

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
DECEMBER 30, 1996**

The Legislature convened at 4:00 P.M. with a call to order by the Chair, Arthur J. Shafer. The Clerk, Richard R. Blythe, read the fire exit announcement and called the Attendance Roll: Present-16, Absent-2 (Mrs. Hudak & Mr. Lindsey) Vacant - 1 (Legislator from the 16th. District)

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

Mr. Miller moved, seconded by Mr. Whalen that the minutes of the Regular Session of December 19, 1996, be approved as prepared and presented by the Clerk. **Carried.**
Ayes-16, Absent-2 (Hudak & Lindsey), Vacant-1 (Legislator from the 16th. District)

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

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES
& REPORTS:

PETITIONS: NONE

COMMUNICATIONS:

1. Selection of Hon. Vincent A. Pasquale as Minority Leader (1997-1998).
2. Selection of Hon. Wayne L. Howard as Majority Leader (1997-1998).
3. 1997 Town Budget

- a. Town of Vestal
- 4.Minutes from:
 - a.Willow Point Nursing Facility
 - b.Binghamton Regional Airport
 - c.Industrial Development Agency (minutes and various materials).
- 5.Resolutions from:
 - a.Delaware County (Enter into agreement with Broome County-Reconstruction of Hale Eddy Bridge).
 - b.Dutchess County (Requesting State increase rate of reimbursement for Parole Violation Assigned Counsel).
 - c.Town of Nanticoke (Requesting Legislation to Eliminate/Reduce voter Registration at Local Polling Places).
- 6.Broome Community College (Adopted Budget 1996-97).
- 7.Broome County Adopted 1997 Budget; Adopted Capital Improvements Program (1997-2002).
- 8.Town of Colesville Public Hearing, January 13, 1997, 7:30 p.m. (proposed Local Law amending Land Use).

NOTICES: NONE

REPORTS:

- 1.Monthly Reports:
 - a.Broome Community College (Budget Transfers and Above Minimum Hires, October 1996).
 - b.Department of Social Services (July 1996).
- 2.Annual Reports:
 - a. Binghamton Regional Airport (1994 and 1995).
- 3."Managed Long-Term Care and the Role of Government" provided by NYS CASA Association.
- 4."Broome County Highway Cost Study" provided by Office of State Comptroller.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY

REGULAR SESSION OF DECEMBER 30, 1996

LEGISLATURE

Recognition of Retiring Legislators:

Mr. Shafer presented the ceremonial 'Seal of the County' to Mr. Cahill and Mr. Holley.

Mr. Howard moved, seconded by Mrs. Coffey, to receive and file the above referenced report(s) and to authorize and direct the Clerk to index said report(s) in the 1996 JOURNAL OF PROCEEDINGS and to publish pertinent portions of said reports as may be directed by the Chair.

Carried.

Ayes-16, Absent-2 (Hudak & Lindsey), Vacant-1 (Legislator from the 16th. District)

Several resolutions were taken out of order, however, for the sake of clarity, all resolutions are presented in numerical order.

At this point in the meeting, Chairman Shafer stepped down and presented the gavel to Legislator Holley. Mr. Holley was requested to chair the meeting to the point where new resolutions were introduced.

Mr. Pasquale and Mr. Wike were designated by the Chair as participants in the 'short roll call' for the session.

Mr. Shafer seconded the preferred agenda.

RESOLUTIONS HELD OVER FROM THE PRIOR SESSION OF
DECEMBER 19, 1996

RESOLUTION NO. 564 (heldover by Mr. Schofield)
by FINANCE COMMITTEE

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH UTICA MUTUAL FOR THIRD PARTY ADMINISTRATION SERVICES FOR BROOME COUNTY'S WORKERS' COMPENSATION PLAN FOR 1997.

Carried.

Ayes-16, Absent-2 (Hudak & Lindsey), Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 565 (heldover by Mr. Schofield)

by FINANCE COMMITTEE

RESOLUTION AUTHORIZING AGREEMENT WITH CORPORATE CARE MANAGEMENT, FOR WORKERS' COMPENSATION CASE MANAGEMENT FOR RISK MANAGEMENT FOR 1997.

Carried. Ayes-15, Absent-3 (Hudak, Lindsey & Schofield), Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 567 (heldover by Mr. Schofield)

by FINANCE COMMITTEE and PERSONNEL COMMITTEES

RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH CORPORATE CARE MANAGEMENT FOR CASE MANAGEMENT MONITORING OF BROOME COUNTY'S SELF-INSURED HEALTH PROGRAM FOR 1997.

Carried. Ayes-16, Absent-2 (Hudak & Lindsey), Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 585 (heldover by Mrs. Coffey)

by FINANCE COMMITTEE

**RESOLUTION REAPPOINTING ALEX J. MCLAUGHLIN AS
BROOME COUNTY COMPTROLLER IN ACCORDANCE
WITH THE PROVISIONS OF THE BROOME COUNTY
CHARTER AND ADMINISTRATIVE CODE.**

Mr. Schofield moved, seconded by Mr. Wike to **call the question** on the resolution. The call of the question **carried.**

Ayes-13 Augustini, Burger, Coffey, Holley, Howard, Hull, Mather,
Miller, O'Day, Schofield, Sweet, Wike & Shafer

Nays-3 Kavulich, Pasquale & Whalen

Absent-2 Hudak & Lindsey

Vacant-1 Legislator from the 16th. District

The resolution **carried.**

Ayes-14, Nays-2 (Coffey & Whalen), Absent-2 (Hudak & Lindsey),

Vacant-1 (Legislator from the 16th. District)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 606A

by FINANCE COMMITTEE

Seconded by Mr. Shafer

RESOLUTION LEVYING COUNTY TAXES

WHEREAS, this County Legislature, by Resolution 416 of 1996, has adopted a budget for the fiscal year 1997, and

WHEREAS, this County Legislature, by Resolution 416 of 1996, made appropriations for the conduct of the Broome County Government for the fiscal year 1997, now, therefore, be it

RESOLVED, to meet the amount of said appropriations, this County Legislature levies the following taxes pursuant to the provisions of Sec. 360 of the County Law and Sec. 900 of the Real Property Tax Law and of the Broome County Charter, upon the valuation as equalized by it as hereinafter specified, to wit: Upon all taxable property in the County, the sum of \$41,140,835.

Carried. Ayes-16, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 607

by FINANCE COMMITTEE

Seconded by Mr. Shafer

RESOLUTION LEVYING TAX, PURSUANT TO SECTION 902 OF THE REAL PROPERTY TAX LAW AND OF THE BROOME COUNTY CHARTER, ON THE CITY OF BINGHAMTON FOR 1997.

RESOLVED, that there be levied against the real property of the City of Binghamton in the amount hereinafter set forth and that the proper persons be and they are hereby authorized to execute and affix the proper Warrant to Tax Rolls thereof: County tax - \$7,981,765, and be it

FURTHER RESOLVED, that the payment to the Commissioner of Finance of Broome County be made pursuant to the City's Charter, one-half on March 1, 1997, and one-half on September 1, 1997 up to the amount collected.

Carried. Ayes-16, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 608

by FINANCE COMMITTEE Seconded by Mr. Shafer
**RESOLUTION CERTIFYING COUNTY TAXES DUE FROM
EACH MUNICIPALITY IN BROOME COUNTY**

WHEREAS, the budget for fiscal year commencing January 1, 1997 in which the County taxes are to be levied is \$41,140,835, and

WHEREAS, the County Legislature must certify to each municipality the contribution of such municipality to the taxes of the County based upon the full valuation of taxable real property in such municipality in accordance with the provisions of Article 8 of the Real Property Tax Law, and

WHEREAS, Chapter 828 of the Laws of 1985 requires that the municipalities levy the exact amount certified to be due and direct the extension of such amount against each parcel of taxable real property, now, therefore, be it

RESOLVED, that on or before December 31, 1996, the Chairman of the Broome County Legislature is hereby directed to issue a certificate to the chief fiscal officer of each municipality certifying the contribution of each municipality to the taxes of the County for the fiscal year commencing January 1, 1997, based upon a total tax levy of \$41,140,835, as follows:

<u>Municipality</u>	<u>Tax Contribution</u>	<u>Rate per \$1,000</u>
City of Binghamton	\$7,981,765	\$ 5.979204
Town of Barker	423,159	\$ 6.055316
Town of Binghamton	1,234,170	\$ 6.262321
Town of Chenango	2,601,658	\$ 6.038269
Town of Colesville	903,083	\$58.812883
Town of Conklin	1,137,148	\$ 6.019519
Town of Dickinson	900,016	\$ 6.268022
Town of Fenton	1,214,233	\$ 6.304955
Town of Kirkwood	1,540,634	\$ 5.989762
Town of Lisle	408,182	\$ 6.400809
Town of Maine	991,637	\$ 6.304945

Town of Nanticoke	253,547	\$ 6.139351
Town of Sanford	872,850	\$ 6.051120
Town of Triangle	434,950	\$ 6.072174
Town of Union	13,037,419	\$95.397654
Town of Vestal	6,026,796	\$101.570168
Town of Windsor	<u>1,179,588</u>	\$ 6.244243
TOTAL:	\$41,140,835	

and be it

FURTHER RESOLVED, that the certificate shall be delivered to the chief fiscal officer of each municipality in person, and be it

FURTHER RESOLVED, that the certificate shall contain the rate per \$1,000 of assessed value as determined from the latest final assessment role, and be it

FURTHER RESOLVED, that in the event that a municipality shall fail to make the levy required by law and return same to the Clerk of the Broome County Legislature on or before December 31, 1996, the County Attorney is directed to institute an Article 78 proceeding against any such municipality to compel the levy and assessment of County taxes by such municipality.

Carried. Ayes-15, Nays-1 (Whalen), Absent-2 (Hudak & Lindsey), Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 609

by FINANCE COMMITTEE

Seconded by Mr. Shafer

RESOLUTION LEVYING RETURNED SCHOOL AND VILLAGE TAXES FOR 1996.

RESOLVED, that the Certificate of Returned School Taxes as reported by the Commissioner of Finance, as set forth in Exhibit "A" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected by the same be returned to the Commissioner of Finance to reimburse unpaid school taxes to the respective school districts,

together with the expense of collection, and be it

FURTHER RESOLVED, that the Certificate of returned Village Taxes, as reported by the Commissioner of Finance, as set forth in Exhibit "B" attached hereto, be received in the amount of such unpaid taxes with seven percent of the amount of principal and interest in addition thereto, be levied upon the real property on which the same were imposed, and when collected, the same be returned to the Commissioner of Finance to reimburse the County for the amount advanced to pay the amount of returned unpaid village taxes to the respective villages, together with the expense of collection.

1996 RETURNED SCHOOL TAXES BY SCHOOL DISTRICT - TOTAL RELEVY

	TOTAL UNPAID	7% COUNTY	
TOTAL SCHOOL DISTRICT	TAX ON ROLL	PENALTY	RELEVIED TAX
AFTON	\$ 103,752.38	\$ 7,262.67	\$ 111,015.05
BAINBRIDGE-GUILFORD	\$ 2,618.33	\$ 183.28	\$ 2,801.61
BINGHAMTON 002	\$ 52,507.28	\$ 3,675.50	\$ 56,182.78
CHENANGO FORKS	\$ 554,076.26	\$ 38,785.34	\$ 592,861.60
CHENANGO VALLEY	\$ 618,545.55	\$ 43,298.25	\$ 661,843.80
CINCINNATUS	\$ 241.70	\$ 16.92	\$ 258.62
DEPOSIT	\$ 204,164.30	\$ 14,291.48	\$ 218,455.78
GREENE	\$ 1,505.05	\$ 105.36	\$ 1,610.41
HARPURSVILLE	\$ 375,000.91	\$ 26,250.18	\$ 401,251.09
JOHNSON CITY	\$ 950,786.24	\$ 66,554.98	\$1,017,341.22

1996 JOURNAL OF PROCEEDINGS OF THE BROOME COUNTY LEGISLATURE

MAINE-ENDWELL	\$ 860,366.69	\$ 60,225.71	\$
920,592.40			
MARATHON	\$ 32,878.93	\$ 2,301.54	\$
35,180.47			
NEWARK VALLEY	\$ 0.00	\$ 0.00	\$
0.00			
SUSQUEHANNA VALLEY	\$ 839,278.08	\$ 58,749.76	\$
898,027.84			
UNION-ENDICOTT	\$1,311,672.62	\$ 91,816.94	
\$1,403,489.56			
VESTAL	\$ 849,045.34	\$ 59,433.35	\$
908,478.69			
WHITNEY POINT	\$ 377,591.10	\$ 26,431.53	\$
404,022.63			
WINDSOR	\$ 707,010.41	\$ 49,490.84	\$
756,501.25			
CITY OF BINGHAMTON	<u>\$ 2,738.27</u>	<u>\$ 191.67</u>	<u>\$</u>
<u>2,929.94</u>			
GRAND TOTALS	<u>\$7,843,779.44</u>	<u>\$549,065.30</u>	
<u>\$8,392,844.74</u>			

**1996 RETURNED VILLAGE TAXES -- NOVEMBER 1996 --
TOTAL RELEVY**

	ADJ	7%	TOTAL
	TOTAL UNPAID COUNTY		
HANDLING RELEVY			
<u>TOWN</u>	<u>VILLAGE</u>	<u>TAX ON ROLL</u>	<u>PENALTY FEE</u>
<u>TAX</u>			
DICKINSONPORT	DICKINSON	\$ 10,399.71	\$ 727.99 \$ 24.00
\$ 11,151.70			
LISLE	LISLE	\$ 3,028.74	\$ 212.01 \$ 19.00 \$ 3,259.75
SANFORD	DEPOSIT	\$ 15,763.80	\$ 1,103.48 \$ 54.00 \$
16,921.28			

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TRIANGLE WHITNEY POINT	\$ 20,653.08	\$ 1,445.72	\$ 38.00
	\$ 22,136.80		
UNION ENDICOTT	\$348,454.86	\$24,391.86	\$280.00
	\$373,126.72		
JOHNSON CITY	<u>\$471,593.25</u>	<u>\$33,011.57</u>	<u>\$313.00</u>
	<u>\$504,917.82</u>		
	\$820,048.11	\$57,403.43	\$593.00
WINDSOR WINDSOR	<u>\$ 10,866.74</u>	<u>\$ 760.68</u>	<u>\$ 40.00</u>
	<u>11,667.42</u>		
GRAND TOTALS:	\$880,760.18	\$61,653.31	\$768.00
	\$943,181.49		

Carried. Ayes-14, Nays-2 (Coffey & Whalen), Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 610
by FINANCE COMMITTEE
Seconded by Mr. Shafer

RESOLUTION OF THE COUNTY LEGISLATURE LEVYING TAXES AND ASSESSMENTS FOR THE PURPOSE OF ANNUAL BUDGET OF TOWNS OF BROOME COUNTY

WHEREAS, there has been presented to this County Legislature a duly certified copy of the annual budget of each of the several towns of the County of Broome for the fiscal year beginning January 1, 1997, now, therefore, be it

RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable real property situated in the following named towns, the amount indicated below for the general fund purposes and highway purposes, as specified in the respective annual budgets for the respective towns and amounts from the towns and cities account of the Commissioner of Finance, as follows:

General	General	Highway
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<u>Town</u>	<u>General Townwide</u>	<u>Inside Village</u>	<u>Outside Village</u>	<u>Highway Townwide</u>	<u>Outside Village</u>
Barker				\$ 200,747	
Binghamton	\$ 119,254			\$ 443,341	
Chenango				\$ 287,618	
Colesville				\$ 319,630	
Conklin	\$ 55,113			\$ 145,905	
Dickinson	\$ 192,000				
Fenton					
Kirkwood	\$ 74,000			\$ 302,000	
Lisle	\$ 54,975			\$ 135,001	
Maine	\$ 10,215			\$ 165,410	
Nanticoke				\$ 83,000	
Sanford	\$ 294,426		\$ 25,815	\$ 331,766	\$
30,100					
Triangle		\$44,040	\$ 79,757	\$ 62,383	
Union	\$3,420,695		\$845,093	(3)	\$187,889
Vestal	\$2,676,008			\$ 625,007	
Windsor	\$ 306,429			\$ 60,000	
	\$141,450				

and be it

FURTHER RESOLVED, that there shall be and hereby is assessed and levied upon and collected from real property liable therefore with the respective districts in the following towns, as indicated below, the following amounts for the purposes of such districts, as specified in the respective annual budgets:

TOWN OF BARKER

FP 201 Fire PR 1 22,510.99

FP 202 Fire PR 2	23,507.02
FP 203 Fire PR 3	9,805.05
FP 204 Fire PR 4	16,259.99

TOWN OF BINGHAMTON

DR 221 Drain 1	346.08
FP221 Fire Prot 1	129,449.40
LT221 Light 1	565.98
LT222 Light 2	1,810.02
LT223 Light 3	4,548.97
LT224 Light 4	1,219.99
LT225 Light 5	144.00
LT226 Light 6	710.98
SB221 Sewer Con Bond	21,472.65
SB226 Sewer 6 Bond	1,144.27
SB227 Sewer 7 Bond	2,761.93
SM228 Consolidated Sewer	24,466.43
ST801 Sewer 8 Ext. Bond 1	5,979.02
US221 Return Sewer	10,552.39
WB502 Water 1 Bond 1	6,577.99
WB501 Water 5 Bond 1	3,450.99
WB221 Cons. Water Bond	75,098.87
WD225 Consolidated Water	117,580.99
UW221 Returned Water	6,239.99

TOWN OF CHENANGO

CM241 Chenango Compost	63,056.31
FP241 Fire No. 1	180,475.88
FP242 Fire No. 2	137,447.68
FP243 Fire No. 3	5,493.00

FP244 Fire No. 4	94,152.11	
LT241 Light 1	89,800.38	
SD240 Sewer 10	21,651.06	
SD241 Sewer 1	3,709.03	
SD242 Sewer 2	131,233.05	
SD244 Sewer 4	74,729.42	
SD245 Sewer 11	3,895.03	
SD247 Sewer 7	301,497.83	*Note: UW257 was
added to the levy		
SD248 Sewer 8	308,976.34	via amendment of
the		
SD249 Sewer 9	46,594.01	Legislature on
1/8/97		
US241 Return Sewer	15,946.70	See page 4 of the
1997		
UW257 Return Water	18,842.54*	<u>Journal of</u>
<u>Proceedings.</u>		

TOWN OF CHENANGO - continued

WD241 Water 1	23,746.95
WD243 Water 3	6,817.97
WD247 Water 7	5,382.99
WD249 Water 9	5,621.98
WD410 Water 10	371.00
WD415 Water 15	2,625.04
WD416 Water 16	770.04
WD417 Water 12	16,271.01
WD418 Water 14	10,061.01
WD419 Water 18	2,850.98
WD420 Water 19	485.00
WD421 Water 20	9,906.99
WD422 Water 21	1,115.02
WD423 Water 22	32,268.94
WD424 Water 24	1,900.06

WD425 Water 23	10,972.01
WD426 Water 26	2,868.01
WD427 Water 27	5,520.04
WD428 Water 28	7,010.01
WR241 Water 11 Frt Ft	819.03

TOWN OF COLESVILLE

FD261 Fire No. 1	36,750.04
FD262 Fire No. 2	11,832.92
FD263 Fire No. 3	99,999.79
LT261 Light 1	12,010.11
LT262 Light 2	5,561.94
LT263 Light 3	5,173.01

TOWN OF CONKLIN

FP281 Fire Prot. 1	144,321.03
LT281 Light 1	2,197.03
LT282 Light 2	575.00
LT283 Light 3	1,700.01
LT284 Light 4	11,213.85
LT285 Light 5	1,014.97
LT286 Light 6	1,578.05
LT287 Light 7	400.00
LT288 Light 8	2,650.03
LT289 Light 9	1,049.99
SB282 Sewer 1 Ext. 2	7,896.06
SD283 Sewer 1 Ext. 3	27,206.22
SD284 Sewer 1 Ext. 4	13,999.97
SD285 Sewer 1 Ext. 5	6,700.01
WB281 Water 2 Bond 1	42,044.16

UW280 Return Water 21,826.28

TOWN OF DICKINSON

FP301 Fire No. 1	72,999.95
FP302 Fire No. 2	32,499.93
FP303 Fire No. 3	23,359.69
GB301 Garbage 1	61,091.45
LT301 Light 1	11,661.01
LT305 Light 5	3,905.15
LT306 Light 6	2,856.96
LT307 Light 7	13,876.87
LT308 Light 8	11,329.72
LT309 Light 9	370.64
PS301 Pump Station	4,759.72
SD306 Sewer 6 Bond	18,210.78
ST502 Sewer 5, Ext. 1 Debt Service	1,040.15
ST504 Sewer 2, Ext	8,485.03
ST506 Sewer 5, Ext. 2	8,134.05
ST507 Sewer 2, Ext. 4	29,063.65
ST508 Sewer 2, Ext. 5	3,199.00
US301 Return Sewer	15,841.56
UW301 Return Water	19,129.69
WD307 Water 7	14,699.78
WE303 Water 4, Ext. 1	12,346.99
WS601 Water 6, Ext. 1 Debt S	1,035.02

TOWN OF FENTON

FD321 Fire No. 1	\$97,253.15
FD322 Fire No. 2	88,911.86
LT321 Light 1	12,999.97
LT322 Light 2	32,999.73
SB321 PH Sewer Bond	3,306.79
SE323 Porter Hollow Sewer	3,000.00
SE324 Hillcrest Sewer 1	23,579.95
US321 Return Sewer	6,764.04
UW321 Return Water	13,189.86
WB321 Water Bond	14,290.00

TOWN OF KIRKWOOD

FP341 Fire No. 1	243,974.84
LT341 Light 1	6,499.92
LT342 Light 2	10,500.00
LT343 Light 3	1,500.00
SE341 Sewer 1	24,992.18
ST341 Sewer 1, Ext. 1	7,956.00
ST342 Sewer 1, Ext. 2	1,359.00
ST343 Sewer 1, Ext. 3	852.10
ST344 Sewer 1, Ext. 4	1,269.86
US343 Return Sewer	33,662.69
UW343 Return Water	22,709.28
WD341 Water 1	63,404.92

TOWN OF LISLE

FP361 Fire No. 1	20,659.05
FP362 Fire No. 2	43,673.90
LT361 Light 1	800.02
LT362 Light 2	2,499.95

TOWN OF MAINE

FP381 Fire No. 1	97,263.03
PF382 Fire No. 2	21,667.04
FP383 Fire No. 3	20,260.93
FP384 Fire No. 4	5,358.99
FP385 Fire No. 5	7,673.99
FP386 Fire No. 6	13,690.95
FP387 Fire No. 7	122,637.04
LT381 Light 1	7,000.06
LT382 Light 2	4,399.97
LT383 Light 3	1,400.00

TOWN OF NANTICOKE

FP401 Fire No. 1	23,110.01
FP402 Fire No. 2	23,361.08

TOWN OF SANFORD

FP421 Fire No. 1	74,549.11
FP422 Fire No. 2	6,307.96
SR423 Oquaga Lake Sewer	48,250.00
RS422 Return Sewer	1,732.50

TOWN OF TRIANGLE

Fire No. 1	\$50,729.96
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TOWN OF UNION

FP461 Fire No. 1	508,538.25
FP463 Fire No. 4	190,587.59

FP464 Fire No. 5	111,401.18
FP465 Fire No. 6	240,002.51
FP467 Fire No. 8	250,007.77
FP468 Fire No. 10	49,501.42
FP469 Fire No. 12	21,656.94
CG462 Curbs and Gutter	1,254.54
PK461 Parks	689,366.22
RS 462 Return Sewer	11,750.94
RS463 Return Sewer Lat.	140.00
RW462 Return Water	12,021.11

TOWN OF VESTAL

CG481 Curb Projects	6,350.59
DR482 Drain 1 Maint.	2,504.70
DR484 Drain 2 Maint.	1,030.00
DR486 Drain 3 Maint.	5,182.20
DR487 Drain 4 Maint.	190.00
DR488 Drain 5 Maint.	490.00
DR510 Drain 6 Maint.	140.00
DR511 Drain 7 Maint.	80.00
DR512 Drain 8 Maint.	175.00
DR513 Drain 9 Maint.	405.00
DR514 Drain 10 Maint.	50.00
DR515 Drain 11 Maint.	220.00
DR516 Drain 13 Maint.	55.00
DR517 Drain 14 Maint.	5.00
DR518 Drain 15 Maint.	180.00
DR519 Drain 16 Maint.	45.00
DR520 Drain 17 Maint.	3,245.00
DR522 Drain 18 Maint.	36,942.20

FP481 Fire Protection	487,209.44
FP482 Fire District Bond	17,499.30
LT481 Light District	252,902.41
RS481 Return Sewer	73,589.63
RW481 Return Water	70,803.15
SB487 Cons. Sewer Bond	51,658.60
SB488 Sewer Ext. 47	1,418.89
SP551 Sewer 1, Exp. 1	4,315.56
ST490 Sewer 1, Ext.35 Bond	4,664.94
ST509 Sewer 1, Ext. 2	9,961.00
ST524 Sewer 1, Ext. 24 Bond	2,791.08
ST526 Sewer 1, Ext. 26 Bond	3,336.30
ST531 Sewer 1, Ext. 31 Bond	1,400.19
ST539 Sewer 1, Ext. 39 Bond	140.09
ST540 Sewer 1, Ext. 40 Bond	25,581.33
ST549 Sewer 1, Ext. 49 Bond	355.47
ST553 Sewer 1, Ext. 53 Bond	3,920.98
SW481 Sewer 1, Maint.	231,810.60
SW489 Sewer Ext. 68	3,542.29
WB101 Water 1, Bond 1	46,214.35
WB201 Water 2, Bond 1	364.02
WB481 Cons. Water Bond	229,511.31
WB701 Water 7, Bond 1	4,080.99
WB801 Water 8, Exp. Bond 1	1,938.02
WB901 Water 9, Bond 1	405.03
WD481 Water Dist. Maint.	458,901.66
WT111 Water 1, Ext. Bond 11	2,094.99
WT519 Water 5, Ext. Bond 19	1,234.02
WT605 Water 7, Ext. 3 Bond	3,057.47

TOWN OF WINDSOR

FP501 Fire 1	\$12,958.42
FP502 Fire 2	73,540.52
FP503 Fire 3	98,085.44
FP504 Fire 4	4,021.34
SD507 Sewer 1	7,957.50
SD508 Sewer 2	3,077.48

and be it

FURTHER RESOLVED, that the amounts to be raised by taxes and assessments when collected shall be paid to the Supervisors of several Towns in the amounts as shown by this resolution for distribution in the manner provided by law and that the Clerk of the County Legislature is hereby authorized to make changes in the above resolution if requested by the Town Supervisor, and be it

FURTHER RESOLVED, that this Resolution shall become effective immediately.

Carried. Ayes-14, Nays-2 (Coffey & Whalen), Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 611

by FINANCE COMMITTEE

Seconded by Mr. Shafer

RESOLUTION APPROVING THE COMPLETED TAX ROLLS OF THE SEVERAL TOWNS AND CITY AND DIRECTING THE EXECUTION AND DELIVERY OF WARRANTS FOR THE COLLECTION OF TAXES EXTENDED THEREON PURSUANT TO SECTION 904 OF THE REAL PROPERTY TAX LAW.

WHEREAS, upon the Tax Rolls of the several Towns and City,

the several taxes have been, by the Supervisors and appropriate officials thereof, duly extended as provided by law and by the several resolutions of the County Legislature, and the same completed Tax Rolls have been laid down before this County Legislature for its approval, now, therefore, be it

RESOLVED, that the said Tax Rolls be approved as so completed and that the tax is so extended upon the Tax Rolls and the several amounts extended against each parcel of property upon the said Rolls and hereby determined to be the taxes due thereon, as set forth herein, and be it

FURTHER RESOLVED, that there be annexed to each of said Rolls a Tax Warrant in the form prepared by the Clerk and heretofore laid before this County Legislature for its approval, as provided by Section 904 of the Real Property Tax Law; that such Warrants be signed by the County Executive and the Clerk of the Legislature; and that said Rolls with said Warrants annexed therefore be forthwith delivered to the respective Collectors of the several tax districts in the County, and be it

FURTHER RESOLVED, that upon the effective date of this resolution or any thereafter, on or before December 31, 1996, be and hereby is designated as the date upon which the County Executive and the Clerk of this County Legislature are authorized to sign the Warrants and attach the seal of this County Legislature to the Tax Rolls of the several towns.

Carried. Ayes-16, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

Mr. Shafer returned to the chair at this time.

RESOLUTION NO. 612
by FINANCE COMMITTEE
Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH SUSQUEHANNA HOME HEALTH CARE AGENCY FOR HOME HEALTH AIDES, PERSONAL CARE AIDES, AND HOMEMAKER SERVICES FOR HEALTH DEPARTMENT HOME HEALTH SERVICES DIVISION PATIENTS FOR 1997.

WHEREAS, this County Legislature, by Resolution 648 of 1995, authorized an agreement with Susquehanna Home Health Care Agency for home health aides, personal care aides, and homemaker services for the Health Department Home Health Services Division patients at varying costs, total costs not to exceed budgeted rates, for calendar year 1996, and

WHEREAS, it is now desired to renew said agreement for calendar year 1997 on substantially similar terms and conditions, as indicated on the attached Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Susquehanna Home Health Care Agency for home health aides, personal care aides, and homemaker services for the Health Department Home Health Services Division patients for calendar year 1997, as more particularly set out on the attached Exhibit "A", and be it

FURTHER RESOLVED, that in consideration of said services, the County will pay the Contractor the amounts as outlined on the annexed Exhibit "A", total amount for all not to exceed the budgeted amounts, for calendar year 1997, and be it

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

480061.4710.101050 (Home Health Aide Services);
480004.4710.101050 (Home Health Aide Services);
480004.4705.101200 (Personal Care Aides);
and 480004.4715.101201 (Other Health and Medical Services), and be it

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

EXHIBIT 'A' SUSQUEHANNA HOME HEALTH CARE AGENCY -
1997 RATES

Home Health Aide: \$12.00 per hour or
 \$22.00 for two hour visit

Personal Care Aide: \$11.50 per hour

Homemaker: \$11.50 per hour

Holidays charged at time and half:

New Year's Eve after 3:00 P.M.	New Year's Day
Easter	Memorial Day Observed
Independence Day Observed	Labor Day
Thanksgiving Day	Christmas Eve after 3:00

P.M.

Christmas Day

Carried. Ayes-16, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 613

by FINANCE COMMITTEE

Seconded by Mr. Miller

BOND RESOLUTION DATED DECEMBER 30, 1996

**A RESOLUTION AUTHORIZING THE ISSUANCE OF \$290,000
BONDS OF THE COUNTY OF BROOME, NEW YORK, TO PAY**

REGULAR SESSION OF DECEMBER 30, 1996

THE COST OF THE HALES EDDY BRIDGE DESIGN PROJECT.

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

Section 1. The following is the specific object or purpose to be financed by the County of Broome, New York, pursuant to this resolution, the maximum estimated cost thereof, and the subdivision of Section 11.00(a) of the Local Finance Law and period of probable usefulness applicable thereto:

<u>Project Code</u>	<u>Project Name/P.P.U./L.F.L. §11.00</u>	<u>Maximum Estimated Cost</u>
D-364	Design replacement for the 224 foot Hales Eddy Bridge (3352290) across the Delaware River in the Town of Sanford with the cost share evenly w/ Delaware County, and to purchase Broome's required right of way; subdivision 62(a); 5 years	

Section 2. SEQR DETERMINATION. It is hereby declared to be the intent of this County Legislature that the project listed above shall not commence until all steps have been taken under the New York State Environmental Quality Review Act ("SEQR"), to the extent applicable, to ensure that said proposed project is in compliance with the provisions thereof and, to this end, it is hereby determined that, until such compliance has been accomplished, the only obligations which shall be issued pursuant to this resolution shall be to provide funds for engineering, architectural and legal fees, including studies, surveys and

testing of the site thereof, which will, at least, assist in the SEQR compliance process.

Section 3. The aggregate maximum estimated cost of the aforesaid object or purpose is \$290,000 and the plan for the financing thereof is by the issuance of \$290,000 bonds of said County, hereby authorized to be issued therefor pursuant to the Local Finance Law; provided, however, that the amount of bonds to be issued shall be reduced by any funds received from Delaware County in connection therewith.

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

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Commissioner of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such

form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Commissioner of Finance shall determine consistent with the provision of the Local Finance Law.

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

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

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are

reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect upon its approval by the County Executive, shall be published in full in The Press & Sun Bulletin, which is the only newspaper having a general circulation in the County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Carried. Ayes-16, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 614

by FINANCE COMMITTEE

Seconded by Mr. Pasquale

RESOLUTION AUTHORIZING AN AGREEMENT WITH ZAHREN ALTERNATIVE POWER CORP (ZAPCO) FOR THE COLLECTION AND USE OF LANDFILL GAS TO GENERATE ELECTRICITY AT THE NANTICOKE LANDFILL.

WHEREAS, the County has requested proposals for the construction, operation and maintenance of a landfill gas to energy facility at the Nanticoke Landfill, and

WHEREAS, the County has selected Zahren Alternative Power Corp (ZAPCO) as the vendor for this project, and

WHEREAS, ZAPCO will collect and use landfill gas to generate electrical power to be purchased by the Division of Solid Waste Management, now, therefore, be it

RESOLVED, that this County Legislature authorizes the negotiation and execution of an agreement with Zahren Alternative Power Corp c/o Meridian Resources, LLC, PO Box 1037, Waitsfield, VT 05673-1037 for the collection and use of landfill gas at the Nanticoke Landfill to generate electricity, and be it

FURTHER RESOLVED, that in consideration of said services the

County shall pay the vendor \$.065 per kilowatt hour for up to 800 kilowatts and \$.035 per kilowatt hour for all hourly generation in excess of 800 kilowatts provided that the County will not be charged for any landfill gas up to 18 SCFM, and be it

FURTHER RESOLVED, that the term of this contract shall be for 10 years from the date the gas to energy facility is operational with an option to renew for five years, 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, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 615

by FINANCE COMMITTEE

Seconded by Mr. Whalen

RESOLUTION AUTHORIZING TRANSFER OF 1996 FUNDS FOR THE DEPARTMENT OF HEALTH.

RESOLVED, that in accordance with a request from the Department of Health's Administration division, in order to provide funds in 1996 for equipment needed to maintain information required by the New York State Department of Health and the United States Center for Disease Control and to process the required Community Health Assessment, as requested by BT# 010697, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index</u>	<u>Sub-</u>	<u>Project</u>		
<u>Code</u>	<u>object</u>	<u>Code</u>	<u>Title</u>	<u>Amount</u>

FROM:

480012 1000 101000 Salaries, Full-time \$3,701

TO:

480012 2850 101000 Computer Equipment \$2,810
480012 4359 101000 Computer Supplies \$ 891

Mrs. Sweet moved, seconded by Mr. Pasquale to amend the resolution by adding the following 'Further Resolved' paragraph:

and be it

FURTHER RESOLVED, that in accordance with a request from the Department of Finance, in order to provide funds to cover a previously authorized budget transfer, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Sub-object</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>
FROM:				
900217	4727	101000	SALE OF TAX CERTIFICATES	\$18,400
TO:				
900175	8060	101000	HEALTH INSURANCE	\$ 100
920017	4723	101000	BOND & NOTE ISSUE EXPENSE	\$18,300

The amendment **carried**. Ayes-16, Absent-2 (Hudak & Lindsey), Vacant-1 (Legislator from the 16th. District)

The resolution as amended **carried**. Ayes-16, Absent-2 (Hudak &

Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 616

by FINANCE COMMITTEE

Seconded by Mr. Mather

RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE PRIMARY CARE INITIATIVE GRANT FOR THE HEALTH DEPARTMENT CLINICS FOR 1996 THROUGH 1998

WHEREAS, the Health Department Clinics Services Division requests this county legislature to authorize acceptance of a New York State Primary Care Initiative Grant in the amount of \$77,718 for the period September 1, 1996 through August 31, 1998, and

WHEREAS, said grant will provide plan and implementation services for primary care for the uninsured population for Broome County and tuberculosis awareness, education and screening services for Cortland County, now, therefore, be it

RESOLVED, this county legislature hereby authorizes the acceptance of a New York State Health Department Primary Care Initiative Grant in the amount of \$77,718 for the Health Department Clinics for primary care for the uninsured population of Broome County and tuberculosis awareness, education and screening services for Cortland County for the period September 1, 1996 through August 31, 1998, and, be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the amount of \$ 77,718, for the period September 1, 1996 through August 31, 1998, 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 resolutions, 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 nay 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-16, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

RESOLUTION NO. 617

by COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING COMMITTEE

Seconded by Mrs. Coffey

RESOLUTION AUTHORIZING EXTENDED HEALTH INSURANCE BENEFITS TO CERTAIN BROOME COUNTY ADMINISTRATIVE PERSONNEL AND ELECTED OFFICIALS.

WHEREAS, a number of administrative employees and elected officials will be leaving County Government within the next six months due to the change in Administration, and

WHEREAS, it is so desired to extend current health insurance benefits for departing employees, now therefore be it,

RESOLVED, that Administrative Personnel involuntarily leaving County employment prior to July 1, 1997 and elected officials leaving office on December 31, 1996 who are not eligible for coverage under a separate policy of health insurance shall be entitled to maintain their current health insurance under the present terms and conditions for three months following the date of termination or leaving office.

Carried. Ayes-15, Nays-1 (Schofield), Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)

Mr. Pasquale moved, seconded by Mr. Augustini that the 1995-1996
Legislature **adjourn** sine die at approximately 5:00 P.M.

The adjournment **carried.** Ayes-16, Absent-2 (Hudak & Lindsey),
Vacant-1 (Legislator from the 16th. District)