

**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
June 3, 2010**

The Legislature convened at 5:00 P.M. with a call to order by the Chair, Daniel D. Reynolds. The Clerk, Eric S. Denk, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Hutchings, Buchta).

The Chair, Mr. Reynolds, led the members of the Legislature in the Pledge of Allegiance to the Flag.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Klipsch and Mr. Marinich were designated with Chairman Reynolds in the "Short Roll Call".

RESOLUTION HELD OVER FROM A PREVIOUS SESSION

RESOLUTION NO. 207

By County Administration, Finance and Public Safety and Emergency Services Committees
Seconded by Ms. Messina

RESOLUTION AUTHORIZING A HOME RULE REQUEST REGARDING AN AMENDMENT TO THE COUNTY LAW TO INCREASE THE SURCHARGE FOR ACCESS LINES FOR THE ENHANCED 911 EMERGENCY LAND-LINE TELEPHONE SYSTEM

Mr. Marinich made a motion, seconded by Mr. Materese to amend the resolution to add a paragraph to read "Whereas, if approved, Broome County shall use said funds to finance equipment upgrades and maintenance costs only for its emergency communications equipment and shall not use said funds on personnel expenses, and".

Amendment carried. Ayes-15, Nays-2 (Whalen, Nirchi), Absent-2 (Hutchings, Buchta).

Resolution as amended carried. Ayes-17, Nays-0, Absent-2 (Hutchings, Buchta).

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 227

By Public Works and County Administration Committees

Seconded by Mr. Garnar

RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH NYSEG IN CONNECTION WITH RELOCATING TRANSMISSION LINES ALONG DUNHAM HILL ROAD

WHEREAS, the Broome County is involved in relocating a portion of Knapp Road in the Town of Nanticoke and rebuilding a portion of Dunham Hill Road in the Towns of Nanticoke and Barker as part of the construction of a new entrance to Section IV of the Broome County Landfill (the "Project"), and

WHEREAS, it is necessary to relocate certain NYSEG transmission lines along Dunham Hill Road as part of the new Section IV entrance project, and

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested authorization to enter into an easement agreement with NYSEG in connection with relocating NYSEG transmission lines on county owned land along Dunham Hill Road in the Town of Nanticoke as part of the new entrance to the Broome County Landfill – Section IV, and

WHEREAS, the Commissioner of Public Works has determined that granting this easement is necessary to complete the project, now, therefore, be it

RESOLVED, that this County Legislature hereby grants an easement to New York State Electric and Gas Corporation (NYSEG), 18 Link Drive, Kirkwood, NY, running through land owned by Broome County north of Dunham Hill Road in the Towns of Nanticoke and Barker as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the relocation of said transmission lines NYSEG will pay Broome County no sum of money, and be it

FURTHER RESOLVED, that the County Executive or her 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. Ayes-17, Nays-0, Absent-2 (Hutchings, Buchta).

RESOLUTION NO. 228

By Public Works and County Administration Committees Seconded by Ms. Messina
RESOLUTION AUTHORIZING AN EASEMENT AGREEMENT WITH VERIZON-NEW YORK, INC. IN CONNECTION WITH RELOCATING A POLE AND SUPPORT MECHANISMS ALONG KNAPP ROAD

WHEREAS, the Broome County is involved in relocating portion of Knapp Road in the Town of Nanticoke and rebuilding a portion of Dunham Hill Road in the Towns of Nanticoke and Barker as part of the construction of a new entrance to Section IV of the Broome County Landfill (the "Project"), and

WHEREAS, it is necessary to relocate certain Verizon/NYSEG poles in the vicinity of Knapp Road in the Town of Nanticoke as part of the new Section IV entrance project, and

WHEREAS, the Deputy Commissioner of Public Works for Solid Waste Management has requested authorization to enter into an easement agreement with VERIZON-NEW YORK INC (Verizon) in connection with relocating poles and support mechanisms along Knapp Road on county owned land along Knapp Road in the Town of Nanticoke as part of the new entrance to the Broome County Landfill – Section IV, and

WHEREAS, the Commissioner of Public Works has determined that granting this easement is necessary to complete the project, now, therefore, be it

RESOLVED, that this County Legislature hereby grants an easement to VERIZON-NEW YORK INC (Verizon) 140 West Street, New York, NY running through land owned by Broome County East of Knapp Road in the Town of Nanticoke as more fully described in a map and property description referred to as Exhibit "A," and be it

FURTHER RESOLVED, that in consideration of the relocation of said poles Verizon will pay Broome County no sum of money, and be it

FURTHER RESOLVED, that the County Executive or her 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. Ayes-17, Nays-0, Absent-2 (Hutchings, Buchta).

RESOLUTION NO. 229

By Finance, and Public Works Committees Seconded by Mr. Klipsch
RESOLUTION AMENDING THE 2008 CAPITAL IMPROVEMENT PROGRAM FOR THE LANDFILL ROAD RECONSTRUCTION PROJECT

RESOLVED, that the 2008 Capital Improvement Program as amended in resolution 08-239 is hereby revised as follows:

FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>	
			<u>State</u>	<u>Federal/Other</u>			
3820031	Landfill road reconstruction	2,500,000	0	0		2,500,000	
			<u>Local Finance Law Section 11</u>		<u>How Financed:</u>		
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
			2008	15	20	2,500,000	0

TO:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>Estimated Construction Cost:</u>			<u>County*</u>
			<u>State</u>	<u>Federal/Ot</u>	<u>her</u>	
3820031	Landfill road reconstruction	2,550,000	0	0	0	2,550,000
			<u>Local Finance Law Section 11</u>			
			<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>How Financed:</u>
						<u>Bond</u>
						<u>Current</u>
						<u>Revenue</u>
			2008	15	20	2,500,000
						50,000

*County's portion is funded by tipping fees and be it

FURTHER RESOLVED, that the Commissioner of Finance is hereby authorized to make a short term, non-interest bearing loan from the General Fund and/or the Enterprise Fund to provide sufficient cash to proceed and be it

FURTHER RESOLVED, that the Director of Budget and Research, Comptroller and the Commissioner of Finance are hereby authorized to process any paperwork necessary to implement the intent of this Resolution.

Carried. Ayes-17, Nays-0, Absent-2 (Hutchings, Buchta).

Mr. Howard made a motion to adjourn, seconded by Klipsch. **Motion to adjourn carried.** The meeting was adjourned at 5:39 P.M.

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