


<p>Agenda</p> 	<p style="text-align: center;">TIOGA COUNTY LEGISLATURE</p> <p style="text-align: right;">2/13/2018 12: 00 PM EDWARD D. HUBBARD AUDITORIUM RONALD E. DOUGHERTY COUNTY OFFICE BUILDING 56 Main Street Owego NY 13827</p>	
<p>Meeting called by:</p>	<p>Chair Martha Sauerbrey</p>	
<p>Type of meeting:</p>	<p>2nd Regular</p>	
<p>Attendees:</p>	<p>Legislator Hollenbeck Legislator Huttleston Legislator Monell Legislator Mullen Legislator Roberts Chair/Legislator Sauerbrey Legislator Standinger Legislator Sullivan Legislator Weston</p>	
<p>Agenda topics</p>		
<p>Invocation Pledge of Allegiance Employee of 4th Quarter 2017 Employee of year 2017 Proclamation (1) Privilege of the Floor Approval of Minutes Petitions, Communications & Notices Appointments/Reappointments</p>	<p>Legislator Roberts Legislator Roberts Brittany Woodburn, Economic Development Roy Schreiner, Sheriff's Office Heart Health Month January 2 and 16, 2018</p>	

Reports Standing/Special Committees		
RESOLUTIONS:	<ol style="list-style-type: none">1. Reappoint Member to the Tioga County Board of Health Public Health2. Appoint Member to the Tioga County Agricultural and Farmland Protection Board3. Reappoint Member Board of Ethics4. Reappoint Member Board of Ethics5. Resolution Appointing New Member to Community Services Board6. Set Public Hearing for 2018 Annual Agricultural District Inclusions7. Appropriation of Funds and Amend 2018 Budget Public Health8. Appropriation of Funds and Amend 2018 Budget Public Health9. Accept Community Development Block Grant and Appropriation of Funds and Amend 2018 Budget Public Health10. Accept Appalachian Regional Commission Award and Appropriation of Funds and Amend 2018 Budget Public Health11. Authorize Acceptance of a 2017 NYS Legislative Grant (LG17-1393-D00), Appropriate Funds and Amend 2018 Budget12. Reestablish Prior Year 2017 Preventive Maintenance Bridge Program for 2018 Budget13. Authorizing the implementation and funding in the first instance 100% of the Federal Aid and State "Marchiselli" program-aid eligible costs of a transportation Federal-Aid Project and appropriating funds14. Apply for Indigent Legal Services Grant15. Erroneous Assessment Town of Barton16. Erroneous Assessment Town of Tioga17. Erroneous Assessment Town of Owego18. Erroneous Assessment Town of Owego19. Erroneous Assessment Town of Owego20. Award Contract Hazard Mitigation Plan21. Authorization to Renew the Agreement with Taylor Garbage to accept household electronic waste from Tioga County residents22. Authorize Mental Hygiene to establish a Legal Agreement	

	<p>with New York State Department of Health</p> <ol style="list-style-type: none">23. Calling on the Office of Alcoholism and Substance Abuse Services and the Governor of the State of New York to provide State Funding to support the treatment and transition services to individuals with substance use disorders (SUD) who are incarcerated in county jails24. Deferred Compensation Extension Agreement25. Abolish Positions Public Health26. Salary Adjustment for new full-time Deputy Sheriff Sheriff's Office27. Abolish and Create Classifications Department of Public Works28. Standard Work Day and Reporting Resolution29. Resolution to Declare Work Day Status for Elected and Appointed Officials (Economic Development and Planning)
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**County of Tioga
EXECUTIVE PROCLAMATION**

WHEREAS: Heart disease is the nation's number one and most expensive cause of death and is credited for 1 in 3 deaths in Tioga County; and

WHEREAS: Without intervention heart disease rates will increase and the American Heart Association estimates 40% of Americans will have cardiovascular disease by 2030; and

WHEREAS: Almost 50% of Americans have at least one risk factor for heart disease which includes high blood pressure, high cholesterol, smoking, diabetes, being overweight, poor diet, physical inactivity and excessive alcohol use; and

WHEREAS: Tioga County Public Health promotes preventing heart disease by eating smart, adding color in your diet with fruits and vegetables, move more and be well by managing stress; therefore be it

RESOLVED: That the TIOGA COUNTY LEGISLATURE does hereby proclaim the month of February 2018 as

HEART HEALTH MONTH

and encourages all residents to consider lifestyle changes that can reduce the risk of heart disease.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. -18 RE-APPOINT MEMBER TO THE TIOGA
COUNTY BOARD OF HEALTH
PUBLIC HEALTH

WHEREAS: Section 344 of the Public Health Law requires that members of the Board of Health shall serve six (6) year staggered terms; and

WHEREAS: The appointed term for William H. Standinger III on the Board of Health expired 12/31/17; and

WHEREAS: Legislative representatives on the Board of Health serve only the length of their elected term; and

WHEREAS: William Standinger has agreed to serve for another term; therefore be it

RESOLVED: That William Standinger be re-appointed to the Tioga County Board of Health for a term of 1/1/2018 – 12/31/21.

REFERRED TO: AGRICULTURE COMMITTEE

RESOLUTION NO. -18 APPOINT MEMBER TO THE TIOGA COUNTY
AGRICULTURAL AND FARMLAND
PROTECTION BOARD

WHEREAS: The Agricultural & Farmland Protection Board member serving in the Agri-Business position, Gary Phelps, declined to serve again at the expiration of his term on 12/31/2017; and

WHEREAS: The Agricultural and Farmland Protection Board is desirous of filling this position and has found Howard Visscher of Visscher Auction and Realty willing to serve in this position; therefore be it:

RESOLVED: That the Tioga County Legislature hereby appoints Howard Visscher to the Agricultural and Farmland Protection Board in the Agri-Business position, replacing Gary Phelps, for a term of 2/13/2018 to 12/31/2021.

REFERRED TO: LEGISLATIVE WORK SESSION

RESOLUTION NO. -18 REAPPOINT MEMBER
BOARD OF ETHICS

WHEREAS: Craig Jochum's term on the Board of Ethics expires March 31, 2018; and

WHEREAS: Mr. Jochum has agreed to serve a second term on the Board of Ethics; therefore be it

RESOLVED: That Craig Jochum is hereby reappointed to the Board of Ethics for a term commencing April 1, 2018 and ending March 31, 2021.

REFERRED TO: LEGISLATIVE WORK SESSION

RESOLUTION NO. -18 REAPPOINT MEMBER
BOARD OF ETHICS

WHEREAS: Stuart Yetter's term on the Board of Ethics expires March 31, 2018; and

WHEREAS: Mr. Yetter has agreed to serve a second term on the Board of Ethics; therefore be it

RESOLVED: That Stuart Yetter is hereby reappointed to the Board of Ethics for a term commencing April 1, 2018 and ending March 31, 2021.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
RESOLUTION NO. -18 RESOLUTION APPOINTING
NEW MEMBER TO COMMUNITY
SERVICES BOARD

WHEREAS: John Holton, Sr. has agreed to become a new member; and

WHEREAS: The Community Services Board has recommended John's appointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That John Holton, Sr. be appointed a new member to the Community Services Board, for term starting April 1, 2018 and ending March 31, 2022.

REFERRED TO:

ED&P COMMITTEE
AG COMMITTEE

RESOLUTION NO. -18

SET PUBLIC HEARING FOR 2018
ANNUAL AGRICULTURAL DISTRICT
INCLUSIONS

WHEREAS: The Tioga County Legislature, as per resolution 296-03 designated January 2nd through January 31st as the official annual enrollment period for inclusion of viable agricultural properties in agricultural districts as required by §303-B of the NYS Agricultural and Markets Law 25-AA; and

WHEREAS: Tioga County Planning has received requests for inclusion of land in agricultural districts and said law requires that the Tioga County Legislature hold a public hearing before making a decision on inclusion of lands; therefore be it:

RESOLVED: That the Tioga County Legislature will hold a public hearing on requests of inclusion of viable agricultural land in agricultural districts received within the designated time period in 2018 on March 8th, 2018 at 1:00 PM in the Legislative Conference Room of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, NY.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -18 APPROPRIATION OF FUNDS AND
AMEND 2018 BUDGET
PUBLIC HEALTH

WHEREAS: New York State Child Passenger Safety Program funding has been awarded to the Tioga County Public Health Department; and

WHEREAS: The funding is specifically designated for the purchase of program deliverables; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That the 2018 budget be amended and funding be appropriated as follows:

From: A4053 434011 State Aid	\$ 5,000
To: A4053 540640 Supplies	\$ 5,000

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -18 APPROPRIATION OF FUNDS AND
AMEND 2018 BUDGET
PUBLIC HEALTH

WHEREAS: Tioga County Public Health has been awarded additional grant funding from the New York State Department of Health: and

WHEREAS: The funding is designated for the purchase of approved program related deliverables; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That the 2018 budget be amended and funding be appropriated as follows:

From: A4011 434010 State Aid	\$ 2,694
To: A4011 540640 Supplies	\$ 2,694

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -18 ACCEPT COMMUNITY DEVELOPMENT
BLOCK GRANT AND APPROPRIATION OF
FUNDS AND AMEND 2018 BUDGET
PUBLIC HEALTH

WHEREAS: Tioga County has been awarded funding from New York Housing Trust Fund in the form of a Community Development Block Grant; and

WHEREAS: The funding is specifically designated for the acquisition of a mobile dental vehicle; and

WHEREAS: Acceptance of the award requires Legislative approval; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That Tioga County accepts the award from the Community Development Block Grant; and be it further

RESOLVED: That the 2018 budget be amended and funding be appropriated as follows:

From:		
	H4064 444011 Federal Aid: Dental Services	\$300,000
To:		
	H4064 520130 Dental Services: Equipment (not car)	\$300,000

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -18 ACCEPT APPALACHIAN REGIONAL
COMMISSION AWARD AND
APPROPRIATION OF FUNDS AND AMEND
2018 BUDGET
PUBLIC HEALTH

WHEREAS: Tioga County has been awarded funding from the Appalachian Regional Commission; and

WHEREAS: The funding is specifically designated for the acquisition of a mobile dental vehicle; and

WHEREAS: Acceptance of the award requires Legislative approval; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That Tioga County accepts the award from the Appalachian Regional Commission; and be it further

RESOLVED: That the 2018 budget be amended and funding be appropriated as follows:

From:
H4064 444011 Federal Aid: Dental Services \$150,000

To:
H4064 520130 Dental Services: Equipment (not car) \$150,000

REFERRED TO:

PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -18

AUTHORIZE ACCEPTANCE OF A
2017 NYS LEGISLATIVE GRANT
(LG17-1393-D00), APPROPRIATE
FUNDS AND AMEND 2018
BUDGET

WHEREAS: The Sheriff applied and was awarded a NYS Legislative Grant (LG17-1393-D00) in the amount of \$20,000; and

WHEREAS: This funding must be utilized to procure a new police vehicle to be utilized in transporting prisoners and inmates; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the acceptance of this award; and be it further

RESOLVED: That the 2018 budget be modified and funds be appropriated to the following accounts:

Expense Account: H3110.521060 Sheriff - Car/Truck

Revenue Account: H3110.433952 Sheriff -State Aid

REFERRED TO:

FINANCE COMMITTEE
PUBLIC WORKS COMMITTEE

RESOLUTION NO. -18

RE-ESTABLISH PRIOR YEAR 2017
PREVENTIVE MAINTENANCE BRIDGE
PROGRAM FOR 2018 BUDGET

WHEREAS: Prior Year Grants and Projects Fund need to be re-established for the remaining unspent balance as of year-end 2017 for purchase or completion in 2018; therefore be it

RESOLVED: That the following account and amounts are re-established and the 2018 budget is amended:

County Roads -Preventive Maintenance Bridge Amount to Re-Establish

D5110 540050	County Roads -Bridge Projects	\$248,397.00
D5110 445020	County Roads -Federal Aid	\$198,718.00
D5110 435020	County Roads -State Aid	\$ 30,000.00

And be it further

RESOLVED: That any applicable corresponding revenue sources or reserve account funds per prior Resolution shall also be re-established in the 2018 modified budget.

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. -18

AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS

WHEREAS: A project for the Tioga County Bridge Maintenance Program – Phase 3 - (FFY 17), PIN 9753.99 (the "Project") is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds for the Preliminary Engineering/Design Work and the Construction and Construction Supervision work and at 100% Local Funds for the Construction Inspection work; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering and Design work and the Construction and Construction Supervision and Inspection work;

NOW, THEREFORE, the Tioga County Legislature, duly convened does hereby

RESOLVED: That the Tioga County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED: That the Tioga County Legislature hereby authorize the County of Tioga to pay in the first instance 100% of the Federal and non-Federal share of the increased cost of the Preliminary Engineering/Design work and the cost of the Construction and Construction Supervision and Inspection work for the Project or portions thereof; and it is hereby further

RESOLVED: That the sum of \$288,397 is hereby appropriated from the Bridge Projects Account D5110 540050; and made available to cover the cost of participation in the above phase of the Project; and it is hereby further

RESOLVED: That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Tioga County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof, and it is hereby further

RESOLVED: That the Chair of the Tioga County Legislature be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tioga with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is hereby further

RESOLVED: That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is hereby further

RESOLVED: That this Resolution shall take effect immediately.

REFERRED TO:

FINANCE/LEGAL

RESOLUTION NO. -18

APPLY FOR INDIGENT LEGAL
SERVICES GRANT

WHEREAS: The New York State Office Of Indigent Legal Services has made available to Tioga County a three year, non-competitive grant totaling \$123,804.00 to improve the quality of Indigent legal services provided under Article 18-B of the County Law; and

WHEREAS: Tioga County realizes the importance of providing quality representation to indigent individuals; and

WHEREAS: The grant funds will be used:

1. To fully fund the position of Part-Time Paralegal plus Fringe for the Public Defender's Office.
2. To partially fund the positions listed below plus a portion of Fringe:
 1. Chief Public Defender
 2. Family Court Public Defender
 3. Part-time First Assistant Public Defender
 4. Part-time Second Assistant Public Defender
 5. Part-time Secretary for the Public Defender
3. To fund the on-line research tool for the Public Defender's Office.
4. To fund the annual support for the PD CMS system.
5. To partially fund Investigative, Expert Witness, Transcripts, Training, Books for the Public Defender's Office.

Therefore be it

RESOLVED: That the Assigned Counsel Administrator be authorized to submit the appropriate grant application for the purpose of securing this funding.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -18

ERRONEOUS ASSESSMENT
TOWN OF BARTON

WHEREAS: An application for Corrected Tax Roll for the year 2018 indicates that parcel #1763 in the Town of Barton assessed to Richard L Casterline & Donna Casterline on the 2018 tax roll of the Town of Barton is erroneous in that the incorrect veterans exemption 41131 was applied instead of the correct veterans exemption 41001; be it therefore

RESOLVED: That a refund be issued to Richard L Casterline & Donna Casterline by the Town of Barton Tax Collector as follows:

	Original Bill #234	Corrected Bill #234
County	315.47	0
Recycle	17.01	0
Town Wide	68.23	0
Barton Fire	77.74	77.74
Total	478.45	77.74

And be it further

RESOLVED: That the erroneous town tax of \$68.23 be charged back to the Town of Barton; and be it further

RESOLVED: That the erroneous solid waste tax of \$17.01 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$315.47 be charged to the proper account in the records of the County Treasurer.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -18

ERRONEOUS ASSESSMENT
TOWN OF TIOGA

WHEREAS: An application for Corrected Tax Roll for the year 2018 indicates that parcel #825 in the Town of Tioga assessed to Pebble Hill Mobile Home Park on the 2018 tax roll of the Town of Tioga is erroneous in that on January 9, 2018 Hon. Ferris D. Lebous, State of New York Supreme Court Justice, ordered a corrected assessed taxable value of \$40,000.00 for the apportioned parcel #825B. The apportioned parcel #825B belongs to Edengen 215, LLC; be it therefore

RESOLVED: That a refund be issued to "Hinman, Howard, & Kattell, LLP, as attorneys," and mailed to 80 Exchange Street, P.O. Box 5250, Binghamton, NY, 13905, by the Town of Tioga Tax Collector as follows:

	Original Bill #1397B	Corrected Bill #1397B
County	7,893.42	5,236.09
Recycle	425.57	282.31
Town Wide	3,105.47	2,060.01
Tioga Fire	1,011.31	670.85
Total	12,435.77	8,249.26

And be it further

RESOLVED: That the erroneous town tax of \$1,045.46 be charged back to the Town of Tioga; and be it further

RESOLVED: That the erroneous solid waste tax of \$143.26 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$2,657.33 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous fire tax of \$340.46 be charged back to the Tioga Fire.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -18

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2018 indicates that parcel #10541 in the Town of Owego assessed to Tioga Development Group-I, LLC on the 2018 tax roll of the Town of Owego is erroneous in that on January 23, 2018 Hon. Molly Reynolds Fitzgerald, Supreme Court Justice ordered a corrected assessed taxable value of \$575,000.00; be it therefore

RESOLVED: That a refund be issued to "Hinman, Howard, & Kattell, LLP, as attorneys," and mailed to 80 Exchange Street, P.O. Box 5250, Binghamton, NY, 13905, by the Owego Town Clerk as follows:

	Original Bill #8171	Corrected Bill #8171
County	6,176.49	4,647.49
Recycle	333.01	250.57
Town Wide	707.21	564.24
Part Town	1,947.34	1,553.68
Owego Fire	1,570.61	1,210.77
Utilities Re-levy	24.88	24.88
Total	10,759.54	8,251.63

And be it further

RESOLVED: That the erroneous town tax of \$536.63 be charged back to the Town of Owego; and be it further

RESOLVED: That the erroneous solid waste tax of \$82.44 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$1,529.00 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous fire tax of \$359.84 be charged back to the Owego Fire.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -18

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2017 indicates that parcel #10541 in the Town of Owego assessed to Tioga Development Group-I, LLC on the 2017 tax roll of the Town of Owego is erroneous in that on January 23, 2018 Hon. Molly Reynolds Fitzgerald, Supreme Court Justice ordered a corrected assessed taxable value of \$575,000.00; be it therefore

RESOLVED: That a refund be issued to "Hinman, Howard, & Kattell, LLP, as attorneys," and mailed to 80 Exchange Street, P.O. Box 5250, Binghamton, NY, 13905, by the Tioga County Treasurer as follows:

	Original Bill #8175	Corrected Bill #8175
County	6,031.20	4,507.49
Recycle	278.61	208.22
Town Wide	697.01	553.75
Part Town	1,874.73	1,489.41
Owego Fire	1,429.50	1,101.99
Utilities Re-levy	195.16	195.16
Total	10,506.21	8,056.02

And be it further

RESOLVED: That the erroneous town tax of \$528.58 be charged back to the Town of Owego; and be it further

RESOLVED: That the erroneous solid waste tax of \$70.39 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$1,523.71 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous fire tax of \$327.51 be charged back to the Owego Fire.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -18

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2016 indicates that parcel #10541 in the Town of Owego assessed to Tioga Development Group-I, LLC on the 2016 tax roll of the Town of Owego is erroneous in that on January 23, 2018 Hon. Molly Reynolds Fitzgerald, Supreme Court Justice ordered a corrected assessed taxable value of \$575,000.00; be it therefore

RESOLVED: That a refund be issued to "Hinman, Howard, & Kattell, LLP, as attorneys," and mailed to 80 Exchange Street, P.O. Box 5250, Binghamton, NY, 13905, by the Tioga County Treasurer as follows:

	Original Bill #8179	Corrected Bill #8179
County	5,974.57	4,465.17
Recycle	275.99	206.27
Town Wide	696.94	553.69
Part Town	1874.53	1489.25
Owego Fire	1290.40	994.76
Utilities Re-levy	188.20	188.20
Total	10,300.63	7,897.34

And be it further

RESOLVED: That the erroneous town tax of \$528.53 be charged back to the Town of Owego; and be it further

RESOLVED: That the erroneous solid waste tax of \$69.72 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$1,509.40 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous fire tax of \$295.64 be charged back to the Owego Fire.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -18 AWARD CONTRACT
HAZARD MITIGATION PLAN

WHEREAS: Tioga County's Multi-Jurisdictional Multi-Hazard Mitigation Plan expires on March 13, 2018; and

WHEREAS: FEMA requires that said document be updated every five years; and

WHEREAS: A Request for Proposal was issued to hire a consultant to prepare the plan and the Tioga County Hazard Mitigation Plan Steering Committee has met to review the four submissions received and has recommended that TetraTech be selected to prepare said plan at a cost of \$40,500; and

WHEREAS: There are sufficient funds in the amount of \$40,500 in account A3360.540140 HMP16 Hazardous Mitigation – Contracting Services; therefore be it

RESOLVED: That Tetrach is hereby selected to prepare Tioga County's Multi-Jurisdictional Multi-Hazard Mitigation Plan Update; the Chair of the County Legislature is authorized to execute a contract between Tioga County and TetraTech setting forth the rights and obligations of the parties consistent with the RFP and the proposal submitted by Tetrach upon review by the County Attorney.

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. -18

AUTHORIZATION TO RENEW THE
AGREEMENT WITH TAYLOR GARBAGE TO
ACCEPT HOUSEHOLD ELECTRONIC WASTE
FROM TIOGA COUNTY RESIDENTS

WHEREAS: In January of 2015, New York State banned consumers from disposing of certain types of electronic waste in landfills, waste-to-energy facilities, in the trash, or at curbside for trash pickup; and

WHEREAS: Due to this ban, Tioga County entered into an agreement with Taylor Garbage where Tioga County residents can drop off their electronic waste in February 2017; and

WHEREAS: The Department of Solid Waste paid for the recycling costs for household electronic waste brought to Taylor Garbage's transfer station located at 352 Glen Mary Drive, Owego, NY; and

WHEREAS: The said program was very successful collecting and disposing of over 68 tons of electronic waste and at a \$22,214.80 savings; therefore be it

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair or their designee to renew the said agreement for the years 2018-2020 upon its approval by the County Attorney.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
LEGAL COMMITTEE

RESOLUTION NO. -18 AUTHORIZE MENTAL HYGIENE TO ESTABLISH
A LEGAL AGREEMENT WITH NEW YORK
STATE DEPARTMENT OF HEALTH

WHEREAS: The purpose of a Data Use Agreement (DUA) is a means for Tioga County Mental Hygiene to request access to Medicaid Confidential Data (MCD); and

WHEREAS: New York State Department of Health has recognized the importance of the Local Government Unit (LGU) role and function in providing services; and

WHEREAS: Access to MCD is needed to effectively perform our LGU responsibilities to oversee and plan for the mental hygiene system; and

WHEREAS: Tioga County Mental Hygiene would like to establish a DUA with New York State Department of Health to access such information; therefore be it

RESOLVED: That the Tioga County Legislature authorizes Mental Hygiene to enter into a DUA agreement with New York State Department of Health subject to approval by the County Attorney.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. -18 CALLING ON THE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES AND THE GOVERNOR OF THE STATE OF NEW YORK TO PROVIDE STATE FUNDING TO SUPPORT THE TREATMENT AND TRANSITION SERVICES TO INDIVIDUALS WITH SUBSTANCE USE DISORDERS (SUD) WHO ARE INCARCERATED IN COUNTY JAILS,

WHEREAS: New York State is engaged in a significant effort to address the rising rate of substance use disorders, including the epidemic of opioid and heroin addiction and the increasing number of deaths due to overdose; and

WHEREAS: The State is taking aggressive steps to address the heroin/opioid epidemic, including the rapid expansion of community-based treatment and support services to create a continuum of care to support the individual and family in their recovery; and

WHEREAS: There remains a significant gap in the treatment and support continuum care being developed by the state and that is the local jail; and

WHEREAS: Individuals who suffer from SUD's frequently come into contact with the criminal justice system; and

WHEREAS: The link between offending and SUDs is well established, bringing significant numbers of individuals suffering from addiction into NYS jails. Alcohol and drugs are implicated in roughly eighty (80) percent of offenses, including domestic violence, DWIs, property offenses, drug offenses, and public-order offenses; and

WHEREAS: According to a report conducted by Policy Research Associates on behalf of the NYS Conference of Local Mental Hygiene Directors, County Sheriff's indicated that of the individuals detained in their jail on drug-related charges, sixty-eight (68) percent had been in their jail before; and

WHEREAS: Jail incarceration provides a unique opportunity to offer treatment supports during periods when people are clean and sober; and

WHEREAS: In NYS, the counties bear the overwhelming portion of the financial burden for supporting SUD services in jails, and it is an ever-increasing burden with substantial unmet need; and

WHEREAS: Fifty-one (51) percent of jails have no funding for substance use disorder treatment services despite strong evidence that these services reduce crime, save money, and save lives and fifty-three (53) percent of jails do not have the capacity to directly transition addicted inmates to community treatment programs upon re-entry; and

WHEREAS: A New England Journal of Medicine study found that in the first two weeks after release, former inmates with an opioid use disorder were 12.7 times more likely than other individuals to die of an overdose; and

WHEREAS: A comprehensive re-entry and transition plan is critically important to minimizing the possibility of drug use, overdose and recidivism and for those jails that do have some treatment services, those services are far outpaced by the escalating need for them; and

WHEREAS: The benefits of providing effective SUD services in the jail setting have proven significant where they occur. A handful of localities in New York State have supported a level of service through local funding and are reaping significant benefits; and

WHEREAS: Albany County the jail-based Sheriff's Heroin Addiction Recovery Program (SHARP) has seen The Albany County Sheriff's Heroin Addiction Recovery Program (SHARP) provides SUD treatment during incarceration and support services after release. The program has resulted in a 28% reduction in the recidivism rate; and

WHEREAS: New York State's own cost-benefit analysis of providing jail-based SUD treatment determined that taxpayers could realize a savings over time of \$2,170 per participant through reductions in recidivism costs which include local and state incarceration costs, community supervision costs, court and prosecutions costs and police/field law enforcement costs; and

WHEREAS: The same New York State analysis determined that SUD treatment in the jails would save \$676 per participant in costs incurred by victims which include medical expenses, mental health care, damage to personal property and lost earnings due to harm or injury; and

WHEREAS: A dedicated State funding stream to counties is desperately needed to provide SUD treatment services in the jails, including screening and assessment at entry, education and counseling services, peer support, medication assisted treatment and discharge planning to continue treatment post-incarceration; and

WHEREAS: Counties are requesting funding of \$12.8 million annually to the LGUs to address the existing gap in the SUD treatment continuum and support efforts to reduce the human cost of the heroin/opioid epidemic on New Yorkers, and reduce recidivism and victimization; now therefore be it

RESOLVED: That Tioga County calls on the Governor and the Office of Alcoholism and Substance Abuse Services to help combat the heroin and opioid epidemic save lives and reduce the rate of recidivism, by providing state funding for the treatment and transition of incarcerated individuals with substance use disorders in our county jails.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. -18 DEFERRED COMPENSATION EXTENSION
AGREEMENT

WHEREAS: Tioga County currently use the services of Nationwide Retirement Solutions to administer the deferred compensation program, 457 plan, available to all employees; and

WHEREAS: The contract with Nationwide Retirement Solutions expires on March 8, 2018; and

WHEREAS: The County has the option of renewing the contract for 2 one year periods; and

WHEREAS: All terms and provisions of the original contract will remain in full force and effect; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Legislative Chair to execute the necessary documents, subject to review by the County Attorney, to extend the services of Nationwide Retirement Solutions as our deferred compensation administrator for the period of March 8, 2018 through March 8, 2019.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. -18 ABOLISH POSITIONS
PUBLIC HEALTH

WHEREAS: Legislative approval is required for the abolishment of any position within Tioga County; and

WHEREAS: The Public Health Director has determined that the level of services performed by the Nurse Practitioner staff is no longer needed; therefore be it

RESOLVED: That two (2) part-time Nurse Practitioner positions (\$27.11 per hour) within the Public Health Department be abolished effective February 14, 2018; and be it further

RESOLVED: That due to the title's competitive classification under civil service, the two employees impacted by the lay-off shall be placed on a preferred eligible list; and be it further

RESOLVED: That the Public Health Department's authorized part-time headcount for 2018 shall be reduced from 9 to 7.

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. -18 SALARY ADJUSTMENT FOR NEW FULL-TIME
DEPUTY SHERIFF
SHERIFF'S OFFICE

WHEREAS: Tioga County Resolution 211-99 requires legislative approval for any appointments made above an established base salary amount; and

WHEREAS: On February 17, 2018, the Sheriff intends to fill a vacant, budgeted full-time Deputy Sheriff position with Brenda Kemp-Yaeger, who is both eligible for and willing to accept appointment from a duly certified civil service list; and

WHEREAS: Mrs. Kemp-Yaeger has been employed with the Tioga County Sheriff's Office as a full-time Correction Officer since January 2007; and

WHEREAS: The Sheriff received approval from the TCLEA to hire a new, full-time Deputy Sheriff with several years of related law enforcement experience at the 2018, 1 Year Rate or \$51,852; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the base salary for Brenda Kemp-Yaeger be set at \$51,852 effective February 17, 2018; and be it further

RESOLVED: That Mrs. Kemp-Yaeger shall be credited with 11 years of service for longevity pay according to the provisions of the TCLEA contract.

REFERRED TO:

PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. -18

ABOLISH AND CREATE CLASSIFICATIONS
DEPARTMENT OF PUBLIC WORKS

WHEREAS: Legislative approval is required to abolish and create any job title within Tioga County; and

WHEREAS: After conducting a review of the Materials Recovery Manager classification (Non-union salary) within Department of Public Works, the Personnel Officer has determined a need to retitle and amend said classification in order to more accurately reflect the nature of the work performed; therefore be it

RESOLVED: That for the purpose of retitling and amending a classification, the Tioga County Legislature authorizes the abolishment of the Materials Recovery Manager and authorizes the creation of Sustainability Manager within the same Non-union salary range as Materials Recovery Manager effective February 14, 2018; and be it further

RESOLVED: That the current incumbent, Ellen Pratt, shall retain her permanent competitive class status by being appointed from the appropriate civil service eligible list for Sustainability Manager.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. -18 STANDARD WORK DAY AND
REPORTING RESOLUTION

WHEREAS: The New York State Retirement System created new reporting regulations in 2009 that require establishment of terms and work hours for elected and appointed officials and a resolution stating such at the onset of each term; and

WHEREAS: If an employee's work load substantially increases or decreases at any time during their term/appointment, the employee should complete a new three month record of activities; therefore be it

RESOLVED: That the County of Tioga hereby establishes the following as standard work days for elected and appointed officials, and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by the following officials to the Clerk of this body;

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
Legislator	Martha Sauerbrey	6	1/1/16-12/31/18	N	25.20
Appointed Officials					
Youth Bureau Director	Maureen Hawley	7	1/1/16-12/31/18	N	6.10

I, Maureen L. Dougherty, Secretary/Clerk of the governing board of the County of Tioga, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the thirteenth day of February, 2018 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Tioga County Legislature on this thirteenth day of February, 2018.

Tioga County Legislative Clerk

Affidavit of Posting: I, Maureen L. Dougherty, being duly sworn, depose and say that the posting of the resolution began on February 13, 2018 and continued for at least 30 days. That the resolution was available to the public on the

- Employer's website at www.tiogacountyny.com
- Official sign board at Tioga County Legislative Office.
- Main Entrance Clerk's Office at _____

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. -18 RESOLUTION TO DECLARE
WORK DAY STATUS FOR
ELECTED AND APPOINTED
OFFICIALS (ECONOMIC
DEVELOPMENT AND
PLANNING)

WHEREAS: Resolution 206-09, 127-16, 230-17, and 30-18 established a standard work day for elected and appointed officials for New York State and Local Employees' Retirement System reporting purposes; and

WHEREAS: Resolution 317-17 created a new part-time Economic Development Specialist position; and

WHEREAS: A standard work day needs to be established for new positions; therefore be it

RESOLVED: That the Tioga County Legislature hereby establishes as a standard work day for this new position for the purpose of determining days worked reportable to the New York State and Local Employees' Retirement System as follows:

Appointed Officials

Five day work week, seven hour day: Economic Development Specialist