURTHER RESOLVED, 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 (Hudak).

RESOLUTION NO. 196

By Transportation and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AGREEMENT WITH FIRSTAIR GROUP, INC. FOR LEASE OF SPACE IN THE OLD AIRPORT MAINTENANCE BUILDING AT THE GREATER BINGHAMTON AIRPORT

WHEREAS, the Commissioner of Transportation requests authorization for an agreement with FirstAir Group, Inc. for the lease by FirstAir Group, Inc. of approximately 5,031 square feet of space in the old airport maintenance building on a month-to-month basis, beginning June 1, 2003, with revenue to the County of \$1,127.83 per month, and

WHEREAS, said lease is necessary to provide FirstAir Group, Inc. with a larger area for ground vehicle repair service that is closer to their leased hangar space to provide immediate service when necessary, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with FirstAir Group, Inc., 2514 Airport Road, Johnson City, New York 13790 for the lease by FirstAir Group, Inc. of approximately 5,031 square feet of space in the old airport maintenance building, beginning June 1, 2003, and be it

FURTHER RESOLVED, that in consideration of said lease, the Contractor shall pay the County an amount not to exceed \$1,127.83 per month on a month-to-month basis, and be it

FURTHER RESOLVED, that the revenue shall be credited to budget line 210179.0108.207000 (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 (Hudak).

RESOLUTION NO. 197

By Economic Development & Planning, County Administration and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH EMPLOYON FOR LICENSING SERVICES FOR THE DEPARTMENT OF EMPLOYMENT AND TRAINING FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 119 of 2003, authorized an agreement with EmployON for licensing services for the Department of Employment and Training at a cost not to exceed \$3,500, for the period March 1, 2003 through February 29, 2004, and

WHEREAS, said agreement is necessary to purchase a licensing agreement to allow Career Center clients access to a web-based job opportunities site, and

WHEREAS, it is necessary to authorize the amendment of said agreement to change the dates for the agreement to April 1, 2003 through March 31, 2004, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with EmployOn, 22700 Shore Center Drive, Cleveland, Ohio 44123, to change the dates for the agreement to April 1, 2003 through March 31, 2004, for a licensing agreement for the Department of Employment and Training, and be it

FURTHER RESOLVED, that Resolution 119 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 (Hudak).

RESOLUTION NO. 198

By Economic, Development & Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING THE ESTABLISHMENT AND ACCEPTANCE OF FUNDS FOR A ONE STOP SWIPE CARD SYSTEM PROGRAM GRANT FOR THE DEPARTMENT OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003

WHEREAS, the Director of Employment and Training requests authorization to establish and accept a One Stop Swipe Card System Program Grant and adopt a program budget in the amount of \$75,000 for the period April 22, 2003 through June 30, 2003, and

WHEREAS, said program grant provides for the implementation of a swipe card system in all One Stop Centers in the Broome-Tioga Workforce Area in an effort to gather standardized, comprehensive and meaningful information to assist in analyzing the impact that the One Stop Centers are having in their communities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves a One Stop Swipe Card System for all One Stop Centers in the Broome-Tioga Workforce Area and acceptance of \$75,000 from the New York State Department of Labor, Building 12, Room 450, State Office Building Campus, Albany New York 12240 for the Department of Employment and Training's One Stop Swipe Card System Program Grant for the period April 22, 2003 through June 30, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$75,000, and be it

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

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

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

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

RESOLUTION NO. 199

By Economic Development & Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2003 WORKFORCE INVESTMENT ACT DISLOCATED WORKER PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2005

WHEREAS, the Director of Employment and Training requests authorization to accept the PY2003 Workforce Investment Act (WIA) Dislocated Worker Program Grant and adopt a program budget in the amount of \$716,901, for the period July 1, 2003 through June 30, 2005, and

WHEREAS, said grant program provides customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the PY2003 WIA Dislocated Worker Program Grant in the amount of \$716,901, for the period July 1, 2003 through June 30, 2005, 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 \$716,901, 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 (Hudak).

RESOLUTION NO. 200

By Economic Development & Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2003 WORKFORCE INVESTMENT ACT YOUTH PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2005

WHEREAS, the Director of Employment and Training requests authorization to accept the PY2003 Workforce Investment Act (WIA) Youth Program Grant and adopt a program budget in the amount of \$606,108, for the period July 1, 2003 through June 30, 2005, and

WHEREAS, said grant program provides customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the PY2003 WIA Youth Program Grant in the amount of \$606,108, for the period July 1, 2003 through June 30, 2005, 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 \$606,108, 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 (Hudak).

RESOLUTION NO. 201

By Economic Development & Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2003 WORKFORCE INVESTMENT ACT ADULT PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2005

WHEREAS, the Director of Employment and Training requests authorization to accept the PY2003 Workforce Investment Act (WIA) Adult Program Grant and adopt a program budget in the amount of \$609,205, for the period July 1, 2003 through June 30, 2005, and

WHEREAS, said grant program provides customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the PY2003 WIA Youth Program Grant in the amount of \$609,205, for the period July 1, 2003 through June 30, 2005, 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 \$609,205, 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 (Hudak).

RESOLUTION NO. 202

By Economic Development & Planning and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING ACCEPTANCE OF THE ADMINISTRATION ALLOCATION FOR THE PY2003 WORKFORCE INVESTMENT ACT PROGRAM GRANTS FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2005

WHEREAS, the Director of Employment and Training requests authorization to accept the administration allocation for the PY2003 Workforce Investment Act (WIA) Program Grants and adopt a program budget in the total amount of \$214,691, for the period July 1, 2003 through June 30, 2005, and

WHEREAS, said allocation covers the administrative costs associated with the grant programs that provide customers with core employment services by providing job search assistance and labor market information as well as more intensive services including career training programs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance from the New York State Department of Labor, State Office Building, Albany, New York 12240 of

the administration allocation for the PY2003 WIA Program Grants in the amount of \$214,691, for the period July 1, 2003 through June 30, 2005, 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 \$214,691, 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 (Hudak).

RESOLUTION NO. 203

By Economic Development & Planning, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF THE PY2003 WORKFORCE INVESTMENT ACT SHARED COST PROGRAM GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004

WHEREAS, the Director of Employment and Training requests authorization to accept the PY2003 Workforce Investment Act (WIA) Shared Costs Program Grant and adopt a program budget in the total amount of \$782,763, for the period July 1, 2003 through June 30, 2004, and

WHEREAS, said grant program provides a pool to report salary and fringe information for monthly distribution to the appropriate Workforce Investment Act grants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the PY2003 WIA Shared Costs Program Grant in the amount of \$782,763, for the period July 1, 2003 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 \$782,763, 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 (Hudak).

RESOLUTION NO. 204

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING REVISION OF THE TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) EARLY CHILDHOOD COALITION (ECC) PROJECT GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003

WHEREAS, this County Legislature, by Resolution 642 of 2002, authorized and approved acceptance of the state-approved TANF Services Block Grant through the Department of Social Services for the Department of Health's Early Childhood Coalition Project Grant and adopted a program budget in connection therewith in the total amount of \$28,841 for the period January 1, 2003 through June 30, 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 necessary at this time to revise said program to reflect an increase in the amount of \$815 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the TANF Services Block Grant through the Department of Social Services for the Department of Health's Early Childhood Coalition Project Grant to reflect an increase of \$815 for the period January 1, 2003 through June 30, 2003, 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 \$29,656, and be it

FURTHER RESOLVED, that Resolution 642 of 2002, 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 (Hudak).

RESOLUTION NO. 205

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Howard
RESOLUTION AUTHORIZING RENEWAL OF THE HIV/AIDS TRAINING GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 246 of 2002, authorized and approved the HIV/AIDS Training Grant for the Department of Health and adopted a program budget in the amount of \$82,000 for the period July 1, 2002 through June 30, 2003, and

WHEREAS, said grant program provides free training for health and human services providers from seven counties in the delivery of care to Health Department clientele, and

WHEREAS, it is desired to renew said grant program in the amount of \$84,000 for the period July 1, 2003 through June 30, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$84,000 from New York State Department of Health, AIDS Institute, Empire State Plaza, Corning

Tower, 2nd Floor Room 372, Albany, New York 12237, for the Department of Health's HIV/AIDS Training Grant for the period July 1, 2003 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 \$84,000, and be it

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

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

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

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

RESOLUTION NO. 206

By Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF SOUTHERN TIER AIDS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 253 of 2002, authorized and approved renewal of the Southern Tier AIDS Program Grant for the Department of Health and adopted a program budget in the amount of \$19,500 for the period July 1, 2002 through June 30, 2003, and

WHEREAS, said grant program provides free, anonymous HIV/AIDS counseling and testing for people in Broome County, who would be considered at risk, and

WHEREAS, it is desired at this time to renew said grant program in the amount of \$19,500, for the period July 1, 2003 through June 30, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$19,500 from the Southern Tier AIDS Program, Inc., 122 Baldwin Street, Johnson City, New York 13790 for anonymous HIV/AIDS counseling and testing for the period July 1, 2003 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 \$19,500, and be it

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

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) 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 (Hudak).

RESOLUTION NO. 207

By Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR SCREENING AND EDUCATION SERVICES FOR THE DEPARTMENT OF HEALTH'S HEALTHY LIVING PARTNERSHIP INTEGRATED CANCER SERVICES PROGRAM GRANT FOR 2003-2004

WHEREAS, this County Legislature, by Resolutions 211 and 212 of 2002, authorized renewal of agreements with various vendors for screening and education services for the Healthy Living Partnership Breast and Cervical Cancer Screening Program Grant and the Prostate Cancer Education Program Grant for the Department of Health at rates not to exceed those listed on Exhibit "B" of said resolutions for the period April 1, 2002 through March 31, 2003, and

WHEREAS, said services are necessary to provide a regional approach to breast, cervical, colorectal and prostate cancer screening, education and treatment to uninsured or underinsured women and men over fifty years of age in five counties (Broome, Tioga, Chenango, Otsego and Delaware), and

WHEREAS, said agreements expired by their terms on March 31, 2003, and it is desired at this time to renew said agreements with various Delaware County vendors as listed on Exhibit "A", and various Broome, Chenango, Otsego and Tioga County vendors as listed on Exhibit "B" on substantially similar terms and conditions, at rates not to exceed those as listed on Exhibit "A-1" for Delaware County (Hudson Valley Fee Schedule), and at rates not to exceed those as listed on Exhibit "B-1" for Broome, Chenango, Otsego and Tioga County (Upstate Fee Schedule), for the period April 1, 2003 through March 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various Delaware County vendors as shown on Exhibit "A", and various Broome, Chenango, Otsego and Tioga County vendors as shown on Exhibit "B" for screening and education services for the Healthy Living Partnership Integrated Cancer Services Program for the Department of Health for the period April 1, 2003 through March 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors at rates not to exceed those as listed on Exhibit "A-1" for Delaware County (Hudson Valley Fee Schedule), and at rates not to exceed those listed on Exhibit "B-1" for Broome, Chenango, Otsego and Tioga County (Upstate Fee Schedule) for the term of the agreements, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4707.104772 (Medical and Hospital Services) and 480301.4715.104772 (Other Health and Medical Services), and be it

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

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

RESOLUTION NO. 208

By Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MOTHERS AND BABIES PERINATAL NETWORK FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S TOBACCO CONTROL AND INSURANCE INITIATIVES PROGRAM GRANT FOR 2003-2004

WHEREAS, the Board of Acquisition and Contract, on May 8, 2002, CA #10-732-2, authorized an agreement with Mothers and Babies Perinatal Network for services for the Department of Health's Comprehensive Community Based Tobacco Control and Prevention Program Grant at a cost not to exceed \$2,500 for the period June 1, 2002 through May 31, 2003, and

WHEREAS, said services are necessary to conduct community education activities and events related to smoking prevention education and control, and

WHEREAS, said agreement expires by its terms on May 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 June 1, 2003 through May 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Mothers and Babies Perinatal Network, 45 Lewis Street, Binghamton, New York 13901 for services for the Department of Health's Tobacco Control and Insurance Initiatives Program Grant for the period June 1, 2003 through May 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 480301.4457.104XXX (Subcontracted Program Expense), and be it

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

RESOLUTION NO. 209

By Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MCCUE ADVERTISING AND PUBLIC RELATIONS, INC. FOR AN ANTI-SMOKING ADVERTISING CAMPAIGN FOR THE DEPARTMENT OF HEALTH FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 166 of 2002, authorized an agreement with McCue Advertising and Public Relations, Inc. for an anti- smoking advertising campaign for the Department of Health's Comprehensive Community-Based Tobacco Control and Prevention Program Grant at an amount not to exceed \$146,000, for the period June 1, 2002 through May 31, 2003, and

WHEREAS, said agreement expires by its terms on May 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 \$93,040, for the period June 1, 2003 through May 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with McCue Advertising and Public Relations, Inc., 91 Riverside Drive, Binghamton, New York 13905 for an anti-smoking advertising campaign for the Department of Health's Tobacco Control and Insurance Initiatives Program Grant for the period June 1, 2003 through May 31, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$93,040 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4458.104XXX (Other Program Expense), and be it

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

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

RESOLUTION NO. 210

By Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HEALTH CARE SYSTEMS TO ADMINISTER SERVICES FOR THE DEPARTMENT OF HEALTH'S FAMILY NEW YORK HOME VISITING PROGRAM GRANT FOR 2002-2003

WHEREAS, this County Legislature, by Resolution 280 of 2002, authorized and approved the Healthy Family New York Home Visiting Program Grant for the Department of Health, adopted a program budget in the amount of \$424,000, and authorized and approved agreements with the Binghamton City School District for an amount not to exceed \$146,812 and the Lourdes Health Care System for an amount not to exceed \$214,231, for the period July 1, 2002 through June 30, 2003, and

WHEREAS, said agreements provide home visiting services for the Healthy Family New York Home Visiting Program, and

WHEREAS, it is necessary to authorize the amendment of said agreements to reflect the redistribution of funds due to termination of the Binghamton City School District contract, and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Health Care System, 303 Main Street, Binghamton, New York 13905 to administer services for the Healthy Family New York Home Visiting Program Grant for the Department of Health for the period July 1, 2002 through June 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an additional \$90,712, total amount not to exceed \$304,943, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104670 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that Resolution 280 of 2002, 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 (Hudak).

RESOLUTION NO. 211

By Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF THE TOBACCO CONTROL AND INSURANCE INITIATIVES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND AUTHORIZING AN AGREEMENT WITH TIOGA COUNTY HEALTH DEPARTMENT FOR 2003-2004

WHEREAS, this County Legislature, by Resolution 165 of 2002, authorized and approved continued participation in the Comprehensive Community-Based Tobacco Control and Prevention Program Grant for the Department of Health and adopted a program budget in the amount of \$238,329 and authorized an agreement with the Tioga County Health Department to assist in administration of said grant for the period June 1, 2002 through May 31, 2003, and

WHEREAS, said grant program allows the Broome County Department of Health to be the fiscal agent and to support tobacco control and prevention-related project activities, and

WHEREAS, it is desired to renew said grant program in the amount of \$238,329 and renew the agreement with the Tioga County Health Department for the period June 1, 2003 through May 31, 2004, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$238,329 from the New York State Department of Health, Tobacco Control Program, Corning Tower, Room 710, Empire State Plaza, Albany, New York 12237-0678, for the Department of Health's Tobacco Control and Insurance Initiatives Program Grant for the period June 1, 2003 through May 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 \$238,329, and be it

FURTHER RESOLVED, that this County Legislature authorizes renewal of the agreement with the Tioga County Health Department to assist in the administration of said program grant for a total amount not to exceed \$36,420 for the period June 1, 2002 through May 31, 2003, 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 (Hudak).

RESOLUTION NO. 212

By Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING ACCEPTANCE OF A ROAD TO RECOVERY GRANT 2003 FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003

WHEREAS, the Commissioner of Mental Health requests authorization to accept a Road to Recovery Grant 2003 and adopt a program budget in the amount of \$47,075 for the period June 2, 2003 through December 31, 2003, and

WHEREAS, said grant program provides non-violent felony offenders with a history of drug and alcohol abuse a treatment alternative to incarceration, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$47,075 from the New York State Office of Alcoholism and Substance Abuse Services, 1450 Western Avenue, Albany, New York 12203 for the Department of Mental Health's Road to Recovery Grant 2003 for the period June 2, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$47,075, 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 (Hudak).

RESOLUTION NO. 213

By Health & Human Services, Personnel and Finance Committees
Seconded by Mr. Howard

RESOLUTION AUTHORIZING REVISION OF HOME ENERGY ASSISTANCE PROGRAM (HEAP) 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 406 of 2002, authorized the continued participation in the Home Energy Assistance Program (HEAP) Grant for the Department of Social Services and adopted a program budget in connection therewith in the total amount of \$188,784 for the period October 1, 2002 through September 30, 2003, and

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

WHEREAS, it is necessary at this time to revise said program to reflect an increase in administrative funding in the amount of \$99,183, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program Grant to reflect an increase in administrative funding in the amount of \$99,183 for the period October 1, 2002 through September 30, 2003, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised administrative program budget annexed hereto as Exhibit "A" in the total amount of \$287,967, and be it

FURTHER RESOLVED, that Resolution 406 of 2002, 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 (Hudak).

RESOLUTION NO. 214

By Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE RESEARCH FOUNDATION OF SUNY FOR THE WEST NILE VIRUS SURVEILLANCE PROGRAM FOR THE DEPARTMENT OF HEALTH FOR 2003

WHEREAS, this County Legislature, by Resolution 213 of 2002, authorized the renewal of agreement with The Research Foundation of SUNY at Binghamton for the West Nile Virus Surveillance Program for the Department of Health at a cost not to exceed \$6,000 for the period May 16, 2002 through September 30, 2002, and

WHEREAS, said agreement is necessary for bird surveillance, the collection, identification and testing of adult mosquito/larva for the West Nile Virus throughout Broome County, and

WHEREAS, said agreement expired by its terms on September 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$8,500, for the period May 26, 2003 through September 30, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with The Research Foundation of SUNY at Binghamton, Office of Research and Sponsored Programs, Cooper Administration Building-242, P.O. Box 6000, Binghamton, New York 13902-6000 for bird surveillance, the collection, identification and testing of adult mosquito/larva for the West Nile Virus for the Department of Health for the period May 26, 2003 through September 30, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480137.4545.101000 (Contracted Services), and be it

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

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

RESOLUTION NO. 215

By County Administration, Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING A LEASE AGREEMENT WITH FIBERTECH NETWORKS, LLC TO PROVIDE AND INSTALL HIGH SPEED DARK FIBER CABLE TO REMOTE COUNTY LOCATIONS FOR INFORMATION TECHNOLOGY FOR 2003-2013

WHEREAS, the Director of Information Technology requests authorization for a lease agreement with Fibertech Networks, LLC to provide and install high speed dark fiber cable to remote county locations for Information Technology at a cost not to exceed \$217,000, for the period commencing April 1, 2003 and continuing for ten years commencing on the first day of the month following completion of installation and the system is operative, and

WHEREAS, said services are necessary to provide and install high speed dark fiber cable to the remote County locations, including the Department of Social Services, the Department of Health and the Office of Employment and Training, and

WHEREAS, the fiber cable project will provide faster and more stable connectivity between the County office building and the remote sites, better back-up of data from the remote sites, a direct connection between the County network and the New York State network, and

WHEREAS, the total cost of said project is \$355,000 with New York State paying \$138,000 directly to Fibertech Networks, LLC and the County paying the remaining \$217,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a lease agreement with Fibertech Networks, LLC, 140 Allens Creek Road, Rochester, New York 14618, to provide and install high speed dark fiber cable to remote county locations for Information Technology, for the period commencing April 1, 2003 and continuing for ten years commencing on the first day of the month following completion of installation and the system is operative, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$217,000 for the term of the agreement, and be it

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

Down Payment on Signing Lease:

Health Department	\$25,000	480301.2460.104687
	(Communications Equipment)	

Payment Years (1 –10) Commencing the First Day of the Month following completion of installation and the system is operative:

Health Department	\$72,000 (\$600 per month)	480301.4516.104687 (Hardware Lease)
Information Technology	\$12,000 (\$100 per month)	370056.4516.101000 (Hardware Lease)
OET	\$54,000 (\$450 per month)	720730.4516.308120 720730.4516.308118 (Hardware Lease)
DSS	\$54,000 (\$450.00 per month)	670018.4419.103000 (General Office Expenses)

and be it

FURTHER RESOLVED, that the payment budget lines shall be revised annually to reflect then current grants and other funding sources; 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 (Hudak).

RESOLUTION NO. 216

By Personnel and Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING SUPPLEMENTAL SALARY, HEALTH INSURANCE, TIME ACCRUAL, AND PAYMENT OF RETIREMENT CONTRIBUTIONS, FOR COUNTY EMPLOYEES WHO ARE RESERVISTS OR MEMBERS OF THE NATIONAL GUARD CALLED TO ACTIVE DUTY AS A RESULT OF "OPERATION ENDURING FREEDOM" OR DUE TO FUTURE TIMES OF EMERGENCY DECLARED BY THE PRESIDENT, CONGRESS OR GOVERNOR OF THE STATE OF NEW YORK

WHEREAS, it is the policy of the County of Broome to support those of its employees who volunteer to protect the United States against threats to our Country and vital national interests, and

WHEREAS, under New York State Military Law §242, such employees are eligible for paid leave of thirty calendar days or twenty-two working days, whichever provides the greater benefit for the employee, in any calendar year of continuous period of absence, while performing ordered military duty, and

WHEREAS, County employees as a result of "Operation Enduring Freedom" have been called to active duty for periods in excess of the days allowed by Military Law §242; and

WHEREAS, this County Legislature adopted Resolution Number 482 of 2001 authorizing continuing health benefits and pay for County employees who are reservists or members of the National Guard called to active duty after September 11, 2001, and

WHEREAS, this County Legislature desires to provide additional benefits so as to make whole County employees called to active duty during "Operation Enduring Freedom" or during future times of emergency declared by the President, Congress or Governor of the State of New York, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the payment to County employees called to active duty as a reservist or member of the National Guard as a result of "Operation Enduring Freedom" the difference between their military pay and their County pay for so long as this resolution remains in effect upon the following terms and conditions:

-
1. Such employee who has exhausted his/her entitlement under §242 of the Military Law of the State shall then be entitled to a supplemental military leave. While on such supplemental Military Leave the employees will be paid the difference, if any, between the gross amount of military pay received, including base pay, basic allowances, special pay and per diems, as applicable, and the employee's regular pay from the County. "Regular Pay from the County" shall be defined as the employee's regular hourly rate of pay times the number of hours in the employee's regular work week. The "regular pay from the County" shall not include such things as briefing time, shift differential, training allowance, etc., as applicable.
 2. The supplemental military leave shall commence on the first work day immediately following the exhaustion of his/her entitlement under section 242 of New York State Military Law.
 3. Payment of the salary differential by the County of Broome, shall be subsequent to receipt by the county Department of Personnel, of documentation of payment received by the employee for ordered military duty.
 4. Payment of the salary differential by the County of Broome shall be in effect for the entire period of such employee's ordered active duty or so long as this resolution remains in effect whichever period is less.
 5. During the time an eligible County of Broome employee is on supplemental military leave as provided for herein, the employee shall continue to receive all health benefit coverage, including family health insurance benefits at no cost, accrue vacation and sick leave credits, and accrue credits for the purpose of longevity, as if such employee had been in active employment of the County of Broome for said period. Despite the foregoing, an employee on supplemental military leave shall not be eligible for holidays or holiday pay for such holidays that may occur during either period.
 6. During the time an eligible County of Broome employee is on supplemental military leave as provided for herein, the County of Broome and the employee, as appropriate, shall continue to contribute bi-weekly to such employee's New York State Retirement System account, thereby providing tier three and tier four employees who have less than ten years of county employment with an alternative to paying retirement system contributions subsequent to the conclusion of active duty. Tier one and tier two employees shall be exempt from contributing to the system, in accordance with preexisting terms and conditions as such benefits would otherwise have been available but for such employee's military activation.

Furthermore, in cases where a county employee has not fully paid his/her retirement system contributions during the employee's period of active duty, the term defining the allowed time period for payment stated in section 243, subdivision four of the New York State Military Law shall also apply. Specifically, that term allows an employee five years, subsequent to restoration to his/her position, within which to pay, in whole or in part, contributions to the New York State Retirement System that such employee would have been required to pay if he/she had been continuously employed in his/her county position during the employee's period of military duty.

The time during which a county employee is absent from his/her position while on military duty shall not constitute an interruption of continuous employment. However, contributions into the New York State Retirement System by such employee are necessary in order to include the period of military duty in determining the length of total service within the retirement system, and, be it

FURTHER RESOLVED, that the Personnel Director and the Commissioner of Finance and their respective departments are hereby authorized and directed to take such action as may be necessary to effectuate the intent of this Resolution and, be it

FURTHER RESOLVED, that this resolution shall take effect immediately and shall be deemed to have been in full force and effect on and after September 11, 2001, and be it

FURTHER RESOLVED, that this Resolution supercedes Resolution Number 482 of 2001 and that Resolution 482 of 2001 is no longer in effect.

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

RESOLUTION NO. 217

By Health & Human Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH COORDINATED CARE SERVICES, INC. FOR CONSULTANT SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 2003

WHEREAS, this County Legislature, by Resolution 202 of 2002, authorized renewal of the agreement with Coordinated Care Services, Inc. for consultant services for the Department of Social Services at a rate of \$85 per hour, total amount not to exceed \$10,000, for the period January 1, 2002 through December 31, 2002, and

WHEREAS, said services are necessary to provide the department with a comprehensive review of Medicaid expenditures and factors driving local Medicaid costs and to provide 2003 and 2004 local budget projections and supporting documentation with the purpose of developing an accurate projection of the impact of Medicaid on the 2004 County budget, and

WHEREAS, said agreement expired by its terms on December 31, 2002, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a rate of \$85 per hour, total amount not to exceed \$10,000, for the period July 1, 2003 through December 31, 2003, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Coordinated Care Services, Inc., 1099 Jay Street, Building J, Rochester, New York 14611-1153 for consultant services for the period July 1, 2003 through December 31, 2003, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at a rate of \$85 per hour, total amount not to exceed \$ 10,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 670018.4747.103000 (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 (Hudak).

RESOLUTION NO. 218

By Transportation Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING THE TRANSFER OF BROOME COUNTY'S U.S. CUSTOMS MEMORANDUM OF AGREEMENT TO THE NEW OFFICE OF CUSTOMS AND BORDER PROTECTION

WHEREAS, this County Legislature, through Resolution No. 96-504, authorized the creation of the U.S. Customs Office at the Greater Binghamton Airport, and

RESOLUTION NO. 220

By Finance and Public Works Committees

Seconded by Mr. Lindsey

RESOLUTION AMENDING THE 2001 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2001 Capital Improvement Program is hereby amended as follows:

FROM:

<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>		
502358	Bridge Reconstruction/ Rehabilitation	2,420,000	0	2,420,000	0	

<u>How Financed:</u>					
<u>Year Start</u>	<u>YPU</u>	<u>Local Finance Law</u>	<u>Bond</u>	<u>Current Revenue</u>	
2001	20	10	0	0	

NOTE: Other Funds are Tobacco Funds. Breakdown as follows:

Remove overhead bridge structure over Vestal Rd	=	170,000
Rehabilitate CR 177 structure over Susquehanna River	=	850,000
Rehabilitation/Reconstruction of Bridge 3349180 Town of Colesville	=	750,000
Rehabilitation/Reconstruction of Bridges	=	650,000
<u>3350040</u> <u>Town of Windsor</u>		
<u>3349530</u> <u>Town of Maine</u>		
<u>3349200</u> <u>Town of Colesville</u>		
<u>3349190</u> <u>Town of Colesville</u>		

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>		
502358	Bridge Reconstruction/ Rehabilitation	2,420,000	0	2,420,000	0	

<u>How Financed:</u>					
<u>Year Start</u>	<u>YPU</u>	<u>Local Finance Law</u>	<u>Bond</u>	<u>Current Revenue</u>	
2001	20	10	0	0	

NOTE: Other Funds are Tobacco Funds. Breakdown as follows:

Remove overhead bridge structure over Vestal Rd	=	170,000
[Miscellaneous Culvert repairs/replacements	=	170,000]
Rehabilitate CR 177 structure over Susquehanna River	=	850,000
Rehabilitation/Reconstruction of Bridge 3349180 Town of Colesville	=	750,000
Rehabilitation/Reconstruction of Bridges	=	650,000
<u>3350040</u> <u>[3350050]</u> <u>Town of Windsor</u>		
<u>3349530</u> <u>Town of Maine</u>		
<u>3349200</u> <u>Town of Colesville</u>		
<u>3349190</u> <u>Town of Colesville</u>		

Comments: This is a change to the description only. No change in funding.

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

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

RESOLUTION NO. 221

By Finance and Public Works Committees

Seconded by Mr. Burger

RESOLUTION AMENDING THE 2003 CAPITAL IMPROVEMENT PROGRAM

RESOLVED, that the 2003 Capital Improvement Program is hereby amended as follows:

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>		
			<u>State</u>	<u>Federal/Other</u>	<u>County</u>
TBA	Central Foods Environmental Remediation	65,000	0	0	65,000

<u>Year Start</u>	<u>Local Finance Law Sec. 11</u>		<u>How Financed:</u>	
	<u>YPU</u>	<u>Subd.</u>	<u>Bond</u>	<u>Current Revenue</u>
2003	NA	NA	0	65,000

Description: Broome County Central Foods, located at E Main St., Endicott, has developed an environmental safety issue, which may become a concern if not remediated within a reasonable time period.

and be it

FURTHER RESOLVED, that in accordance with a request from the Commissioner of Public Works in order to remediate the environmental issue as requested in BF# 003579 this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
From:	900084	4752	101000	Contingency Fund	65,000
TO:	930024	9004	101000	Transfer to Capital	65,000

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 (Hudak).

RESOLUTION NO. 222

By Personnel, Education, Culture & Recreation, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE LIBRARY AND DPW – SECURITY

RESOLVED, that in accordance with a request from the Library Director as contained in PCR#03-302, this County Legislature hereby authorizes the abolishment of (8) Library Clerk positions, Part Time, at budget line 842005.1500.304000, minimum salary of \$18,886 FTE, Grade 06, CSEA, effective date 4/1/03*, and be it

FURTHER RESOLVED, that in accordance with a request from the Library Director as contained in PCR#03-303, this County Legislature hereby authorizes the abolishment of (3) Principal Library Clerk positions, Full Time, at budget line 842005.1000.304000, minimum salary of \$26,041, Grade 12, CSEA, effective date 4/1/03*, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Security as contained in PCR#03-297, this County Legislature hereby authorizes the creation of (2) Security Officer I positions, Full Time, at budget line 030080.1000.101000, minimum salary of \$20,933, 40 hrs/week, Grade 07, CSEA, effective date 7/21/03 **, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Security as contained in PCR#03-296, this County Legislature hereby authorizes the creation of (2) Security Officer II position, Full Time, at budget line 030080.1000.101000, minimum salary of \$26,775, 40 hrs/week, Grade 12, CSEA, effective date 7/21/03**, and be it

- These positions are being abolished due to the closing of the Branch Libraries by the City of Binghamton.

** These positions are being created to cover the new Security contract with BCC.

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 (Hudak).

RESOLUTION NO. 223

By Finance and Health & Human Services Committees

Seconded by Mr. Howard

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR PUBLIC HEALTH

RESOLVED, that in accordance with a request from the Director of Public Health, in order to maximize expenditures for the HIV/AIDS Training grant as requested in BF# 004227 & 004150, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds for 2003:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
From:	480301	1000	104668	Salaries – Full Time	1,028
	480301	1500	104668	Salaries – Part Time	78
	480301	4614	104668	Other Chargebacks	150
	480301	8030	104668	FICA	277
	480301	8050	104668	Life Insurance	5
	480301	8060	104668	Health Insurance	6
	480301	8063	104668	Disability	58
	480301	8070	104668	Unemployment Insurance	512
To:	480301	4462	104668	Travel/Hotels/Meals	1,646
	480301	4463	104668	Education and Training	318
	480301	4466	104668	Advisory Board	150

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 (Hudak).

RESOLUTION NO. 224

By Economic Development & Planning and Finance Committees

Seconded by Mr. Whalen

RESOLUTION AUTHORIZING REVISION OF PY2000 WORKFORCE INVESTMENT ACT (WIA) DISLOCATED WORKER GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2000-2003

WHEREAS, this County Legislature, by Resolution 352 of 2000, as amended by Resolutions 79, 326 and 327 of 2001, and Resolutions 223 and 442 of 2002, authorized the continued participation in the Workforce Investment Act (WIA) Dislocated Worker Grant for the Office of Employment and Training and adopted a program budget in connection therewith in the total amount of \$1,648,982 for the period July 1, 2000 through June 30, 2003, and

WHEREAS, said grant program provides job placement services and training to dislocated workers, low income youths and adults, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase of \$242,253 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the PY2000 Workforce Investment Act (WIA) Dislocated Worker Grant to reflect an increase of \$242,253 for the period July 1, 2000 through June 30, 2003, 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 \$1,891,235, and be it

FURTHER RESOLVED, that by Resolution 352 of 2000, as amended by Resolutions 79, 326 and 327 of 2001, and Resolutions 223 and 442 of 2002, 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 (Hudak).

LEGISLATORS' COMMENTS

The Chair, Mr. Schofield, announced that the County would be instituting summer hours, 8:00 a.m. to 4:00 p.m., beginning May 27, 2003. With that in mind and with the concurrence of the Legislative Body, Chair Schofield changed the time for the session dates of June, July and August of 2003 to 4:00 p.m.

Chair Schofield also announced the calling of a Special Session on Tuesday, May 27, 2003 at 4:00 p.m. to address five home rule request resolutions related to 911 Surcharges and Sales Tax and Hotel and Motel Tax.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Howard. **Motion to adjourn carried**, Ayes-18, Nays-0, Absent-1 (Hudak). The meeting was adjourned at 6:15 p.m.

