

**BROOME COUNTY LEGISLATURE  
SPECIAL SESSION  
JANUARY 30, 2020**

The Legislature convened at 5:50 p.m. with a call to order by the Chairman, Daniel J. Reynolds. The Clerk, Joseph J. Bertoni, read the fire exit announcement and called the Attendance Roll, Present-15, Absent-0.

The Chairman, Mr. Reynolds led the members of the Legislature in the Pledge of Allegiance to the Flag. The Clerk, Joseph J. Bertoni offered the invocation followed by a moment of silence.

**ANNOUNCEMENTS FROM THE CHAIR**

Mrs. O'Brien and Mrs. Kaminsky were designated with Chairman Reynolds as participants in the "Short Roll Call".

**WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE**

- A. Letters from the County Executive, Jason T. Garnar:
1. Notice of Necessity – Adoption of Local Law Intro. #1 – Amend Chapters 257 and 317 of the Broome County Charter and Code

**RESOLUTIONS INTRODUCED AT THIS SESSION**

Mr. Hilderbrant made a motion, seconded by Mrs. O'Brien to Suspend the Rules to consider Resolution Nos. 24 and 25.

**RESOLUTION NO. 24**

By All Members

Seconded by Mr. Baldwin

**RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY AND CONDUCT A REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT**

WHEREAS, it is necessary to modify fees for source separated recycling – commercial users at the landfill, and institute a tipping fee for source separated recycling – commercial users per current pricing conditions at the landfill, and

WHEREAS, it has been determined that such modifications are subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the modifications, and

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned modifications, and

WHEREAS, said modifications may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the modification of fees for source separated recycling – commercial users at the landfill, and instituting a tipping fee for source separated recycling – commercial users per current pricing conditions at the landfill, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the modification of fees for source separated recycling – commercial users at the landfill, and instituting a tipping fee for source separated recycling – commercial users per current pricing conditions at the landfill will not have a significant effect on the environment.

Mr. Pasquale made a motion, seconded by Mrs. O'Brien to amend Exhibit "A" to include Short Environmental Assessment Form Part 2 and Part 3.

**Amendment carried.** Ayes-15, Nays-0

**Resolution as amended carried.** Ayes-15, Nays-0

**RESOLUTION NO. 25**

By All Members

Seconded by Mrs. Myers

**RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1 OF 2020, ENTITLED: "A LOCAL LAW AMENDING CHAPTERS 257 AND 317 OF THE BROOME COUNTY CHARTER AND CODE"**

RESOLVED, that Local Law Intro. No. 1 of 2020, entitled: "A Local Law Amending Chapters 257 and 317 of the Broome County Charter and Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

**LOCAL LAW INTRO NO. 1 OF 2020  
A LOCAL LAW AMENDING CHAPTERS 257 AND 317  
OF THE BROOME COUNTY CHARTER AND CODE"**

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

**SECTION 1.** Section 317-9 of the Broome County Charter and Code is hereby amended to add a new Section 317-9 A .(9) to read as follows:

A. (9) Commencing February 3, 2020, the following separate charge shall apply at the Broome County Landfill:

9) Recyclable materials required to be source separated pursuant to Section 317-26 delivered to the Landfill by commercial haulers at the fee set per ton based on current pricing conditions.

**SECTION 2.** Section 257-40 of the Broome County Charter and Code is hereby amended as follows:

Landfill Charges:

Commencing February 3, 2020 separate charge at the Broome County Landfill. Recyclable materials required to be source separated pursuant to Section 317-26 delivered to the Landfill by commercial haulers per current pricing conditions.

**SECTION 3.** This Local Law shall take effect upon filing with the Secretary of State, and shall be deemed repealed effective January 1, 2021.

Material underlined added

**Carried.** Ayes-15, Nays-0

Mr. Flagg expressed is annoyance that there were no representatives from Taylor Garbage present at the Committee of the Whole meeting to discuss the current recycling issue.

Mr. Pasquale made a motion to adjourn, seconded by Mr. Flagg. **Motion to adjourn carried.** Ayes-15, Nays-0. The meeting was adjourned at 6:00 p.m.