

**SPECIAL SESSION
TUESDAY, MARCH 5, 1991
AT 7:00 P.M.**

The Legislature convened at 7:10 p.m. Called to order by the Chairman, Arthur J. Shafer.

Roll was called by the Clerk, Richard R. Blythe, and the fire exit announcement was made. Present-19, Absent-0.

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.

RESOLUTION NO. 57

By Mr. Kavulich

Seconded by Mr. Augostini

RESOLUTION RESCINDING RESOLUTION 90-466 RENDERING A NEGATIVE DECLARATION ON THE PROPOSED BROOME COUNTY PUBLIC SAFETY FACILITY AND PENDING A POSITIVE DECLARATION WITH RESPECT TO SAID FACILITY.

WHEREAS, the Broome County Legislature, in Resolution 90-466 duly adopted on December 27, 1990, rendered a negative declaration pursuant to the State Environmental Quality Review Act with respect to the proposed Broome County Public Safety Facility, and

WHEREAS, this Legislature, as lead agency, finds that the Negative Declaration is no longer appropriate, based upon new information not available at the time of the initial determination, and

WHEREAS, based on this new information, this Legislature has determined that the proposed action has at least one impact that is both a large in magnitude and importance and can not be mitigated, and

WHEREAS, based on this new information the action may cause a significant impact in the environment, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby determines and declares that the proposed action may have a significant impact on the environment, and be it

FURTHER RESOLVED, that this Legislature hereby adopts the "Positive Declaration" annexed hereto as Exhibit "A" and directs that a copy of such declaration be sent to the appropriate officials and agencies as required by 6 NYCRR # 617.10, and be it

FURTHER RESOLVED, that this Legislature hereby directs that a draft environmental impact statement shall be prepared for the project in accordance with the requirements of 6 NYCRR part 617.

Mrs. Wagstaff moved, seconded by Mr. Bielecki to recall Resolution 91-57 for reconsideration. Carried by the following roll call: Ayes-15, Nays-3 (Greenmun, Hudak, Kavulich), Absent-1 (Seeley). The Clerk requested that the Minutes reflect that this resolution originally had been returned by the County Executive, unsigned on March 5, 1991. The County Executive in a two page letter to the Legislature indicated his reasons. Mr. Pasquale moved, seconded by Mr. Bielecki to table Resolution 91-57 to a day certain, that date being April 4, 1991.

Motion to Table carried by the following roll call:
Ayes-15, Nays-3 (Greenmun, Hudak, Kavulich), Absent-1 (Seeley).

Mr. Augostini moved, seconded by Mr. Moppert to adjourn to the call of the Clerk. Carried.