

**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
THURSDAY, JULY 9, 1998**

The Legislature convened at 5:02pm with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augustini, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Shafer, Wike) Mr. Whalen arrived at 5:08pm..

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

The County Executive, Jeffrey P. Kraham, addressed those present with regard to the process which had brought them to the resolution before the Legislators on the Proposed Broome County Public Library.

RESOLUTION INTRODUCED AT THIS SESSION

RESOLUTION NO. 277

By Finance Committee

Seconded by Ms. Hudak

RESOLUTION AUTHORIZING AN AGREEMENT WITH AKEL-LANE DEVELOPMENT, LLC TO PURCHASE A BUILDING AND PROPERTY FOR USE AS THE BROOME COUNTY CENTRAL LIBRARY

WHEREAS, this County Legislature is desirous of purchasing a building suitable for use as the Central Branch of the Broome County Public Library, and

WHEREAS, Akel-Lane Development, LLC has presented a proposal to build a building on real property it owns located at 177 Court Street which will be suitable for use as the Central Branch of the Broome County Public Library and, upon completion, sell the land and building ("project") to the County of Broome, and

WHEREAS, Akel-Lane Development, LLC has presented to the County plans and specifications for the building it proposes to build, and

WHEREAS, the County Executive has requested authorization to enter into an agreement with Akel-Lane Development, LLC whereby the County, upon completion of the building, agrees to purchase the project, and

WHEREAS, it is the intention of the County Executive to fund the purchase of said building and land entirely from current revenue, thus saving the cost of interest on borrowed money, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Akel-Lane Development, LLC to purchase the Project from Akel-Lane, upon completion of the building proposed to be constructed by Akel-Lane Development, LLC at 177 Court Street, Binghamton, New York according to the design and specifications they have submitted, and be it

FURTHER RESOLVED, that the purchase price for the land and building to be constructed shall not exceed the sum of \$7,800,000.00, and be it

FURTHER RESOLVED, that it is the intent of this County Legislature to authorize the payment from current revenue of the total amount necessary to purchase the project, and to provide for that amount in the 1999 Broome County budget, and be it

FURTHER RESOLVED, that the County Executive or his 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, and be it

FURTHER RESOLVED, that any such agreement shall be deemed executory only to the extent of money made available to the County through budgetary appropriations, and subject to budgetary limitations to carry out the purposes of this agreement.

Mr. Pasquale moved to call the question, seconded by Ms. Coffey. Motion carried Ayes-14, Nays-3 (Brunza, Burger, Hudak), Absent-2 (Shafer, Wike); however, Mr. Pasquale stated that due to the importance of this issue, he would be in favor of allowing others to speak. Given the opportunity, more discussion followed.

Carried, Ayes-16, Nays-1 (Burger), Absent-2 (Shafer, Wike).

Ms. Hudak made a motion to adjourn, seconded by Ms. Coffey. Motion to adjourn carried and meeting adjourned at 5:36pm.