

*Second Regular Meeting
February 13, 2018*

The Second Regular Meeting of 2018 was held on February 13, 2018 and was called to order by the Chair at 12:00 P.M. Eight Legislative members were present, Legislator Weston being absent.

Chair Sauerbrey asked Legislator Roberts to have a moment of prayer. "God of power and might, wisdom and justice, through your authority is rightly administered, laws are enacted, and judgment is decreed. Assist with your spirit of counsel and fortitude the President and other Government leaders of these United States. May they always seek the ways of righteousness, justice and mercy. Grant that they may be enabled by your powerful protection to lead our County with honesty and integrity."

Legislator Roberts led all Legislators and those in attendance in the Pledge of Allegiance.

Steven Palinosky of the Employee Recognition Committee presented the Employee of the Quarter for 2017 and Employee of the year 2017. "Good afternoon ladies and gentlemen. Chair Sauerbrey, County Legislators, Director Tinney and Sheriff Howard, leaders, members, friends and family of the Tioga County Team, my name is Steve Palinosky. On behalf of the Tioga County Employee Recognition Committee it is my honor to present the award for the County Employee of the Quarter for the 4th quarter of 2017, and the award for the County Employee of the Year for 2017.

"Before we present these awards, I would like to take a moment to extend the Committee's sincere gratitude to the Legislature for the steadfast support you have shown for the Committee's work in recognizing our outstanding employees.

"First, we would like to recognize our Employee of the Quarter for the 4th quarter of 2017 - Brittany Woodburn, Economic Development Specialist with the Department of Economic Development and Planning. Brittany started her career with ED&P in December of 2015. Although she has only been with the County for two years, Brittany has already delivered a powerful impression. She was the lead on the Gateway Project on Front Street in Owego, where she provided excellent guidance and assistance to the developer, as well as skillful management of the intricacies of the funding programs. Brittany shows great attention to detail and is very organized and thorough in her work. She is well respected by her co-workers and a joy to have in the office because of her upbeat personality.

"Brittany and her husband Tom currently live in the Village of Owego; however they recently purchased a home just a little outside of the Village and are in the process of moving. They are looking forward to enjoying a bigger house and yard where a very active jumping two-year old and his best friend, Winnie the yellow lab, will have lots of room to run and play. Ladies and gentlemen, the Tioga County Employee of the Quarter for the 4th quarter of 2017, Brittany Woodburn."

"Leeann Tinney, Director of Economic Development & Planning spoke. "First I would like to say thank you for allowing me the opportunity to talk a little bit about Brittany Woodburn. Not only is she a wonderful teammate and a kind and compassionate person to work alongside of, but she has already in her short time with us made significant impacts toward our Economic Development mission. Our Department and all of Team Tioga are very pleased for Brittany to be acknowledged for her hard work and dedication to the residents of Tioga County. I could stand here and recite many superlatives about Brittany and her outstanding work, however I think it best to express the character of Brittany. We only need to understand how she came to be an employee of Tioga County.

"Let's step back about three years. At that time ED&P was looking for an Economic Development Specialist and we were fortunate enough to hire Bryant Myers. That was great, however Bryant was hired conditionally, that is with the understanding that he would have to take the next scheduled Civil Service exam for Economic Development Specialist and so long as he scored within the top of those who took the test he would be good to go and remain on as our hire. Therefore Bryant was hired and worked for a period of time before he actually tested. Bryant understood the requirement to maintain his position, but in talking with Linn she indicated that rarely were there any others who would choose voluntarily just to sign up and take the test, but he would, in fact, be testing against others if that were the case, but that only happened occasionally, not very often.

"Fast forward to test day, it is Saturday and Bryant is very nervous, especially because when he gets there he discovers there is somebody else there to take the test. Who says I think I will take my Saturday and test for a position that is not even technically open for hire, that would be Brittany. Britt you are not right, but this proactive approach speaks volumes about who you are. In the end Bryant maintained his position, Economic Development Specialist and that other person's information was stored away by Linn. Soon after however Bryant decided to make a move from our Department to the IDA. After we got over being mad about that a phone call to Linn and how do we start the process of filling the position again. Linn reminded me of that other

person who tested on that Saturday with Bryant, so we called Britt and that was clearly one of the very best phone calls that we have made.

"Clearly Brittany is constantly striving to improve herself, to learn and to grow. Her actions speak of her integrity, which I like to define as doing the right thing even when no one is looking. Britt took a positive action to improve herself even when there did not seem to be an immediate reward for doing so. Brittany's track record in her short time with us is impressive. Among her accomplishments most notably is the construction we now see taking place on Front Street. Brittany was able to facilitate the development of the Gateway building or as we call it amongst Team Tioga "The Woodburn Building" and thus accomplished something that nobody else has been able to do in over a decade. As we all watch the building being erected know that it is largely due to Britt's brilliance and researching and accessing funding sources, managing of timelines, data, regulations, and most importantly personalities. She learned a great deal on the Gateway Project including the sometimes minute difference between a flood plain and a flood way.

"Brittany also serves as our Project Database Manager, oversees our social media platform, creates much of our GIS mapping, is leading our Workforce Development initiative, responds to Economic Development leads, assists small businesses and serves on several boards and committees. As well she continues to learn and to educate herself. She was a recent graduate of the Leadership Tioga Program and is participating in the Institute for Advancement training currently offered by the County to encourage leadership development and advancement within county personnel. Brittany is well deserving of this honor, to be named Employee of the 4th Quarter and I eagerly anticipate her many more great achievements. Thank you Tommy and Dylan for sharing your wife and mommy with us and thank you Brittany for your dedication to Tioga County, excellence in your outstanding and exemplary personal integrity. Congratulations."

Brittany spoke. "I just want to say thank you to the Employee Recognition Committee and the Legislature as well for your support for this incredible recognition, it really means a lot to me. More specifically I just want to say thank you to my Team Tioga team members and my family too because without your support and your assistance, and your encouragement, it was just all of us together that made that happen. I am just really grateful to be a part of this Team and the County. Thank you."

Chair Sauerbrey spoke. "Because Dale is not here I feel like the Legislature should be represented in this action and I had the opportunity to sit in on some of Dale's responsibilities this summer when he was out, so I got to see a little bit more of economic development, how it works and that kind of thing, but

recently I had a meeting scheduled with Senator Akshar that Leeann and I were supposed to go to and it was really all about Economic Development, and because of a family situation Leeann was not able to go. I was very nervous because it was largely specifics about economic development, things that we wanted to tell the Senator about because they were critically important, so I said should I reschedule, Leeann says no do not do it. I wring my hands and I worry, and all of a sudden a light went off, Brittany, checked it out, sure enough Brittany joined me at a meeting with the Senator. Basically I threw her in the deep end and she swam, she took off, and I am very grateful because you had the data, the information, and you came right out of it and answered any questions and gave the specifics about issues that I have really no knowledge about. Thank you for that."

Steven Palinosky spoke. "From the Employee Recognition Committee, congratulations Brittany. Thank you for all of your efforts and best wishes for continued success."

Steven Palinosky spoke. "Now we would like to recognize our Employee of the Year for 2017 – Roy Schreiner, Corrections Officer with the Tioga County Sheriff's Office. Roy started his career with the Tioga County Sheriff's Office as a part-time Corrections Officer in 1987, while also working as a part-time police officer with the Owego Police Department. In 1997 he was hired as a full-time Corrections Officer. Roy is always kind and considerate when dealing with others. Along with his effective communication skills; he has a calm demeanor that helps diffuse most volatile situations, making him a valuable asset not only to the Sheriff's Office, but also to his supervisors and co-workers. Roy takes pride in his position as ATI Coordinator and on weekends he can be found supervising litter clean-up crews on one of the many roads throughout the County.

"Roy resides in Owego with his wife Liz and has two sons. He enjoys auto racing, hunting, four wheeling, and spending time with his family. Ladies and gentlemen, the Tioga County Employee of the Year for 2017, Roy Schreiner."

Legislator Dennis Mullen spoke. "This is the best part of this job, is when you get to come up and congratulate some of the great Tioga County employees and especially gratitude for me is because I get to quite often in the Public Safety Chair I get to thank some of my friends, my long time friends for many many years. I can tell you from my own personal experience that we are incredibly blessed to have Roy working for the County. I will leave the comments to the Sheriff when he comes up, but we have a tremendous ATI Program in this County and it is in no small part due to Roy's dedication to his job. The thousands, I dare say tens of thousands of hours that have been utilized for the ATI Program, which is Alternatives to Incarceration, where he oversees the garbage pickup, but that is not all these guys and gals do.

"Roy has a tremendous impact on their lives, tremendous. Every quarter we have an ATI meeting and we get a little synopsis of a success story and every one of the ATI success stories, almost every single one of them the person is interviewed and they all bring up Roy's impact that he has had on them personally and how they want to change their life around and they want to make him proud. That is the truth. We get a snowstorm, those guys are working. There are not too many flat tires on the road going to Weitsman's because Roy has them out there with a magnet picking up the scrap from Weitsman's. He finds something for them to do. Our Fire trucks are clean, thank Roy. The Community kitchens are clean, thank Roy. The food banks are clean and painted, thank Roy. The Boys and Girls Club painted, leaves raked, thank Roy and his crew. He has a tremendous success rate with the ATI Program and I can tell you, we always talk about money and how much we save money, these people are not in jail learning how to be better criminals and costing us tens of thousands of dollars, and I can tell you at the end of your life all of us have to say have you made a difference, Roy does not have to worry about that. He has made a difference to everybody in his life sitting in this room and thousands of people that he has affected over the last 20+ years. Congratulations my friend. This is well deserved."

Sheriff Gary Howard spoke. "Just a couple of things. One, everybody knows and has heard what Roy has done with the ATI Program, which is unbelievable if you drive down the highway and see the bags of garbage along the road, you know Roy and his crew had been out. Everybody knows Roy about the ATI Program, but I want to give you a little insight of how we know Roy and what he does for the Sheriff's Office internally.

"Roy is a Firearms Instructor, he is an Emergency Vehicle Operation Course Instructor, he is a Basic Life Support CPR Instructor certified by the American Health Association, he is a Municipal Police General Topics Instructor, he is a Field Training Officer, he attended the Basic Corrections Course and certified. He also went to Corning Police Academy, he is also a Certified Police Officer. Those are just some of the things in our office that really you do not know about, but it is Roy. We have a phrase in our office, if something comes up and we need something done, we will sit around and go "what is Roy doing today?". That is the truth. Let's see if we can get Roy down here and take a look at this. He also handles our fixed assets. He is the quarter master for our whole Department to include our bullet proof vests and does all that, and up and beyond that he is a member of the Fire Department and past Assistant Chief of the Fire Department. I do not know if he ever goes home.

"I went through his file, he was Employee of the Second Quarter for 2007 and when I was in there, there is no less than 27 letters thanking from the

community, from non-profit organizations for the work he has done and I did not count the cards that are in there because I said 27 is enough. He has received several awards from the Sheriff's Office, one being a lifesaving award where we had a Dispatcher have a heart attack and Roy performed CPR and kept him alive until he got to the hospital. The flood of 2011 I cannot say enough of what Roy did during that time in which he received a Unit Citation. There was another Unit Citation as you can see, this is his bullet proof vest, his awards. I cannot say enough about everything that he has done for the Sheriff's Office internally. What you really know of him is the ATI Program. It is just a small part of what he does and that is huge for the community. I think Tioga County should be very happy to have Roy as an employee. The Sheriff's Office is very lucky and I am very proud."

Roy Schreiner spoke. "I really really am honored to receive this extension of what has made me today based on how I was taught and this is just a great honor. Through the years I have just surrounded myself with a lot of really good people and important people that have made me who I am today and I have been inspired by a lot of people through my career. I love Tioga County and I love my family. Thank you."

Steven Palinosky spoke. "Once more from the Employee Recognition Committee, congratulations Roy. Thank you for all of your efforts and our best wishes for continued success. Thank you all."

Chair Sauerbrey noted the following Proclamation on Heart Health Month.

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.

There was no privilege of the floor.

Legislator Roberts made a motion to approve the minutes of January 2 and 16, 2018, seconded by Legislator Mullen, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 31-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: AGRICULTURE COMMITTEE

RESOLUTION NO. 32-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Mullen.

REFERRED TO: LEGISLATIVE WORK SESSION

RESOLUTION NO. 33-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGISLATIVE WORK SESSION

RESOLUTION NO. 34-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 35-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE
AG COMMITTEE

RESOLUTION NO. 36-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 37-18 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 |

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 38-18 *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 |

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 39-18 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

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 40-18

*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

Legislator Standinger spoke. "I think the Health Department has been very proactive in the dental van and this grant and the prior resolution grant will provide funds to secure a mobile unit to provide those services to the outlying areas in Tioga County, which is a good thing in my mind."

Legislator Mullen spoke. "I just want to second Legislator Standinger's comments. It is tremendous work and is a very much needed update, good work on that."

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 41-18 *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

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE COMMITTEE
PUBLIC WORKS COMMITTEE

RESOLUTION NO. 42-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 43-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

FINANCE/LEGAL

RESOLUTION NO. 44-18

*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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Mullen.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 45-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE COMMITTEE
 RESOLUTION NO. 46-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 47-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 48-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 49-18

*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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Mullen moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 50-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 51-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
LEGAL COMMITTEE

RESOLUTION NO. 52-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 53-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 54-18 *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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 55-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Mullen moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 56-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 57-18 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.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 58-18 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 _____

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Mullen.

REFERRED TO:

PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 59-18

*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

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

Legislator Monell made a motion to have the following late-filed resolution considered, seconded by Legislator Sullivan and carried.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Mullen.

REFERRED TO: FINANCE/LEGAL COMMITTEE
PERSONNEL COMMITTEE
PUBLIC WORKS COMMITTEE

RESOLUTION NO. 60-18 AMEND EMPLOYEE HANDBOOK

WHEREAS: Several sections of the Employee Handbook need to be amended; and

WHEREAS: The Legislature is desirous of amending the Employee Handbook; therefore be it

RESOLVED: That the Employee Handbook shall be amended as follows:

1. Section II – Ethics Rules (formerly Policy #26) amend Section IV. Disclosure of Interest, paragraph C to state the following:

“C. The list of positions required to provide a financial disclosure shall be known as Schedule A and will be posted on the County’s Intranet under “Employee Handbook – EH Forms”. Said list may be amended from time to time by the “Chief Elected Official” in accordance with Article 18 of the New York State General Municipal Law to reflect current County staffing positions.”

2. Section IX – Building and Vehicle Procedures c. Assignment and use of County vehicles (formerly Policy #39) amend Section IX Accident Reporting to state the following :

- “A. The police must be notified for all accidents involving County vehicles, regardless of severity or fault, excepting very minor accidents of Public Works vehicles which involve only damage to a vehicle of less than \$1000 and which occurred entirely on County property. When reporting an accident, obtain the name of the investigating officer and the report number.
- B. Employees are also to report the nature and extent of all vehicle accidents to their direct supervisor and Department Head. Such information shall also be reported to the County Law Department and County Mechanic as shall all vehicle accidents involving Department Heads and elected officials. An Incident Claim, which can be obtained on the Tioga County Intranet under County Attorney Forms, must be filed with the Tioga County Attorney’s Office as soon as possible, but no later than the close of the next business day.
- C. In accordance with New York state law, accidents involving damage over \$1000 to the property of any one person, personal injury, or a fatality must be reported to the police and an MV104 form must be filed with the Department of Motor Vehicles. The MV104 form can be found on the County’s Intranet “Employee Handbook-EH Forms” or under Forms on the County Intranet, or obtained and/or filled out on the DMV website at <https://www.dmv.org/ny-new-york/forms.php>. It is the responsibility of the employee involved in the accident to file this form with the Department of Motor Vehicles.”

3. Section IV - Personnel Rules a. Positions/Leave Time/ Vacancies (formerly policy #1) amend Section V Leave Time paragraph E is hereby deleted and paragraph C is hereby amended to state the following:

"In accordance with Section 159-b of the Civil Service Law (amended as of March 18, 2018, all County employees (male, female, full-time, temporary or permanent) are allowed up to four (4) hours of paid leave time per calendar year annually for cancer screening(s). Leave for cancer screening(s) is not cumulative and expires at the close of business on the last day of each calendar year. Travel time to and from the screening(s) is included in the four hours. Absence beyond the four hours must be charged to other leave time. Employees who undergo the screening(s) outside their regular work schedule do so on their own time. Employees are not granted compensatory time off for cancer screening(s) that occur on days off or holidays. Employees are required to provide satisfactory medical documentation that their absence was for the purpose of screening for cancer. The documentation should be attached to the employee's time sheet or presented to the Department Head."

And be it further

RESOLVED: That the remainder of the Employee Handbook is in full force and effect.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Hollenbeck, Huttleston, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislator Weston.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:35 P.M.