

Mrs. Coffey moved, seconded by Mr. Howard to adjourn to the call of the Clerk. Carried.

**REGULAR SESSION  
THURSDAY, APRIL 4, 1991  
AT 3:00 P.M.**

The Legislature convened at 3:00 p.m. Called to order by the Chairman, Arthur J. Shafer.

Roll was called by the Clerk, Richard R. Blythe, Present-19, Absent-O. Mr. Blythe then read the fire exit announcement.

The Chairman, Mr. Shafer, led the members of the Legislature in the Pledge of Allegiance to the Flag.

Invocation was delivered by Reverend Corey S. Van Kuren, St. James Church.

Mr. Pasquale moved, seconded by Mr. Moppert that the minutes of the March 14, 1991 Regular Session be approved as prepared and presented by the Clerk. Carried.

The following written presentations were made by the County Executive, Timothy M. Grippen:

Letter designating Timothy M. Costello, Director of Budget and Research, as Acting County Executive, March 10 through 13, 1991.

Letter nominating Fred Caniff to membership on Fire Advisory Board.

Letter nominating 26 persons to membership on Ambulance Advisory Board.

Letter to Board of Acquisition and Contract (Declaration of Public Emergency-Central Food Contracts for Meat & Groceries).

Letter designating Joseph J. Slocum, County Attorney, as Acting County Executive April 1 through 4, 1991.

The following petition was presented to the County Legislature:

Letter from Baxter's Tree Farm requesting portion of acreage be included in Agriculture Zone 3.

The following communications were presented to the County Legislature:

List of significant correspondence from Resource Recovery Agency (March 4 through 22, 1991).

Minutes from: Airport Advisory Board; Willow Point Nursing Facility; Mental Health Advisory Board; Cornell Cooperative Extension; Resource

Recovery Agency; Association of Towns and Villages; South Central New York Resource Conservation & Development.

Resolutions from: Steuben County and Rensselaer Counties (Opposing Expenditure County Revenues, State Mandated Programs); Rockland County (Institute Special Lottery-Benefit of Armed Forces Personnel); Chenango and Niagara Counties (Repeal of Wick's Law); Town of Sanford (Change in Levy of Election Expenses to Municipalities).

Letter to Legislators from Robert G. Behnke, Chief Assistant County Attorney, regarding Public Safety Facility Lawsuit.

Solid Waste Weekly Update, March 15, 1991.

Personnel Rules for Administrative Personnel.

Certification for Agricultural District #2, Town of Sanford. Job Classification Study.

Proclamation "Welcome Home Troops Day in Broome County", March 17, 1991.

Letter from David W. Summers opposing proposed state mandate (County enforcement of Uniform Fire and Building Code).

Letter from Floyd H. Lawson, Chairman of Resource Recovery Agency, regarding permitting process to be temporarily suspended.

The following reports were presented to the County Legislature:

1990 Annual Reports: Parks and Recreation; Planning and Economic Development; Public Transportation; Willow Point Nursing Facility; Southern Tier East Regional Planning Development Board; Soil and Water Conservation District.

Partnership Council Comprehensive Final Report.

Broome Community College: Budget Transfers, January and February, 1991; Above Minimum Hires, February 1991.

Broome County Department of Personnel, New Employee Forms, Position Change Requests Forms, and Change-in-Status Forms.

Finance Department: Transfer of Funds, Balance 1990 Fiscal Accounts.

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

Mr. Moppert introduced Mr. Zhou Guobiao from Beijing, China. He is an exchange teacher at the Chenango Forks High School, and teaches English, Spanish and Chinese Culture.

Letters from the Chairman, Arthur J. Shafer:

Appointing Larry E. Seeley as designated representative for David Lindsey as voting member on the Health Services Committee of March 25, 1991.

Appointing Daniel Schofield as designated representative for Michael Pazzaglini as voting member and Emil Bielecki as chairman of the County Administration, Economic Development and Planning Committee, March 28, 1991.

Appointing Robert J. Moppert as designated representative for Louis Augostini as voting member of the County Administration, Economic Development and Planning Committee, March 28, 1991.

**RESOLUTION NO. 57** by the Honorable Andrew Kavulich rescinding Resolution 90-466 regarding the Public Safety Facility which was tabled at the March 5, 1991 session until this date was again presented for consideration.

Resolution lost by the following roll call:

Ayes-6, Nays-13 (Bielecki, Howard, Lindsey, Malley, Moppert, Pasquale, Pazzaglini, Seeley, Warner, Yeager, Shafer, Coffey, Wagstaff).

**RESOLUTION NO. 113**

By County Administration, Economic Development and Planning Committee

Seconded by Mrs. Coffey

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 7, 1991 ENTITLED "A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS, ORDINANCES AND CERTAIN RESOLUTIONS OF BROOME COUNTY INTO A MUNICIPAL CODE TO BE DESIGNATED THE CODE OF BROOME COUNTY"**

RESOLVED, that Local Law Intro. No. 7, 1991 entitled "A Local Law to provide for the codification of the local laws, ordinances and certain resolutions of

Broome County into a municipal code to be designated the Code of Broome County" be and the same is hereby adopted and approved in accordance with the Broome County Charter and the applicable statutes and laws pertaining thereto

LOCAL LAW INTRO. NO. 7, 1991

A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS, ORDINANCES AND CERTAIN RESOLUTIONS OF BROOME COUNTY INTO A MUNICIPAL CODE TO BE DESIGNATED THE "CODE OF BROOME COUNTY"

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

Section 1-1. Legislative intent; distribution table.

A. In accordance with Subdivision 3 of Section 20 of the Municipal Home Rule Law, the local laws and certain resolutions of the County of Broome referred to in Subsection B of this section shall be known collectively as the "Broome County Code," hereafter termed the "Code," and the various parts and sections of such local laws and resolutions shall be distributed and designated as provided and set forth in Subsection B of this section. Wherever reference is made in any of the local laws and resolutions contained in the Broome County Code to any other local law or resolution appearing in said Code, such reference shall be changed to the appropriate chapter title, chapter number, Article number or section number appearing below, as if such local law or resolution had been formally amended to so read.

B. Distribution of local laws and resolutions.

Derivation Table

(Sections providing for severability of provisions, repeal of conflicting legislation and effective dates, which are covered by provisions of this local law, and sections providing for the filing of certified copies of resolutions or local laws with county or state agencies have been omitted from the Code, and such sections are indicated as "omitted" in the table which follows. Other sections no longer pertinent, such as those establishing salaries or naming certain individuals to specific boards or bodies, have been deleted and are indicated as "deleted during codification" in the table which is attached hereto as Exhibit "A".)

Section 1-2. Continuation of existing provisions.

The provisions of the Code, insofar as they are substantively the same as those of local laws, ordinances and resolutions in force immediately prior to the enactment of the Code by this local law are intended as a continuation of such local laws, ordinances and resolutions and not as new enactments, and the effectiveness of such

provisions shall date from the date of adoption of the prior local law, ordinance or resolution. All such provisions are hereby continued in full force and effect and are hereby reaffirmed as to their adoption by the County Legislature of Broome County, and it is the intention of said Board that each such provision contained within the Code is hereby reaffirmed as it appears in said Code. Only such provisions of former local laws and ordinances as are omitted from this Code shall be deemed repealed or abrogated by the provisions of Section 1-3 below.

Section 1-3. Repeal of enactments not included in Code.

All local laws and ordinances of a general and permanent nature of Broome County in force on the date of the adoption of this local law and not contained in such Code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of this local law.

Section 1-4. Enactments saved from repeal; matters not affected.

The repeal of local laws and ordinances provided for in Section 1-3 of this local law shall not affect the following classes of local laws, ordinances, rights and obligations, which are hereby expressly saved from repeal.

- A. Any right or liability established, accrued or incurred under any legislative provision of Broome County prior to the effective date of this local law or any action or proceeding brought for the enforcement of such right or liability.
- B. An offense or act committed or done before the effective date of this local law in violation of any legislative provisions of Broome County or any penalty, punishment or forfeiture which may result therefrom.
- C. Any prosecution, indictment, action, suit or other proceeding pending or any judgement rendered prior to the effective date of this local law, brought pursuant to any legislative provision of Broome County.
- D. Any franchise, license, right, easement or privilege heretofore granted or conferred by Broome County.
- E. Any local law or ordinance of Broome County providing for the laying out, opening, altering, widening, relocating, straightening, establishing grade, changing name, improvement, acceptance or vacation of any right-of-way, easement, street, road, highway, park or other public place within Broome County or any portion thereof.
- F. Any local law or ordinance of Broome County appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond of Broome County of other instruments or evidence of the county's indebtedness.
- G. Local laws or ordinances authorizing the purchase, sale, lease or transfer of

- property, or any lawful contract or obligation.
- H.The levy or imposition of special assessments or charges.
- I.The dedication of property.
- J.Any legislation relating to salaries.
- K.Any local law or ordinance amending the Zoning Map.
- L.Any legislation adopted subsequent to September 25, 1990.

Section 1-5. Limitation on abridgement of powers.

Nothing contained herein shall abridge the legal authority of any board, commission or agency of Broome County to make, publish, adopt, repeal, change or amend its rules, regulations or bylaws in accordance with law.

Section 1-6. Severability.

If any clause, sentence, paragraph, section, Article, chapter or Part of this local law or any local law, ordinance or resolution included in this Code now or through supplementation shall be adjudged by any court of competent jurisdiction to be invalid, such judgement shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, Article, chapter or part thereof directly involved in the controversy in which such judgement shall have been rendered.

Section 1-7. Copy of code on file.

A copy of the Code, in loose-leaf form, has been filed in the office of the Legislative Clerk of Broome County and shall remain there for use and examination by the public until final action is taken on this local law; and, if this local law shall be adopted, such copy shall be certified to by the Legislative Clerk of Broome County by impressing thereon the Seal of Broome County Legislature, and such certified copy shall remain on file in the office of said Legislative Clerk to be made available to persons desiring to examine the same during all times while said Code is in effect.

The enactment and publication of this local law, coupled with the availability of a copy of the Code for inspection by the public, shall be deemed , held and considered to be due and legal publication of all provisions of the Code for all purposes.

Section 1-8. Amendments to Code.

Any and all additions, deletions, amendments or supplements to any of the local laws, ordinances and resolutions known collectively as the "Code of Broome County" or any new local laws or resolutions, when enacted or adopted in such form as to indicate the intention of the County Legislature to be a part thereof shall be deemed to be incorporated into such Code so that reference to the Code shall be understood and intended to include such additions, deletions, amendments or supplements.

Whenever such additions, deletions, amendments or supplements to the Code shall be enacted or adopted, they shall thereafter be printed and, as provided hereunder, inserted in the loose-leaf book containing said Code as amendments and supplements thereto. Nothing contained in this local law shall affect the status of any local law, ordinance or resolution contained herein, and such local laws, ordinances or resolutions may be amended, deleted or changed from time to time as the County Legislature deems desirable.

Section 1-9. Code book to be kept up-to-date.

It shall be the duty of the Legislative Clerk to keep up-to-date the certified copy of the book containing the Code of Broome County required to be filed in the office of the Legislative Clerk for use by the public. All changes in said Code and all local laws and resolutions adopted by the County Legislature subsequent to the enactment of this local law in such forms as to indicate the intention of said Board to be a part of said Code shall, when finally enacted or adopted, be included therein by temporary attachment of copies of such changes, local laws or resolutions until such changes, local laws or resolutions are printed as supplements to said Code book, at which time supplements shall be inserted therein.

Section 1-10. Sale of Code book; supplementation.

Copies of the Code may be purchased from the Legislative Clerk of Broome County upon the payment of a fee set by resolution of the County Legislature, which board may also arrange by resolution for procedures for the periodic supplementation thereof.

Section 1-11. Penalties for tampering with Code.

Any person who, without authorization from the County Clerk, changes or amends, by additions or deletions, any part or portion of the Code of Broome County or who alters or tampers with such Code in any manner whatsoever which will cause the legislation of Broome County to misrepresented thereby or who violates any other provision of this local law shall be guilty of an offense and shall, upon conviction thereof, be subject to a fine of not more than two hundred fifty dollars (\$250.) or imprisonment for a term of not more than fifteen (15) days, or both.

Section 1-12. Changes in previously adopted legislation.

A. In compiling and preparing the local laws, ordinances and resolutions for publication as the Code of Broome County, no changes in the meaning or intent of such local laws, ordinances and resolutions have been made, except as provided for the Subsection B hereof. In additions, certain grammatical changes and other minor nonsubstantive changes were made in one (1) or more of said pieces of legislation. It

is the intention of the County Legislature that all such changes be adopted as part of the County Legislature that all such changes be adopted as part of the Code as if the local laws, ordinances and resolutions had been previously formally amended to read as such.

B. In addition, the following changes, amendments or revisions are made herewith, to become effective upon the effective date of this local law. (Chapter and section number references are to the local laws, ordinances and resolutions as they have been renumbered and appear in the Code.)

- (1) Charter (former L.L. No. 9-1968).
  - (a)Section C105 (original Section 105), definition of "Executive Division," is amended to add the "Division of Computer Services and Division of Solid Waste Management."
  - (b)Section C208 (original Section 208) is amended to delete the specific local law number and to leave such number blank.
  - (c)Section C209 (original Section 209) is amended by changing "County Board" to "County Legislature" and to delete the original last sentence.
  - (d)Section C212 (original Section 212) is amended by adding the phrase "except also for any filing requirement."
  - (e)Section C301 (original Section 301) is amended by deleting the second paragraph and the original effective date.
  - (f)Section C311 (original Section 311) is amended by adding the "Department of General Services" for the "Division of Central Services."
  - (g)Section C602 (original Section 602) is amended by adding "and the Administrative Code" to the end.
  - (h)Section C1301 and C1302 (A) (original Subsection 1301 and 1302 (a)) are amended by changing "Social Welfare Law" to "Social Services Law."
  - (i)Section C1501 (original Section 1501) is amended to read as follows:

Section 1501. Department of Planning and Economic Development Commissioner; appointment; qualifications.

There shall be a Department of Planning and Economic Development headed by a Commissioner who shall be appointed by the County Executive, subject to confirmation by the County Legislature, and shall serve at the pleasure of the County Executive.

The Commissioner shall be a person qualified as provided in Section A1501 of the Administrative Code.

- (j)Section C1602 (original Section 1602) is amended by deleting "if and when New York State legislation is enacted" from the second paragraph.
- (k)Section C2404 (original Section 2404) is amended by adding the last sentence thereto.



- (l)Section C2501 (original Section 2501) is amended by adding the reference to the Administrative Code.
- (m)Section C2601 (original Section 2601) is amended by deleting "Technical" from the name of the college.
- (n)Section C2608 (original Section 2608) is amended to read as follows:

Section C2608. Power to administer oaths and issue subpoenas.

The County Legislature shall be empowered to conduct investigations into any subject matter within its jurisdiction. It shall have the power to issue subpoenas requiring witnesses to attend at such investigations for examination in reference to any matter within the scope of said investigation, and in a proper case, to require the production of all books, records, papers and documents material or relevant to such investigation and to administer oaths or affirmations in connection therewith.

- (o)Section C2610 (original Section 2610) is amended by deleting the original second sentence therefrom.
- (2) Administrative Code (former L.L. No. 4-1976).
- (a)Section A103 (original Section 103) is amended by adding "and all special laws ...New York" thereto.
  - (b)Section A105 (original Section 105), definition of "Executive Divisions," is amended by adding the Divisions of "Solid Waste Management and the Department of General Services."
  - (c)Section A203(o) (original Section 203(0)) is amended by adding the Charter reference.
  - (d)Section A209 (original Section 209) is amended to read as follows:

Section A209. Form and procedure. (Amended 6-24-1986 by L.L. No. 5-1986)

Every local law shall be entitled "Local Law No. \_\_ Year, \_\_\_\_ "(amending, etc. or otherwise as the case may be). If a local law amends a specific local law, the matter to be eliminated shall be enclosed in brackets or parentheses and the new matter underscored or italicized.

Except as may otherwise be provided in the Charter, the procedure for the adoption of a local law, including referendum, mandatory or permissive, shall be as provided in Articles 3 and 4 of the Municipal Home Rule Law.

Within five (5) days after the taking of effect of a local law, the Clerk of the County Legislature shall file a certified copy thereof in the office of the County Clerk and three (3) copies in the office of the Secretary of State. Such certified copy shall contain the text only of the local law without the brackets and the matter within the brackets or the italicizing or underscoring, if any, to indicate the changes made by it.

At the same time the Clerk of the County Legislature shall cause to be published at least once as a county charge in the designated newspaper of general circulation

published in the county a notice that such local law was adopted, a brief description of such local law and that the full text of such local law may be examined during regular business hours in the office of the Clerk of the County Legislature, provided that failure to do so shall not affect the validity of such local law.

(e)Section A213 (original Section 213) is amended by adding "and except for the filing provisions."

(f)Section A301 (original Section 301) is amended to read as follows:

Section A301. County Executive; elective County Executive; term.

The Executive Branch of the County government shall be administered by the County Executive.

An elective County Executive shall be elected at the general election in November for a term of four (4) years.

No elective official of any town, village, city, county or any other municipality shall be eligible to hold the office of County Executive. The County Executive shall not be an officer, director or a stockholder of any depository of county funds. The County Executive shall be required to give his whole time to the duties of his office and shall not engage in the practice of any profession or the conduct of any business, trade, occupation or employment. Nothing contained herein, however, shall preclude the County Executive from receiving income derived from personally held investments or securities, from rentals or from businesses, partnerships or corporations in which he may have an interest, so long as he does not actively participate in the operation or conduct thereof.

(g)Section A309(A) (original Sec. 309 (A)) is amended by changing "Division of Central Services" to "Department of General Services."

(h)Section A306-A is added, to read as follows:

Section A306-A. Deputies.

The Commissioner of General Services shall appoint such Deputies as may be authorized by the County Legislature. All Deputy Commissioners of General Services shall serve at the pleasure of the Commissioner of General Services.

(i)Section A403 (original Section 403) is amended by deleting original Subsections (A) and (B).

(j)Section A1102(4) (original Section 1102-4) is amended by changing the word "the" to "by."

(k)Section A1204 (original Section 1204) is amended to delete the reference to a repealed section.

(l)Section A2404 (original Section 2404) is amended to read as follows:

Section A2404. Traffic Safety Board.

There shall be a Traffic Safety Board consisting of not fewer than ten (10) nor more than twenty-five (25) members interested in traffic safety and traffic problems, appointed by the County Legislature. Each member shall be a resident of the County, and three (3) of such members shall be a resident or residents of and be appointed from each one (1) of the cities contained in the county, and the balance of such members shall be appointed from the county at large. The terms of the office of such members shall be three (3) years. The members of such Board shall receive no compensation for services, but shall be entitled to their reasonable and necessary expenses incurred in the performance of their duties within any appropriation made for such purposes.

The Board is authorized to:

- (1) Promote and encourage street and highway traffic safety.
- (2) Formulate county-wide highway safety programs and coordinate efforts of interested parties and agencies engaged in traffic safety education.
- (3) Cooperate with local officials within the county in the formulation and execution of traffic safety programs and activities.
- (4) Study traffic conditions on streets and highways within the county, study and analyze reports of accidents and causes thereof and recommend to the appropriate legislative bodies, department or commissions such changes in rules, orders, regulations and existing law as the Board may deem advisable.
- (5) Conduct meetings within the county whenever and wherever the Board shall deem is advisable, and invite to such meetings parties and agencies, public and private, interested in traffic regulation, control and safety education.
- (6) Promote safety education for drivers and pedestrians.
- (7) Obtain and assemble motor vehicle accident data and analyze, study and consolidate such data for education and informational purposes.

The Traffic Safety Board shall:

- (1) Meet and organize within fifteen (15) days after its members are appointed.
- (2) Elect annually a Chairman, Vice Chairman and Secretary from its members.
- (3) Adopt rules for the conduct of its business.

(4) Within the limits of the appropriations made therefor by the County Legislature or other governing body of the county, authorize the employment of such personnel as may be necessary to properly perform the functions and carry out the objectives of this section.

(5) Appoint the Clerk of the County Legislature as the Executive Secretary who shall be the executive administrative office and who shall perform the services as an additional duty of his position.

The Executive Secretary of the Board shall:

(1) Subject to the supervision and control of the Board, perform the functions necessary to properly and efficiently carry out the provisions and purposes of this section.

(2) Be a citizen of the United States.

(3) Receive such salary and expenses as the County Legislature or other governing body of the county may fix and properly account for such expenses.

(4) Furnish an official undertaking in an amount and in such form as approved by the County Attorney and with such sureties as shall be approved by the County Legislature.

(m) Section A2405 (original Section 2405) is amended to read as follows:

Section 2405. Additional appointments by County Executive. (Amended 12-30-1982 by L.L. No. 1-1983)

Subject to confirmation by the County Legislature, and except as otherwise provided in the Charter, the County Executive shall appoint the head of any other or additional administrative unit of the county, including, among others, the following: Civil Defense Director; Veterans Service Director; representatives on the County Extension Service; Dog Warden; and Alcoholic Beverage Control Board.

The Office of Civil Defense shall be headed by a Director who shall be appointed by the County Executive, subject to confirmation by the County Legislature, and shall be appointed on the basis of his administrative experience and his qualifications for the duties of his Office. He shall have and exercise all the powers and duties heretofore or hereafter lawfully conferred or imposed upon him by the Charter, this Code, local law, ordinance or resolution of the County Legislature, order or direction of the County Executive or any other applicable state law not inconsistent with the Charter of this Code.

(n) Section A2501 (Original Section 2501) is amended by deleting the reference to "Section 3 of the General Corporation Law" from the original section.

(o) Section A2602(C) (original Section 2606(C)) is amended by deleting specific amount of the fee.

(p) Section A2604 (original Section 2604) is amended by adding the Division of "Solid Waste Management and Department of General Services."

- (3)Chapter 68, Transportation Services, Article I, Public Transportation Facilities (former L.L. No. 5-1968). (a) Section 68-2 (original Section 2) is amended to change "Board of Supervisors to "County Legislature."
- (4)Chapter 76, Workers' Compensation Self-Insurance Plan, Article I, Self-Insurance Plan (former L.L. No. 1-1956, as amended by L.L. No. 5-1982), is amended to read as follows:

ARTICLE 1

Self-Insurance Plan

Adopted 6-5-1956 as L.L. No. 1-1956; amended 6-8-1982 by L.L. No. (5-1982; at time of adoption of Code)

Section 76-1. Plan established.

The plan of self-insurance provided for in Article 5 of the Workers' Compensation Law is hereby established and shall be known by name of "Broome County Self-Insurance Plan."

Section 76-2. Supervision.

The plan of self-insurance hereby established shall be under the supervision of the Finance Committee of the Broome County Legislature, which shall be appointed annually by the Chairman of the Legislature at the organization meeting of the County Legislature.

Section 76-3. Appointment of Secretary.

The Committee in charge of said plan shall appoint annually a Secretary of said plan. Such Secretary may hold another position in the county government and perform the duties of Secretary in addition to such other position.

Section 76-4. Participants in plan; procedure for participation.

- A. The County of Broome shall be a participant in the plan. The City of Binghamton and towns and villages located within the geographical boundaries of Broome County may elect to become participants of said plan.
- B. Any municipality electing to become a participant shall file a certified copy of a resolution or ordinance of its governing body electing to become a participant on or before the 15th day of July in any year, with membership to be effective on the first day of January following such election.
- C. Any participant may withdraw from said plan by filing a certified copy of a resolution or ordinance of its governing body electing to withdraw upon the condition that it agree to pay its proportionate share of the estimated liabilities of said plan at the time of withdrawal.
- D. Payment of such liability may be made either in a lump sum or in installments.

Section 76-5. Duties of participants.

All participants in the plan shall cooperate fully with the Committee and Secretary in the administration of the plan, shall render such reports as may be required and shall promptly furnish all pertinent information relative to any claim and

aid in the investigation of any claim.

Section 76-6. Medical history check; physical examinations.

Every new employee or any participant in the plan shall be required to furnish a medical history, on a form to be provided by the Personnel Department, such history to be reviewed by a qualified health professional selected by Personnel Department. If, in the opinion of the qualified health professional reviewing the medical history, a physical examination is warranted, the employee shall submit to a physical examination to be conducted by a representative of the Broome County Health Department before undertaking any of the duties of his employment, except in the case of an emergency, in which case the participant employing such employee shall arrange for such physical examination at the earliest possible time after such undertaking of duties. The expense of such physical examinations shall be paid from the funds of the plan. All medical reports shall be filed immediately with the Broome County Department of Personnel.

Section 76-7. Share of each participant.

The share of each participant in the plan shall be collected as provided in Section 67 of the Workers' Compensation Law, except that the share of the towns participating in the plan shall be collected by inclusion in the next succeeding tax levy.

Section 76-8. Reserve fund.

A self-insurance reserve for the plan is hereby established. The maximum amount which may be contributed to such reserve shall be fifty thousand dollars (\$50,000). A sum not in excess of ten percent (10%) of said reserve fund shall be included in each year's budget until the full amount of said reserve is reached. If said reserve should at any time fall below the established amount, such sum as is necessary to bring it to the established amount shall be included in the next budget.

Section 76-9. Payment of benefits.

The Commissioner of Finance shall pay the claimants workers' compensation benefits as provided in # 25 of the Workers' Compensation Law upon order of the Secretary of the plan. Other payments of liabilities of the plan shall be made by the Commissioner of Finance upon vouchers duly audited by the Committee appointed to supervise the plan.

Section 76-10. Powers and duties of Committee.

The committee of the County Legislature appointed to supervise the plan shall have general supervision of the plan; shall appoint the Secretary and other employees

of the plan within the limits of the appropriation therefor; and shall audit all bills or claims against the plan before payment, except such sums as may be payable under Section 25 of the Workers' Compensation Law and awards of the Workers' Compensation Board.

Section 76-11. Powers and duties of Secretary.

The Secretary shall perform such duties as may be necessary to operated plan in accordance with the Workers' Compensation law; shall attend hearings of cases before the Workers' Compensation Board; shall have the power to authorize necessary medical care which appears from medical reports and information to be justifiable; and shall have the authority to purchase supplies, stationary, forms, books and equipment as may be necessary for the operation of said plan within the limits of the appropriation and subject to the rules of the County Legislature of Broome County.

Section 76-12. Penalties for offenses.

The violation of any of the provisions of this Article by any participant shall be grounds for the expulsion of such participant from the plan.

(5) Chapter 102, Consumer Protection (former L.L. No. 7-1979).

(a) Section 102-11C (original Section 12C) is amended to change "Consumer Affairs Division" to "Division of Consumer Affairs and Weights and Measures."

(6) Chapter 125, Fees and Charges, Article II, Sheriff's Department Fees (former L.L. No. 1-1979).

(a) Section 125-4 (original Section 1) is amended to change the five-dollar fees to seven dollars and fifty cents (\$7.50).

(7) Chapter 168, Sanitary Code (former L.L. No. 2-1969).

(a) Section 168-4A(2) (original Section 1.19(b)) is amended by changing the reference from "Section 1.18" to "Article VII of this Code."

(b) Sections 168-16B and 168-17B (original Subsection 4.2(b) and 4.3 (b)) are amended by changing "Town Building Inspector to "Municipal Building Inspector."

(8) Chapter 185, Taxation, Article IV, Senior Citizens Tax Exemption (former L.L. No. 7-1980, as amended).

(a) Section 185-31 is amended to delete the reference to the repealed Section 467-d of the New York State Real Property Tax Law.

Section 1-13. Incorporation of provisions into Code.

The provisions of this local law are hereby made Article 1 of Chapter 1 of the Code of Broome County, such local law to be entitled "General Provisions, Article I,



Adoption of Code," and the sections of this local law shall be numbered Subsection 1-1 to 1-14, inclusive.

Section 1-14. When effective.

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York.

Carried.

**RESOLUTION NO. 114**

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

**RESOLUTION AUTHORIZING ESTABLISHMENT OF A BANK ACCOUNT FOR THE DEPARTMENT OF LAW'S LEGAL UNIT LOCATED AT THE DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the Department of Law's Legal Unit located at the Department of Social Services must routinely subpoena witnesses to testify in numerous child abuse, child sexual abuse, child neglect trials and other matters, and

WHEREAS, witnesses must frequently be subpoenaed on short notice to testify at child protective proceeding in Broome County Family Court and administrative hearings, and

WHEREAS, in certain cases it is also necessary to arrange for service of process on individuals outside Broome County and payment for such services is often required in advance, and

WHEREAS, the Commissioner of Finance recommends that a bank account be established from which the County Attorney or Deputy County Attorney for the Department of Social Services Legal Unit may draft checks drawn upon said account, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the establishment of an account for the Department of Law's Legal Unit located at the Department of Social Services as follows:

1. Maximum transfer amount shall be \$2,000, and the account shall not exceed this amount;
2. The account shall be reimbursed upon submission of vouchers to the County Comptroller with receipts attached, and
3. Maximum reimbursements will be limited to the amount the Legislature has appropriated in the annual budget, and
4. Normal operating costs shall not be paid from the account, and
5. The account shall be subject to audit from the County Comptroller, independent financial auditors and internal control of the Legal Unit located at the Department of Social Services on a yearly basis, and

6. The staff of the Department of Law's Unit located at the Department of Social Services shall reconcile bank accounts and forward related adjustments to the County Comptroller on a quarterly basis, and

7. Fees for the bank accounts will be paid from the Department of Law's Office appropriations for the Legal Unit located at the Department of Social Services; and be it

FURTHER RESOLVED, that the County Comptroller, Commissioner of Finance, Director of Budget, County Executive, or their duly authorized representatives are hereby empowered to execute any such documents or papers, approved to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Resolution carried by the following roll call:  
Ayes-18, Nays-1 (Hudak).

**RESOLUTION NO. 115**

By Environment Committee

Seconded by Mr. Warner

**RESOLUTION DIRECTING THE BROOME COUNTY EXECUTIVE TO TAKE ACTION TO PERMIT ASH DISPOSAL AT THE NANTICOKE LANDFILL**

WHEREAS, a Landfill Use Agreement between the County Broome and the Broome County Resource Recovery Agency was executed on December 29, 1988, and

WHEREAS, the Landfill Use Agreement, Recitals, acknowledges that "ash residue from the combustion of waste in the [Waste-to-energy] Facility will be transported and disposed by the Agency at the Nanticoke Landfill", and

WHEREAS, the Landfill Use Agreement, Section 3.6, provides that "The County shall ... maintain and operate the Landfill in accordance with Applicable Law (including obtaining any necessary permits or licenses for the Landfill and the performance by the County of its obligations under this Agreement).", and

WHEREAS, the Landfill Use Agreement, Section 7.4, provides that "At any and all times the Agency and the County so far as may be authorized by law shall pass, make, do, executed, acknowledge and deliver any and every such further resolutions, acts, deeds, conveyances, instruments, assignment, transfers and assurances as may be necessary or reasonably requested by the other in order to give full effect to this Agreement.", and

WHEREAS, the Agency, on February 5, 1991, notified this Legislature "that the failure of Broome County to obtain necessary permits for the Nanticoke Landfill ... has caused the permitting process for the Broome County Resource Recovery project to be temporarily suspended.", and

WHEREAS, the Agency, on March 12, 1991, notified this Legislature that it had made alternate arrangements for ash disposal for which it must pay a "standby fee" of \$50,000 plus \$2,000 per month and "disposal fees" estimated to be \$101 per ton in 1993, and

WHEREAS, the Agency, on March 12, 1991, urged the County to take necessary action to make Nanticoke available for ash disposal and free the Agency to cancel its alternate arrangement, and

WHEREAS, the Agency, on March 14, 1991, requested cooperation from this Legislature in obtaining the Nanticoke Landfill for ash disposal, and

WHEREAS, the County Administration has not taken action to permit ash disposal at the landfill, now, therefore, be it

RESOLVED, that the Division of Solid Waste is hereby authorized and directed to, without delay, take any and all action necessary to properly permit the Nanticoke Landfill, as soon as possible, for the disposal of ash from the Broome County Waste-to-Energy facility as contemplated by this Legislature under the Landfill Use Agreement, and be it

FURTHER RESOLVED, that the Division of Solid Waste is hereby directed to report to this Legislature within 30 days of the effective date of this resolution through the Environment Committee on the Administration's actions to accomplish the intent and purpose of this resolution.

Mr. Yeager moved, seconded by Mr. Schofield to amend the title of the resolution from "... Broome County Executive...", to "... Broome County Division of Solid Waste Management...". Amendment carried by the following roll call: Ayes-19, Nays-O.

At the request of Mr. Yeager, Resolution No. 115 was held over under the rules.

**RESOLUTION NO. 116**

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

Seconded by Mr. Seeley

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 5, 1991, ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 5 OF 1985, AS AMENDED, MODIFYING CHARGES AT COUNTY LANDFILLS"**

RESOLVED, that Local Law Intro. No. 5, 1991, entitled: "A Local Law Amending Local Law No. 5 of 1985, as amended, Modifying Charges at County Landfills", by and the same is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law, and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 5, 1991

"A LOCAL LAW AMENDING LOCAL LAW NO. 5 OF 1985, AS AMENDED,  
MODIFYING CHARGES AT COUNTY LANDFILLS"

BE IT ENACTED, that Local Law No. 5 of 1991 is hereby enacted as follows:

SECTION 1. Local Law No. 5 of 1985, as amended, is hereby amended to read  
as follows:

Section 6. Weights and Measurements and Charges

a) Commencing January 1, 1991, the following charge will apply at the  
Nanticoke Landfill:

- 1)For vehicles at or below 5,000 lbs. gross vehicle weight: (i) Registered -  
\$40.00 per year.  
(ii)Unregistered - \$4.00 per visit.
- 2)For vehicles above 5,000 lbs. gross vehicle weight: (i) vehicle weighed and  
vehicle billed at \$38.15 per ton, \$.15 per ton of said fee shall be dedicated  
to a fund payable to the host community of the landfill.
- 3)The minimum charge per vehicle shall be \$4.00 regardless of gross vehicle  
weight as defined in a(1) and a(2).

Except as otherwise provided herein or by Resolution duly adopted by the  
Broome County Legislature, there shall be no other County fee of charge for use of  
landfill sites operated in and for the County of Broome.

b) Commencing January 1, 1991, the following separate charges will apply at  
Nanticoke Landfill:

- 1)Construction/Demolition Waste and Asbestos [~~\$44.50~~] \$38.15
- 2)Tires
  - i)up to and including 16 inch rim \$2.00 per tire
  - ii)over 16 inch but less than 22  
inch rim \$5.00 per tire
  - iii)Over 22 inch rim \$10.00 per tire
  - or iv)bulk loads \$175.00 per ton

3) In order to be accepted for disposal, any construction/demolition, asbestos waste, tires and white goods shall be properly segregated from any other solid wastes brought to the landfill/

SECTION 2. This Local Law shall take effect following a public hearing before the County Executive in the manner provided for by law.

Note: Material in brackets [] is deleted. Material in underlining is added.

Carried.

**RESOLUTION NO. 117**

By Finance Committee

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AMENDMENT TO ALTERNATIVE METHOD OF COUNTY EQUALIZATION PURSUANT TO ARTICLE 8, TITLE 2 OF THE NEW YORK STATE REAL PROPERTY TAX LAW**

WHEREAS, this County Legislature, by Resolution 324 of 1985, authorized an alternative method of County equalization pursuant to Article 8, Title 2 of the New York State Real Property Tax Law, and

WHEREAS, it is necessary at this time to authorize an amendment to this alternative method to bring Broome County into compliance with the current New York State Real Property Tax Law, now, therefore, be it

RESOLVED, that this County Legislature hereby amends the alternative method of County Equalization as follows:

The State Board of Equalization and Assessment ("State Board") shall determine the County equalization rates for each city and town for the purpose of apportioning the next ensuing county tax levy provided, however that if one (1) or more of these cities or towns in the County fails to file an assessor's annual report for equalization purposes, or if the State Board is unable to reconcile one (1) or more of such annual reports which have been filed, then and in the event, this resolution and Title 2 of Article 8 of the Real Property Tax Law shall not be applicable, and be it

FURTHER RESOLVED, that so much of Resolution No. 324 of 1985 as may be inconsistent or in conflict with this resolution is hereby superseded in accordance with the terms of this resolution and those portions of said resolution which are not contrary to or in conflict with this resolution, shall remain in full force and effect, and be it

FURTHER RESOLVED, that in accordance with the applicable provisions by law, the Clerk of this Legislature is hereby directed to file with the State Board of Equalization and Assessment a certified copy of this resolution within five days after its adoption.

Carried.

**RESOLUTION NO. 118**

By the Finance Committee

Seconded by Mr. Warner

**RESOLUTION AUTHORIZING THE DIRECTOR OF REAL PROPERTY TAX SERVICES TO ADVERTISE THE SALE OF REAL PROPERTY OWNED BY BROOME COUNTY SITUATED ON HOSPITAL HILL ROAD (CHENANGO BRIDGE NURSING HOME) IN THE TOWN OF CHENANGO**

WHEREAS, Broome County owns real property situated on Hospital Hill Road in the Town of Chenango comprising approximately 56.10 +/- acres, Tax Map #6-49, and

WHEREAS, this real property was formerly utilized as a County Nursing home, the Chenango Bridge Nursing Home, and which property is now vacant, and

WHEREAS, it has been determined that this property may no longer required for public use and may be in the County's best interest to sell such surplus property either as one parcel or subdivided into several parcels, now, therefore, be it

RESOLVED, that this County Legislature hereby determines that the real property owned by Broome County situated on Hospital Hill Road in the Town of Chenango, known as Chenango Bridge Nursing Home may no longer necessary for public use by the County of Broome, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Director of Real Property Tax Services to advertise the potential sale of County owned real property located on Hospital Hill Road in the Town of Chenango, the former Chenango Bridge Nursing Home, Tax Map #6-49, either as one complete parcel or subdivided into several parcels, and be it

FURTHER RESOLVED, the Director of Real Property Tax Service shall report to this Legislature within 60 days of any and all offers and/or indications of interest by interested and qualified buyers for further action by this Legislature to effectuate the potential sale of the above listed property.

At the request of Mr. Malley, Resolution No. 118 was held over under the rules.

**RESOLUTION NO. 119**

By Public Works and Finance Committees

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH EMJ/MCFARLAND-JOHNSON ENGINEERS, INC. TO UNDERTAKE A COMPREHENSIVE STUDY OF CURRENT AND FUTURE SANITARY SEWER NEEDS IN BROOME COUNTY FOR THE DEPARTMENT OF PUBLIC WORKS FOR 1990** authorized an agreement with EMJ/McFarland-Johnson Engineers, Inc. for a comprehensive study of current and future sanitary sewer needs in Broome County

for the Department of Public Works at a cost of \$275,000.00, for the period March 1, 1990 through September 31, 1990, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the date of completion of said study, with no increase in cost, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with EMJ/McFarland-Johnson Engineers, Inc., P.O. Boxes 1980, 171 Front Street, Binghamton, New York 13902-1980 for a study as described above and as more particularly described in Exhibit "A" of Resolution 184 of 1988 which is on file with the Clerk of the Legislature, for the period March 1, 1990 through June 15, 1991, and

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.

Resolution No. 119 carried by the following:  
Ayes-17, Nays-2 (Coffey, Greenmun).

**RESOLUTION NO. 120**

By Community and Social Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING PAYMENT OF PROFESSIONAL FEES AND TRAVEL EXPENSES FOR DR. DONNA ROSENBERG FOR THE BROOME COUNTY CHILD ABUSE COUNCIL CONFERENCE SCHEDULED FOR APRIL 25, 1991**

WHEREAS, the Broome County Child Abuse Council is co-sponsoring with United Health Services an early morning program on the "Legal Aspects of Child Abuse and Neglect" and is sponsoring a day-long conference on "Perspectives on Child Abuse and Neglect" both on April 26, 1991 and featuring Dr. Donna A. Rosenberg as the main speaker, and

WHEREAS, the council requests authorization to pay the speaking fees and travel expenses for Dr. Rosenberg for the two conferences, and

WHEREAS, Dr. Rosenberg is affiliated with the C. Henry Kempe National Center for the Prevention and Treatment of Child Abuse and Neglect, in Denver, Colorado, which is nationally recognized as being on the forefront of prevention, recognition and treatment of child abuse neglect and Dr. Rosenberg has been a featured presenter at over fifty national and international conferences in the past several years, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the payment by the Broome County Child Abuse Counsel of the professional fees and travel expenses for

Dr. Donna A. Rosenberg, 400 South Ogden Street, Denver, Colorado 80209 for the early morning program and day long conference hereinabove mentioned for April 26, 1991, at a cost not to exceed \$2,310.70, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 230029.4465.102174 (Non-employee Travel, Hotel, & Meals) and 230029.4747.102174 (Other Fees for Services) upon completion of such vouchers and other documentation as the Broome County Comptroller may require.

Carried.

The Preferred Agenda was introduced at this time.

**RESOLUTION NO. 121**

By Community and Social Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH HOOPER HOLMES d/b/a PORTAMEDIC, FOR PERSONAL CARE AIDE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES MEDICAID PROGRAM FOR 1991 AND 1992**

WHEREAS, this County Legislature, by Resolution 638 of 1989, as amended by Resolution 134 of 1990, authorized an agreement with Hooper Holmes d/b/a Portamedic for personal care services for Medicaid recipients at a cost of \$10.60 per hour and \$14.10 per hour on holidays, and

WHEREAS, said services are necessary to provide personal care services for Medicaid recipients and said services are reimbursed, in part, by Medicaid, and

WHEREAS, said agreement expired by its terms on December 31, 1990 and it is desired 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 Hooper Holmes d/b/a Portamedic, 33 West State Street, Binghamton, New York 13901 for personal care services provided in the homes of Medicaid recipients for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contractor \$11.08 per hour and \$14.74 per hour on holidays upon approval by New York State, retroactive as of January 1, 1991, and be it

FURTHER RESOLVED, that the County shall pay the contractor \$10.60 per hour and \$14.10 per hour on holidays until New York State approval of the increased fees is received, retroactive as of January 1, 1991, and be it

FURTHER RESOLVED, that the County Legislature hereby authorizes continuation of said agreement through calendar year 1992 at the rate last approved by New York State, 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 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.

Carried.

**RESOLUTION NO. 122**

By Community and Social Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING THE RENEWAL OF AN AGREEMENT WITH THE HARPURSVILLE AMERICAN LEGION FOR LEASE OF SPACE FOR THE OFFICE FOR AGING'S EASTERN BROOME SENIOR CENTER FOR 1991 THROUGH 1996**

WHEREAS, this County Legislature, by Resolution 176 of 1990, authorized an agreement with the Harpursville American Legion for the lease of space for the Office for Aging's Eastern Broome Senior Citizen Center at a cost of \$350 per month, utilities and cleaners included, total payment not to exceed \$4,200.00, for the period May 15, 1990 through May 15, 1991, and

WHEREAS, said agreement expires by its terms on May 15, 1991 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Harpursville American Legion, Post 1596, Welton Road, Harpursville, New York 13787 for the lease of space at the Harpursville American Legion for the Office for Aging's Eastern Broome Senior Citizen Center for the period May 15, 1991 through May 15, 1996, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor rent of \$350 per month, utilities and cleaners included, total payment not to exceed \$21,000 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 760462.4422.102545 (Buildings and Land Rental), 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.

Carried.

**RESOLUTION NO. 123**

By Community and Social Services, Personnel and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING ACCEPTANCE OF SOCIAL INTEGRATION FOR THE BLIND GRANT FOR THE OFFICE FOR**

**AGING AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991 THROUGH 1993**

WHEREAS, this Office for Aging requests authorization and approval to accept the Social Integration for the Blind grant from the New York State Department of Social Services and adopt a program in the amount of \$26,156 for the period April 1, 1991 through March 31, 1993, and

WHEREAS, said grant program provides service to elderly legally blind individuals in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$26,156 from the New York State Department of Social Services for the period April 1, 1991 through March 31, 1993, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$26,156 for the period April 1, 1991 through March 31, 1993, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

Carried.

**RESOLUTION NO. 124**

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

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING REVISION OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT ADMINISTRATION AND TITLE IIA PROGRAMS AND ADOPTING REVISED PROGRAM BUDGETS IN CONNECTION THEREWITH FOR 1990 THROUGH 1991**

WHEREAS, this County Legislature, by Resolution 260 of 1990, authorized and approved, through the Office of Employment and Training, the Administrative Program, the 78% Program, and the 3% SVA Program, in the amounts of \$157,228, \$1,094,356 and \$48,497, respectively, for the period July 1, 1990 through June 30, 1991, and

WHEREAS, it is necessary at this time to revise said programs to reflect the incorporation of carry-over funds and the rental payments for new office space, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the revision of the above listed programs, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and

adopts the revised program budget annexed hereto as Exhibit "A" for the Administrative Program in the total amount of \$159,703 for the period July 1, 1990 through June 30, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budgets annexed hereto as Exhibit "B" for the 78% funds in the total amount of \$1,290,657 for the period July 1, 1990 through June 30, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "C" for the 3% funds in the amount of \$57,901 for the period July 1, 1990 through June 30, 1991, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

Carried.

**RESOLUTION NO. 125**

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

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING RENEWAL OF THE OFFICE OF EMPLOYMENT AND TRAINING JOB TRAINING PARTNERSHIP ACT TITLE IIB SUMMER YOUTH PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991**

WHEREAS, this County Legislature, by Resolution 151 of 1990, authorized and approved the Summer Youth Program for the Office of Employment and Training and adopted a program budget in the amount of \$557,550 for the period October 1, 1989 through September 30, 1990, and

WHEREAS, said grant program provides summer training for youths, and

WHEREAS, it is desired to renew said grant program for the period October 1, 1990 through September 30, 1991 in the amount of \$554,183, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$554,183 from the Job Training Partnership Act Title IIB (federal money) for the period October 1, 1990 through September 30, 1991, 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 \$554,183 for the period October 1, 1990 through September 30, 1991, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

budget transfers do not affect a personnel line.

Carried.

**RESOLUTION NO. 126**

By Education, Culture & Recreation Committee

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE CITY OF BINGHAMTON ON BEHALF OF THE BROOME COUNTY CENTRAL LIBRARY FOR THE LEASE OF EMMA BROWN FIRST WARD BRANCH LIBRARY FOR 1990 THROUGH 1994**

WHEREAS, this County Legislature, by Resolution 222 of 1984 authorized an agreement with the City of Binghamton on behalf of the Broome County Central Library for the lease of the Emma Brown First Ward Branch Library (for use as a branch library) for the period January 1, 1985 through December 31, 1989, at a cost of \$1.00, and

WHEREAS, said agreement expired by its terms on December 31, 1989 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the City of Binghamton, Government Plaza, Binghamton, Broome County Central Library for the lease of the Emma Brown First Ward Branch Library (for use as a branch library) for the period January 1, 1985 through December 31, 1989, at a cost of \$1.00, and

WHEREAS, said agreement expired by its terms on December 31, 1989 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the City of Binghamton, Government Plaza, Binghamton, New York 13901 for lease of the Emma Brown First Ward Branch Library for the term of January 1, 1990 through December 31, 1994, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the City of Binghamton \$1.00 for the term of this agreement, 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.

Carried.

**RESOLUTION NO. 127**

By Environment Committee

Seconded by Mr. Moppert

**RESOLUTION CONFIRMING APPOINTMENTS TO MEMBERSHIP ON THE BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT**

WHEREAS, Arthur J. Shafer, Chairman of the Broome County Legislature, pursuant to the powers vested in him by Resolution 27 adopted February 1, 1972, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Broome County Soil and Water Conservation District for the terms indicated:

NAME	TERM EXPIRING
Durwood Briggs RD#1 Deposit, New York 13754	December 31, 1993 (reappointment)
Robert E. Leamon RD#2, Box 282A Harpursville, New York 13787	December 31, 1993 (reappointment)
Russell D. Whitman 517 E. Main Street Endicott, New York 13760	December 31, 1993 (new appointment)
Louis Augustini 476 Riverside Drive Johnson City, New York 13790	December 31, 1993 (new appointment)
Roger Brown 3815 Country Club Road Endwell, New York 13760	December 31, 1993 (new appointment)

and

WHEREAS, it is desired at this time, in accordance with the provisions of Resolution 27 adopted February 1, 1972 to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution 27 adopted February 1, 1972 , does hereby confirm the appointments of the above-named individuals to membership on the Soil and Water Conservation District in accordance with their appointment by the Legislative Chairman.

Carried.

**RESOLUTION NO. 128**

By Environment and County Administration, Economic Development and Planning



Committees

Seconded by Mr. Moppert

**RESOLUTION PROCLAIMING EARTH DAY 1991 AND DESIGNATING THE COUNTY OFFICE BUILDING A MODEL ESTABLISHMENT**

WHEREAS, since Earth Day was first celebrated in 1970, this day has been set aside for demonstrations of public concern for the environment and for activities promoting the preservation of the global environment, and

WHEREAS, the Broome County Legislature recognizes the protection of the local environment must include efforts to wisely manage our solid waste, and

WHEREAS, waste reduction, including prevention, conservation, reuse, repair, composting and recycling, is critical to sound solid waste management practice, and

WHEREAS, the Model Community Project, as sponsored by Earth Day Southern Tier, a coalition of local environmental groups, seeks to create model establishments (homes, stores, libraries, schools, offices, restaurants,) that test and implement new waste reduction methods and then pass them on to other similar establishments, and

WHEREAS, the theme of this year's Earth Day is The Model Community, now, therefore, be it

RESOLVED, that this County Legislature hereby designates and proclaims April 22, 1991 as Earth Day, and be it

FURTHER RESOLVED, that the Broome County Office Building be designated a Model Office Building to set an example for other offices, and to test and implement new waste reduction strategies under the auspices of the Environmental Management Council, 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.

Carried.

**RESOLUTION NO. 129**

By Environment and County Administration, Economic Development and Planning Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING AGREEMENT WITH AUGUST GARIFY FOR THE LEASE OF SPACE FOR THE DIVISION OF SOLID WASTE MANAGEMENT'S RECYCLING OPERATIONS FOR 1991**

WHEREAS, this County Legislature, by Resolution 570 of 1990, authorized an agreement with Donson Manufacturing, Incorporated, for the lease of space at 1408 Airport Road, Endicott, New York for County recycling operations at a cost of \$4.00

per square foot, total cost not to exceed \$10,000.00 plus utilities for the term January 1, 1991 through June 30, 1991, and

WHEREAS, said lease is necessary for the operation of the Division of Solid Waste Management's Recycling Program, and

WHEREAS, Donson Manufacturing, Inc. has sold the premises to August Garufy and it is necessary to authorize an agreement with similar terms and conditions with no increase in cost, with Garufy for the remaining 4 months of the original lease, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with August Garufy, 2605 Dartmouth Drive, Vestal, New York 13850 for the lease of 5,000 square feet of space at 1408 Airport Road, Endicott, New York for the operation of the Division of Solid Waste Management Recycling Program for the period March 1, 1991 through June 30, 1991, and be it

FURTHER RESOLVED, that in consideration of said lease, the County shall pay the landlord \$4.00 per square foot, annually, total rental payment not to exceed \$6,666.64, plus utilities, for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4422.206000 (Building and Land Rental), 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.

Carried.

**RESOLUTION NO. 130**

By Environment and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING RENEWAL OF LEASE AGREEMENT WITH SAM ROTELLA FOR LEASE OF SPACE FOR THE BROOME COUNTY RECYCLING FACILITY**

WHEREAS, this County Legislature, by Resolution #123 of 1990 authorized an agreement with Sam Rotella for the lease of approximately 10,000 square feet of floor space at a cost of \$2,675 per month, total cost not to exceed \$32,100, for the period April 13, 1990 through April 12, 1991, and

WHEREAS, said lease is necessary for the Broome County Recycling Program, and

WHEREAS, said agreement expires by its terms on April 12, 1991 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 renewal of the

agreement with Sam Rotella, 515 Fairmont Avenue, Endwell, New York 13760 for the lease of space at 1430 Airport Road, Town of Union on the following terms and conditions:

1. Lease shall be for a term of one year commencing April 13, 1991 and terminating April 12, 1992;
2. Rent shall be payable in advance in monthly installments of \$3,125 (\$3.75 per square foot, per year)
3. The demised premises shall include land and approximately 10,000 square feet of floor space and a building at 1430 Airport Road, Town of Union, New York, together with any necessary rights-of-way for building and access. Building space shall include offices, bathrooms, loading docks and truckwell;
4. The landlord shall be responsible for assuring that all overhead doors, plumbing and electrical utilities are functional prior to occupation;
5. The County shall be responsible for the payment of electric utilities, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$37,500 as and for rent for the term of this agreement, and

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 230078.4422.206000 (Building and Land Rental), 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.

Carried.

**RESOLUTION NO. 131**

By the Finance Committee

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE SHERIFF'S DEPARTMENT**

WHEREAS, that in accordance with a request from the Sheriff's Department, in order to provide funds for overtime due to large increase in the services required by the courts, as requested by BT#1813, this County Legislature hereby authorizes the Commissioner of Finance to make the following transfer of funds:

<u>Index Code</u>	<u>Subobject</u>	<u>Project Code</u>	<u>Title</u>	<u>Amount</u>	
FROM:	450049	1700	101000	Salaries, overtime	\$4,000
TO:	450072	1700	101000	Salaries, overtime	\$4,000

Carried.

**RESOLUTION NO. 132**

By Finance Committee  
 Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FOR THE HEALTH DEPARTMENT**

WHEREAS, that in accordance with a request from the Health Department, in order to provide funds for temporary position required to assist in preparation of cost reports and PH claims, as requested by BT# 2393, 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: 480012	1000	101000	Salaries, full-time	\$2,000	
TO: 480228	1600	101000	Salaries, temporary	\$2,000	
Carried.					

**RESOLUTION NO. 133**

By Health Services and Finance Committees  
 Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING AGREEMENT WITH REHABILITATION SERVICES, INC. (RSI) FOR OCCUPATIONAL THERAPY AND AUDIOLOGY FOR THE HEALTH DEPARTMENT FOR 1991**

WHEREAS, the Health Department requests authorization for an agreement with Rehabilitation Services, Inc. (RS) for Occupational Therapy and Audiology Services for the Health Department Home Health Services program for the period March 1, 1991 through December 31, 1991 at a cost of \$55.00/home visit for Occupational Therapy and \$65.00/home visit for Audiology services, plus \$0.275/mile, and

WHEREAS, Occupational Therapy services are needed to assist patients in learning to do specific activities to overcome disabilities and in relearning specific activities of daily living to regain independence and Audiology Services are needed for a homebound person with hearing disabilities, and

WHEREAS, both services are third party reimbursable, subject to State funding, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Rehabilitation Services, Inc., 33 Mitchell Avenue, Binghamton, New York 13903 for Occupational Therapy and Audiology Services for the Health Department Home Health Services Program for the period March 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$55.00 per visit for Occupational Therapy and \$65.00 per visit for Audiology Services, plus \$0.275/mile for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480061.4706.101046 (Rehabilitation & Therapy Services) and 480061.4715.101206 (Other Health & Medical Services), 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.

Carried.

**RESOLUTION NO. 134**

By Health Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING ACCEPTANCE OF HOSPITAL INTERVENTION SERVICES (HIS) DEMONSTRATION PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1991**

WHEREAS, the Department of Mental Health requests authorization and approval to accept the Hospital Intervention Services (HIS) grant from the New York State Division of Alcoholism and Alcohol Abuse in the amount of \$133,200 for the period January 1, 1991 through December 31, 1991, and

WHEREAS, Hospital Intervention Services (HIS) Program is a demonstration project designed to identify hospital patients who have alcohol and substance abuse problems and link these individuals with appropriate services, and

WHEREAS, this program involves United Health Services as the contract agency to provide the Hospital Intervention Service (HIS) Program, and

WHEREAS, it is desired to accept said grant program for 1991 in the amount of \$133,200, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$133,200 from the New York State Division of Alcoholism and Alcohol Abuse for the period January 1, 1991 through December 31, 1991, 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 \$133,200 for the period January 1, 1991 through December 31, 1991, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

Carried.

**RESOLUTION NO. 135**

By Health Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING AMENDMENT OF THE AGREEMENT WITH NEW YORK STATE DIVISION OF SUBSTANCE ABUSE SERVICES FOR THE OPERATION OF A SUBSTANCE ABUSE PROGRAM FOR THE DRUG AWARENESS CENTER FOR 1990 THROUGH 1991**

WHEREAS, this County Legislature, by Resolution 33 of 1990, authorized an agreement with the New York State Division of Substance Abuse Services for the Substance Abuse Program as administered by the Drug Awareness Center of the Mental Health Clinic for the period April 1, 1990 through March 31, 1991 and accepted state aid in the amount of \$200,000, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the maximum reimbursable amount available to Broome County, and to extend the term of the agreement to December 31, 1991, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of the agreement with the New York State Division of Substance Abuse Services, Executive Park South, Box 82000, Albany, New York 12203 for the continuation of the Drug Awareness Center's Substance Abuse Program for the period April 1, 1990 through December 31, 1991, and be it

FURTHER RESOLVED, that this County legislature hereby authorizes the acceptance of \$364,000 for the New York State Division of Substance Abuse Services for the operation of a Substance Abuse Program for the period April 1, 1990 through December 31, 1991, 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.

Carried.

**RESOLUTION NO. 136**

By Health Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING AN AGREEMENT WITH THE YWCA FOR CROSSROADS SERVICES FOR THE HEALTH DEPARTMENT ADOLESCENT COMMUNITY SERVICES PROJECT FOR 1991 THROUGH 1992**

WHEREAS, the Health Department requests authorization for an agreement with the Binghamton YWCA for services associated with the YWCA Crossroads Program, a residency program for women 16-21 years of age, and

WHEREAS, said services are necessary to provide housing for thirty young women, eight of whom will be from Johnson City, and implement an outreach program in Johnson City according to the goals and objectives of the Adolescent Community Services Project, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with the YWCA, 80 Hawley Street, Binghamton, New York 13901 for the period April 1, 1991 through March 31, 1992, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$17,767.50 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 480251.4457.101000 (Subcontracted Program Expense), 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.

Carried.

**RESOLUTION NO. 137**

By Health Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING THE DRUG AWARENESS CENTER CO-SPONSORSHIP OF THE MENTALLY ILL CHEMICAL ABUSER (MICA) CONFERENCE ON MAY 5, 1991**

WHEREAS, the Drug Awareness Center requests authorization to co-sponsor, along with the SUNY Clinical Campus and the New York State Office of Mental Health, a conference on the Mentally Ill Chemical Abuser (MICA) which is scheduled for May 5, 1991 at a cost of \$7,000, and

WHEREAS, the conference is targeted for Mental Health and Drug and Alcohol service providers and physicians from an eight county geographical area, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Drug Awareness Center to co-sponsor a conference on the Mentally Ill Chemical Abuser (MICA) which is scheduled for May 5, 1991 at a cost of \$7,000.00, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 470062.4458.102513 (Other Program Expense), 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.

Carried.

**RESOLUTION NO. 138**

By Health Services, Education, Culture & Recreation and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING ACCEPTANCE OF BROOME/CHENANGO SUBSTANCE ABUSE PREVENTION PROGRAM GRANT FROM THE STATE OF NEW YORK DIVISION OF CRIMINAL JUSTICE SERVICES FOR 1990 THROUGH 1991**

WHEREAS, the New York State Legislature has appropriated funds to the New York State Division of Criminal Justice Services for the Anti-Drug Abuse Act Program, and

WHEREAS, the New York State Division of Criminal Justice Services has



awarded Broome County and Chenango County each \$15,000 for use at the Broome Chenango Alternative High School to develop a multi-disciplinary approach to reduce drug use among each risk youth between the ages of 14-21 years in Broome and Chenango counties, and

WHEREAS, Broome-Tioga B.O.C.E.S. will also contribute \$10,400 of In-kind services towards this worthwhile program, and

WHEREAS, it is desired to accept said grant monies from the State of New York Division of Criminal Justice Services on behalf of Broome County and Chenango County in the amount of \$15,000 each, total amount \$30,000, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$30,000 from New York State Division of Criminal Justice Services for the Broome/Chenango Substance Abuse Prevention Program Grant for the period September 1, 1990 through August 31, 1991, 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 \$30,000 for the period September 1, 1990 through August 31, 1991, 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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreement, documents or papers, approved as to form by the Department of Law, with Broome -Tioga BOCES 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 expanding any unexpended grant funds, and be it

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

Carried.

**RESOLUTION NO. 139**

By Health Services, Personnel and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING THE REVISION OF THE GRANT AGREEMENT FOR THE DEPARTMENT OF HEALTH WOMEN'S, INFANTS' AND CHILDREN'S NUTRITION PROGRAM AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990 THROUGH 1991**

WHEREAS, this County Legislature, by Resolution 374 of 1990, authorized the continued operation of the Women's, Infants', and Children's (WIC) Nutrition Program for the period October 1, 1990 through September 30, 1991 and adopted a program budget in connection therewith in the amount of \$349,256, and

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

RESOLVED, that this County Legislature hereby authorizes a revision of the grant agreement with the New York State Health Department for the Department of Health Women's, Infants' and Children's Nutrition Program for the period October 1, 1990 through September 30, 1991, and be it

FURTHER RESOLVED, that this County Legislature hereby adopts the revised

program budget annexed hereto as Exhibit "A" in the total amount of \$347,308 for the period October 1, 1990 through September 30, 1991, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

Carried.

**RESOLUTION NO. 140**

By Personnel Committee

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR WILLOW POINT NURSING HOME**

RESOLVED, that in accordance with a request from Willow Point Nursing Home, as contained in PCR# 91-193, this County Legislature hereby authorizes the elimination of a full-time RPN/LPN position, at budget line 160085.1000.101000, minimum salary \$16,380, Grade 14/10 , and the establishment of two part-time RPN/LPN positions at budget line 160085.1500.101000, minimum salary \$9.7194/7.8449/hour Grade 14/10, effective March 25, 1991.

Carried.

**RESOLUTION NO. 141**

By Public Safety and Emergency Services Committee

Seconded by Mr. Moppert

**RESOLUTION CONFIRMING APPOINTMENT TO MEMBERSHIP ON THE AMBULANCE ADVISORY BOARD**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XXIV, section 2410 of the Broome County Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5 1978) as amended by Local Law Intro. No. 6, 1991, has duly designated and appointed, pending confirmation by this Legislature, the following named individuals to membership on the Ambulance Advisory Board for the terms indicated:

NAME	TERM EXPIRING
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Gary Griffis 1148 Conklin Road Conklin, New York 13748	December 31, 1991 (reappointment)
Toni-Lou Corbin Box 3057, Bridge Street Kirkwood, New York 13795	December 31, 1991 (reappointment)
Aleta Kinne HC 78, Box 587 Castle Creek, New York 13744	December 31, 1991 (reappointment)
William Busch 4 Trafford Road Binghamton, New York 13901	December 31, 1991 (reappointment)
Claudia Lamboreaux P.O. Box 6 Chenango Forks, New York 13745	December 31, 1991 (reappointment)
Dennis Lewis P.O. Box 192 Harpursville, New York 13787	December 31, 1991 (reappointment)
Randall Hartz, Sr. P.O. Box 173 Deposit, New York 13754	December 31, 1991 (reappointment)

John DeMaria 56-C Knapp Road Binghamton, New York 13905	December 31, 1991 (reappointment)
Todd Hulbert 159 Oak Street Apartment 2 South Binghamton, New York 13905	December 31, 1991 (reappointment)
Bernard Westfall Box 70 Lisle, New York 13797	December 31, 1991 (reappointment)
Earl Drury RD#2, 14 Anna Blvd. Chenango Forks, New York 13746	December 31, 1991 (reappointment)
Donna Church P.O. Box 57-62 R.D.# 1 Sanitaria Springs, New York 13833	December 31, 1991 (reappointment)
William Siebert 115 McFadden Road Apalachin, New York 13732	December 31, 1991 (reappointment)
Frank Ciallelo 716 River Road Binghamton, New York 13901	December 31, 1991 (reappointment)
Marcia Stahl R.D.#1, Box 336A Chenango Forks, New York 13745	December 31, 1991 (reappointment)
A. Lois Winkler 217 Meeker Road Vestal, New York 13750	December 31, 1991 (reappointment)
Janet Mulderig R.D. #6, Colesville Road	December 31, 1991 (reappointment)

Binghamton, New York 13904

Robert Klock  
P.O. Box 167  
Windsor, New York 13865

December 31, 1991  
(reappointment)

Carl Fenescey  
12 Summer Street  
Binghamton, New York 13901

December 31, 1991  
(new appointment)

Scott Soliday  
214 Castle Creek Road  
Binghamton, New York 13901

December 31, 1991  
(new appointment)

Kim Hopper  
R.D. #4, Box 166A  
Binghamton, New York 13905

December 31, 1991  
(new appointment)

Tom Apalenek  
Box 40 D Ashley Road  
Maine, New York 13802

December 31, 1991  
(new appointment)

Thomas Hobart  
9 Pearl Avenue  
Port Dickinson, New York 13901

December 31, 1991  
(new appointment)

Brian Moat  
R.D. #1, Foley Road  
Windsor, New York 13865

December 31, 1991  
(new appointment)

Daniel Dwight  
457 Echo Road  
Vestal, New York

December 31, 1991  
(new appointment)

Elsie Poyer  
P.O. Box 326, Mill Street  
Whitney Point, New York 13862

December 31, 1991  
(new appointment)

and

WHEREAS, it is desired at this time, in accordance with the provisions of Article XXIV, section 2410 of the Broome County Charter, pursuant to Resolution

No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), as amended by Local Law Intro. No. 6, 1991 to confirm said appointments, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Article XXIV, section 2410 of the Broome County Charter, pursuant to Resolution No. 277, adopted September 20, 1978 (Local Law No. 5, 1978), as amended by Local Law Intro. No. 6, 1991, does hereby confirm the appointments of the above-named individuals to membership on the Ambulance Advisory Board in accordance with their appointment by the County Executive.

Carried.

**RESOLUTION NO. 142**

By Public Safety and Emergency Services Committee

Seconded by Mr. Moppert

**RESOLUTION CONFIRMING APPOINTMENT OF FRED CANIFF TO MEMBERSHIP ON THE BROOME COUNTY FIRE ADVISORY BOARD.**

WHEREAS, Timothy M. Grippen, Broome County Executive, pursuant to the powers vested in him by Article XIX of the Broome County Charter, has duly designated and appointed, pending confirmation by this Legislature, Fred Caniff, HC 78, Box 1019, Castle Creek, New York 13744, to membership on the Broome County Fire Advisory Board, for a term expiring December 31, 1991, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of the Article XIX of the Broome County Charter, does hereby confirm the appointment of Fred Caniff to membership on the Broome County Fire Advisory Board in accordance with his appointment by the County Executive.

Carried.

**RESOLUTION NO. 143**

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

Seconded by Mr. Moppert

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 6, 1991 ENTITLED "A LOCAL LAW AMENDING THE BROOME COUNTY CHARTER REGARDING THE BROOME COUNTY AMBULANCE ADVISORY BOARD MEMBERS"**

RESOLVED, that Local Law Intro. No. 6, 1991 entitled: "A Local Law amending the Broome County Charter regarding the Broome County Ambulance Advisory Board Members" be and the same is hereby adopted and approved in

accordance with the Broome County Charter and the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 6, 1991

"A Local Law amending the Broome County Charter regarding the Broome County Ambulance Advisory Board Members"

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

Section 1. Local Law No. 9, 1968 (Broome County Charter), as amended, Article XXIV, Section 2410 thereof, be and hereby is amended to read as follows:

Section 2410 [Volunteer] Ambulance Advisory Board

There shall be and there hereby is created a Broome County [Volunteer] Ambulance Advisory Board, which Advisory Board shall consist of [thirteen (13)] twenty-eight (28) members, all of whom shall be appointed by the County Executive, subject to confirmation by a majority of the County Legislature. The Advisory Board shall consist of one (1 member from each of the following [Volunteer] ambulance units:

Binghamton Fire Department EMS, Broome Security Division Med Team, Broome Volunteer Emergency Squad, Castle Creek Fire Company Med Team, Chenango Fire Company Ambulance Squad, Chenango Fire Company Med Team, Chenango [Volunteer Emergency Squad], Forks Fire Department Med Team, Colesville Volunteer Ambulance Service, Deposit [Fire, First Aid and Rescue Squad] Emergency Squad, East Maine Fire Department First Response Team, Edwin A. Link Field CFR First Response, Harpur's Ferry Student Volunteer Ambulance Service, Lisle Med Team, Maine Fire Department Emergency Squad, [Broome Volunteer Emergency Squad], Port Crane Fire Department Team, Port Dickinson Fire Department Med Team, Sanitaria Springs Fire Department First Response, Shangri-La Ambulance Services, Inc., Superior Ambulance Service, Inc., Triangle Fire Department First Response Team, [Vestal Volunteer Emergency Squad], Union Volunteer Emergency Squad, Vestal Volunteer Emergency Squad, West Colesville Fire Department Med Team, West Windsor Fire Company Ambulance Squad, Whitney Point Fire Department Emergency Squad, and [Emergency Squad of] Windsor Fire [Company] Department Emergency Squad,

the County Executive or his designee, and the Chairman of the Public Safety and Justice Committee of the Broome County Legislature or his designee. Each of the aforesaid squads shall annually recommend an individual from their squad to the County Executive for appointment to the Advisory Board. Members of the [Volunteer] Ambulance Advisory Board, except for the Chairman of the Public



Safety and Justice Committee of said County Legislature, shall serve at the pleasure of the County Executive. The members of the Broome County [Volunteer] Ambulance Advisory Board shall be County officers, and shall serve the County Legislature, receive reimbursement for the approved reasonable value of expenses incurred in the performance of their appointed duties as members of said [Volunteer] Ambulance Advisory Board. The [Volunteer] Ambulance Board shall elect annually, from among its members, a Chairman, Vice-Chairman and Secretary.

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

- (A) To develop and maintain a liaison to encourage cooperation and communication in the operation of [volunteer] ambulance service and/or emergency medical service by the [several volunteer] ambulance services in Broome County.
- (B) To cooperate with the New York State Department of Health and other authorized State agencies in effectuating the purposes for which said agencies were established in relation to such [volunteer] ambulance service and emergency medical service programs.
- (C) To act as an advisory body to the Broome County Executive, the Broome County Legislature, and the [Volunteer] Ambulance Training Coordinator, if any, of Broome County in connection with County participation in connection with County participation in connection with training, mutual assistance and cooperation in the operation of such services, and in connection with any County establishment and maintenance of a County Ambulance Service Training School and mutual assistance and communication programs connected with [Several] ambulance services available in Broome County.
- (D) To recommend and coordinate any ambulance service training program on the local level as may be requested by the several local ambulance services and as, from time to time, approved and authorized by the Broome County Legislature.
- (E) To perform such other duties as the County Executive of the County Legislature may, from time to time, request or prescribe in relation to ambulance services and/or emergency medical service in cases of emergency or disaster in cases where ambulance services and/or emergency medical services may be used or required.
- (F) To consider problems or suggestions that may be presented by any group or individuals relative to ambulance services and/or emergency medical services or in connection with problems of mutual cooperation and

assistance between the several such services available in Broome County.

SECTION 2. Except as hereinabove amended, Local Law No. 9, 1968 (Broome County Charter), as amended, shall remain in full force and effect.

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

Changes or additions in text are indicated by underline, deletions by [brackets].  
Carried.

**RESOLUTION NO. 144**

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

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH THE BROOME COUNTY COUNCIL OF CHURCHES FOR RELIGIOUS SERVICES FOR INMATES OF BROOME COUNTY JAILS FOR 1991**

WHEREAS, this County Legislature, by Resolution 97 of 1990, authorized renewal of an agreement with Broome County Council of Churches for religious services for inmates housed at Broome County jail facilities for calendar year 1990 at a cost not to exceed \$6,975, and be it

WHEREAS, said services are mandated by New York State regulations and the Council provides religious counselling for all inmates of all denominations, and

WHEREAS, said agreement expired by its terms on December 31, 1990 and it is desired at this time to renew said agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes renewal of the agreement with the Broome County Council of Churches, 81 Main Street, Binghamton, New York 13902 for the provision of religious services to County jail inmates, including full time (40 hours per week) religious services to all inmates housed in the County's jail facilities to be provided by a duly ordained minister of a recognized religious sect, religious counselling for all inmates whose denominations are affiliated with the Council of Churches, arrangement of religious counselling of all inmates whose denominations are not affiliated with the Council, provision of 24 hour on-call emergency services available seven days a week, visitation of inmates and the coordination of all religious services, for the period January 1, 1991 through December 31, 1991, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay the contractor an amount not to exceed \$6,975 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 450023.4437.101000 (Religious Expenses), 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.

Carried.

**RESOLUTION NO. 145**

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH FEDERAL BUREAU OF INVESTIGATION FOR LEASE OF TOWER SPACE FOR EMERGENCY SERVICES COMMUNICATION SYSTEM**

WHEREAS, this County Legislature, by Resolution 647 of 1989, authorized an agreement with the Federal Bureau of Investigation of the United States Department of Justice for the lease of the Tower facility at Hawkins Hill for the purpose of using it for the improvements to its communication system and equipment and operations, for the period October 1, 1989 through September 30, 1990, providing revenue to the County of \$1,020.00, and

WHEREAS, the agreement expired by its terms on September 30, 1990 and it is desired to renew said lease agreement on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a renewal of the agreement with the Federal Bureau of Investigation of the United States Department of Justice, 445 Broadway, Albany, New York 12201 for the lease of the Hawkins Hill site number 66 Tower for the purpose of using it for the improvements to its communication system equipment and operation, and be it

FURTHER RESOLVED, that the term of this agreement shall be October 1, 1990 through September 30, 1991, and be it

FURTHER RESOLVED, that in consideration of said lease the United State Department of Justice shall pay the County \$85.00 per month for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be credited to budget line 460089.0464.101000 (Other Local Governments), 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.

Carried.

**RESOLUTION NO. 146**

By Public Safety and Emergency Services and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING AMENDMENT OF AGREEMENT WITH UNITED HEALTH SERVICES FOR PHYSICAL EXAMINATIONS OF EMERGENCY SERVICES HAZARDOUS MATERIALS TEAM MEMBERS FOR 1990**

WHEREAS, this County Legislature, by Resolution 722 of 1990, authorized an agreement with United Health Services for physical examinations of Broome County Hazardous Materials Team Members at a cost of \$2,489.50, and

WHEREAS, it is necessary to authorize the amendment of said agreement to change the year to 1990 from 1991, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes amendment of agreement with United Health Services, 33 Mitchell Avenue, Binghamton, New York 13903 for physical examinations, including pulmonary function tests, for 25 Hazardous Material Team Members for 1990, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor \$99.58 per physical examination including pulmonary function tests, total cost not to exceed \$2,489.50 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 460030.4449.101000 (Other Operational Expenses), 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.

Carried.

**RESOLUTION NO. 147**

By Public Safety and Emergency Services, Personnel and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING REVISION OF THE SUSOUEHANNA REGIONAL EMERGENCY MEDICAL SERVICES (SAREMS) GRANT FOR THE OFFICE FOR EMERGENCY SERVICES AND ADOPTING A REVISED PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1990**

WHEREAS, this County Legislature, by Resolution 252 of 1990, authorized and approved the Susquehanna/Adirondack Regional Emergency Medical Services Program and adopted a program budget in the amount of \$77,600 for April 1, 1990 through September 30, 1990, and

WHEREAS, said grant program provides uniform emergency medical treatment and protocol, and

WHEREAS, it is necessary to revise said grant program appropriations in order to balance the accounts, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Office of Employment Services Susquehanna/Adirondack Regional Emergency Medical Services (SAREMS) Grant for the period April 1, 1990 through September 30, 1990, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$77,600 for the period April 1, 1990 through September 30, 1990, and be it

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

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized to extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

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

Carried.

**RESOLUTION NO. 148**

By Public Works Committee

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING AGREEMENTS WITH SERVICE ORGANIZATIONS FOR THE ADOPT-A-HIGHWAY PROGRAM FOR THE DEPARTMENT OF PUBLIC WORKS FOR LITTER CONTROL AND BEAUTIFICATION OF COUNTY ROAD AND HIGHWAYS**

WHEREAS, the adopt-a-highway program is a program whereby a service organization adopts a portion of a highway for litter control and beautification, and

WHEREAS, said program provides Broome County with the service organizations skills and services in helping to maintain and beautify county highways and byways and also services to provide a better understanding and awareness of the County roadway system and the amount of effort needed to maintain the same, and

WHEREAS, it is desired to implement an adopt-a-highway program for Broome County whereby Broome County would enter into agreements with service organizations for adopting portions of County highways for litter control and beautification, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes agreements approved as to form by the Department of Law with service organizations for adopting portions of County highways for litter control and beautification, 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.

Carried.

**RESOLUTION NO. 149**

By Public Works and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING AN AGREEMENT WITH BROOME COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR ROCK RIP-RAP PROTECTION FOR THE CONKLIN FORKS ROAD CULVERT PROJECT FOR THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the Department of Public Works requests authorization for an agreement with Broome County Soil and Water Conservation District for installation of Rock Rip-Rap Protection for the Conklin Forks Road Culvert Project, and

WHEREAS, the installation of Rock Rip-Rap Protection is necessary to maintain the integrity of the stream channel inlet and outlet of the culvert, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Broome County Soil and Water Conservation District, 840 Front Street, Binghamton, New York 13905 for installation of Rock Rip-Rap Protection for the Conklin Forks Road Culvert Project for the Department of Public Works, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the contractor an amount not to exceed \$39,490.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 035030.2013.501241 (Roads) and 1991 G24 Capital Improvement Account, and be it

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

Carried.

**RESOLUTION NO. 150**

By Public Works, County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Moppert

**RESOLUTION AUTHORIZING RENEWAL OF AGREEMENT WITH SUN MICROSYSTEMS, INC, FOR COMPUTER SOFTWARE SUPPORT FOR 1991 THROUGH 1992**

WHEREAS, this County Legislature, by Resolution 222 of 1990, authorized an agreement with Sun Microsystems, Inc. for software support and upgrades for 4 SUN Microsystems Sparc Station 1 computers in the Engineering Division of the Public Works Department at a cost of \$2,088.00 for the term April 1, 1990 through March 31, 1991, and

WHEREAS, said agreement expired by its terms on April 1, 1991 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 SUN Microsystems, Inc. 621 Columbia Street Extension, Cohoes, New York 12047 for software support and upgrades for four SUN Microsystems Sparc Station 1 computers in the Engineering Division of the Public Works Department for the period April 1, 1991 through March 31, 1992, and be it

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



pay the contractor a maximum amount of \$1,488.00 for the term of this agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 030023.4449.101000 (Other Operational Expenses), 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.

Carried.

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