

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
NOVEMBER 22, 1994**

The Legislature convened at 4:22 P.M. with a call to order by the Acting Chairman, Louis P. Augostini.

The Clerk, Richard R. Blythe, read a letter from the Chairman, Arthur J. Shafer, designating Mr. Augostini as 'Acting Chairman' for the session of 11/22/94. The Clerk read the fire exit announcement and then called the Attendance roll: Present-18, Absent-1 (Legislator Shafer).

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

Mr. Howard moved, seconded by Mr. Harbachuk that the minutes of the November 9, 1994 Special Session(s) be approved as prepared and as presented by the Clerk. **Carried.**

Mr. Schofield made the following motion, seconded by Mr. Wike with regards to an 11/21/94 communication from the County Executive concerning objections to the 1995 Budget made by the Legislature: "We have received the **objections** from the County Executive concerning the Legislature's budget changes. I move that all of the objections be taken up at a Special Session of the County Legislature to be held on Monday, November 28th., 1994 @ 4:00 P.M." **Carried.**

(Legislative Note: Following this action the Clerk received a letter signed by 12 Legislators requesting Perm. No. 94-571 be added to the agenda of the Special Session and per the 'Rules of Order' this was done.)

The following petitions, communications, notices and reports were presented to the County Legislature:

PRESENTATION OF COMMUNICATIONS AND REPORTS:

COMMUNICATIONS:

1.1995 Town Budgets:

- a.Town of Lisle b.Town of Barker c.Town of Windsor

2.Resolution from Westchester County (Supporting candidacy of K. Carsky as 3rd Vice President of National Association of Counties).

3.Minutes from:

- a.Binghamton Regional Airport b.Willow Point Nursing Facility
c.EMC's Natural Resources Committee d.EMC Solid Waste Committee

4.G. Peter VanZandt's application for compensation (appointed to prosecute People v. Paul B. Barnes).

5.Letter from Mrs. R. McCulloch regarding concerns of closing Dorchester Park (plus petition).

REPORTS:

1.Monthly Reports: Department of Social Services (June, July, August 1994).

2.Department of Finance: Semi-Annual Report (Mortgage tax receipts and disbursements, April 1 through September 30, 1994).

3.Real Property Tax Service: 1992 List of Delinquent Taxes.

4.NYS Performance Report for the Comprehensive Housing Affordability Strategy (Draft).

Mr. Lindsey moved, seconded by Mr. Whalen to receive and file the above noted reports and to publish any pertinent portions thereof in the JOURNAL OF PROCEEDINGS. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chairman, Arthur J. Shafer:

1.Appointing Daniel A. Schofield as Acting Chair of Personnel

- Committee, November 16, 1994 and Wanda Hudak as voting representative for Kelly J. Wagstaff, Personnel Committee, November 16, 1994 and Finance Committee, November 17, 1994.
- 2.Appointing Chris W. Burger as voting representative for Wayne L. Howard, Finance Committee, November 17, 1994.
 - 3.Appointing Andrew Kavulich as voting representative for Audrey Taylor and Daniel A. Schofield as voting representative for Wayne L. Howard, Public Works Committee, November 16, 1994.
 - 4.Appointing Merry Harris as voting representative for Vincent A. Pasquale, Finance Committee, November 17, 1994.

The following resolutions that were heldover from the previous session (October 20, 1994) were again presented for consideration.

RESOLUTION NO. 450 heldover by Mr. Schofield.

RESOLUTION INITIATING A MORATORIUM OF FUTURE CONSTRUCTION BY THE COUNTY OF BROOME AND BROOME COMMUNITY COLLEGE UNTIL HISTORICAL AND ENVIRONMENTAL IMPACTS ON CUTLER POND HAVE BEEN STUDIED AND REMEDIATED.

Mr. Kavulich moved, seconded by Mr. Pasquale to **table** the resolution. The resolution was **tabled**. Ayes-16, Nays-2 (Howard & Whalen), Absent-1 (Shafer)

RESOLUTION NO. 483 heldover by Mr. Wike.

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH MIPS-MILLER INFORMATION PROCESSING SERVICES CORP. FOR COMPUTER BACKUP GENERATOR INSTALLATION AND CONTINGENCY PLANNING FOR THE DIVISION OF COMPUTER SERVICES FOR 1994 AND 1995.

The resolution **carried**.

Several resolutions were taken out of order, however for the sake of clarity, all resolutions are presented in numerical order. The preferred agendas was presented and seconded by Legislator Malley & Legislator Burger.

RESOLUTION NO. 507

by Personnel and Finance Committees Seconded by Mr. Malley

RESOLUTION AUTHORIZING REVISION OF HOURLY RATE SCHEDULE FOR NON-UNION, TEMPORARY AND SEASONAL EMPLOYEES EFFECTIVE FOR 1995

WHEREAS, this County Legislature, by Resolutions 424, 580 and 605 of 1991, as amended by Resolutions 362 of 1992, 74 of 1993 and 646 of 1993, authorized hourly rates for various non-union, temporary and seasonal employees for 1994, and

WHEREAS, it is requested at this time to amend the hourly rate schedule for 1995 as indicated on Exhibit "A" attached hereto, now, therefore, be it

RESOLVED, that this County Legislature hereby amends the hourly rate schedule for non-union, temporary, seasonal and miscellaneous employees for 1995 as set out in Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that the effective date of said amendments shall be January 1, 1995, unless otherwise indicated on Exhibit "A" attached hereto.

EXHIBIT "A"

SALARY SCHEDULE CHANGES

NON-UNION HOURLY, TEMPORARY, SEASONAL &
MISCELLANEOUS EMPLOYEES

The provisions of the Fair Labor Standards Act will apply to the positions listed on the schedule. All rates are effective January 1,

1995.

<u>DEPARTMENT / TITLE</u>	<u>CURRENT HOURLY RATE</u>	<u>1995 HOURLY RATE</u>
Emergency Services		
Sr. Fire Investigator	7.96	8.20
Fire Investigator	6.25	6.44
Deputy Coordinator	5.75	5.92
Sheriff's Department		
Sheriff		
Chaplain	1,248.00*	
11.7048		
Court Attendant**	5.60	5.90
Court Attendant (Family Court)**	6.60	6.90
Senior Court Attendant***	7.60	7.90

* Denotes annual salary

** Denotes Title changed from Court Officer

*** Denotes Title changed from Senior Court Officer

Carried.

Ayes-12 Augustini, Coffey, Harbachuk, Howard, Kavulich, Lindsey,
Malley, Mather, Schofield, Taylor, Wagstaff & Wike

Nays-6 Brown, Burger, Harris, Hudak, Pasquale & Whalen

Absent-1 Shafer

RESOLUTION NO. 508

by County Administration, Economic Development and Planning
Committee

Seconded by Mr. Brown

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 18,
1994, ENTITLED: "A LOCAL LAW AMENDING LOCAL LAW
NO. 14, 1993 ENTITLED A LOCAL LAW IMPOSING A
SPECIAL MOTOR VEHICLE USE FEE IN BROOME COUNTY**

AND AUTHORIZING THE COLLECTION OF SAID FEE BY THE COMMISSIONER OF THE NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES ON BEHALF OF BROOME COUNTY."

RESOLVED, that Local Law Intro. No. 18, 1994, entitled: "A Local Law Amending Local Law No. 14, 1993 entitled "A Local Law Imposing a Special Motor Vehicle Use Fee in Broome County and Authorizing the Collection of Said Fee by the Commissioner of the New York State Department of Motor Vehicles on Behalf of Broome County," 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. 18, 1994

A Local Law Amending Local Law No. 14, 1993 Entitled "A Local Law Imposing a Special Motor Vehicle Use Fee and Authorizing the Collection of said Fee by the Commissioner of the New York State Department of Motor Vehicles on behalf of Broome County"

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

Section 1. That Local Law No. 14, 1993, is hereby amended to add a new Section 3(C) to read as follows:

Section 3(C) Any revenues received by the County from the special motor vehicle use fee shall be deposited in the Library Fund of the County and shall only be appropriated by the County Legislature of the County of Broome to help fund the Broome County Highway Department.

Section 2. That this Local Law shall take effect on January 1, 1995.

Heldover by Mrs. Coffey.

RESOLUTION NO. 509

by County Administration, Economic Development and Planning and

Finance Committees

Seconded by Mr. Malley

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

WHEREAS, this County Legislature by Local Law Perm. No. 10, 1977, as amended by Local Law No. 5, 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 taxes are 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, Resolution 210 of 1992 rescinded the dedication of an annual percentage rate of all monies received pursuant to the aforementioned tax to the Broome County Chamber of Commerce Convention and Visitors Bureau, and

WHEREAS, it is desired at this time to dedicate an annual amount 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 1995 cap of \$247,670 reflecting the amount appropriated in the 1995 Broome County Budget to the Broome County Chamber of Commerce Convention and Visitors Bureau, said services to be used to publicize the advantages of Broome County, and be it

FURTHER RESOLVED, that Resolution No. 93-498 is hereby, in all respects, repealed, 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.

Heldover by Mr. Malley.

RESOLUTION NO. 510

by Health & Human Services Committee Seconded by Mr. Malley
& Mr. Burger

**RESOLUTION CONFIRMING APPOINTMENTS TO
COMMUNITY SERVICES BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article VIII of the Administrative Code, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Community Services Board for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Barbara Brown 477 Powderhouse Road Vestal, NY 13850	12/31/97
Peter Ronan, M.D. 415 Clarkson Drive Vestal, NY 13850	12/31/97

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Article VIII of the Administrative Code, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article VIII of the Administrative Code, does hereby

confirm the appointments of the above-named individuals to membership on the Community Services Board in accordance with their appointment by the County Executive. **Carried.**

RESOLUTION NO. 511

by Public Works, County Administration, Economic Development & Planning Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION APPROVING SPECIFICATIONS FOR IMPLEMENTATION OF THE MINORITY EMPLOYMENT GOAL FOR BROOME COUNTY PUBLIC WORKS CONTRACTS.

WHEREAS, this County Legislature, by Resolution 195 of 1994, adopted a goal of five percent (5%) minority employment on certain public works projects, and

WHEREAS, said resolution provided that the text of the provisions of the specifications implementing said resolution shall be approved by the Emerging Business Assistance Advisory Board, the County Legislature and the County Executive and approved as to form by the County Attorney, and

WHEREAS, the County Executive and the Emerging Business Assistance Advisory Board have approved the text of provisions of contract specifications implementing said resolution, as set forth in Exhibit A annexed hereto, and the County Attorney has approved said provisions as to form, now, therefore, be it

RESOLVED, that this County Legislature hereby approves the contract specification provisions set forth in Exhibit A annexed hereto to be included in applicable public works contracts in order to implement the five percent (5%) minority employment goal, 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. 512

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING HOLIDAY AND FLOATING HOLIDAY PAY FOR THE OFFICE FOR AGING SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SCSEP) SENIOR AIDE TRAINEES.

WHEREAS, the Office for Aging administrates the Senior Community Service Employment Program (SCSEP), a state and federal government subsidized training program, designed to provide experience and skills training to assist low income older workers in obtaining unsubsidized employment and to supplement their income, and

WHEREAS, these low income older workers, known as Senior Aide Trainees, work 20 hours per week in a not-for-profit or government agency earning minimum wage and these wages are funded in full by the National Council on the Aging Incorporated and the New York State Office for Aging, and

WHEREAS, it is desired at this time to authorize holiday and floating holiday pay to these Senior Aide Trainees in order to help participants maintain a regular income, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes holiday and floating holiday pay for Senior Aide Trainees in the Office for Aging Senior Community Service Employment Program (SCSEP) effective July 1, 1994.

Carried.

RESOLUTION NO. 513

by Personnel and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AGREEMENT WITH SECURITY MUTUAL LIFE INSURANCE COMPANY OF NEW YORK FOR SHORT TERM DISABILITY INSURANCE FOR 1995.

WHEREAS, the current collective bargaining agreement with CSEA provides for short term disability insurance, and

WHEREAS, the Risk Manager recommends that the County purchase such insurance from Security Mutual Life Insurance Company of New York for CSEA employees for calendar year 1995, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Security Mutual Life Insurance Company of New York, 100 Court Street, Binghamton, NY 13902, for CSEA employees for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, the premium for such insurance shall be at the rate of \$17.25 per month per covered employee, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4521.307000 (Insurance Premiums), 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. 514

by Finance Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH J.J. SHEEHAN ADJUSTERS, INC. FOR INVESTIGATIVE AND ADJUSTMENT SERVICES FOR THE OFFICE OF RISK AND INSURANCE FOR 1995.

WHEREAS, this County Legislature, by Resolution 534 of 1993, authorized renewal of an agreement with J.J. Sheehan Adjusters, Inc., for adjusting services, including evaluation of claims and lawsuits against Broome County, for an amount not to exceed \$14,000.00 for calendar year 1994, and

WHEREAS, said services are necessary for prompt and efficient evaluation of claims made against Broome County, including investigation and adjusting services, and

WHEREAS, said agreement expires by its terms on December 31, 1994, and it is desired at this time to renew said agreement for calendar year 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with J.J. Sheehan Adjusters, Inc., PO Box 604, Binghamton, New York, 13902 for investigative and adjusting claim services for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$35.00 per hour, total cost not to exceed \$14,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4747.307000 (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. 515

by Personnel and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PCP HEALTH SYSTEMS, INC. (PHARMACEUTICAL CARD SYSTEM) FOR ADMINISTRATION OF BROOME COUNTY'S HEALTH BENEFITS PRESCRIPTION DRUG PROGRAM FOR 1995.

WHEREAS, this County Legislature, by Resolution 551 of 1993, authorized renewal of an agreement with Pharmaceutical Card System, Inc., now known as PCS Health Systems, Inc., at \$.75 per paid claim for regular County employees, retirees, survivors and COBRA members and \$750 for establishment of the formulary for calendar year 1994, and

WHEREAS, said agreement expires by its terms on December 31, 1994, and it is desired at this time to renew said agreement for calendar year 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with PCS Health Systems, Inc., PO Box 52115, Phoenix, Arizona, 85072 for the administration of Broome County's Health Benefits Program prescription drug plan at the rate of \$.75 per paid claim for regular County employees, retirees, survivors, and COBRA members for the period January 1, 1995 through December 31, 1995, and \$750.00 for establishment of the formulary, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4743.601000 (Claims Administration), and be it

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

Carried.

RESOLUTION NO. 516

by Personnel and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GUARDIAN LIFE INSURANCE COMPANY OF AMERICA FOR LIFE INSURANCE COVERAGE FOR ELIGIBLE COUNTY EMPLOYEES FOR 1994 THROUGH 1995.

WHEREAS, this County Legislature, by Resolution 553 of 1993, authorized renewal of an agreement with Guardian Life Insurance Company of America for life insurance coverage for eligible county employees for the period December 1, 1993 through December 1, 1994 at a cost of \$1.65 per enrollee per month, and

WHEREAS, said agreement is necessary to provide substantial savings to Broome County and still provide life insurance benefits to eligible county employees, and

WHEREAS, said agreement expires by its terms on December 1, 1994, and it is desired at this time to renew said agreement for the period December 1, 1994 through November 30, 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Guardian Life Insurance Company of America, c/o Dan Ross Associates, 37 Front Street, Binghamton, NY 13905 for life insurance coverage for eligible county employees for the period December 1, 1994 through November 30, 1995, and be it

FURTHER RESOLVED, that in consideration of said agreement, the County shall pay the Contractor an amount not to exceed \$1.65 per enrollee per month for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050062.4521.307000 (Insurance Premiums), 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. 517

by Finance Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES ON PARCELS IN THE TOWNS OF BINGHAMTON, DICKINSON AND WINDSOR.

WHEREAS, the Director of Real Property Tax Services requests this Legislature to authorize the cancellation of real property taxes for certain parcels in the Towns of Binghamton, Dickinson and Windsor due to the foregoing reasons, now, therefore, be it

RESOLVED, that taxes are authorized to be canceled on the following parcels of real property:

1. Town of Binghamton, parcel #2-3-A-8, owner: Maryett Malchak, 6245 Slack Road, Trumansburg, NY, 14886, amount to be canceled: \$612.81, reason: billed twice
2. Town of Dickinson, parcel #1-14-18S11, owner: Broome County VOA Housing Development Fund, 3813 North Causeway Blvd., Metairie, LA 70002, amount to be canceled: \$7,509.91, reason: property is wholly exempt.
3. Town of Windsor, parcel #8-3-41-S6, owner: Thomas and Deborah Cuddy, amount to be canceled: \$402.17, reason: parcel does not exist.

Carried.

RESOLUTION NO. 518

by Finance Committee

Seconded by Mr. Malley & Mr. Burger

RESO. AUTHORIZING REMOVAL OF CERTAIN PARCELS

FROM THE 1991 IN REM FORECLOSURE.

WHEREAS, the Director of Real Property Tax Services advises that the below listed parcels are presently on the 1991 in rem foreclosure list, and

WHEREAS, for the reasons hereinafter set forth it is necessary to authorize the removal of these parcels from the 1991 in rem foreclosure, now, therefore, be it

RESOLVED, that the below listed parcels are authorized to be removed from the 1991 in rem foreclosure:

<u>TOWN</u>	<u>PARCEL</u>	<u>PROPERTY OWNER</u>	
	<u>REASON</u>		
Binghamton	7-29-S10	Wagner, Michael & Sue	
	Bankruptcy		
Chenango	6-5-A-F-5	Whitney, Philip & Debra	
	Bankruptcy		
Kirkwood	6-1-27-S13	Cardoza, Robert & Margaret	
	Bankruptcy		
Lisle	4-10-S2	Clark, Robert & Patricia	Bankruptcy
Maine	8-10-22-S1X	Bertoni, Patsy & Sylvia	Bankruptcy
Triangle	4-D-3	Ostrander, Stephen & Lynn	
	Bankruptcy		
Triangle	4-F-25	Saddlemire, John	Bankruptcy
Windsor	8-3-41-S6	Cuddy, Thomas & Deborah	
	Parcel does not exist		
Johnson City	1-G13-B-425 & 1-G13-U-12X	Lefebvre, Leonard & WF.	
	Bankruptcy		
Johnson City	1-K13-R8-28	Nyschot, John & Barbara	Bankruptcy
Johnson City	1-F13-D-493	Korba, Nick & Dolores	Bankruptcy
Union	3-J8-E-8	Martin, William & Sally	Bankruptcy

Carried.

RESOLUTION NO. 519

by Finance Committee Seconded by Mr. Malley & Mr. Burger
RESOLUTION AUTHORIZING THE COMMISSIONER OF FINANCE TO CREDIT SPECIFIED AMOUNTS TO TOWN ACCOUNTS TO REDUCE THE COUNTY TAX LEVIED AS AN ESTIMATED YIELD ON THE SALES TAX EFFECTIVE IN BROOME COUNTY FOR 1995.

WHEREAS, your sponsoring Committee has estimated the sum of \$43,640 as the net amount for the yield from the sales tax for the year 1995 to be used to reduce the County levy on municipalities, now, therefore, be it

RESOLVED, that the Commissioner of Finance be and hereby is authorized to credit City, Town and Village accounts to be used to reduce the County tax levy, the following amount, unless the proper legislation has or will be enacted and received from the City, Villages and Towns requesting their share in cash, in which case, said sums will be paid pursuant to law:

	<u>Municipality</u>	<u>Amount</u>
CITY OF:	Binghamton	\$0.00
TOWNS OF:	Barker	0.00
	Binghamton	0.00
	Chenango	0.00
	Colesville	0.00
	Conklin	0.00
	Dickinson	0.00
	Fenton	0.00
	Kirkwood	0.00
	Lisle	0.00
	Maine	0.00
	Nanticoke	0.00
	Sanford	0.00
	Triangle	43,640.00

Union	0.00
Windsor	0.00
VILLAGE OF: Deposit	0.00
Port Dickinson	0.00
Lisle	0.00
Whitney Point	0.00
Endicott	0.00
Johnson City	0.00
Windsor	<u>0.00</u>
	43,640.00

Carried.

RESOLUTION NO. 520

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF TITLE VII LONG TERM CARE OMBUDSMAN PROGRAM EXPANSION AND ENHANCEMENT FUNDING GRANT FOR THE OFFICE FOR AGING, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995, AND AUTHORIZING RENEWAL OF AGREEMENT WITH ACTION FOR OLDER PERSONS

WHEREAS, this County Legislature, by Resolution 528 and 529 of 1993, authorized and approved the Title VII Long Term Care Ombudsman Program Expansion and Enhancement Funding Grant in the amount of \$4,150.00, adopted a program budget, and authorized an agreement with Action for Older Persons in connection therewith for the period September 1, 1993 through August 31, 1994, and

WHEREAS, it is desired to renew said grant program from September 1, 1994 through August 31, 1995 in the amount of \$3,350.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,350.00 from New York State Office for

Aging for the period September 1, 1994 through August 31, 1995, 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 \$3,350.00 for the period September 1, 1994 through August 31, 1995, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of agreement with Action for Older Persons, 30 West State Street, Binghamton, New York, 13901, to recruit and train volunteers under the aforementioned grant, for the period September 1, 1994 through August 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,350.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760637.4457.102000 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, 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. 521

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING REVISION OF TITLE 111-F DISEASE PREVENTION AND HEALTH PROMOTION PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 575 of 1993, authorized the continued participation by the Office for Aging in the Title 111-F Disease Prevention and Health Promotion Program Grant for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$12,692, 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 Title 111-F Disease Prevention and Health Promotion Program Grant for the period January 1, 1994 through December 31, 1994 in the total amount of \$16,278, 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 \$16,278 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 575 of 1993, 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. 522

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING REVISION OF BROOME COUNTY OFFICE FOR AGING IIIB TRANSPORTATION PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 570 of 1993, authorized the continued participation by the Office for Aging in the IIIB Transportation Program for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$86,011, 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 IIIB Transportation for the period January 1, 1994 through December 31, 1994 in the total amount of \$92,820, 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 \$92,820 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 570 of 1993, 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. 523

by Health & Human Services, Personnel and Finance Committees
Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING SERVICES FOR OLDER PERSONS (SOP) PROJECT GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 565 of 1993, authorized the continued participation by the Office for Aging in the Services for Older Persons (SOP) Project Grant Program for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$60,633, and

WHEREAS, it is necessary at this time to revise said program to reflect changes in grant appropriations as indicated on the attached revised budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a

revision of the Services for Older Persons (SOP) Project Grant for the period January 1, 1994 through December 31, 1994 in the total amount of \$60,633, 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 \$60,633 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 565 of 1993, 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. 524

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING INTEGRATED SOCIAL DAY CARE FOR THE ELDERLY GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 586 of 1993, authorized the continued participation by the Office for Aging in the Integrated Social Day Care for the Elderly Grant Program for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$32,050, 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 Integrated Social Day Care for the Elderly Grant for the period January 1, 1994 through December 31, 1994 in the total amount of \$34,502, 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 \$34,502 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 586 of 1993, 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. 525

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

Seconded by Mr. Malley & Mr. Burger

**RESOLUTION AUTHORIZING REVISION OF BROOME
COUNTY OFFICE OF AGING IIIB INFORMATION AND
REFERRAL PROGRAM AND ADOPTING A REVISED
PROGRAM BUDGET IN CONNECTION THEREWITH FOR
1994.**

WHEREAS, this County Legislature, by Resolution 569 of 1993, authorized the continued participation by the Office for Aging in the IIIB Information and Referral Program for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$238,684, 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 IIIB Information and Referral Program for the period January 1, 1994 through December 31, 1994 in the total amount of \$266,683, 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 \$266,683 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 569 of 1993, 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. 526

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

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING IIC2 NUTRITION PROGRAM FOR THE HOMEBOUND AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 573 of 1993, authorized the continued participation by the Office for Aging in the IIC2 Nutrition Program for the Homebound for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$381,005, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Office for Aging IIC2 Nutrition Program for the Homebound for the period January 1, 1994 through December 31, 1994 in the total amount of \$369,017, 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 \$369,017 for the period January 1,

1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 573 of 1993, 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. 527

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING REVISION OF OFFICE FOR AGING IIIICI CONGREGATE NUTRITION PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 572 of 1994, authorized the continued participation by the Office for Aging in the IIIICI Congregate Nutrition Program for the calendar year 1994 and adopted a program budget in connection therewith in the total amount of \$631,686, 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 for Aging IIIICI Congregate Nutrition Program for the period January 1, 1994 through December 31, 1994 in the total amount of \$651,700, 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 \$651,700 for the period January 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that Resolution 572 of 1993, 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. 528

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

**RESOLUTION AUTHORIZING ACCEPTANCE OF
CONGREGATE SERVICES INITIATIVE (CSI) PROGRAM
GRANT FOR OFFICE FOR AGING AND ADOPTING A**

PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.

WHEREAS, the Office for Aging requests authorization to accept a Congregate Services Initiative (CSI) Program Grant in the amount of \$3,922.00 for the period October 1, 1994 through March 31, 1995, and

WHEREAS, said grant program provides for the description of the newly authorized Congregate Services Initiative (CSI), transmittal of application materials and an allocation schedule for CSI as well as providing instructions for completion of applications, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$ 3,922.00 from New York State Office for Aging for the period October 1, 1994 through March 31, 1995, 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 \$ 3,922.00 for the period October 1, 1994 through March 31, 1995, 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. 529

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

**RESOLUTION AUTHORIZING RENEWAL OF
BINGHAMTON UNIVERSITY MASTERS DEGREE
PROGRAM GRANT FOR 1994 TO 1995**

WHEREAS, this County Legislature, by Resolution 628 of 1993, authorized and approved the Masters Degree/Binghamton University Program Grant for the Department of Social Services in the amount of \$38,032 for the period August 23, 1993 through August 22, 1994, and

WHEREAS, said grant program provides for selected Department of Social Services employees to enroll on a part-time basis in the Master of Arts in Public Policy Analysis and Administration (MAPPA) Program at Binghamton University, and

WHEREAS, said program is funded by State grant funds at no cost to Broome County, and

WHEREAS, it is desired to renew said grant program for the period August 23, 1994 through August 22, 1995 in the amount of \$42,989, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$42,989 from New York State Department of Social Services for the Masters Degree Program at Binghamton University for Department of Social Services employees for the period August 23, 1994 through August 22, 1995, 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 \$42,989 for the period August 23, 1994 through August 22, 1995, 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. 530

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A PETTY CASH FUND FOR THE FAMILIES FIRST PROGRAM IN THE DEPARTMENT OF MENTAL HEALTH.

WHEREAS, the Department of Mental Health requests that this County Legislature establish a petty cash fund for the Families First Program to facilitate the administration of such program, and

WHEREAS, the Commissioner of Finance has determined that such petty cash fund is warranted, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes the establishment of a petty cash fund in the amount of \$100.00 for the Families First Program in the Department of Mental Health, and further authorizes the Commissioner of Finance to transfer \$100.00 to said fund, and be it

FURTHER RESOLVED, that the administration of said funds shall be in accordance with those rules and procedures governing the use of petty cash funds created by the County Comptroller including, but not limited to, the requirement that at all times the petty cash

allowance be fully accounted for in the form of cash on hand, receipts and records.

Carried.

RESOLUTION NO. 531

by Public Safety and Emergency Services Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION CONFIRMING THE APPOINTMENT OF JOHN A. BAGG, SR. TO MEMBERSHIP ON THE BROOME COUNTY TRAFFIC SAFETY BOARD

WHEREAS, Arthur J. Shafer, Chair of the Broome County Legislature, pursuant to the powers vested in him by Local Law No. 4 of 1967, and amended by Local Law No. 1 of 1970, has duly designated and appointed, pending confirmation by this Legislature, the following named individual to membership on the Broome County Traffic Safety Board for the term indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
JOHN A. BAGG, SR. 631 Old Route 17 Windsor, NY 13865	12/31/1995 (Replacing Stanley Salisbury)

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Local Law No. 4 of 1967, and amended by Local Law No. 1 of 1970, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Local Law No. 4 of 1967, and amended by Local Law No. 1 of 1970, does hereby confirm the appointment of the above-named individual to membership on the Broome County Traffic Safety Board in accordance with their appointment by the County Legislative Chair, Arthur J. Shafer.

Carried.

RESOLUTION NO. 532

by County Administration, Economic Development, Planning and Finances Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AGREEMENT WITH COURT AND HENRY STREET DEVELOPMENT, INC., FOR OFFICE SPACE TO BE USED AS THE DEPARTMENT OF MOTOR VEHICLES FOR THE COUNTY CLERK'S OFFICE.

WHEREAS, the County Clerk requests authorization for an agreement to lease 2,650 square feet of office space from Court and Henry Street Development, Inc. to be used for a Motor Vehicles Office, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Court and Henry Street Development, Inc., 49 Court Street, Binghamton, NY 13901, for the lease of 2,650 square feet of office space for the Broome County Clerk's Office Department of Motor Vehicles for the period January 1, 1995 through December 31, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$34,450.00 per year, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 300053.4422.102780 (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. 533

by Health & Human Services and Finance Committee Seconded by Mr. Malley & Mr. Burger

**RESOLUTION AUTHORIZING AN AGREEMENT WITH
SUSQUEHANNA NURSING HOME FOR PHYSICAL
THERAPY SERVICES FOR THE BROOME COUNTY
HEALTH DEPARTMENT HOME HEALTH SERVICES
DIVISION PATIENTS FOR 1995.**

WHEREAS, the Broome County Health Department Home Health Services Division requests authorization for an agreement with Susquehanna Nursing Home for physical therapy services for calendar year 1995 at a cost not to exceed \$55.00 per visit, and

WHEREAS, said services are necessary to provide physical therapy services to patients of the Broome County Health Department Home Health Services Division, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement for physical therapy services with Susquehanna Nursing Home, 280 Riverside Drive, Johnson City, New York, 13790, for calendar year 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Susquehanna Nursing Home \$55.00 per visit, total amount not to exceed the budgetary limits for calendar year 1995, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480061.4706.101045 (Rehabilitation and Therapy Services) and 480004.4706.101045 (Rehabilitation and Therapy Services), and be it

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

Carried.

RESOLUTION NO. 534

by Health & Human Services and Finance Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH PROFESSIONAL HOME CARE, INCORPORATED FOR HI-TECH I.V. NURSING SERVICES FOR HEALTH DEPARTMENT HOME HEALTH SERVICES DIVISION PATIENTS FOR CALENDAR YEAR 1994.

WHEREAS, this County Legislature, by Resolution 93-643, authorized an agreement with Professional Home Care Incorporated for Hi-Tech I.V. Nursing Services for the Health Department Home Health Services Division patients for calendar year 1994, at a cost of \$50.00 per visit, total amount not to exceed \$5,500.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement for calendar year 1994 to increase the total contract amount due to increased need for services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Professional Home Care Incorporated, 116 Vestal Parkway East, Vestal, New York, 13850 for Hi-Tech I.V. Nursing Services for the Health Department Home Health Service Division patients for calendar year 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay Professional Home Care Incorporated an amount not to exceed \$8,500.00 for calendar year 1994, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480061.4711.101043 (Nursing Services), and be it

FURTHER RESOLVED, that Resolution 93-643, 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. 535

by Health & Human Services and Finance Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING THE REVISION OF THE HEALTH DEPARTMENT MODEL EARLY INTERVENTION PROJECT (MEIP) GRANT PROGRAM AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1996.

WHEREAS, this County Legislature, by Resolution 94-342, authorized the Health Department Model Early Intervention Project (MEIP) Program Grant for the period September 1, 1994 through August 31, 1996 and adopted a program budget in connection therewith in the total amount of \$59,034, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Department Model Early Intervention Project (MEIP) Program Grant in the amount of \$59,226 for the period October 1, 1994 through September 31, 1996, 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 \$59,226.00 for the period October 1, 1994 through September 31, 1996, and be it

FURTHER RESOLVED, that Resolution 94-332, 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. 536

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH PROVIDERS FOR THE HEALTH DEPARTMENT DIVISION OF CHILD DEVELOPMENT; EARLY INTERVENTION EDUCATION OF HANDICAPPED CHILDREN AND PHYSICALLY HANDICAPPED CHILDREN'S PROGRAMS FOR CALENDAR YEARS 1995 AND 1996.

WHEREAS, this County Legislature, by previous Resolutions, authorized agreements with various providers for services under the Division of Child Development Program; Early Intervention, Education of Handicapped Children and Physically Handicapped Children's Program at prevailing state mandated rates, and

WHEREAS, said agreements expire by their terms at the end of calendar year 1994, and it is desired at this time to renew said agreement for calendar years 1995 and 1996 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the providers as listed as the attached Exhibit "A" for services under the Division of Child Development;

Early Intervention, Education for Handicapped Children and Physically Handicapped Children's Programs for calendar years 1995 and 1996, and be it

FURTHER RESOLVED, that in consideration of services provided, the County shall pay the Providers prevailing state mandated rates, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 480293.(various).101000, 480202.(various).101000 and 480285.(various).101000, 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. 537

by Health & Human Services and Finance Committees Seconded by Mr. Kavulich

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH VARIOUS AGENCIES FOR HOME HEALTH AIDES, PERSONAL CARE AIDES, AND HOMEMAKER SERVICES FOR HEALTH DEPARTMENT HOME HEALTH SERVICES DIVISION PATIENTS FOR 1995.

WHEREAS, this County Legislature, by Resolution 642 of 1993, authorized agreements with various agencies for home health aides, personal care aides, and homemaker services for the Health Department Home Health Services Division patients for calendar year 1994 at varying costs total cost not to exceed \$706,687.00 for calendar year 1994, and

WHEREAS, said agreements expire by their terms on December 31, 1994, and it is desired at this time to renew said agreement on substantially similar terms and conditions, as indicated on the attached Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with various vendors for home health aides, personal care aides, and homemaker services for the Health Department Home Health Services Division patients for calendar year 1995, as more particularly set out on the attached exhibit "A" and be it

FURTHER RESOLVED, that in consideration of services provided, the County shall pay the Contractors the amount as outlined on the annexed exhibit "A", total cost for all agreements is not to exceed \$756,235.00 for calendar year 1995, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480061.4710.101050 (home health aid services) 480004.4710.101050 (home health aide services), 480004.4705.101200 (personal care aide services) and 480004.4715.101201 (other health and medical services), and be it

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

RESOLUTION NO. 538

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENTS WITH VARIOUS VENDORS FOR SERVICES FOR BROOME COUNTY HEALTH DEPARTMENT HOME HEALTH SERVICES DIVISION FOR 1995.

WHEREAS, this County Legislature, by Resolution 643 of 1993, authorized agreements with various vendors for services for Broome County Health Department Home Health Services Division for calendar year 1994, and

WHEREAS, said agreements expire by their terms on December 31, 1994, and it is desired at this time to renew said agreements as

indicated on the attached Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the vendors as listed on the attached Exhibit "A" for calendar year 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractors as indicated and from the budget lines as indicated on the attached Exhibit "A", 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. 539

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FLORANTE I. TINIO, M.D. FOR MEDICAL DIRECTOR SERVICES FOR DRUG AWARENESS CENTER FOR 1995.

WHEREAS, this County Legislature, by Resolution 524 of 1993, authorized an agreement with Florante I. Tinio, M.D. for medical evaluation of Drug Awareness Center clients at a cost of \$15,600, and

WHEREAS, said services are necessary to provide medical evaluation of clients, participation and treatment planning, utilization review and quality assurance, and

WHEREAS, said agreement expires by its terms on December 31, 1994, and it is desired at this time to renew said agreement for calendar year 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Florante I. Tinio, M.D. 240 Sheedy Road, Vestal, New York 13850 for medical evaluation of Drug

Awareness Center clients for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor Florante I. Tinio, M.D., \$55.53 per hour, total cost not to exceed \$15,600 for the term of this agreement, and be it

FURTHER RESOLVED, said contract shall include the additional requirements that 1) Dr. Tinio shall serve as medical director for the Drug Awareness Center, 2) Dr. Tinio shall agree to abide by state and federal confidentiality regulations pursuant to §42CFR, and 3) Dr. Tinio shall provide one hour per week for every 25 clients for a maximum of 6 hours per week, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470021.4712.101000 (Physician 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. 540

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH WATER STREET ASSOCIATES FOR THE DRUG AWARENESS CENTER (YESCAP) PROGRAM FOR OFFICE SPACE LEASE FOR 1995.

WHEREAS, this County Legislature, by Resolution 169 of 1994, authorized an agreement with Water Street Associates for rental space for the offices of the Drug Awareness Center Services Community

Action Project (YESCAP) for the period of April 1, 1994 through December 31, 1994 at a cost of \$375.00 per month, utilities included, 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 expires by its terms on December 31, 1994, and it is desired at this time to renew said agreement for the period January 1, 1995 through March 31, 1995 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, 4th Floor, Binghamton, New York 13901 for rental of office space for the YESCAP Program consisting of 500 square feet for the period January 1, 1995 through March 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor Water Street Associates, \$375.00/month, utilities included for a total cost not to exceed \$1,125.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470062.4422.102807 (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. 541

by Public Safety and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AGREEMENT WITH THE COUNTY OF MONROE, FOR JAIL SECURITY SERVICES PURSUANT TO CORRECTIONS LAW §508 FOR THE BROOME COUNTY SHERIFF FOR 1995 AND 1996.

WHEREAS, the Broome County Sheriff requests authorization for an agreement with the County of Monroe for jail security services pursuant to Corrections Law §508 for calendar year 1995 and 1996, at a cost of \$110.00 per inmate, per day, in accordance with the terms and conditions contained in the proposed contract annexed hereto as Exhibit A, and

WHEREAS, said services are necessary to comply with Corrections Law §508, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the County of Monroe, for jail security services pursuant to Corrections Law §508, for the period January 1, 1995 to December 31, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$110.00 per inmate, per day for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4435.101000 (Inmate Expense-Other Facility), 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. 542

by County Administration, Economic Development & Planning, Public Safety and Emergency Services Committees

Seconded by Mr. Pasquale

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 19, 1994, ENTITLED: "A LOCAL LAW CHANGING THE NAME OF THE BROOME COUNTY AMBULANCE ADVISORY BOARD TO THE BROOME COUNTY EMERGENCY MEDICAL SERVICES ADVISORY BOARD, PROVIDING FOR NOMINATION OF MEMBERS AND ALTERNATE MEMBERS BY MEMBER AGENCIES, AND AMENDING THE POWERS AND DUTIES OF SAID BOARD."

RESOLVED, that Local Law Intro. No. 19, 1994, entitled: "A Local Law changing the name of the Broome County Ambulance Advisory Board to the Broome County Emergency Medical Services Advisory Board, providing for nomination of members and alternate members by member agencies, and amending the powers and duties of said Board" 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. 19, 1994

ENTITLED "A LOCAL LAW CHANGING THE NAME OF THE BROOME COUNTY AMBULANCE ADVISORY BOARD TO THE BROOME COUNTY EMERGENCY MEDICAL SERVICES ADVISORY BOARD, PROVIDING FOR NOMINATION OF MEMBERS AND ALTERNATE MEMBERS BY MEMBER AGENCIES, AND AMENDING THE POWERS AND DUTIES OF SAID BOARD."

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

SECTION 1. Section C2410 of the Broome County Charter is hereby

amended to read as follows:

§ C2410. [Ambulance] Emergency Medical Services Advisory Board.

There shall be and there hereby is created a Broome County [Ambulance] Emergency Medical Services Advisory Board, which Advisory Board shall consist of [twenty-eight (28) members, all of whom shall be] the County Executive and his or her designee, the Chair of the Public Safety and Emergency Services Committee of the Broome County Legislature or his or her designee and one member from each member agency appointed by the County Executive, subject to confirmation by a majority of the County Legislature. [The Advisory Board shall consist of one (1) member from each of the following ambulance units: Binghamton Fire Department EMS, Broome Security Division Med Team, Broome Volunteer Emergency Squad, Castle Creek Fire Company Med Team, Chenango Fire Company Ambulance Squad, Chenango Fire Company Med Team, Chenango Forks Fire Department Med Team, Colesville Volunteer Ambulance Service, Deposit Emergency Squad, East Maine Fire Department First Response Team, Edwin A. Link Field CFR First Response, Harpur's Ferry Student Volunteer Ambulance Service, Lisle Med Team, Maine Fire Department Emergency Squad, Port Crane Fire Department Team, Port Dickinson Fire Department Med Team, Sanitaria Springs Fire Department First Response, Shangri-La Ambulance Services, Inc., Superior Ambulance Service, Inc., Triangle Fire Department First Response Team, Union Volunteer Emergency Squad, Vestal Volunteer Emergency Squad, West Colesville Fire Department Med Team, West Windsor Fire Company Ambulance Squad, Whitney Point Fire Department Emergency Squad, and Windsor Fire Department Emergency Squad, the County Executive or his designee, and the Chairman of the Public Safety and Justice Committee of the Broome County Legislature or his designee]. Member agencies shall be volunteer emergency squads, private and municipal ambulance services, fire department emergency squads, first responder

units, and any other agencies that render pre-hospital emergency care, possess a New York State Department of Health EMS provider number and are authorized by same to provide said care in Broome County.

Each [of the aforesaid squads] member agency shall [annually] every two years recommend an individual from its [squad] agency to the County Executive for appointment to the Advisory Board. Each member agency may also recommend an individual from its agency to the County Executive for appointment as an alternate member of the Advisory Board subject to confirmation by the County Legislature. Alternate members may attend and participate in meetings of the Advisory Board but shall not be entitled to vote except in the absence of the member from that agency. The term of office of members and alternate members shall be two years.

Members of the [Ambulance] Emergency Medical Services Advisory Board, except for the [Chairman] Chair of the Public Safety and [Justice] Emergency Services Committee of said County Legislature, shall serve at the pleasure of the County Executive.

The members of the Broome County [Ambulance] Emergency Medical Services Advisory Board shall be county officers and shall serve without compensation, but may, within the limitation of any funds provided for such purpose by the County Legislature, receive reimbursement of the approved reasonable value of expenses incurred in the performance of their appointed duties as members of said [Ambulance] Advisory Board.

The Advisory Board shall elect [annually,] from among its members

a [Chairman, Vice Chairman] Chair, Vice Chair and Secretary. The Advisory Board may adopt by-laws which shall not be inconsistent with the Broome County Charter or Administrative Code, any law or regulation, or any resolution or the County Legislature.

The Broome County [Ambulance] Emergency Medical Services Advisory Board, subject to any limitations contained herein or elsewhere in the Broome County Charter and the Administrative Code, or otherwise established by this County Legislature, shall have the following powers and duties:

- (A) To develop and maintain a liaison to encourage cooperation and communication in the operation of [ambulance service and/or] emergency medical [service by the ambulance] services in Broome County.
- (B) To cooperate with the New York State Department of Health and other authorized state agencies in effectuating the purposes for which said agencies were established in relation to such [ambulance service and] emergency medical [service] services programs.
- (C) To act as an advisory body to the Broome County Executive, the Broome County Legislature, [and] the [Ambulance Training] Emergency Medical Services Coordinator, and the Director of Emergency Services, if any, of Broome County in connection with county participation in connection with training, mutual assistance and cooperation in the operation of such services and in connection with any county establishment and maintenance of a County [Ambulance] Emergency Medical Service Training School and mutual assistance and communication programs connected with [ambulance] emergency medical services available in Broome County.

- (D) To recommend and coordinate any [ambulance service] emergency medical services training program on the local level as may be requested by the several local [ambulance] emergency medical services and as, from time to time, approved and authorized by the Broome County Legislature.
- (E) To perform such other duties as the County Executive or the County Legislature may, from time to time, request or prescribe in relation to [ambulance services and/or] emergency medical [service] services in cases of emergency or disaster in cases where [ambulance services and/or] emergency medical services may be used or required.
- (F) To consider problems or suggestions that may be presented by any group or individual relative to [ambulance services and/or] emergency medical services or in connection with problems of mutual cooperation and assistance between the several such services available in Broome County.

SECTION 2. This Local Law shall take effect upon its filing with the Secretary of State.

Material underlined is added.

Material in [brackets] is deleted.

Carried.

RESOLUTION NO. 543

by Transportation and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT

**WITH THE UNITED STATES DEPARTMENT OF COMMERCE
FOR OFFICE SPACE AT BINGHAMTON REGIONAL
AIRPORT FOR THE NATIONAL WEATHER SERVICE FOR
1994 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 470 of 1993, authorized an agreement with the United States Department of Commerce for office space at the Binghamton Regional Airport for the National Weather Service for the period October 1, 1993 through September 30, 1994 with revenue to Broome County in the amount of \$29,242.92, and

WHEREAS, it is desired at this time to renew said agreement for the period October 1, 1994 through September 30, 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the United States Department of Commerce, Eastern Adm. Support Center, 200 World Trade Center, Norfolk, Virginia, 23510-1624, for office space at the Binghamton Regional Airport for the National Weather Service for the period October 1, 1994 through September 30, 1995, and be it

FURTHER RESOLVED, that in consideration of said office space lease, Broome County will receive \$29,242.92 in revenue, and be it

FURTHER RESOLVED, that the revenues heretofore authorized shall be credited to budget line 210070.0108.207000 (Space Rental-Other), and be it

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

Carried.

RESOLUTION NO. 544

REGULAR SESSION OF NOVEMBER 22, 1994

by Health and Human Services, Personnel and Finance Committees
Seconded by Mr. Brown

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH JEFFREY GREENBLOTT, FOR INTERIM ADMINISTRATOR SERVICES FOR WILLOW POINT NURSING FACILITY AND AUTHORIZING A BUDGET TRANSFER IN CONNECTION THEREWITH.

WHEREAS, this County Legislature, by Resolution 506 of 1994, authorized an agreement with Jeffrey Greenblott to serve as interim administrator for the Willow Point Nursing Facility until December 31, 1994, and

WHEREAS, the New York State Department of Health has directed that the interim administrator provide consultation services at Willow Point Nursing Facility for an additional 12 hours per week; and

WHEREAS, it is necessary to authorize the amendment of said agreement with Jeffrey Greenblott to provide for on site consultation services for a total of 24 hours per week, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Jeffrey Greenblott as interim administrator at Willow Point Nursing Facility for a period of 24 hours per week, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$100.00 per hour for 24 hours per week for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160028.4747.204000 (Other Professional Services), and be it

FURTHER RESOLVED, that in accordance with a request from Willow Point Nursing Facility, in order to provide funds for an interim administrator, as requested by BT#7823, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	160085	1000	204000	Salaries-FT	\$
	700.00				
	160010	1000	204000	Salaries-FT	
	\$9,000.00				
	160028	1500	204000	Salaries-PT	
	\$3,000.00				
TO:	160028	4747	204000	Other Prof.	
				Services	\$12,700.00

FURTHER RESOLVED, that Resolution 506 of 1994, to the extent consistent herewith, shall remain in full force and effect, and be it

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

Carried.

Ayes-13 Brown, Harbachuk, Harris, Howard, Hudak, Kavulich, Malley,
Mather, Pasquale, Schofield, Taylor, Wagstaff & Whalen
Nays-5 Augostini, Burger, Coffey, Lindsey & Wike
Absent-1 Shafer

RESOLUTION NO. 545

by Public Works, Public Safety, Emergency Services and Finance

Committees

Seconded by Mrs. Taylor

RESOLUTION AUTHORIZING AN AMENDMENT OF AGREEMENT WITH O'BRIEN-KREITZBERG & ASSOCIATES, INC. FOR CONSTRUCTION MANAGER SERVICES FOR THE PUBLIC SAFETY FACILITY.

WHEREAS, this County Legislature, by Resolution 197 of 1991, authorized an agreement with O'Brien-Kreitzberg & Associates, Inc., for Construction Manager Services at the Public Safety Facility, at a cost of \$1,420,000.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the fee and extend the contract term, and

WHEREAS, the Commissioner of Public Works has requested authorization for said amendment, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with O'Brien-Kreitzberg & Associates Inc., to increase the fee by \$439,412.00 and to extend the contract term to December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$1,859,412.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035121.4746.501234 (Engineering and Architectural Services), and be it

FURTHER RESOLVED, that Resolution 197 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.

Ayes-12 Augustini, Burger, Harbachuk, Harris, Howard, Hudak, Lindsey, Malley, Pasquale, Schofield, Taylor & Whalen

Nays-6 Brown, Coffey, Kavulich, Mather, Wagstaff & Wike
Absent-1 Shafer

RESOLUTION NO. 546

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF THE HEALTH DEPARTMENT IMMUNIZATION INITIATIVE PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 237 of 1994, authorized the acceptance of an Immunization Initiative Program Grant for the health department from the New York State Department of Health through the Cortland County Health Department in the amount of \$7,140 for the period January 1, 1993 through December 31, 1993, and

WHEREAS, said grant program provides for stimulation of public understanding the need for immunizations for infants and toddlers and to offer additional clinics for said immunizations, and it is desired to renew said grant for 1994, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,500 from New York State Department of Health through the Cortland County Health Department for the Health Department Immunization Initiative Program Grant for calendar year 1994, 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 \$13,500 for calendar year 1994, 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. 547

by Environment and Finance Committees

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH R.J. MARTIN CONSULTING ENGINEERS FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT.

WHEREAS, this County Legislature, by Resolution 239 of 1994, authorized an agreement with R.J. Consulting Engineers for Professional Engineering Services required to design a new maintenance facility at the Nanticoke Landfill, at a cost of \$19,700.00, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the contract term with no increase cost, and

WHEREAS, the Director of Solid Waste Management has requested authorization for said amendments, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with R.J. Martin Consulting Engineers, 45 Washington St., Binghamton, New York 13902-2084 to extend the contract term to June 30, 1995 with no increase in cost, and be it

FURTHER RESOLVED, that Resolution 239 of 1994, 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. 548

by Environment and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AN AGREEMENT WITH DELTA ENGINEERS P.C. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DIVISION OF SOLID WASTE MANAGEMENT.

WHEREAS, the Division of Solid Waste Management has requested authorization to enter into a professional services agreement associated with renovating the existing maintenance building at the Nanticoke Landfill into a permanent household hazardous waste collection facility, and

WHEREAS, the Director of Solid Waste Management has requested authorization to enter into said agreement with Delta Engineers, P.C., 164 Court Street, Binghamton, New York 13901, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Delta Engineers, P.C., 164 Court Street, Binghamton, New York 13901 for professional engineering services associated with renovating the existing maintenance building at the Nanticoke Landfill into a permanent household hazardous waste collection facility, said contract to be completed within 180 days of the notice to proceed, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$27,500.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized

shall be made from budget line 235036.4545.501283 (Contracted Services), and be it

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

Carried.

RESOLUTION NO. 549

by Environment Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO ENVIRONMENTAL REVIEW FOR THE CONSTRUCTION AND OPERATION OF A PERMANENT HAZARDOUS WASTE COLLECTION FACILITY AND RENDERING A "POSITIVE DECLARATION" WITH RESPECT THERETO.

WHEREAS, it is necessary to undertake the construction and operation of a permanent hazardous waste collection facility, and

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

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

WHEREAS, the construction and operation of a permanent hazardous waste collection facility may have an impact on the

environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek "lead agency" status with respect to the environmental review of the proposed construction and operation of a hazardous waste collection facility, and be it

FURTHER RESOLVED, that this County Legislature based on the environmental assessment form annexed hereto as "Exhibit A" hereby determines and declares that the construction and operation of a hazardous waste collection facility will have a significant effect on the environment, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the "positive declaration" annexed hereto as "Exhibit A", and be it

FURTHER RESOLVED, that the Division of Solid Waste Management is hereby directed to take all steps necessary to initiate a "coordinated review" of this project in accordance with the State Environmental Quality Review Act.

Carried.

RESOLUTION NO. 550

by Health & Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING APPLICATION FOR STATE AID AND EXECUTION OF CONTRACTS FOR THE 1995 YOUTH BUREAU SPECIAL DELINQUENCY PREVENTION PROGRAMS (SDPP).

WHEREAS, this County Legislature, by Resolution 563 of 1994, authorized Youth Bureau State Aid Applications and established appropriations for 1994 Youth Bureau Special Delinquency Prevention Program, and

WHEREAS, said programs expire by their terms as of December 31, 1994 and it is desired at this time to renew said programs for 1995, now, therefore, be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to sign any and all necessary applications for the New York State Division of Youth State Aid in connection with the County's Youth Services and Recreation Programs and the operation of the Broome County Youth Bureau for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that the County executive or his duly authorized representative is hereby authorized to sign any such agreements, documents, papers or contracts, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution and in the 1995 Budget, and be it

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

FURTHER RESOLVED, that the Youth Bureau Administration is authorized to apply for reimbursement up to \$10,000, and be it

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

Carried.

RESOLUTION NO. 551

by Finance, Health & Human Services, Public Safety and Emergency Services, County Administration, Economic Development & Planning, and Personnel Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE DEPARTMENTS OF HEALTH, MENTAL HEALTH AND SHERIFF

RESOLVED, that in accordance with a request from the Department of Mental Health, in order to provide funds for the purchase of computer hardware and software for the Day Treatment Unit, specifically for case management activities, as requested by BT# 7399, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:	470112	1000	102801	Salaries, Full-Time	\$2,000
	470112	8010	102801	State Retirement	950
	470112	8030	102801	Social Security	150
	470112	8040	102801	Workers Compensation	160
	470112	8060	102801	Health Insurance	1,680
	470112	8063	102801	Disability Insurance	20
TO :	470112	2850	102801	Computer Equipment	\$3,000
	470112	4359	102801	Computer Software Supplies	1,600
	470112	4319	102801	Office Supplies	60
	470112	2120	102801	Office Furniture	300

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Mental Health, in order to provide funds for purchasing a vehicle for the transportation needs of the Intensive Case Management Program and to provide for ongoing expenses of transportation in this program, as requested by BT# 7400, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 470096	1000	102838	Salaries, Full-Time	\$13,500
TO : 470096	2021	102838	Automobiles	\$13,500

and be it

FURTHER RESOLVED, that in accordance with a request from the Health Department, in order to provide funds for physician services, and to reallocate funds so that temporary salaries can be charged back, as requested by BT#7616, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 480228	1000	101000	Salaries, Full-Time	\$5,950
	480228	1500	Salaries, Part-Time	2,250
TO : 480228	4610	101000	Personal Services	
			Chargeback	\$5,950
	480228	4712	Physician Services	2,250

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff, in order to provide funds for overtime pay as required by the Office of Court Administration, as requested by BT# 7459, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 450007	1600	101000	Temporary Salaries	\$9,349
TO : 450007	1700	101000	Salaries, Overtime	9,349

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff, in order to provide funds for overtime pay due to the large number of Corrections Officers on disability, as requested by BT# 7465, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 450023	1600	101000	Salaries, Temporary	\$ 10,000
450023	1900	101000	Shift Differential	10,000
450023	1000	101000	Salaries, Full-Time	125,000
TO : 450023	1700	101000	Salaries, Overtime	\$145,000

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff, in order to provide funds for disability expenditures, as requested by BT# 7467, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 450049	1000	101000	Salaries, Full-Time	\$19,600
TO : 450015	1902	101000	207C Disability	\$19,600

and be it

FURTHER RESOLVED, that in accordance with a request from the Sheriff, in order to provide funds for overtime pay, as requested by BT# 7466, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 450049	1920	101000	Salaries, Pre-Shift	\$16,296
TO : 450049	1700	101000	Salaries, Overtime	\$16,296

Mrs. Hudak requested separate votes on BT# 7399 & BT# 7400:
BT# 7399 **carried.** Ayes-17, Nays-1 (Hudak), Absent-1 (Shafer)
BT# 7400 **carried.** Ayes-16, Nays-2 (Hudak & Wagstaff), Absent-1 (Shafer)
The balance of the resolution **carried.**

RESOLUTION NO. 552

by Personnel and Health & Human Services Committees
Seconded by Mr. Malley & Mr. Burger

**RESOLUTION AUTHORIZING PERSONNEL CHANGE
REQUEST FOR THE DEPARTMENT OF MENTAL HEALTH.**

RESOLVED, that in accordance with a request from the Department of Mental Health, as contained in PDR# 94-1101C, this County Legislature hereby authorizes a request to establish salary for one (1) full time Staff Psychiatrist position at budget line A470013.1000, Grade N/A, recommended salary \$90,000, effective November 28, 1994.

Carried.

RESOLUTION NO. 553

by County Administration, Economic Development, Planning and Finance Committees
Seconded by Mr. Howard

**RESOLUTION AMENDING THE 1986 CAPITAL
IMPROVEMENT PROGRAM.**

WHEREAS, the Broome County Legislature, by Resolution 86-229, approved an agreement between the County, Broome County Industrial Development Agency, and the Town of Conklin, and

WHEREAS, the Department of Planning and Economic Development has requested an amendment to Capital Project Z-44 Broome Corporate Park Primary Access Road/Town of Conklin Land Acquisition, in order to fulfill the terms and conditions of the agreement

authorized by Resolution 86-229, now, therefore, be it

RESOLVED, that the 1986 Capital Improvement Program is hereby amended as follows:

FROM: Estimated Construction Cost:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
Z-44	BCP Primary Access				
	Road/Town of Conklin				
	Land Acquisition	\$1,500,000	\$0	\$0	\$1,500,000

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1986	30	\$1,425,000	\$75,000

TO: Estimated Construction Cost:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>
Z-44	BCP Primary Access				
	Road/Town of Conklin				
	Land Acquisition	\$1,505,240	\$0	\$0	\$1,505,240

How Financed:

<u>Year Start</u>	<u>YPU</u>	<u>Bond</u>	<u>Current Revenue</u>
1986	30	\$1,425,000	\$80,240

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Planning and Economic Development, in order to provide funds for the required amendment to Capital Project Z-44 BCP Primary Access Road/Town of Conklin Land Acquisition, as requested by BT# 7957, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM: 900084	4752	101000	Contingent Account	\$5,240
TO : 930021	9004	101000	Transfer to Capital	\$5,240

Carried.

RESOLUTION NO. 554

by Personnel and Finance Committees

Seconded by Mr. Malley

RESOLUTION AUTHORIZING AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS, INC., FOR DEVELOPMENT AND IMPLEMENTATION OF AN EMPLOYEE ASSISTANCE PROGRAM (EAP) FOR 1995 through 1997.

WHEREAS, the Manager of Risk and Insurance requests authorization for an agreement with United Health Services Hospitals, Inc., for development and implementation of an Employee Assistance Program (EAP) for calendar year 1995 through 1997 at a cost not to exceed \$21.00 per employee for 1995 and 1996 and \$21.00 plus the Consumer Price Index plus 2% per employee for 1997, and

WHEREAS, the Employee Assistance Program (EAP) is designed to prevent and alleviate employees' personal problems such as alcoholism, drug abuse, and marital and family difficulties, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services Hospitals, Inc., for development and implementation of an Employee Assistance Program (EAP), for the period January 1, 1995 through December 31, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$21.00 per employee for 1995 and 1996 and \$21.00 plus the Consumer Price Index plus 2% per employee for 1997, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4747.601000 (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.

Heldover by Mr. Schofield.

RESOLUTION NO. 555

by Finance Committee

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UNI-SERVICE RISK MANAGEMENT CORPORATION FOR THIRD PARTY ADMINISTRATION SERVICES FOR BROOME COUNTY'S WORKERS' COMPENSATION PLAN FOR 1995.

WHEREAS, this County Legislature, by Resolution 552 of 1993, authorized renewal of an agreement with Uni-Service Risk Management Corporation for comprehensive claims handling, cost containment efforts, appropriate reporting for members of the program, and actuarial and rehabilitation services to Broome County in connection with the County Workers' Compensation Program at a cost of \$104,650 for calendar year 1994, and

WHEREAS, said agreement expires by its terms on December 31, 1994, and it is desired at this time to renew said agreement on substantially similar terms and conditions with an increase in cost; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Uni-Service Risk Management Corporation, PO Box 530, Utica, New York 13503 for comprehensive claims handling, cost containment efforts, appropriate reporting for members of the program, and actuarial and rehabilitation services to Broome County in connection with the County Workers' Compensation Program for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$134,650.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050013.4743.602000 (Claims Administration), and be it

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

Carried.

RESOLUTION NO. 556

by Personnel and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH SIEBA, LTD. FOR A FLEX BENEFIT PLAN SERVICE AGREEMENT FOR BROOME COUNTY EMPLOYEES AND DEPENDENTS FOR 1995.

WHEREAS, this County Legislature, by Resolution 613 of 1993, authorized an agreement with SIEBA, Ltd. for a flex benefit plan service agreement for Broome County employees and dependents, at a cost of \$3.00 for 1994 through 1996, and

WHEREAS, it is necessary to authorize the amendment of said agreement to reduce the amount to \$2.75 per Broome County employee and dependent for calendar year 1995, and

WHEREAS, the Manager of Risk and Insurance has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with SIEBA, Ltd. for a flex benefit plan service agreement for Broome County employees and dependents for the

period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor \$2.75 per Broome County employee and dependent, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4743.601000 (Claims Administration), and be it

FURTHER RESOLVED, that Resolution 613 of 1993, 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. 557

by Finance and Personnel Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH SIEBA, LTD. FOR BROOME COUNTY EMPLOYEE MEDICAL PLAN FOR OFFICE OF RISK AND INSURANCE FOR 1995 THROUGH 1997.

WHEREAS, this County Legislature, by Resolution 451 of 1991, authorized an amendment of agreement with SIEBA, Ltd. for Broome County employee medical plan, for the calendar years 1988 through 1996, and

WHEREAS, it is necessary to authorize the amendment of said agreement to decrease the overall cost to Broome County for the period January 1, 1995 through December 31, 1996, and to extend the term of the agreement through calendar year 1997, and

WHEREAS, the Department of Risk and Insurance has requested authorization for said amendments as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the above-mentioned amendments to the agreement with Sieba, Ltd., 3206 Vestal Parkway East, Vestal, New York 13850, for the period January 1, 1995 through December 31, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a fixed fee per participant unit as follows:

January 1, 1995 through December 31, 1995
Per covered employee \$8.05/month

January 1, 1996 through December 31, 1996
Per covered employee \$8.05/month plus
 Consumer Price
 Index adjustment

January 1, 1997 through December 31, 1997
Per covered employee \$8.05/month plus
 Consumer Price
 Index adjustment

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050047.4743.601000 (Claims Administration), and be it

FURTHER RESOLVED, that Resolution 451 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.

RESOLUTION NO. 558

by Health & Human Services, County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING REVISION OF THE HEALTH DEPARTMENT IMMUNIZATION PROGRAM GRANT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.

WHEREAS, this County Legislature, by Resolution 189 of 1994, authorized the Health Department Immunization Program Grant for calendar year 1994 and adopted a program budget in connection therewith in the amount of \$13,500.00, and

WHEREAS, it is necessary at this time to revise said program budget, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the Health Department Immunization Program Grant for calendar year 1994 in the total amount of \$13,500.00, 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 \$13,500.00 for calendar year 1994, and be it

FURTHER RESOLVED, that Resolution 189 of 1994, 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. 559

by Public Safety & Emergency Services Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION ADOPTING THE 1995 SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM PLAN.

WHEREAS, this County Legislature by Resolution 522 of 1981 established the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program pursuant to New York State Vehicle and Traffic Law, and

WHEREAS, the coordinator of said program has prepared a comprehensive plan for submission to the New York State Commissioner of Motor Vehicles for the Broome County STOP-DWI Program for 1995, a copy of said plan has been filed with the clerk of this legislature, and

WHEREAS, the STOP-DWI advisory board has reviewed this plan, agrees and endorses the recommendations and strategies contained therein and requests this County Legislature to approve and adopt accordingly, now, therefore, be it

RESOLVED, this County Legislature hereby approves and adopts the 1995 comprehensive plan for the Special Traffic Options Program for Driving While Intoxicated (STOP-DWI) Program, a copy of which has been filed with the Clerk of this Legislature.

Carried.

RESOLUTION NO. 560

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH BROOME COUNTY COUNCIL ON ALCOHOLISM FOR THE SPECIAL TRAFFIC OPTIONS PROGRAM FOR DRIVING WHILE INTOXICATED (STOP-DWI) PROGRAM FOR 1995.

WHEREAS, this County Legislature, by Resolution 508 of 1993, authorized an agreement with the Broome County Council on Alcoholism for STOP-DWI Education Program Services for calendar year 1994 at a cost not to exceed \$25,000.00, and

WHEREAS, said agreement provides alcohol and highway traffic safety education for schools, private industry and the general public, and

WHEREAS, said agreement expires by its terms on December 31, 1994, and it is desired at this time to renew said agreement for calendar year 1995 on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with The Broome County Council on Alcoholism, 25 Main Street, Binghamton, New York, 13905 for Alcohol and Highway Traffic Safety Education services for schools, private industry and the general public for calendar year 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Broome County Council on Alcoholism an amount not to exceed \$25,000.00 for calendar year 1995, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 820001.4459.101051 (Reserve For Programs), 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. 561

by Health and Human Services, Finance and County Administration,
Economic Development and Planning Committees

Seconded by Mr. Malley & Mr. Burger

**RESOLUTION OPPOSING STATE MANDATED INCREASES
IN COUNTY FUNDING OF EARLY INTERVENTION
PROGRAMS.**

WHEREAS, the federal government by the enactment of Part H of the federal Individuals With Disabilities Education Act has made available funds for early intervention programs for infants and toddlers with disabilities ages birth through two for states who voluntarily enact legislation to undertake said programs; and

WHEREAS, New York State by the enactment of Chapter 428 of the Laws of 1992 and Chapter 231 of the Laws of 1993 incorporated into Article 25 of the Public Health Law has agreed to participate in said programs, the state's financial burden being borne 50 percent by the state and 50 percent by the counties and the City of New York; and

WHEREAS, under the provisions of said Law, the state is required to establish an Early Intervention Coordinating Council which, among other functions, shall advise and assist the Commissioner of Health regarding payment methodologies to reimburse the providers the cost of services rendered; and

WHEREAS, the Council is required to convene a Reimbursement Advisory Council which shall assist the Council regarding such payment methodologies, shall consist of no more than 16 members and shall include four representatives of the municipalities, which are defined as county or New York City officials; and

WHEREAS, the creation and funding of this council is the only opportunity for counties and the City of New York to have any meaningful input into the process of establishing payment methodologies and fees which the counties and City are responsible to the extent of 50 percent of said cost; and

WHEREAS, the Commissioner of Health shall, in conformity with

the payment methodologies established pursuant to this section, annually determine rates and classifications for the provider of said early intervention services taking into account various factors set forth in subsection 2555 of the Public Health Law; and

WHEREAS, the Commissioner is authorized to adopt regulations necessary to carry out the provisions of the statute; and

WHEREAS, neither the Coordinating Council nor the Reimbursement Advisory Panel has been formed; and

WHEREAS, the Commissioner in February of 1994 enacted emergency regulations which, among other items, provided rates and payment methodologies to be paid to the providers of said services; and

WHEREAS, on August 22, 1994, which is less than one year from the initiation of the original methodologies and rates improperly and in apparent violation of the procedures set forth in the enabling legislation including the creation of either the Early Intervention Coordinating Council and the Reimbursement Advisory Council, new regulations were issued which increased county costs for the program by as much as 30 percent and into which the counties and the City had absolutely no input nor opportunity to review either the data or the basis for said increases; now, therefore, be it

RESOLVED, that Broome County hereby voices its strong objection to the state's unilateral action in increasing the cost to the counties and the City of New York without any input from the counties as required by statute; and be it

FURTHER RESOLVED, that Broome County urges the New York State Association of Counties, on behalf of the counties of this state and the City of New York, to take such action as the Association deems necessary (including initiation of legal action) to challenge these inappropriate and irresponsible actions of the Commissioner of Health and other state officials; and be it

FURTHER RESOLVED, that copies of the resolution shall be forwarded to the Governor of the state, the Majority Leader of the Senate, the Speaker of the Assembly, the Commissioner of Health and

the Budget Director of the State of New York. **Carried.**

RESOLUTION NO. 562 by Health and Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION REQUESTING MILEAGE REIMBURSEMENT FOR MEALS ON WHEELS VOLUNTEERS.

WHEREAS, the Meals on Wheels delivery program has been contracted out with a private vendor since 1984, and

WHEREAS, volunteers have been utilized by the private vendor to provide meal delivery service to clients and have been reimbursed for mileage at a rate of \$2.55 for meal routes departing from Binghamton and \$.26 per mile for meal routes more than 10 miles long, and

WHEREAS, the vendor is going out of business and Broome County desires to temporarily maintain this service while it seeks a new vendor, and

WHEREAS, mileage reimbursement is paid from Title III C2 Home Delivered Meals Program, and

WHEREAS, it is now necessary for the Broome County Office for Aging to operate this meal delivery service directly and it is desirous to retain current volunteers commencing January 1, 1995, now, therefore, be it

RESOLVED, that the Broome County Office for Aging is authorized to continue reimbursement of volunteers who use their own vehicles to deliver meals at the rate of \$2.55 for meal routes departing from Binghamton and \$.26 per mile for meal routes more than 10 miles long, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760470.4461.102000 (Mileage and Parking-Local), 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. 563

by Health and Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE WEST PRESBYTERIAN CHURCH FOR LEASE OF SPACE FOR THE OFFICE FOR AGING'S HOME DELIVERED MEALS PROGRAM.

WHEREAS, the Broome County Office for the Aging has learned that its contract with the Volunteers of America for the Home Delivered Meals Program will cease on December 31, 1994, and

WHEREAS, the Volunteers of America will be unable to continue that operation beyond that point and time, and

WHEREAS, the Office for the Aging desires to operate a Home Delivered Meals Program on a temporary basis while it searches for a new vendor for this contracted service, and

WHEREAS, in order to temporarily operate this program commencing January 1, 1995 it is necessary to have a resolution passed so that leases can be prepared for signature, and

WHEREAS, lease space is needed for this program so that meals can be delivered to central points at which volunteers will pick up the meals and deliver them to residents of Broome County, and

WHEREAS, the West Presbyterian Church has agreed to provide use of the Carriage House for the Home Delivered Meals Program at a rate of \$350.00 per month, now, therefore, be it

FURTHER RESOLVED, that this Legislature hereby authorizes an agreement for the lease of space at the West Presbyterian Church in Binghamton, New York for the period January 1, 1995 through March 31, 1995 at a rate of \$350.00 per month with total payments not to

exceed \$1,050.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760470.4422.102000 (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. 564

by Health and Human Services and Finance Committees

Seconded by Mr. Malley & Mr. Burger

RESOLUTION AUTHORIZING AN AGREEMENT WITH CONKLIN FIRST PRESBYTERIAN CHURCH FOR LEASE OF SPACE FOR THE OFFICE FOR AGING'S HOME DELIVERED MEALS PROGRAM.

WHEREAS, the Broome County Office for the Aging has learned that its contract with the Volunteers of America for the Home Delivered Meals Program will cease on December 31, 1994, and

WHEREAS, the Volunteers of America will be unable to continue that operation beyond that point and time, and

WHEREAS, the Office for the Aging desires to operate a Home Delivered Meals Program on a temporary basis while it searches for a new vendor for this contracted service, and

WHEREAS, in order to temporarily operate this program commencing January 1, 1995 it is necessary to have a resolution passed so that leases can be prepared for signature, and

WHEREAS, lease space is needed for this program so that meals can be delivered to central points at which volunteers will pick up the meals and deliver them to residents of Broome County, and

WHEREAS, the Conklin First Presbyterian Church has agreed to

space for the Home Delivered Meals Program at a rate of \$25.00 per month, now, therefore, be it

FURTHER RESOLVED, that this Legislature hereby authorizes an agreement for the lease of space at the Conklin First Presbyterian Church in Conklin, New York for the period January 1, 1995 through March 31, 1995 at a rate of \$25.00 per month with total payments not to exceed \$75.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760470.4422.102000 (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. 565

by Finance Committee

Seconded by Mr. Malley

RESOLUTION LEVYING THE COST OF WORKERS' COMPENSATION FOR CALENDAR YEAR 1995.

WHEREAS, a budget for the operation of the Broome County Self-Insurance Plan for Workers' Compensation for the year 1995 in the amount of \$3,572,152 has been presented and approved by the County Legislature, and

WHEREAS, the County Legislature, by budgetary action, approved the inclusion of the City of Binghamton in said Self Insurance Plan, now, therefore, be it

RESOLVED, that the estimated amounts for costs of the Broome County Self Insurance Plan for Workers' Compensation for the calendar year 1995, as previously established, be apportioned to the county and

the towns and villages participating in the fund, and be included by the County Legislature in the next succeeding tax levy and paid to the Commissioner of Finance, and the Commissioner of Finance is hereby authorized to bill the Villages of Endicott, Johnson City, Lisle, Windsor, Whitney Point and Port Dickinson, and the City of Binghamton for the amounts apportioned to them, and when the same is collected, deposit said amounts to the Workers' Compensation account as follows:

<u>TOWNS</u>	<u>AMOUNT</u>
Barker	\$ 13,361
Binghamton	49,034
Chenango	93,102
Colesville	53,337
Conklin	33,435
Fenton	33,880
Kirkwood	46,569
Lisle	24,815
Maine	27,350
Nanticoke	8,108
Sanford	34,863
Triangle	13,246
Vestal	195,917
Windsor	38,114

<u>VILLAGES</u>	<u>AMOUNT</u>
Endicott	\$ 232,998
Johnson City	239,926
Lisle	8,578
Port Dickinson	11,828
Whitney Point	11,221
Windsor	6,591
City of Binghamton	717,544

Broome County 1,283,506

(Legislative Note - TOTAL: \$3,177,323)

Carried. Ayes-17, Nays-1 (Mather), Absent-1 (Shafer)

RESOLUTION NO. 566

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mrs. Coffey

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 21, 1994, ENTITLED: "A LOCAL LAW AMENDING CHAPTER 76 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE BROOME COUNTY WORKER'S COMPENSATION SELF INSURANCE PLAN."

RESOLVED, that Local Law Intro. No. 21, 1994, entitled: "A Local Law Amending Chapter 76 of the Broome County Charter and Code Regarding the Broome County Worker's Compensation Self Insurance Plan," 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. 21, 1994

A LOCAL LAW AMENDING CHAPTER 76 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE BROOME COUNTY WORKER'S COMPENSATION SELF INSURANCE PLAN."

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

REGULAR SESSION OF NOVEMBER 22, 1994

SECTION 1. Section 76-14 of Chapter 76 of the Broome County Charter and Code is amended to read as follows:

a) Apportionment of costs shall be determined by taking the total amount to be assessed and applying the following formula:

1/3 of the total revenue for the plan shall be generated based upon assessed valuation. Each participant's share shall be calculated by determining the participant's percentage of total assessed valuation within the plan and multiplying that percentage of assessed valuation by the total amount of revenue to be generated by assessed valuation. The County's percentage of total assessed valuation shall not include the assessed valuation contained within municipalities not participating in the self-insurance plan.

1/3 of total revenue for the plan shall be generated based on experience. Each participant's share shall be calculated by determining the participant's percentage of the average claims paid for the proceeding five years which average claims paid shall be known as the experience factor and multiplying that percentage by the total amount of revenue to be generated by experience. The increase in the experience factor used to determine the participant's share pursuant to this paragraph shall be limited to the greater of \$5,000 or 20% of the amount used for the experience factor for the prior year.

1/3 of the total revenue for the plan shall be generated based upon payroll. A participant's payroll shall be divided based on job classifications established by the Plan Administrator. Said classifications will be filed with the Clerk of the Legislature and shall become effective 90 days later unless rescinded or modified by the County Legislature. The total payroll for each classification shall be multiplied by the premium factor for these categories as set forth in the New York Workers' Compensation and Employer's

Liability Manual. In addition for those municipalities covering Volunteer Fireman and Volunteer Ambulance Companies an additional charge will be added to their contribution for volunteer fireman and voluntary ambulance companies which charge will be computed based on the premium factor for these categories as set forth in the New York Workers' Compensation and Employer's Liability Manual.

b.1)Notwithstanding the provisions of subparagraph (a), for calendar year 1995, the City of Binghamton is authorized to become a participant for a minimum charge of \$717,554, provided that the City of Binghamton file a certified copy of a resolution or ordinance electing to become a member of the plan by December 15, 1994. Should the Plan costs during 1995 exceed the appropriated funds for the Plan in 1995, the City of Binghamton shall reimburse the Plan for its proportionate share of said additional costs in 1996. Should the Plan costs during 1995 not exceed the appropriated funds for the Plan in 1995, the City of Binghamton shall apply its proportionate share of said fund balance to its future charges under the Plan.

2)Commencing on January 1, 1996, the City of Binghamton's apportionment of costs shall be calculated in accordance with subparagraph (a) above.

SECTION 2. That this Local Law shall take effect upon filing with the Secretary of State.

Matter underlined is added

Matter in [brackets] is deleted

Carried.

RESOLUTION NO. 567

by Finance Committee

Seconded by Mrs. Taylor

RESOLUTION AUTHORIZING AGREEMENT WITH

TRANSCOR AMERICA, INC. FOR TRANSPORT OF FUGITIVES FROM JUSTICE BACK TO BROOME COUNTY FOR THE OFFICE OF THE BROOME COUNTY DISTRICT ATTORNEY.

WHEREAS, the Broome County District Attorney's Office requests authorization for an agreement with Transcor America, Incorporated, for transport of fugitives from justice back to Broome County for the time period of December 16, 1994 to December 15, 1997, at a cost not to exceed \$60,000 for the entire contract period and \$20,000 annually, and

WHEREAS, said services are necessary to transport fugitives from justice back to Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement between the Broome County District Attorney and Transcor America, Inc., 1915 Charlotte Avenue, Suite 225, Nashville, Tennessee, 37203, for transport of fugitives from justice back to Broome County for the period of December 16, 1994 through December 15, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$60,000 for the term of this agreement and not to exceed \$20,000 during each year of the contract period, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 330001.4465.101000 (Non-employee travel, hotel and meals), and be it

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

Heldover by Mr. Lindsey.

RESOLUTION NO. 568

by County Administration, Economic Development & Planning,
Intergovernmental Relations and Finance Committees

Seconded by Ms. Harris

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 20, 1994,
ENTITLED: "A LOCAL LAW AUTHORIZING PAYMENT OF
ELIGIBLE DELINQUENT TAXES IN INSTALLMENTS,
EXTENDING THE REDEMPTION PERIOD FOR 1995 AND 1996
TAXES, AND ESTABLISHING A TITLE SEARCH FEE FOR
TAX FORECLOSURES."**

RESOLVED, that Local Law Intro. No. 20, 1994, entitled: "A
Local Law authorizing the payment of eligible delinquent taxes in
installments, extending the redemption period for 1995 and 1996 taxes
and establishing a Title Search Fee for Tax Foreclosures," 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. 20, 1994

" A LOCAL LAW AUTHORIZING THE PAYMENT OF
ELIGIBLE DELINQUENT TAXES IN INSTALLMENTS,
EXTENDING THE REDEMPTION PERIOD FOR 1995 AND
1996 TAXES, AND ESTABLISHING A TITLE SEARCH
FEE FOR TAX FORECLOSURES."

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

Section 1. Definitions:

- (a)"Eligible delinquent taxes" means the delinquent taxes,
including interest, penalties and charges, which have
accrued against a parcel as of the date on which an
installment agreement is executed.

REGULAR SESSION OF NOVEMBER 22, 1994

(b)"Eligible owner" means an owner of real property who is eligible to or has entered into an installment agreement.

(c)"Installment agreement" means a written agreement between an eligible owner and the enforcing officer providing for the payment of eligible delinquent taxes in installments pursuant to the provisions of Section 1184 of the Real Property Tax Law and this local law.

Section 2.The Broome County Director of Real Property Tax Services, the enforcing officer of Broome County, is authorized to enter into an installment agreement providing for the payment of eligible delinquent taxes in installments with property owners. Such installment payment of eligible delinquent taxes shall be made available to each eligible owner on a uniform basis pursuant to the provisions of the New York State Real Property Tax Law and this local law. Such installment payments of eligible delinquent taxes shall commence upon the signing of an agreement between the Broome County Real Property Tax Service and eligible owner. The agreement shall be kept on file in the office of the Broome County Real Property Tax Service and copies of each agreement shall be provided to the Commissioner of Finance and the Comptroller.

Section 3.The Term of the installment agreement shall be twenty-four months, the payment schedule shall be quarterly, the required initial down payment, shall be twenty-five percent of the eligible delinquent taxes and eligible properties shall include all properties within Broome County.

Section 4.A property owner shall not be eligible to enter into an

agreement pursuant to this section where:

- (a) there is a delinquent tax lien on the same property for which the application is made or on another property owned by such person and such delinquent tax lien is not eligible to be made part of the agreement pursuant to this section;
- (b) such person is the owner of another parcel within the tax district on which there is a delinquent tax lien, unless such delinquent tax lien is eligible to be and is made part of the agreement pursuant to this section; or
- (c) such person was the owner of property on which there existed a delinquent tax lien and which lien was foreclosed within three years of the date on which an application is made to execute an agreement pursuant to this section.

Section 5. A property owner shall be eligible to enter into an agreement pursuant to this section no earlier than the date of filing the petition of foreclosure by the enforcing officer pursuant to Real Property Tax Law Section 1123.

Section 6. The amount due under an installment agreement shall be the eligible delinquent taxes plus the interest that is to accrue on each installment payment up to and including the date on which each payment is to be made. The agreement shall provide that the amount due shall be paid, as nearly as possible, in equal amounts on each payment due date. Each installment payment shall be due on the last day of the month in which it is to be paid.

Section 7. Interest and penalties. Interest on the total amount of eligible

delinquent taxes, less the amount of the down payment made by the eligible owner, if any is required, shall be that amount as determined pursuant to New York State Real Property Tax Law §924-a. The rate of interest in effect on the date the agreement is signed shall remain constant during the period of the agreement. If an installment is not paid on or before the date it is due, interest shall be added at the rate prescribed by New York State Real Property Tax Law §924-a for each month or portion thereof until paid. In addition, if any installment is not paid by the end of the fifteenth calendar day after the payment due date, a late charge of five percent of the overdue payment shall be added.

Section 8. Default

(a)The eligible owners shall be deemed to be in default of the agreement upon:

(i)non-payment of any installment within thirty days from the payment due date;

(ii)non-payment of any tax, special ad valorem levy or special assessment which is levied subsequent to the signing of the agreement by the tax district, and which is not paid prior to the expiration of the warrant of the collecting officer; or

(iii) default of the eligible owner on another agreement and executed pursuant to this section.

made

(b)In the event of a default, the County shall have the right to require the entire unpaid balance, with interest and late charges, to be paid in full. The County shall also have the right to enforce the collection of the delinquent tax lien pursuant to the applicable sections of law, special tax act, charter or local law.

(c)Where an eligible owner is in default and the County

does not either require the eligible owner to pay in full the balance of the delinquent taxes or elect to institute foreclosure proceedings, the County shall not be deemed to have waived the right to do so.

Section 9. Notification of potential eligible owners.

- (a) Within forty-five days after receiving the return of unpaid taxes from the collecting officer, the enforcing officer shall notify, by first class mail, all potential eligible owners of their possible eligibility to make installment payments on such tax delinquencies. The enforcing officer shall add one dollar to the amount of the tax lien for such mailing.
- (b) The failure to mail any such notice, or the failure of the addressee to receive the same, shall not in any way affect the validity of taxes or interest prescribed by law with respect thereto.
- (c) The enforcing officer shall not be required to notify the eligible owner when an installment is due.

Section 10. The provisions of this section shall not affect the tax lien against the property except that the lien shall be reduced by the payments made under an installment agreement, and that the lien shall not be foreclosed during the period of installment payments provided that such installment payments are not in default.

Section 11. With respect to taxes becoming liens during 1995 the redemption period for all property shall be four (4) years

after the lien date.

Section 12. With respect to taxes becoming liens during 1996 the redemption period for all property shall be three (3) years after the lien date.

Section 13. Pursuant to Section 1102(2)(e) of the Real Property Tax Law and commencing with taxes becoming a lien in 1995 a charge of seventy five dollars (\$75.00) per parcel for the reasonable and necessary costs of title searches required or authorized to satisfy the notice requirements of the Real Property Tax Law.

Section 14. This local law shall become effective following a public hearing to be held before the County Executive in a manner provided by law.

Heldover (automatically) at the direction of the Chair.

RESOLUTION NO. 569

by Intergovernmental Relations Committee

Seconded by Mrs. Taylor

RESOLUTION REQUESTING THE DIVISION OF SOLID WASTE MANAGEMENT TO SOLICIT PROPOSALS FOR THE SITING, DESIGN, CONSTRUCTION AND OPERATION OF A SEPTAGE TREATMENT FACILITY.

WHEREAS, pumping septic tanks at the prescribed frequency is a critical component of proper septic system maintenance; and

WHEREAS, existing Waste Water Treatment Plants (WWTP) are unable to accept raw sewage for treatment; and

WHEREAS, septage collected for most of the County is being land spread due to the lack of treatment capacity; and

WHEREAS, the Septage Task Force of the Legislatures Intergovernmental Relations Committee recommends Construction of a

septage treatment facility as part of the solution to the septage disposal problem, and

WHEREAS, the Septage Task Force has determined that the best cost recovering mechanism is via a tipping fee, now, therefore, be it

RESOLVED, the Broome County Legislature hereby determines that a septage treatment facility be constructed to serve homes and businesses in Broome County, and be it

FURTHER RESOLVED, that the Broome County Legislature requests the Broome County Division of Solid Waste to solicit proposals from qualified vendors and consultants for the siting, design construction and operation of the septage treatment facility, and be it

FURTHER RESOLVED, that cost recovery for the treatment facility be via a tipping fee as the most equitable mechanism.

Heldover by Mr. Malley

RESOLUTION NO. 570

by Public Works and Public Safety & Emergency Services Committees

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING AGREEMENT WITH VOORHIS/ROBERTSON JUSTICE SERVICES, INC., FOR TRANSITION SERVICES FOR THE NEW PUBLIC SAFETY FACILITY.

WHEREAS, the County will be opening the new Public Safety Facility in 1995, and

WHEREAS, the move to the new public safety facility from the existing sheriff's department locations requires specialized planning and training, and

WHEREAS, a full time transition team has been appointed to oversee this move, and

WHEREAS, this consultant will train, educate, and guide the transition team through the transition process and conduct the post

occupancy evaluation, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Voorhis/Robertson Justice Services, Inc., 625 Gun Park Drive, Suite 320, Boulder, Colorado, 80301 for transition services for the new public safety facility for the period December 1, 1994 through April 30, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$65,000.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035113.4747.501234 (Other Fees For Service), and be it

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

Carried.

Ayes-16

Nays-2 (Pasquale & Whalen)

Absent-1 (Shafer)

RESOLUTION NO. 571

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mrs. Taylor

RESOLUTION AUTHORIZING AGREEMENT WITH STEPHENS SQUARE REALTY ASSOCIATES FOR BUILDING RENTAL AT 81 STATE STREET FOR SOUTHERN TIER

REGIONAL CAREER CENTER (STRCC) FOR THE PERIOD OF JULY 1, 1994 THROUGH JUNE 30, 1997.

WHEREAS, Office of Employment and Training requests authorization for an agreement with Stephens Square Realty Associates for building rental at 81 State Street for Southern Tier Regional Career Center (STRCC) for the period of July 1, 1994 through June 30, 1997, at a cost not to exceed \$84,550 annually, and

WHEREAS, said services are necessary to the establishment of the Southern Tier Regional Career Center (STRCC), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Stephens Square Realty Associates, for building rental at 81 State Street for Southern Tier Regional Career Center (STRCC), for the period of July 1, 1994 through June 30, 1997, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$84,550 annually for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line various.4422.308044 and 308045 (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.

Heldover by Mrs. Coffey.

Mr. Pasquale moved, seconded by Mr. Lindsey to adjourn at 5:02 P.M.

Carried.