

**BROOME COUNTY LEGISLATURE
ORGANIZATIONAL SESSION
JANUARY 8, 1997**

THE BROOME COUNTY LEGISLATURE, Broome County, New York, met to organize on Wednesday, January 8, 1997 at 4:00 P.M. in the Legislative Chambers, Sixth Floor, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York.

The Chairman pro tem, the Honorable Richard Hogan, Broome County Clerk, was introduced. The Chairman pro tem, Mr. Hogan, read the fire exit announcement and then called the Attendance roll by Legislative District:

Legislative		Legislative	
<u>District</u>	<u>Legislator</u>	<u>District</u>	<u>Legislator</u>
1	Mark R. Whalen	11	Chris W. Burger
2	Margaret M. Coffey	12	Andrew M. Kavulich
3	David L. Lindsey	13	Daniel A. Schofield
4	Vincent A. Pasquale	14	William T. Wike
5	Patrick F. O'Day	15	Wanda Hudak
6	Thomas A. Hull	16	Brian Brunza
7	Arthur J. Shafer	17	Louis P. Augostini
8	Wayne L. Howard	18	Brian K. Mather
9	William H. Miller	19	George Harbachuk
10	Jane R. Sweet		

Present-18, Absent-1 (Mr. Pasquale)

Mr. Hogan, led the members of the Legislature in the Pledge of Allegiance to the Flag and then gave the Invocation.

Mr. Hogan, then proceeded to request nominations for the post of Legislative Chair.

Mr. Augostini moved, seconded by Mr. Wike, the nomination of Daniel A. Schofield, Legislator from District 13, for the post of Legislative Chair.

Mr. Whalen moved, seconded by Mr. Kavulich, the nomination of Margaret M. Coffey, Legislator from District 2, for the post of Legislative Chair.

There were no other nominations and Mr. Schofield was elected Legislative Chair by the following roll call vote:

Votes for Mr. Schofield - 15Augustini, Brunza, Burger, Harbachuk, Howard, Hudak, Hull,
Lindsey, Mather, Miller, O'Day, Schofield, Shafer, Sweet &
Wike

Votes for Mrs. Coffey - 3Coffey, Kavulich & Whalen

Absent - 1 Pasquale

Mr. Schofield was welcomed to the Chair by Mr. Hogan who presented the gavel to Mr. Schofield and retired from the Chair.

The Chairman proceeded to bring forth 1997 Resolution No. 1 (published later in the minutes), relating to the election of the Legislative Clerk, Richard R. Blythe. This was seconded by Mr. Shafer.

The resolution **carried**. Ayes-18, Absent-1 (Pasquale)

The Chairman then invited Broome County Clerk, the Honorable Richard A. Hogan to the podium to administer the oath of office for both the Chair and the Clerk. The oath was administered by Mr. Hogan, with Phillip Schofield and Olivia Schofield holding the Bible for their father. A former Legislator from the 13th. District (1973-1974), the Hon. Joseph D. Pisani, held the Bible for Mr. Blythe.

The Bible used for the official oath was the Blythe family Bible.

REMARKS FROM THE CHAIRMAN:

LADIES AND GENTLEMAN, COLLEAGUES, FRIENDS AND FELLOW LEGISLATORS:
IT IS MY PLEASURE TO WELCOME YOU TO TODAY'S ORGANIZATIONAL MEETING.

THIS EVENT ALWAYS IS A SPECIAL TIME, BECAUSE IT REPRESENTS A NEW TIME,
A NEW TEAM, AND A NEW OPPORTUNITY TO FOCUS OUR ENERGIES TOWARD
OUR WORK.

I HAVE ALWAYS FELT 'PRIVILEGED' TO SERVE AS A COUNTY LEGISLATOR, AND
TODAY I AM 'HONORED' TO SERVE AS YOUR CHAIRMAN.

(MR. SHAFER WAS INVITED TO THE PODIUM). I WANT TO THANK ART SHAFER

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FOR HIS LEADERSHIP OVER THE LAST SIX (6) YEARS. ART, THOSE OF US WHO HAVE SERVED WITH YOU HAVE BENEFITTED FROM YOUR COMMITMENT, YOUR CARING, AND YOUR SENSE OF FAIRNESS; AND WE ARE BETTER LEGISLATORS AND BETTER PEOPLE FOR HAVING HAD THAT OPPORTUNITY. TO SHOW MY APPRECIATION FOR ALL THE HELP YOU HAVE GIVEN ME, I WOULD LIKE TO GIVE YOU THIS GIFT AS A TOKEN OF MY APPRECIATION. (MR. SHAFER THANKED MR. SCHOFIELD AND RETURNED TO HIS SEAT)

WITH THE BROOME COUNTY LEGISLATURE PREPARING TO BEGIN ITS 1997-1998 TERM, WE HAVE AN OPPORTUNITY TO MOVE THIS COUNTY FORWARD. BROOME COUNTY RESIDENTS HAVE DELIVERED THE SAME PARTY TO BOTH THE EXECUTIVE AND LEGISLATIVE BRANCHES, AND HAVE CONVEYED THEIR DESIRES FOR A WORKING RELATIONSHIP WITHIN COUNTY GOVERNMENT. BECAUSE OF THIS ACTION, A TEAMWORK APPROACH WILL BE EMPLOYED AT EVERY OPPORTUNITY.

DURING THE NEXT TWO YEARS, MY PRIMARY OBJECTIVE AS LEGISLATURE CHAIRMAN IS TO CONTINUE WORKING TO CONTROL GOVERNMENT SPENDING AND TAXATION. I HAVE DEDICATED MUCH OF MY TIME TOWARD CRAFTING COUNTY BUDGETS, SERVING AS CHAIRMAN OF THE FINANCE COMMITTEE IN FOUR OF MY FIRST SIX YEARS ON THE LEGISLATURE. DURING MY TERM AS CHAIRMAN OF THE COUNTY'S FINANCE COMMITTEE, PROPERTY TAX LEVELS IN BROOME COUNTY HAVE DECREASED BY 10 PERCENT. TO ACHIEVE SIMILAR TAX CUTS, THIS LEGISLATURE MUST REMAIN COMMITTED TO REDUCING THE SIZE AND COST OF GOVERNMENT; **LESS IS BETTER.**

IN ADDITION TO FOCUSING MY EFFORTS ON BUDGETARY CONCERNS, I WILL WORK TOWARD ACHIEVING THE FOLLOWING GOALS: (1) EVOKING GREATER BIPARTISAN PARTICIPATION IN THE LEGISLATIVE COMMITTEE PROCESS AND (2) ESTABLISHING A VIABLE PARTNERSHIP BETWEEN THE LEGISLATIVE AND EXECUTIVE BRANCHES OF COUNTY GOVERNMENT. THE CHANGE IN COUNTY ADMINISTRATIONS WILL HELP SECURE A 'WORKING PARTNERSHIP' BETWEEN THE TWO BRANCHES, AND PROVIDE THE BASIS FOR GREATER POLICY AGREEMENT AND PRUDENT LEGISLATION ENACTMENT.

RESPONSIBLE DECISION-MAKING BY THE LEGISLATURE IS ESSENTIAL FOR ASSURING EFFECTIVE GOVERNMENT. THAT RELIABILITY IS ESSENTIAL IN TIMES OF CHANGE. DURING THE TRANSITION AND FORMATIVE PERIOD OF THE NEW COUNTY ADMINISTRATION, THE LEGISLATURE'S ROLE WILL BE TO ASSUME

GREATER RESPONSIBILITY AND, THROUGH THE LEGISLATIVE ABILITIES OF COMMITTEE MEMBERS, PROVIDE STABILITY TO THE OPERATION OF COUNTY GOVERNMENT.

IN FACT, THE MEMBERS OF THE 1997-1998 COUNTY LEGISLATURE WILL EXPERIENCE GREATER RESPONSIBILITY DURING MY CHAIRMANSHIP. IN WORKING TOWARD THIS EFFORT, I HAVE HELPED TO REDUCE THE SIZE OF GOVERNMENT BY STREAMLINING THE COMMITTEE SYSTEM. THE NUMBER OF LEGISLATIVE STANDING COMMITTEES HAS BEEN REDUCED FROM ELEVEN TO TEN (BY COMBINING THE PUBLIC WORKS AND ENVIRONMENT COMMITTEES), AND THREE AD HOC COMMITTEES HAVE BEEN MERGED WITH STANDING COMMITTEES. THE RESULT OF CONSOLIDATING COMMITTEES WILL BE TO STRENGTHEN THE STANDING COMMITTEES AND GIVE THEIR MEMBERS GREATER RESPONSIBILITY.

FURTHERMORE, THERE WILL BE GREATER BIPARTISAN REPRESENTATION, AS I HAVE INCREASED THE PARTICIPATION LEVEL OF MINORITY PARTY LEGISLATORS SERVING ON COMMITTEES. DEMOCRATS WILL NOW COMPRISE 34% OF THE COMMITTEES' MEMBERSHIP; DURING THE 1995-1996 TERM THEY CONSTITUTED ONLY 20 PERCENT.

DOWNSIZING THE NUMBER OF LEGISLATIVE COMMITTEES FROM 14 TO 10, AND ELEVATING BIPARTISAN COMMITTEE REPRESENTATION, PROVIDES THE STRUCTURAL FRAMEWORK FOR COUNTY LAWMAKERS TO ASSUME GREATER PROPORTIONAL GOVERNING RESPONSIBILITY AND THE OPPORTUNITY TO FULLY UTILIZE THEIR LEGISLATIVE TALENTS AND EXPERIENCE.

ANOTHER OBJECTIVE OF MINE IS TO ESTABLISH MORE CONSISTENT COMMUNICATION (AND PROBLEM-SOLVING OPPORTUNITIES) BETWEEN THE LEGISLATURE AND DEPARTMENTS WITHIN COUNTY GOVERNMENT. TO ACCOMPLISH THIS, I WILL SOON BE INITIATING A SCHEDULE BY WHICH I WILL MEET REGULARLY WITH DEPARTMENT LEADERS TO BETTER UNDERSTAND THEIR IDEAS AND CONCERNS, AND TO STAY INFORMED OF ISSUES RELATING TO THE COUNTY LEGISLATURE.

WHEN ADDRESSING COUNTY ISSUES THE LEGISLATURE SHOULD CONTINUE TO UTILIZE, WHEN APPROPRIATE, A BUSINESS-LIKE APPROACH TO GOVERNMENT. ONE OF THE LEGISLATIVE GOALS THAT IMMEDIATELY ADDRESSES THIS BODY IS

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TO PROVIDE A SOLUTION TO THE CENTRAL LIBRARY OF BROOME COUNTY. WE HAVE MADE GREAT PROGRESS THIS PAST YEAR BY REDUCING THE COST OF A PROPOSED FACILITY BY OVER \$9 MILLION. WE NEED TO CONCLUDE THE ISSUES OF LOCATION AND FINAL COST EARLY IN THIS TERM AND MOVE FORWARD TO OTHER COUNTY CONCERNS.

OTHER INSTANCES WHERE TAX DOLLARS COULD BE SAVED BY APPLYING BUSINESS PRACTICES ARE MUNICIPAL TAX ASSESSMENT AND COLLECTION. CURRENTLY, THE 16 TOWNS WITHIN BROOME COUNTY FUND TWENTY-SIX (26) TAX ASSESSOR POSITIONS AND SIXTEEN (16) TAX COLLECTION POSITIONS. THOSE DUTIES COULD BE CONSOLIDATED AND PERFORMED BY COUNTY GOVERNMENT, REDUCING TOTAL SPENDING AND PROVIDING UNIFORMITY IN ASSESSMENTS. IN THESE AND SIMILAR CASES, THE LEGISLATURE SHOULD WORK WITH MUNICIPAL LEADERS TO HELP THEM ALLEVIATE COSTS WITHOUT REDUCING SERVICES. I WOULD ASK THIS TERM'S INTERGOVERNMENTAL RELATIONS COMMITTEE TO WORK WITH ME IN CONSOLIDATING TAX COLLECTION AND ASSESSMENT OPERATIONS AT THE COUNTY LEVEL.

COOPERATION AMONG ALL GOVERNMENT LEADERS IS ESSENTIAL IN WORKING TO MAINTAIN AND ATTRACT AREA JOBS. TOWARD THAT END, THE COUNTY LEGISLATURE STANDS READY TO PROVIDE THE NECESSARY ASSISTANCE FOR IMPLEMENTING ANY ASPECT OF A COUNTY ECONOMIC DEVELOPMENT PLAN. WORKING WITH COUNTY EXECUTIVE KRAHAM TO DEVELOP THE BINGHAMTON REGIONAL AIRPORT'S ECONOMIC CORRIDOR, AND TO IMPROVE AIRPORT OPERATIONAL CAPABILITIES, IS JUST ONE EXAMPLE OF THE LEGISLATURE'S DESIRE TO TAKE ACTION TO IMPROVE OUR REGION'S ECONOMIC CLIMATE.

THE SEVEN GOALS I HAVE IDENTIFIED ----

- (1) CONTROL COUNTY GOVERNMENT SPENDING,
- (2) EVOKE GREATER BIPARTISANSHIP,
- (3) ESTABLISH A WORKING RELATIONSHIP WITH THE COUNTY EXECUTIVE'S OFFICE,
- (4) REDUCE THE SIZE OF GOVERNMENT,
- (5) IMPROVE COMMUNICATION BETWEEN THE LEGISLATURE AND COUNTY DEPARTMENTS,
- (6) REDUCE GOVERNMENT COST AND INCREASE REVENUE, AND
- (7) IMPROVE OUR REGION'S ECONOMY

---- ARE ACHIEVABLE OBJECTIVES. IT IS THROUGH GOAL-SETTING AND

PLANNING THAT THE LEGISLATURE WILL WORK TOWARD FULFILLING ITS ENTRUSTED DUTIES.

THERE ARE MANY RESPONSIBILITIES, AS WELL AS OPPORTUNITIES FOR PROGRESS, AWAITING THE BROOME COUNTY LEGISLATURE IN THE NEXT TWO YEARS.

DUE TO THE EXISTING SPIRIT OF COOPERATION WITHIN COUNTY GOVERNMENT, AND THE DESIRE TO IMPLEMENT CHANGE AND MOVE THIS COUNTY AHEAD, I LOOK FORWARD TO MY FIRST TERM AS LEGISLATURE CHAIRMAN AND TO WORKING, ALWAYS, IN THE BEST INTERESTS OF BROOME COUNTY RESIDENTS.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- 1.Appointing Michael F. Aswad as Director of Emergency Services/Fire Coordinator.
- 2.Appointing Jerome Z. Knebel as Commissioner of Finance.
- 3.Appointing William M. Barber as Commissioner of Parks and Recreation.
- 4.Appointing Thomas J. Madison, Jr. as Deputy County Executive.

Mr. Kraham briefed the Legislature about increased costs associated with the Veteran's Clinic and pledged to work with the Legislature to solve the present problem.

RESOLUTION RECALLED FROM THE DECEMBER 30, 1996 SESSION:

Mrs. Hudak moved, seconded by Mr. Burger to call back 1996 Resolution No. 610 for reconsideration for the purpose of correcting an omission in an unpaid water levy in the Town of Chenango.

The resolution was **recalled**. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 610 of 1996

by FINANCE COMMITTEE

Seconded by Mr. Shafer

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

Mr. Mather moved, seconded by Mr. Burger to amend the resolution, adding the following tax levy under the Town of Chenango:

UW257 \$18,842.54

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

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

RESOLUTIONS INTRODUCED THIS SESSION:

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RESOLUTION NO. 1

By Hon. Daniel A. Schofield

Seconded by Mr. Shafer

RESOLUTION APPOINTING RICHARD R. BLYTHE AS LEGISLATIVE CLERK

WHEREAS, pursuant to Section 205 of the Broome County Administrative Code, the County Legislature appoints a Clerk of its body for a term for which the members of the County Legislature were elected, and

WHEREAS, it is desired at this time, in accordance with the provisions of said Administrative Code, to make such appointment, be it

RESOLVED, that this County Legislature, pursuant to the provisions of the Broome County Administrative Code does hereby appoint Richard R. Blythe, 1687 NYS Route 79, Windsor, New York 13865 as Legislative Clerk for a term of 1/1/97 thru 12/31/98.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 2

By Hon. Daniel A. Schofield

Seconded by Mrs. Coffey

RESOLUTION ADOPTING THE RULES OF ORDER FOR THE COUNTY LEGISLATURE FOR THE PRESENT LEGISLATIVE TERM (1997-1998)

RESOLVED, that the Rules of Order of this County Legislature, attached hereto as Exhibit A, shall be the Rules of Order of the County Legislature for the term of this County Legislature, and be it

FURTHER RESOLVED, that this resolution shall become effective immediately.

RULES OF ORDER

RULE 1 - ORGANIZATION OF THE COUNTY LEGISLATURE

The County Legislature shall bi-annually, by Resolution duly adopted during the month of December, fix the date and time of the meeting to organize, which meeting shall be held on or before the eighth day of January next following, in the Legislative Chambers, Edwin L. Crawford County Office Building, Government Plaza, Binghamton, New York, for the purpose of adopting Rules of Order and such other business as may legally come before it at the Organizational Meeting.

At the Organizational Meeting held in the calendar year next succeeding the General Election at which the Legislators have been elected, the County Legislature shall elect a Chair and Clerk for a term of office for which the members of the County Legislature were elected (two full years).

RULE 2 - PROCEDURE FOR ORGANIZATIONAL MEETING

The County Clerk shall act as Chair pro tem. The Chair pro tem shall call the Legislators to order and call the roll. The Pledge of Allegiance to the Flag shall be followed by an Invocation

of Prayer.

Whereupon the Chair pro tem shall declare: "The first order of business is the election of a Chair." Nominations for the office of Chair shall then be taken from the floor and such nominations must be seconded. Before proceeding to an election, the Chair pro tem shall inquire if there are any further nominations. If there is no response, the Chair pro tem shall declare the nominations closed. Voting shall be by full roll call with each Legislator, when his/her name is called, declaring the name of the candidate of his/her choice who has been duly nominated and seconded. Voting shall continue until a candidate receives a majority vote of the whole number of members of the County Legislature; whereupon the Chair pro tem shall declare the duly elected Chair. Upon election, the Chair

shall immediately assume all duties and responsibilities of the office and shall continue to act in such capacity until the termination of his/her term of office which shall be for two full years.

The Chair shall then preside over the election of the Clerk of the County Legislature subject to the same procedure and vote. Upon election, the Clerk shall immediately assume all duties and responsibilities of the office and shall continue to act in such capacity until the termination of his/her term of office.

After the close of the meeting and before adjournment, a Benediction shall be offered.

RULE 3 - MEETINGS

The County Legislature shall, at its Organizational Meeting, adopt a schedule of regular meetings for the year; and at the second meeting in December of that year, adopt a schedule of regular meetings for the following year. When the Chair of the County Legislature deems it necessary and advisable, he/she may change the time of the regular meeting to some other hour of the day or evening than that provided for in the Schedule of Meetings. In such event, the Chair shall require the Clerk of the Legislature to give notice to each member of the Legislature of such change in time for the regularly scheduled meeting, which notice shall be served personally or by mail or by phone upon each Legislator at least forty-eight (48) hours before the date fixed for holding the meeting. The Legislature may, by majority vote of its members, set another day.

Special meetings shall be held at the call of the Clerk of the County Legislature upon direction of the Chair or upon written request signed by a majority of the Legislature. Notice in writing stating the time, the place and purpose of the special meeting shall be served personally or by mail or by phone upon each Legislator by the Clerk of the Legislature at least forty-eight (48) hours before the date fixed for holding the meeting. A member may waive the service of this notice for a special meeting in writing. Only business specified in the notice thereof may be transacted at a special meeting.

An Invocation of Prayer may be offered immediately following the Pledge of Allegiance to the Flag. The Chair of the County Legislature, or his/her designee, shall make suitable arrangements to invite clergy of various faiths and denominations, insofar as is possible, to offer such Prayer. In the event that no clergy can attend a regular meeting, the meeting shall open with a moment of silent meditation.

RULE 4 - QUORUM

A "Quorum" shall mean a majority of the whole number of members of the County Legislature. There must be a quorum to transact business in either the County Legislature or Committee thereof, but a lesser number may adjourn. In the absence of a quorum during the sessions of the Legislature, the Chair may take whatever measures are provided by law and as he/she may deem necessary to secure the presence of a quorum.

RULE 5 - COMMITTEES

The Chair shall appoint all committees and chairs of committees unless ordered or directed by a two-thirds (2/3) vote of the County Legislature. Special committees may be authorized from time to time by the Legislature.

The Chair is authorized to appoint ad hoc committees. The Chair shall be a member ex-officio of every committee, with no right to vote.

The Chair may make temporary appointments to fill vacancies on any committee caused by the absence of members thereof. The chair of a standing committee may designate one of the members as temporary chair of a specific committee meeting or portion of a specific committee meeting. In the case of the absence of the chair of a standing committee at any meeting, and no designation of a temporary chair, the members present shall choose one of their members as temporary chair. The County Law Department shall draft resolutions for the consideration of the appropriate committees. The Legislative Clerk will further propose assignments of committees, in the order that they will review legislation. The first committee will be considered the prime sponsoring committee.

The Chair of the Legislature shall have the right to add or delete committee assignments, or change the order to review, as he/she shall deem fit.

Resolutions must be approved by the prime sponsoring committee prior to presentation to the full Legislature.

The Clerk shall assist the Law Department to assure that resolutions are presented in a clerically satisfactory format.

Unless otherwise provided by the County Legislature, by Resolution passed by a two-thirds (2/3) majority, there shall be the following standing committees:

1. **COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT, AND PLANNING**

Five members who shall consider and report upon all matters relating to the Rules of Order, local legislation, the Legislature, County Executive, County Clerk, Department of Law, Department of Planning and Economic Development, **Environmental Management Council, rural affairs including agriculture and agricultural reviews;** ~~Department of General Services, Division of Computer Services,~~ **Information Services,** Elections, the Broome County Industrial Development Agency, Southern Tier East Regional Planning Board, the Broome County Public Utility Service, the Employment and Training Administration, and upon all other matters of County interest relating to economic development including the Chamber of Commerce, Visitors Bureau and County Promotions.

This committee shall also consider and report upon all matters pertaining to County officers, County offices or departments not properly coming under the jurisdiction of any other standing or special committee. Any matters not properly within the jurisdiction of any standing committee shall be referred to the committee unless otherwise provided by the Legislature by

resolution. The committee shall also have jurisdiction to allow Resolutions which are untimely under Rule XIX to be considered by the Legislature.

A member of this committee, designated by the Chair of the County Legislature and confirmed by the Legislature shall serve as a member of the Board of Directors of the Broome County Industrial Development Agency.

2. TRANSPORTATION

Five members who shall consider and report upon all matters pertaining to the Department of Aviation, the Department of Public Transportation, and the Binghamton Metropolitan Transportation Study, and all other matters of County interest pertaining to public transportation.

3. PERSONNEL

Five members who shall consider and report upon all matters pertaining to the Personnel Department, Civil Service, and County employees, including salaries, wages and all other employee benefits and terms and conditions of employment. This committee shall act on behalf of the Legislature on matters assigned by the Legislature. This committee shall also be responsible for reporting to the Legislature the current status of all labor negotiations. This committee shall conduct legislative hearings under the Taylor Law.

All required confirmations of Executive appointments shall be referred to this committee. Confirmation hearings should be conducted jointly by the ~~Personnel Employees~~ and the other relevant committees with the chair of the Personnel Committee presiding. Said appointment, with the recommendation of the ~~Personnel Employee's~~ Committee, shall then be referred to the full Legislative Body.

4. EDUCATION, CULTURE AND RECREATION

Five members who shall consider and report upon all matters pertaining to Broome Community College, Cooperative Extension Association, County Historian and the Broome County Historical Society, the Broome County Arts Council, the Broome County Library, and all other matters of County interest relating to education, the arts and culture.

This committee shall also consider and report upon all matters pertaining to the Department of Parks and Recreation, including the Veterans Memorial Arena and the Forum, and those contract agencies pertaining to education, the arts and culture.

A member of this committee, designated by the Chair of the County Legislature and confirmed by the Legislature shall serve as a member of the Board of Directors of the Veterans Memorial Arena and Forum.

5. PUBLIC SAFETY AND EMERGENCY SERVICES

Five members who shall consider and report upon all matters pertaining to the District Attorney, the Public Defender, Coroners, Probation Department, STOP-DWI, the Sheriff, Civil Defense, Fire Coordinator and Fire Advisory Board, the Traffic Safety Board, the Security Division of the Department of Public Works, and all matters pertaining to public safety and

emergency services.

6. FINANCE

Five members who shall consider and report upon all matters pertaining to the Department of Audit and Control, Real Property Tax Service, Risk Management, and the Finance Department.

The committee shall:

- (a) review and make recommendations concerning the proposed annual budget and capital program;
- (b) review and make recommendations for any change or modification in the current annual budget or capital program;
- (c) review and make recommendations on the purchase of, and all matters pertaining to, County insurance and the bonds of County officers and employees;
- (d) consider and report upon all matters pertaining to reassessment, the equalization of both State and County assessments, the assessment rolls and footings, erroneous assessments, tax maps, and tax sales;
- (e) consider and report upon Off Track Betting, sales tax and other tax revenues;
- (f) report upon all property deeded or conveyed to the County and shall recommend the disposal or sale of all real and personal property when no longer required for public use;
and
- (g) survey, consider, study and report upon all capital projects as defined in Section 603 of the Broome County Charter and, to submit recommendations thereon with the order of priority based upon the County's financial condition and future needs.

7. HEALTH SERVICES

Five members who shall consider and report upon all matters pertaining to the Department of Health, including Environmental Health, dog inoculation and quarantine and all other agencies or matters pertaining to public health.

This committee shall also consider and report on all matters pertaining to the Department of Mental Health, Mental Health Clinic, and all other agencies and matters pertaining to mental health. This committee shall also consider and report upon all matters pertaining to long term care, including the Nursing Home(s), and Community Alternative Systems Agency (CASA).

8. COMMUNITY AND SOCIAL SERVICES

Five members who shall consider and report upon all matters pertaining to the Department of Social Services including Child Abuse Coordinator, Office for the Aging, Youth Bureau, and Veterans Services.

9. PUBLIC WORKS

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Five members who shall consider and report upon all matters pertaining to the Department of Public Works, and property management.

This committee shall:

- (a) consider and report upon all matters relating to the condition and maintenance of County highways and bridges;
- (b) review and make recommendations on construction, renovation, maintenance and security of all County-owned or leased buildings, including the dog shelter;
- (c) review and report upon all matters relating to and County water study and/or district and County sewer study and/or district; and
- (d) review and report upon all matters relating to watershed flood protection projects.

~~10. ENVIRONMENT COMMITTEE~~

~~Five members who shall consider, review and report upon all matters relating to:~~

- ~~(e) (a) the study, development, construction, operation and maintenance of any solid waste disposal system, including resource recovery, recycling and landfill operations;~~
- ~~(b) Environmental Management Council;~~
- ~~(c) rural affairs including agriculture and agricultural reviews;~~

(Note: Moved to Co. Admin. Committee)

- ~~(f) (d) The Soil Conservation Service and the Broome County Soil Conservation District. Two members of the Legislature shall be directors of the Soil Conservation District of Broome County. The Chair of the Legislature shall designate said appointments.~~

10 ~~11.~~ **INTER-GOVERNMENTAL RELATIONS**

Five members who shall consider and report on matters relating to county relationships with all Broome County Municipalities.

RULE 6 - COMMITTEE OF THE WHOLE - NO QUORUM; ADJOURNMENT

The Legislature may, at any time when in session, move by a majority vote, to resolve itself into a Committee of the Whole on any subject before it, and in such case, the Chair of the Legislature may preside or name some member to preside. The Chair of the Legislature may call a Committee of the Whole when deemed appropriate.

If at any time when in Committee of the Whole, it be ascertained that there is no quorum, the Chair shall immediately so state and adjournment of the Committee of the Whole shall be in order.

RULE 7 - ROLL CALL; MINUTES

At every meeting of the Legislature, upon the members being called to order by the Chair, the roll of members shall be called by the Clerk, and the names of those absent shall be inserted in

the Minutes. The Minutes of the preceding meeting shall then be presented to the end that any corrections, alterations, or additions may be made, the Minutes shall be made available to the Legislators as soon as possible following the session but no later than 4:30 p.m., Friday immediately preceding the next Regular Meeting of the County Legislature. In all cases when an order, resolution, or a motion shall be entered in the Minutes of the Legislature, the name of the member or committee presenting or moving the same shall be entered.

RULE 8 - ORDER OF BUSINESS

At all meetings, the following order of business shall be observed unless otherwise changed by a majority vote of the Legislature:

1. Roll call by Clerk
2. Pledge of Allegiance to the Flag
3. Invocation
4. Review and approval of Minutes
 - a. Session Minutes
 - b. Committee Minutes by Committee
5. Public Hearings
- ~~6.~~ ~~11.~~ Announcements from the Chair
- ~~7.~~ ~~6.~~ Report of Standing Committees
- ~~8.~~ ~~7.~~ Report of Special Committees
- ~~9.~~ ~~8.~~ Written or oral presentations of the County Executive
- ~~10.~~ ~~9.~~ Presentation of petitions, communications, notices and reports
- ~~11.~~ ~~10.~~ Other matters pending or referred from previous meetings.
12. All resolutions, including those resolutions held over from previous meetings, which held over resolutions shall be presented and considered before the presentation and consideration of new resolutions
13. A Preferred Agenda may be presented at any regular session of the Legislature. That agenda shall be limited to resolutions that have been carried unanimously in committee(s) and then designated for placement on the Preferred Agenda by the Chair of the Legislature, Majority Leader and Minority Leader. For consideration as a single piece of legislation. However, any Legislator may ask for separate consideration of any resolution within the preferred agenda as such agenda comes before the Legislature for consideration. The Preferred Agenda as such, may be acted upon on a single vote. The Clerk shall assign appropriate introductory and permanent numbers to each resolution within the Preferred Agenda.
14. Legislators' comments
15. Adjournment

Petitions, communications and notices may be presented by the Clerk or any member of the

Legislature.

RULE 9 - DUTIES OF THE CHAIR

The Chair shall take the chair promptly at the hour specified for the convening of the Legislature and shall preserve order and decorum. In debate, he/she shall prevent personal reflections and confine members to questions under discussion. He/she shall decide all questions of order, which shall be final, unless an appeal is taken to the Legislature and sustained.

The Chair shall, in all cases except appeals from his/her rules, have a right to vote.

RULE 10 - APPEAL FROM THE CHAIR'S RULING

Every Legislator shall have the right to appeal rulings of the Chair and assign his/her reasons for the challenge. The Chair, on every appeal, shall have the right to assign its reasons for the ruling. An appeal from the Chair's ruling shall be presented in the following manner: "Shall the ruling of the Chair be sustained and the ruling of the Chair stand as the judgment of this Legislature?" An appeal of the Chair's ruling shall be without debate. In the event of a tie vote, ruling of the Chair shall be deemed sustained.

A minimum of ten (10) votes is necessary to override the ruling of the Chair.

RULE 11 - ACTING CHAIR, MAJORITY AND MINORITY LEADER

The Chair may name a member of the County Legislature to perform the duties of the Chair for a period not longer than two consecutive meetings of the Legislature. For a period in excess to two consecutive meetings, an Acting Chair shall be selected by the Legislature, with a majority vote, to serve until such time as the Chair resumes his/her regular duties.

The majority and minority members of the County Legislature may select a leader, which appointment shall be filed with the Clerk of the Legislature.

RULE 12 - MAJORITY VOTE

A majority of the total vote of the whole number of members of the Legislature shall be necessary to carry any questions, proposition, resolution, motion or any other matter, except where it is otherwise provided herein, or by law.

RULE 13 - WHEN A MEMBER MAY BE EXCUSED FROM VOTING

~~No member having answered roll call at any meeting of the Legislature shall be permitted to absent himself/herself from the duration of that meeting unless permission to absent himself/herself has been received by the Chair.~~

A member who has a prohibited conflict of interest, under the General Municipal Law, shall not vote after stating his/her connection with the questions and obtaining a ruling from the

County Attorney that such constitutes a prohibition from voting.

Where a member is required to disclose an interest in legislation but is not prohibited from voting, he/she shall state his/her connection with the question and may be excused from voting with the consent of two-thirds (2/3) of the whole number of members of the Legislature.

Any member requesting to be excused from voting may, when his/her name is called, make a brief statement of his/her reasons for making such a request. Such statement shall be limited to five (5) minutes in time and the County Legislature, without debate, shall decide in the affirmative or the negative by majority vote upon the said request.

RULE 14 - RECORDING AYES AND NAYS

Short roll call shall be used by the Chair of the Legislature except when any member calls for a full roll call. At the beginning of each Legislative Session, and immediately following the calling of the roll of members, the Chair shall designate two members present to vote during short roll calls. Thereafter, on any question coming to a vote, the Clerk shall call the names of the two members designated and then the Chair's name, and the vote of each of the three shall be recorded. Each of the other members present shall be considered to have voted affirmatively upon a question unless he/she indicates otherwise to the Clerk of the County Legislature prior to the announcement by the Clerk of the final vote tally.

Full roll call whenever required by law or by any member shall consist of the recording of the Ayes and Nays of each Legislator present whose names shall be called in alphabetical order. ~~The initial name called will be rotated among the members of this Legislature so that during the course of the term all members shall have an opportunity to be called first.~~

The Clerk shall record the names of the members and the way each shall have voted whether by short or full roll call and the same shall be entered into the proceedings of the Legislature.

Any member, absent during a vote, may, prior to adjournment of the Legislature, request the Clerk to record his/her vote which shall be duly recorded upon the Minutes provided that said vote does not change or modify the Legislative action taken.

RULE 15 - PRIVILEGE OF THE FLOOR

Except as otherwise provided herein, no person shall be entitled to the privilege of the floor during a meeting of the Legislature unless, either a member of the Legislature requests said privilege on behalf of a person and the Legislature grants said privilege by a majority vote of the whole number of the members of the Legislature or, a special or standing committee requests said privilege on behalf of a person and the Legislature grants said privilege by a majority vote of the whole number of the members of the Legislature.

Any County, State, Federal or municipal official may be recognized by the Chair of the

Legislature.

The granting of the privilege of the floor may be conditioned upon such terms as the Legislature may impose.

RULE 16 - SUSPENSION OF RULES

These Rules at any time during the meeting may be suspended by two-thirds (2/3) vote of the members of the Legislature present; however, the member making application for such suspension must state the purpose for which the same is asked.

RULE 17 - VOTE ON DISTINCT PROPOSITION

If the question in debate contains several distinct propositions, the same shall be divided by the Chair at the request of any member to the end that a vote may be taken on each proposition. A motion to strike out and insert shall be deemed one proposition.

RULE 18 - PRESENTATION OF MOTION

When a question shall be under consideration, no motion shall be received except as herein specified, which motions, termed subsidiary motions, shall have precedence in the order named, to wit:

1. For an adjournment of the Legislature
2. For the question before the Legislature
3. To table indefinitely
4. To table to a day certain
5. To go immediately into a Committee of the Whole on the pending subject
6. To recess
7. To commit to a Standing Committee
8. To commit to a Special Committee
9. To amend

RULE 19 - RESOLUTIONS

Every Resolution offered shall be in writing and shall have a number. The number and name of the members or Committee offering a Resolution shall be entered in the Minutes. Each Resolution offered shall be reviewed by the County Attorney as to its form and legality before it is presented to the Legislature.

The name of the member who seconds a Resolution shall be entered in the Minutes. In

seconding a Resolution, the member must proceed in the usual manner by addressing the Chair first.

All requests for Resolutions shall be presented in final form to the Clerk of the County Legislature by 9:00 a.m., fourteen (14) days prior to Regular Meeting of the County Legislature, at which it is proposed that said Resolution will be presented. ~~All resolutions shall be accompanied by back up materials which have been submitted to the County Attorney's Office by the requesting department. Resolutions will not be accepted by the Clerk of the Legislature without the above referenced back up information, which shall remain on file with the Clerk of the Legislature, available for review by all Legislators.~~ All resolutions presented within this deadline shall appear on the final printed agenda of the appropriate committee(s). The County Attorney shall prepare same for presentation at such meeting.

No other request for Resolution(s) shall be considered by the County Legislature after the above date unless first approved by the Prime Sponsoring Committee and then approved by the County Administration Committee for presentation. Such untimely Resolution(s) must be accompanied by complete documentation and shall include rationale explaining its untimeliness and the necessity for consideration as a late Resolution, or it will not be considered by the County Administration Committee.

Request(s) for Resolution(s) received after the above date shall be kept by the Clerk of the County Legislature until the following Regular Meeting.

The chair of each committee shall be responsible for determining his/her committee's agenda, however, a majority of the committee members may also determine the committee's agenda.

Once included as part of the formal written agenda of a committee, resolutions can only be removed or deferred by a majority vote of the committee. Similarly, resolutions referred to committees following approval by the County Administration Committee as late resolutions can be added to the committee agenda and be considered by the prime and other involved committees only by majority vote of the respective committees.

A list of titles of all Resolutions to be acted upon by the County Legislature at a Regular Meeting shall be mailed to each Legislator by 4:30 p.m. on Friday immediately preceding the Regular Legislative Meeting. Copies of all Resolutions shall be presented to the Clerk of the Legislature by 4 p.m. on Friday prior to a Regular Meeting and placed in the Legislators' mailboxes, located in the Clerk's Office, on the same day.

Each Resolution shall be presented by number consecutively. No Resolution may be presented at a Special Meeting of the County Legislature unless the same has been presented in written and final form to the Clerk of the County Legislature and the County Attorney at least seventy-two (72) hours before meeting.

No Resolution may be presented by an individual Legislator at a Regular Meeting unless it

has been presented to the appropriate Committee or Committees having jurisdiction of the subject matter at least fourteen (14) days prior to said Regular Meeting for the Committee's consideration. Failure of a Committee to act on or sponsor a Resolution presented to it shall not, however, prevent an individual member from offering said Resolution for consideration by the Legislature at the second regular session following the committee's consideration.

No Resolution may be introduced by a Standing Committee unless it has received a majority approval of the sponsoring Committee at the time of the meeting.

~~The Chair of the Legislature shall sign a Resolution on behalf of an absent member of the sponsoring Committee after verifying the approval of that member to the Resolution in question.~~

Every Resolution appearing on the agenda for the first time shall lay over until the next regular meeting if so requested by any Legislator, or to a special meeting called to consider said resolution. This shall not apply to the last regular meeting held by the Legislative Body.

RULE 20 - WITHDRAWAL OF RESOLUTION OR MOTION

Any Resolution or motion offered by a member or Committee may be withdrawn by the member or Committee presenting it at any time before an announcement by the Chair of the vote thereon or before an amendment to such Resolution or motion has been adopted.

RULE 21 - MOTIONS NOT AMENDABLE OR DEBATABLE

All motions for an adjournment, for a recess, for immediate consideration of the question before the Legislature, or to lay on the table, shall be neither amended nor debated.

When the Legislature shall order the question before the Legislature, the question shall be taken on the immediately pending question, without further debate.

RULE 22 - MOTIONS FOR RECONSIDERATION

A motion for reconsideration shall not be in order unless made on the same day, or the meeting next succeeding that on which the action proposed to be reconsidered took place. A motion to reconsider must be made by a member who voted with the prevailing side on the action proposed to be reconsidered, except that a member who was absent, may at the first meeting thereafter, have a right to move a reconsideration of the same unless the Resolution or Local Law has been implemented. When a motion to reconsider has been defeated, it shall not again be submitted to the Legislature without consent of two-thirds (2/3) of the whole number of legislators.

RULE 23 - MOTION TO RESCIND

A motion to rescind can only be entertained when moved by a member who voted with the prevailing side on the action proposed to be rescinded and requires the affirmative vote of two-thirds (2/3) of the whole number of members of the Legislature.

RULE 24 - COMMITTEE PROCEDURE

No Resolution asking for the appropriation of money shall be acted upon at any meeting unless the same shall have been referred to the prime Committee for consideration and recommendation.

All Committees shall meet on or before the Thursday preceding the Regular Legislative Meeting for the purpose of taking necessary action on Resolutions to be presented at the next Regular Meeting.

RULE 25 - APPROPRIATION OF COUNTY FUNDS

Except as otherwise provided by law, all Resolutions or other proceedings involving an appropriation of County funds shall be taken by roll call vote.

RULE 26 - APPLICATION FOR SALARY INCREASES

No Resolution for a salary or wage increase shall be considered by the Legislature unless such application shall have been considered by the Personnel Committee and a recommendation shall have been made thereon. In the event such application requires a change in a budgetary provision, or budgetary appropriation, the same shall, in addition, be considered by the Finance Committee and a recommendation shall be made thereon.

RULE 27 - AMENDMENT OF RULES

These Rules of Order shall not be altered or amended except by a two-thirds (2/3) vote of the members of the County Legislature. Any Resolution presented to the Legislature proposing an amendment of these Rules shall lay over until the next regular meeting.

RULE 28 - ROBERT'S RULES OF ORDER

Robert's Rules of Order Newly Revised will be used as the parliamentary authority for those rules not specifically identified in this document.

NOTES:

Materials that are bolded and double underlined are added:

Ex: **Information Services**

Materials that are crossed out are eliminated:

Ex: ~~Five members who shall consider,~~

Following some discussion concerning the presentation and approval of committee minutes, the resolution **carried**. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 3

ORGANIZATIONAL SESSION OF JANUARY 8, 1997

by Hon. Daniel A. Schofield

Seconded by Mr. Wike

RESOLUTION ADOPTING THE SCHEDULE OF LEGISLATIVE SESSIONS FOR 1997

RESOLVED, that, in accordance with Rule III of the Rules of Order, this County Legislature hereby adopts the following schedule of Legislative Sessions for calendar year 1997:

MEETING SCHEDULE FOR 1997

Wednesday, January 8, 1997	Organizational Session	@ 4:00 P.M.
Thursday, January 30, 1997	Regular Session	@ 4:00 P.M.
Thursday, February 27, 1997	Regular Session	@ 4:00 P.M.
	w/State of the Co. Message	
Thursday, March 20, 1997	Regular Session	@ 4:00 P.M.
Thursday, April 17, 1997	Regular Session	@ 4:00 P.M.
Thursday, May 15, 1997	Regular Session	@ 4:00 P.M.
Thursday, June 19, 1997	Regular Session	@ 4:00 P.M.
Thursday, July 17, 1997	Regular Session	@ 4:00 P.M.
Thursday, August 21, 1997	Regular Session	@ 4:00 P.M.
Thursday, September 18, 1997	Regular Session	@ 4:00 P.M.
Wednesday, October 1, 1997	Session for the Receipt of the 1998 Proposed Budget	@ 4:00 P.M.
Thursday, October 16, 1997	Regular Session	@ 4:00 P.M.
Thursday, November 20, 1997	Regular Session	@ 4:00 P.M.
Thursday, December 18, 1997	Regular Session	@ 4:00 P.M.
Tuesday, December 30, 1997	Regular Session	@ 4:00 P.M.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 4

by Hon. Daniel A. Schofield

Seconded by Mr. Howard

RESOLUTION APPOINTING ROBIN E. SHIMER AS LEGISLATIVE ASSISTANT

WHEREAS, the Broome County Legislature, by Resolution 318 of 1977, created the position of Legislative Assistant, and

WHEREAS, it is the opinion of this County Legislature that Robin E. Shimer, who has served in this post for the past six years, is able and qualified and will continue to satisfactorily fulfill the duties of the position and it is appropriate to re-appoint him to the position of Legislative Assistant effective January 1, 1997, now, therefore, be it

RESOLVED, that Robin E. Shimer, 414 Clubhouse Road, Vestal, New York 13850, be and he hereby is appointed to the position of Legislative Assistant to the Broome County Legislature effective January 1, 1997 to serve at the pleasure of the Chairman.

Carried. Ayes-17, Nays-1 (Whalen), Absent-1 (Pasquale)

RESOLUTION NO. 5

by Hon. Daniel A. Schofield

Seconded by Mr. Mather

**RESOLUTION APPOINTING THE HONORABLE THOMAS A. HULL TO
MEMBERSHIP ON THE BOARD OF DIRECTORS OF THE BROOME CO.
VETERANS MEMORIAL ARENA**

WHEREAS, by Resolution 364 of 1972, this County Legislature approved the by-laws of the Broome County Veterans Memorial Arena and authorized the Chairman of the Community Affairs Committee of this County Legislature or a member of said committee designated by the Chair of the County Legislature, to be a member of the Arena Board of Directors, and

WHEREAS, pursuant to the Rules of Order approved by this County Legislature on January 8, 1997, the successor committee with respect to the affairs at the Broome County Veterans Memorial Arena is the Education, Culture and Recreation Committee, and

ORGANIZATIONAL SESSION OF JANUARY 8, 1997

WHEREAS, it is necessary and appropriate to appoint a member of the Education, Culture and Recreation Committee of this County Legislature to a term on the Broome County Veterans Memorial Arena Board of Directors, now, therefore, be it

RESOLVED, that this County Legislature hereby appoints the Hon. Thomas A. Hull, by reason of his membership on the Education, Culture and Recreation Committee of the Broome County Legislature, to serve as a member of the Board of Directors of the Broome County Veterans Memorial Arena for a term expiring December 31, 1998 or upon the termination of his membership on the Education, Culture and Recreation Committee, whichever occurs first.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 6

by Hon. Daniel A. Schofield

Seconded by Mr. Wike

RESOLUTION DESIGNATING NEWSPAPERS PUBLISHED WITHIN BROOME COUNTY AS THE OFFICIAL NEWSPAPERS FOR THE PUBLICATION OF ALL LAWS, NOTICES, AND OTHER MATTERS REQUIRED BY LAW TO BE PUBLISHED.

WHEREAS, County Law Section 214, Subsection 2, requires the annual designation of at least two newspapers published within the County as official newspapers for the publications of all local laws, notices, and other matters required by law to be published, and

WHEREAS, County Law Section 214, Subsection 2, further states that "if there be but one newspaper having circulation in the County, that newspaper shall be designated", and

WHEREAS, this County Legislature desires to designate the Press & Sun-Bulletin as the official newspaper for the publication of all local laws, notices, and other matters required by law to be published, and to further designate a consortium of Broome County Weekly Papers consisting of THE DEPOSIT COURIER, THE WINDSOR STANDARD, THE COUNTRY COURIER, THE VESTAL TOWN CRIER, and THE VALLEY NEWS as official newspapers for the placement of all Broome County Legal Notices requiring publication in a second paper now, therefore, be it

RESOLVED, that the Press & Sun-Bulletin is hereby designated pursuant to County Law Section 214, as the official newspaper for the publication of all local laws, notices, and other matters required by law to be published and a consortium of Broome County Weekly Papers consisting of THE DEPOSIT COURIER, THE WINDSOR STANDARD, THE COUNTRY COURIER, THE VESTAL TOWN CRIER and THE VALLEY NEWS as official newspapers for the placement of all Broome County Legal Notices requiring publication in a second paper, and be it

FURTHER RESOLVED, that the billing from the consortium and payments to the consortium shall reflect established rates for NYS Newspapers with authenticated circulation between 7,500 and 10,000.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 7

by Hon. William H. Miller

Seconded by Mr. Wike

RESOLUTION RECOGNIZING THE 100th. ANNIVERSARY OF THE VILLAGE OF WINDSOR AND PROCLAIMING 1997 AS THE CENTENNIAL YEAR FOR THE VILLAGE OF WINDSOR.

WHEREAS, in the Spring of 1895, a 'Board of Trade' was organized to examine problems of the Windsor community, including fires; financial problems of the Windsor Fair Association; a poorly equipped fire department; poor street lighting and muddy streets, and

WHEREAS, on June 24, 1896, the 'Board of Trade' was petitioned by local Windsor residents and taxpayers to take the necessary steps to bring the question of incorporation to the people, and

WHEREAS, on January 18, 1897, Windsor residents voted to incorporate and then held their first Village Election on March 16, 1897, and

WHEREAS, the concerns of Windsor residents have been positively addressed during the past 100 years to the point where the residents of the Village of Windsor can proudly point to paved and well lit streets, a beautiful village green with its distinctive band pagoda, a Village wide water system, a Village Park, a very active and efficient fire and ambulance service, as well as a medical center, and

WHEREAS, a ceremony at the Windsor Community House on January 18, 1997 will 'kick-off' many special events commemorating Windsor's Centennial throughout 1997, including a Youth Day, a Rhubarb Festival, several Farmer's Markets, many Band Concerts and programs highlighting the rich and colorful history of the community, and

WHEREAS, it is fitting and proper that the Broome County Legislature and the County Executive recognize the Centennial of the Village of Windsor, now, therefore, be it

RESOLVED, that we recognize and applaud, the contributions of the people of the Village of Windsor who have enhanced the quality of life of Broome County, and we

PROCLAIM, 1997 as the Centennial Year of the Village of Windsor and request the citizens of the Broome County community to join in the celebration, and be it

FURTHER RESOLVED, that the Clerk is hereby authorized and directed to prepare a copy of this resolution for presentation to Village of Windsor officials on January 18, 1997.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 8

by Hon. Daniel A. Schofield

Seconded by Mr. Shafer

RESOLUTION CONFIRMING THE APPOINTMENT OF THE HON. WAYNE L.

ORGANIZATIONAL SESSION OF JANUARY 8, 1997

HOWARD TO MEMBERSHIP ON THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY BOARD OF DIRECTORS

WHEREAS, the Chairman of the Broome County Legislature, pursuant to the powers vested in him by Resolution No. 78, adopted March 4, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, has duly designated and appointed, pending confirmation by this Legislature, the following named individual to membership on the Broome County Industrial Development Agency Board of Directors for the term indicated:

<u>NAME</u>	<u>TERM EXPIRING</u>
Wayne L. Howard Old Route 7 - P.O.Box 9 Port Crane, NY 13833	December 31, 1998

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 78, adopted March 24, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 78, adopted March 24, 1970, Resolution No. 46, adopted February 6, 1979, Resolution No. 223, adopted April 21, 1987 and Article 18-A of the New York State General Municipal Law, does hereby confirm the appointment of the above-mentioned individual to membership on the Broome County Industrial Development Agency Board of Directors in accordance with his appointment by the Legislative Chairman.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 9

by Hon. Daniel A. Schofield

Seconded by Mr. Miller

RESOLUTION APPOINTING THE HON. JANE R. SWEET TO MEMBERSHIP ON THE BROOME COUNTY JURY BOARD

WHEREAS, pursuant to Section 503 of the Judiciary Law, a member of the County Legislature must be appointed to the Broome County Jury Board, and

WHEREAS, it is the desire of this Legislative body to appoint The Hon. Jane R. Sweet to said Board for a term to expire on December 31, 1998, now, therefore, be it

RESOLVED, that this County Legislature hereby appoints the Hon. Jane R. Sweet, Legislator-District 10, 2 Alice Street, Binghamton, NY 13901, to the Broome County Jury Board for a term expiring on December 31, 1998.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 10

by Hon. Daniel A. Schofield

Seconded by Mr. Kavulich

RESOLUTION CONFIRMING APPOINTMENT OF MICHAEL F. ASWAD AS DIRECTOR OF EMERGENCY SERVICES/FIRE COORDINATOR.

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Article III, Section 311 of the Broome County Charter, has duly designated and appointed, pending confirmation by this County Legislature, Michael F. Aswad, 92 Franklin Avenue Extension, Binghamton, New York 13901, as Director of Emergency Services/Fire Coordinator, effective January 1, 1997, and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of the Broome County Charter, does hereby confirm Michael F. Aswad as Director of Emergency Services/Fire Coordinator in accordance with his appointment by the County Executive.

Held over under the 'Rules' by Mr. Whalen.

RESOLUTION NO. 11

by Hon. Daniel A. Schofield

Seconded by Mrs. Sweet

**RESOLUTION CONFIRMING APPOINTMENT OF JEROME Z. KNEBEL AS
COMMISSIONER OF FINANCE.**

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the authority vested in him by Article V, Section 501 of the Broome County Charter, has duly designated and appointed, pending confirmation by this County Legislature, Jerome Z. Knebel, 39 Kendall Avenue, Binghamton, New York 13903, as Commissioner of Finance, effective January 1, 1997, and

WHEREAS, it is desired at this time to confirm said appointment, now, therefore, be it
RESOLVED, that this County Legislature, pursuant to the provisions of the Broome County Charter, does hereby confirm Jerome Z. Knebel as Commissioner of Finance in accordance with his appointment by the County Executive.

Held over under the 'Rules' by Mr. Whalen.

RESOLUTION NO. 12

by Hon. Daniel A. Schofield

Seconded by Mr. Kavulich

RESOLUTION CONFIRMING APPOINTMENT OF WILLIAM BARBER AS COMMISSIONER OF PARKS AND RECREATION.

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XI, Section 1101 of the Broome County Charter, has duly designated and appointed, pending confirmation by this County Legislature, William Barber, 71 Kneeland Avenue, Binghamton, New York 13905, as Commissioner of Parks and Recreation, effective January 1, 1997, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of the Broome County Charter, does hereby confirm William Barber as Commissioner of Parks and Recreation in accordance with his appointment by the County Executive.

Held over under the 'Rules' by Mr. Whalen.

RESOLUTION NO. 13

by Hon. Daniel A. Schofield

Seconded by Mr. Shafer

RESOLUTION CONFIRMING APPOINTMENT OF THOMAS J. MADISON, JR. AS DEPUTY COUNTY EXECUTIVE.

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article III, Section 304 of the Broome County Charter, has duly designated and appointed, pending confirmation by this County Legislature, Thomas J. Madison, Jr., as Deputy County Executive, effective January 1, 1997, and

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

RESOLVED, that this County Legislature, pursuant to the provisions of the Broome County Charter, does hereby confirm Thomas J. Madison, Jr. as Deputy County Executive in accordance with his appointment by the County Executive.

Mr. Shafer moved, seconded by Mr. Schofield to **call the question** on the resolution.

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

The resolution **carried.** Ayes-18, Absent-1 (Pasquale)

ORGANIZATIONAL SESSION OF JANUARY 8, 1997

RESOLUTION NO. 14

by Hon. Daniel A. Schofield

Seconded by Mr. Mather

RESOLUTION CONFIRMING THE APPOINTMENT OF THE HON. CHRIS W. BURGER TO MEMBERSHIP ON SOUTHERN TIER EAST REGIONAL PLANNING DEVELOPMENT BOARD

WHEREAS, the Chair of the Broome County Legislature, pursuant to the powers vested in him by Resolution No. 230, adopted June 27, 1967, Resolution No. 416, adopted December 30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, has duly designated and appointed, pending confirmation by this Legislature, the following named individual to membership on the Southern Tier East Regional Planning Development Board for the term indicated:

<u>NAME & Category</u>	<u>TERM EXPIRING</u>
Chris W. Burger 110 Walters Whitney Point, NY 13862 (Broome County Legislator-Reappointment)	12/31/1998

and

WHEREAS, it is desired at this point in time, in accordance with the provisions of Resolution No. 230, adopted June 27, 1967, Resolution No. 416, adopted December 30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, to confirm said appointment, now, therefore, be it

RESOLVED, that this County Legislature, pursuant to the provisions of Resolution No. 230, adopted June 27, 1967, Resolution No. 416, adopted December 30, 1974, Resolution No. 48, adopted February 7, 1984, and Resolution No. 108, adopted March 31, 1987, does hereby confirm the appointment of Chris W. Burger to membership on the Southern Tier East Regional Planning Development Board in accordance with his appointment by the Legislative Chair.

Carried. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 15

by Hon. Daniel A. Schofield

Seconded by Mr. O'Day

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

WHEREAS, the 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:

<u>NAME</u>	<u>EXPIRATION OF TERM & Category</u>
Chris W. Burger 110 Walters Road Whitney Point, NY 13862	December 31, 1998 (Legislative Representative)
Thomas A. Hull 13 Alpine Road Binghamton, NY 13903	December 31, 1998 (Legislative Representative)

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. Ayes-18, Absent-1 (Pasquale)

RESOLUTION NO. 16

by Hon. Chris W. Burger

Seconded by All Members

RESOLUTION OF CONDOLENCE ON THE DEATH OF CARLTON R. BIRD

WHEREAS, former Supervisor, Carlton R. Bird passed away on the 31st. day of December, 1996, and

WHEREAS, the late Carlton R. Bird served the citizens of Broome County in many capacities during his life, including public service as a County Supervisor representing the Town of Triangle between 1949 and 1966, Treasurer of the Broome County Fair, Clerk of the Board of Education of the Whitney Point Central School District and Secretary of the Whitney Point Fire Department, and

WHEREAS, during his course of service as a member of the Board of Supervisors, Carlton R. Bird served on many committees including:

- Chairman of the County Home and Grounds Committee
- Chairman of the Highway Committee
- Chairman of the Insurance Committee
- Chairman of the Education Committee
- Member of the Community College Committee
- Member of the Civil Defense and Public Safety Committee
- Member of the Municipal Affairs Committee

Member of the Law & Legislation Committee
Member of the Finance Committee

and

WHEREAS, Carlton R. Bird will long be remembered for his integrity of character and clear judgement in the conduct of the affairs of this County and of those organizations he so ably served, and

WHEREAS, the Broome County Legislature, acting for the citizens of the Broome County community, wishes to remember the dedicated service of the late Carlton R. Bird and further wishes to recognize that Carlton R. Bird's desire to contribute in a meaningful way to the quality of life of our community is a deep and remarkable legacy, now therefore be it

RESOLVED, that this County Legislature hereby recognizes the loss of Carlton R. Bird and expresses its regret and extends its sincere and heartfelt sympathy to his family, and be it

FURTHER RESOLVED, that the late Carlton R. Bird is commended for his outstanding service and dedication to the people of our community, and be it

FURTHER RESOLVED, that the Clerk of this County Legislature is hereby authorized and directed to place this resolution in the minutes of a Regular Session of the Broome County Legislature held on January 8, 1997, and to transmit a copy of this resolution to the family of the late Carlton R. Bird.

Carried by voice vote.

Mr. Burger read the resolution and presented a framed copy to Mr. Bird's son and daughter who attended the session with their spouses.

Mr. Lindsey moved, seconded by Mr. Howard, to **adjourn** at 4:53 P.M.

The adjournment **carried**. Ayes-18, Nays-0, Absent-1 (Pasquale)

The following Committee Assignments were released at the conclusion of the session by the new Chairman, Mr. Schofield: An [*] denotes the committee chair.

1. COMMUNITY AND SOCIAL SERVICES COMMITTEE

*** Wanda Hudak, Chair**

Brian Brunza, Chris Burger, Thomas Hull, Mark Whalen

2. COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING COMMITTEE

*** Patrick O'Day, Chair**

Louis Augostini, Wayne Howard, Vincent Pasquale, William Wike

3. EDUCATION, CULTURE AND RECREATION COMMITTEE

*** Thomas Hull, Chair**

Margaret Coffey, Andrew Kavulich, David Lindsey, Patrick O'Day

4. FINANCE COMMITTEE

*** William Wike, Chair**

Wayne Howard, Brian Mather, Patrick O'Day, Vincent Pasquale

5. HEALTH SERVICES COMMITTEE

*** Jane Sweet, Chair**

Margaret Coffey, Wanda Hudak, William Miller, Mark Whalen

6. INTERGOVERNMENTAL RELATIONS COMMITTEE

*** Chris Burger, Chair**

Margaret Coffey, George Harbachuk, Thomas Hull, Jane Sweet

7. PERSONNEL COMMITTEE

*** Brian Mather, Chair**

George Harbachuk, Andrew Kavulich, Arthur Shafer, Jane Sweet

8. PUBLIC SAFETY AND EMERGENCY SERVICES COMMITTEE

*** David Lindsey, Chair**

Andrew Kavulich, Brian Mather, William Miller, Mark Whalen

9. PUBLIC WORKS COMMITTEE

*** William Miller, Chair**

Chris Burger, Brian Brunza, Wayne Howard, Wanda Hudak

10. TRANSPORTATION COMMITTEE

*** Louis Augostini, Chair**

Brian Brunza, George Harbachuk, David Lindsey, Arthur Shafer

The following leaders were previously selected by their respective caucus:

Majority Leader - Wayne L. Howard (R), District 8

Minority Leader - Vincent A. Pasquale (D), District 4