
**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
TUESDAY, NOVEMBER 26, 2002, 5:00 P.M.**

The Legislature convened at 5:00 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, had read the fire exit announcement and called the Attendance Roll at the previous Special Session. Attendance remained at Present-19, Absent-0.

Mr. Howard and Mr. Pasquale were designated as participants with Chairman Schofield in the 'Short Roll Call'.

WRITTEN OR ORAL PRESENTATIONS BY THE COUNTY EXECUTIVE

November 19, 2002

Louis P. Augostini, Clerk
Broome County Legislature
Edwin L. Crawford County Office Building
44 Hawley Street
Binghamton, New York 13902

Dear Mr. Augostini:

Pursuant to §C607(D) of the Broome County Charter, I am returning the changes to the 2003 Broome County Budget that were transmitted to me on November 15, 2002. After careful examination and consideration of the changes, I am also returning a statement of the changes to which I object and the reasons I object. Please present them to the Broome County Legislature for reconsideration of those changes to which I objected.

Sincerely,

Jeffrey P. Kraham
County Executive

Enclosures:

- 1) Statement of objections to changes made to the 2003 Budget by the Broome County Legislature
- 2) Detail to certain objections

cc: Chairperson, Broome County Legislature
Chairperson, Finance Committee
Broome County Comptroller
Director of Budget and Research
Department of Law
File

STATEMENT BY THE BROOME COUNTY EXECUTIVE OF
HIS OBJECTIONS TO CHANGES MADE IN THE 2003 BROOME COUNTY
BUDGET BY THE BROOME COUNTY LEGISLATURE

PREAMBLE

The Broome County Legislature made changes to the 2003 Budget that I submitted eliminating 104 county positions and changed items of revenue and appropriation. The next section details those changes to which I object and my reasons for objecting.

I, too, share your concerns about the need to contain costs and the need to keep the increase in real property taxes to the minimum necessary to provide essential services and pay for mandated programs. However, many of the changes eliminating positions have a significant adverse effect and bring with them the very real risk of negatively impacting the health and safety of the residents of Broome County. Other changes will have a negative impact of the County's ability to recover the costs for various health and welfare programs.

The changes that I have objected to involve 65 positions, almost all of them in programs that provide for the health and safety of our residents. The net effect of my objections is to restore 65 positions and increase the budget by \$789,552, which is an increase of less than \$10.00 for the average Broome County property owner.

Increasing property taxes from 15% to 17% will allow the County to provide essential services and to promote the health and safety of our residents. I urge you to reconsider your changes. I pledge my cooperation in working toward a long-term solution to the problems that we did not create.

OBJECTIONS TO CHANGES MADE

See attached chart for objections with reasons.

Veto #2

This restores a 2% salary increase for Admin I. This is consistent with similar titles in CSEA. Admin I employees, including those of the Legislative department, have no union protection and depend on the Legislature for any salary increases and benefits. This also restores a 2% raise for the lower level attorney positions. It has been difficult to recruit and retain these positions.

Veto #4

This veto restores the funding for the Deputy County Executive for Physical Services. This is a Charter position that plays a critical role in the coordination and continuing consolidation of county services.

The deputy system was established in 1981 as a result of recommendations from the private sector. A blue ribbon commission consisting of executives from every leading company in the community along with the Dean of the School of Management at SUNY Binghamton was charged with examining ways to make county government more efficient and effective. The commission's first recommendation was that the single deputy county executive system was unworkable and that being responsible for over thirty departments violated all known management principles regarding span of control.

County government today is facing issues we never dreamed about twenty-two years ago. The deputy county executives play a key role in the implementation of our emergency operations center that is activated in the event of a natural disaster like the tornado in 1998 or in the event of a national emergency. Now we face an even larger potential threat of terrorism. Any act of

terrorism, be it biological or physical is a real threat to our community. We have developed a terrorism response team that includes the deputy county executives and gives them responsibility for the public safety of our residents.

In the spirit of cooperation and recognizing the financial situation we are in, I am agreeing not to fill the Deputy for Human Services position at the end of this year.

If you sustain my veto regarding the Deputy for Physical Services, I will honor the request of a number of Legislators that the Deputy for Physical Services add the duties of the Commissioner of Public Works to his responsibilities.

The Deputy for Physical Services is an integral part of our management team who needs the authority to act in my absence.

Veto #5

This position is critical to the operation and maintenance of our information system.

Veto #6

These contracted services protect our public safety computer system in the event our AS400 computer fails due to equipment failure or some other event. This would allow us to become operational in a short period of time.

Veto #7

This veto restores a much-needed supervisory position. Mike Aswad has given you a memo with all the justification.

Veto #8

Probation may be the most challenged department in 2003. PINS, drug court and other programs are increasing their workload. They need to be able to fill vacancies immediately. Discretionary salary savings prevent that.

Vetoes #9, #10, #11, and #12

This veto restores nine (9) positions. The Health Department needs the resources to insure the health of our residents. The Director has indicated that some other positions will be moved to grant lines and that other duties will be absorbed. All nine positions positively impact departmental operations.

Veto #13

This veto restores six (6) positions that are necessary in the operation of the Mental Health Department. Commissioner Johnson has eliminated thirty (30) positions in the last four years—fifteen (15) of them this year alone.

Veto #14

This position was not requested and because of discretionary salary savings would never be filled.

Veto #15

We are submitting a reorganization plan to the Legislature in December.

Vetoes #16, 17, 18, 19 and 20

These vetoes restore 48 of the 52 positions that were eliminated by the Legislature. National and local economic events are being shouldered by Social Services. Caseloads are at an all time high. Eliminating these positions could have a significant adverse effect and negatively

impact the health and safety of the residents of Broome County. I urge you to sustain these vetoes and allow Commissioner Johnson, my administration and the unions involved, an opportunity to further improve our Social Services delivery system.

Veto #21

This veto is for the residents of Broome County, the nearly half a million annual visitors to Greenwood, Cole and Dorchester Parks. It is one county service that nearly every resident can enjoy for free.

In tough economic times more people will be staying close to home and visiting our parks. Many of these families can't afford a \$4.00 entrance fee.

The Legislature increased the budget by the net amount of charging fees, but did not provide for the necessary appropriations to collect them.

Veto #22

Our Naturalist provides interpretive programs for thousands of school children, their teachers and numerous community groups. I would encourage you to visit Finch Hollow Nature Center if you've never been.

Veto #23

While I can support an increase in the Hotel-Motel Tax, I cannot support the transfer of the responsibility for allocating these funds to a third party administrator.

Hotel-Motel Taxes can be used for any county purpose including, but not limited to county promotion. While I can support an increase in the Hotel-Motel Tax, I won't allow the transfer of the responsibility for allocating these funds to a third party administrator. What if the administrator decides not to fund a particular agency or this Legislature reduces future allocations to contract agencies. It is the county's responsibility to allocate these funds—that's what we get paid to do.

Mr. Wike moved, seconded by Mr. Lindsey, to override all of the County Executive's vetoes. The Chair indicated that the Legislature would consider each veto, one by one, in numerical order. A yes (Aye) vote will override the veto, a no (nay) vote will sustain the veto. Twelve votes are required to override a veto made by the County Executive.

The chart accompanying the veto message will be on file with the Clerk of the Legislature. The Director of Budget and Research and the Comptroller will provide the appropriate adjustments to budget lines as a result of the following actions by the Legislature:

Veto #1 SOLID WASTE

Page B-1

Reduce Appropriated Fund Balance for Solid Waste Management by \$610,622.

Veto overridden: Ayes-18, Nays-1 (Hull).

Veto #2 UNALLOCATED

Page 454

No raises or salary adjustments for Admin I and Attorney 1-3

Veto overridden: Ayes-19, Nays-0.

Veto #3 LEGISLATURE

Page 4

Legal Charges and Fees of \$150,000

Veto overridden: Ayes-16, Nays-3 (Brunza, Hull, Sweet).

Veto #4 COUNTY EXECUTIVE

Page 12

Eliminate Deputy County Executive for Physical Services

Veto overridden: Ayes-17, Nays-2 (Hull, Sweet).

Veto #5 INFORMATION TECHNOLOGY

Page 79

Eliminate Systems Analyst

Veto overridden: Ayes-17, Nays-2 (Hull, Sweet).

Veto #6 INFORMATION TECHNOLOGY

Page 80

Reduce Contracted DP Services by \$25,000

Veto overridden: Ayes-17, Nays-2 (Hull, Sweet).

Veto #7 EMERGENCY SERVICES

Page 184

Eliminate Sr. Emergency Dispatcher

Veto sustained. Ayes-7 (Brunza, Harvilla, Howard, Pasquale, Whalen, Wike, Schofield), Nays-12 (Burger, Holley, Hudak, Hull, Kolba, Lindsey, Mather, Miller, Nannery, O'Day, Shafer, Sweet).

Veto #8 PROBATION

Page 194

Increase Discretionary Salary Savings to be realized by \$22,275 and adjust Social Security by \$5,000, accordingly.

Veto overridden: Ayes-17, Nays-2 (Hull, Sweet).

Veto #9 HEALTH – Maternal Child Health Care

Page 218

Eliminate Supervising PHN

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate (1) PHN

Veto sustained: Ayes-11 (Brunza, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-8 (Burger, Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (1) PHN

Veto sustained: Ayes-7 (Brunza, Howard, Hudak, Kolba, Lindsey, Wike, Schofield), Nays-12 (Burger, Harvilla, Holley, Hull, Mather, Miller, Nannery, O'Day, Pasquale, Shafer, Sweet, Whalen).

Veto #10 HEALTH – Administration

Page 224

Eliminate Sr. Account Clerk Typist, create Sr. Accountant, create a \$5,000 stipend, and associated State Aid

Veto overridden: Ayes-16, Nays-3 (Hull, Pasquale, Sweet).

Veto #11 HEALTH – Environmental Health

Page 229

Eliminate (1) PH Technician

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (1) PH Technician

Veto overridden: Ayes-12 (Brunza, Burger, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-7 (Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate 1 Keyboard Specialist

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Veto #12 HEALTH – Clinics

Page 234

Eliminate Supervising PHN

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate RPN

Veto sustained: Ayes-6 (Brunza, Howard, Hudak, Kolba, Wike, Schofield), Nays-13 (Burger, Harvilla, Holley, Hull, Lindsey, Mather, Miller, Nannery, O'Day, Pasquale, Shafer, Sweet, Whalen).

Eliminate Health Program Specialist

Veto overridden: Ayes-15, Nays-4 (Harvilla, Hull, Sweet, Whalen).

Veto #13 MENTAL HEALTH

Page 248

Eliminate Fiscal Services Administrator

Veto overridden: Ayes-16, Nays-3 (Hull, Pasquale, Sweet).

Eliminate Fiscal Manager

Veto overridden: Ayes-16, Nays-3 (Harvilla, Hull, Sweet).

Eliminate Office Manager

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate Clinical Social Worker

Veto overridden: Ayes-13 (Brunza, Burger, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Whalen, Wike, Schofield), Nays-6 (Harvilla, Holley, Hull, O'Day, Pasquale, Sweet).

Eliminate Clinical Social Worker

Veto overridden: Ayes-15, Nays-4 (Harvilla, Hull, O'Day, Sweet).

Eliminate Keyboard Specialist

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate Receptionist Typist

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate Custodial Worker

Veto overridden: Ayes-15, Nays-4 (Harvilla, Hull, O'Day, Sweet).

Recreate (2 PT Custodial Workers)

Veto overridden: Ayes-16, Nays-3 (Hull, Sweet, Whalen).

Veto #14 DPW – Highways

Page 314

Restore Laborer

Veto sustained: Ayes-0, Nays-19.

Veto #15 TRANSPORTATION

Page 327

Eliminate Commissioner of Public Transportation, Upgrade Director of Transit Administration and Upgrade Director of Transit Operations

Veto overridden: Ayes-17, Nays-2 (O'Day, Sweet).

Restore (2) Coach Operators

Veto overridden: Ayes-16, Nays-3 (Hull, Mather, Pasquale).

Veto # 16 DSS – Central Administration

Page 347

Eliminate DSS Operations Coordinator

Veto sustained: Ayes-4 (Brunza, Howard, Wike, Schofield), Nays-15 (Burger, Harvilla, Holley, Hudak, Hull, Kolba, Lindsey, Mather, Miller, Nannery, O'Day, Pasquale, Shafer, Sweet, Whalen).

Eliminate Sr. DSS Examiner

Veto sustained: Ayes-4 (Brunza, Howard, Wike, Schofield), Nays-15 (Burger, Harvilla, Holley, Hudak, Hull, Kolba, Lindsey, Mather, Miller, Nannery, O'Day, Pasquale, Shafer, Sweet, Whalen).

Eliminate Courier

Veto sustained: Ayes-5 (Brunza, Burger, Howard, Wike, Schofield), Nays-14 (Harvilla, Holley, Hudak, Hull, Kolba, Lindsey, Mather, Miller, Nannery, O'Day, Pasquale, Shafer, Sweet, Whalen).

Veto #17 DSS – Administrative Services

Page 352

Eliminate Resource Assistant

Veto overridden: Ayes-15, Nays-4 (Harvilla, Hull, Pasquale, Sweet).

Veto #18 DSS – Support Services

Page 357

Eliminate Support Collection Supervisor

Veto overridden: Ayes-12 (Brunza, Burger, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate Sr. Support Investigator

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate Assistant Support Collection Supervisor

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (1) Family Court Liaison

Veto overridden: Ayes-12 (Brunza, Burger, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-7 (Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (1) Family Court Liaison

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, O'Day, Pasquale, Sweet).

Eliminate Support Investigator

Veto overridden: Ayes-15, Nays-4 (Harvilla, Hull, O'Day, Sweet).

Veto #19 DSS – Certification

Page 362

Eliminate Office Manager

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate (5) Principal Social Services Examiners

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (1) Principal Social Services Examiner

Veto sustained: Ayes-11 (Brunza, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-8 (Burger, Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (2) Caseworkers

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (4) Senior Social Services Examiners

Veto overridden: Ayes-12 (Brunza, Burger, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-7 (Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (2) Senior Social Services Examiners

Veto overridden: Ayes-12 (Brunza, Burger, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-7 (Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate Keyboard Specialist

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, O'Day, Sweet, Whalen).

Veto #20 DSS – Sevices

Page 366

Eliminate (2) Case Supervisors Grade A

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate Office Manager

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate (3) Case Supervisors Grade B

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (1) Case Supervisors Grade B

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, O'Day, Sweet, Whalen).

Eliminate (3) Sr. Caseworkers

Veto sustained: Ayes-11 (Brunza, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-8 (Burger, Harvilla, Holley, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate (7) Caseworkers

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Eliminate Secretary

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate (3) Community Services Workers

Veto overridden: Ayes-14, Nays-5 (Harvilla, Hull, Pasquale, Sweet, Whalen).

Eliminate Keyboard Specialist

Veto overridden: Ayes-13 (Brunza, Burger, Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, Shafer, Wike, Schofield), Nays-6 (Harvilla, Hull, O'Day, Pasquale, Sweet, Whalen).

Veto #21 PARKS – Administration

Page 439

Reinstitute Park Fees

Veto overridden: Ayes-15, Nays-4 (Brunza, Burger, Hull, Sweet).

Veto #22 PARKS – Recreation

Page 444

Eliminate Naturalist

Veto sustained: Ayes-3 (Howard, Wike, Schofield), Nays-16 (Brunza, Burger, Harvilla, Holley, Hudak, Hull, Kolba, Lindsey, Mather, Miller, Nannery, O'Day, Pasquale, Shafer, Sweet, Whalen).

Veto #23 OTHER CONTRACT AGENCIES

Page 458

Transfer of Funding Responsibility of the Broome County Arts Council, the Discovery Center, the Broome County Historical Society and the Southern Tier Zoological Society to the Convention Bureau.

Veto overridden: Ayes-17, Nays-2 (Hull, Sweet).

Veto #24 DPW – Administration

Page 118

8070	Unemployment Insurance	12,000
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Veto sustained: Ayes-0, Nays-19.

Veto #25 HEALTH

Page 225

8070	Unemployment Insurance	49,000
0269	Public Health Work (State Aid)	19,600

Veto overridden: Ayes-18, Nays-1 (Harvilla).

Veto #27 MENTAL HEALTH

8070	Unemployment Insurance	37,000
0278	State Aid	3,700

Veto sustained: Ayes-5 (Brunza, Burger, Harvilla, Hull, Whalen), Nays-14 (Holley, Howard, Hudak, Kolba, Lindsey, Mather, Miller, Nannery, O'Day, Pasquale, Shafer, Sweet, Wike, Schofield).

Veto #27 DPW – Highways

8070	Unemployment Insurance	7,500
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Veto sustained: Ayes-0, Nays-19.

Veto #28 DSS – Central Administration

8070	Unemployment Insurance	300,000
0392	Social Services Administration (Fed)	154,800
0308	Social Services Administration (State)	56,400

Veto overridden: Ayes-18, Nays-1 (Harvilla).

Mr. Howard made a motion to adjourn, seconded by Mr. Pasquale. **Motion to adjourn carried.**
The meeting was adjourned at 6:35 p.m.

