

PUBLIC WORKS COMMITTEE MEETING MINUTES  
Monday, March 9, 2009  
5:30 p.m.

The Public Works Committee of the Broome County Legislature met on Monday, March 9, 2009 in the Legislative Conference Room, Sixth Floor, Edwin L. Crawford County Office Building, Binghamton, New York.

Members Present: J. Hutchings, Chair, J. Garnar, W. Howard, R. Materese, D. Moran

Members Absent: None

Others Present: P. Brennan, K. Bevelacqua, S. Elko, M. Restino, W. Gibson, Public Works; T. West, Y. Marciano, The West Firm; J. Sluzar, Law; D. Schofield, Solid Waste; M. Kalka, Budget; E. Denk, J. Kamin, Legislature

The Committee meeting was called to order by the Chairman at 5:40 pm. The agenda was moved by Mr. Howard, seconded by Mr. Garnar.

The Committee took the following action with regard to the matters before it:

- 4 RESOLUTION DECLARING THE DIVISION OF SOLID WASTE MANAGEMENT PROJECT FOR THE REALIGNMENT AND RECONSTRUCTION OF A PORTION OF KNAPP ROAD IN THE TOWN OF NANTICOKE IN CONNECTION WITH THE CONSTRUCTION OF THE ENTRANCE INTO SECTION IV AT THE BROOME COUNTY LANDFILL TO BE EXEMPT FROM THE PUBLIC HEARING REQUIREMENT OF THE EMINENT DOMAIN PROCEDURE LAW AND AUTHORIZING THE ACQUISITION OF NECESSARY REAL PROPERTY BY PURCHASE OR CONDEMNATION AND DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY WITH RESPECT TO THIS PROJECT AND RENDERING A "NEGATIVE DECLARATION" WITH RESPECT THERETO

Mr. Gibson distributed the State Environmental Assessment Form (21 pages) and the Quality Review State Environmental Quality Review Negative Declaration (3 pages), both of which are required to be attached to this resolution. These two documents were labeled Exhibit A and Exhibit B, respectively.

Carried Ayes-5, Nays-0

- 43 RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM  
Carried Ayes-5, Nays-0

44 RESOLUTION AMENDING THE 2009 CAPITAL IMPROVEMENT PROGRAM  
FOR THE ALM'S HOUSE DEMOLITION

Carried Ayes-5, Nays-0

The Chair recognized Mr. West and Ms. Marciano who were in attendance at the meeting. Ms. Marciano made reference to the document which she sent to the Clerk of the Legislature last week and the memo from Mr. Sluzar, both of which were placed in Legislator mailboxes earlier today. Ms. Marciano stated that her firm and her client continue to be interested in the proposed Local Law regulating the use of County Roads by the Natural Gas Industry. Mr. Sluzar stated that, while he agrees with some of the suggestions that the West firm has made, there were many things with which he does not agree. Ms. Marciano made reference to Chesapeake operations already located in New York State. Mr. Sluzar reminded the Committee that there has never been "Horizontal Hydraulic Fracturing" operations in the State of New York to date. Legislators were given an opportunity to ask questions of the guests. The Chair thanked them for their attendance. Mr. Sluzar stated that Broome County is awaiting receipt of a road assessment. Once that is received, he will ask the Clerk to put the draft Road Usage Law back on the agenda for review by this committee.

There being no further business to come before the Committee at this time, a motion was made by Mr. Moran, seconded by Mr. Howard, to adjourn the meeting. The meeting adjourned at 5:51pm.