

**BROOME COUNTY LEGISLATURE  
SPECIAL SESSION  
NOVEMBER 12, 1993  
4:00 P.M.**

The Legislature convened at approximately 4:29 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 (Legislator from the 18th. District)

The Legislature continued from the point where they left off on November 8th. For the sake of clarity, these few motions are placed in order where they appear in the proposed budget, not necessarily in the order of presentation.

Mr. Augostini, Chair of the Finance Committee indicated that he had several motions of a corrective nature to make to the Finance Committee Report and/or actions taken by the Legislature during budget deliberations and that he had the concurrence of the Chair and Mr. Pasquale for these motions.

Mr. Augostini moved, seconded by Mr. Pasquale to rescind prior action which approved a reduction of -\$3,000 from the .1000 line in the Motor Vehicles Budget found on page 37 of the Proposed 1994 Budget, in essence restoring the line to the original budgeted amount of \$171,502.

This amendment **carried**.

Ayes-18, Vacant-1 (Legislator from the 18th. District)

Mr. Augostini moved, seconded by Mr. Pasquale to rescind prior action which approved a reduction of -\$12,500 from the .1000 line in the District Attorney's Budget found on page 44 of the Proposed 1994 Budget, in essence restoring the line to the original budgeted amount of \$719,913.

This amendment **carried**.

Ayes-18, Vacant-1 (Legislator from the 18th. District)

The following amendment is made as a companion item to a Sales Tax Request Resolution, 93-497 passed later in the meeting:

Mr. Pasquale moved, seconded by Mr. Augostini, that in recognition of the request for a Sales Tax increase of 1%, that SALES AND USE TAX line .0005 found on page 88 of the Proposed 1994 Budget be increased by +\$16,000,000 so that the total anticipated revenue in the line will be budgeted at \$46,950,000.

The amendment **carried**.

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Ayes-12 Augustini, Burger, Coffey, Harbachuk, Harris, Howard, Kavulich, Lindsey, Malley, Pasquale, Taylor & Whalen

Nays-6 Brown, Hudak, Pazzaglini, Schofield, Wagstaff & Shafer

Vacant-1 (Legislator from the 18th. District)

Mr. Augustini moved, seconded by Mr. Pasquale to rescind prior action which approved the creation of line .1960 DISCRETIONARY SALARY SAVINGS in the amount of -\$25,000 in the Personnel Department's Budget found on page 124 of the Proposed 1994 Budget.

The amendment **carried**.

Ayes-16, Nays-2 (Hudak & Wagstaff), Vacant-1 (Legislator from the 18th. District)

Mr. Pasquale moved, seconded by Mr. Augustini to modify Workers Compensation appropriations (in recognition of maintaining the current formula for cost distribution) as follows: On page 177 of the 1994 Proposed Budget decrease PARTICIPANTS ASSESSMENTS line .0169 by -\$175,000 so that this line will be budgeted at \$648,450 and increase COUNTY CONTRIBUTION by +\$175,000 so that this line will be budgeted at \$1,071,908, and on page 488 of the 1994 Proposed Budget increase WORKERS COMPENSATION line .8040 by +\$175,000.

The amendment **carried**.

Ayes-18, Vacant-1 (Legislator from the 18th. District)

Mr. Augustini moved, seconded by Mr. Pasquale to rescind prior action which approved a reduction of -\$1,516,598 from the .4568 line (MMIS-MEDICAL ASSISTANCE) in the DSS Budget found on page 390 of the Proposed 1994 Budget, and changing the amount of the reduction to -\$516,598 in essence changing the line to \$20,383,402.

Mr. Pasquale moved, seconded by Mr. Augustini to **call the question** on the amendment. The question was **called** by the following vote.

Ayes-11 Augustini, Brown, Harbachuk, Howard, Lindsey, Pasquale, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-7 Burger, Coffey, Harris, Hudak, Kavulich, Malley & Taylor

Vacant-1 (Legislator from the 18th. District)

The amendment then **carried**.

Ayes-11 Augostini, Burger, Coffey, Harbachuk, Harris, Howard, Kavulich, Malley,  
Pasquale, Pazzaglini & Taylor

Nays-7 Brown, Hudak, Lindsey, Schofield, Wagstaff, Whalen & Shafer

Vacant-1 (Legislator from the 18th. District)

Mr. Augostini moved, seconded by Mr. Pasquale to increase the CONTINGENT FUND, line .4752 found on page 488 of the 1994 Proposed Budget by an additional +\$200,000 in anticipation of continuing the study currently being done by CGR. This amendment in essence establishes the Contingent Fund at \$550,000.

The amendment **carried**. Ayes-15, Nays-3 (Burger, Coffey & Wagstaff)  
Vacant-1 (Legislator from the 18th. District)

Mr. Augostini moved, seconded by Mr. Pasquale to decrease UNEMPLOYMENT INSURANCE line .8070 found on page 488 of the Proposed 1994 Budget by - \$1,350,000 leaving the line funded at \$435,000 for 1994.

The amendment **carried**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

Ms. Harris requested permission to revisit the CONTRACT AGENCIES. The Chair, following consultation with the Majority Leader (saying NO) and Minority Leader (saying YES), denied the request. At the urging of several legislators, the Chair directed that a roll call vote be taken on the issue of revisiting CONTRACT AGENCIES. The request **lost**.

Ayes-6 Coffey, Harris, Kavulich, Malley, Pasquale & Taylor

Nays-12 Augostini, Brown, Burger, Harbachuk, Howard, Hudak, Lindsey, Pazzaglini,  
Schofield, Wagstaff, Whalen & Shafer

Vacant-1 (Legislator from the 18th. District)

Mr. Augostini moved, seconded by Mr. Pasquale that the Report of the Finance Committee as amended be approved.

The Report of the Finance Committee, as amended, **carried**.

Ayes-16, Nays-2 (Brown & Coffey), Vacant-1 (Legislator from the 18th. District)

The Chair called upon the Legislature to consider resolutions. Some resolutions, tabled at previous session(s) were reconsidered. Resolutions held over or deferred from the previous session were considered and at the request of several Legislators and the County Attorney, the rules were suspended (by voice vote) to allow presentation of resolutions not previously considered to come to the floor. These resolutions were

taken out of order, but for the sake of clarity are presented in numerical order.

Mr. Shafer moved, seconded by Mr. Malley to remove Resolution No. 379 from the table, said resolution having been tabled at the Special Session of October 1st., 1993.  
**Carried.** Ayes-18, Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 379** by County Administration, Economic Development & Planning and Finance Committees

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 10, 1993 ENTITLED "A LOCAL LAW REPEALING LOCAL LAW NO. 10, 1974 AND LOCAL LAW NO. 11 OF 1977 ESTABLISHING A NEW APPORTIONMENT OF LIABILITY FOR BROOME COUNTY WORKERS COMPENSATION SELF INSURANCE PLAN.**

Permission was granted for J. David Ferris to speak. Mr. Ferris is employed by Central Risk Managers and his firm had been retained by several of Broome County's municipal governments to study the Self Insured Workers Compensation Program.

Following presentations by Mr. Ferris and Mr. Weissmann, the County's Risk Manager, the resolution was voted on and **lost**.

Ayes-7Coffey, Harbachuk, Harris, Kavulich, Pasquale, Wagstaff & Whalen

Nays-11Augustini, Brown, Burger, Howard, Hudak, Lindsey, Malley, Pazzaglini, Schofield, Taylor & Shafer

Vacant-1 (Legislator from the 18th. District)

Mr. Burger moved, seconded by Mrs. Coffey to remove Resolution No. 444 from the table, said resolution having been tabled at the Regular Session of October 21st., 1993.  
**Carried.** Ayes-18, Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 444** by County Administration, Economic Development, Planning, Environment and Finance Committees

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 11, 1993, ENTITLED "A LOCAL LAW AMENDING LOCAL LAW NO. 5, 1985, LOCAL LAW NO. 10, 1986, LOCAL LAW NO. 2, 1988, LOCAL LAW NO. 15, 1989, LOCAL LAW NO. 15, 1990, LOCAL LAW NO. 1, 1992, AS AMENDED, MODIFYING CHARGES AT COUNTY LANDFILLS**

Mr. Howard moved, seconded by Mr. Burger the following amendment which provided a new Section 6. 2.i. and modified Section 3.i. & 4.i. as follows:

Section 6. Weights, measurements and charges.

2. i. vehicle weighed and vehicle load billed at [~~\$32.50~~] \$50.10 per ton; [~~\$.15~~] \$1.00 per ton of said fee shall be dedicated to a fund payable to the host [~~community~~] communities of the landfill to be divided \$.40 to the Town of Nanticoke, \$.40 to the Town of Barker and \$.20 to the Town of Maine and \$1.00 per ton of said fee shall be dedicated to a fund for property acquisition of those individuals directly impacted by the landfill as determined by the Division and the Legislature.
3. i. construction/demolition waste; [~~38.10~~] \$60.00 per ton
4. i. leaf/yard waste; at [~~\$35.00~~] \$20.00 per ton

Mr. Pasquale requested a separate vote for the payments to the Towns and a separate vote on the \$1.00 per ton dedicated to property acquisition.

The payments to the Towns **carried**.

Ayes-11 Augustini, Brown, Burger, Harris, Howard, Hudak, Kavulich, Malley, Taylor, Wagstaff & Shafer

Nays-7 Coffey, Harbachuk, Lindsey, Pasquale, Pazzaglini, Schofield & Whalen

Vacant-1 (Legislator from the 18th. District)

The establishment of a fund for property acquisition **carried**.

Ayes-16, Nays-2 (Coffey & Whalen), Vacant-1 (Legislator from the 18th. District)

Mr. Brown moved, seconded by Mr. Harbachuk, the following amendment:

In Section 6, paragraph 3, change \$60.00 per ton to \$ 50.00 per ton.

Mr. Lindsey moved, seconded by Mr. Pasquale to **call the question**. The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The amendment **lost**.

Ayes-9 Brown, Burger, Harbachuk, Hudak, Lindsey, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-9 Augustini, Coffey, Harris, Howard, Kavulich, Malley, Pasquale, Taylor &

Whalen

Vacant-1 (Legislator from the 18th. District)

Mr. Augostini moved, seconded by Mr. Malley to **call the question** on the resolution as amended.

The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The resolution as amended **carried**.

Ayes-17, Nays-1 (Whalen), Vacant-1 (Legislator from the 18th. District)

Mr. Pazzaglini moved, seconded by Mr. Malley to remove Resolution No. 447 from the table, said resolution having been tabled at the Regular Session of October 21st., 1993.

**Carried**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 447** by Environment Committee

**RESOLUTION DIRECTING INITIATION OF ENVIRONMENTAL REVIEW OF PROPOSED AMENDMENT TO LOCAL LAW MODIFYING CHARGES AT COUNTY LANDFILLS AND RENDERING "NEGATIVE DECLARATION" WITH RESPECT THERETO.**

**Carried**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

Mr. Lindsey moved, seconded by Mr. Augostini to remove Resolution No. 449 from the table, said resolution having been tabled at the Regular Session of October 21st., 1993.

**Carried**.

Ayes-17, Nays-1 (Brown), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 449** by Education, Culture & Recreation and Finance Committees

**RESOLUTION REQUIRING A ONE DOLLAR SURCHARGE ON TICKETS TO ARENA AND FORUM EVENTS**

Mr. Lindsey moved, seconded by Mr. Pasquale to amend the resolution, changing the date of implementation from January 1, 1994 to March 1, 1994 and to reduce Arena and Forum Revenues that were anticipated as a result of the \$1 surcharge by 1/6th.

**LEGISLATIVE NOTE: The Budget Office furnished these revenue reduction figures as follows:**

**ARENA page 429 line .0147 MISCELLANEOUS -\$14,542, in essence**

**establishing the revenue line for 1994 at \$72,708**

**FORUM page 437 line .0147 MISCELLANEOUS -\$4,344, in essence  
establishing the revenue line for 1994 at \$21,666**

The amendment **carried**.

Ayes-12 Augustini, Harbachuk, Harris, Howard, Hudak, Kavulich, Lindsey, Pasquale,  
Taylor, Wagstaff, Whalen & Shafer

Nays-6 Brown, Burger, Coffey, Malley, Pazzaglini & Schofield

Vacant-1 (Legislator from the 18th. District)

The resolution as amended **carried**.

Ayes-16, Nays-2 (Brown & Burger), Vacant-1 (Legislator from the 18th. District)

The following resolutions had been held over by Mr. Shafer at the October 21st., 1993  
Regular session and was deferred by action of the Chair to this portion of this Special  
Session.

**RESOLUTION NO. 456**

by Health and Human Services and Finance Committees

Seconded by Mr. Malley

**RESOLUTION ESTABLISHING FEE SCHEDULE FOR THE HOME  
HEALTH SERVICES AND CLINICS FOR THE DEPARTMENT OF HEALTH  
FOR 1994.**

**Carried.** Ayes-17, Nays-1 (Brown), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 458**

by Finance Committee

Seconded by Mrs. Coffey

**RESOLUTION ADOPTING THE BROOME COUNTY BUDGET AND  
ESTABLISHING RATE OF COMPENSATION FOR NON-UNION  
ADMINISTRATIVE PERSONNEL FOR FISCAL YEAR 1994.**

The Clerk read the following notice provided by the Department of Law, prior to a vote  
being taken on Resolution No. 458. :

"Resolution #458 has a blank in it reflecting the total amount of the 1994 Broome County Budget. This blank will be filled in by the Budget Director following the conclusion of the 1994 Budget Process. Any member of this body (the Legislature) who votes in favor of Resolution #458 is voting for a total 1994 budget that is the net result of comparing the County Executive's proposed 1994 budget (\$219,898,413 found on page B-2 of the Proposed 1994 Budget), and all Legislative changes, up or down, as they are specifically and separately itemized by the Legislature either in response to the Legislature's obligation to return the budget with changes by November 15th, or as the result of overrides to objections by the County Executive to such Legislative changes."

At the request of the Department of Law, Mrs. Taylor moved, seconded by Mr. Augostini, the following FURTHER RESOLVEDS were added to the resolution via amendment:

FURTHER RESOLVED, that the salary of each Broome County Election Commissioner shall be reduced to \$5,000 per year, and be it  
FURTHER RESOLVED, that the County shall no longer provide health insurance benefits or life insurance benefits to the Broome County Coroners.

The amendment **carried**. Ayes-14, Nays-4 (Hudak, Pazzaglini, Schofield & Shafer) Vacant-1 (Legislator from the 18th. District)

The resolution as amended **carried**.  
Ayes-17, Nays-1 (Brown), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 459**

by Finance Committee  
Seconded by Mrs. Coffey

**RESOLUTION MAKING APPROPRIATIONS FOR THE CONDUCT OF THE BROOME COUNTY GOVERNMENT FOR FISCAL YEAR 1994.**

**Carried.** Ayes-17, Nays-1 (Brown), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 460**

by Finance Committee  
Seconded by Mrs. Coffey

**RESOLUTION APPROVING THE 1994-1999 CAPITAL IMPROVEMENT**



**PROGRAM.**

The resolution as amended by budget actions of the Legislature **carried.**  
Ayes-16, Nays-2 (Brown & Wagstaff), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 461**

by County Administration, Economic Development and Planning, and Finance Committees

Seconded by Mrs. Coffey

**A RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE TO ADOPT APPROPRIATE LEGISLATION TO ENABLE THE COUNTY OF BROOME TO IMPOSE AND COLLECT TAXES ON MORTGAGES IN BROOME COUNTY.**

Mrs. Hudak moved, seconded by Mrs. Wagstaff to amend this resolution as follows:

- 1.Undedicate Funds referenced in the second WHEREAS and the first RESOLVED paragraphs of the resolution.
- 2.Exempt first time home buyers from the imposition and collection of this tax.

Mr. Augostini moved, seconded by Mrs. Wagstaff to **call the question** on the amendment(s). The question was **called.**

Ayes-17, Nays-1 (Schofield), Vacant-1 (Legislator from the 18th. District)

The amendment concerning the dedication of funding **lost.**

Ayes-9Augostini, Brown, Burger, Howard, Hudak, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-9Coffey, Harbachuk, Harris, Kavulich, Lindsey, Malley, Pasquale, Taylor & Whalen

Vacant-1 (Legislator from the 18th. District)

Mr. Augostini moved, seconded by Mr. Pasquale to **call the question** on the resolution. The question was **called.** Ayes-16, Nays-2 (Pazzaglini & Schofield), Vacant-1 (Legislator from the 18th. District)

The resolution **carried.**

Ayes-11 Augustini, Coffey, Harris, Howard, Lindsey, Malley, Pasquale, Pazzaglini,  
Schofield, Wagstaff & Shafer

Nays-7 Brown, Burger, Harbachuk, Hudak, Kavulich, Taylor & Whalen

Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 462**

by County Administration, Economic Development and Planning, and Finance  
Committees

Seconded by Mrs. Coffey

**A RESOLUTION REQUESTING THE NEW YORK STATE LEGISLATURE  
TO ADOPT APPROPRIATE LEGISLATION TO ENABLE THE COUNTY OF  
BROOME TO IMPOSE AND COLLECT A TAX ON REAL PROPERTY  
TRANSFERS IN THE COUNTY OF BROOME**

The resolution **carried**.

Ayes-11 Augustini, Coffey, Harris, Howard, Lindsey, Malley, Pasquale, Pazzaglini,  
Schofield, Wagstaff & Shafer

Nays-7 Brown, Burger, Harbachuk, Hudak, Kavulich, Taylor & Whalen

Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 463**

by County Administration, Economic Development and Planning and Finance  
Committees

Seconded by Mrs. Coffey

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 13, 1993, ENTITLED:  
"A LOCAL LAW AMENDING LOCAL LAW NO. 10, 1977, ESTABLISHING A  
HOTEL OR MOTEL OCCUPANCY TAX."**

Mr. Schofield moved, seconded by Mr. Pazzaglini to **call the question** on this resolution. The question was **called**.

Ayes-12 Augustini, Brown, Burger, Harbachuk, Howard, Hudak, Lindsey, Pasquale, Pazzaglini, Schofield, Wagstaff & Shafer

Nays-6 Coffey, Harris, Kavulich, Malley, Taylor & Whalen

Vacant-1 (Legislator from the 18th. District)

The resolution **lost**.

Ayes-9 Augustini, Harbachuk, Harris, Howard, Kavulich, Malley, Pasquale, Taylor & Shafer

Nays-9 Brown, Burger, Coffey, Hudak, Lindsey, Pazzaglini, Schofield, Wagstaff & Whalen

Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 464**

by County Administration, Economic Development and Planning, Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 15, 1993, ENTITLED: "A LOCAL LAW AMENDING LOCAL LAW NO. 2, 1969, AS AMENDED, ESTABLISHING A NEW FEE SCHEDULE FOR CERTAIN ENVIRONMENTAL HEALTH SERVICES."**

**Carried.** Ayes-17, Nays-1 (Brown), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 465**

by County Administration, Economic Development and Planning and Finance Committees

Seconded by Mrs. Coffey

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 14, 1993, ENTITLED: "A LOCAL LAW IMPOSING A SPECIAL MOTOR VEHICLE USE FEE IN BROOME COUNTY AND AUTHORIZING THE COLLECTION OF SAID**

**FEE BY THE COMMISSIONER OF THE NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES ON BEHALF OF BROOME COUNTY."**

Mr. Augostini moved, seconded by Mr. Malley to **call the question** on this resolution. The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The resolution **carried**.  
Ayes-16, Nays-2 (Brown & Shafer), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 467**

by Personnel and Finance Committees

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING RATES FOR INDIVIDUAL AND DEPENDENT HEALTH BENEFITS COVERAGE EFFECTIVE JANUARY 1, 1994.**

Mrs. Wagstaff moved, seconded by Mr. Augostini to **call the question**. The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The resolution **carried**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 479**

by Health & Human Services and Finance Committees

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE EARLY INTERVENTION FOR HANDICAPPED CHILDREN PROGRAM GRANT AND ADOPTING A PROGRAM BUDGET IN CONNECTION THEREWITH FOR 1993 THROUGH 1994.**

The resolution **carried**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The following resolutions were introduced for the first time:

**RESOLUTION NO. 495**

by County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Lindsey

**RESOLUTION ADOPTING LOCAL LAW INTRO NO. 17, 1993, ENTITLED:  
"A LOCAL LAW AMENDING CHAPTER 158 OF BROOME COUNTY  
LOCAL LAWS; PARKS AND RECREATION AREAS."**

RESOLVED, that Local Law Intro. No. 17, 1993, entitled: "A local law amending Chapter 158 of Broome County Local Laws; Parks and Recreation Areas," be and the same hereby is adopted and approved in accordance with the Broome County Charter, the Municipal Home Rule Law and all the applicable statutes and laws pertaining thereto.

**LOCAL LAW INTRO. NO. 17, 1993**

A LOCAL LAW AMENDING CHAPTER 158 OF BROOME COUNTY  
LOCAL LAWS; PARKS AND RECREATION AREAS

BE IT ENACTED, by the Broome County Legislature, as follows:

SECTION 1. Chapter 158 of Broome County Local Laws is hereby amended to read as follows:

158-4 Fees and Charges

A-1. Parking (Otsiningo Park) per vehicle per day  
(May 1 to October 31) One Dollar (\$1). Season parking passes (good at all county  
parks): thirty dollars (\$30) first vehicle; fifteen dollars (\$15) second vehicle;  
Senior Citizen parking pass valid Monday through Friday, excluding  
holidays, free.

B. Camping

(1) Unimproved site: ~~ten~~ [seven] dollars ~~(\$10)~~[\$7] per night.

SECTION 2. Except as hereinabove amended, Chapter 158 of Broome County Local Laws shall remain in full force and effect.

SECTION 3. This local law shall become effective upon filing with the Secretary of State.

**NOTE:**

**Material in [brackets] is deleted.**

**Material underlined is added.**

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Mr. Whalen moved, seconded by Mrs. Coffey to amend section A-1 to indicate that there would be a parking fee of \$.50 per car with no exemptions.

The amendment **lost**.

Ayes-7Burger, Coffey, Harbachuk, Kavulich, Pasquale, Taylor & Whalen

Nays-11Augustini, Brown, Harris, Howard, Hudak, Lindsey, Malley, Pazzaglini,  
Schofield, Wagstaff & Shafer

Vacant-1 (Legislator from the 18th. District)

Mr. Pasquale requested a separate vote on A, Parking. The section **carried**.

Ayes-12Augustini, Burger, Coffey, Harris, Howard, Hudak, Lindsey, Malley,  
Pazzaglini, Schofield, Wagstaff & Shafer

Nays-6 Brown, Harbachuk, Kavulich, Pasquale, Taylor & Whalen

Vacant-1 (Legislator from the 18th. District)

The balance of the resolution **carried**.

Ayes-17, Nays-1 (Brown), Vacant-1 (Legislator from the 18th. District)

Later in the session, Mr. Pazzaglini moved, seconded by Mr. Augustini to **recall** this resolution (93-495) for the purpose of amendment. The **recall carried**.

Ayes-18, Vacant-1 (Legislator from the 18th. District)

Mr. Pazzaglini moved, seconded by Mr. Burger to add the following section to the resolution:

RSpecial events in Broome County Parks, including but not limited to [Spiedi Fest/Balloon Rally] Irish Festival, Kopernik Festival, Crappie Derby, etc. shall be fifty cents (\$.50) per person, twelve years old and older, per day;

However the Spiedi Fest/Balloon Rally shall charge \$2.00 per person twelve and older.

The amendment **carried**. Ayes-14, Nays-4 (Coffey, Harris, Kavulich & Pasquale)

Vacant-1 (Legislator from the 18th. District)

Mr. Whalen moved, seconded by Mrs. Taylor to add the following phrase, after the word "older.":

"as Broome County's component of the entrance fee."

Mr. Lindsey moved, seconded by Mrs. Wagstaff to **call the question** on the amendment.

The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The amendment **carried**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The resolution as amended **carried**.

Ayes-14, Nays-4 (Brown, Kavulich, Pasquale & Taylor)

**RESOLUTION NO. 497**

by County Administration, Economic Development and Planning and Finance Committees

**RESOLUTION WITH RESPECT TO THE AMENDMENT OF THE SALES AND COMPENSATORY USE TAX IN BROOME COUNTY.**                      Seconded

by Mr. Malley

BE IT RESOLVED, that Broome County requests the New York State Legislature adopt an amendment to the Tax Law authorizing and empowering the County of Broome to impose an additional one percent sales and compensatory use tax, substantially as follows:

AN ACT to amend the Tax Law, in relation to the imposition of sales and use taxes by the County of Broome.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

§1. The opening paragraph of Section twelve hundred ten of the Tax Law is amended to read as follows:

Notwithstanding any other provisions of law to the contrary, but subject to the limitations and exemptions in part II of this article, any city in this state or county in this state, except a county wholly within a city, acting through its local legislative body, is hereby authorized and empowered to adopt and amend local laws, ordinances or resolutions imposing in any such city or county the following taxes, at the rate of one-half, one, one and one-half, two, two and one-half or three percent, provided, however, that for the period beginning June first, nineteen hundred seventy-four and ending June thirtieth, nineteen hundred seventy-five, any such city having a population of

one million or more is hereby authorized and empowered to adopt and amend local laws imposing such taxes in any such city, at the rate of four percent and, provided further, however, that the county of Nassau is hereby further authorized and empowered to adopt and amend local laws imposing such taxes: (i) at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning June first, nineteen hundred eighty-three and ending December thirty-first, nineteen hundred eighty-five; and (ii) at a rate which is three quarters percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning January first, nineteen hundred eighty-six and ending December thirty-first, nineteen hundred ninety-three subject to the limitation set forth in section twelve hundred sixty-two-e of this chapter, and provided further, however, that the county of Nassau is hereby further authorized and empowered to adopt and amend local laws or resolutions imposing such taxes at a rate which is one-half percent additional to the three percent rate authorized above in this paragraph and which is additional to the three-quarters percent rate also authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-one and ending December thirty-first, nineteen hundred ninety-three, and provided further, however, that the county of Erie is hereby further authorized and empowered to adopt and amend local laws or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for (i) the period beginning March first, nineteen hundred eighty-five and ending December thirty-first, nineteen hundred eighty-seven; and (ii) the period beginning January tenth, nineteen hundred eighty-eight and ending February twenty-eighth, nineteen hundred ninety-three and provided further, however, that the county of Cattaraugus is hereby further authorized and empowered to adopt and amend local laws or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning March first, nineteen hundred eighty-six and ending February twenty-eighth, nineteen hundred ninety-four, and provided further, however, that the county of Wyoming is hereby further authorized and empowered to adopt and amend local laws or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-two and ending August thirty-first, nineteen hundred ninety-three, and provided further, however, that the county of Allegany is hereby further authorized and empowered to adopt and



amend local laws or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning December first, nineteen hundred eighty-six and ending November thirtieth, nineteen hundred ninety-three, and provided further, however, that the county of Cayuga is hereby further authorized and empowered to adopt and amend local laws or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-two and ending August thirty-first, nineteen hundred ninety-five, and, provided further, however, that the County of Broome is hereby further authorized to adopt and amend local laws or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning January 1, 1994 and ending December 31, 1995, and provided further, however, that the county of Albany is hereby further authorized and empowered to adopt and amend local laws, ordinances or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-two and ending August thirty-first, nineteen hundred ninety-three, and provided further, however, that the county of Tompkins is hereby further authorized and empowered to adopt and amend local laws, ordinances or resolutions imposing such taxes at a rate which is one-half or one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning December first, nineteen hundred ninety-two and ending November thirtieth, nineteen hundred ninety-three, and provided further, however, that the county of Cortland is hereby further authorized and empowered to adopt and amend local laws, ordinances, or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-two and ending August thirty-first, nineteen hundred ninety-three, and provided further, however, that the county of Oneida is hereby further authorized and empowered to adopt and amend local laws, ordinances, or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-two and ending August thirty-first, nineteen hundred ninety-four, and provided further, however, that the county of Suffolk is hereby further authorized and empowered to adopt and amend local laws, or resolutions imposing such

taxes at a rate which is one-half percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-one and ending December thirty-first, nineteen hundred ninety-three, and provided further, however, that, for the period beginning September first, nineteen hundred ninety-two and ending December thirty-first, nineteen hundred ninety-three, the county of Suffolk is hereby further authorized and empowered to adopt and amend local laws or resolutions imposing such taxes at a rate which is one-half percent additional to such three percent rate authorized above in this paragraph and which is additional to the one-half percent rate also authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-one and ending December thirty-first, nineteen hundred ninety-three, and provided further, however, that the county of Monroe is hereby further authorized and empowered to adopt and amend local laws or resolutions imposing such taxes at a rate which is one-half of one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-two and ending November thirtieth, nineteen hundred ninety-three, and provided further, however, that the county of Steuben is hereby further authorized and empowered to adopt and amend local laws, ordinances, or resolutions imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning December first, nineteen hundred ninety-two and ending November thirtieth, nineteen hundred ninety-three, and provided further, however, that the city of Yonkers is hereby further authorized and empowered to adopt and amend local laws imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such city (The maximum rate referred to in section twelve hundred twenty-four shall be calculated without referenced to such one percent additional rate authorized for Yonkers and the counties of Erie, Cattaraugus Oneida, Steuben, Allegany and Cayuga, and Albany, and Tompkins.), and provided further, however, that the city of Mount Vernon is hereby further authorized and empowered to adopt and amend local laws imposing such taxes at a rate which is one percent additional to the three percent rate authorized above in this paragraph for such city (The maximum rate referred to in section twelve hundred twenty four shall be calculated without reference to such one percent additional rate authorized for Mount Vernon.), and provided further, however, that the city of Rome is hereby further authorized and empowered to adopt and amend local laws, ordinances, or resolutions imposing such taxes at a rate which is

one-quarter percent additional to the three percent rate authorized above in this paragraph for such city for the period beginning September first, nineteen hundred ninety and ending August thirty-first, two thousand (The maximum rate referred to in section twelve hundred twenty-four shall be calculated without reference to such one-quarter of one percent additional rate authorized for Rome.), and provided further, however, that if the county of Dutchess, the county of Orange or the county of Rockland withdraws from the metropolitan commuter transportation district pursuant to section twelve hundred seventy-nine-b of the public authorities law, such county is hereby authorized and empowered in the alternative, to adopt and amend local laws, ordinances or resolutions imposing such taxes at the rate of one-half, three-quarters, one, one and one-quarter, one and one-half, one and three-quarters, two, two and one-quarter, two and one-half, two and three-quarters, three or three and one-quarter percent if the revenues from a one-quarter percent rate of such tax are required by such local laws, ordinances or resolutions to be set aside for mass transportation purposes, such taxes to be administered, collected and distributed by the commissioner of taxation and finance as provided in subpart B of part III and in part IV of this article:

§2. Section twelve hundred twenty-four of the Tax Law is amended by addition a new section (p) to read as follows:

(p) The county of Broome shall have the sole right to impose the additional one percent rate of tax which such county is authorized to impose pursuant to the authority of section twelve hundred ten of this article. Such additional rate of tax shall be in addition to any other tax which such county may impose or may be imposing pursuant to this article or any other law and such additional rate of tax shall not be subject to preemption. the maximum three percent rate referred to in this section shall be calculated without reference to the additional one percent rate of tax which the county of Broome is authorized and empowered to adopt pursuant to section twelve hundred ten of this article.

§3. Notwithstanding subdivision (c) of section twelve hundred sixty-two of the Tax Law, the additional one-half percent sales and compensating use taxes which may be levied by Broome County pursuant to the authority of section twelve hundred ten of the Tax Law, shall be distributed to the County of Broome solely for county purposes and shall not be subject to any revenue distribution agreement established pursuant to subdivision (c) of section twelve hundred sixty-two of such law.

§4. Notwithstanding any other provision of state or local law to the contrary, any local law or resolution enacted or amended to impose the sales and compensating use

taxes at the one-half percent additional rate of tax authorized by this act shall take effect in accordance with provisions of subdivision (d) of section twelve hundred ten of the Tax Law.

§5. This act shall take effect immediately.

AND BE IT FURTHER RESOLVED, that the Clerk of the Legislature shall forward a certified copy of this resolution to the New York State Legislature.

Mr. Augustini moved, seconded by Mr. Pasquale to **call the question** on Resolution 93-497 concerning the additional 1 percent Sales Tax request. The call of the question **carried**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The resolution **carried**.

Ayes-12 Augustini, Burger, Coffey, Harbachuk, Harris, Howard, Kavulich, Lindsey, Malley, Pasquale, Taylor & Whalen

Nays-6 Brown, Hudak, Pazzaglini, Schofield, Wagstaff & Shafer

Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 498**

by County Administration, Economic Development and Planning and Finance Committees

Seconded by Mr. Harbachuk

**RESOLUTION RESCINDING RESOLUTION 210 OF 1992 AND REMOVING THE DEDICATION OF A PERCENTAGE OF BROOME COUNTY LODGING TAX FOR THE BROOME COUNTY CHAMBER OF COMMERCE CONVENTION AND VISITOR BUREAU**

Whereas, Resolution 210 of 1992 resolved that \$1.55 of every \$3.00 received pursuant to Local Law No. 10 of 1977 and Local Law No. 5 of 1990, should go to the Broome County Chamber of Commerce Convention and Visitors Bureau, and

Whereas, the Broome County Legislature has removed constraints on these funds for Chamber of Commerce or other activity purposes, now, therefore, be it

Resolved, that Resolution 210 of 1992 is, in all respects, rescinded.

Mr. Pasquale moved, seconded by Mr. Whalen to substitute a resolution of a similar nature but adding a Resolved paragraph distributing funding as follows:

- a) Broome Co. Convention Bureau \$214,290

- b) Spiedie Fest/Balloon Rally \$32,000
- c) Broome County Arts Council \$181,000

Mr. Augustini moved, seconded by Mr. Pasquale to **call the question** on the amendment.

The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The amendment **lost**.

Ayes-5 Harris, Kavulich, Pasquale, Taylor & Whalen

Nays-13 Augustini, Brown, Burger, Coffey, Harbachuk, Howard, Hudak, Lindsey, Malley, Pazzaglino, Schofield, Wagstaff & Shafer

Vacant-1 (Legislator from the 18th. District)

Mr. Pazzaglino moved, seconded by Mr. Schofield to **call the question** on the resolution.

The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The resolution **carried**.

Ayes-17, Nays-1 (Pasquale), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 499**

by County Administration, Economic Development and Planning and Finance Committees

Seconded by Mrs. Coffey

**RESOLUTION AUTHORIZING APPORTIONMENT AND COLLECTION OF ELECTION EXPENSES IN BROOME COUNTY FOR 1992.**

WHEREAS, New York State Election Law Section 4-138 requires the allocation of Board of Election expenses to the city and towns of Broome County, and

WHEREAS, this County Legislature, by Resolution 298 of 1991 set a rate schedule of election chargebacks, including the percentage of chargebacks for 1992 elections costs, and

WHEREAS, it is desired at this time to authorize the apportionment and collection of election expenses among the city and towns of Broome County, now, therefore, be it

**RESOLVED**, that this County Legislature hereby authorizes the apportionment

and collection of election expenses for 1992 in the total amount of \$172,000, the amount to be apportioned and collected from each city or town being shown in the column labelled "Totals" in Exhibit "A" attached hereto, and be it

FURTHER RESOLVED, that said Resolution 298 of 1991, to the extent that it is inconsistent with the terms of this resolution, is hereby superseded, and be it

FURTHER RESOLVED, that the Clerk of this Legislature is hereby authorized to notify the Chief Executive Officers of the city and towns of the election expenses assessments, and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Commissioner of Finance are hereby authorized to collect from the city and towns the elections expense assessment amount shown on Exhibit "A" and be it

FURTHER RESOLVED, that the Director of Real Property Tax Service and the Commissioner of Finance are hereby authorized to take all measures necessary to implement the intent and purpose of this resolution, and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby authorized 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.

LEGISLATIVE NOTE: Method of apportionment is by assessed value.

**Carried.** Ayes-17, Nays-1 (Malley), Vacant-1 (Legislator from the 18th. District)

Mr. Pasquale moved, seconded by Mr. Augostini to 'Suspend the Rules' to bring forth several last minute resolutions.

**Carried.** Ayes-18, Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 500**

by Finance Committee

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING AND ESTABLISHING THE MILEAGE REIMBURSEMENT RATE FOR CERTAIN BROOME COUNTY EMPLOYEES, ELECTED OFFICIALS AND OTHER AUTHORIZED INDIVIDUALS**

WHEREAS, this County Legislature desires to establish the mileage reimbursement rate for travel on County business and utilizing non-county owned or leased vehicles by those Broome County employees, elected officials and other authorized individuals who are not subject to any employment contract, previous county

policy, Executive Order of Broome County Legislature Order, now, therefore, be it

RESOLVED, that the mileage reimbursement rate for travel on County business and utilizing non-county owned/leased vehicles shall be at the rate of 21 cents (\$.21) per mile for all those Broome County employees, elected officials and other authorized individuals not subject to an employment contract, previous County policy, Executive Order or Broome county Legislative Resolution indicating a specific mileage reimbursement rate."

The resolution **carried**.

Ayes-12 Brown, Coffey, Harbachuk, Harris, Howard, Lindsey, Pasquale, Pazzaglini, Schofield, Wagstaff, Whalen & Shafer

Nays-6 Augostini, Burger, Hudak, Kavulich, Malley & Taylor

Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 501**

by Finance Committee

Seconded by Mr. Harbachuk

**RESOLUTION AMENDING RESOLUTION 180 OF 1965, ENTITLED: "RESOLUTION IMPOSING TAXES ON SALES AND USE OF TANGIBLE PERSONAL PROPERTY AND CERTAIN SERVICES, OCCUPANCY OF HOTEL ROOMS, ADMISSION CHARGES AND CLUB DUES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK", AS LAST AMENDED BY RESOLUTION NO. 173 OF 1980, IN RELATION TO THE ALLOCATION OF SALES TAX RECEIPTS.**

RESOLVED, that section 14 of Resolution 180 of 1965, as last amended by Resolution 173 of 1980, is hereby amended to add a new subdivision f to read as follows:

f. Anything hereinabove contained to the contrary notwithstanding, commencing with the distribution by the County to the cities and towns within the County on or about April 15, 1994 and commencing with the distribution by the County to the villages within the County on or about October 15, 1994, and ending with the distribution by the County to the cities and towns within the County on or about October 15, 1995 and the distribution by the County to the villages within the County on or about July 15, 1996 said municipalities shall receive fifty percent (50%) of such sales tax collected, in accordance with the distribution formula established herein, provided, however, that the total

distribution by the County to the cities and towns in the County shall not exceed the total distribution by the County to the cities and towns in the County in April, 1992 through January, 1993 and the total distribution by the County to the villages shall not exceed the total distribution by the County to the villages in the County in October, 1992 through July 1993.

and be it

FURTHER RESOLVED, that this Resolution shall take effect on April 1, 1994 and shall expire on July 31, 1996.

Mr. Augostini moved, seconded by Mr. Pasquale to **call the question** on this resolution.

The question was **called**. Ayes-18, Vacant-1 (Legislator from the 18th. District)

The resolution **carried**. Ayes-15, Nays-3 (Brown, Pazzaglini & Schofield)  
Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 502**

by Finance Committee

Seconded by Mr. Harbachuk

**RESOLUTION AUTHORIZING INCREASE IN REAL PROPERTY TAX ROLL FEES AND TAX MAP REPRODUCTION PRICES.**

WHEREAS, this County Legislature by Resolutions 332 of 1986 and 534 of 1989, increased fees for real property tax rolls and reproduction of county tax maps, and

WHEREAS, it is recommended that said fees be increased to be brought in line with other counties of the Central New York region, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an increase in tax roll and tax map fees as follows:

<u>Tax Rolls (production)</u>		<u>Tax Map Fees</u>		
<u>previous cost</u>	<u>new cost</u>		<u>previous</u>	<u>new</u>
.25 plus	.75 plus	Tax Map Detail Plates	2.00/copy	2.50/copy
.02 for	.02 for	Tax Map Master Maps	3.50/copy	4.00/copy
materials	materials			
per parcel	per parcel			

and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute 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 these fee changes shall become effective January 1,



1994.

**Carried.** Ayes-17, Nays-1 (Brown), Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 503**

by Finance Committee                      Seconded by Mr. Schofield

**RESOLUTION ESTABLISHING 1993 EQUALIZATION RATES FOR 1994 COUNTY TAX LEVY**

RESOLVED, that pursuant to Article III, Section 302 (d) of the Broome County Charter, the percentages hereinafter indicated after the names of the Towns and the City of Binghamton be and the same hereby are adopted as the ratio percentages which the assessed value of the real property of each municipality bears to its full value:

Municipality	Equalization Rate
City of Binghamton	101.60
Town of Barker	95.29
Town of Binghamton	106.08
Town of Chenango	103.10
Town of Colesville	10.69
Town of Conklin	108.53
Town of Dickinson	99.50
Town of Fenton	99.78
Town of Kirkwood	115.11
Town of Lisle	95.33
Town of Maine	90.59
Town of Nanticoke	103.79
Town of Sanford	112.85
Town of Triangle	111.83
Town of Union	6.11
Town of Vestal	5.77
Town of Windsor	103.51

**Carried.** Ayes-18, Vacant-1 (Legislator from the 18th. District)

**RESOLUTION NO. 504**

by Finance Committee  
Seconded by Mr. Pazzaglini & Mr. Kavulich

**RESOLUTION LEVYING THE COST OF WORKER'S COMPENSATION FOR CALENDAR YEAR 1994.**

WHEREAS, a budget for the operation of the Broome county Self-Insurance Plan for Workers' Compensation for the year 1994 in the amount of \$1,720,358 has been presented and approved by the County Legislature, now, therefore, be it

RESOLVED, that the estimated amounts for costs of the Broome County Self

JOURNAL OF PROCEEDINGS

Insurance Plan for Workers' Compensation for the calendar year 1994, as previously established, be apportioned to the county and the Towns and villages participating in the fund, and be included by the County Legislature in the next succeeding tax levy and paid to the Commissioner of Finance, and the Commissioner of Finance is hereby authorized to bill the Villages of Endicott, Johnson City, Lisle, Windsor, Whitney Point and Port Dickinson, for the amounts apportioned to them, when the same is collected, deposit said amounts to the Workers' Compensation account as follows:

<u>TOWNS</u>	<u>\$AMOUNT</u>
Barker	5,087
Binghamton	26,439
Chenango	46,804
Colesville	33,652
Conklin	14,714
Fenton	13,977
Kirkwood	23,394
Lisle	14,990
Maine	13,435
Nanticoke	2,841
Sanford	19,170
Triangle	3,314
Vestal	99,122
Windsor	17,016

  

<u>VILLAGES</u>	<u>\$AMOUNT</u>
Endicott	134,820
Johnson City	155,544
Lisle	6,968
Port Dickinson	6,160
Whitney Point	7,382
Windsor	3,747
Broome County	\$1,071,782*

TOTAL: \$ 1,720,358

**Carried.** Ayes-18, Vacant-1 (Legislator from the 18th. District)

\*LEGISLATIVE NOTE: This dollar amount that is generally reflective of the 1994 Budget Actions. Dollar amount substituted by the Budget Office as a corrective measure.

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Mr. Pasquale moved, seconded by Mr. Augostini to adjourn @ 8:30 P.M.  
**Carried.** Ayes-18, Vacant-1 (Legislator from the 18th. District)