BROOME COUNTY LEGISLATURE
SPECIAL SESSION
THURSDAY, APRIL 20, 2000

The Legislature convened at 4:16 p.m. with a call to order by the Chair, Daniel A. Schofield. The Clerk, Louis P. Augostini, read the fire exit announcement and called the Attendance Roll, Present-17, Absent-2 (Hudak, Kavulich).

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.

Mr. Hull and Mr. Whalen were designated as participants with Chairman Schofield in the 'Short Roll Call.'

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 239

By Education, Culture & Recreation and Finance Committees Seconded by Mr. O'Day

RESOLUTION AUTHORIZING AN AGREEMENT WITH AMERICAN FOOD AND VENDING SERVICE, INC. FOR CONCESSION RIGHTS AT THE ARENA AND FORUM FOR 2000-2010

WHEREAS, the current concession rights agreement to provide concession services at the Broome County Veterans Memorial Arena (the Arena) and the Forum has expired and the Commissioner of Parks and Recreation requests authorization for an agreement with American Food and Vending Service, Inc. (American Food) whereby American Food will provide concession services at the Arena and Forum for the period May 1, 2000 through April 30, 2010 and in return pay the County 50% of the net profits earned from concession stand operations at both the Arena and Forum, 20% of the gross receipts derived from catering services at the Arena and Forum, and 50% of all miscellaneous income American Food derives from operations at the Arena and Forum such as sales of souvenirs during the term of the agreement and be responsible for upgrading and maintaining equipment at the Arena and Forum necessary to provide the concession services at American Food's expense, and

WHEREAS, said services are necessary to provide food and beverage services to the public during events at the Arena and Forum, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with American Food and Vending Service, Inc., 137 Corporate Drive, Binghamton, New York 13904 (American Food) whereby the County will grant concession rights at the Arena and Forum to American Food for the period May 1, 2000 through April 30, 2010, and be it

FURTHER RESOLVED, that in consideration of said concession rights granted to American Food, American Food shall pay the County 50% of the net profits American Food derives from concession stand operations at the Arena and Forum during all events, 20% of the gross receipts American derives from catering services at the Arena and Forum, and 50% of all miscellaneous income American Food receives from operations at the Arena and Forum, including souvenir sales, and be it

FURTHER RESOLVED, that during the term of this agreement, American Food shall be responsible for upgrading and maintaining all equipment necessary for providing said concession services at the sole expense of American Food, and be it

FURTHER RESOLVED, that the payments received as hereinabove authorized shall be credited to budget line 655027.0160.306000 (Arena Concessions) and 650010.0160.101000 (Forum Concessions), 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.

Mr. Pasquale made a motion to table the resolution to a date uncertain, seconded by Mr. Howard. **Motion to table to a date uncertain carried**, Ayes-17, Nays-0, Absent-2 (Hudak, Kavulich).

Mr. Burger made a motion to adjourn, seconded by Mr. Brunza. **Motion to adjourn carried**, Ayes-17, Nays-0, Absent-2 (Hudak, Kavulich). The meeting was adjourned at 4:19 p.m.