

**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
JANUARY 30, 1997**

The Legislature convened at 3:59 P.M. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Richard R. Blythe, read the fire exit announcement and called the Attendance Roll: Present-19

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

The Chair designated Mr. Howard & Mr. Pasquale as the participants in the 'short roll call.'

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

**PRESENTATION OF PETITIONS, COMMUNICATIONS,
NOTICES & REPORTS:**

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY
EXECUTIVE**

Letters from the County Executive, Jeffrey P. Kraham:

- 1.Appointing Ann M. VanSavage as Executive Director of the Youth Bureau, effective January 13, 1997.
- 2.Appointing William L. Gibson, Jr. as Broome County Attorney, effective January 13, 1997.
- 3.Appointing James L. Hackett as Commissioner of Planning and Economic Development, effective January 27, 1997.
- 4.Appointing Kenneth E. Badger as Director of Budget and Research, effective January 6, 1997.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 17

by PERSONNEL and COUNTY ADMINISTRATION, ECONOMIC

SPECIAL SESSION OF JANUARY 30, 1997

DEVELOPMENT & PLANNING COMMITTEES

Seconded by Mr. Burger

RESOLUTION CONFIRMING THE APPOINTMENT OF WILLIAM L. GIBSON, JR., AS THE COUNTY ATTORNEY.

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XVII, Section 1701 of the Broome County Charter, has duly designated and appointed, pending confirmation by this legislature, William L. Gibson, Jr., 65 Theron Street, Johnson City, New York, as County Attorney effective January 13, 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 provisions of the Broome County Charter, does hereby confirm the name of William L. Gibson, Jr. as County Attorney in accordance with his appointment by the County Executive.

Mr. Pasquale moved, seconded by Mr. Wike to amend the resolution to clearly indicate the salary and grade as noted in the County Executive's appointing letter, (Grade N (40 hours) \$65,482.) New paragraph follows:

"WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XVII, Section 1701 of the Broome County Charter, has duly designated and appointed, pending confirmation by this legislature, William L. Gibson, Jr., 65 Theron Street, Johnson City, New York, as County Attorney at an annual salary of \$65,482, minimum Grade N (40 hours) effective January 13, 1997,"

Mr. Shafer moved, seconded by Mr. Wike to **call the question** on the amendment.

The call of the question **carried.**

Ayes-17, Nays-2 (Coffey & Whalen)

The amendment **carried**.

Ayes-16, Nays-3 (Coffey, Kavulich & Whalen)

Mr. Wike moved, seconded by Mr. Mather to **call the question** on the resolution as amended.

The call of the question **carried**.

Ayes-15, Nays-4 (Brunza, Coffey, Pasquale & Whalen)

The amended resolution **carried**.

Ayes-15, Nays-4 (Coffey, Kavulich, Pasquale & Whalen)

RESOLUTION NO. 18

by PERSONNEL and COUNTY ADMINISTRATION, ECONOMIC DEVELOPMENT & PLANNING COMMITTEES

Seconded by Mr. Hull

RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES L. HACKETT AS THE COMMISSIONER OF PLANNING AND ECONOMIC DEVELOPMENT.

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XV, Section 1501 of the Broome County Charter, has duly designated and appointed, pending confirmation by this legislature, James L. Hackett, 3715 Maplehurst Drive, Endwell, New York, as Commissioner of Planning and Economic Development effective January 27, 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 provisions of the Broome County Charter, does hereby confirm the name of James L. Hackett as Commissioner of Planning and Economic Development in accordance with his appointment by the County Executive.

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The Chair directed the Clerk to insert language from the County Executive's appointing letter into the informational portion of the resolution as follows:

"WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article XV, Section 1501 of the Broome County Charter, has duly designated and appointed at an annual salary of \$51,411, minimum K (40 hours), pending confirmation by this legislature, James L. Hackett, 3715 Maplehurst Drive, Endwell, New York, as Commissioner of Planning and Economic Development effective January 27, 1997, and "

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

Ayes-12 Augostini, Howard, Hudak, Hull, Lindsey, Mather, Miller, O'Day, Shafer, Sweet, Wike & Schofield
Nays-7 Brunza, Burger, Coffey, Harbachuk, Kavulich, Pasquale & Whalen

The resolution **carried**.

Ayes-14, Nays-5 (Coffey, Harbachuk, Kavulich, Pasquale & Whalen)

RESOLUTION NO. 19

by PERSONNEL and COMMUNITY & SOCIAL SERVICES COMMITTEES

Seconded by Mr. Shafer

RESOLUTION CONFIRMING THE APPOINTMENT OF ANN M. VANSAVAGE AS THE EXECUTIVE DIRECTOR OF THE YOUTH BUREAU.

WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article III, Section 311 of the Broome County Charter, has duly designated and appointed, pending

confirmation by this legislature, Ann M. VanSavage, 3546 Parkway Street, Binghamton, New York, as Executive Director of the Youth Bureau effective January 13, 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 provisions of the Broome County Charter, does hereby confirm the name of Ann M. VanSavage as Executive Director of the Youth Bureau in accordance with his appointment by the County Executive.

The Chair directed the Clerk to insert language from the County Executive's appointing letter into the informational portion of the resolution as follows:

"WHEREAS, Jeffrey P. Kraham, Broome County Executive, pursuant to the powers vested in him by Article III, Section 311 of the Broome County Charter, has duly designated and appointed at an annual salary of \$39,189, minimum F (40 hours), pending confirmation by this legislature, Ann M. VanSavage, 3546 Parkway Street, Binghamton, New York, as Executive Director of the Youth Bureau effective January 13, 1997, and"

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

Ayes-13 Augustini, Howard, Hudak, Hull, Lindsey, Mather, Miller, O'Day, Shafer, Sweet, Wike & Schofield

Nays-6 Brunza, Coffey, Harbachuk, Kavulich, Pasquale & Whalen

The resolution **carried**.

Ayes-15, Nays-4 (Coffey, Kavulich, Pasquale & Whalen)

RESOLUTION NO. 20

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by FINANCE COMMITTEE

Seconded by Mr. Shafer

RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH FISCAL ADVISORS, INCORPORATED, FOR CONSULTING SERVICES FOR THE DEPARTMENT OF FINANCE FOR 1997.

WHEREAS, this County Legislature, by Resolution 145 of 1994, authorized an agreement with Fiscal Advisors, Inc., for consulting services with regard to planning, preparing and marketing of County financial issues for the period January 1, 1994 through December 31, 1996, and

WHEREAS, said services are necessary to provide professional services to the County of Broome in connection with the various County Capital Projects Bond Sales, note issuances, and the sale of tax sale certificates, and

WHEREAS, said agreement expired by its terms on December 31, 1996, and it is desired at this time to renew said agreement for calendar year 1997, on substantially similar terms and conditions, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Fiscal Advisors, Inc., 85 North Broadway, Hicksville, New York, 11801, for professional services in connection with the marketing of municipal bonds and capital notes, note issuances, and sales of tax sales certificates of the County of Broome, for the period January 1, 1997 through December 31, 1997, and be it

FURTHER RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay for said professional services including the preparation, printing and distribution of an Official Statement and Notice of Sale/Bid Form at the time of issuing serial bonds, in an amount not to exceed one-quarter of one percent for the initial three million dollars par value of bonds sold, plus one-tenth of one percent for the balance of par value in excess of three million dollars, and be it

FURTHER RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay for said professional services including the

preparation, printing and distribution of a Note Official Statement and Notice of Sale/Bid Form at the time of issuing notes, in an amount not to exceed \$4,500 or one-tenth of one percent for each one million dollars par value of notes sold up to and including the first ten million dollars par value plus one-twentieth of one percent for each one million dollars par value sold in excess of ten million dollars par value, whichever is greater, and be it

FURTHER RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay for the said professional services at the time such tax sale certificates are sold, a fee or sum of money not to exceed one-quarter of one percent for the first two million dollars par value of tax sale certificates sold, plus one-tenth of one percent for each million dollars or portion thereof par value of tax sale certificates sold in addition to the first two million dollars par value, and be it

FURTHER RESOLVED, that the Commissioner of Finance be and hereby is authorized to pay for the professional services in the distribution of a Notice of Sale/Bid Form issued through negotiations or via the distribution of just a legal Notice of Sale/Bid Form, a fee of \$1,500 plus one-tenth of one percent or \$3,000, whichever is less, 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. 21

by FINANCE COMMITTEE

Seconded by Mr. Pasquale

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS TO
BALANCE 1996 ACCOUNTS**

WHEREAS, the Commissioner of Finance, the Director of Budget

& Research and the Comptroller request authorization to transfer funds to balance 1996 accounts, and

WHEREAS, said transfers would fund salary accounts or other necessary accounts with monies available as of December 31, 1996, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the Commissioner of Finance to transfer funds to balance the 1996 accounts, and be it

FURTHER RESOLVED, that the Commissioner is directed to report any transfers made on or before March 31, 1997 to the Finance Committee of the County Legislature, the Budget Officer and the County Comptroller.

Carried

Mr. Lindsey moved, seconded by Mr. Pasquale to **adjourn** at 4:45 P.M. The adjournment **carried**.