
**BROOME COUNTY LEGISLATURE
SPECIAL SESSION
MONDAY, JUNE 16, 2003**

The Legislature convened at 5:04 p.m. 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-16, Absent-3 (Kuzel, Pasquale, Whalen).

The Chair, Mr. Schofield, led the members of the Legislature in the Pledge of Allegiance to the Flag.

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 234

By Finance Committee

Seconded by Mr. Lindsey

RESOLUTION AUTHORIZING A HOME RULE REQUEST REGARDING AN AMENDMENT TO COUNTY LAW SECTION 308-A TO PROVIDE FOR A BROOME COUNTY WIRELESS SURCHARGE

WHEREAS, this Legislature previously adopted Resolution 177 of 2003 requesting the New York State Legislature adopt an amendment to County Law Section 308-a to provide that the Broome County Legislature may establish a County of Broome wireless surcharge in an amount not to exceed 30 cents per month on each wireless communication device in connection with wireless communication service provided customers whose place of primary use is within Broome County, and

WHEREAS, Assembly Bill A8633-A and Senate Bill S5244-A have been introduced into the New York State Assembly and Senate, respectively, to amend County Law Section 308-a to provide that the Broome County Legislature may establish a County of Broome wireless surcharge in an amount not to exceed 30 cents per month on each wireless communication device in connection with wireless communication service provided customers whose place of primary use is within Broome County, and

WHEREAS, pursuant to Article IX of the Constitution of the State of New York, it is necessary for this Legislature to enact a Home Rule Request for the purpose of said legislation, now, therefore, be it

RESOLVED, that this County Legislature hereby urges and approves the adoption and passage of said Assembly Bill A8633-A and Senate Bill S5244-A entitled "An Act to Amend the County Law in relation to authorizing Wireless Communications Service Surcharges in the County of Broome" and hereby declares that a necessity exists for the passage of such bill and that the local Legislative Body of the County of Broome does not have the power to enact such legislation by local law, and be it

FURTHER RESOLVED, that a Home Rule Request be submitted to the Senate and Assembly of the New York State Legislature indicating the necessity exists for the enactment of said legislation.

Carried, Ayes-15, Nays-1 (Brunza), Absent-3 (Kuzel, Pasquale, Whalen).

Mr. Wike made a motion to adjourn, seconded by Mr. Howard. **Motion to adjourn carried** Ayes-16, Nays-0, Absent-3 (Kuzel, Pasquale, Whalen). The meeting was adjourned at 5:07 p.m.

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