

of Binghamton shall pay for these shuttle bus services at the County's fixed route rate, and be it

FURTHER RESOLVED, that the revenue payments hereinabove shall be credited to budget line 220004.0093.203000 (Fares & Fees), and be it

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

Carried.

RESOLUTION NO. 197

By County Administration, Economic Development and Planning and Finance Committees.

Seconded by Mr. Howard.

RESOLUTION AUTHORIZING AMENDMENT OF REAL PROPERTY LEASE AGREEMENT WITH COURT AND HENRY STREET DEVELOPMENT, INCORPORATED, FOR THE OFFICE OF THE PUBLIC DEFENDER FOR 1991 THROUGH 1996

WHEREAS, this County Legislature, by Resolutions No. 22 and 363 of 1991, authorized an agreement with Court and Henry Street Development, Inc., for lease of premises at 227-229 State Street, Binghamton, New York, at a cost of \$8.50 per square feet, \$6,426.00 per month, for a five year period and renovations of 4,000 square feet of storage space at a cost not to exceed \$24,203, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for increased costs of the renovations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Court and Henry Street Development, Inc., with respect to the renovation costs only, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$29,803 for said renovations, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300046.2011.102590 (Improvements/Alterations), and be it

FURTHER RESOLVED, that Resolutions No. 22 and 363 of 1991, 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 by the following: Ayes-18; Nays-1 (Greenmun).

Mr. Pasquale moved, seconded by Mr. Moppert to adjourn to the call of the Clerk.
Carried.

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
THURSDAY, MAY 21, 1992**

The Legislature convened at 4:00 p.m. Called to order by the Chairman, Arthur J. Shafer.

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the attendance roll: Present-17; Absent-1 (Warner). Mr. Pasquale, who was absent during roll call, came in shortly after the preferred agenda. Prior to adjournment, Mr. Pasquale requested that he be recorded in the affirmative on the Resolutions addressed during his absence.

The Chairman, Mr. Shafer, led the members of the Legislature in the Pledge of Allegiance to the Flag, followed by a moment of silent meditation.

Mr. Moppert moved, seconded by Mrs. Coffey that the minutes of the April 14, 1992 Regular Session be approved as prepared and as presented by the Clerk.
Carried.

Written or oral presentations of the County Executive, Timothy M. Grippen:
Nominating Charles W. Randall to membership on the Central Library Board of Trustees.

Nominating Grace Raffa and Ruth Benniger to membership on the Nursing Home Board of Directors.

Nominating Guy Burgess and Patrick Martin to membership on the Records Management Advisory Board.

Appointing Timothy t. Jones. D.O., Michael T. McCarville, M.D., and John A. Keating, M.D. as Broome County Coroners.

Public Emergency - COB Inoperative Well Pump.

The following petitions were presented to the County Legislature:

Concerned Citizens of Central New York (to restore and preserve God-given liberties).

Town of Chenango (to legalize and validate an act taken by the Town for municipal purposes).

The following communications were presented to the County Legislature:

Minutes from: Ambulance Advisory Board; Public Library Board of Trustees; Binghamton Regional Airport; Mental Health Advisory Board; Willow Point

Nursing Facility.

"Guidelines for the Administration of Reductions in Force in Local Government"
from Personnel Officer, Ruth E. Gdovin.

Resolutions: Sullivan and Essex Counties (Authorize Chairman of Board to request
NYSAC to organize a Mandate Relief Lobbying Day); Madison County (In
Support of Services Programs 1992-1993 Budget).

Letter from Legislators Michael P. Pazzaglini and Daniel A. Schofield dissolution of
Ad Hoc Airport Committee.

Copies of letter to Floyd Lawson, Chairman, Resource Recovery Agency: Peter
Carney requesting meeting to resolve various discrepancies; John F. Guinan
regarding comments (waive rights to payment of Agency consultants).

The following Notices were presented to the County Legislature:

Notice of Claim: Roger F. and Agnes R. Kane vs. Broome County Department of
Public Transportation and the County of Broome.

The following reports were presented to the County Legislature:

Monthly Reports: Broome Community College; Budget Transfers, February and
March 1992 and Above the Minimum Hires, March 1992.

1991 Annual Reports: Parks and Recreation; Sheriff; Emergency Services; Planning
and Economic Development; ACCORD; Public Defender.

Quarterly Report (pending projects) submitted by Commissioner of Public Works,
David M. Donoghue.

First Quarter Reports: Broome County Arts Council; Cornell Cooperative Extension;
Broome County Convention and Visitors Bureau.

Central Library Building Project Report.

Department of Finance: 1992 Quarterly Report for Sales Tax Collections.

Department of Audit and Control: Audits of: Dog Shelter; Walk for Life project and
Patricia Mizerak (Health Department); Student Assistance and Preventive
Services grant program.

1991 Annual Reports: Broome County Department of General Services; Broome
County Division of Solid Waste Management.

Mr. Yeager questioned certain representations in the Division of Solid Waste's
Annual Report. The Chairman directed that this report be pulled
from the agenda and referred to the Environment Committee.
Therefore, it will not be considered received and filed by the Clerk's
Office until the review by the Environment Committee is completed
and the report is again presented to the Legislature for consideration.

Mr. Moppert moved, seconded by Mrs. Coffey that the reports be received and filed and any pertinent portions thereof be placed in the Journal of Proceedings.

Written or oral presentations of the County Legislature:

Presentation to students of West Middle School:

Proclamation - Odyssey of the Mind Recognition Days - May 28-30, 1992.

Letters from the Chairman, Arthur J. Shafer:

Appointing Kelly J. Wagstaff as voting representative and David L. Lindsey as Acting Chairman for Robert J. Warner, Public Safety and Emergency Services Committee, May 13, 1992.

Appointing Wanda Hudak and David L. Lindsey as voting representatives for Robert J. Warner, Personnel and County Administration, Economic Development and Planning Committees, May 13 and 14, 1992.

Appointing Andrew Kavulich as voting representative for Margaret M. Coffey, Health Services and Transportation Committees, May 11, 1992.

Appointing Vincent A. Pasquale as voting representative for Margaret M. Coffey, Finance Committee, May 14, 1992.

RESOLUTION NO. 157 by Personnel Committee authorizing performance increments for part-time County employees, which was tabled indefinitely at the April 14, 1992 session at the request of Mrs. Wagstaff was again presented for consideration. Mrs. Wagstaff moved, seconded by Mr. Shafer for reconsideration of Resolution No. 157. **Carried** by the following: Ayes-18; Absent-1 (Warner). Resolution as presented **Carried** by the following: Ayes-18; Absent-1 (Warner).

RESOLUTION NO. 175 by Finance Committee authorizing renewal of agreement with PEBSO, which was held over at the April 14, 1992 session at the request of Mr. Moppert was again presented for consideration. Resolution as presented **carried** by the following: Ayes-18; Absent-1 (Warner).

RESOLUTION NO. 193 by Public Works and Education, Culture and Recreation Committees, which was held over at the April 14, 1992 session at the request of Mr. Pasquale was again presented for consideration. Mrs. Coffey moved, seconded by Mr. Seeley to **table** Resolution No. 193. **Carried** by the following: Ayes-14; Nays-4 (Brown, Hudak, Wagstaff, Yeager); Absent-1 (Warner).

The Preferred Agenda was introduced at this time (Resolutions No. 198 through 229) seconded by Messrs. Howard and Seeley. Carried by the following: Ayes-18; Nays-0; Absent-1 (Warner). Separate consideration was requested for Resolution Nos. 204

and 224. The vote on these two resolutions was unanimous with Mr. Warner absent. For clarity, the resolutions are presented in numerical order.

RESOLUTION NO. 198

By Community and Social Services and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING ACCEPTANCE OF JOB TRAINING PARTNERSHIP ACT OLDER WORKER JOB FAIRS/SEARCH GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, the Office for Aging requests authorization to accept a Job Training Partnership Act Older Worker Job Fairs/Search Program Grant in the amount of \$23,771 for the period May 22, 1992 through May 21, 1993, and

WHEREAS, said grant program is designed to develop and coordinate two older worker job fairs in Broome County and Tompkins County and operate pre- and post-fair job search workshops for the Broome-Tioga-Tompkins Job Training Partnership Act service area, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$23,771 from Job Training Partnership Act -Broome-Tioga-Tompkins County Service Area for the period May 22, 1992 through May 21, 1993, 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 \$ 23,771 for the period May 22, 1992 through May 21, 1993, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 199

By Community and Social Services and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF

SOCIAL SERVICES LOW INCOME DAY-CARE PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 156 of 1991, authorized and approved the continued participation by the Department of Social Services in the Low Income Day-Care Program for the period April 1, 1991 through March 31, 1992 and adopted a program budget in connection therewith in the amount of \$228,372, and

WHEREAS, said Grant Program expired by its terms on March 31, 1992 and it is desired at this time to renew said grant program for the period April 1, 1992 through March 31, 1993 in the amount of \$228,372, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the continuation of the Low Income Day-Care Program by the Department of Social Services for the period April 1, 1992 through March 31, 1993, 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 \$228,372 for the period April 1, 1992 through March 31, 1993, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 200

By Community and Social Services and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH GTL, INCORPORATED, FOR PERSONAL EMERGENCY RESPONSE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1992 THROUGH 1993.

WHEREAS, New York State Law mandates the Personal Emergency Response System (PERS) pursuant to Social Services Law for certain eligible medical assistance recipients, and

WHEREAS, the cost of medical assistance expenditures for personal care services have rapidly increased and PERS will allow Broome County Department of Social Services to reduce or eliminate the number of hours authorized for home care workers who are in a client's home solely for the purpose of monitoring the client's health and safety, and

WHEREAS, Broome County Department of Social Services is authorized to enter into an agreement for the provision of PERS for which reimbursement is available, and

WHEREAS, GTL, Incorporated, is ready, willing and able to provide Personal Emergency Response Services for eligible Broome County medical assistance recipients, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with GTL, Incorporated, 1421A Arnot Road, Horseheads, New York, 14845, for Personal Emergency Response Services in connection with the Department of Social Services' medical assistance program for the period May 21, 1992 through December 31, 1993, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall

pay the Contractor \$50.00 per installation of each PERS unit and \$27.00 per month per unit monitoring fee, subject to revision and approval of New York State for 1994 rates, total cost not to exceed \$3,604 for the term of this agreement, and be it

FURTHER RESOLVED, that the requested rates and services may continue through 1994 until such a time as a new rate is approved by New York State should said rates be revised, and be it

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

FURTHER RESOLVED, that the Commissioner of Broome County Department of Social Services shall have the discretion to authorize CASA or other agencies or individuals to acts as the designee or representative for the Broome County Department of Social Services for any or all of the local department's functions in this program, and be it

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

Carried.

RESOLUTION NO. 201

By Community and Social Services, Education, Culture and Recreation and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF THE COMMUNITY COLLEGE/SOCIAL WELFARE EXAMINER TRAINING PROGRAM FOR THE DEPARTMENT OF SOCIAL SERVICES FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 707 of 1990, authorized and approved the Community College/Social Welfare Examiner Training Program which recruits potential applicants for the Social Welfare Examiner position from the first year Mental Health curriculum student population at Broome Community College for additional training and orientation, including possible summer and permanent employment through the Department of Social Services, and adopted a program budget in the amount of \$32,446 for the period September 1, 1990 through August 31, 1991, and

WHEREAS, it is desired that this County Legislature approve and authorize the acceptance of \$34,051, comprised of funds from the State Department of Social Services and In-kind services from Broome Community College to continue the aforementioned program, for the period September 1, 1991 through August 31, 1992, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$34,051 from the State Department of Social Services and In-kind services from Broome Community College for the Department of Social Services Community College/Social Welfare Examiner Training Program, for the period September 1, 1991 through August 31, 1992, 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 \$34,051 for the period September 1, 1991 through August 31, 1992, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 202

By Community and Social Services, Personnel and Finance Committees.

Seconded by Messrs. Howard and Seeley.

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 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 389 of 1991, authorized the continued participation by the Department of Social Services in the Home Energy Assistant Program (HEAP) Grant for the period November 1, 1991 through November 15, 1992, and adopted a program budget therewith in the total amount of \$1,210,487, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program (HEAP) Grant for the period November 1, 1991 through November 15, 1992 in the total amount of \$1,261,781, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$1,261,781 for the period November 1, 1991 through November 15, 1992, and be it

FURTHER RESOLVED, that Resolution 389 of 1991, 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 authorized to 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 is hereby authorized to accept any additional funds that may become available during this program year for benefits provided to clients under the Public Assistance, Non-Public Assistance, or Emergency Components of the Home Energy Assistance Program, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative will immediately submit an amended budget to the Chairperson of the Legislature, the Chairperson of the Finance Committee and the Comptroller reflecting the additional Home Energy Assistance Program funds allocated to Broome County, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 203

By County Administration, Economic Development and Planning Committees.
Seconded by Messrs. Howard and Seeley.

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON
THE RECORDS MANAGEMENT ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 291 of 1989 adopting Local Law Intro. No. 8, 1989, entitled: "Local Law Amending Local Law No. 8, 1987, Establishing a Records Management Program and Designating a Records Management Officer," has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Records Management Advisory Board for the terms indicated:

| <u>NAME</u> | <u>TERM EXPIRING</u> |
|---|--|
| Guy Burgess Wilson Mem. Reg. Medical Ctr. Harrison Street Johnson City, NY 13790 | New appointment Term Expires 12/31/93 |
| Patrick Martin 2728 Williams Avenue Endwell, NY 13760 | Re-appointment Term Expires 12/31/93 |

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 291 of 1989 adopting Local Law Intro. No. 8, 1989, entitled: "Local Law Amending Local Law No. 8, 1987, Establishing a Records Management Program and Designating a Records Management Officer," to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 291 of 1989 adopting Local Law Intro. No. 8, 1989, entitled: "Local Law Amending Local Law No. 8, 1987, Establishing a Records Management Program and Designating a Records Management Officer," does hereby confirm the appointments of the above-named individuals to membership on the Records Management Advisory Board in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 204

By County Administration, Economic Development and Planning Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION HONORING JACK B. McGUIRE.

WHEREAS, for twenty-six years, Jack B. McGuire worked in the Economic Development Department of the State of New York for the benefit of Broome and surrounding counties, and

WHEREAS, through the efforts of Jack B. McGuire, many companies have expanded and located in the County of Broome, improving the economic base and the quality of life for all residents of Broome County, and

WHEREAS, at the age of 70, Jack B. McGuire, as a resident of Broome County, continued to contribute to the improvement of the quality of life of Broome County and its residents in an unselfish, dedicated and non-political fashion, and

WHEREAS, Jack B. McGuire died unexpectedly while pursuing the very best interests of Broome and surrounding counties, now, therefore, be it

RESOLVED, that this County Legislature does hereby honor Jack B. McGuire

for his efforts in promoting and securing expanded economic development opportunities for businesses, employees and the people of the County of Broome, and does hereby recognize that his individual efforts provided substantial results for the welfare of the people of the County of Broome, and be it

FURTHER RESOLVED, that on behalf of the people of the County of Broome, this County Legislature does hereby extend its deep appreciation and gratitude for Jack B. McGuire's individual efforts and extends its sincerest condolences to the family of Jack B. McGuire, and does express, on behalf of the County of Broome, our loss at his passing, and be it

FURTHER RESOLVED, that a copy of this Resolution shall be forwarded by the Clerk of this Legislature to the family of Jack B. McGuire and to the regional office of New York State Department of Economic Development, and to the Albany Office of New York State Department of Economic Development, and be it

FURTHER RESOLVED, that this County Legislature does hereby request that the Broome County Industrial Development Agency determine and select an appropriate permanent memorial honoring the efforts and accomplishments of Jack B. McGuire in the economic growth and opportunity of Broome County.

Carried.

RESOLUTION NO. 205

By County Administration, Economic Development and Planning and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT ADMINISTRATIVE COST POOL PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 245 of 1991, authorized and approved the Office of Employment and Training, the Job Training Partnership Act Administrative Cost Pool Program and adopted a program budget in connection therewith in the amount of \$512,381, for the period July 1, 1991 through June 30, 1992, and

WHEREAS, it is necessary at this time to revise said program to reflect rollover funds from the 1990-1991 program year, for the period July 1, 1991 through June 30, 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment and Training Job Training Partnership Act Title IIA Administrative Cost Pool Program for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$515,481 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 245 of 1991, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 206

By County Administration, Economic Development and Planning and Finance Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING AMENDMENT OF OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE III PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 246 of 1991, and Resolution 11 of 1992, authorized the continued participation of the Job Training Partnership Act Title III Program for the purpose of transitioning and training dislocated

workers from Broome, Tioga and Tompkins Counties for the Office of Employment and Training for the period July 1, 1991 through June 30, 1992, in the amount of \$418,666, and

WHEREAS, it is necessary at this time to authorize the amendment of said program for the period July 1, 1991 through June 30, 1992, to reflect an increase in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of the Job Training Partnership Act Title III Program for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$458,666 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 246 of 1991 and Resolution 11 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 207

By County Administration, Economic Development and Planning and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE IIA 8% PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 245 of 1991, authorized and approved the Office of Employment and Training, the Job Training Partnership Act 8% Program and adopted a program budget in connection therewith in the amount of \$98,701, for the period July 1, 1991 through June 30, 1992, and

WHEREAS, it is necessary at this time to revise said program to reflect rollover

funds from the 1990-1991 program year, for the period July 1, 1991 through June 30, 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment and Training Job Training Partnership Act Title IIA 8% Program for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$127,481 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 245 of 1991, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 208

By County Administration, Economic Development and Planning and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE IIA 6% INCENTIVE AWARD PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 245 of 1991 and Resolution 43 of 1992, authorized and approved, through the Office of Employment and Training, the 6% Incentive Award Program for the period July 1, 1991 through June 30, 1992, in the amount of \$58,788, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment and Training Job Training Partnership Act 6% Incentive Award for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$82,945 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 245 of 1991 and Resolution 43 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 209

By County Administration, Economic Development and Planning and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE IIA 3% PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1992.

WHEREAS, this County Legislature, by Resolution 245 of 1991, authorized and approved the Office of Employment and Training, the Job Training Partnership Act 3% Program and adopted a program budget in connection therewith in the amount of \$54,178, for the period July 1, 1991 through June 30, 1992, and

WHEREAS, it is necessary at this time to revise said program to reflect rollover funds from the 1990-1991 program year, for the period July 1, 1991 through June 30, 1992, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment and Training Job Training Partnership Act Title IIA 3% Program for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$77,043 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 245 of 1991, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 210

By County Administration, Economic Development and Planning and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION DEDICATING A PERCENTAGE OF THE BROOME COUNTY LODGING TAX TO THE BROOME COUNTY CHAMBER OF COMMERCE CONVENTION AND VISITORS BUREAU FOR PUBLICIZING ADVANTAGES OF BROOME COUNTY

WHEREAS, this County Legislature by Local Law No. 10 of 1977, as amended by Local Law No. 5 of 1990, established a tax of three percent (3%) upon the rent for every occupancy of a room or rooms in a hotel or motel in Broome County, and

WHEREAS, said tax is to be paid into the Broome County Treasury and credited and deposited in the General Fund and be allocated at the discretion of the Broome County Legislature to promote Broome County and its cities, towns and villages in order to increase convention, trade show and tourist business in Broome County, and

WHEREAS, part of the proceeds of the aforementioned tax is appropriated to the Broome County Chamber of Commerce Convention and Visitors Bureau for use in publicizing the advantages of Broome County pursuant to NYS County Law Section 224, and

WHEREAS, it is desired to dedicate an annual percentage rate of all monies received pursuant to the aforementioned tax to the Broome County Chamber of Commerce Convention and Visitors Bureau for use in publicizing the advantages of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the dedication of \$1.55 of every \$3.00 received pursuant to Local law No. 10 of 1977 and Local Law No. 5 of 1990, to the Broome County Chamber of Commerce Convention and Visitors Bureau, said services to be used to publicize the advantages of Broome County, with the balance of money received to remain with the County for the promotion of tourism through arts and recreation, and be it

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

Carried.

RESOLUTION NO. 211

By Education, Culture and Recreation Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF PROPERTY LEASE AGREEMENT WITH THE SECRETARY OF THE UNITED STATES ARMY FOR WHITNEY POINT DAM AND RESERVOIR AREA FOR USE AS A BROOME COUNTY PUBLIC PARK FOR 1989 THROUGH 2014

WHEREAS, this County Legislature, by Resolution 131 of 1964 and Resolution 69 of 1983, authorized an agreement with the Secretary of the U.S. Army for use of the Whitney Point Dam and Reservoir Area at no cost to Broome County for a 25 year period; commencing October 19, 1964 and ending October 19, 1989 and

WHEREAS, said agreement ended by its terms on October 19, 1989 and it is desired at this time to renew said agreement for the period October 19, 1989 through October 19, 2014, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Secretary of the U.S. Army, U.S. Army Corps of Engineers, Baltimore District, Real Estate Division, Civil Projects Support Branch, P. O. Box 1715, Baltimore, MD, 21203-1715 for the Whitney Point Dam and Reservoir Area for use as a Broome County Public Park for the period October 19, 1989 through October 19, 2014 at no cost to Broome County, and be it

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

Carried.

RESOLUTION NO. 212

By Education, Culture and Recreation Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION CONFIRMING APPOINTMENT OF CHARLES W. RANDALL TO MEMBERSHIP OF THE CENTRAL LIBRARY BOARD OF TRUSTEES

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 221, adopted June 12, 1984 (subject to

approval by the New York State Board of Regents), has duly designated and appointed, pending confirmation by this Legislature, Charles W. Randall to membership on the Central Library Board of Trustees, for a term of five years, expiring December 31, 1995, and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 221, adopted June 12, 1984 (subject to approval by the New York State Board of Regents), to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 221, adopted June 12, 1984 (subject to approval by the New York State Board of Regents), does hereby confirm the appointment of Charles W. Randall, RD #5, 1142 Daisy Drive, Binghamton, New York, 13905, to membership on the Central Library Board of Trustees in accordance with his appointment by the County Executive.

Carried.

RESOLUTION NO. 213

By Education, Culture and Recreation and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING WAIVER OF FEES AT GRIPPEN PARK FOR 1992 ANNUAL BROOME COUNTY EMPLOYEES PICNIC

WHEREAS, this County Legislature by Local Law No. 6 of 1983, established certain fees and charges for the use of Broome County Parks and facilities, and

WHEREAS, said fee schedule included charges for shelter house rentals at Grippen Park, and

WHEREAS, it has been proposed that the annual picnic for Broome County employees be held at Grippen Park on Sunday, July 12, 1992, and

WHEREAS, the Broome County Executive and this Legislature desire to waive the shelter rental fees, now, therefore, be it

RESOLVED, that this County Legislature hereby waives the shelter rental fees for the 1992 Annual Picnic to be held July 12, 1992 at Grippen Park, and be it

RESOLVED, that the Commissioner of Finance and the Comptroller of Broome County are hereby authorized to make such budgetary adjustments as may be necessary to effectuate the intent and purpose of this resolution, and be it

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

Carried.

RESOLUTION NO. 214

By Environment Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION DIRECTING THAT CONSTRUCTION WASTE BE SEPARATED FROM OTHER SOLID WASTE AND FURTHER SEPARATED INTO 3 CATEGORIES PRIOR TO ITS ACCEPTANCE AT THE BROOME COUNTY LANDFILL.

WHEREAS, this County Legislature desires to require that construction and demolition debris shall be separated from other solid waste and further separated into 3 categories prior to its acceptance at the Broome County Landfill, and

WHEREAS, said 3 categories are to be:

- 1) Aggregate: bricks, concrete, asphaltic and other masonry materials, soil and rock;
- 2) Non-processible: metals, including wiring; plumbing fixtures, etc.; and
- 3) Processible: other construction and demolition materials, including wood and wood wastes, wall coverings, plaster, drywall, non-asbestos insulation, roofing materials, non-recyclable glass and plastics, tree stumps, oversized branches, etc.; and

WHEREAS, requiring this separation shall enable the landfill to process this waste by recycling or utilizing as daily cover as much as possible, now, therefore, be it

RESOLVED, that this County Legislature hereby directs that all construction waste be separated from other solid waste and further separated into 3 categories as indicated above, and be it

FURTHER RESOLVED, that this resolution shall take effect June 1, 1992 and remain in effect until May 31, 1993 and is also contingent upon the Division of Solid Waste pursuing a permanent solution for construction and demolition waste.

Carried.

RESOLUTION NO. 215

By Finance Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH SUNY HEALTH SCIENCE CENTER FOR BLOODBORNE PATHOGEN TRAINING FOR THE DEPARTMENT OF RISK AND INSURANCE FOR 1992

WHEREAS, the Department of Risk and Insurance requests authorization for an agreement with SUNY Health Science Center for bloodborne pathogen training for the Department of Risk and Insurance, and

WHEREAS, said agreement will consist of training Broome County employees with potential exposure to hepatitis and provision of Hepatitis B serum, and

WHEREAS, said training is mandated by OSHA, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with SUNY Health Science Center, 550 Harrison Center, Suite 300, Syracuse, NY, 13202, for bloodborne pathogen training to be coordinated through the Department of Risk and Insurance for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,105 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4463.307000 (Education and Training), and be it

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

Carried.

RESOLUTION NO. 216

By Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR SHERIFF'S DEPARTMENT AND HEALTH DEPARTMENT

RESOLVED, that in accordance with a request from the Sheriff's Department, in order to provide funds for temporary help, as requested by BT# 3434, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

| | <u>Index</u> | <u>Sub-Project</u> | <u>Code</u> | <u>Title</u> | <u>Amount</u> |
|-------|--------------|--------------------|-------------|--------------------|---------------|
| FROM: | 450023 | 4349 | 101000 | Misc.Oper.Supplies | \$2,225 |
| TO : | 450072 | 1600 | 101000 | Salaries - Temp. | \$2,225 |

and be it,

FURTHER RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for temporary help, as requested by BT# 3941, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

| | <u>Index</u> | <u>Sub-Project</u> | <u>Code</u> | <u>Title</u> | <u>Amount</u> |
|-------|--------------|--------------------|-------------|------------------|---------------|
| FROM: | 480368 | 1000 | 102591 | Salaries - FT | \$1,000 |
| TO: | 480368 | 1600 | 102591 | Salaries - Temp. | \$1,000 |

Carried.

RESOLUTION NO. 217

By Finance Committee.

Seconded by Messrs. Howard and Seeley.

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 1, 1991 through March 31, 1992, pursuant to Section 261 of the New York State Tax Law, and the same has been apportioned to the various municipalities, 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 the respective Supervisors of the sixteen towns and villages of Broome County, those amounts listed on Exhibit "A" attached hereto.

Carried.

RESOLUTION NO. 218

By Health Services Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY NURSING HOME BOARD OF DIRECTORS.

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article III of the Broome County Charter and reestablished by Resolution No. 233 (Local Law No. 10) adopted June 22, 1983, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Nursing Home Board of Directors for the terms indicated:

| <u>NAME</u> | <u>TERM EXPIRING</u> |
|---|--|
| Grace Raffa W.P.N.H. (Resident Rep.) | New appointment Term Expires 12/31/94 |
| Ruth Benniger W.P.N.H. (Alternate Rep.) | New appointment Term expires 12/31/94 |

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article III of the Broome County Charter and reestablished by Resolution No. 233 (Local Law No. 10) adopted June 22, 1983, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article III of the Broome County Charter and reestablished by Resolution No. 233 (Local Law No. 10) adopted June 22, 1983, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Nursing Home Board of Directors in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 219

By Health Services Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION IN SUPPORT OF LEGISLATION TO APPLY SAVINGS REALIZED FROM THE CLOSE OF PSYCHIATRIC CENTERS IN NEW YORK STATE TO COMMUNITY MENTAL HEALTH SERVICE PROGRAMS

WHEREAS, over the last decade, the adult inpatient census in State facilities has declined from 22,724 at the end of fiscal year 1980-81, to under 12,500 in January, 1992, and

WHEREAS, it is expected in the next ten years that State inpatient census will drop to between 6,000 and 8,000, and

WHEREAS, the Mental Health Commissioner has proposed closing three hospitals and consolidating seven more in a projected timetable of 18 months to two years, and

WHEREAS, preliminary estimates indicate that each bed eliminated in a psychiatric center saves the State \$250,000 in capital or "bonded" expenses plus \$27,000 per year in operating costs, and

WHEREAS, many of the twenty-two current hospital campuses are in poor shape and are in desperate need of renovations, and

WHEREAS, with the continuous reduction of patients, costly restorations for beds are not needed, now, therefore, be it

RESOLVED, that Broome County supports legislation that would ensure these costs and responsibilities will not be shifted to counties while the savings realized by the State from these actions are used to reduce the State's budget deficits, and be it

FURTHER RESOLVED, that a dedicated source of funding for the support of community mental health services be established, and be it

FURTHER RESOLVED, that monies for the aforementioned fund come from state savings from facility closures and discharges in the state-operated census, and be it

FURTHER RESOLVED, that transfer of savings occur on a graduated scale, for fiscal year 1992 at least 40% of hospital closure and discharge savings will be allocated to community programs, and rising to 90% by fiscal year 1995-96, and be it

FURTHER RESOLVED, that copies of this Resolution be submitted to

Governor Mario M. Cuomo, Senator Thomas Libous, Assemblymen James Tallon and Richard Miller, Senate Majority Leader Ralph Marino and Assembly Speaker Saul Weprin, as well as all others deemed necessary and proper.

Carried.

RESOLUTION NO. 220

By Health Services and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH KATHERINE DEMAREE, D.V.M. FOR SPECIMEN PREPARATION FOR RABIES ANALYSIS FOR HEALTH DEPARTMENT FOR 1992.

WHEREAS, on February 26, 1992, the Broome County Board of Acquisition and Contract authorized an agreement with Katherine Demaree, D.V.M., for specimen preparation for rabies analysis for the Health Department for calendar year 1992 at a cost not to exceed \$1,000, and

WHEREAS, it is necessary to authorize the amendment of said agreement due to increased need of services resulting in a cost increase, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Katherine Demaree, D.V.M., Companion Animal Hospital Clinic, 10 Glenwood Avenue, Binghamton, NY, 13905, for specimen preparation for rabies analysis for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$2,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480137.4703.101000 (Lab Services), and be it

FURTHER RESOLVED, the agreement authorized by the Broome County Board of Acquisition and Contract, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

RESOLUTION NO. 221

By Health Services and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH WATER STREET ASSOCIATES FOR THE DRUG AWARENESS CENTER FOR OFFICE SPACE LEASE FOR 1992-1993.

WHEREAS, this County Legislature, by Resolution 281 of 1991, authorized an agreement with Water Street Associates for the rental of space for the offices of the Drug Awareness Center Youth Education Services Community Action Project (YESCAP) for the period July 1, 1991 through March 31, 1992 at a cost of \$479.16 per month, all utilities included, total cost not to exceed \$4,313, and

WHEREAS, said services are necessary to house the offices of the YESCAP Program which is a Drug and Alcohol Prevention Program operating in Broome and Tioga Counties, and

WHEREAS, said agreement expired by its terms on March 31, 1992, and it is desired at this time to renew said agreement for the period April 1, 1992 through March 31, 1993 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Water Street Associates, 168 Water Street, Binghamton, New York, 13901, for rental of office space for the YESCAP Program for the period April 1, 1992 through March 31, 1993, and be it

FURTHER RESOLVED, that for the rental of the aforementioned office space, the County shall pay the Water Street Associates \$350.00 per month, utilities included, total cost not to exceed \$4,200 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470062.4422.102654 (Building and Land Rental), and be it

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

Carried.

RESOLUTION NO. 222

By Health Services and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH STUART POST, C.S.W., C.A.C., FOR CLINICAL CONSULTATION SERVICES FOR THE DRUG AWARENESS CENTER FOR 1992.

WHEREAS, the Drug Awareness Center requests authorization for an agreement with Stuart Post, C.S.W., C.A.C., for clinical consultation services at a cost of \$45.00 per hour; total cost not to exceed \$3,000 for calendar year 1992, and

WHEREAS, said agreement is necessary to provide clinical consultation services to drug awareness staff and to provide training and support for the drug awareness center in order to develop and implement a group process counseling program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Stuart Post, C.S.W., C.A.C., RD #3, Box 3225, Windsor, NY, 13865, for clinical

consultation services for the Drug Awareness Center for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$45.00 per hour; total cost not to exceed \$3,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470021.4747.101000 (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.

RESOLUTION NO. 223

By Health Services, Personnel and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING REVISION OF THE HEALTH DEPARTMENT CHILDHOOD LEAD POISONING CONTROL PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1992.

WHEREAS, this County Legislature, by Resolution 602 of 1991, authorized and approved the Health Department Lead Poisoning Program Grant for the period January 1, 1992 through December 31, 1992 and adopted a program budget in connection therewith in the total amount of \$52,577, and

WHEREAS, it is necessary to authorize the revision of the aforesaid grant for calendar year 1992 to add a chargeback line for keyboard specialist services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department Childhood Lead Poisoning Control Program Grant for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$52,577 for the period January 1, 1992 through December 31, 1992, and be it

FURTHER RESOLVED, that Resolution 602 of 1991, 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 224

By Health Services, Personnel and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING REVISION OF BREAST CANCER DETECTION AND EDUCATION GRANT PROGRAM FOR THE HEALTH DEPARTMENT FOR 1991 THROUGH 1992

WHEREAS, this County Legislature, by Resolution 345 of 1991, as amended by Resolution 21 of 1992, authorized the participation by the Health Department in the Breast Cancer Detection and Education Grant Program for the period July 1, 1991 through June 30, 1992 and adopted a program budget in connection therewith in the total amount of \$120,000, and

WHEREAS, it is necessary at this time to revise said program budget to allow for purchase of training equipment, supplies and office equipment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Breast Cancer Detection and Education Grant Program for the period July 1, 1991 through June 30, 1992 in the total amount of \$120,000, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$120,000 for the period July 1, 1991 through June 30, 1992, and be it

FURTHER RESOLVED, that Resolution 345 of 1991 and Resolution 21 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said

budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 225

By Health Services, Personnel and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING REVISION OF HEALTH DEPARTMENT BREAST CANCER DETECTION AND EDUCATION GRANT PROGRAM FOR 1992 THROUGH 1993.

WHEREAS, this County Legislature, by Resolution 183 of 1992, authorized participation by the Health Department in the Breast Cancer Detection and Education Grant Program for the period July 1, 1992 through June 30, 1993 and adopted a program budget in connection therewith in the total amount of \$102,000, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department Breast Cancer Detection and Education Grant Program for the period July 1, 1992 through June 30, 1993 in the total amount of \$122,000, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts and approves the revised program budget annexed hereto as Exhibit "A" in the total amount of \$122,000 for the period July 1, 1992 through June 30, 1993, and be it

FURTHER RESOLVED, that Resolution 183 of 1992, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby 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 authorized to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Carried.

RESOLUTION NO. 226

By Personnel and Public Safety and Emergency Services Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION CONFIRMING APPOINTMENTS OF JOHN C. PRINDLE, M.D., JOHN A. KEATING, M.D., TIMOTHY T. JONES, D.O., AND MICHAEL T. McCARVILLE, M.D., AS BROOME COUNTY CORONERS

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XVIII of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, John C. Prindle, M.D., Chenango Bridge Medical Group, Chenango Bridge Road, Binghamton, New York, 13901; Timothy T. Jones, D.O., Chenango Bridge Medical Group, Chenango Bridge Road, Binghamton, New York, 13901; John A. Keating, M.D., Chenango Bridge Medical Group, Chenango Bridge Road, Binghamton, New York, 13901; and Michael T. McCarville, M.D., 404 Virginia Avenue, Vestal, New York, 13850, as Broome County Coroners, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of Article XVIII of the Broome County Charter, does hereby confirm the appointments of John C. Prindle, M.D., Chenango Bridge Medical Group, Chenango Bridge Road, Binghamton, New York, 13901; Timothy T. Jones, D.O., Chenango Bridge Medical Group, Chenango Bridge Road, Binghamton, New York, 13901; John A. Keating, M.D., Chenango Bridge Medical Group, Chenango Bridge Road, Binghamton, New York, 13901; and Michael T. McCarville, M.D., 404 Virginia Avenue, Vestal, New York, 13850, as Broome County Coroners, in accordance with their appointment by the County Executive.

Carried.

RESOLUTION NO. 227

By Transportation Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNITED STATES DEPARTMENT OF TRANSPORTATION AND FEDERAL AVIATION ADMINISTRATION FOR THE OPERATION AND MAINTENANCE OF A VISUAL APPROACH INDICATOR SYSTEM AT BINGHAMTON REGIONAL AIRPORT FOR 1992 THROUGH 2003.

WHEREAS, this County Legislature, by Resolution 47 of 1977, authorized an agreement with United States Department of Transportation and Federal Aviation Administration for installation, operation and maintenance of a visual approach indicator system at Binghamton Regional Airport at no cost to Broome County, and

WHEREAS, said agreement expires by its terms on September 30, 1992, and it is desired at this time to renew said agreement for operation and maintenance of the aforementioned visual approach indicator system for the period October 1, 1992 through September 30, 2003 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with United States Department of Transportation and Federal Aviation Administration, Fitzgerald Federal Building, JFK International Airport, Jamaica, New York, 11430 for operation and maintenance of a visual approach indicator system at Binghamton Regional Airport for the period October 1, 1992 through September 30, 2003, at no cost to Broome County, and be it

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

Carried.

RESOLUTION NO. 228

By Transportation Committee.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING AGREEMENT WITH TRANS WORLD EXPRESS FOR OPERATING RIGHTS, COUNTER SPACE AND RELATED SERVICES AT BINGHAMTON REGIONAL AIRPORT FOR 1992.

WHEREAS, the Department of Aviation requests authorization for an agreement with Trans World Express for operating rights, counter space and related services at Binghamton Regional Airport for calendar year 1992, with revenue to Broome County set in accordance with the compensatory agreement formula approved by this Legislature by Resolution 392 of 1990, and

WHEREAS, Broome County has the space and resources available at Binghamton Regional Airport for lease, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Trans World Express, 8 Neshaminy Interplex, Suite 400, Trevoze, Pennsylvania, 19053, for operating rights, counter space and related services for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said rights, space and services, the Contractor will pay Broome County revenue set in accordance with the compensatory agreement formula approved by this Legislature by Resolution 392 of 1990, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to line 210070.0107.207000 (Space Rental-Airlines), and be it

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

Carried.

RESOLUTION NO. 229

By Transportation and Finance Committees.

Seconded by Messrs. Howard and Seeley.

RESOLUTION AUTHORIZING BROOME COUNTY DEPARTMENT OF AVIATION TO MAKE APPLICATION FOR AUTHORITY TO IMPOSE A PASSENGER FACILITY CHARGE (PFC) AT BINGHAMTON REGIONAL AIRPORT

WHEREAS, the Department of Aviation requests authorization to make application to the Federal Aviation Administration for authorization to impose a Passenger Facility Charge (PFC) at Binghamton Regional Airport, and

WHEREAS, said Passenger Facility Charge will be imposed on certain enplaned passengers departing or arriving through the Binghamton Regional Airport, and

WHEREAS, the revenue collected in connection with said charge will be used to pay bond indebtedness associated with or for the payment of Department of Aviation capital projects, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Department of Aviation to make application to the Federal Aviation Administration for authorization to impose a Passenger Facility Charge (PFC) at the Binghamton Regional Airport, 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.

The regular agenda was introduced at this time.

RESOLUTION NO. 230

By Hon. James Malley.

Seconded by Mr. Kavulich.

RESOLUTION AMENDING THE 1992 CAPITAL IMPROVEMENT PROGRAM.

RESOLVED, that the 1992 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>State</u> | <u>Federal</u> | <u>County</u> |
| M-125 | Compost Station | \$200,000 | \$0 | \$0 | \$200,000 |
| | | | How Financed | | |

| <u>Year Start</u> | <u>YPU</u> | <u>Bond</u> | <u>Current Revenue</u> |
|-------------------|------------|-------------|------------------------|
| 1992 | 25 | \$200,000 | \$0 |

DESCRIPTION: Design and construction of a five-acre facility at the Nanticoke site to receive yard waste and process these wastes into usable compost for landfill cover or public access.

It is anticipated that a tipping fee will offset debt service and existing personnel will operate this operation. It is further anticipated that this project will be completed in 1992.

TO:

| | | Estimated Construction Cost | | |
|-------------|---------------------|-----------------------------|--------------|------------------------------|
| <u>Code</u> | <u>Project Name</u> | <u>Total</u> | <u>State</u> | <u>Federal</u> <u>County</u> |
| M-125 | Solid Waste Compost | \$200,000 | \$0 | \$0 |
| | \$200,000 | | | |
| | Feasibility Study | | | |

How Financed

| <u>Year Start</u> | <u>YPU</u> | <u>Bond</u> | <u>Current Revenue</u> |
|-------------------|------------|-------------|------------------------|
| 1992 | 5 | \$200,000 | \$0 |

DESCRIPTION: To conduct a feasibility study of solid waste composting technologies.

The feasibility study will evaluate technology alternatives, including mixed organics composting, alternate collection mechanisms, waste processing approaches and composting systems. The analysis will assess the various options to site the composting system. Also, the study will evaluate procurement and ownership options available for a compost system.

This study is expected to be completed by mid-year and will determine future actions and costs.

At the request of Mr. Kavulich, the resolution was **held over** under the rule.

RESOLUTION NO. 231

By Hon. James Malley.

Seconded by Mrs. Coffey.

BOND RESOLUTION DATED APRIL , 1992.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$200,000 SERIAL BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY THE COST OF A PLANNING STUDY FOR A SOLID WASTE COMPOST FACILITY

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

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

| <u>Project Code</u> | <u>Project Name/P.P.U./L.F.L. §11.00(a)</u> | <u>Maximum Estimated</u> | <u>Cost</u> |
|---------------------|---|--------------------------|-------------|
| M-125 | Planning study for Solid Waste Compost Facility at Nanticoke Landfill or other landfill site, being a specific object or purpose; 5 years; subdivision 62a. | | \$200,000 |

Section 2. SEQR DETERMINATION: Project M-125 constitutes a Type II Action which, by definition, will not have significant adverse impacts on the environment.

Section 3. The maximum estimated cost of the aforesaid object or purpose is \$200,000, and the plan for the financing thereof is by the issuance of \$200,000 serial bonds of said County, hereby authorized to be issued therefore.

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

Section 5. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest

payment dates, within the limitations prescribed herein and the manner of execution of the same and also including the consolidation with other issues, shall be determined by the Commissioner of Finance, the chief fiscal office of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Broome, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

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

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

Section 8. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in The Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature on substantially the form provided in Section 81.00 of the Local Finance Law.

At the request of Mrs. Coffey, the resolution was **held over** under the rule.

RESOLUTION NO. 232

By Hon. Arthur Shafer.

Seconded by Mrs. Hudak and Mr. Bielecki.

RESOLUTION URGING THE NEW YORK STATE LEGISLATURE FOR REDUCTION OF SOCIAL SERVICES MANDATES AND FOR RELIEF FROM CURRENT RESIDENCY REQUIREMENTS.

WHEREAS, the Broome County Legislature has been compelled by New York State mandates to expend prohibitive amounts of local taxpayer money on social

services, and

WHEREAS, said mandates have directly resulted in increases in the Broome County tax rate in recent years, and

WHEREAS, said mandates require Broome County to place persons on local welfare rolls immediately, regardless of duration of residence in Broome County, and

WHEREAS, failure by New York State to require any residency requirements has resulted in approximately 400 out-of-state persons applying to receive social services assistance during 1991, and

WHEREAS, this assistance, including medicaid coverage, to individuals who are unable or ineligible to receive assistance in their home states has created a financial hardship in Broome County and its taxpayers at a time when Broome County is finding it increasingly difficult to provide for and care for its own long-time residents who need social service support, and

WHEREAS, current state mandates have in many instances resulted in continuing welfare dependency rather than encouraging self-reliance, and

WHEREAS, the taxpayers and electors of Broome County, together with their duly elected representatives of the Broome County Legislature, intend to take any and all legal action to reduce or eliminate unnecessary and excessive welfare programs and provide for Broome County residents and not out-of-state or out-of-county residents, now, therefore, be it

RESOLVED, that this County Legislature hereby urges the New York State Assembly, Senate and Governor to reduce and/or eliminate county participation in social services mandates for non-Broome County residents or short-term Broome County residents, and be it

FURTHER RESOLVED, that this County Legislature hereby urges the New York State Assembly, Senate and Governor to amend Social Services Law to require anyone applying for Social Services benefits to be a resident of New York State for a minimum of six (6) months prior to application, and be it

FURTHER RESOLVED, that this County Legislature hereby urges the New York State Assembly, Senate and Governor to amend Social Services Law to require that when Broome County is required to grant local benefits to persons recently arriving from other New York State counties, Broome County can receive payment in full for all benefits administered from the county(ies) the persons previously resided, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby ordered to send certified copies of this resolution to Governor Cuomo, New York State Assemblymen Tallon and Miller and Senator Libous immediately.

Mr. Malley moved, seconded by Mr. Kavulich to amend the resolution by removing the sixth WHEREAS paragraph. Amendment carried by the following: Ayes-12; Nays-6 (Augostini, Bielecki, Greenmun, Hudak, Pazzaglini, Schofield);

Absent-1 (Warner). Resolution as amended **carried**.

RESOLUTION NO. 233

By County Administration, Economic Development and Planning and Finance Committees.

Seconded by Mr. Malley.

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH ARC -ATLANTIC RESEARCH CORPORATION FOR CONTRACT COMPUTER OPERATOR SERVICES FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1992.

WHEREAS, this County Legislature, by Resolution 398 of 1991, authorized an agreement with ARC - Atlantic Research Corporation for contract computer operator services for the Department of Computer Services for calendar year 1992, at a cost not to exceed \$39,900, and

WHEREAS, it is necessary to authorize the amendment of said agreement for additional computer operator services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with ARC - Atlantic Research Corporation, 1110 Taylor Road, Owego, New York, 13827, for contract computer operator services for the calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$65,000, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4726.101000 (Contracted Data Processing Services), and be it

FURTHER RESOLVED, that Resolution 398 of 1991, 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.

At the request of Mrs. Coffey, the resolution was **held over** under the rule.

RESOLUTION NO. 234

By County Administration, Economic Development and Planning, Education, Culture and Recreation and Finance Committees.

Seconded by Mrs. Wagstaff.

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 8, 1992, ENTITLED: "A LOCAL LAW AMENDING LOCAL LAW NO. 11, 1990, AS AMENDED, ENTITLED, 'A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE WITH RESPECT TO BROOME

COMMUNITY COLLEGE."

WHEREAS, Broome Community College is to receive its annual share of support from Broome County in quarterly installments due on October 1, January 1, April 1, and July 1 of the college's fiscal year, and

WHEREAS, the October quarterly payment would be made prior to the commencement of the County's fiscal year in which the County's support is raised, and

WHEREAS, the County and the College agree modifying the payment dates will eliminate past disputes over the October 1 payment, including in what fiscal year that payment is funded and the amount of funding due the college, and

WHEREAS, the new payment schedule is acceptable to this Legislature and the College Board of Trustees Finance and Facilities Committee, now, therefore, be it

RESOLVED, that Local Law Intro. No. 8, 1992, entitled: "A Local Law Amending Local Law No. 11, 1990, as amended, entitled, 'A Local Law Amending the Broome County Charter and Administrative Code with respect to Broome Community College,'" be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law, and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 8, 1992

A LOCAL LAW AMENDING LOCAL LAW NO. 11, 1990, AS AMENDED, ENTITLED, "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER AND ADMINISTRATIVE CODE WITH RESPECT TO BROOME COMMUNITY COLLEGE."

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

Section 1. Local Law No. 11 of 1990, as amended, be and hereby is amended as follows:

Section 2303-A Financial Procedures:

- 1) The County shall pay its annual share of support to Broome Community College directly to the Trustees in [quarterly] installments on [October 1, January 1, April 1, and July 1] January 15, April 1 and May 1 or on the next business day of [each] the County's fiscal year in which said support is raised. Payments equal to one-quarter of the County's annual support shall be made on January 15 and April 1, and a final payment equal to one-half of the County's annual support shall be paid on May 1.

Section 2. This Local Law shall take effect on September 1, 1992.

Note: [bracketed] material is deleted

underlined material is added

At the request of Mr. Yeager, the Chairman asked that the question be called.

Carried. Resolution as presented **carried.**

RESOLUTION NO. 235

By County Administration, Economic Development and Planning, Environment and

Finance Committees.

Seconded by Mrs. Coffey.

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 9, 1992, ENTITLED:
"A LOCAL LAW AMENDING LOCAL LAW NO. 5, 1985, LOCAL LAW NO.
10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, LOCAL
LAW NO. 15, 1990 AND LOCAL LAW NO. 1, 1992, AS AMENDED,
MODIFYING CHARGES AT COUNTY LANDFILLS"**

RESOLVED, that Local Law Intro. No. 9, 1992, entitled: "A Local Law Amending Local Law No. 5, 1985, Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 15, 1990 and Local Law No. 1, 1992, as amended, Modifying Charges at County Landfills," be and the same hereby is adopted and approved in accordance with the Broome County Charter and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 9, 1992

A LOCAL LAW AMENDING LOCAL LAW NO. 5, 1985, LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, LOCAL LAW NO. 15, 1990 AND LOCAL LAW NO. 1, 1992, AS AMENDED, MODIFYING CHARGES AT COUNTY LANDFILLS

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

SECTION 1. Local Law No. 5, 1985, Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 15, 1990 and Local Law No. 1, 1992, as amended, Modifying Charges at County Landfills, be and hereby is amended to read as follows:

Section 6. Weights, Measurements and Charges

D. The following separate charges will apply for the acceptance of tires at the Nanticoke Landfill only for the periods June 15 through July 2, 1992, and September 14 through October 2, 1992:

TIRES

(a) up to and including sixteen-inch rim: seventy-five cents (\$0.75) per tire.

(b) over sixteen-inch rim: one dollar and seventy-five cents (\$1.75) per tire.

(c) bulk loads: sixty-five dollars (\$65.00) per ton.

SECTION 2. Except as hereinabove amended, Local Law No. 5, 1985, Local Law No. 10, 1986, Local Law No. 2, 1988, Local Law No. 15, 1989, Local Law No. 15, 1990 and Local Law No. 1, 1992, as amended, shall remain in full force and effect.

SECTION 3. This Local Law shall become effective following a public hearing to be held before the County Executive in a manner provided by law.

Note: Material underlined is added

Mr. Augustini moved, seconded by Mr. Malley to amend the resolution as follows: In Section 6 D. change the dates to read "June 8 through July 8, 1992, and September 5 through October 5, 1992", and add a new subparagraph (d) to the "Tires" section to read:

"(d) for tires collected through Broome County's Illegal Tire Dumping Clean-up Program there will be no tipping fee charged during these periods."

Amendments **carried**. Resolution as amended **carried**.

RESOLUTION NO. 236

By Education, Culture and Recreation, and Finance Committees.

Seconded by Mr. Howard.

RESOLUTION AUTHORIZING AGREEMENT WITH DELTA ENGINEERS, P.C., FOR ARCHITECTURAL/ENGINEERING SERVICES FOR DEPARTMENT OF PARKS AND RECREATION FORUM STAGE RIGGING PHASE II CAPITAL PROJECT

WHEREAS, the Department of Parks and Recreation requests authorization for an agreement with Delta Engineers, P.C., for architectural/engineering services for the Forum Stage Rigging Phase II Capital Project, at a cost not to exceed \$14,750, and

WHEREAS, said agreement will provide structural engineering analysis and loading bridge design at the Forum, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, P.C., 164 Court Street, Binghamton, NY, 13901, for architectural/engineering services for the Department of Parks and Recreation Forum Stage Rigging Phase II Capital Project, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,750 for the services of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 655035.4443.502196 (Engineering Expenses), and be it

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

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

Carried by the following: Ayes-13; Nays-4 (Greenmun, Hudak, Lindsey, Wagstaff); Absent-2 (Moppert, Warner).

RESOLUTION NO. 237

By Education, Culture and Recreation, and Finance Committees.

Seconded by Mrs. Hudak.

RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH MICHAEL P. MALARKEY, JR. FOR AN EASEMENT LOCATED ON BROOME COUNTY WATERSHED PROPERTY ON COLUMBUS AVENUE IN THE TOWN OF UNION.

WHEREAS, Michael P. Malarkey, Jr. has requested an access easement through land owned by Broome County located on Watershed Property on Columbus Avenue in the Town of Union, and

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

RESOLVED, that this County Legislature hereby grants Michael P. Malarkey, Jr. a permanent easement running through land owned by Broome County on Watershed Property on Columbus Avenue in the Town of Union, as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the aforesaid easement, Michael P. Malarkey, Jr. will pay Broome County the sum of \$1.00, and be it

FURTHER RESOLVED, that said \$1.00 shall be credited to budget line 541003.0147.101020 (Miscellaneous), 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 by the following: Ayes-10 (Brown, Greenmun, Hudak, Lindsey, Pazzaglini, Schofield, Seeley, Wagstaff, Yeager, Shafer); Nays-7 (Augostini, Bielecki, Coffey, Howard, Kavulich, Malley, Pasquale); Absent-2 (Moppert, Warner).

RESOLUTION NO. 238

By Finance and Education, Culture and Recreation Committees.

Seconded by Mr. Howard.

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH BROOME COUNTY ARTS COUNCIL FOR 1992 AND AUTHORIZING A

BUDGET TRANSFER IN CONNECTION THEREWITH

WHEREAS, this County Legislature, by Resolution 440 of 1991, authorized an agreement with Broome County Arts Council for financial assistance for calendar year 1992, at a cost of \$186,503, and

WHEREAS, it is necessary to authorize the amendment of said agreement to provide for an increase in financial assistance, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Broome County Arts Council, 69 Main Street, Binghamton, New York, 13905, for financial assistance for calendar year 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$200,003, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 910018.5008.101000 (Broome County Arts Council), and be it

FURTHER RESOLVED, that in accordance with a request from Broome County Arts Council, in order to provide funds for the aforementioned assistance, as requested

by BT# 4190, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

| | <u>Index</u> | <u>Sub-</u> | <u>Project</u> | <u>Title</u> | <u>Amount</u> |
|-------|--------------|---------------|----------------|-----------------|---------------|
| | <u>Code</u> | <u>object</u> | <u>Code</u> | | |
| FROM: | 900084 | 4752 | 101000 | Contingent Fund | \$ 13,500 |
| TO : | 910018 | 5008 | 101000 | BC Arts Council | \$ 13,500 |

and be it

FURTHER RESOLVED, that Resolution 440 of 1991, 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.

At the request of Mr. Bielecki, the resolution was **held over** under the rule.

RESOLUTION NO. 239

By Personnel and Finance Committees.

Seconded by Mr. Malley.

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENTS OF COMPUTER SERVICES, PUBLIC WORKS, MENTAL HEALTH AND WILLOW POINT NURSING HOME.

RESOLVED, that in accordance with a request from the Department of Computer Services, as contained in PCR# 92-223, this County Legislature hereby authorizes the reclassification of grade and salary of one (1) full-time Computer Hardware Technician position at budget line 370007.1000, minimum salary \$24,906, Grade 18, to minimum salary \$22,374, Grade 16, effective May 16, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works, as contained in PCR# 92-172, this County Legislature hereby authorizes the change of one (1) full-time Secretary position at budget line 030015.1000, minimum salary \$19,057, Grade 13, to one (1) full-time Account Clerk position at budget line 030015.1000, minimum salary \$13,820, Grade 7, effective April 16, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Public Works, as contained in PCR# 92-200, this County Legislature hereby authorizes the change of one (1) full-time Senior Maintenance Mechanic position at budget line 030031.1000, minimum salary \$9.67 per hour, Grade N/A, Union AFSCME 1912, to one (1) full-time Telephone Technician Trainee position at budget line 031468.1000, minimum salary \$23,943, Grade 16, Union CSEA, effective June 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department

of Public Works, in order to provide funds for Position Change Request No. 92-200, as requested by BT# 3077, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

| | <u>Index</u> | <u>Sub-</u> | <u>Project</u> | | |
|-------|--------------|---------------|----------------|------------------|---------------|
| | <u>Code</u> | <u>object</u> | <u>Code</u> | <u>Title</u> | <u>Amount</u> |
| FROM: | 030031 | 1000 | 101000 | Salaries - FT | \$17,803 |
| TO : | 031468 | 1000 | 101000 | Salaries - FT | \$13,800 |
| | 031468 | 8010 | 101000 | State Retirement | 345 |
| | 031468 | 8030 | 101000 | Social Security | 1,058 |
| | 031468 | 8040 | 101000 | Workers' Comp. | 449 |
| | 031468 | 8050 | 101000 | Life Insurance | 15 |
| | 031468 | 8060 | 101000 | Health Insurance | 2,103 |
| | 031468 | 8063 | 101000 | Disability | 33 |

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 92-212, this County Legislature hereby authorizes the established salary for ungraded position of one (1) full-time Staff Psychiatrist position at budget line 470013.1000, minimum salary \$93,861, Grade N/A, Union BAPA, effective April 13, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PCR# 92-212, this County Legislature hereby authorizes the established salary for ungraded position of one (1) part-time Staff Psychiatrist position at budget line 470013.1500, minimum salary \$55.43 per hour, Grade N/A, Union BAPA, effective April 13, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from Willow Point Nursing Home, as contained in PCR# 92-221, this County Legislature hereby authorizes the change of grade, union and salary of one (1) full-time Housekeeper Supervisor position at budget line 160143.1000, minimum salary \$18,318, Grade 11, Union CSEA, to Grade 14, Union BAPA, minimum salary \$21,818, effective June 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from Willow Point Nursing Home, as contained in PCR# 92-229, this County Legislature hereby authorizes the change of one (1) full-time Clerk position at budget line 160184.1000, minimum salary \$13,098, Grade 6, to one (1) full-time Keyboard Specialist position at budget line 160184.1000, minimum salary \$14,580, Grade 8, effective June 1, 1992, and be it

FURTHER RESOLVED, that in accordance with a request from Willow Point Nursing Home, as contained in PCR# 92-230, this County Legislature hereby authorizes the change of one (1) full-time Secretary position at budget line 160184.1000, minimum salary \$19,057, Grade 13, to one (1) Receptionist Typist position at budget line 160184.1000, minimum salary \$13,098, Grade 6, effective June 1, 1992.

Carried by the following: Ayes-17; Nays-0; Absent-2 (Moppert, Warner).

RESOLUTION NO. 240

By Public Safety and Emergency Services and Finance Committees.

Seconded by Mr. Malley.

RESOLUTION AUTHORIZING ACCEPTANCE OF COMPREHENSIVE TRAFFIC SAFETY PROGRAM GRANT FROM NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES FOR THE SHERIFF'S DEPARTMENT FOR 1992

WHEREAS, the Sheriff's Department requests authorization to accept a Comprehensive Traffic Safety Program Grant in the amount of \$52,025 from New York State Department of Motor Vehicles for calendar year 1992, and

WHEREAS, said grant will be used to implement a Broome County Community Comprehensive Traffic Safety Program, including Motor Vehicle Occupant Restraint Campaign, Pedestrian Safety Campaign, Bicycle Helmet Safety Campaign and a Senior Safety Awareness Campaign, and

WHEREAS, Broome County will contribute \$66,000 of in-kind services for the term of this grant, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$52,025 from the New York State Department of Motor Vehicles, Empire State Plaza, Albany, NY, 12228, for the period January 1, 1992 through December 31, 1992, 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 \$ 118,025; \$52,025 from New York State and \$66,000 of in-kind services provided by Broome County for the period January 1, 1992 through December 31, 1992, 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 to 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 is hereby authorized to execute any budget transfers within the budgetary limits as set out in Exhibit "A" as attached hereto provided that said budget transfers do not affect a personnel line.

Failed by the following roll call: Ayes-9 (Coffey, Kavulich, Lindsey, Malley, Pasquale, Pazzaglini, Schofield, Seeley, Shafer); Nays-8 (Augostini, Bielecki, Brown, Greenmun, Howard, Hudak, Wagstaff, Yeager); Absent-2 (Moppert, Warner).

RESOLUTION NO. 241

By Transportation and Finance Committees.

Seconded by Mrs. Greenmun.

RESOLUTION AUTHORIZING SPECIAL PARKING RATE AT THE BINGHAMTON REGIONAL AIRPORT ON MAY 30, 1992 FOR THE MILLER AVIATION/ROBERSON MUSEUM AIRCRAFT FAIR

WHEREAS, this County Legislature, by Resolution 612 of 1988, as amended by Resolution 142 of 1990 and Resolution 225 of 1991, authorized and established metered parking rates at the Binghamton Regional Airport, and

WHEREAS, an aircraft fair to benefit the Edwin A. Link wing of the Roberson Museum is scheduled to be held on May 30, 1992 at the Binghamton Regional Airport, and

WHEREAS, it is desired to waive the parking fee for those people attending the aircraft fair and parking in airport lots, and

WHEREAS, the Roberson Museum has agreed to cover all reasonable personnel expenses over and above those normally incurred for operating the facility, now, therefore, be it

RESOLVED, that this County Legislature hereby waives the parking fee for those people parking at the Binghamton Regional Airport in order to attend the Miller Aviation/Roberson Museum Aircraft Fair at the Binghamton Regional Airport scheduled for May 30, 1992 or any rain date.

Carried by the following: Ayes-16; Nays-1 (Lindsey); Absent-2 (Moppert, Warner).

RESOLUTION NO. 242

By Intergovernmental Relations Committee.

Seconded by Mr. Seeley.

RESOLUTION AUTHORIZING A HEARING IN REFERENCE TO A PETITION FROM THE TOWN OF CHENANGO SEEKING AN ACT OF LEGALIZATION.

WHEREAS, the Town of Chenango, by a duly verified petition, has requested the Legislature of the County of Broome to adopt a legalizing act pursuant to Section 227 of the County Law of the State of New York validating and legalizing the resolution of the Town Board of the Town of Chenango adopted July 18, 1988, which adopted a bond resolution authorizing the financing of the reconstruction of the Town Hall, and

WHEREAS, it is necessary, pursuant to Section 227, to conduct a public hearing within the geographic area of said Town pursuant to notice where evidence will be taken as to the circumstances surrounding the adoption of a Town resolution and the failure to adopt said resolution subject to permissive referendum as prescribed by Section 35 of the New York State Local Finance Law, and the failure to publicize or post the bond resolution indicating that the same was subject to a permissive referendum as provided and required by Article VI of the Town Law, now, therefore, be it

RESOLVED, that this County Legislature directs that the Inter-governmental Relations Committee of this Legislative body conduct the public hearing within the Town of Chenango at such time and place as the Committee shall direct, and be it

FURTHER RESOLVED, that said Committee shall direct the Clerk of this Legislature to prepare and arrange for publication of a notice of said public hearing setting forth the time, place and purpose of the public hearing which shall be published once in the Press & Sun-Bulletin at least five (5) days prior to the date of said hearing, and be it

FURTHER RESOLVED, that said Committee shall direct the Sheriff of the County of Broome, or his authorized deputies, to post the notice prepared by the Clerk in at least three public conspicuous place within the Town of Chenango, one of which shall be upon the bulletin board of the Town of Chenango Clerk's Office at least five (5) days prior to the date set for the public hearing, and be it

FURTHER RESOLVED, that the Inter-governmental Relations Committee shall file with this Legislative body a transcript of the evidence taken at said hearing, together with its recommendations pertaining to the Town's petition, and be it

FURTHER RESOLVED, that all expenses associated with the said hearing and the publications required under Section 227 shall be the responsibility of said Town, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Carried by the following: Ayes-17; Nays-0; Absent-2 (Moppert, Warner).

RESOLUTION NO. 243

By County Administration, Economic Development and Planning Committee.

Seconded by Mrs. Hudak.

RESOLUTION AUTHORIZING AGREEMENT WITH O'CONNOR, GACIOCH & POPE FOR LEGAL SERVICES

WHEREAS, Broome County is currently a named defendant in two lawsuits instituted by creditors of the Resource Recovery Agency of Broome County, Inc., and

WHEREAS, the litigation is complex and involves novel issues of fact and law, and

WHEREAS, in the opinion of the County Attorney, the County should anticipate that other creditors of the Resource Recovery Agency of Broome County, Inc., may initiate litigation against Broome County arising out of services provided to the Resource Recovery Agency of Broome County, Inc., and

WHEREAS, in the opinion of the County Attorney, the County of Broome should anticipate litigation from Foster Wheeler - Broome County, Inc., and/or its parent corporation, Foster Wheeler, arising out of the proposed construction and operation of a resource recovery facility in Kirkwood, New York, and

WHEREAS, the County Attorney has advised that he will most likely be a witness in all of this litigation and, accordingly, has declared a conflict in his ability to represent and defend the County in these claims, and

WHEREAS, the Chairman of the Broome County Legislature assigned to the County Administration Committee of the Legislature the responsibility to interview and review qualifications of various law firms to represent the County in these complicated legal matters, and

WHEREAS, the County Administration Committee has recommended the law firm of O'Connor, Gacioch & Pope, located in the City of Binghamton, New York, to represent the County on these issues, and

WHEREAS, the County Attorney advises that the lawsuit will entail several years of discovery and trial, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with O'Connor, Gacioch and Pope, One Marine Midland Plaza, Binghamton, New York, 13901, for legal services involved in the defense of litigation currently pending by various creditors of the Resource Recovery Agency of Broome County, Inc., and anticipated litigation of other creditors of the Resource Recovery Agency of Broome County, Inc., as well as anticipated litigation by Foster Wheeler against the County of Broome by Foster Wheeler -Broome County, Inc., and/or its parent corporation, Foster Wheeler, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the law firm of O'Connor, Gacioch & Pope the following hourly rates:

\$150.00 per hour for Senior Partner work;

\$125.00 per hour for Partner work;

\$100.00 per hour for Senior Associate work;

\$ 85.00 per hour for Junior Associate work; and

\$ 65.00 per hour for Paralegal work,

together with all reasonable and necessary expenses, normally associated with the investigation and defense of complex litigation, and be it

FURTHER RESOLVED, that this agreement shall be substantially in a form and identified in Exhibit "A" which is on file with the Clerk of the Legislature of the County of Broome, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 390005.4736.101000 (Legal Charges and Fees), and be it

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

Carried by the following: Ayes-14; Nays-3 (Greenmun, Yeager, Shafer); Absent-2 (Moppert, Warner).

Mr. Pasquale moved, seconded by Mr. Malley to adjourn to the call of the Clerk at 5:45 p.m. **Carried.**