

# Office of the County Attorney

Ronald E. Dougherty County Office Building 56 Main Street Owego, NY 13827

Peter J. DeWind County Attorney ☎ 607 687 8253 📠 607 223 7003 🌐 [www.TiogaCountyNY.com](http://www.TiogaCountyNY.com)



## FINANCE, LEGAL & SAFETY COMMITTEE

September 16, 2025

10:30 A.M.

- APPROVAL OF MINUTES: August 12, 2025
- FINANCIAL
  - Safety
  - Law
- OLD BUSINESS
  - Litigation and Claims
- NEW BUSINESS
  - NARCAN training for DPW
  - ADA Survey/Remediation 56 Main Street
- PERSONNEL
  - Safety Officer vacation: September 22 to October 1, 2025
  - 3<sup>rd</sup> Assistant County Attorney vacancy
  - Assistant Public Defender vacancy
  - Case Manager (Public Defender's Office) vacancy
- RESOLUTIONS
  - AUTHORIZING AND APPROVING A SETTLEMENT AGREEMENT WITH ALVOGEN, INC., AMNEAL PHARMACEUTICALS, INC., APOTEX INC., HIKMA PHARMACEUTICALS USA INC., INDIVIOR INC., MYLAN PHARMACEUTICALS INC., SUN PHARMACEUTICAL INDUSTRIES, INC., AND ZYDUS PHARMACEUTICALS (USA), INC. CONCERNING CLAIMS RELATED TO THE OPIOID CRISIS
  - AUTHORIZING AND APPROVING PARTICIPATION IN THE PURDUE DIRECT SETTLEMENT AND DIRECT SETTLEMENT SHARING AGREEMENT CONCERNING CLAIMS RELATED TO THE OPIOID CRISIS
- PROCLAMATIONS
  - N/A

- EXECUTIVE SESSION
- ADJOURNMENT

**DRAFT**

TIOGA COUNTY, NEW YORK

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### FINANCE, LEGAL & SAFETY COMMITTEE

August 12, 2025

10:30 A.M.

#### ATTENDANCE:

Legislators: Chair Sauerbrey, Roberts, Standinger, Brown, Bunce, Aronstam, Ciotoli, Monell

Staff: Legislative Clerk Haskell, County Attorney DeWind, Treasurer McFadden, Safety Officer Holbrook, Personnel Officer Parke, Chief Accountant Schurter, County Administrator Bailey, Public Defender Cline, Deputy Treasurer Chandler, District Attorney Martin, ILS Administrator Graven, Public Defender Cline, Assistant Public Defender Arcesi

Guests: N/A

- **APPROVAL OF MINUTES:**

- Legislator Monell asked for a motion to approve July 15, 2025, minutes. Legislator Ciotoli made the motion seconded by Legislator Brown and was unanimously carried.

- **FINANCIAL:**

- Legal and Safety: Legal and Safety's budgets are tracking well.

- **OLD BUSINESS:**

- Litigation and Claims: There is one more large trial scheduled for the District Attorney's Office in September, but it could be adjourned to next year. There will need to be a carryover of funds into 2026 for legal fee costs associated with costs for appeals. There is one new claim that will be sent to NYMIR and will be treated as a civil claim. NYMIR continues to work to settle upcoming litigation.
- NYMIR Walkthrough: The walk-through went well with no recommendations.

- **NEW BUSINESS:**

- Budget:

- Public Defender: The budget is zero based as most of running expenses are covered by ILS grants,
- District Attorney: Money will need be moved from Postage to Printing due to an increase in printing costs. The budget is zero based.
- ILS: The only change will be an increase in the assigned counsel fund due to assigned counsel rates increasing for 18B Panel. Due to the state only reimbursing twenty-five percent (25%) of counsel rates there will need to be an increase of this budget line at county-share. The remainder of the budget is zero-based. ILS will need a carryover of legal fees associated with the District Attorney's trials.
- Safety: The budget is zero-based with the exception of the monies used for security. This cost will become a County-share in 2026.
- Legal: The budget is zero-based as funds were moved around to cover expenses for 2026.
- There is a Federal Law which allows current and retired law enforcement to carry a firearm in public buildings. Security protocols will be addressed to ensure compliance with the law's requirements for those entering public county buildings.
- Nepotism Policy: The County does not currently have a policy that covers supervision of family members. The current Ethics Policy only covers spouses and children in the home. County Attorney DeWind will craft a policy for legislative review.
- Training Compliance: Ms. Holbrook stated at this point there is no recourse for employees who do not complete mandated training(s). Employees who do not complete defensive driving training, as per county policy, will be removed from the approved drivers list and will not be allowed to drive a county vehicle or claim mileage reimbursement.
- PERSONNEL:
  - 3<sup>rd</sup> Assistant County Attorney: This position remains open with no applications received or any interest.
  - P/T Case Manger (ILS and PD): These positions remain open with no applications received or any interest.

# DRAFT

- Secretary to the Public Defender: Public Defender Cline has received multiple applications for this position and has submitted a resolution for the hiring of an employee currently working in his Family Court office.
- 3<sup>rd</sup> Assistant District Attorney: District Attorney Martin has recruited a suitable candidate with ties to the area. A late-file resolution has been submitted for the hiring of this person.
- RESOLUTIONS: EXECUTE ADDENDUM TO LEASE AND EASEMENT AGREEMENT OF PROPERTY LOCATED AT PROSPECT HILL ROAD, WAVERLY, NEW YORK TO MAINTAIN AN ACCESS ROAD FOR THE RADIO TOWER PROJECT; AMEND EMPLOYEE HANDBOOK: SECTION IV. PERSONNEL RULES; SUBSECTION q. TIOGA COUNTY SEXUAL HARASSMENT PREVENTION POLICY; APPOINT SECRETARY TO THE PUBLIC DEFENDER PUBLIC DEFENDERS' OFFICE; AMEND EMPLOYEE HANDBOOK; SECTION IX. SAFETY RULES, SUBSECTION WORKPLACE VIOLENCE PREVENTION PROGRAM POLICY AND DISCRIMINATORY HARASSMENT POLICY were moved into full Legislative Session without further questions.
- PROCLAMATIONS
  - N/A
- EXECUTIVE SESSION
  - County Attorney DeWind asked for a motion to enter into Executive Session to discuss a personnel matter. Legislator Brown made the motion and was seconded by Legislator Roberts at 11:41 A.M. At 11:55 A.M. Legislator Monell made a motion to exit Executive Session and was seconded by Legislator Ciotoli.
- ADJOURNMENT:
  - Legislator Monell adjourned the Legal & Safety Committee at 11: 57 A.M.

Respectfully submitted,

*Christine Freyvogel*

Paralegal to the County Attorney



# Tioga County, New York

## **Tioga County** **2025 SAFETY BUDGET REPORT**

FOR 2025 12

	ORIGINAL APPROP	TRANSFRS/ ADJUSTMENTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
<b>CI Liability Insurance Fund</b>							
<b>CI8042 504 Coordinator/Safety</b>							
CI8042 424010 Interest And Earn	0	0	0	-7,187.94	.00	7,187.94	100.0%
CI8042 510010 Fulltime	60,568	0	60,568	38,986.08	.00	21,581.92	64.4%
CI8042 540070 Car Maintenance	1,000	0	1,000	.00	.00	1,000.00	.0%
CI8042 540140 Contracting Servi	4,500	0	4,500	2,459.00	441.00	1,600.00	64.4%
CI8042 540140 M7674 Contracting	160,000	1,000	161,000	96,964.75	63,035.25	1,000.00	99.4%
CI8042 540220 Automobile Fuel	200	0	200	.00	.00	200.00	.0%
CI8042 540340 Literature	50	0	50	.00	.00	50.00	.0%
CI8042 540410 Nursing Supplies	2,000	0	2,000	334.34	.00	1,665.66	16.7%
CI8042 540420 Office Supplies	400	0	400	213.69	.00	186.31	53.4%
CI8042 540480 Postage	75	0	75	.00	.00	75.00	.0%
CI8042 540640 Supplies (Not Off	600	0	600	394.63	.00	205.37	65.8%
CI8042 540733 Training/All Othe	2,500	0	2,500	768.33	.00	1,731.67	30.7%
CI8042 581088 State Retirement	7,113	0	7,113	6,530.22	.00	582.78	91.8%
CI8042 583088 Social Security F	4,477	0	4,477	2,947.96	.00	1,529.04	65.8%
CI8042 584088 Workers Compensat	1,195	0	1,195	805.86	.00	389.14	67.4%
CI8042 585588 Disability Insura	68	0	68	39.96	.00	28.04	58.8%
CI8042 586088 Health Insurance	28,133	0	28,133	20,481.66	.00	7,651.34	72.8%
CI8042 588988 Eap Fringe	16	0	16	10.62	.00	5.38	66.4%
<b>TOTAL 504 Coordinator/Safety</b>	<b>272,895</b>	<b>1,000</b>	<b>273,895</b>	<b>163,749.16</b>	<b>63,476.25</b>	<b>46,669.59</b>	<b>83.0%</b>
<b>TOTAL Liability Insurance Fund</b>	<b>272,895</b>	<b>1,000</b>	<b>273,895</b>	<b>163,749.16</b>	<b>63,476.25</b>	<b>46,669.59</b>	<b>83.0%</b>
<b>TOTAL REVENUES</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>-7,187.94</b>	<b>.00</b>	<b>7,187.94</b>	
<b>TOTAL EXPENSES</b>	<b>272,895</b>	<b>1,000</b>	<b>273,895</b>	<b>170,937.10</b>	<b>63,476.25</b>	<b>39,481.65</b>	
<b>GRAND TOTAL</b>	<b>272,895</b>	<b>1,000</b>	<b>273,895</b>	<b>163,749.16</b>	<b>63,476.25</b>	<b>46,669.59</b>	<b>83.0%</b>

\*\* END OF REPORT - Generated by Freyvogel, Christine \*\*



# TiOGA COUNTY, NEW YORK

## Tioga County 2025 LAW BUDGET REPORT

FOR 2025 12

	ORIGINAL APPROP	TRANSFRS/ ADJUSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
<b>A General Fund</b>							
<b>A1420 Law</b>							
A1420 412706 Shared Services-At	-50,079	0	-50,079	-19,510.80	.00	-30,568.20	39.0%*
A1420 510010 Full Time	231,528	-46,489	185,039	128,488.44	.00	56,550.11	69.4%
A1420 510020 Part Time/Temporar	41,641	0	41,641	26,803.39	.00	14,837.61	64.4%
A1420 520200 Office Equipment	450	0	450	.00	.00	450.00	.0%
A1420 540000 Contract Expense	500	0	500	255.70	18.00	226.30	54.7%
A1420 540010 Advertising	635	-425	210	210.00	.00	.00	100.0%
A1420 540040 Books	1,500	0	1,500	631.61	.00	868.39	42.1%
A1420 540180 Dues	2,400	0	2,400	1,415.61	.00	984.39	59.0%
A1420 540330 Legal Fees	65,000	2,500	67,500	38,479.84	15,465.00	13,555.16	79.9%
A1420 540331 Legal Fees-Adolesc	1,500	0	1,500	250.00	250.00	1,000.00	33.3%
A1420 540390 Mileage Expense	300	925	1,225	911.60	.00	313.40	74.4%
A1420 540420 Office Supplies	825	0	825	186.14	.00	638.86	22.6%
A1420 540480 Postage	150	0	150	88.19	.00	61.81	58.8%
A1420 540485 Printing/Paper	400	0	400	345.80	.00	54.20	86.5%
A1420 540731 Training/State Req	1,000	0	1,000	496.00	.00	504.00	49.6%
A1420 581088 State Retirement F	27,207	-5,997	21,210	12,420.72	.00	8,789.53	58.6%
A1420 583088 Social Security Fr	20,191	-3,589	16,602	11,761.15	.00	4,840.95	70.8%
A1420 584088 Workers Compensati	4,780	-971	3,809	2,686.20	.00	1,122.65	70.5%
A1420 585588 Disability Insuran	204	-57	147	93.24	.00	53.86	63.4%
A1420 586088 Health Insurance F	94,872	-9,493	85,379	63,283.56	.00	22,095.44	74.1%
A1420 588988 Eap Fringe	64	-13	51	35.40	.00	15.55	69.5%
<b>TOTAL Law</b>	<b>445,068</b>	<b>-63,609</b>	<b>381,459</b>	<b>269,331.79</b>	<b>15,733.00</b>	<b>96,394.01</b>	<b>74.7%</b>
<b>TOTAL General Fund</b>	<b>445,068</b>	<b>-63,609</b>	<b>381,459</b>	<b>269,331.79</b>	<b>15,733.00</b>	<b>96,394.01</b>	<b>74.7%</b>
<b>TOTAL REVENUES</b>	<b>-50,079</b>	<b>0</b>	<b>-50,079</b>	<b>-19,510.80</b>	<b>.00</b>	<b>-30,568.20</b>	
<b>TOTAL EXPENSES</b>	<b>495,147</b>	<b>-63,609</b>	<b>431,538</b>	<b>288,842.59</b>	<b>15,733.00</b>	<b>126,962.21</b>	
<b>GRAND TOTAL</b>	<b>445,068</b>	<b>-63,609</b>	<b>381,459</b>	<b>269,331.79</b>	<b>15,733.00</b>	<b>96,394.01</b>	<b>74.7%</b>

\*\* END OF REPORT ~ Generated by Freyvogel, Christine \*\*

REFERRED TO:

FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -25

AUTHORIZING AND APPROVING A  
SETTLEMENT AGREEMENT WITH  
ALVOGEN, INC., AMNEAL PHARMACEUTICALS, INC.,  
APOTEX INC., HIKMA PHARMACEUTICALS USA INC.,  
INDIVIOR INC., MYLAN PHARMACEUTICALS, INC.,  
SUN PHARMACEUTICAL INDUSTRIES, INC., AND  
ZYDUS PHARMACEUTICALS (USA), INC.  
CONCERNING CLAIMS RELATED TO THE  
OPIOID CRISIS

WHEREAS: Tioga County has joined in legal action seeking compensation from those who are responsible for causing and perpetuating the opioid addiction crisis including manufacturers of opioids, distributors of opioids and chain pharmacies for their role in contributing to the opioid epidemic by falsely promoting prescription opioids it manufactured and sold and by falsely promoting the increased use of opioids directly and generally through various "front groups" and failing to implement measures to prevent diversion of prescription opioids in connection with distribution of its products, all of which contributed to a public health crisis in New York; and

WHEREAS: Alvogen, Inc., Amneal Pharmaceuticals, Inc., Apotex Inc., Hikma Pharmaceuticals USA Inc., Indivior Inc., Mylan Pharmaceuticals Inc., Sun Pharmaceutical Industries, Inc., Zydus Pharmaceuticals (USA), Inc. have offered to settle claims against them by entering into a national settlement and paying a sum to be used for restitution and abatement; and

WHEREAS: The final amount to be received by Tioga County will vary depending on several factors including the number of Plaintiff's ultimately agreeing to enter into the settlement; and

WHEREAS: It is in the best interest of Tioga County to resolve claims with respect to Alvogen, Inc., Amneal Pharmaceuticals, Inc., Apotex Inc., Hikma Pharmaceutical USA Inc., Indivior Inc., Mylan Pharmaceuticals Inc., Sun Pharmaceuticals Industries, Inc., and Zydus Pharmaceuticals (USA), Inc. without further litigation and enter into an agreement to settle all allegations against them and avoid protracted litigation; therefore be it

RESOLVED: That Tioga County is authorized to participate in the proposed settlement with Alvogen, Inc., Amneal Pharmaceuticals, Inc., Apotex Inc., Hikma Pharmaceuticals USA Inc., Indivior Inc., Mylan Pharmaceuticals Inc., Sun Pharmaceutical Industries, Inc., and Zydus Pharmaceuticals (USA), Inc. and the County Treasurer is authorized to submit such forms and agreements, as approved by the County Attorney to compromise the claims against the Defendants and distribute the proceeds between the participating parties.



REFERRED TO:

FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -25

AUTHORIZING AND APPROVING PARTICIPATION  
IN THE PURDUE DIRECT SETTLEMENT AND  
DIRECT SETTLEMENT SHARING AGREEMENT  
CONCERNING CLAIMS RELATED TO THE OPIOID  
CRISIS

WHEREAS: Tioga County has joined in a legal action seeking compensation from those who are responsible for causing and perpetuating the opioid addiction crisis (the "Action"); and

WHEREAS: The Action is against several defendants, including manufacturers of opioids, distributors of opioids and chain pharmacies for their role in contributing to the opioid epidemic by falsely promoting prescription opioids it manufactured and sold and by falsely promoting the increased use of opioids directly and generally through various "front groups" and failing to implement measures to prevent diversion of prescription opioids in connection with distribution of its products, all of which contributed to a public health crisis in New York; and

WHEREAS: Claims concerning Purdue Pharma and the Sackler family have been the subject of bankruptcy proceedings and there is now an offer to settle the various claims against Purdue Pharma and the Sackler family by entering into a comprehensive Purdue Settlement under which Tioga County will participate in the Purdue Direct Settlement and enter into a settlement sharing agreement with New York State and other participating New York State Subdivisions; and

WHEREAS: The final amount to be received by Tioga County will vary depending on several factors including the number of entities ultimately agreeing to enter into the settlement; and

WHEREAS: It is in the best interest of Tioga County to compromise its claims and resolve this matter with respect to Purdue Pharma and the Sackler Family without further litigation and enter into an agreement to settle all allegations against them and avoid protracted litigation; therefore be it

RESOLVED: That Tioga County is authorized to participate in the proposed settlement with Purdue Pharma and Tioga County Chair of the Legislature, Martha Sauerbrey, is authorized to execute such forms and agreements, as approved by the County Attorney to compromise the claim the Defendants Purdue Pharma and distribute the proceeds between the participating Plaintiffs.