

**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
NOVEMBER 12, 1993**

The Legislature convened at 8:31 p.m. with a call to order by the Chairman, Arthur J. Shafer.

The Clerk, Richard R. Blythe, read the fire exit announcement and then called the Attendance roll: Present-18, Vacant-1 (District 18).

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.

Written or oral presentations of the County Executive, Timothy M. Grippen:

Letters from the County Executive, Timothy M. Grippen:

- 1.Nominating Suellen Parker-Kirch to the Foster Grandparent Advisory Board.

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

COMMUNICATIONS:

- 1.1994 Town Budget: Town of Kirkwood.
- 2.Minutes from:
 - a.Binghamton Regional Airport.
 - b.EMC Land Use/Natural Resources Committee.
 - c.Cornell Cooperative Extension.
 - d.Environmental Management Council.
 - e.Willow Point Nursing Facility.
 - f.Ambulance Advisory Board.
- 3.Resignation of Legislator Robert J. Warner, District #18, effective November 7, 1993.
- 4.Letter from the Broome County Republican Committee endorsing Brian K. Mather to serve out the unexpired term as Legislator from District #18.
- 5.Letter from Executive Director of Industrial Development Agency, Mark E. Turner, regarding hangar demolition and construction project at Binghamton Regional Airport.
- 6.Equalization Rates for 1993 Assessment Rolls (municipalities in Broome County).
- 7.George Harvey Justice Center Renovation Project: Draft Scope of Issues and Draft Environmental Impact Statement).
- 8.Notice of Claim: Tina Jones vs. Broome County.

9. Amended Notice of Claim: Tina Jones vs. Broome County.
10. Summons with Notice: Alan Schmidt vs. County of Broome and Broome Community College.
11. Copy of letter from Director of Solid Waste Management to County Comptroller regarding 1992 audit of Broome Recycling.
12. Letter from County Attorney regarding assigned counsel program.

REPORTS:

1. Monthly Report: Broome Community College (Budget Transfers, September 1993).
2. Discovery Center of the Southern Tier: (1992-1993 Annual Report and Audit).

RESOLUTION NO. 505

by County Administration, Economic Development & Planning Committee
Seconded by Mr. Augustini

RESOLUTION APPOINTING LEGISLATOR FOR BROOME COUNTY'S EIGHTEENTH DISTRICT.

WHEREAS, the Hon. Robert J. Warner, a member of the Republican Party, has filed his resignation as a Broome County Legislator with the County Clerk of Broome County, effective November 7, 1993, and

WHEREAS, a vacancy occurring in the County Legislature, otherwise than by expiration of term, shall be filled by an affirmative vote of a majority of the members thereof, who shall appoint a qualified person to fill the vacancy having the same political affiliation as the person last elected to that office. The term of such person so appointed in a nonelection year shall be until the commencement of the calendar year next succeeding the first general election after the happening of the vacancy. If the vacancy occurs after September 20 of any nonelection year, then the term of such person shall be until the commencement of the second calendar year next succeeding the first general election after the happening of the vacancy. If the vacancy occurs during an election year, the office shall be filled until the expiration of the current term of that office. Such appointee shall be a resident elector of the district he represents at the time of his appointment and throughout his term of office.

WHEREAS, Brian K. Mather, residing at 301 Vandervort Avenue, Vestal, New York 13850, is a resident elector of Broome County Legislative District No. 18, is a member of the Republican Political Party, and is a person deemed qualified to be appointed to be the County Legislator in and for the Broome County Legislative District No. 18, and

WHEREAS, the Broome County Republican Committee has recommended Brian K. Mather to succeed Legislator Robert J. Warner, now, therefore, be it

RESOLVED, that Brian K. Mather be and hereby is appointed as Broome County Legislator in and for Broome County Legislative District No. 18, for a term as provided in Section 206, Article II of the Broome County Charter, and be it

FURTHER RESOLVED, that such appointment is to take effect immediately, provided the appointee has duly qualified to serve as Legislator of the County of Broome, pursuant to the laws of the State of New York, and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

Carried. Ayes-18, Vacant-1 (District 18).

The oath of office was administered by the County Clerk, Richard A. Hogan.

Mr. Howard moved, seconded by Mr. Malley to adjourn at 8:35 p.m. **Carried.**