

*Tenth Regular Meeting
October 15, 2019*

The Tenth Regular Meeting of 2019 was called to order by the Chair at 12:00 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Sullivan to have a moment of prayer. "Heavenly Father, we thank you for all the blessings you have bestowed upon us. We ask you to continue to watch over us, guide us, as we try to do the best for our residents."

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

There were six people in attendance.

Chair Sauerbrey asked for a unanimous motion for the following recognition resolution, seconded unanimously and carried.

Chair Sauerbrey read the following recognition resolution for former Legislator William E. Caloroso posthumously.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

Chair Sauerbrey spoke. "Out of respect for former Legislator William E. Caloroso, the Legislature thought it was only appropriate that we present the following resolution."

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 257-19 *RECOGNITION RESOLUTION RECOGNIZING
WILLIAM E. CALOROSO POSTHUMOUSLY*

WHEREAS: William E. Caloroso passed away on September 6, 2019; and

WHEREAS: The Tioga County Legislature would like to posthumously recognize Mr. Caloroso for his years of dedicated service as a Tioga County Legislator; and

WHEREAS: Bill was elected to the position of Tioga County Legislator on January 1, 1996 and served for six years until leaving office on December 31, 2001; and

WHEREAS: Bill served as the Chair of Finance during his six-year term. He also served on the County Clerk/Records Management/Real Property/Veterans/Elections/Legislative Support/Purchasing, ED&P/ Tourism/ Legal/Job

Training, Agriculture, Information Technology & Administrative Services, Health & Human Services, Personnel, and Public Safety & Probation Committees; and

WHEREAS: Bill also served as a 15-year board member of the Tioga County Industrial Development Agency holding the office of Treasurer during this time; and

WHEREAS: Bill is survived by his wife of 61 years Joann and sons Michael and Kirk; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude and recognize William E. Caloroso posthumously for his years of dedicated service to Tioga County as a Tioga County Legislator; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to the family of William E. Caloroso.

ROLL CALL VOTE

Unanimously Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Chair Sauerbrey spoke. "Thankfully, Legislator Standinger has offered to deliver this resolution to Joann Caloroso and present it to her personally, which is very nice. I worked with Mr. Caloroso and he was a gentleman."

Legislator Sullivan spoke. "Bill spent several years on the Town of Nichols Board, so he has spent a good portion of his life in service to the residents of Tioga County."

Chair Sauerbrey spoke. "Legislator Balliet will be making a very special presentation today."

Legislator Balliet read and presented the following proclamation to Veterans Service Agency Director John F. Holton, Sr.

PROCLAMATION RECOGNIZING JOHN F. HOLTON, SR.

WHEREAS: John F. Holton, Sr. was appointed to the title of Director of Veterans Service Agency on October 17, 2016; and

WHEREAS: During John's time with Tioga County he proved to be a valuable asset and resource for the veterans of Tioga County, going beyond the call of duty; and

WHEREAS: John performed his duties with professionalism and genuine concern for the veterans of the County; and

WHEREAS: John worked cooperatively with all County departments and employees as well as other State and Federal agencies; and

WHEREAS: John actively participated with, the Tioga County Allies in Substance Abuse Prevention Board, Suicide Prevention Task Force, Community Services Board, Southern Tier Veteran Support, Veteran Advisory Committee to Congressman Anthony Brindisi, Member of the State of New York Veterans Service Officer Association, in an effort to expand services and awareness for veteran's needs; and

WHEREAS: John was well respected by his peers and State and Federal elected officials; and

WHEREAS: John is retiring from his work at the County on October 25, 2019; therefore

THE TIOGA COUNTY LEGISLATURE wishes to express their sincere gratitude to John for his diligent work performed for the County and the veterans of Tioga County.

Legislator Standinger spoke. "I would like to say John has done a bang up job and I certainly appreciate the effort. For myself and Dennis Mullen being veterans, I thank you."

Legislator Mullen spoke. "When I came on the Legislature in 2016, our Veterans Office, for lack of a better term, was not very well run, utilized, or respected. Those three things John has corrected to the point where they are highly respected and the veterans in this County are very well served now because John proved it could be done and it has been done. My pledge to John is that his good work will not go unnoticed, unrecognized, and will continue."

Thank you very much for what you have done for the veterans of Tioga County and New York State as a whole.”

Legislator Weston spoke. “I would like to say ibid to all that has been said. Thank you very much.”

Mr. Holton spoke. “Three years, it went by real quickly. Thank you for seeing the potential in the office, in my abilities, and I am grateful and humbled to have served the veterans of this County. By the way, I will continue to serve in the background. None of my abilities would have been able to come to the fore if it had not been for the support of many of you on the Legislative staff. But, first and foremost, the rock in my life and best friend, Peg, has been there through the good times and the difficult times. I am grateful to you, dear, for all you have done. Thank you. I am humbled to have been able to serve. Be well. I will see you around. Thank you.”

Chair Sauerbrey noted the following proclamation on Breast Cancer Awareness Month in Tioga County.

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

WHEREAS: October is designated as *National Breast Cancer Awareness Month*; and

WHEREAS: Cancer is the second leading cause of death in the United States with breast cancer being the most common form of cancer, besides skin cancer, among women; and

WHEREAS: About 245,000 cases of breast cancer are diagnosed in women, and 2,200 in men, annually in the United States; and

WHEREAS: About 41,000 women, and 460 men, die from breast cancer each year in the United States; and

WHEREAS: The rate of Tioga County women diagnosed with breast cancer is 126.6 per 100,000, compared to the New York State rate of 131.3 per 100,000; and

WHEREAS: Tioga County Public Health advocates awareness, coupled with education and outreach, which can be utilized to decrease the number of women and men diagnosed with breast cancer, and increase the rate of breast cancer screenings in Tioga County, therefore

The TIOGA COUNTY LEGISLATURE does hereby proclaim and designate the month of October 2019 as:

BREAST CANCER AWARENESS MONTH IN TIOGA COUNTY

and urges all Tioga County residents, particularly women, to consult with their primary care provider regarding preventative measures such as clinical breast examinations, regular mammograms, and monthly breast self-examinations.

There was no privilege of the floor.

Legislator Weston made a motion to approve the minutes of September 10, 2019 and September 19, 2019, seconded by Legislator Mullen and carried.

Chair Sauerbrey stated there are no petitions, communications, notices, appointments or re-appointments.

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

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

REFERRED TO: FINANCE/LEGAL COMMITTEE
RESOLUTION NO. 258-19 SET PUBLIC HEARING
2020 BUDGET

RESOLVED: That the public hearing on the tentative Tioga County Budget for 2020 be held at 9:30 A.M., Tuesday, November 12, 2019, in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 259-19 APPOINT MEMBER
BOARD OF ETHICS

WHEREAS: There is a vacancy on the Board of Ethics due to the resignation of Daniel Gelatt; and

WHEREAS: Gwendolyn Isham, Village of Candor resident, has agreed to serve on the Board of Ethics; therefore be it

RESOLVED: That Gwendolyn Isham be hereby appointed to the Board of Ethics for a retroactive term beginning September 10, 2019 to March 31, 2020.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 260-19 APPOINT MEMBER TO THE TIOGA COUNTY
LOCAL DEVELOPMENT CORPORATION

WHEREAS: Sonny DeWitt has resigned from the Local Development Corporation Board effective immediately; and

WHEREAS: Christina Di Stefano has expressed her desire to serve on the Local Development Corporation Board for the remainder of Sonny DeWitt's term.

WHEREAS: The Tioga County Local Development Corporation Board of Directors has found Christina Di Stefano willing and able to fill said vacancy; therefore be it

RESOLVED: That the Tioga County Legislature hereby appoints Christina Di Stefano to fill said vacancy and serve the remainder of Sonny DeWitt's term 10/15/19 - 03/31/21.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 261-19 APPOINT REAP BOARD MEMBER

WHEREAS: The By-Laws of the REAP Board require that the Legislature nominate one person to act as its member in the REAP Board of Directors; and

WHEREAS: Brittany Woodburn's term expired on April 14, 2019; and

WHEREAS: Abbey Hendrickson, Community Development Specialist, is willing to serve on the REAP Board of Directors; therefore be it

RESOLVED: That Abbey Hendrickson, Community Development Specialist, be hereby appointed to the REAP Board for a two year term from October 15, 2019 through October 14, 2021.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 262-19 APPOINT AND EXTEND YOUTH BOARD
MEMBER TERM
YOUTH BUREAU

WHEREAS: The Tioga County Youth Board is organized as an advisory body to the Tioga County Youth Bureau; and

WHEREAS: The purpose of the Youth Board is to carry out the provision of Section 95 of the General Municipal Law of the State of New York and Resolution No. 140 of 1981 of the Tioga County Legislature; and

WHEREAS: The Tioga County Youth Board Bylaws provides for representatives to the Youth Board be appointed by the County Legislature; and

WHEREAS: The County Legislature previously appointed members to the Youth Board under Resolution No. 221-14 and vacancies exist; and

WHEREAS: The County Legislature previously appointed members to the Youth Board under Resolution No. 58-12 and terms have expired; now therefore be it

RESOLVED: That the following listed representative be appointed as a member of the Tioga County Youth Board with the corresponding term of office consistent with the requirement of staggered rotation; and that the following listed representative's term be extended as follows:

Kathleen Clark (Extending Term) 1/1/2020 – 12/31/2023

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 263-19 AMEND RESOLUTION 177-19
APPROVE FUNDING
2019 YOUTH BUREAU PROGRAM FUNDING

WHEREAS: The Tioga County Legislature approved Youth Bureau program funding with Resolution 177-19 which is 100% reimbursable from the New York State Office of Children and Family Services; and

WHEREAS: The Tioga County Youth Board has reviewed 2019 applications for funding which are consistent with guidelines previously presented to the Legislative Committee; and

WHEREAS: Resolution 177-19 needs to be amended to reflect changes in program allocations and overall total allocations of \$215.00; and

WHEREAS: Resolution 177-19 needs to be amended to reflect an increase in allocation of \$1000 each to Kali's Klub House and CASA-Trinity; and

WHEREAS: Resolution 177-19 needs to be amended to reflect the removal of allocation to the Tioga County Boys and Girls Club; now therefore be it

RESOLVED: That the following programs recommended by the Tioga County Youth Board for program year 2019 be amended and approved by the Tioga County Legislature in the amounts indicated:

Cornell Cooperative Extension 4H Summer Youth Enrichment	\$4,000
Big Brothers Big Sisters Mentoring	\$3,000
Village of Newark Valley Summer Rec	\$2,250
Cornell Cooperative Extension Family Resource Center	\$5,000
Spencer Van-Etten Schools PAVE	\$5,175
Tioga Central Schools Summer Rec	\$8,000
Village of Waverly Summer Rec	\$5,000
Casa Trinity Teen Space	\$3,880
Catholic Charities YES	\$4,500
Kali's Klub House 7 Keys to Success	\$5,000
Total Allocations	\$45,805

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 264-19 AMEND DENTAL SERVICES FEE SCHEDULE
PUBLIC HEALTH

WHEREAS: Tioga County Public Health provides dental services; and

WHEREAS: The fee schedule for dental services needs updating; and

WHEREAS: Typical industry standards are fees based upon percentage of the NYS established Medicaid Dental Fees; and

WHEREAS: To maximize revenue and simplify the dental fee schedule update process, Public Health has determined that establishing the fee schedule as the Medicaid Dental Fee plus 20% is appropriate; and

WHEREAS: Establishment or modification of fee schedules requires Legislative approval; therefore be it

RESOLVED: That Tioga County Dental Services fee schedule be set at 120% of the NYS established Medicaid Dental Fee rate effective November 1, 2019 and adjusted accordingly in the future.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 265-19 APPROVE 2019-2020 STOP DWI PLAN
STOP DWI

WHEREAS: The New York State Governor's Traffic Safety Committee (GTSC) requires counties to submit an annual STOP DWI Plan by October 1st for the use of monies collected under the STOP DWI Program; and

WHEREAS: The STOP DWI Coordinator has submitted a 2019-2020 STOP DWI Plan to the Tioga County Legislature for approval; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves the 2019-2020 STOP DWI Plan including the following budgeted appropriations:

Enforcement	\$32,000
Prosecution Related	\$13,000
Probation	\$18,427
Rehabilitation	\$13,000
PI&E	\$14,000
Administration	<u>\$ 5,450</u>
	\$95,877

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standingier.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 266-19 AUTHORIZE 2020 CONTRACTS WITH SADD SCHOOL
ASSOCIATES
STOP DWI

WHEREAS: It is the desire of the STOP DWI Program to arrange five contracts with SADD School Associates which are defined as Independent contractors not entitled to County Employee benefits; and

WHEREAS: It is the desire to contract with the following five SADD School Associates for the calendar year 2020; Aria French to serve the Candor School District; Matthew Cicchetti to serve the Newark Valley School District; Joan Beck to serve the Owego Apalachin School District; Britney Elsey to serve the Spencer Van Etten School District; and Janice Barto to serve the Tioga Central School District; and

WHEREAS: Each SADD School Associate will be compensated \$100 each month for the ten months of the school year, but will not exceed \$1,000 for the year; and

WHEREAS: The Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties involved and outlines the compensation to be paid to the STOP DWI School Associates; therefore be it

RESOLVED: That these contracts for SADD School Associates be authorized for the 2020 calendar year.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standingger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. 267-19

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 Preventative Maintenance Program (2019), PIN 9754.29 (the Project) is eligible for funding under Title 23 U.S. 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; 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/Design and Construction and Construction Supervision and Inspection work.

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

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

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

RESOLVED: That the sum of \$252,600 is hereby appropriated from account D5110.540050 and made available to cover the costs of participation in the above phase of the Project; and it is 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 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 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 further

RESOLVED: This Resolution shall take effect immediately.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standingger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PERSONNEL COMMITTEE

RESOLUTION NO. 268-19

*AUTHORIZE CONTRACT WITH EXCELLUS BLUE
CROSS/BLUE SHIELD TO ADMINISTER HEALTH
INSURANCE BENEFITS*

WHEREAS: Tioga County uses the service of Excellus Blue Cross Blue Shield of Central New York to administer health insurance benefits for Tioga County including a Medicare Blue PPO plan; and

WHEREAS: Excellus Blue Cross Blue Shield of Central New York has submitted a new contract to administer fully insured benefits for Tioga County employees for the period of January 1, 2020 through December 31, 2020; and

WHEREAS: These are contractual benefits for Tioga County union employees; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with Excellus Blue Cross Blue Shield of Central New York, subject to review by the County Attorney, to administer health insurance benefits for Tioga County for the period January 1, 2020 through December 31, 2020.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standingger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 269-19 *AUTHORIZE CONTRACT WITH THE HARTFORD TO ADMINISTER MEDICARE ELIGIBLE RETIREE HEALTH INSURANCE*

WHEREAS: Effective January 1, 2014 Tioga County implemented The Hartford Medicare Supplemental Plan F coupled with a Medicare Part D drug plan for Medicare eligible retirees and retirees' spouses; and

WHEREAS: This Medicare plan continues to provide optimal coverage to Medicare eligible retirees at a lower cost to Tioga County than previous coverage offered; and

WHEREAS: The Hartford has submitted a new contract to administer the Medicare Supplemental Plan F and Medicare Part D drug plan for the period of January 1, 2020 through December 31, 2020; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with The Hartford, subject to review by the County Attorney, to administer these insurance benefits for Tioga County for the period January 1, 2020 through December 31, 2020

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 270-19 *AUTHORIZE CONTRACT WITH LIFETIME BENEFIT SOLUTIONS, INC. TO ADMINISTER FLEXIBLE SPENDING AND HEALTH REIMBURSEMENT ACCOUNT PROGRAMS*

WHEREAS: Tioga County currently uses the services of Lifetime Benefit Solutions, Inc. to administer Tioga County's flexible-spending and health reimbursement account programs; and

WHEREAS: Lifetime Benefit Solutions, Inc. has submitted a new contract to continue administering said programs and conduct all required compliance testing services; and

WHEREAS: The Flexible-Spending program is a negotiated benefit for all Tioga County unionized employees; and

WHEREAS: The Health Reimbursement Account is a negotiated benefit for CSEA union employees; and

WHEREAS: Both the employees and the County can save tax dollars on money channeled through the flexible spending program; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with Lifetime Benefit Solutions, Inc., subject to review by the County Attorney, for the services stated above for the period of January 1, 2020 through December 31, 2020; and be it further

RESOLVED: That Tioga County will continue with the flexible spending card for the period of January 1, 2020 through December 31, 2020.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO 271-19 *ESTABLISH RETIREE HEALTH INSURANCE CONTRIBUTIONS*

WHEREAS: Retirees who qualified to pay 0% of individual health insurance in accordance with Section IV.B.1.c. of the Employee Handbook Policy "Orientation/Exit Interviews/Recruitment/Retirement" (formerly Policy # 3) are currently not contributing toward their retiree coverage; and

WHEREAS: Due to continually rising health insurance costs, property tax cap, and other factors it is no longer feasible to offer these retirees free health insurance; therefore be it

RESOLVED: That any retiree as of the date of this resolution who qualified for free individual coverage in accordance with Section IV.B.1.c. shall contribute 3.25% of the monthly individual premium effective January 1, 2020.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED & P COMMITTEE

RESOLUTION NO. 272-19 *RESOLUTION IN SUPPORT OF AN EXTENSION TO THE 2007 PILOT AGREEMENT BETWEEN CENTRAL NY OIL & GAS LLC N/K/A STAGECOACH GAS SERVICES LLC AND THE TIOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY*

WHEREAS: A PILOT Agreement has been in place between Central New York Oil & Gas, LLC N/K/A Stagecoach Gas Services, LLC and The Tioga County Industrial Development Agency (TCIDA) since October 1, 2007; and

WHEREAS: As a result of the PILOT Agreement Central New York Oil & Gas, LLC N/K/A Stagecoach Gas Services, LLC properties included in the PILOT were placed in roll section 8 of the assessment rolls; and

WHEREAS: Central NY Oil & Gas, LLC N/K/A Stagecoach Gas Services LLC is currently paying 100% of real property taxes owed; and

WHEREAS: Central NY Oil & Gas, LLC N/K/A Stagecoach Gas Services LLC will continue to pay 100% of the real property taxes owed; and

WHEREAS: The current PILOT Agreement expires February 6, 2020; and

WHEREAS: Expiration of the current PILOT Agreement would result in the reclassification of Central NY Oil & Gas, LLC N/K/A Stagecoach Gas Services, LLC properties from roll section 8 to roll section 1 in the assessment amount of \$97,184,500; and

WHEREAS: The significant influx to roll section 1 would cause negative tax cap calculation implications for the Owego Apalachin Central School District; and

WHEREAS: Owego Apalachin Central School District has requested of the TCIDA to extend the PILOT to March 2, 2020; and

WHEREAS: The TCIDA is asking all affected taxing authorities to indicate their support of the extension by way of a resolution; therefore be it

RESOLVED: That the Tioga County Legislature supports the extension of the PILOT Agreement between Central NY Oil & Gas, LLC N/K/A Stagecoach Gas Services LLC and the TCIDA to March 2, 2020.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 273-19 *APPROVE SUPPLEMENTAL AGREEMENT FOR OAK HILL ROAD BRIDGE BIN 3334940*

WHEREAS: The Oak Hill Road Bridge BIN 3334940 is a bridge that needs repair due to a NYSDOT Bridge Inspection; and

WHEREAS: Delta Engineers was awarded the design services on Resolution 130-19; and

WHEREAS: There is a need for Construction Support Services to provide Engineering Services for the projects along with extra design efforts due to FEMA requests; and

WHEREAS: Delta Engineers, Endwell, NY has submitted a proposal for this extra work for the cost of \$14,000; therefore be it

RESOLVED: That the Tioga County Legislature approve the Supplemental Agreement for Delta Engineers, Endwell, NY for \$14,000 for a total amount of \$34,750 to be paid out of Oak Hill Road Bridge Emergency Repairs account H5110.540002.H1906

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 274-19 *AUTHORIZE AGREEMENT WITH ROBIS ELECTIONS, INC. TO PROCURE ELECTRONIC POLL BOOKS*

WHEREAS: During the September 2019 Legislative Session, the Tioga County Legislature authorized funding and amended the Board of Elections budget to purchase Electronic poll books (E-Poll Books); and

WHEREAS: New York State Office of General Services solicited RFPs for select authorized vendors to provide E-Books with one of the approved vendors being Robis Elections, Inc.; and

WHEREAS: Tioga County Board of Elections and the Chief Information Officer have considered the packages provided by the authorized vendors and found that Robis best meets the County's needs; and

WHEREAS: Tioga County has solicited price quotes from Robis Elections, Inc. under the NYS OGS Contract for a complete E-poll book system; and

WHEREAS: The Tioga County Board of Elections would like to enter into an agreement with Robis Elections, Inc. to purchase sixty-eight E-poll books, nineteen Pepwave routers, and four ballot-on-demand printers, including configuration, implementation, support, and software maintenance fees for a total initial cost of \$133,852, and subsequent annual cost of \$7,892; therefore be it

RESOLVED: The Tioga County Board of Elections is authorized to enter into aforesaid agreement with Robis Elections, Inc. pending approval of the contract by the County Attorney.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 275- 19

*AUTHORIZE THE SUBMISSION OF
EMPG19 GRANT APPLICATION
OFFICE OF EMERGENCY SERVICES*

WHEREAS: The NYS Office of Homeland Security and Emergency Services has announced the 2019 EMPG (Emergency Management Planning Grant) funding; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant application is submitted. However, due to the short notification period, the Tioga County Office of Emergency Services had to submit an application for this funding by September 27, 2019; therefore be it

RESOLVED: That the Tioga County Office of Emergency Services be given authorization to apply for the 2019 EMPG grant application, after the fact, to be in compliance with County policy.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 276-19 *AUTHORIZE ACCEPTANCE OF
2020 NYS PTS GRANT
(PTS-2020-Tioga Co SO-00348-054)
APPROPRIATION OF FUNDS &
MODIFY 2019 BUDGET
SHERIFF'S OFFICE*

WHEREAS: The Sheriff's Office applied for and was awarded a NYS PTS (Police Traffic Services) grant (PTS-2020-Tioga Co-SO-00348-054) in the amount of \$16,650; and

WHEREAS: This funding must be accepted and appropriated; therefore be it

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

RESOLVED: That the 2019 budget be modified and funds be appropriated to the following accounts:

FROM: A3110.433900 Sheriff-State Aid \$16,650

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 277-19 *AUTHORIZE ACCEPTANCE OF HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS (HMEP19 HE19-1005-D00) APPROPRIATION OF FUNDS & MODIFY 2019 BUDGET EMERGENCY MANAGEMENT*

WHEREAS: The Office of Emergency Services applied for and was awarded a Homeland Security and Emergency Services (DHSES) grant of \$6,465, in which 20% (\$1,293) will be County funded monies; and

WHEREAS: This funding must be accepted and appropriated; therefore be it

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

RESOLVED: That the 2019 budget be modified and funds be appropriated to the following accounts:

FROM: A3360.433567 HME19 DHSES State Aid \$5,172

TO: A3360.540140 HME19 Contracting Services \$6,465

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 278-19 *APPROPRIATION OF FUNDS
COMMUNITY PROJECTS APPROPRIATION
(NYS SENATOR'S INITIATIVE GRANT 2010
#TM02905) AND AMEND BUDGET
OFFICE OF EMERGENCY SERVICES*

WHEREAS: Resolution #214-10 gave permission to the Bureau of Fire to enter into the Community Projects Appropriation Contract # TM02905 (NYS Senator's Initiative Grant) in the amount of \$15,000; and

WHEREAS: The Bureau of Fire and Emergency Management Departments have since been merged into one department, now known as the Emergency Services Department; and

WHEREAS: The grant award has been amended and issued to the Tioga County Office of Emergency Services for the purpose of updating the training room and needs to be appropriated; therefore be it

RESOLVED: That the grant funds be appropriated and the 2019 budget be amended as follows:

FROM:	A3410 433060 SEN10 – State Aid Fire	\$15,000
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TO:	A3410 520130 SEN10 – Equipment not car	\$15,000
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ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 281-19 *REQUEST TRANSFER OF CONTINGENCY
FUNDS & MODIFY 2019 BUDGET
ASSIGNED COUNSEL*

WHEREAS: The Assigned Counsel budget has had a high number of cases for 2019 and the Assigned Counsel account will not have sufficient funds for the remainder of 2019; and

WHEREAS: Contingency funds will need to be transferred from the Contingency Account to the Assigned Counsel Account & modify Assigned Counsel 2019 budget to accommodate the increase in cases for 2019; therefore be it

RESOLVED: That the Tioga County Legislature authorizes a transfer as follows:

From: A1990 540715 Contingency Account	\$40,000
To: A1172 540030 Assigned Counsel	\$40,000

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 282-19 *TRANSFER OF FUNDS &
MODIFY 2019 BUDGET
PROBATION DEPARTMENT*

WHEREAS: Legislative approval is required for transfer of funds and budget modifications; and

WHEREAS: The Probation Department needs to increase the line item for Stationary Supplies and there is money in the line item for Protective Equipment; therefore be it

RESOLVED: That the Probation Department's 2019 budget be modified and funds be appropriated as follows:

From: A3140 520215 Personal Protective Equipment \$832.80

To: A3140 540630 Stationary Supplies \$832.80

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standingier.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 283-19 *AMEND RESOLUTION 51-19
ERRONEOUS ASSESSMENT
TOWN OF NEWARK VALLEY*

WHEREAS: Resolution No. 51-19 was adopted on February 12, 2019 to correct the erroneous assessment of an invalid parcel in the Town of Newark Valley; and

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)	Not Submitted
Elected Officials						
Legislator	Tracy Monell	6	01/01/19 – 12/31/21	N		X

I, Cathy A. Haskell, 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 fifteenth day of October, 2019 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 fifteenth day of October 2019.

Tioga County Legislative Clerk

Affidavit of Posting: I, Cathy A. Haskell, being duly sworn, depose and say that the posting of the resolution began on October 15, 2019 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 Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

WHEREAS: Legislative approval is required for any Non-union appointment; and

WHEREAS: Due to resignation, the position of Secretary to the Public Health Director (Non-union: \$31,242 – \$41,242) has been vacant since July 5, 2019; and

WHEREAS: The Personnel Officer identified a comparable eligible list for the Public Health Director to use to fill said position; and

WHEREAS: The Public Health Director has identified an acceptable candidate from the eligible list certification; therefore be it

RESOLVED: That Abigail Canzler shall be appointed to the position of Secretary to the Public Health Director at an annual rate of \$36,800 effective October 26, 2019; and be it further

RESOLVED: That Ms. Canzler shall not be eligible for the across-the-board 2020 Non-union salary increase until successful completion of a six (6) month evaluation on April 26, 2020.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Balliet, Hollenbeck, Monell, Mullen, Sauerbrey, Roberts, and Standing.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:21 P.M.