

**STEBEN COUNTY ADMINISTRATION COMMITTEE**

**Special Meeting**

Monday, June 26, 2023

9:45 a.m.

Legislative Chambers, 3<sup>rd</sup> Floor, Annex Building  
Bath, New York

**\*\*MINUTES\*\***

<b>COMMITTEE:</b>	Brian C. Schu, Chair Gary D. Swackhamer	Robert V. Nichols, Vice Chair	Kelly H. Fitzpatrick
<b>STAFF:</b>	Jack K. Wheeler Brenda Scotchmer Eric Rose	Christopher Brewer Jennifer Galvan	Jennifer Prossick Tammy Hurd-Harvey
<b>LEGISLATORS:</b>	Scott J. Van Etten Jeffrey P. Horton Wendy Lozo Aaron I. Mullen Paul E. Van Caeselele	Carol A. Ferratella James Kuhl Steven P. Maio Nicholas D. Pelham	K. Michael Hanna Hilda T. Lando John V. Malter Frederick G. Potter
<b>ABSENT:</b>	Hilda T. Lando		

*Secretary's Note: Hilda Lando attended via Zoom, however, not under the extraordinary circumstance exemption.*

**I. CALL TO ORDER**

Mr. Schu called the meeting to order at 9:45 a.m.

**II. GENERAL BUSINESS**

A. Law Department

1. **Western Regional Off-Track Betting** – Ms. Prossick stated this is relative to Resolution #10 which is on your agenda for this morning's Legislative Meeting. The State Legislature passed legislation relative to Western Region Off-Tracking Betting which takes away from your representation. Previously there was equal voting representation. Now the Legislature did this based on population and Steuben County has lost weight of vote. The process in which the State took action is in question. Mr. Wheeler commented that Genesee County passed a similar resolution. Ms. Prossick stated it would make sense if all of the parties joined together in this action.

**MOTION: AUTHORIZING THE STEUBEN COUNTY ATTORNEY TO INVESTIGATE, ENGAGE COUNSEL, AND COMMENCE ANY AND ALL LITIGATION TO ENJOIN IMPLEMENTATION AND ENFORCEMENT OF THE 2023 MODIFICATION AND AMENDMENT OF §502 OF THE NYS RACING PARI-MUTUAL WAGERING & BREEDING LAW MADE BY MR. SWACKHAMER. SECONDED BY MR. NICHOLS.**

Mr. Malter asked will this affect the total amount of income that is received by the County? Ms. Prossick replied no. This will only affect the vote. With this legislation, the cities have a lot more power now. Mr. Van Etten commented his only concern is that he would like to put a cap on the participation in the lawsuit. I don't think this will change. Ms. Prossick commented she does not anticipate this will be a long litigation as we are contesting the process the State followed. This should move rather quickly and should be a relatively inexpensive lawsuit.

**VOTE ON PREVIOUS MOTION: ALL BEING IN FAVOR. MOTION CARRIES 4-0. Resolution Required.**

**MOTION: TO ADJOURN MADE BY MS. FITZPATRICK. SECONDED BY MR. NICHOLS. ALL BEING IN FAVOR. MOTION CARRIES 4-0.**

Respectfully Submitted by

Amanda L. Chapman  
Deputy Clerk  
Steuben County Legislature