
**BROOME COUNTY LEGISLATURE
REGULAR SESSION
WEDNESDAY, JUNE 16, 2004**

The Legislature convened at 3:40 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, had read the fire exit announcement and called the Attendance Roll at the previous special session and the Attendance Roll remained at Present-19, Absent-0.

Mr. Mather made a motion, seconded by Mr. Kolba, that the minutes of the May 20, 2004 Regular Session be approved as prepared and presented by the Clerk. **Carried.**

Mr. Schofield noted that the committee minutes for the period May 21, 2004 through June 15, 2004 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. The Clerk indicated that a quorum of all committees were present. Mr. Schofield asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Miller, seconded by Mr. Burger. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE:

Letters from the County Executive, Jeffrey P. Kraham:

1. Appointment to the Broome County Environmental Management Council Board of Directors.

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS:

A. Petitions: None

B. Communications:

1. EMC Natural Resources Committee Minutes 4/14/04
2. EMC Environmental Management Council Minutes 5/6/04
3. EMC Memo Re: Advisory Resolution Calling for Support of the NYS Clean Water Protection and Flood Prevention Act
4. Cornell Cooperative Extension Board of Directors Minutes 3/18/04
5. Broome County Soil & Water Conservation District Directors Meeting Minutes 5/4/04
6. Fulton County-Resolution Opposing the Cost Shifting of Mental Hygiene State Aid Dollars to Funding by Medicaid
7. Fulton County-Resolution Opposing Senate and Assembly Bill Which Would Amend Public Health Law in Relation to Regulation of Residential Septic Systems
8. Assemblyman Finch-Receipt of Resolution Requesting the NYS Legislature Name a Portion of NYS Highway Route 79 The Lester R. Stone, Jr. Memorial Highway
9. NYS Board of Real Property Services-State Equalization Rates for 2003 Assessment Rolls
10. Ulster County Resolution Requesting DOT to Label Depleted Uranium Shipments as "Radioactive" to Protect Emergency Responders in Case of Accident During Transport
11. Schoharie County Resolution Extolling Governor and State Legislature to Sponsor and Enact Legislation Amending the Freedom of Information Law and Election Law
12. Town of Barker-Property Value Protection Program
13. Town of Maine Amending the Zoning Ordinance (Fire Stations & Ambulance Stations)
14. County Attorney Memo-Re: Expansion of the Broome County Correctional Facility

C. Notices:

1. Centralization & Consolidation Committee Meeting Rescheduled to 6/10/04
2. Special Session 6/16/04 -3:20 p.m.

D. Reports:

1. BCC 2004-2005 Proposed Budget
2. BCC April 2004 Budget Transfers
3. BCC Quarterly Income Statement
4. Personnel Monthly Attrition 5/04
5. Office of the Sheriff 2003 Annual Report
6. Cornell Cooperative Extension 2003 Annual Report
7. Cornell Cooperative Extension Audited Financial Report

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chair, Daniel A. Schofield:

1. Designation for M. Whalen 6/8/04
2. Designation for W. Hudak 6/9/04
3. Designation for T. Hull 6/9/04
4. Designation for W. Wike 6/10/04

Mr. Kuzel made a motion, seconded by Mr. Brunza, to receive and file the above referenced reports and to authorize and direct the Clerk to index said reports in the 2004 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair. **Carried.**

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

RESOLUTIONS HELD OVER FROM PREVIOUS SESSION

RESOLUTION NO. 213

(Held over by Mr. Kuzel)

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JUSTICE BENEFITS, INC. FOR GRANT RECOVERY SERVICES FOR THE OFFICE OF THE BROOME COUNTY SHERIFF FOR 2004-2008

Mr. Kolba made a motion to table the resolution to a date uncertain, seconded by Mr. Whalen. **Motion to table to a date uncertain carried.** Ayes-15, Nays-4 (Hull, Lindsey, Shafer, Schofield).

RESOLUTION NO. 251

(Held over by Mr. Howard)

By Finance Committee

Seconded by Mr. Howard

RESOLUTION AUTHORIZING A HOME RULE REQUEST IN RELATION TO THE GREATER BINGHAMTON ENTERTAINMENT AUTHORITY AND TO EMPOWER THE COUNTY OF BROOME TO INCREASE THE HOTEL/MOTEL OCCUPANCY TAX BY THREE PERCENT

Mr. Kuzel made a motion, seconded by Mr. Whalen, to give the privilege of the floor to Christine Madden of the Broome County Hotel/Motel Association. **Motion failed.** Ayes-8 (Brunza, Burger, Hudak, Hutchings, Kuzel, Pasquale Reynolds, Whalen), Nays-11 (Howard, Hull, Kolba, Lindsey, Marinich, Mather, Miller, Nannery, Shafer, Wike, Schofield).

Mr. Reynolds objected to the calling of the special session and questioned the legality of it. Mr. Reynolds then made a motion to table the resolution to the next session, seconded by Mr. Brunza. **Motion failed.** Ayes-8 (Brunza, Hudak, Hutchings, Kuzel, Mather, Pasquale, Reynolds, Whalen), Nays-11 (Burger, Howard, Hull, Kolba, Lindsey, Marinich, Miller, Nannery, Shafer, Wike, Schofield).

Mr. Whalen made a motion, seconded by Mr. Kuzel, to give the privilege of the floor to Steve Garlock. **Motion failed**, Ayes-7 (Brunza, Hudak, Hutchings, Kuzel, Pasquale, Reynolds, Whalen), Nays-12 (Burger, Howard, Hull, Kolba, Lindsey, Marinich, Mather, Miller, Nannery, Shafer, Wike, Schofield).

Mr. Brunza made a motion, seconded by Mr. Reynolds, to give the privilege of the floor to John Solak. **Motion failed**, Ayes-7 (Brunza, Hudak, Hutchings, Kuzel, Pasquale, Reynolds, Whalen), Nays-12 (Burger, Howard, Hull, Kolba, Lindsey, Marinich, Mather, Miller, Nannery, Shafer, Wike, Schofield).

Following extensive discussion, the resolution **carried**, Ayes-12 (Burger, Howard, Hull, Hutchings, Kolba, Lindsey, Marinich, Miller, Nannery, Shafer, Wike, Schofield), Nays-7 (Brunza, Hudak, Kuzel, Mather, Pasquale Reynolds, Whalen).

RESOLUTION NO. 301

(Held over by Mr. Pasquale)

By County Administration and Finance Committees Seconded by Mr. Shafer
RESOLUTION IN SUPPORT OF THE NEW YORK STATE ASSEMBLY MINORITY PLAN FOR RESTRUCTURING THE METHOD OF FINANCING MEDICAID IN NEW YORK STATE

Ms. Hudak made a motion to table the resolution to the next legislative session, seconded by Mr. Pasquale. **Motion to table to a date certain carried**, Ayes-13, Nays-6 (Hull, Kolba, Lindsey, Marinich, Mather, Schofield).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 252

By Public Works and Finance Committees Seconded by Mr. Hull
RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE TOWN OF CHENANGO FOR TREATMENT OF LEACHATE FROM THE NANTICOKE LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2004-2006

WHEREAS, this County Legislature, by Resolution 346 of 2002, authorized renewal of agreement with the Town of Chenango for the final treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill at a cost not to exceed \$13 per 1,000 gallons of leachate, total cost not to exceed \$250,000, for the period July 5, 2002 through July 4, 2004, and

WHEREAS, said services are necessary to dispose of effluent from the County leachate treatment facility at an approved wastewater treatment plant, and

WHEREAS, said agreement expires by its terms on July 4, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at a cost not to exceed \$13 per 1,000 gallons of leachate, total annual cost not to exceed \$90,000, for the period July 5, 2004 through July 4, 2006, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Town of Chenango, 1137 Front Street, Binghamton, New York 13905, for treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill, for the Division of Solid Waste Management for the period July 5, 2004 through July 4, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$13 per 1,000 gallons of leachate, total annual cost not to exceed \$90,000 for the term of the agreement, and be it

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

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

Carried.

RESOLUTION NO. 253

Education, Culture & Recreation and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AGREEMENT WITH SOUTHERN TIER HOME BUILDERS REMODELERS ASSOCIATION TO HOLD THE SOUTHERN TIER HOMEBUILDERS SHOW AT THE BROOME COUNTY VETERANS MEMORIAL ARENA FOR 2005-2007

WHEREAS, the Commissioner of Parks and Recreation requests authorization for an agreement with Southern Tier Home Builders Remodelers Association to hold the Southern Tier Homebuilders Show at the Broome County Veterans Memorial Arena with revenue to the County of \$11,000 per year for the periods March 10, 2005 through March 14, 2005, March 9, 2006 through March 13, 2006 and March 8, 2007 through March 12, 2007, and

WHEREAS, said agreement is necessary to provide the Southern Tier Home Builders Remodelers Association with a facility to host the event, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Southern Tier Home Builders Remodelers Association, 2807 North Street, Endwell, New York 13760 to hold the Southern Tier Homebuilders Show at the Broome County Veterans Memorial Arena for the periods March 10, 2005 through March 14, 2005, March 9, 2006 through March 13, 2006 and March 8, 2007 through March 12, 2007, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount of \$11,000 per year, total amount not to exceed \$33,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to 655027.0159.306000 (Rentals and Fees), and be it

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

Carried.

RESOLUTION NO. 254

By Finance Committee

Seconded by Mr. Hull

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES PLUS ACCRUED INTEREST AND PENALTIES ON PARCELS IN VARIOUS TOWNS IN BROOME COUNTY

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

RESOLVED, that taxes plus accrued interest and penalties will be cancelled on the following parcels of real property:

Parcel ID:	133.00-1-62.12
Town/Village:	Colesville
Amount to be Cancelled:	\$434.15 (2001)
	\$386.17 (2002)
	\$433.07 (2003)
	\$404.28 (2004)
Reason:	Parcel does not exist

RESOLUTION NO. 256

By Finance Committee

Seconded by Mr. Hull

RESOLUTION APPROVING SALE OF COUNTY-OWNED PROPERTY IN THE TOWN OF FENTON

WHEREAS, the County of Broome now owns certain parcels of real property as listed below, and

WHEREAS, in conformity with the procedures established by this County Legislature and in accordance with all applicable laws, the Director of Real Property Tax Services requests authorization to sell said property to the individual as listed:

Property Location:	48 Rogers Road
Town:	Fenton
Tax Map No.	079.14-1-12
Purchase Price	\$25.00
Lot Size:	10X100
Purchaser:	Mary-Clare Wahl
Address:	2 Stephen Dr. Mt. Prospect Binghamton, New York 13905

now, therefore, be it,

RESOLVED, that this County Legislature hereby authorizes the sale of County property as indicated above, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 630004.0212.101000 (Sale of Real Property), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the new owners, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried.

RESOLUTION NO. 257

By Transportation and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MARSH USA, INC. FOR INSURANCE COVERAGE FOR THE GREATER BINGHAMTON REGIONAL AIRPORT FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 301 of 2001, as amended by Resolution 327 Of 2002, authorized an agreement with Marsh USA, Inc. to broker insurance coverage for the Greater Binghamton Regional Airport at the amount of \$35,250 for the term July 1, 2001 through June 30, 2002 and \$50,270 per year for the term July 1, 2002 through June 30, 2004, total amount not to exceed \$135,790, and

WHEREAS, said services are necessary to provide insurance coverage for airport operations, and

WHEREAS, said agreement expires by its terms on June 30, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$57,405, for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Marsh USA, Inc., 300 State Street, 3rd Floor, Syracuse, New York 13221 for insurance coverage for the Greater Binghamton Regional Airport for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$57,405 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050088.4521.254000 (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. 258

By Transportation Committee

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH DOT/FAA FOR OPERATION AND MAINTENANCE OF A LOCALIZER AND GUIDE SLOPE FOR RUNWAY 34 AT THE GREATER BINGHAMTON AIRPORT FOR THE DEPARTMENT OF AVIATION FOR 2004-2019

WHEREAS, this County Legislature, by Resolution 267 of 1984, authorized an agreement with DOT/FAA for the lease of land for the operation and maintenance of a Localizer and Guide Slope, at no cost to Broome County or the DOT/FAA, at the Greater Binghamton Airport for the Department of Aviation for the period May 1, 1984 through September 30, 1984 and renewed annually through September 30, 2004, and

WHEREAS, said agreement is necessary for the operation and maintenance of the Localizer and Glide Slope equipment for the purpose of navigational and land aids essential for the safe operation of Runway 34, and

WHEREAS, said agreement expires by its terms on September 30, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at no cost to Broome County or the DOT/FAA, for the Department of Aviation for the period October 1, 2004 through September 30, 2019, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with DOT/FAA, Eastern Region, 1 Aviation Plaza, Jamaica, New York 11434, ATTN: AEA-55B, for the operation and maintenance of a Localizer and Guide Slope for Runway 34 at the Greater Binghamton Airport, for the Department of Aviation, for the period October 1, 2004 through September 30, 2019, at no cost to Broome County or the DOT/FAA, 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. 259

By Finance and Education, Culture & Recreation Committees

Seconded by Mr. Hull

RESOLUTION SETTING THE DATE, TIME AND PLACE FOR A PUBLIC HEARING ON THE PROPOSED 2004-2005 BROOME COMMUNITY COLLEGE BUDGET AND COUNTY EXECUTIVE'S MESSAGE IN CONNECTION THEREWITH

WHEREAS, the County Executive presented a proposed 2004-2005 Broome Community College Budget, and

WHEREAS, pursuant to Article XXIII-A of the Broome County Charter and Code, this Legislature, or a committee designated by this Legislature, must hold a public hearing on the submitted Broome Community College Budget, now, therefore, be it

RESOLVED, that this County Legislature hereby designates the Finance and Education, Culture and Recreation Committees of this Legislature to hold a public hearing on the proposed 2004-2005 Broome Community College Budget, and be it

FURTHER RESOLVED, that this County Legislature hereby designates Thursday, July 8, 2004 at 5:00 p.m. in the Legislative Chambers as the date, time and place of said public hearing, and be it

FURTHER RESOLVED, that in accordance with Article XXIII-A of the Broome County Charter and Code, the Clerk of this Legislature is hereby directed to cause to be printed or otherwise reproduced sufficient copies of the proposed budget for distribution not less than five (5) days prior to the public hearing, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby directed to cause to be published the appropriate notices of said public hearing in accordance with the Broome County Charter and Code.

Carried.

RESOLUTION NO. 260

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH TROY & BANKS, INC. FOR UTILITY AUDIT SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2004-2005

WHEREAS, the Administrator of the Willow Point Nursing Home requests authorization for an agreement with Troy & Banks, Inc. (the vendor awarded the Expense Reduction Services NYS Contract PS59330, Group 79032) for utility audit services for Willow Point Nursing Home, at a rate contingent upon recovery for the period May 5, 2004 through May 27, 2005, and

WHEREAS, said services are necessary to perform utility audits (fuel, natural gas, electricity, water and sewage), focusing on tariff interpretation and detection of errors in utility billings, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Troy & Banks, Inc., 4536 Main Street, Suite 102, Buffalo, New York 14226, for utility audit services, for the Willow Point Nursing Home for the period May 5, 2004 through May 27, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the following percentages for the term of the agreement:

- 40% of monetary refunds realized up to \$10,000
- 30% of monetary refunds realized up to \$10,001 to \$20,000
- 30% of monetary refunds realized up to \$20,001 to \$30,000
- 30% of monetary refunds realized up to \$30,001 to \$40,000
- 25% of monetary refunds realized up to \$40,001 to \$50,000
- 25% of monetary refunds realized up to \$50,001 to \$100,000
- 20% of monetary refunds realized up to \$100,001 and above

and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 160010.4722.204000 (Audit Fees), and be it

FURTHER RESOLVED, that if the Willow Point Nursing Home, as a result of said audit, does not receive any refunds, credits or reduction in future billings, there will be no fee for said auditing 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. 261

By Economic Development and Planning Committee

Seconded by Mr. Hull

RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE BROOME COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL BOARD OF DIRECTORS

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 366 of 1976, has duly designated and appointed the following named individual to

membership on the Broome County Environmental Management Council Board of Directors, for the term indicated, subject to confirmation by this County Legislature:

<u>NAME</u>	<u>TERM</u>
Bill Heaviside 3478 Margery Street Binghamton, New York 13903	New Term 1/1/04-12/31/05

and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 277 of 1971, Resolution 64 of 1973, Resolution 366 of 1976 and Resolution 341 of 1980 confirms the appointment of the above-named individual to membership on the Broome County Environmental Management Council Board of Directors for the term indicated, in accordance with his appointment by the County Executive.

Carried.

RESOLUTION NO. 262

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Hull
RESOLUTION AUTHORIZING RENEWAL OF HEALTHY FAMILIES NEW YORK HOME VISITING PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH, ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH AND RENEWING AGREEMENT WITH LOURDES HEALTH CARE SYSTEM YOUTH SERVICES FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 244 of 2003, authorized and approved continued participation in the Department of Health's Healthy Family New York Home Visiting Program Grant, adopted a program budget in the amount of \$424,000 and authorized an agreement with Lourdes Health Care System Youth Services to provide intensive home visiting services in the amount of \$331,575 for the period July 1, 2003 through June 30, 2004, and

WHEREAS, said grant program is designed to prevent child abuse and neglect and promote positive outcomes for young children and their families through home visiting services, and

WHEREAS, it is desired to renew said grant program in the amount of \$424,000, adopt a program budget and renew the agreement with Lourdes Health Care System Youth Services to continue providing intensive home visiting services for an amount not to exceed \$317,146 for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$424,000 from the New York State Office of Children and Family Services, Development & Prevention Services, 52 Washington Street 3N, Rensselaer, New York 12144-2796 for the Department of Health's Healthy Families New York Home Visiting Program Grant, for the period July 1 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$424,000, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with Lourdes Health Care System Youth Services, 303 Main Street, Binghamton, New York 13905 for intensive home visiting services for the Department of Health's Healthy Families New York Home Visiting Program Grant for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$317,146 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104XXX (Subcontracted Program Expense), and be it

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

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

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

Carried.

RESOLUTION NO. 263

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. AND OFFICE FOR AGING FOR SOCIAL DAY CARE SERVICES FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 260 of 2003, authorized renewal of the agreement with Ideal Senior Living Center, Inc. and the Office for Aging for social day care services to Long Term Home Health clients with revenue to the County at a rate of \$34 per client per day for the period August 1, 2003 through July 31, 2004, and

WHEREAS, said services are necessary to provide social day care to Ideal Living Center Long Term Home Health Care clients, and

WHEREAS, said agreement expires by its terms on July 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County of \$34 per client per day for the period August 1, 2004 through July 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Ideal Senior Living Center, 600 High Street, Endicott, New York 13760 and the Office for Aging for social day care services to Long Term Home Health clients for the period August 1, 2004 through July 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at a rate of \$34 per client per day for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 760983.0538.104877 (Long Term Home Health Care Fees), and be it

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

Carried.

RESOLUTION NO. 264

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IDEAL SENIOR LIVING CENTER, INC. AND THE OFFICE FOR AGING FOR THE MEALS ON WHEELS AND CONGREGATE MEALS PROGRAMS FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 261 of 2003, authorized renewal of the agreement with Ideal Senior Living Center, Inc. and the Office for Aging for services to Long

Term Home Health clients with revenue to the County at a rate of \$8.50 per day for each long term client served home delivered meals and \$3.25 per day for each congregate meal served for the period August 1, 2003 through July 31, 2004, and

WHEREAS, said agreement expires by its terms on July 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, with revenue to Broome County of a rate of \$8.50 per day for each long-term client served home-delivered meals and \$3.25 per day for each congregate meal served for the period August 1, 2004 through July 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Ideal Senior Living Center, 600 High Street, Endicott, New York 13760 and the Office for Aging for home delivered meal and congregate meal services for Long Term Home Health clients for the period August 1, 2004 through July 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County at a rate of \$8.50 per day for each long-term client served home-delivered meals and \$3.25 per day for each congregate meal served for the term of the agreement, and be it

FURTHER RESOLVED, that the payments from home delivered meals shall be credited to budget line 760744.0538.104826 (Long Term Home Health Care Fees) and payments from the congregate meals shall be credited to 760736.0142.104825 (OFA Fees), and be it

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

Carried.

RESOLUTION NO. 265

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Hull
RESOLUTION AUTHORIZING RENEWAL OF THE ADMINISTRATION BUDGET FOR THE OFFICE FOR AGING'S SENIOR OPPORTUNITIES PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 265 of 2003, authorized and approved renewal of the Senior Opportunities Administration Budget for the Office for Aging and adopted a program budget in the amount of \$215,821 for the period July 1, 2003 through June 30, 2004, and

WHEREAS, said grant program provides for chargebacks and payments of all Office for Aging employment and Foster Grandparent program staff for administration expenses involved in all Office for Aging grants, and

WHEREAS, it is desired to renew said grant program in the amount of \$219,254 for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves the Administration Budget of \$219,254 for the Office for Aging's Senior Opportunities Program for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$ 219,254, and be it

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

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

Initiative Program Grant for the Office for Aging and adopted a program budget in the amount of \$15,917 for the period April 1, 2003 through March 31, 2004, and

WHEREAS, said grant program provides funding for various congregate center activities including meal enhancement and testing, transportation, health/wellness and computer equipment, and

WHEREAS, it is desired to renew said grant program in the amount of \$15,089 for the period April 1, 2004 through March 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$11,274 from New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Congregate Services Initiative Program Grant for the period April 1, 2004 through March 31, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$15,089, and be it

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

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

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

Carried.

RESOLUTION NO. 268

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF THE FOSTER GRANDPARENTS SOFA PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 389 of 2003, authorized and approved continuation of the Foster Grandparents-SOFA Program Grant for the Office for Aging and adopted a program budget in the amount of \$13,513 for the period April 1, 2003 through March 31, 2004, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$13,513 for the period April 1, 2004 through March 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$13,513 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-0001, for the Office for Aging's Foster Grandparents-SOFA Program Grant for the period April 1, 2004 through March 31, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$13,513, and be it

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

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

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

Carried.

RESOLUTION NO. 269

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

RESOLUTION AUTHORIZING RENEWAL OF THE NATIONAL COUNCIL ON AGING (NCOA) SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM (SCSEP) GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 264 of 2003, authorized and approved the National Council on Aging (NCOA) Senior Community Service Employment Program (SCSEP) Grant for the Office for Aging and adopted a program budget in the amount of \$215,600 for the period July 1, 2003 through June 30, 2004, and

WHEREAS, said grant program provides a subsidized employment and training program for low income eligible persons aged 55 and older, including part-time jobs for applicants in not-for-profit agencies, classroom training, on-the-job training and efforts to increase the labor market participation of older persons, and

WHEREAS, it is desired to renew said grant program in the amount of \$225,600 for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$225,600 from The National Council on the Aging, 409 Third Street, SW, Suite 200, Washington, DC 20024, for the Office for Aging's (NOCA) Senior Community Service Employment Program (SCSEP) for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$225,600, and be it

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

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

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

Carried.

RESOLUTION NO. 270

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH WBNG-TV FOR MEDIA PROMOTION SERVICES FOR THE DEPARTMENT OF HEALTH'S STEPS TO A HEALTHIER US PROGRAM GRANT FOR 2004-2005

WHEREAS, the Public Health Director requests authorization for an agreement with WBNG-TV for media promotion services for the Department of Health's Steps to a Healthier US Program Grant at a cost not to exceed \$39,650, for the period June 21, 2004 through June 20, 2005, and

WHEREAS, said services are necessary to provide media promotion of healthy lifestyles in Broome County by reducing obesity, diabetes and asthma, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with WBNG-TV, 560 Columbia Drive, Johnson City, New York 13790, for media promotion services, for the Department of Health's Steps to a Healthier US Program Grant for the period June 21, 2004 through June 20, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$39,650 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4448.104842 (Advertising and Promotion), 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. 271

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AMENDMENT TO RESOLUTION 180 OF 2004 AUTHORIZING RENEWAL OF AGREEMENT WITH VARIOUS VENDORS FOR VARIOUS SERVICES FOR THE DEPARTMENT OF HEALTH'S HEALTHY LIVING PARTNERSHIP INTEGRATED CANCER SERVICES PROGRAM GRANT FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 180 of 2004, authorized renewal of agreement with various vendors as listed on Exhibit "A" for various services for the Department of Health's Healthy Living Partnership Integrated Cancer Services Program Grant at rates not to exceed those listed on Exhibit "B" of said resolution for the period April 1, 2004 through March 31, 2005, and

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

WHEREAS, it is necessary to authorize the amendment of Resolution 180 of 2004 to include Dr. Parker J. Ward, Jr. on the list of vendors on Exhibit "A" with reimbursement rates not to exceed the Upstate Provider NYSDOH fee schedule as listed on Exhibit "B", and

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

RESOLVED, that this County Legislature hereby authorizes an amendment to Resolution 180 of 2004 to include Dr. Parker J. Ward, Jr. on the list of vendors on Exhibit "A" to provide services for the Department of Health's Healthy Living Partnership Integrated Cancer Services Program Grant for the period April 1, 2004 through March 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rates not to exceed those listed on Exhibit "B", for the term of the agreement, and be it

RESOLUTION NO. 273

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH MOTHERS AND BABIES PERINATAL NETWORK FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S TOBACCO CONTROL AND INSURANCE INITIATIVES PROGRAM GRANT FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 208 of 2003, as amended by Resolution 178 of 2004, authorized renewal of the agreement with Mothers and Babies Perinatal Network for services for the Department of Health's Tobacco Control and Insurance Initiatives Program Grant at an amount not to exceed \$5,833 for the period June 1, 2003 through July 31, 2004, and

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

WHEREAS, said agreement expires by its terms on July 31, 2004, and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$5,000, for the period August 1, 2004 through July 31, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with Mothers and Babies Perinatal Network, 45 Lewis Street, Binghamton, New York 13905 for services for the Department of Health's Tobacco Control and Insurance Initiatives Program Grant for the period August 1, 2004 through July 31, 2005, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104XXX (Subcontracted Program Expense), and be it

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

Carried.

RESOLUTION NO. 274

By Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AMENDING RESOLUTION 589 OF 2003 ESTABLISHING A TRUST ACCOUNT TO BE KNOWN AS THE JOSEPH A. GRIFFIN MEMORIAL SCHOLARSHIP FUND

WHEREAS, this County Legislature, by Resolution 589 of 2003, established a trust account to be known as the Joseph A. Griffin Memorial Scholarship Fund, and

WHEREAS, said Resolution was adopted to establish a trust fund to receive contributions in memory of Joseph A. Griffin, the Director of Administrative Services for the Broome County Security Division, to receive contributions to provide a scholarship(s) to a qualified Broome County high school graduate(s) to be used toward the payment of tuition and expenses in pursuit of a degree with a major in a field of public service such as Criminal Justice, and

WHEREAS, said Resolution restricted the use of the scholarship(s) to any accredited college or university in New York State, and

WHEREAS, the Director of the Security Division has requested an amendment to Resolution 589 of 2003 to remove the restriction for the use of a Joseph A. Griffin Memorial Scholarship to any accredited New York State college or university because it would reduce the pool of applicants for the scholarship(s) by at least 50 percent, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and authorizes the removal of the restriction for the use of a Joseph A. Griffin Memorial Scholarship to any accredited New York State college or university from Resolution 589 of 2003, and be it

FURTHER RESOLVED, that Resolution 589 of 2003, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the Commissioner of Finance, Director of Budget, County Comptroller and the Director of the Security Division are hereby authorized and directed to take any and all necessary steps required to effectuate the intent and purpose of this Resolution.

Carried.

RESOLUTION NO. 275

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Hull
RESOLUTION AUTHORIZING RENEWAL OF THE HIV SEROPREVALENCE STUDY GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 247 of 2003, authorized continued participation in the HIV Seroprevalence Study Grant for the Department of Health and adopted a program budget in the amount of \$18,000 for the period July 1, 2003 through June 30, 2004, and

WHEREAS, said grant program allows the Broome County Department of Health STD Clinic to participate in a blinded HIV Seroprevalence Study in order to expand local knowledge of the nature and scope of the epidemic among Broome County's STD population and provide important information necessary to enhance local prevention strategies, and

WHEREAS, it is desired to renew said grant program in the amount of \$18,000 for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$18,000 from the New York State Department of Health, Bureau of HIV/AIDS Epidemiology, Room 729, Corning Tower, Empire State Plaza, Albany, New York 12237, for the Department of Health's HIV Seroprevalence Study Grant for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$18,000, and be it

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

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

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

Carried.

RESOLUTION NO. 276

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Hull
RESOLUTION AUTHORIZING RENEWAL OF THE HIV/AIDS TRAINING GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 205 of 2003, authorized and approved renewal of the HIV/AIDS Training Grant for the Department of Health and adopted a program budget in the amount of \$84,000 for the period July 1, 2003 through June 30, 2004, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$84,000 for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$84,000 from New York State Department of Health, AIDS Institute, Empire State Plaza, Corning Tower, 2nd Floor Room 372, Albany, New York 12237, for the Department of Health's HIV/AIDS Training Grant for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$84,000, and be it

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

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

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

Carried.

RESOLUTION NO. 277

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING RENEWAL OF SOUTHERN TIER AIDS PROGRAM GRANT FOR DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2004-2005

WHEREAS, this County Legislature, by Resolution 206 of 2003, authorized and approved continued participation in the Southern Tier Aids Program Grant for the Department of Health and adopted a program budget in the amount of \$19,500 for the period July 1, 2003 through June 30, 2004, and

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

WHEREAS, it is desired to renew said grant program in the amount of \$19,500 for the period July 1, 2004 through June 30, 2005, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$19,500 from the Southern Tier AIDS Program, Inc., 122 Baldwin Street, Johnson City, New York 13790, for the Department of Health's Southern Tier Aids Program Grant for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$19,500, and be it

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

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

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

Carried.

RESOLUTION NO. 278

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH CHANNING BETE COMPANY, INC. FOR SURVEY AND ANALYSIS SERVICES FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2004-2005

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with Channing Bete Company, Inc. for survey and analysis services for the Department of Mental Health at a cost not to exceed \$30,000, for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said agreement will provide the Drug Free Communities Support Program unit with student surveys and administration instructions that measure and assess the risk and protective factors associated with adolescent alcohol, tobacco and other drug use, and will analyze the information obtained, provide narrative reports with tables and graphs summarizing the result of said survey responses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Channing Bete Company, Inc., P.O. Box 84-5897, Boston, Massachusetts 02884-5897, for survey and analysis services for the Department of Mental Health's Drug Free Communities Support Program for the period October 1, 2004 through September 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.4747.104XXX (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. 279

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH WBNG-TV/WBXI-TV FOR AIR TIME FOR THE DEPARTMENT OF MENTAL HEALTH FOR 2004-2005

WHEREAS, the Commissioner of Mental Health requests authorization for an agreement with WBNG-TV/WBXI-TV for air time for the Department of Mental Health at a cost not to exceed \$3,000, (amount to be matched by WBNG-TV) for the period October 1, 2004 through September 30, 2005, and

WHEREAS, said services are necessary to provide air time for communication of the goals of the Drug Free Communities Support Program, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with WBNG-TV/WBXI-TV, 560 Columbia Drive, Johnson City, New York 13790, for air time for the Department of Mental Health for the period October 1, 2004 through September 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,000 (amount to be matched by WBNG-TV) for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470138.4747.104XXX (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.

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program Grant to reflect an increase of \$42,411, for the period October 1, 2003 through September 30, 2004, and be it,

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$282,538, and be it

FURTHER RESOLVED, that Resolution 417 of 2003 and Resolution 60 of 2004, to the extent consistent herewith, shall remain in full force and effect, and be it

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

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

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

Carried.

RESOLUTION NO. 282

By Public Works and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN INTER-MUNICIPAL AGREEMENT WITH THE VILLAGE OF WHITNEY POINT TO PROVIDE IN-HOUSE DEPARTMENT OF PUBLIC WORKS SERVICES FOR CONSTRUCTION OF THE WHITNEY POINT TRAIL

WHEREAS, the Commissioner of Public Works requests authorization for an inter-municipal agreement with the Village of Whitney Point to provide in-house Department of Public Works Services for the construction of the Whitney Point Trail at no cost to the Village, and

WHEREAS, said services include approximately 150 hours of engineering support/oversight, 100 hours of a survey crew, providing about 3,500 tons of millings from highway stock, miscellaneous sign work, stripping and administration, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an inter-municipal agreement with the Village of Whitney Point to provide in-house Department of Public Works services for the construction of the Whitney Point Trail at no cost to the Village, 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. 283

By Public Works and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH HAWK ENGINEERING, PC FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS FOR 2004-2005

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with Hawk Engineering, PC for professional engineering services for the Department of Public Works at the rate schedule attached as Exhibit "A", total cost not to exceed \$10,000, for the period July 1, 2004 through June 30, 2005, and

WHEREAS, said services are necessary for geotechnical engineering services not available within the Department of Public Works, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Hawk Engineering, PC, P.O. Box 427, Binghamton, New York 13902, for professional engineering services, for the Department of Public Works for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate schedule attached as Exhibit "A", total cost not to exceed \$10,000, for the term of the agreement, and be it

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

FURTHER RESOLVED, that this agreement shall include two (2) one-year renewal options, by mutual consent, at the same rates, terms and conditions, total amount not to exceed \$10,000 per year, 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. 284

By Transportation And Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH MCFARLAND-JOHNSON, INC. FOR DESIGN SERVICES FOR THE GREATER BINGHAMTON AIRPORT FOR 2004-2005

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with McFarland-Johnson, Inc. for design services for the Greater Binghamton Airport at a cost not to exceed \$340,270, for the period July 1, 2004 through June 30, 2005, and

WHEREAS, said services are necessary to prepare the construction drawings/specifications to rehabilitate Airport Runway 16-34, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with McFarland-Johnson, Inc., 49 Court Street, MetroCenter, Binghamton, New York 13901, for design services for the Greater Binghamton Airport for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$340,270 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 211011.2015.501384 (Runways), 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. 285

By Transportation And Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH MARSH USA, INC. FOR INSURANCE COVERAGE FOR THE AIR SHOW/AVIATION DAY AT THE GREATER BINGHAMTON AIRPORT FOR 2004

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with Mash USA, Inc. for insurance coverage for the Air Show/Aviation Day at the Binghamton Regional Airport at a cost not to exceed \$10,038 for the period July 9, 2004 through July 13, 2004, and

WHEREAS, said agreement is necessary to provide insurance coverage, including liability, volunteer and weather policies, for the 2004 Air Show/Aviation Day, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Marsh USA, Inc., 300 South State Street, Syracuse, New York 13221, for insurance coverage for the 2004 Air Show/Aviation Day at the Binghamton Regional Airport for the period July 9, 2004 through July 13, 2004, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,038 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from the Aviation Day Trust Fund (Fund 60, GL 525, Subsidiary 525052), 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. 286

By Transportation and Finance Committees

Seconded by Mr. Wike

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF THE STATE MULTI-MODAL PROGRAM-AID ELIGIBLE COSTS OF THE GREATER BINGHAMTON AIRPORT'S PASSENGER BOARDING BRIDGE PROJECT AND APPROPRIATING FUNDS THEREFOR

WHEREAS, A Project for the purchase of a Passenger Boarding Bridge, P.I.N. S4199 (the Project) is eligible for funding under the New York State Multi-Modal Program administered by the New York State Department of Transportation, and

WHEREAS, this County Legislature desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the full local share of the costs of the Project, now, therefore, be it

RESOLVED, that this County Legislature hereby approves said Project and authorizes the Commissioner of Finance to pay in the first instance the cost of the Preliminary Engineering and Construction and Construction Supervision and Inspection work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the sum of \$500,000 is hereby appropriated pursuant to the 2003 C.I.P., Project 501381 (Passenger Boarding Bridge Purchase/Refurbishment), and made available to cover the cost of participation in the above phase of the Project, and be it

FURTHER RESOLVED, that in the event the costs of the Project exceeds the amount appropriated above, this County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it

FURTHER RESOLVED, that the County Executive be and is hereby authorized to execute all necessary agreements, certifications or reimbursement request for Multi-Modal Program Funding in behalf of the County of Broome with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of Project costs and permanent funding of all Project costs that are not so eligible, and be it

FURTHER RESOLVED, that a certified cost of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried, Ayes-18, Nays-1 (Brunza).

RESOLUTION NO. 287

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

RESOLUTION AUTHORIZING ACCEPTANCE OF A TRAFFIC SAFETY CORRIDOR ENFORCEMENT PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 2003-2004

WHEREAS, the Sheriff requests authorization to accept a Traffic Safety Corridor Enforcement Program Grant and adopt a program budget in the amount of \$3,245 for the period October 1, 2003 through September 30, 2004, and

WHEREAS, said grant program provides funding for increased enforcement activities that are necessary to participate in a two-week enforcement blitz, focusing on corridors that have high rates of crashes caused by aggressive driving-related behaviors, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,245 from the New York State Department of Motor Vehicles, 6 Empire State Plaza, Albany, New York 12228 for the Office of the Sheriff's Traffic Safety Corridor Enforcement Program Grant for the period October 1, 2003 through September 30, 2004, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$3,245, and be it

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

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

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

Carried.

RESOLUTION NO. 288

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH UNITED HEALTH SERVICES STAY HEALTHY CENTER FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S TOBACCO CONTROL AND INSURANCE INITIATIVES PROGRAM FOR 2004-2005

WHEREAS, the Director of Public Health requests authorization for an agreement with United Health Services Stay Healthy Center for services for the Department of Health's Tobacco Control and Insurance Initiatives Program at a cost not to exceed \$6,000 for the period August 1, 2004 through July 31, 2005, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services Stay Healthy Center, 33-57 Harrison Street, Johnson City, New York 13790 for services for the Department of Health's Tobacco Control and Insurance Initiatives Program for the period August 1, 2004 through July 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$6,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104XXX (Subcontracted Program Expense), and be it

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

Carried.

RESOLUTION NO. 289

By Health & Human Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH FOR SERVICES FOR THE DEPARTMENT OF HEALTH'S TOBACCO CONTROL AND INSURANCE INITIATIVES PROGRAM GRANT FOR 2004-2005

WHEREAS, the Director of Public Health requests authorization for an agreement with Berkshire Farm Center and Services for Youth for services for the Department of Health's Tobacco control and Insurance Initiatives Program Grant at a cost not to exceed \$5,120, for the period August 1, 2004 through July 31, 2005, and

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

RESOLVED, that this County Legislature hereby authorizes an agreement with Berkshire Farm Center and Services for Youth, 95 Front Street, Binghamton, New York 13905 for services for the Department of Health's Tobacco Control and Insurance Initiatives Program Grant for the period August 1, 2004 through July 31, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,120 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480301.4457.104XXX (Subcontracted Program Expense), and be it

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

Carried.

RESOLUTION NO. 290

By Public Works, Transportation and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH UNITED STATES DEPARTMENT OF AGRICULTURE WILDLIFE SERVICES FOR WILDLIFE HAZARD ASSESSMENTS AND MANAGEMENT PLANS FOR THE DIVISION OF SOLID WASTE MANAGEMENT AND THE DEPARTMENT OF AVIATION FOR 2004-2006

WHEREAS, the Commissioner of Public Works requests authorization for an agreement with the United States Department of Agriculture Wildlife Services for wildlife hazard assessments and management plans for the Division of Solid Waste Management at a cost not to exceed \$24,395 and for the Department of Aviation at a cost not to exceed \$24,395 for the period July 1, 2004 through June 30, 2006, and

WHEREAS, the FAA has requested that a Wildlife Hazard Assessment be performed and Wildlife Management Plans be written for the Broome County Landfill and the Greater Binghamton Airport, and

WHEREAS, the United States Department of Agriculture has agreed to provide these services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the United States Department of Agriculture Wildlife Services, 1930 Route 9, Castleton, New York 12033-9653 for wildlife hazard assessments and management plans for the Division of Solid Waste Management and the Department of Aviation for the period July 1, 2004 through June 30, 2006, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$48,790 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made equally from budget line 230086.4747.206000 (Other Fees for Services) for the Division of Solid Waste Management and 211012.4747.502374 (Other Fees for Services) for the Department of Aviation, 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. 291

By Economic Development and Planning Committee

Seconded by Mr. Hull

RESOLUTION AUTHORIZING THE BROOME COUNTY CHAMBER OF COMMERCE TO ACT AS THE AGENCY IN BROOME COUNTY FOR TOURISM AND CONVENTION PROMOTION FOR 2005

WHEREAS, this County Legislature, by Resolution No. 320 of 2003, authorized the Broome County Chamber of Commerce to act as the agency in Broome County for tourism and convention promotion for the period January 1, 2004 through December 31, 2004, and

WHEREAS, it is desired at this time to authorize the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2005 through December 31, 2005 so that appropriate applications may be timely filed for New York State grant monies, now, therefore, be it

RESOLVED, that this County Legislature hereby names and authorizes the Broome County Chamber of Commerce to be the tourism and convention promoter for Broome County for the period January 1, 2005 through December 31, 2005, and be it

FURTHER RESOLVED, that the Broome County Chamber of Commerce is hereby authorized to make application for any grants from the State of New York for tourism and convention promotion in Broome County, and be it

FURTHER RESOLVED, that the County Executive is hereby authorized to enter into agreement(s) with the Broome County Chamber of Commerce to provide tourism and convention promotion in Broome County, subject to funding sources and matching funds by the Broome County Chamber of Commerce, and be it

FURTHER RESOLVED, that the Broome County Chamber of Commerce shall submit a quarterly written report to this Legislature as to the disposition of said grant monies.

Held over 'under the rules' by Ms. Hudak.

RESOLUTION NO. 292

By Economic Development and Planning Committee

Seconded by Mr. Hull

RESOLUTION AUTHORIZING APPLICATION FOR A BROWNFIELD OPPORTUNITY AREA (BOA) PROGRAM FUNDING NOMINATION REGARDING THE FORMER E-J INDUSTRIAL SPINE AND THE BRANDYWINE CORRIDOR FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT

WHEREAS, New York State has developed the Brownfield Opportunity Area (BOA) program, administered by the Department of State, to spur redevelopment of brownfields, and

WHEREAS, the BOA provides municipalities with up to 90 percent of eligible costs to complete area-wide planning approaches to brownfield redevelopment, and

WHEREAS, the goals of the program are to address a range of problems posed by multiple brownfield sites, build consensus on the future uses for the area with an emphasis on strategic brownfield sites, and establish the multi-agency and private sector partnerships necessary to leverage assistance and investments to revitalize neighborhoods and communities, and

WHEREAS, the Commissioner of Planning and Economic Development indicates that there exists a significant number of abandoned factories at the Binghamton-Johnson City border near Exit 71 off Route 17, and as a major investment is taking place at the Gannett site with the potential for public ownership of several prime sites in that area imminent, a redevelopment strategy for this area would be a great benefit to the community, and

WHEREAS, the Commissioner of Planning and Economic Development indicates that the Brandywine Corridor (NYS Route 7) forms an industrial and transportation corridor in the center of the City of Binghamton and has a number of abandoned and underutilized manufacturing sites concentrated near the intersection of Frederick Street and Route 7 that have attracted substantial redevelopment interest, and

WHEREAS, the Commissioner of Planning and Economic Development is requesting authorization to apply to the New York State Brownfield Opportunity Area (BOA) Program at the nomination step to qualify for an in-depth, thorough description and analysis, including economic and market trends analysis, of existing conditions, opportunities and reuse potential for properties located in the proposed BOAs, and

WHEREAS, the County Planning and Economic Development Department, in conjunction with the City of Binghamton, has already met the pre-nomination requirements in that there exists a preliminary description and analysis of the former E-J industrial spine and also the Brandywine Corridor (NYS Route 7), now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves application to the New York State Brownfield Opportunity Area Program at the nomination step to qualify for an in-depth, thorough description and analysis, including economic and market trends analysis, of existing conditions, opportunities and reuse potential for properties located in the proposed BOAs, 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. 293

By Education, Culture & Recreation and Finance Committees

Seconded by Mr. Hull

RESOLUTION APPROVING AND ENDORSING AN APPLICATION FOR A PARKS DEVELOPMENT GRANT UNDER THE ENVIRONMENTAL PROTECTION FUND FOR THE COUNTY OF BROOME

WHEREAS, the County of Broome is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project to be located in the Towns of Chenango and Union, sites located with the territorial jurisdiction of the Broome County Legislature, and

WHEREAS, as a requirement under the rules of these programs, said not-for-profit corporation must obtain the approval of the governing body of the municipality in which the projects will be located, now, therefore, be it

RESOLVED, that this County Legislature hereby approves and endorses the application of the County of Broome for a grant under the Environmental Protection Fund for the following park projects known as:

- Otsiningo Trail Development
- Grippen Park Playground Replacement
- Round Top Park Playground Replacement

and located within this community, and be it

FURTHER RESOLVED, that should the County of Broome be unable to do so, said properties shall be forever maintained by the County of Broome as municipal parks in this community consistent with the rules promulgated by OPRHP.

Carried.

RESOLUTION NO. 294

By County Administration Committee

Seconded by Mr. Hull

RESOLUTION RENEWING A REQUEST TO THE NEW YORK STATE LEGISLATURE TO SUPPORT AND ADOPT LEGISLATION THAT WOULD MANDATE LIFE-TIME PAROLE FOR CONVICTED SEX OFFENDERS

WHEREAS, this County Legislature, by Resolution 426 of 2001, requested the New York State Legislature to support and adopt legislation that would mandate all persons convicted of various sex offenses and released from prison to be placed on life-time parole, and

WHEREAS, this County Legislature believes that sex crimes committed against young people under the age of 14 or against any individual by force are among the most heinous of crimes in our society, and

WHEREAS, the increasing number of sex-related crimes has also increased a public outcry for stricter regulations overseeing the people committing such acts of physical abuse, and

WHEREAS, this County Legislature believes that Megan's Law needs to be strengthened to protect the young and innocent members of our society from becoming the next victim of a sex crime, and

WHEREAS, our laws appear to be friendlier to the convicted criminals than to the victims when sex offenders, following a period of good behavior, can be released from parole to revert to a life of committing sex crimes, and

WHEREAS, if a convicted sex offender were on life-time parole, the individual could be returned to prison for violation of the terms of his/her parole, now, therefore, be it

RESOLVED, that the Broome County Legislature respectfully renews its request to the New York State Legislature to support and adopt legislation that would mandate all persons convicted of the following sex offenses and released from prison to be placed on life-time parole:

- Rape in the First and Second Degree
- Oral or Anal Sexual Contact (formerly known as Sodomy) in the First and Second Degree
- Sexual Abuse in the First and Second Degree
- Aggravated Sexual Abuse in the First and Second Degree

and be it

FURTHER RESOLVED, that the Clerk of this Legislature is directed to send a copy of this resolution to the Honorable George Pataki, Governor; Honorable Joseph Bruno, Majority Leader of the Senate; Honorable Sheldon Silver, Speaker of the Assembly; Honorable Thomas Libous, State Senator; Honorable Robert Warner, Member of the Assembly; and Honorable Clifford Crouch, Member of the Assembly, Honorable Gary Finch, Member of the Assembly and the New York State Association of Counties.

Carried.

RESOLUTION NO. 295

By Finance Committee

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AMENDMENT OF RESOLUTION 37 OF 2004 AUTHORIZING THE CANCELLATION OF REAL PROPERTY TAXES, PENALTIES AND INTEREST ON PARCELS IN THE TOWNS OF UNION, WINDSOR, COLESVILLE, LISLE AND KIRKWOOD

WHEREAS, this County Legislature, by Resolution 37 of 2004, authorized the cancellation of real property taxes, penalties and interest on parcels in the Towns of Union, Windsor, Colesville, Lisle and Kirkwood, and

WHEREAS, it is necessary to amend Resolution 37 of 2004 to correct the taxes, penalties and interest to be cancelled on a parcel in the Town of Union, now, therefore, be it

RESOLVED, that the taxes, penalties and interest to be cancelled for a parcel in the Town of Union in Resolution 37 of 2004 be corrected as follows:

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#04-245, this County Legislature hereby authorizes the abolishment of (1) Senior Accountant position, Full Time, at budget line 480020.1000.101000, minimum salary of \$37,418, Grade 18, BAPA, effective date 07/01/04, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#04-241, this County Legislature hereby authorizes the creation of (1) Director of Children w/Special Needs Program position, Part Time, at budget line 480293.1500.101000, minimum salary of \$53,869 FTE, Grade C, Admin II, effective date 07/01/04, and be it

FURTHER RESOLVED, that in accordance with a request from the Director of Health as contained in PCR#04-242, this County Legislature hereby authorizes the creation of (1) Director of Children w/Special Needs Program position, Part Time, at budget line 480301.1500.104817, minimum salary of \$53,869 FTE, Grade C, Admin II, effective date 07/01/04, and be it

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

Carried.

RESOLUTION NO. 298

By Finance and Health & Human Services Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING THE BUDGET TRANSFER FOR HEALTH

RESOLVED, that in accordance with a request from the Director of Health to modify the appropriations to maximize the Comprehensive Tobacco Grant as requested in BF#004859, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

	<u>Index code</u>	<u>Subobject</u>	<u>Project</u>	<u>Title</u>	<u>Amount</u>
FROM:	480301	1000	104786	Salaries – Full Time	8,671
	480301	8010	104786	State Retirement	202
	480301	8030	104786	Social Security	874
	480301	8040	104786	Workers' Compensation	425
	480301	8050	104786	Life Insurance	15
	480301	8060	104786	Health Insurance	977
	480301	8063	104786	Disability Insurance	50
	480301	8070	104786	Unemployment	598
TO:	480301	1500	104786	Salaries – Part Time	132
	480301	4459	104786	Reserve for Program	11,680

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

Carried.

RESOLUTION NO. 299

By County Administration Committee

Seconded by Mr. Hull

RESOLUTION REQUESTING THE CHURCHES AND EMERGENCY SERVICE ORGANIZATIONS OF BROOME COUNTY TO HONOR BROOME COUNTY VETERANS ON VETERANS DAY BY RINGING BELLS AND SOUNDING SIRENS

WHEREAS, in the past there was a tradition in Broome County of ringing bells and sounding sirens at the eleventh hour of the eleventh day of the eleventh month on Armistice Day (now Veterans Day), and

WHEREAS, the bells and sirens reminded Broome County residents to pause and remember those who served their county in the defense of freedom and democracy, and

WHEREAS, recently students at the Chenango Valley Central School District have worked to restore the time honored tradition of ringing bells and sounding sirens in Broome County at the eleventh hour of the eleventh day of the eleventh month, and

WHEREAS, this County Legislature, as a sign of respect and gratitude for those who, over the years have served our county in defense of freedom and democracy wishes to encourage the churches and emergency service organizations of Broome County to again participate in this time honored tradition, now, therefore, be it

RESOLVED, that this County Legislature, in concert with the Broome County Executive, hereby orders all Broome County emergency services organizations to sound their sirens for one minute at the eleventh hour of the eleventh day of the eleventh month to honor those men and women of Broome County and of our state and nation who have served in defense of freedom and democracy, and be it

FURTHER RESOLVED, that this County Legislature hereby calls upon the churches of Broome County and all other emergency services organizations in Broome County to ring their bells and sound their sirens for one minute at the eleventh hour of the eleventh day of the eleventh month as a tribute to those who have served and continue to serve in defense of freedom and democracy.

Carried.

RESOLUTION NO. 300

By County Administration, Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Hull

RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW WORLD INFORMATION SYSTEMS FOR SOFTWARE MAINTENANCE FOR THE DIVISION OF INFORMATION TECHNOLOGY FOR 2004-2005

WHEREAS, the Director of the Division of Information Technology requests authorization for an agreement with New World Information Systems for software maintenance for the Division of Information Technology at a cost not to exceed \$48,500, for the period July 1, 2004 through June 30, 2005, and

WHEREAS, said services are necessary to install the newest version of CAD Mapping in the EMS Call Center making them Cellular Phase II compliant, as well as to install the Automatic Vehicle Locator software that will assist dispatch with locating the nearest vehicle to a scene, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New World Information Systems, 888 W. Big Beaver, Suite 1100, Troy, Michigan 48084, for software services, for the Division of Information Technology for the period July 1, 2004 through June 30, 2005, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, \$145 per hour for 100 hours of service, \$27,000 for Licensing Fees, \$4,000 for travel expenses and \$3,000 for Project Management, total amount not to exceed \$48,500 for the term of the agreement, and be it

FURTHER RESOLVED, that the following payments hereinabove authorized shall be made: \$27,000 (Licensing Fees) from budget line 460097.4449.101000 (Other Operational Expenses) and \$21,500 from budget line 460097.4726.101000 (Contracted Data Processing), 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.

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
The meeting was adjourned at 4:50 p.m.

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