

REPORTS:

1. 1993 Annual Report: Mental Health Services (Corrected).
2. Department of Audit and Control: 1994 Sales Tax Revenue Update through September 1994; Library Trust Funds Audit ending 12/31/93.
3. Monthly Reports: Broome Community College (Above Minimum Hires for July and August 1994; Budget Transfers, August 1994).
4. Report of Examination (Catskill Regional Off-Track Betting Corporation).

Mr. Lindsey moved, seconded by Mr. Malley to receive and file the above noted reports and to publish any pertinent portions thereof in the Journal of Proceedings.

Mr. Pasquale moved, seconded by Mr. Augostini to adjourn at 4:10 P.M.

**Carried.** Ayes-14, Nays-0, Absent-5 (Harris, Howard, Hudak, Wagstaff & Whalen).

**BROOME COUNTY LEGISLATURE  
REGULAR SESSION  
OCTOBER 20, 1994**

The Legislature convened at 4:00 P.M. with a call to order by the Chairman, Arthur J. Shafer.

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the Attendance roll: Present-18, (Mr. Whalen arrived shortly after the roll call), Absent-1 (Mather).

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

Mr. Pasquale moved, seconded by Mr. Augostini that the minutes

of the September 14, 1994 Regular Session and the Special Session of September 30, 1994 be approved as prepared and as presented by the Clerk. **Carried.**

The Chair welcomed City of Binghamton Mayor, Richard Bucci. Mayor Bucci spoke briefly about the new partnership between the City and County with regards to Worker's Compensation.

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

WRITTEN OR ORAL PRESENTATION OF THE COUNTY EXECUTIVE

Letters from the County Executive, Timothy M. Grippen:

- 1.Nominating M. Clark, D. Span, S. Spivey to membership on the Economic Development Advisory Council.
- 2.Nominating B. Brown and Dr. P. Ronan to membership on the Community Services Board (Mental Health).

COMMUNICATIONS:

1.Minutes from:

- a.Environmental Management Council
- b. EMC Natural Resources Committee
- c.Soil and Water Conservation District
- d.Fire Advisory Board
- e.Planning and Economic Development Advisory Board
- f.Willow Point Nursing Facility
- g.Local Early Intervention Coordinating Council
- h.EMC's Ad Hoc Committee on Composting

2.Resolution from Cayuga County (Requesting State Legislature to Protect Employees at Correctional Facilities in NYS).

REPORTS:

1.Long Term Care Strategic Planning Committee Report (CGR

Recommendations as relating to CASA and Long Term Care for Broome County).

2. Department of Social Services: "A Model and Projections in Support of the 1995 Medicaid Budget".
3. Department of Audit and Control: Audit of the Broome County Department of County Clerk, Division of Records.

Mr. Lindsey moved, seconded by Mrs. Wagstaff to receive and file the above noted reports and to publish any pertinent portions thereof in the 1994 Journal of Proceedings. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letters from the Chairman, Arthur J. Shafer:

1. Appointing Louis P. Augostini as voting representative for Brian K. Mather, Personnel Committee, October 7, 1994.
2. Appointing Louis P. Augostini as voting representative for Brian K. Mather, Personnel Committee, October 12, 1994.
3. Appointing Louis P. Augostini as voting representative for Brian K. Mather, Public Safety and Emergency Services Committee, October 11, 1994; Andrew Kavulich as voting representative for Margaret M. Coffey, Transportation Committee, October 12, 1994.
4. Appointing Wayne L. Howard as voting representative for Roger V. Brown, Transportation Committee, October 12, 1994; Margaret M. Coffey as voting representative for George Harbachuk, County Administration, Economic Development and Planning Committee, October 13, 1994.

PRESENTATION by Legislator Audrey Taylor

LETTER OF COMMENDATION TO BROOME COUNTY HIGHWAY DEPARTMENT FOR THEIR FIRST ANNUAL OPEN HOUSE

Mrs. Hudak moved, seconded by Mr. Malley to **remove from the table**, the following resolution (94-308) which was tabled at the Regular Session of August 18, 1994.

The removal from the table **carried**. Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 308** by County Administration Economic Development & Planning.

**RESOLUTION AUTHORIZING BUSINESS RECORDS CORPORATION TO CONDUCT A REVIEW OF ALL COUNTY DEPARTMENTS FOR THE PURPOSE OF DETERMINING BROOME COUNTY'S ELIGIBILITY TO BE CONSIDERED FOR A REGIONAL TECHNOLOGY CENTER (RTC)**

Mrs. Wagstaff moved, seconded by Mr. Augostini to **call the question**.

The call of the question **carried**.

Ayes-17, Nays-1 (Schofield), Absent-1 (Mather).

The resolution **carried**.

Ayes-17, Nays-1 (Coffey), Absent-1 (Mather).

The following resolutions that were heldover from the previous regular session (September 14, 1994), were again presented for consideration.

**RESOLUTION NO. 400** heldover by Mrs. Hudak.

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

Mrs. Hudak moved, seconded by Mrs. Wagstaff to **table** the resolution.

The tabling **lost**.

Ayes-6(Augostini, Brown, Hudak, Schofield, Wagstaff & Wike)  
Nays-12(Burger, Coffey, Harbachuk, Harris, Howard, Kavulich,  
Lindsey, Malley, Pasquale, Taylor, Whalen, & Shafer)  
Absent-1(Mather)

Mr. Pasquale moved, seconded by Mrs. Taylor to **call the question**.  
The call of the question **carried**. Ayes-18, Absent-1 (Mather)

The resolution **carried**.

Ayes-13(Burger, Coffey, Harbachuk, Harris, Howard, Kavulich,  
Lindsey, Malley, Pasquale, Schofield, Taylor, Whalen &  
Shafer)

Nays-5 (Augostini, Brown, Hudak, Wagstaff & Wike)  
Absent-1(Mather)

**RESOLUTION NO. 431** heldover by Mr. Augostini.

**RESOLUTION AMENDING AGREEMENTS WITH VARIOUS  
PROVIDERS FOR THE HEALTH DEPARTMENT DIVISION  
OF CHILD DEVELOPMENT FOR RETROACTIVE STATE  
MANDATED RATE CHANGES.**

The resolution **Lost**.

Ayes-5(Brown, Burger, Coffey, Pasquale & Schofield)

Nays-13(Augostini, Harbachuk, Harris, Howard, Hudak, Kavulich,  
Lindsey, Malley, Taylor, Wagstaff, Whalen, Wike &  
Shafer)

Absent-1 (Mather)

**RESOLUTION NO. 442** heldover by Mrs. Hudak.

**RESOLUTION ADOPTING LOCAL LAW INTRO NO. 17, 1994,  
ENTITLED: "A LOCAL LAW AMENDING CHAPTER 179 OF  
THE BROOME COUNTY CHARTER AND CODE  
ESTABLISHING A REGISTRATION FEE FOR  
PARTICIPANTS OF A HAZARDOUS WASTE COLLECTION  
FOR CONDITIONALLY EXEMPT SMALL QUANTITY**

**COMMERCIAL GENERATORS.**

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 447** heldover by Mr. Schofield.

**RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES GRANT FOR THE OFFICE OF THE COUNTY CLERK FOR A MOTOR VEHICLE REGISTRATION SERVICES OFFICE FOR BINGHAMTON AND EASTERN BROOME COUNTY FOR 1994.**

Mrs. Coffey moved, seconded by Mrs. Wagstaff to add language to the resolution so that the Legislature would approve and adopt the program budget, **contingent upon receipt of the grant.**

Mr. Schofield moved, seconded by Mr. Whalen to **call the question**, on the amendment. The call of the question **carried.** Ayes-18, Absent-1 (Mather)

The amendment **carried.** Ayes-18, Absent-1 (Mather)

Mrs. Hudak moved, seconded by Mrs. Taylor to add language to the resolution preserving the option to withdraw from the program if certain conditions are not met as follows: **and be it FURTHER RESOLVED, that at any time local taxpayer dollars become involved in subsidizing the operation, this County Legislature reserves the option to withdraw.**

The amendment **carried.** Ayes-18, Absent-1 (Mather)

Mr. Pasquale moved, seconded by Mrs. Wagstaff to **call the question** on the resolution as amended.

The call of the question **carried.** Ayes-18, Absent-1 (Mather)

The resolution as amended **carried.** Ayes-18, Absent-1 (Mather)

Several resolutions were taken out of order, however for the sake of

clarity, all resolutions are presented in numerical order. The preferred agenda was presented and seconded by Mr. Wike.

**RESOLUTION NO. 449**

by Hon. Roger V. Brown

Seconded by Mr. Malley

**RESOLUTION AUTHORIZING AND DIRECTING THE COUNTY ATTORNEY TO PREPARE AN AGREEMENT FOR THE TRANSFER OF LAND FROM BROOME COUNTY TO EMELIA CZMOR.**

WHEREAS, in 1988, Broome County, by condemnation litigation, acquired 40.5 acres of real property owned by Emelia Czmor, said property was to be used for fill material in connection with the runway extension project at the Binghamton Regional Airport, and

WHEREAS, on October 21, 1993 by Permanent Resolution # 93-490 this County Legislature authorized the conveyance of approximately 40.5 acres previously owned by Emelia Czmor back to Emelia Czmor, RD #4, Kolb Road, Box 177, Binghamton, New York, 13905, for one dollar (\$1.00) and then authorized the County Executive or the representative of the County Executive 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 the Legislature, and

WHEREAS, Emelia Czmor recently presented the County Legislature with \$1, but no activity has taken place to return the land to Mrs. Czmor and place over 40 acres of land back on the property tax rolls, and

WHEREAS, this County Legislature recognizing the importance of personal property ownership hereby indicates that as a matter of public policy, no benefit will accrue to Broome County by the continued ownership of the property in question and, as a matter of

public policy believes that it is in the best interest of the community to return unused property to taxable status when the usefulness for that property passes, now,  
therefore be it

RESOLVED, that this County Legislature once again affirms the policy directive of 1993 Permanent Resolution Number 490 and having received legal advice from the County Attorney on this matter now directs the County Attorney pursuant to that resolution and § C1702 (E) to prepare within 30 days from the effective date of this resolution those agreements, documents, or papers, as may be necessary for the County Executive to implement the intent and purpose of the Legislature.

**Resolution Note:**

§ C1702 Powers and Duties.

The County Attorney shall:

(E) Perform such other and related duties as may be prescribed by law, the County Executive or the County Legislature.

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 450**

by Hon. Andrew Kavulich

Seconded by Mr. Harbachuk

**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.**

WHEREAS, Broome County Government owns a significant amount of property surrounding Cutler Pond, in the Town of



Dickinson, New York, and

WHEREAS, this property includes the Broome Community College Campus as well as other County and County related facilities such as the new Broome County Jail, the Broome County Dog Shelter, the Broome County Soil and Water District Maintenance Facility, and other facilities, and

WHEREAS, there has been a substantial amount of construction over the last twenty years on or about this property which may have had a detrimental effect on nearby Cutler Pond, and

WHEREAS, Cutler Pond is deemed to be a significant, historical wildlife refuge and natural resource, and

WHEREAS, during the course of the construction of the new Broome County Jail several concerns have been raised about the flow of silt, fertilizer, and other particulates from the construction site into the pond, and

WHEREAS, there is great concern about the long term effects on the quality of Cutler Pond as a natural resource by this construction, and

WHEREAS, Broome Community College has recently announced a multiple year capital improvement campaign which calls for the development and new construction of multiple facilities, each of which will require approval and funding by the Legislature of the County of Broome, and now, therefore, be it

RESOLVED, that the Broome County Legislature as the policy making body for the County of Broome does declare its intent to impose a Moratorium on future construction on property belonging to the County, or Broome Community College following the construction of the Decker Science Building and the new Broome County Jail until such time as the County retains the services of an independent group to perform an environmental audit of Cutler Pond dating back to 1970 to assess and report on the environmental consequences to Cutler Pond as a result of these construction projects, and to propose whatever remediations are necessary to restore Cutler Pond to its 1970

condition, and be it

FURTHER RESOLVED, that until such time that said audit is conducted and until such time of said remediation is completed, there will be no further construction on lands owned by the County of Broome, or Broome Community College of the property adjoining Cutler Pond in the Town of Dickinson, New York.

**Heldover** by Mr. Schofield.

**RESOLUTION NO. 451**

by Public Works and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AMENDMENT OF AN AGREEMENT WITH MRB GROUP, P.C. FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS.**

WHEREAS, this County Legislature, by Resolutions 89-444 and 91-303, authorized an agreement with MRB Group, P.C. for Architectural and Engineering Services for the Public Safety Facility Project as a cost of \$2,580,000.00 and

WHEREAS, it is necessary to authorize the amendment of said agreement to cover the outstanding items of work performed by MRB Group, P.C. since the last contract amendment in September 1991, with an increase in cost of \$252,104.00 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 MRB Group, P.C. 2480 Browncroft Boulevard, Rochester, New York, 14625 for the outstanding items of worked performed by MRB Group since the last contract amendment, and be it

FURTHER RESOLVED, in consideration of said services, the County shall pay the contractor \$2,832,104.00 and be it

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

FURTHER RESOLVED, that Resolutions 89-444 and 91-303, to the extent consistent herewith shall remain full force and effect, and be it

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

**Carried.**

Ayes-13(Augostini, Burger, Coffey, Harbachuk, Harris, Howard, Kavulich, Lindsey, Malley, Pasquale, Schofield, Taylor & Shafer)

Nays-5 (Brown, Hudak, Wagstaff, Whalen & Wike)

Absent-1(Mather)

**RESOLUTION NO. 452**

by Finance Committee

Seconded by Mr. Whalen

**RESOLUTION ADOPTING THE BROOME COUNTY BUDGET AND ESTABLISHING RATE OF COMPENSATION FOR NON UNION ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 1995.**

RESOLVED, that the tentative budget of the County of Broome, including the County's 1995 Capital Budget, as corrected and amended to \$244,305,055, be and it hereby is adopted as the budget for the County of Broome, for the year commencing January 1, 1995 and ending December 31, 1995, and be it

FURTHER RESOLVED, that the budget officer be and he is hereby authorized, empowered, and directed to correct any modifications, changes, additions and/or typographical errors not

affecting the substance of the budget and that the budget officer is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature, and be it

FURTHER RESOLVED, that the County shall reinstate health insurance benefits, and life insurance benefits to the Broome County Coroners.

**Heldover** by Mr. Augostini.

**RESOLUTION NO. 453**

by Finance Committee

Seconded by Mr. Whalen

**RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 1995.**

WHEREAS, this County Legislature, by an accompanying Resolution of 1994, has adopted a budget for fiscal year 1995, now, therefore be it

RESOLVED, that the several amounts specified in such budget under the various categories and the various objects of expense in the 1995 tentative budget under the recommended column, unless a specific change or corrected figure shall apply, shall be the amounts appropriated for such items, effective January 1, 1995, and be it

FURTHER RESOLVED, that the budget officer be and he hereby is authorized, empowered and directed to correct any modifications, changes, additions and/or typographic errors not affecting the substance of the budget, and that the budget officer is further directed, after making such corrections, to file same with the Clerk of the County Legislature and to furnish said Clerk with sufficient copies thereof for the members of the County Legislature.

**Heldover** by Mr. Augostini.

**RESOLUTION NO. 454**

by Finance Committee

Seconded by Mr. Whalen

**RESOLUTION APPROVING THE 1995-2000 CAPITAL IMPROVEMENT PROGRAM.**

RESOLVED, that the 1995 Capital Budget and the 1995-2000 Capital Improvement Program as accompanying the tentative budget for 1995, and as corrected and amended is hereby approved and adopted as the 1995 Capital Budget and 1995-2000 Capital Improvement Program for the County of Broome, and be it

FURTHER RESOLVED, that the use and expenditure of the County's funds for F-442 Western Broome Senior Citizen Relocation; F-451 Eastern Broome Senior Center Relocation; C-128 General Aviation Aprons/Taxi Ways Pavement Overlay; C-271 Aviation Equipment Replacement; E-201A Temporary Classroom/Maintenance Facility, Phase II; Z-241 Health Information System; A-351 Arena Seating Systems; A-352 Arena Sky Boxes; Q-42A Fuel Tank Removal; Q-42B Fuel Tank Farm Construction; Q-57 Urban Paratransit Bus (4) Replacement; D-24 Bridge Reconstruction/Rehabilitation; and G-344 Old Vestal Road Improvements; shall be limited and contingent upon and subject to approval and commitment by the State of New York, the United States, and non-county sources of Aid Funds for appropriate projects, and be it

FURTHER RESOLVED, that the Budget Officer be and hereby is authorized, empowered, and directed to correct any modification, changes, additions, and/or typographical errors not effecting the substance of the capital budget and capital program, and that the budget officer is further directed, after making such corrections, to file the same with the clerk of the County Legislature and to furnish said clerk with sufficient copies thereof for the members of the County Legislature.

**Heldover** by Mr. Augostini.

**RESOLUTION NO. 455**

by Finance Committee

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING NEGOTIATIONS BETWEEN  
THE COUNTY OF BROOME AND THE CITY OF  
BINGHAMTON FOR PURPOSES OF FUTURE  
DISTRIBUTION OF SALES TAX REVENUES**

WHEREAS, both Broome County Government and the City of Binghamton, under the New York State Tax Law, have the ability to raise sales tax within their respective borders, and

WHEREAS, pursuant to New York State Tax Law, the County of Broome has the legal authority to impose a \$0.04 sales tax on certain goods and services purchased in Broome County, and

WHEREAS, the City of Binghamton has the concurrent legal authority to preempt \$0.02 of the afore-mentioned \$0.04 for sales concluded within the City of Binghamton, and

WHEREAS, if the City of Binghamton were to preempt, as afore-mentioned, the County would be legally obligated to share a like amount so preempted with the towns and villages in Broome County, and

WHEREAS, the City of Binghamton has never imposed sales tax as they are entitled to by law, thereby preempting the County's exercise of sales tax authority, and

WHEREAS, Broome County has, over the years, freely distributed significant sums of its sales tax revenue with the City, the towns and villages in the County of Broome, and

WHEREAS, Broome County is being squeezed by both Federal and State mandates to raise property taxes to pay for these Federal and State requirements, and

WHEREAS, the cost of mandates for Broome County in the 1995 budget year will exceed the entire Broome County property tax levy

for 1994, and

WHEREAS, it has become increasingly difficult for the County of Broome to continue to share its sales tax revenue with the towns and villages of Broome County, to which the County attaches no requirements or mandates while, at the same time, the State of New York and the United States Government continue to impose requirements and mandates on Broome County that are driving continued increases in property taxes, and

WHEREAS, it is understood that towns and villages receive County sales tax money without any restriction or mandate and are in a better position to make decisions about their own affairs with respect to spending their budgets, now, therefore, be it

RESOLVED, that this County Legislature does authorize the Executive of the County of Broome to enter into negotiations with the Mayor of the City of Binghamton, as provided under New York State Tax Law §1262(c), for purposes of reaching a long-term agreement for the sharing of sales tax proceeds with the City of Binghamton in return for the City's agreement not to preempt the County's collection of sales tax revenue and thereby provide more flexible options to the County of Broome with respect to its ability to continue to share County sales tax receipts with the towns and villages of Broome County.

Mr. Augustini moved, seconded by Mr. Pasquale to **call the question.**

The call of the question **carried.**

Ayes-11(Augostini, Brown, Coffey, Howard, Hudak, Kavulich,  
Lindsey, Pasquale, Wagstaff, Wike & Shafer)

Nays-7 (Burger, Harbachuk, Harris, Malley, Schofield, Taylor &  
Whalen)

Absent-1(Mather)

The resolution **lost.**

Ayes-9(Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale,  
Schofield, Taylor & Whalen)

Nays-9(Augostini, Brown, Burger, Howard, Hudak, Lindsey,  
Wagstaff, Wike & Shafer)

Absent-1 (Mather)

**RESOLUTION NO. 456**

by Finance Committee

Seconded by Ms. Harris

**RESOLUTION AMENDING RESOLUTION 180 OF 1965 ENTITLED: "RESOLUTION IMPOSING TAXES ON SALES AND USE OF TANGIBLE PERSONAL PROPERTY AND CERTAIN SERVICES OCCUPANCY OF HOTEL ROOMS, ADMISSION CHARGES AND CLUB DUES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK", AS LAST AMENDED BY RESOLUTION NUMBER 501 OF 1993, IN RELATION TO THE ALLOCATION OF SALES TAX RECEIPTS.**

RESOLVED, that section 14 of Resolution 180 of 1965, as last amended by Resolution 501 of 1993, is hereby amended to add a new subdivision G to read as follows:

G. Anything hereinabove contained to the contrary notwithstanding, commencing with the distribution by the County to the Cities, Towns and Villages within the County on or about April 15, 1995 said municipalities shall receive fifty percent (50%) of such sales tax collected, in accordance with the distribution formula established herein, provided, however, that the combined distribution by the County to the cities and towns in the County shall not exceed \$20,000,000.00 for any four consecutive distributions commencing with the April 15, 1995 distribution, and the combined distribution by the County to the villages shall not exceed \$5,000,000.00 for any four consecutive distributions commencing with the April 15, 1995 distribution, and be it

FURTHER RESOLVED, that Resolution 501 of 1993 to the extent inconsistent herewith is hereby repealed, and be it



FURTHER RESOLVED, that the clerk of the Legislature is hereby directed to send a certified copy of this Resolution to the chief elected official of each city, town, and village within the County, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Mr. Augostini moved, seconded by Mr. Brown to **call the question.**

The call of the question **lost.**

Ayes-9(Augostini, Brown, Burger, Howard, Hudak, Lindsey, Wagstaff, Wike & Shafer)

Nays-9(Coffey, Harbachuk, Harris, Kavulich, Malley, Pasquale, Schofield, Taylor & Whalen)

Absent-1(Mather)

**Heldover** by Mr. Malley.

**RESOLUTION NO. 457**

by Finance Committee                      Seconded by Mr. Whalen

**RESOLUTION ESTABLISHING EQUALIZATION RATES FOR THE 1995 COUNTY TAX LEVY**

RESOLVED, that pursuant to Article III, Section 302(D) of the Broome County Charter, the percentages hereinafter indicated after the names of the Towns and the City of Binghamton be and the same hereby are adopted as the ratio percentages which the assessed value of the real property of each municipality bears to its full value:

<u>Municipality</u>	<u>Equalization Rate</u>
City of Binghamton	103.48
Town of Barker	107.25
Town of Binghamton	105.57
Town of Chenango	102.18
Town of Colesville	9.97
Town of Conklin	105.95
Town of Dickinson	100.43

Town of Fenton	99.77
Town of Kirkwood	109.22
Town of Lisle	111.94
Town of Maine	102.44
Town of Nanticoke	105.86
Town of Sanford	105.41
Town of Triangle	100.82
Town of Union	7.12
Town of Vestal	6.16
Town of Windsor	106.91

**Heldover** by Mr. Augostini.

**RESOLUTION NO. 458**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE OFFICE OF MENTAL HEALTH AGING OUT ICM REINVESTMENT GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.**

WHEREAS, the Department of Mental Health requests authorization to accept an Aging Out ICM Reinvestment Program Grant in the amount of \$3,550.00 for the period July 1, 1994 through December 31, 1994, and

WHEREAS, said grant program provides funding for intensive case management for older adolescents who, without such services, would have greater difficulty in making the transition to the adult service system for the mentally ill population of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$3,550.00 from New York State Office of Mental Health for the period July 1, 1994 through December 31, 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 \$3,550.00 for the period July 1, 1994 through December 31, 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 purposes 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 459**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY, FOR FLEX TEAM REINVESTMENT SERVICES TO THE MENTALLY ILL FOR 1994.**

WHEREAS, Department of Mental Health requests authorization for an agreement with Catholic Charities of Broome County for Flex Team Reinvestment Services for calendar year 1994, at a cost not to exceed \$31,805.00, and

WHEREAS, said services are necessary to provide Flex Team Reinvestment Services to the mentally ill, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 1395, for the period from July 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$31,805.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470096.5031.102000 (Associated Catholic Charities), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 460**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE OFFICE OF MENTAL HEALTH FLEX TEAM REINVESTMENT PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.**

WHEREAS, the Department of Mental Health requests authorization to accept a Flex Team Reinvestment Program Grant in the amount of \$31,805.00 for the period July 1, 1994 through December 31, 1994, and

WHEREAS, said grant program provides funding for Flex Team or "Hospital without Walls" services which duplicate those of an inpatient setting to allow individuals to avoid hospitalization, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$31,805.00 from New York State Office of Mental Health for the period July 1, 1994 through December 31, 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 \$31,805.00 for the period July 1, 1994 through December 31, 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 461**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH CATHOLIC CHARITIES OF BROOME COUNTY, FOR AGING OUT ICM REINVESTMENT SERVICES TO THE MENTALLY ILL FOR 1994.**

WHEREAS, Department of Mental Health requests authorization for an agreement with Catholic Charities of Broome County for Aging

Out ICM Reinvestment Services for calendar year 1994, at a cost not to exceed \$3,550.00, and

WHEREAS, said services are necessary to provide Aging Out ICM Reinvestment Services to the mentally ill, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 1395, for the period from July 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$3,550.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470096.5031.102000 (Associated Catholic Charities), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 462**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE OFFICE OF MENTAL HEALTH MULTICULTURAL INITIATIVE REINVESTMENT PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.**

WHEREAS, the Department of Mental Health requests authorization to accept a Health Multicultural Initiative Reinvestment Program Grant in the amount of \$5,738.00 for the period July 1, 1994 through December 31, 1994, and

WHEREAS, said grant program provides funding for services to diverse cultural groups in the mentally ill population in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$5,738.00 from New York State Office of Mental Health for the period July 1, 1994 through December 31, 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 \$5,738.00 for the period July 1, 1994 through December 31, 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 463**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH  
BROOME COUNTY MENTAL HEALTH ASSOCIATION, FOR  
MULTICULTURAL INITIATIVE REINVESTMENT**

**SERVICES TO THE MENTALLY ILL FOR 1994.**

WHEREAS, Department of Mental Health requests authorization for an agreement with Broome County Mental Health Association for Multicultural Initiative Reinvestment Services for calendar year 1994, at a cost not to exceed \$5,738.00, and

WHEREAS, said services are necessary to provide Multicultural Initiative Reinvestment Services to the mentally ill, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Mental Health Association in Broome County Inc., 82 Oak St., Binghamton, New York 13905, for the period from July 1, 1994 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$5,738.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470096.5028.102000 (Mental Health Association), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 464**

by Health & Human Services, County Administration, Economic Development and Planning and Finance Committees      Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE OFFICE OF MENTAL HEALTH GERIATRIC OUTREACH REINVESTMENT GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR**



**1994.**

WHEREAS, the Department of Mental Health requests authorization to accept Geriatric Outreach Reinvestment Program Grant in the amount of \$15,571.00 for the period July 1, 1994 through December 31, 1994, and

WHEREAS, said grant program provides funding for services to elderly, mentally ill individuals who would not otherwise be able to access the services they need, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$15,571.00 from New York State Office of Mental Health for the period July 1, 1994 through December 31, 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 \$15,571.00 for the period July 1, 1994 through December 31, 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 465**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING ACCEPTANCE OF NEW YORK STATE OFFICE OF MENTAL HEALTH SUPPORTIVE CASE MANAGEMENT REINVESTMENT GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994.**

WHEREAS, the Department of Mental Health requests authorization to accept Supportive Case Management Reinvestment Program Grant in the amount of \$4,981.00 for the period July 1, 1994 through December 31, 1994, and

WHEREAS, said grant program provides funding for a variety of supportive and supplementary services which will enhance the clinical program for adults, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$4,981.00 from New York State Office of Mental Health for the period July 1, 1994 through December 31, 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 \$4,981.00 for the period July 1, 1994 through December 31, 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 466**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH UNITED HEALTH SERVICES HOSPITALS, INC., FOR SERVICES FOR THE FAMILIES FIRST PROGRAM FOR 1994 TO 1995.**

WHEREAS, The Department of Mental Health requests authorization for an agreement with United Health Services Hospitals, Inc. for services for the Families First Program for 1994 to 1995, and

WHEREAS, said services would consist of assessment of family members for substance abuse issues, education and training of Families First staff and consultation therewith, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with United Health Services Hospitals, Inc., 20-42 Mitchell Avenue, Binghamton, New York 13903 for services for the Families First Program, for the period November 1, 1994 through October 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$14,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (Other Fees for Services), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 467**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH BETH AVOLIO, PH.D., PSYCHOLOGIST, FOR SERVICES FOR THE FAMILIES FIRST PROGRAM FOR 1994 TO 1995.**

WHEREAS, The Department of Mental Health requests authorization for an agreement with Beth Avolio, Ph.D., New York State Licensed Psychologist, for services for the Families First Program for 1994 to 1995, at a cost not to exceed \$20,800.00, and

WHEREAS, said services would consist of psychological assessment and testing of Families First clients, education and training of Families First staff and consultation therewith, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Beth Avolio, Ph.D., 3 Tioga Boulevard, Suite 5, Appalachian, New York 13730, for psychological services for the Families First Program, for the period from December 1, 1994 through November 30, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$20,800.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (Other Fees for Services), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 468**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH J. MICHAEL NEANDER, M.D., FOR SERVICES FOR THE FAMILIES FIRST PROGRAM FOR 1994 TO 1995.**

WHEREAS, The Department of Mental Health requests authorization for an agreement with J. Michael Neander, M.D., for services for the Families First Program for 1994 to 1995, at a cost not to exceed \$10,000.00, and

WHEREAS, said services would consist of psychiatric evaluation of Families First clients, especially pertaining to medications, education and training of Families First staff and consultation therewith and with clients' family physicians, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with J. Michael Neander, PO Box 302, Oneonta, New York 13820, for the period November 1, 1994 through October 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$10,000.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470013.4747.101000 (Other Fees for Services), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 469**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH UNITED METHODIST HOMES FOR THE AGING OF THE WYOMING CONFERENCE, FOR THE ASSISTED LIVING CARE SERVICES PROGRAM OF THE DEPARTMENT OF SOCIAL SERVICES FOR 1994 THROUGH 1995.**

WHEREAS, the Commissioner of Social Services, requests authorization for an agreement with the United Methodist Homes for the Aging of the Wyoming Conference for assisted living program services for the Department of Social Services for the period November 1, 1994 through December 31, 1995, and

WHEREAS, said services are necessary to provide cost effective alternatives to nursing home placements for individuals who are eligible for residential health care facility placements and are not in need of nursing home facility placement, and

WHEREAS, the assisted living program services are a Medicaid eligibility program and as such are paid pursuant to the New York State established Medicaid rate, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the United Methodist Homes for the Aging of the Wyoming Conference DBA Hilltop Assisted Living Program, 286 Deyo Hill Road, Johnson City, New York 13790, for the assisted living care services program of the Department of Social Services, for the period November 1, 1994 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor pursuant to the New York State established Medicaid rate, and be it

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

FURTHER RESOLVED, that the County Executive or his duly

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 470**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING REVISION OF DEPARTMENT OF SOCIAL SERVICES HOME ENERGY ASSISTANCE PROGRAM (HEAP) AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.**

WHEREAS, this County Legislature, by Resolution 482 of 1993, as amended, authorized the continued participation by the Department of Social Services and the Home Energy Assistance Program (HEAP) for the period November 1, 1993 through November 15, 1994 and adopted a program budget in connection therewith in the total amount of \$2,856,978.00, and

WHEREAS, the Departments of Social Services accepted additional grant appropriations increasing the program budget to \$3,255,624, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Home Energy Assistance Program (HEAP) for the period November 1, 1993 through November 15, 1994 in the total amount of \$3,258,124.00, 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 \$3,258,124.00, and be it

FURTHER RESOLVED, that Resolution 482 of 1993, as

amended, 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 471**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF THE DEPARTMENT OF SOCIAL SERVICES HOME ENERGY ASSISTANCE PROGRAM (HEAP) AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 482 of 1993, as amended authorized and approved the Department of Social Services participation in the Home Energy Assistants Program (HEAP) for the period November 1, 1993 through November 15, 1994 and adopted a program budget in the amount of \$3,258,124.00, and

WHEREAS, it is desired to renew said grant program for the



period November 1, 1994 through November 15, 1995 in the amount of \$1,791,202.00, now therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$1,791,202.00 from the New York State Department of Social Services for the period November 1, 1994 through November 15, 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 \$1,791,202.00 for the period November 1, 1994 through November 15, 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 accept any additional funds that may become available during this program year for benefits provided to clients under the Public Assistance, Non-Public Assistance or Emergency Components of the Home Energy Assistance Program, and be it

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

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

attached hereto provided that said budget transfers do not affect a personnel line.

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 472**

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

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH AMERICAN HEALTH CARE SOFTWARE ENTERPRISES, INC. FOR SOFTWARE MAINTENANCE/SUPPORT FOR WILLOW POINT NURSING FACILITY FOR 1995.**

WHEREAS, this County Legislature, by Resolution 509 of 1993, authorized renewal of an agreement with American Health Care Software Enterprises, Inc. for software maintenance/support at Willow Point Nursing Facility at a cost of \$6,100.00, 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 American Health Care Software Enterprises, Inc. at 150 South Champlain Street, PO Box 1110, Burlington, Vermont 05402 for software maintenance/support at Willow Point Nursing Facility 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 \$6,100.00 for the term of this agreement, and be it

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

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 473**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SCT-PUBLIC SECTOR, INC. FOR SOFTWARE MAINTENANCE AND SUPPORT FOR THE COUNTY CLERK'S IMAGING SYSTEM FOR THE DIVISION OF COMPUTER SERVICES FOR 1995.**

WHEREAS, this County Legislature, by Resolution 517 of 1993, authorized renewal of an agreement with SCT-Public Sector, Inc. for software maintenance and support for the County Clerk's imaging system for the Division of Computer Services at a cost of \$6,850.00, 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 at a slight decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with SCT-Public Sector, Inc. 962 Delaware Avenue, Lexington, Kentucky 40505 for software maintenance and support for the County Clerk's imaging system for the Division of Computer 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 an amount not to exceed \$6,650.00

for the term of this agreement, and be it

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

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

**Carried.**

Ayes-14,(Augostini, Brown, Burger, Coffey, Harbachuk, Harris, Howard, Kavulich, Lindsey, Malley, Pasquale, Schofield, Taylor & Whalen)

Nays-3 (Hudak, Wagstaff & Wike)

Absent-2 (Mather & Shafer)

**RESOLUTION NO. 474**

by County Administration, Economic Development & Planning, Transportation and Finance Committees Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH KIRKEY & ASSOCIATES, INC. FOR SOFTWARE MAINTENANCE/SUPPORT FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION FOR 1995.**

WHEREAS, this County Legislature, by Resolution 12 of 1994, authorized renewal of an agreement with Kirkey & Associates, Inc. for software maintenance/support for the Department of Public Transportation at a cost of \$3,900.00, 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, at a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the

renewal of the agreement with Kirkey & Associates, Inc. at 2551 Lucien Way, Suite 220, Maitland, FL 32751 for software maintenance/support for the Department of Public Transportation 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 \$3,750.00 for the term of this agreement, and be it

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

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 475**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mrs. Taylor

**RESOLUTION AUTHORIZING AGREEMENT WITH NEW WORLD SYSTEMS CORPORATION TO PROVIDE SOFTWARE MAINTENANCE FOR THE PUBLIC SAFETY SYSTEM FOR 1994 THROUGH 1996.**

WHEREAS, The Division of Computer Services requests authorization for an agreement with New World Systems Corporation for 1994 through 1996 at a cost not to exceed \$30,600.00 per year, and

WHEREAS, said services are necessary to provide a deluxe maintenance program for the Public Safety System including on-site personnel for training and upgrades, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New World Systems Corporation, 3270 West Big

Beaver Road, Suite 300, Troy, Michigan 48084, for software maintenance for the Public Safety System, for the period November 20, 1994 through November 20, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$30,600.00 for the term of this agreement, and be it

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

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

Mr. Burger moved, seconded by Mrs. Taylor to **amend** the first FURTHER RESOLVED to read: ..."**Not to Exceed \$61,200**"...

The amendment **carried**.

Ayes-14, Nays-3 (Hudak, Wagstaff & Wike), Absent-2 (Harbachuk & Mather)

The resolution as amended **carried**.

Ayes-14, Nays-3 (Hudak, Wagstaff & Wike), Absent-2 (Harbachuk & Mather)

#### **RESOLUTION NO. 476**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH DUN & BRADSTREET SOFTWARE FOR**

**"D & B PAYROLL/PERSONNEL" FOR SOFTWARE MAINTENANCE/SUPPORT FOR THE DEPARTMENT OF COMPUTER SERVICES FOR 1995.**

WHEREAS, this County Legislature, by Resolution 516 of 1993, authorized renewal of an agreement with Dun & Bradstreet Software for software maintenance/support for the Division of Computer Services at a cost of \$26,500.00, 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 at an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Dun & Bradstreet Software at 3445 Peachtree Road, N.E., Atlanta, GA 30326 for software maintenance/support for the Division of Computer 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 an amount not to exceed \$27,100.00 for the term of this agreement, and be it

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

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 477**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH KPMG PEAT MARWICK FOR "FAMIS" SOFTWARE**

**MAINTENANCE/SUPPORT FOR THE DIVISION OF  
COMPUTER SERVICES FOR 1995.**

WHEREAS, this County Legislature, by Resolution 512 of 1993, authorized renewal of an agreement with KPMG Peat Marwick for "FAMIS" upgrade and on-line software maintenance/support for the Department of Computer Services at a cost of \$10,000.00, and

WHEREAS, said services are necessary for the continued on-line software maintenance/support for the County's financial/accounting system, 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 KPMG Peat Marwick at 2001 M. Street N.W., Washington, DC 20036 for "FAMIS" on-line software maintenance/support for the Department of Computer 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 an amount not to exceed \$10,000.00 for the term of this agreement, and be it

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

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 478**



by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IBM CORP. FOR LEASE OF VARIOUS MAINFRAME SOFTWARE PRODUCTS FOR THE DIVISION OF COMPUTER SERVICES FOR 1995.**

WHEREAS, this County Legislature, by Resolution 510 of 1993, authorized renewal of an agreement with IBM Corp. for lease of various mainframe software products for the Division of Computer Services for calendar year 1994 at a cost of \$80,500.00, 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, at a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with IBM Corp. at 100 Clinton Square, Rochester, NY 14604 for lease of various mainframe software products for the Division of Computer 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 an amount not to exceed \$70,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4515.101000 (Software 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 479**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IBM CORP. FOR COMPUTER HARDWARE MAINTENANCE INCLUDING "SSA" (SYSTEM SERVICES AVAILABILITY) FOR 1995.**

WHEREAS, this County Legislature, by Resolution 647 of 1993, authorized renewal of an agreement with IBM Corp. for computer hardware maintenance including "SSA" (System Services Availability) for the period January 1, 1994 through December 31, 1994 at a cost of \$77,000.00, 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 a decrease in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with IBM Corp. at 100 Clinton Square, Rochester, NY 14604 for computer hardware maintenance including "SSA" (System Services Availability) 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 \$65,270.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4514.101000 (Hardware Maintenance), and be it

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

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 480**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Malley

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH IBM CORP. FOR "OFFICE VISION" SOFTWARE MAINTENANCE AND TRAINING/SUPPORT FOR THE DIVISION OF COMPUTER SERVICES FOR 1995.**

WHEREAS, this County Legislature, by Resolution 513 of 1993, authorized renewal of an agreement with IBM Corp. for "Office Vision" implementation/training and software maintenance for the Division of Computer Services at a cost of \$5,900.00, 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 IBM Corp. at 100 Clinton Square, Rochester, NY 14604 for "Office Vision" software maintenance and training/support for the Division of Computer 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 an amount not to exceed \$6,195.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4513.101000

(Software Maintenance), and be it

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

**Carried.** Ayes-15, Nays-2 (Wagstaff & Hudak), Absent-2 (Mather & Schofield)

**RESOLUTION NO. 481** by County Administration, Economic Development & Planning and Finance Committees      Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH GEMINI TECHNOLOGIES INTERNATIONAL CORP. FOR LOCAL AREA NETWORK (LAN) CONSULTING SERVICES FOR PROBLEM RESOLUTION ASSISTANCE AND INSTALLATION INSTRUCTION FOR 1995.**

WHEREAS, this County Legislature, by Resolution 518 of 1993, authorized renewal of an agreement with Gemini Technologies International Corp. for Local Area Network (LAN) Consulting Services for the period January 1, 1994 through December 31, 1994 at a cost not to exceed \$4,000.00, 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 Gemini Technologies International

Corp., RD #8 Box 284-A, Binghamton, New York 13901 for Local Area Network (LAN) Consulting Services including problem resolution assistance and installation instruction 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 \$4,000.00 for the term of this agreement, and be it

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

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 482** by County Administration, Economic Development & Planning and Finance Committees      Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH LEGENT CORPORATION FOR LEASE OF TPX-EXTENDED/VM SOFTWARE FOR THE DIVISION OF COMPUTER SERVICES FOR 1995.**

WHEREAS, This County Legislature by Resolution 511 of 1993 authorized renewal of an agreement with Legent Corporation for lease of TPX-Extended/VM Software for the Division of Computer Services for 1994 at a cost not to exceed \$6,500.00.

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, at the same cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the

renewal of the agreement with Legent Corporation, 2000 Park Lane, Pittsburgh, PA 15275, for the Division of Computer 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 an amount not to exceed \$6,500.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 370007.4515.101000 (Software 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 483**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mrs. Coffey

**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.**

WHEREAS, This County Legislature by Resolution No. 315 of 1994 authorized an agreement with MIPS-Miller Information Processing Services Corp. for computer backup generator installation and contingency planning services for the period August 1, 1994 through December 31, 1994, at a cost not to exceed \$115,000.00, and

WHEREAS, the Division of Computer Services requests authorization for an amendment to extend the term of such contract to

December 31, 1995, and

WHEREAS, it is necessary to authorize the amendment as requested in order to permit time for purchase of a generator through the bidding process and associated installation services, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with MIPS-Miller Information Processing Services Corp., Two Clinton Square, Syracuse, New York 13202, to change the period of said agreement to August 1, 1994 through December 31, 1995, and be it

FURTHER RESOLVED, that Resolution 315 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.

**Heldover** by Mr. Wike

**RESOLUTION NO. 484**

by Environment and Finance Committees                      Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JAMES AND MARY STEEN FOR A LEASE OF PROPERTY AT 1161 DUNHAM HILL ROAD, ADJACENT TO THE NANTICOKE LANDFILL FOR 1995.**

WHEREAS, this County Legislature, by Resolution 93-555, authorized an agreement with James and Mary Steen to rent property owned by the County of Broome at 1161 Dunham Hill Road at an amount not to exceed \$300.00 per month, 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 in increase in the rental costs, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with James and Mary Steen for the lease of real property at 1161 Dunham Hill Road for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Steen's shall pay the County an amount not to exceed \$325.00 per month for the term of this agreement, and be it

FURTHER RESOLVED, that should the Steen's lease a garage for storage the rental paid to the County shall be increased by \$25.00 per month for a total rental of \$350.00 per month; and be it

FURTHER RESOLVED, that the payments hereinabove made shall be credited to budget line 230086.0622.206000 (Fees), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 485**

by Environment and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH BURR TRUCK & TRAILER SALES, INC., FOR THE LEASE OF A 1994 WHITE GMC TRUCK WITH ROLL OFF UNIT FOR THE DIVISION OF SOLID WASTE MANAGEMENT.**

WHEREAS, the Division of Solid Waste Management requests authorization to lease a 1994 white GMC truck with roll off unit for use at the Nanticoke Landfill, and

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



RESOLVED, that this County Legislature hereby authorizes an agreement with Burr Truck & Trailer Sales, Inc., 2901 Vestal Road, Vestal, New York 13850, for the lease of a 1994 white GMC truck with roll off unit for the period October 1, 1994 through September 30, 1999, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$18,780.00 per year, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230086.4512.206000 (Outside Machinery Rentals), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 486**

by Public Works and Finance Committees                      Seconded by Mr. Wike

**RESOLUTION AUTHORIZING THE COUNTY OF BROOME TO PARTICIPATE TO THE EXTENT OF 50% OF THE NON-FEDERAL SHARE IN THE COST OF A FEDERAL-AID PROJECT (1993 CAPITAL PROJECT D-333, HALES EDDY BRIDGE) NOT ON THE STATE HIGHWAY SYSTEM ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION.**

WHEREAS, a project for County Road 4 over the West Branch of the Delaware River, BIN 3352290, Broome County/Delaware County, P.I.N. 9750.86, (Hales Eddy Bridge) funded for in title 23 U.S. Code, as amended, calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal

funds, and

WHEREAS, this County Legislature by Resolution 524 of 1992 approved the 1993 Capital Improvement Project D-333 Hales Eddy Bridge, and

WHEREAS, this County Legislature by Resolution 325 of 1994 amended the 1993 Capital Budget to reflect 80% federal funding thereof, and

WHEREAS, this County Legislature desires to advance the above project by making a commitment of 50% of the non-Federal share of the costs of Preliminary Engineering and Right-Of-Way Incidentals, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes the County of Broome to pay 50% of the non-Federal share of the cost of Preliminary Engineering and Right-Of-Way Incidentals work for the subject project or portions of the subject project that are not on the State Highway System; and it is

FURTHER RESOLVED, that the County shall pay not to exceed \$19,700 to cover the cost of participation in the above phase of the project, and the County of Broome is hereby authorized and directed to deposit such sum with the State Comptroller prior to the award of the contract; and it is

FURTHER RESOLVED, that the payment hereinabove authorized shall be made from budget line 035030.2017.501287 (Bridges), and be it

FURTHER RESOLVED, that the County Executive of the County of Broome be and is hereby authorized to execute all of the County of Broome be and is hereby authorized to execute all necessary agreements on behalf of the County of Broome with the New York State Department of Transportation approving of the above subject project and providing for the municipality's participation in the cost in the local share of the subject project, and be it

FURTHER RESOLVED, that a copy of this resolution be filed with the New York State Commissioner of Transportation, it being

understood that upon completion of the above project, the Commissioner shall transmit to the Commissioner of Public Works a statement showing the actual costs and expenses of such work and shall notify the County of Broome of the amount if any to be returned to the County of Broome.

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 487**

by Public Works and Finance Committees

Seconded by Mrs. Wagstaff

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CERTAIN MUNICIPALITIES IN BROOME COUNTY FOR THE CONTROL OF SNOW AND ICE ON COUNTY ROAD AND HIGHWAYS**

WHEREAS, this County Legislature, by Resolution 511 of 1992, authorized renewal of agreements with various towns in Broome County whereby said towns contracted to remove snow and ice from certain County highways for the period January 1, 1993 through December 31, 1994; and

WHEREAS, this 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 agreements with Towns of Barker, Binghamton, Conklin, Kirkwood, Lisle, Maine, Nanticoke, Triangle and Vestal, whereby said towns will remove snow and ice from certain County highways for the period January 1, 1995 through December 31, 1996 at the rate of \$2,459 per mile for calendar year 1995 and \$2,607 per mile for calendar year 1996, and be it

FURTHER RESOLVED, that payments under said agreement shall be made from budget line 030130.4512.301000 (Outside Rental - Machinery), 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-1 (Coffey), Absent-2 (Mather & Schofield)

**RESOLUTION NO. 488**

by Education, Culture & Recreation and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH COURT AND STATE COMPANY FOR LEASE OF SPACE FOR BROOME COUNTY PUBLIC LIBRARY.**

WHEREAS, this County Legislature, by Resolution 441 of 1992, authorized an agreement with Court and State Company for lease of space at 122 State Street at a cost of \$47,829 (including tax escalation), and

WHEREAS, said services are necessary for continued need for additional property to house library operations, and

WHEREAS, said agreement expires by its terms on October 1, 1994, and it is desired at this time to renew said agreement for 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 Court and State Company for lease of space at 122 Court Street for the period October 1, 1994 through September 30, 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor, Court and State Company, total cost not to exceed \$49,229 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 841007.4422.304000 (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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 489**

by Education, Culture & Recreation and County Administration,  
Economic Development & Planning Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING THE RELOCATION OF THE  
"FRACTURED CONE" ART SCULPTURE FROM THE  
GOVERNMENTAL PLAZA TO THE BROOME COMMUNITY  
COLLEGE CAMPUS.**

WHEREAS, discussion is continuing to dismantle and rehabilitate the Governmental Plaza, and

WHEREAS, the "Fractured Cone" art sculpture has for many years sat on the Plaza deck unviewed by the general public, and

WHEREAS, Broome Community College since 1987 has been requesting that this art sculpture be moved, at its own expense, to its campus, and

WHEREAS, the newly renovated Broome Community College Titchener Hall has an entrance plaza designed to accept the sculpture, and

WHEREAS, once located at the College, the sculpture would be visible to thousands of area residents and be a major enhancement and focal point for the campus, now, therefore be it

RESOLVED, that the Broome County Legislature approves the relocation of the "Fractured Cone" art sculpture to Broome Community College on permanent loan from the County of Broome, the City of Binghamton, and the State of New York, provided permission is obtained from both the City of Binghamton and the State of New

York, and be it

FURTHER RESOLVED, that this relocation will be at the sole expense of Broome Community College and contingent upon Broome Community College's agreement to accept all financial responsibility for the relocation.

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 490**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION ESTABLISHING FEE SCHEDULE FOR THE DEPARTMENT OF HEALTH HOME HEALTH SERVICES AND CLINICS FOR 1995.**

RESOLVED, that the fee schedule attached hereto as Exhibit "A" is hereby authorized and adopted for the Department of Health Home Health Services and Clinics for calendar year 1995.

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 491**

by County Administration, Economic Development & Planning Committee

Seconded by Mr. Whalen

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY ECONOMIC DEVELOPMENT ADVISORY COUNCIL.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Resolution No. 155 of 1994, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Economic Development Advisory Council for the terms indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Mary Clark c/o Citizen Action 30 State Street Colonial Plaza Binghamton, New York 13901	December 31, 1995
Derrick Span c/o Urban League of Broome County 43 Carroll Street Binghamton, New York 13901	December 31, 1995
Sedessia Spivey c/o S & W Innovative Solutions 349 Chenango Street Binghamton, New York 13901	December 31, 1995

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 155 of 1994, to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 155 of 1994, does hereby confirm the appointments of the above-named individuals to membership on the Broome County Economic Development Advisory Council in accordance with their appointment by the County Executive.

Separate votes were taken on each individual.

Mary Clark

**Carried.**

Ayes-12(Burger, Coffey, Harbachuk, Harris, Howard, Kavulich,  
Lindsey, Malley, Pasquale, Taylor, Whalen & Shafer)

Nays-5 (Augostini, Brown, Hudak, Wagstaff & Wike)  
Absent-2 (Mather & Schofield)

Derrick Span

**Carried.** Ayes-17, Absent-2 (Mather & Schofield)

Sedessia Spivey

**Carried.** Ayes-17, Absent-2 (Mather & Schofield)

**RESOLUTION NO. 492**

by Finance Committee

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH  
SEDGWICK JAMES OF NEW YORK, INC., FOR  
EMPLOYERS' LIABILITY EXCESS INSURANCE FOR THE  
BROOME COUNTY SELF INSURED WORKERS'  
COMPENSATION PLAN FOR THE YEAR 1995.**

WHEREAS, the Risk Manager requests authorization to purchase employers' liability (Type B) coverage for participants in the Broome County Self Insured Workers' Compensation Plan, and

WHEREAS, the Risk Manager requests authorization to enter into an agreement with Sedgwick James of New York, Inc. for the purchase of said insurance, and

WHEREAS, the purchase of said insurance is designed to protect the county, towns and villages that participate in the workers' compensation plan against third party lawsuits, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Sedgwick James of New York, Inc., 2000 Lincoln First Square, Rochester, New York 14604-1995, for the purchase of employers' liability (Type B) coverage for the Broome County Self



Insured Workers' Compensation Plan, 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 \$55,000.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 050013.4521.602000 (Workers' Compensation), and be it

FURTHER RESOLVED, that said employers' liability coverage shall contain a \$25,000.00 retention which will require the employee's employer to pay the first \$10,000.00 of liability with the County Self Insurance program to pay out of its annual budget any costs connected with employers' liability above the first \$10,000.00 to a maximum of \$25,000.00, and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

### **RESOLUTION NO. 493**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

### **RESOLUTION AUTHORIZING REVISION OF CHILD ABUSE PREVENTION AND EDUCATION ONGOING GRANT AND ADOPTING A REVISED PROGRAM BUDGET CONNECTION THEREWITH.**

WHEREAS, this County Legislature, by Resolution 105 of 1989, as amended by Resolutions 240 and 504 of 1990, 202 of 1991, 39 and 308 of 1992, 172 and 483 of 1993 and 114 of 1994, authorized the continued participation in the Child Abuse Prevention and Education Ongoing Program and adopted a program budget in connection

therewith in the total amount of \$71,024.27, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in grant revenues by the transfer of trust fund revenues into program expenditures, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Child Abuse Prevention and Education Ongoing Grant in the total amount of \$74,920.88, 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 \$74,920.88, and be it

FURTHER RESOLVED, that Resolution 105 of 1989, is amended by Resolutions 240 and 504 of 1990, 202 of 1991, 39 and 308 of 1992, 172 and 483 of 1993 and 114 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.** Ayes-18, Absent-1 (Mather)

#### **RESOLUTION NO. 494**

by Public Safety & Emergency Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING REVISION OF INTENSIVE SUPERVISION PROGRAM GRANT FOR PROBATION DEPARTMENT AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolution 113 of 1994, authorized the continued participation by the Probation Department in the Intensive Supervision Grant Program for the period April 1, 1994 through March 31, 1995, and adopted a program budget in connection therewith in the total amount of \$151,964.00, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the Intensive Supervision Program Grant for the Probation Department for the period April 1, 1994 through March 31, 1995 in the total amount of \$151,530.00, 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 \$151,530.00 for the period April 1, 1994 through March 31, 1995, and be it

FURTHER RESOLVED, that Resolution 113 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 495**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS VENDORS TO PROVIDE SERVICES UNDER THE HEALTH DEPARTMENT'S DIVISION OF CHILD DEVELOPMENT PROGRAM FOR 1994 THROUGH 1996.**

WHEREAS, this County Legislature, by Resolution 594 of 1993, authorized agreements with various vendors for services under the Health Department's Division of Child Development, for calendar year 1994, and

WHEREAS, the Health Department requests authorization for agreements with additional providers for services under said program for the period November 1, 1994 through December 31, 1996, and

WHEREAS, said services are necessary to provide needed services, including itinerant speech, occupational, and physical therapies, special education, medical services (including psychological evaluations, social history, physical examinations, and non-physician evaluation), classroom and personal care aides, service coordination, interpreters, nursing services, counseling, and transportation for the Health Department's Division of Child Development, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements with the vendors as listed on the attached Exhibit A for the

period November 1, 1994 through December 31, 1996, and be it

FURTHER RESOLVED, that this Legislature authorizes payment at rates that are established for 1994, 1995 and 1996 by New York State or prevailing Medicaid rate, if applicable, upon the condition that said rates are communicated in writing to the Clerk of the Broome County Legislature, the Comptroller, the Finance Commissioner and the Director of Budget and Research, within 14 days of being notified of said rate by the State of New York, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from various budget lines under the Division of Child Development, total amount not to exceed the legal appropriated amounts for each calendar 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 496**

by Health & Human Services and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING AGREEMENT WITH ORTHOPEDIC MEDICAL SERVICE GROUP FOR THE HEALTH DEPARTMENT PHYSICALLY HANDICAPPED CHILDREN'S PROGRAM FOR 1994 THROUGH 1996.**

WHEREAS, the Health Department requests authorization for an agreement with Orthopedic Medical Service Group for medical services for the Health Department Physically Handicapped Children's Program for the period June 1, 1994 through December 31, 1996, and

WHEREAS, said agreement is necessary to assist certain qualified families financially for the medical care of their children suffering from long term health problems, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Orthopedic Medical Service Group, Suite 100, 550 Harrison Street, Syracuse, New York 13202 for medical services for the Health Department Physically Handicapped Children's Program at state prevailing medicaid rates for the period June 1, 1994 through December 31, 1996, and

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480293.4707.101000 (Medical and Hospital Services), and be it

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

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 497**

by Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING RENEWAL OF THE BROOME COUNTY HEALTH DEPARTMENT'S INFANT HEALTH ASSESSMENT PROGRAM (IHAP) AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1994 THROUGH 1995.**

WHEREAS, this County Legislature, by Resolutions 391 of 1993 and 177 of 1994, authorized the Broome County Health Department Infant Health Assessment Program (IHAP) Grant for the period October 1, 1993 through September 30, 1994 and adopted a program budget in connection therewith in the total amount of \$89,769, and

WHEREAS, it is desired at this time to renew said program grant for the period October 1, 1994 through September 30, 1995, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the

renewal of the Broome County Health Department's Infant Health Assessment Program (IHAP) Grant for the period October 1, 1994 through September 30, 1995 in the total amount of \$89,769, and be it

FURTHER RESOLVED, that this Legislature hereby adopts and approves the program budget annexed hereto as Exhibit "A" in the total amount of \$89,769 for the period October 1, 1994 through September 30, 1995, 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.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 498**

by Public Safety & Emergency Services and Finance Committee  
Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH SOUTHSIDE PET HOSPITAL FOR VACCINATION AND VETERINARIAN SERVICES FOR THE BROOME COUNTY DOG SHELTER FOR THE DEPARTMENT OF SECURITY FOR 1995.**

WHEREAS, this County Legislature, By Resolution 548 of 1993, authorized an agreement with Southside Pet Hospital for calendar year

1994, for vaccination and veterinarian services at the Broome County Dog Shelter at a cost not to exceed \$8,100.00, and

WHEREAS, said services are necessary for public health and humane treatment of strays and dogs running at large that are housed at the Broome County Dog Shelter, 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 Southside Pet Hospital, 25 Webster Street, Binghamton, New York 13903, for vaccination and veterinarian services at the Broome County Dog Shelter for calendar year 1995, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$8,289 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480160.4742.101000 (Veterinarian Services), and be it

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

**Carried.** Ayes-17, Absent-2 (Mather & Schofield)

**RESOLUTION NO. 499**

by Finance and Personnel Committee

Seconded by Mr. Wike

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR WILLOW POINT NURSING FACILITY AND THE DIVISION**



**OF SOLID WASTE MANAGEMENT**

RESOLVED, that in accordance with a request from Willow Point Nursing Facility, in order to provide funds for On-Call Pay presently being paid from 1000 line, as requested by BT# 7793, 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: 160127	1000	204000	Maintenance - Regular Salaries	\$7,255	
TO :	160127	1930	204000	Maintenance - On-Call Pay	\$7,255

and be it

FURTHER RESOLVED, that in accordance with a request from the Division of Solid Waste, in order to provide funds for inter-divisional reallocations, as requested by BT# 7665, 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: 230060	1700	206000	Salaries- Overtime	\$ 500	
	230086	1000	Salaries - Full Time	25,000	
TO :	230060	1910	206000	Salaries - Out of Title	\$ 0
	230078	1600	206000	Salaries - Temporary	5,000
	230086	1600	206000	Salaries - Temporary	4,000
	230086	1700	206000	Salaries - Overtime	7,000
	230086	1910	206000	Salaries - Out of Title	9,000

**Carried.** Ayes-18, Absent-1 (Mather)

**RESOLUTION NO. 500**

by Personnel and Finance Committees           Seconded by Mr. Malley  
**RESOLUTION AUTHORIZING AGREEMENT WITH  
HEALTH SERVICES MEDICAL CORPORATION OF  
CENTRAL NEW YORK, INC. (PHP-PREPAID HEALTH PLAN)  
FOR ALTERNATIVE HEALTH CARE BENEFITS FOR  
BROOME COUNTY EMPLOYEES FOR 1995.**

WHEREAS, the Risk Manager request authorization for an agreement with Health Services Medical Corporation of Central New York, Inc. (PHP-Prepaid Health Plan) for alternative health care benefits for Broome County employees for calendar year 1995, and

WHEREAS, it is required by Federal Law that Broome County employees are offered alternative health care benefit packages, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Health Services Medical Corporation of Central New York, Inc. (PHP-Prepaid Health Plan) 49 Court Street, Binghamton, NY 13901 for alternative health care benefits for Broome County employees for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that the payments authorized under this agreement shall be made from budget line 050047.4549.601000 (Services to Participants), and be it

FURTHER RESOLVED, that medical coverage for employees through the County health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan as shown in Exhibit A annexed hereto, and be it

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

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

**Heldover** by Mr. Brown

**RESOLUTION NO. 501**

by Personnel and Finance Committees                      Seconded by Mr. Malley

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HMOCNY FOR ALTERNATIVE HEALTH CARE BENEFITS FOR COUNTY EMPLOYEES FOR 1995.**

WHEREAS, this County Legislature, by Resolution 554 of 1993, authorized renewal of an agreement with HMOCNY for the provision of an alternative health care benefits package for Broome County employees 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, with an increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with HMOCNY, 2 Court Street, Binghamton, NY 13901 for provision of an alternative package of health care benefits for Broome County employees for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that the payments authorized under this agreement shall be made from budget line 050047.4549.601000 (Services to Participants), and be it

FURTHER RESOLVED, that the medical coverage for employees through the county health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan as shown on Exhibit A annexed hereto,

and be it

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

**Heldover** by Mr. Brown

**RESOLUTION NO. 502**

by Personnel and Finance Committees

Seconded by Mr. Malley

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH MOHAWK VALLEY PHYSICIANS HEALTH PLAN, INC. (MVP) FOR ALTERNATIVE HEALTH CARE BENEFITS FOR COUNTY EMPLOYEES FOR 1995.**

WHEREAS, this County Legislature, by Resolution 550 of 1993, authorized an agreement with Mohawk Valley Physicians Health Plan, Inc. (MVP) for the provision of an alternative health care benefits package for Broome County employees 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 Mohawk Valley Physicians Health Plan, Inc. (MVP) Vestal Executive Park, 4104 Old Vestal Road, Vestal, NY 13850 for provision of an alternative package of health care benefits for Broome County employees for the period January 1, 1995 through December 31, 1995, and be it

FURTHER RESOLVED, that the payments authorized by this agreement shall be made from budget line 050047.4549.601000 (Service to Participants), and be it

FURTHER RESOLVED, that the medical coverage for employees

through the county health benefits self-insurance program will continue to be available, and be it

FURTHER RESOLVED, that the County's financial obligation under the agreement herein authorized shall be limited to single and family premium levels which are in effect through the traditional Broome County Health Plan as shown on Exhibit A annexed hereto, and be it

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

Mrs. Coffey moved, seconded by Mr. Malley to **call the question.**

The call of the question **carried.**

Ayes-16, Nays-1 (Brown), Absent-2 (Mather & Schofield)

The resolution **carried.** Ayes-16, Nays-1 (Brown), Absent-2 (Mather & Schofield)

### **RESOLUTION NO. 503**

by Personnel and Finance Committees                      Seconded by Mr. Malley

### **RESOLUTION SETTING RATES FOR BROOME COUNTY HEALTH PLAN FOR COUNTY EMPLOYEES FOR 1995.**

WHEREAS, this County Legislature by Resolution 81 of 1981 established a self-insurance fund for the Broome County Health Plan for County employees, and

WHEREAS, the Risk Manager has recommended that rates be established for contributions to such fund for calendar 1995, now, therefore, be it

RESOLVED, that this County Legislature hereby adopts the contribution rates set forth in Exhibit A annexed hereto for the Broome County Health Plan for County employees administered by SIEBA, Ltd. 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 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.

Mrs. Coffey moved, seconded by Mr. Lindsey to **call the question.**

The call of the question **carried.**

Ayes-17, Nays-0, Absent-2 (Mather & Schofield)

The resolution **carried.**

Ayes-17, Absent-2 (Mather & Schofield)

#### **RESOLUTION NO. 504**

by County Administration, Economic Development & Planning and Finance Committees

Seconded by Mr. Whalen

#### **RESOLUTION AUTHORIZING APPORTIONMENT AND COLLECTION OF ELECTION EXPENSES IN BROOME COUNTY FOR 1993.**

WHEREAS, New York State Election Law Section 4-138 requires the allocation of Board of Election expenses to the city and towns of Broome County, and

WHEREAS, this County Legislature, by Resolution 298 of 1991 set a rate schedule of election chargebacks, including the percentage of chargebacks for elections costs, and

WHEREAS, it is desired at this time to authorize the apportionment and collection of election expenses among the city and towns of Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the apportionment and collection of election expenses for 1993 in the total amount of \$108,263, the amount to be apportioned and collected from each city or town being shown in the column labeled "Totals" in Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that said Resolution 298 of 1991, to the

extent that it is inconsistent with the terms of this resolution, is hereby superseded, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby authorized to notify the Chief Executive Officers of the city and towns of the election expenses assessments, and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Commissioner of Finance are hereby authorized to collect from the city and towns the elections expense assessment amount shown on Exhibit "A" and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Commissioner of Finance are hereby authorized to take all measures 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 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.

LEGISLATIVE NOTE: Method of apportionment is by assessed value.  
**Heldover** by Mr. Augostini

**RESOLUTION NO. 505**

by Hon. James Malley

Seconded by Mr. Pasquale

**RESOLUTION SELECTING OPTION F AS THE OPTION WHICH THE COUNTY INTENDS TO PURSUE IN RENOVATION OF THE GEORGE HARVEY JUSTICE BUILDING.**

WHEREAS, in connection with the George Harvey Justice Building Renovation Project, a number of options have been considered and two remain to be considered, namely option A and Option AA, and

WHEREAS, the Court Space Management Team recommends

that both Option A and Option AA remain as viable options for consideration by the Legislature, and

WHEREAS, it is necessary at this time to select either Option A or Option AA as the option which the County intends to pursue, now, therefore, be it

RESOLVED, that this County Legislature, having given due consideration to both Options A and AA, hereby selects Option \_\_\_\_\_ as the option which the County intends to pursue in the George Harvey Justice Building Renovation Project, and be it

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

Mr. Malley moved, seconded by Mr. Pasquale the following amendment:

**Amendment to Intro. No. 10-September.**

Intro. No. 10 is amended by deleting the second and third whereas clauses and deleting the resolved and further resolved clauses, and by adding the following:

WHEREAS, persistently unfavorable economic conditions in Broome County continue to cause severe hardships in the private and public sectors, and

WHEREAS, serious environmental concerns have come to light in the SEQRA process with respect to both Option A and Option AA, and

WHEREAS, therefore, neither Option A or Option AA, both of which include construction of a large, new court facilities building, is feasible under current conditions, and

WHEREAS, this County Legislature recognizes the obligation of the County to upgrade Family Court and other court facilities as soon as realistically practicable, and



WHEREAS, it appears that it may be possible to upgrade said court facilities at much lower cost and with substantially less adverse environmental impact by temporarily relocating the courts and offices now located in said building to temporary quarters in leased facilities and undertaking a comprehensive renovation of the George Harvey Justice Building, including, if necessary, construction of an addition thereto in the rear, now, therefore, be it

RESOLVED, that the Department of Public Works is directed to pursue an evaluation of a new renovation option, identified as Option F, which would involve removal of all occupants of the George Harvey Justice Building and relocation of them in temporary leased space, and complete renovation of all floors of said building with the possible inclusion of a building addition located directly behind said building to provide extra floor space, and, if necessary, to include the providing of permanent leased office space for those court facilities and offices that could not, because of limited space, be located in the renovated George Harvey Justice Building or a possible addition thereto, and be it

FURTHER RESOLVED, that the Department of Public Works is hereby authorized to negotiate a contract amendment with MRB Group, P.C. 2480 Browncroft Boulevard, Rochester, New York 14625 providing for preparation of a report which would allow for a preliminary review of Option F to determine whether it is a viable option, and be it

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

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035121.4746.501233 (Engineering Services), and be it

FURTHER RESOLVED, that the Chairman of the County Legislature and the County Executive are hereby authorized to request the granting by the New York State Office of Court Administration of

an extension of time, from October 31, 1994 to July 1, 1995, for submission of the county's final court space program plan, such extension being needed in order to complete the evaluation of Option F and prepare and adopt a final program plan, and be it

FURTHER RESOLVED, the County Executive and the Chairman of the County Legislature are 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.

Mrs. Wagstaff moved, seconded by Mr. Malley to **amend the amendment** to the resolution, to change the dollar amount of the proposed contract with MRB from \$40,000 to \$25,000.

The amendment to the amendment **carried**.

Ayes-15, Nays-1 (Harris), Absent-3 (Augostini, Mather & Schofield)

Mr. Lindsey moved, seconded by Mr. Malley to **call the question** on the amendment as amended. The call of the question **carried**.

Ayes-16, Absent-3 (Augostini, Mather & Schofield)

The amendment as amended **carried**.

Ayes-15, Nays-1 (Brown), Absent-3 (Augostini, Mather & Schofield)

The resolution as amended **carried**.

Ayes-14, Nays-2 (Brown & Hudak), Absent-3 (Augostini, Mather & Schofield)

Mr. Pasquale moved, seconded by Mr. Augostini to **suspend the rules** so that Resolution #506 could be brought before the Legislature without committee sponsorship. The rules were **suspended**. Ayes-18, Absent-1 (Mather).

**RESOLUTION NO. 506**

by Health and Human Services, Personnel and Finance Committees

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH JEFFREY GREENBLOTT, FOR INTERIM ADMINISTRATOR SERVICES FOR WILLOW POINT NURSING FACILITY FOR 1994.**

WHEREAS, this County Legislature by Resolution 397 of 1994 authorized an agreement with Jeffrey Greenblott to serve as interim administrator for the Willow Point Nursing Facility for a period not to exceed 90 days; and

WHEREAS, a full time nursing home administrator has not been hired for Willow Point Nursing Facility; and

WHEREAS, in accordance with Section 415.26 (A)(3) of Codes, Rules and Regulations of New York State the Willow Point Nursing Facility is required to have a licensed nursing home administrator on site for a minimum of 12 hours per week; and

WHEREAS, it is necessary to utilize an interim administrator to meet this requirement until such time as a full-time licensed nursing home administrator is hired; and

WHEREAS, Jeffrey Greenblott is a duly licensed nursing home administrator and able to immediately assume the position of Willow Point Nursing Facility Administrator; and

WHEREAS, it is requested that this County Legislature renew the agreement with Jeffrey Greenblott to serve as interim administrator for Willow Point Nursing Facility for an additional period not to exceed 90 days at a rate of \$100.00 per hour for 12 hours per week; now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves a renewal of the agreement with Jeffrey Greenblott to serve as interim administrator for the Willow Point Nursing Facility for an additional period not to exceed 90 days; 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 12 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#7817, 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: 160028	1000	204000	Salaries, Fulltime	\$9,600
TO: 160028	4747	204000	Other Professional Service	\$9,600

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.

Mrs. Wagstaff moved, seconded by Mr. Schofield to **amend** the resolution from [90 days] to **60 days**. Amendment **carried**. Ayes-18, Absent-1 (Mather).

Mr. Pasquale moved, seconded by Mrs. Wagstaff to **call the question**.

The call of the question **carried**. Ayes-18, Absent-1 (Mather).

The resolution as amended **carried**. Ayes-17, Nays-1 (Augustini),  
Absent-1 (Mather)

Mrs. Taylor moved, seconded by Mr. Pasquale to adjourn at 7:13 P.M.

**Carried** by voice vote.