

**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
TUESDAY, MAY 25, 1993**

The Legislature convened at 7:00 p.m. Called to order by the Chairman, Arthur J. Shafer.

The Second Deputy Clerk, Susan Bucci, read the fire exit announcement and then called the Attendance roll: Present-18, Absent-1 (Warner).

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

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

COMMUNICATIONS:

1. Minutes from:
 - a. Solid Waste Committee
2. Resolutions from:
 - a. Town of Maine (Concerning reported 20 cent per parcel payment to be made to the County Director of Real Property Services)
 - b. Delaware County (Intent to Exercise Right of Self-Government, State Mandated Programs); (Opposition to Assembly Bill 5679 - County Tax Mapping System)
3. NYSEG Motion to oppose application of Quaker State Corporation (gas pipeline between Town of Owego and Town of Union).

REPORTS:

1. 1992 Annual Report from the Office of Emergency Services.
2. Broome Community College: Annual Audited Financial Statements (August 31, 1992).
3. Department of Audit and Control: Audit of Harry M. Stevens, Inc.; Unemployment Insurance Trust Fund (1992).

Mr. Lindsey moved, seconded by Mr. Pasquale to receive and file the above noted reports and to publish any pertinent portions thereof in the 1992 Journal of Proceedings. **Carried.**

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

Letter from the Chairman, Arthur J. Shafer:

- 1.Appointing Wayne L. Howard as voting representative for Louis P. Augostini, Finance Committee, May 20, 1993.

A. RESOLUTIONS HELD OVER FROM PREVIOUS SESSION (May 20, 1993)

The following resolutions heldover from the previous regular session were again presented for consideration at this special session per the Call of the Chair.

RESOLUTION NO. 204 by Environment and Finance Committees, granting a waiver of tipping fee(s) for disposal of flood related debris and flood damaged goods to individuals and businesses who sustained property damage as a result of the April, 1993 flooding in Broome County (heldover by Mrs. Coffey)

Mrs. Wagstaff moved, seconded by Mr. Burger the following amendment.

Add after the first resolved:

FURTHER RESOLVED, That application for said fee waiver shall be made to and be subject to approval of the appropriate Chief Elected Official of the municipality in a format developed by the Association of Towns in conjunction with the Division of Solid Waste Management, and be it

FURTHER RESOLVED, That eligibility for this fee waiver shall be determined by the appropriate town or village designee based on records of flood damage, and be it

And in the third further resolved, change 120 days to 90 days.

Mr. Pasquale moved, seconded by Mr. Kavulich to **table** the resolution.

Failed. Ayes-7 (Harbachuk, Harris, Kavulich, Malley, Pasquale, Schofield, Whalen), Nays-11(Augostini, Brown, Burger,

Coffey, Howard, Hudak, Lindsey, Pazzaglini, Taylor, Wagstaff,
Shafer)

Absent-1 (Warner).

Mr. Pasquale moved, seconded by Mr. Augostini to call the question on the amendment. Motion to call to question on the amendment **carried**. Ayes-18, Nays-0, Absent-1 (Warner). The amendment **carried**. Ayes-18, Nays-0, Absent-1 (Warner).

Mrs. Wagstaff moved, seconded by Mr. Pasquale to **table** the amended resolution to the June 17, 1993 session.

The tabling **Carried**. Ayes-18, Nays-0, Absent-1 (Warner).

RESOLUTION NO. 232 by Ed/Culture & Rec Finance Committees, authorizing an agreement with the Southern Tier Zoological Society, Incorporated and the City of Binghamton for the Ross Park Zoo for 1994 through 1997 (heldover by Mr. Brown).

Mr. Augostini made the motion to **table** the resolution to the June 17, 1993 session seconded by Mr. Brown. The tabling **Carried**.

Ayes-10(Augostini, Brown, Burger, Howard, Hudak, Kavulich,
Lindsey, Pazzaglini, Wagstaff, Shafer)

Nays-8(Coffey, Harbachuk, Harris, Malley, Pasquale, Schofield,
Taylor, Whalen)

Absent-1(Warner).

RESOLUTION NO. 233 by Environment Finance Committees, authorizing agreement with Landfill Service Corporation for lease of posi-shell equipment and materials for use at the Nanticoke Landfill for 1993 (heldover by Mr. Pasquale).

Carried. Ayes-17, Nays-1 (Brown), Absent-1 (Warner).

RESOLUTION NO. 254 by Finance Committee, advising the contract agencies receiving funds from Broome County of reduced funding in fiscal year 1994 (heldover by Mr. Pasquale). Mr. Augostini moved, seconded by Mr. Pasquale to **table** the resolution to the June 17, 1993 session.

The tabling **Carried**. Ayes-17, Nays-1 (Harris), Absent-1 (Warner).

RESOLUTION NO. 259 by Public Works Environment and Finance Committees, authorizing two agreements with MRB Group, P.C. for the Department of Public Works for Professional Architectural/Engineering Services for the renovation of the George Harvey Justice Building (heldover by Mr. Brown).

Carried. Ayes-16, Nays-2 (Brown, Hudak), Absent-1 (Warner).

Mr. Pasquale moved, seconded by Mr. Augostini to adjourn at 7:55 p.m.

Carried.