

*Tenth Regular Meeting
October 11, 2022*

The Tenth Regular Meeting of 2022 was held on October 11, 2022 and was called to order by the Chair at 12:03 p.m. Legislators Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, Standinger, and Weston were present with Legislator Hollenbeck being absent.

Chair Sauerbrey asked Legislator Weston to have a moment of prayer. "Lord, in short, please help us to make decisions to assist the powers we have to make those decisions that will enable us to save our county and its citizens."

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

There were 10 people in attendance.

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

Legislator Weston read and presented the following resolution to Commissioner of Public Works Hammond, who accepted on behalf of employee, David Ayers, Public Works.

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

REFERRED TO:	PUBLIC WORKS COMMITTEE
RESOLUTION NO. 293-22	<i>RECOGNIZING DAVID AYERS' 33 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY</i>

WHEREAS: David Ayers started his employment with Tioga County as temporary Laborer of Public Works on September 6, 1988; and was hired full-time permanent on December 30, 1988; and was promoted to Motor Equipment Operator I in July 1990; and was promoted to Motor Equipment Operator II in September 2000; and was promoted to Motor Equipment Operator III in January 2001; and was promoted to Heavy Equipment Operator I in October 2003; and was promoted to Heavy Equipment Operator II in May 2008; and

WHEREAS: David Ayers has been a dedicated and loyal employee in the performance of his duties and responsibilities during the past 33 years to the Public Works Department. He has earned the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Mr. Ayers is retiring on October 26, 2022; 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 to David Ayers for his 33 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this dedicated and outstanding employee, David Ayers.

ROLL CALL VOTE

Unanimously Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standinger.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED UNANIMOUSLY.

Commissioner of Public Works Hammond spoke. "Thank you, Legislator Weston. David Ayers is the gentleman that runs the boom mower for Tioga County. That is a position in the County where you could get away with murder if you were that kind of a person. I don't mean because he runs the mower, I mean because he is unsupervised the entirety of his workday. I never had any issues with Dave. He gets to work, he gets his stuff, he gets out the door, he mows all day long, and then comes back. He did not want to come here today because he is used to riding in the mower all by himself and is afraid of crowds. He even took the day off today just to make sure that I would not drag him down here. I will make sure he receives this recognition resolution."

Legislator Weston spoke. "I would like to say one more thing. I have seen his work when I drive up and down Halsey Valley Road and a lot of other roads he is responsible for mowing. He does a superior job. When his truck is there, the tractor is gone, and he is always on the job. He does an excellent job. Not realizing who it was because he likes to huddle up in the cab, I recently asked Gary who was doing the mowing and he responded that this is the person who is going to retire. That is too bad for us when we have a person who does a great job and cares about his

work and for that I give him all kinds of respect for what he has done for the County. Thank you."

Chair Sauerbrey reported we have one proclamation that will be noted in the minutes; **Lead Poisoning Prevention Week (October 23-29, 2022)**.

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

WHEREAS: Lead poisoning is a serious, permanent condition that can lead to medical ailments, stunted physical and mental growth, behavioral problems, and developmental delays in children; and

WHEREAS: Lead poisoned children have increased medical costs, educational needs and increased risk for criminal behavior as adults; and

WHEREAS: The goal of New York State's Healthy People 2030 is to reduce blood lead levels in children; and

WHEREAS: New York State Public Health Law states that all one- and two-year-olds be tested for lead levels to identify poisoned children; and

WHEREAS: Tioga County Public Health works with medical providers and parents to advocate child lead testing to reduce the risk of exposure to lead in the home; and

WHEREAS: Between 2019-2021 Tioga County Public Health provided case management and environmental health services to 30 children with elevated blood lead levels; and

WHEREAS: Lead poisoning is completely preventable by knowing and eliminating all possible lead sources children may have access to; therefore

The TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the week of October 23-29, 2022 as

LEAD POISONING PREVENTION WEEK

and urges all residents to take steps to educate themselves, their families, and the community about the importance of lead poisoning prevention.

There was no privilege of the floor.

Legislator Mullen made a motion to approve the minutes of September 13 and 22, 2022, seconded by Legislator Brown and carried.

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

Chair Sauerbrey made the following appointment to the Tioga County Personnel, ADA, Right to Know Legislative Standing Committee:

- Legislator Standinger – 10/12 – 12/31/22

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

REFERRED TO: FINANCE/LEGAL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 294-22 SET PUBLIC HEARING
2023 BUDGET

RESOLVED: That the public hearing on the tentative Tioga County Budget for 2023 be held at 10:00 A.M., Tuesday, November 15, 2022, 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 Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standinger.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 295-22 ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2022 indicates that parcel #129.00-1-2.1 and 129.13-1-79.1 in the Town of Owego assessed to Thomas P Rizzuto and John P Rizzuto on the 2021 assessment roll of the Town of Owego is erroneous in that the Tioga County Industrial Development Agency (IDA) purchased both properties in December of 2021; and

WHEREAS: Properties purchased by the IDA are immediately transferred to roll section 8; and

WHEREAS: The 2022 bills were already printed in the name of the previous owners and the IDA did not become aware of the unpaid 2022 bill until they had become delinquent in the Office of the Treasurer; and

WHEREAS: The IDA agrees they are responsible for the payment of the unpaid school taxes; therefore be it

RESOLVED: That the 2022 Town and County portion of the bills be charged back to the proper accounts in the records of the Treasurer's Office, and new bills be issued as follows:

129.00-1-2.1	Original Bill #	Corrected Bill #
County	\$383.92	\$0.00
Town Wide	\$36.92	\$0.00
Part Town	89.25	\$0.00
School	\$945.73	\$945.73
Fire	\$102.08	0.00
Total	\$1,557.90	\$945.73

129.13-1-79.1	Original Bill #	Corrected Bill #
County	\$52.23	\$0.00
Town Wide	\$5.02	\$0.00
School	\$128.68	\$128.68
Total	\$185.93	\$128.68

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

REFERRED TO: AG LEGISLATIVE COMMITTEE
ED&P COMMITTEE

RESOLUTION NO. 297-22 *ADOPT AG & MARKETS COOPERATIVE AGREEMENT FOR SEQR RELATED TO AGRICULTURAL DISTRICT MODIFICATIONS*

WHEREAS: Tioga County Department of Economic Development & Planning is the administrator of the NYS Agricultural Districts Program pursuant to Article 25-AA of the New York State Agriculture & Markets Law; and

WHEREAS: NYS Department of Agriculture and Markets (Ag & Markets) is improving the SEQR process associated with unlisted modifications of Agricultural Districts; and

WHEREAS: After the required public hearing, the Tioga County Legislature adopted Ag & Markets' new SEQR Form; and

WHEREAS: Ag & Markets has also developed a cooperative agreement to establish procedures to eliminate the overlap and duplication in comment and review, and it is in the best interest of Ag & Markets and the County to create uniformity in SEQRA processes within the context of Article 25-AA for certain actions related to Agricultural Districts within the County; and

WHEREAS: As a result of this agreement all SEQR activities related to Agricultural District modifications will be undertaken in a coordinated review between Ag & Markets and the County, with the County being Lead Agency and Ag & Markets being an Involved Agency; and

WHEREAS: The Tioga County Attorney has reviewed and approved this cooperative agreement for Tioga County adoption; therefore be it

RESOLVED: That the Tioga County Legislature hereby adopts the Ag & Markets Cooperative Agreement for SEQR purposes related to Agricultural District modifications and hereby authorizes the Chair to sign said agreement.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 298-22 *SITE HOST AGREEMENT WITH
NEW YORK POWER AUTHORITY (NYPA)
FOR THE EVOLVE NY PROGRAM*

WHEREAS: The number of Electronic Vehicles (EV) purchased is increasing in Tioga County as well as across the country, and it has been found EV charging stations can be a tourist draw; and

WHEREAS: The Tioga County Sustainability Manager reached out to New York Power Authority (NYPA) EVolve NY program to suggest five (5) locations within Tioga County that fit the program criteria; and

WHEREAS: NYPA requires the County to enter into a Site Host Agreement to participate in the EVolve NY program; and

WHEREAS: It is the objective of the New York Power Authority's EVolve NY Program to provide the public with easy-to-find options, that are also within walking distance of food, shopping, restrooms and shelter, throughout the state for quickly recharging EV's; and

WHEREAS: NYPA has identified Tioga County's Courthouse parking lot in the Village of Owego as an ideal location for the EVolve NY program; and

WHEREAS: Tioga County's Courthouse parking lot has 70 spots that are rarely used and said parking lot is open to the public; and

WHEREAS: NYPA would install and maintain four (4) Fast Charging EV stations at no cost to Tioga County; and

WHEREAS: The County would maintain the parking lot in their usual manner such as snow removal and any required lawn maintenance; and

WHEREAS: NYPA is covering most risks associated with the charging stations but is requiring that the County cover losses due to flooding as the charging stations will be located within a flood plain; and

WHEREAS: The EV stations can be insured by the County's Inland Marine policy at an additional premium; and

WHEREAS: The Village of Owego is willing to pay the County \$500 annually which will cover the cost of this additional insurance premium for the duration of the NYPA ten (10) year Site Host Agreement; therefore be it

RESOLVED: That the County will enter into a MOU with the Village of Owego for the offset cost of providing insurance and siting the units for the duration of the NYPA ten (10) year Site Host agreement; and be it further

RESOLVED: That the Tioga County Legislature authorizes and directs the Legislative Chair or their designee to sign the Site Host Agreement upon approval by the County Attorney.

Legislator Roberts spoke. "I see Ellen left, but she did a great job on this and really worked hard on it, so I thank her for that."

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, and Standinger.

No – Legislators Roberts and Sauerbrey.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 299-22 *AUTHORIZE AGREEMENT WITH
ONONDAGA COUNTY FOR MASTER SITE SERVER
RADIO NETWORK SERVICES AND
APPROPRIATION OF FUNDS RESERVE FOR E911
OFFICE OF EMERGENCY SERVICES*

WHEREAS: The Director of Emergency Services requests authorization to enter into an agreement with Onondaga County for Master Site Server Radio Network services, at a cost not to exceed \$43,125 per year, for the period September 1, 2022 through December 31, 2026; and

WHEREAS: Said agreement is necessary to allow Tioga County to utilize the Central New York Interoperable Communications Consortium Radio Network; and

WHEREAS: The Director of Emergency Services desires to use E911 Surcharge money to pay for said services; therefore be it

RESOLVED: That the Chair of the Legislature be authorized to execute an agreement with Onondaga County for Master Site Server Radio Network services

with the Office of Emergency Services for the period September 1, 2022 through December 31, 2026 at an annual cost of \$43,125; and be it further

RESOLVED: That the following budget be appropriated from the Reserve for E911 as follows:

FROM: A388903	Reserve for E911	\$43,125
TO: A3021.540140	Contracting Services	\$43,125

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 300-22 *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; 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, 2023 through December 31, 2023; 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, 2023 through December 31, 2023.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standingier.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 301-22 *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, 2023 through December 31, 2023; and be it further

RESOLVED: That Tioga County will continue with the flexible spending card for the period of January 1, 2023 through December 31, 2023.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 302-22 *AUTHORIZE CONTRACT WITH
SYRACUSE TIME AND ALARM COMPANY*

WHEREAS: Tioga County DPW requires the Fire Alarms and Security Alarms to be maintained and serviced on an annual basis throughout county buildings; and

WHEREAS: Public Works has received a proposal from Syracuse Time and Alarm Company to provide such a service at an annual cost of \$10,594.00 based on NYS OGS pricing, Group 77201, Award 201491, Contract #PT64161; and

WHEREAS: All county contracts that exceed \$10,000.00 require Legislative approval; therefore be it

RESOLVED: That the Chair of the Tioga County Legislature is authorized to execute a contract with Syracuse Time and Alarm Company for \$10,594.00 to be paid out of the following accounts:

A1620.540140	\$8,294.00
A1621.540140	\$2,300.00

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
 RESOLUTION NO. 303-22 AWARD CONTRACT FOR CLEANING SERVICES
 FOR COUNTY BUILDINGS

WHEREAS: The Commissioner of Public Works received bids for cleaning services for the County Buildings on Wednesday, September 28, 2022 at 11:00 AM and the bids were as follows:

Cleantec Services

Liverpool, NY

<u>COB, B&G & DPW</u>	<u>HHS & PSB</u>	<u>Clerk's, CH, CHA</u>	<u>ALL BUILDINGS</u>
\$92,608.00	\$180,494.00	\$141,907.00	\$415,009.00

GDI Services

Syracuse, NY

<u>COB, B&G & DPW</u>	<u>HHS & PSB</u>	<u>Clerk's, CH, CHA</u>	<u>ALL BUILDINGS</u>
*\$79,718.52	*\$157,495.56	*\$120,994.56	*\$358,208.64

And

WHEREAS: The Commissioner of Public Works reviewed the bids; therefore be it

RESOLVED: That the Tioga County Legislature award the cleaning bid for all buildings to GDI Services in the amount of \$358,208.64 to be paid out of HHS Buildings Account A1621 540140 and all other buildings out of Buildings & Grounds Contracting Services account A1620 540140 for a term of two years commencing upon adoption of this resolution with price adjustment by the increase in prevailing wages at end of first year.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
 RESOLUTION NO. 304-22 RESOLUTION TO CONTRACT WITH NATIONAL TEST SYSTEMS FOR INSTANT URINE TESTS AND LAB TESTING

WHEREAS: Tioga County Probation needs to purchase instant urine testing products and lab services to provide confirmed test results for defendants and respondents court ordered to submit to substance abuse testing; and

WHEREAS: Tioga County Probation has obtained three estimates for the purchase of instant urine testing products as follows:

1. Premier Biotech- \$3.60 each for 12 panel test (AMP/BAR/BUP/BZO/COC/MDMA/MET/MTD/OPI/OXY/PCP/THC). Lab testing \$19.95 per analyte plus \$15.00 shipping per shipment per bag
2. Drug Tests in Bulk \$3.50 each for 16 panel test (AMP/BAR/BUP/BZO/COC/ETG/FEN/K2/MET/MDMA/MTD/OPI/PCP/THC/TRA) —only supply cups, no lab testing
3. National Test Systems \$3.60 each for 12 panel test plus adulterant test (COC/THC/MOP/AMP/MET/BZO/MTD/OXY/MDMA/BUP/FEN/ETG)

And

WHEREAS: The cost to purchase testing supplies from National Test Systems is less expensive and more expeditious for Probation's testing program; and

WHEREAS: Tioga County Probation has been using National Test Systems for their lab services and purchasing their urine samples. Confirmation with pricing as follows:

Class I Drugs: (AMP/MET/MDMA/THC/COC/BAR/MTD/PCP):	\$17.00/ drug
Class II Drugs: (OPI/OXY/6MAM/BZO/BUP/FYL/GABA/KRA/TRAM):	\$24.00/ drug
Class III Drugs: (K2/SPICE):	\$44.00/ drug

Therefore be it

RESOLVED: That the Tioga County Probation Director is approved to contract with National Test Systems to purchase instant testing supplies and lab services from November 1, 2022 to October 31, 2023, if the contract is approved by the County Attorney.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE
ED&P COMMITTEE

RESOLUTION NO. 305-22 *AUTHORIZE THE SALE AND TRANSFER OF PROPERTIES
FROM TIOGA COUNTY TO THE TIOGA COUNTY
PROPERTY DEVELOPMENT CORPORATION*

WHEREAS: The County has been approached by The Tioga County Property Development Corporation, which has made an offer to purchase properties acquired by Tioga County for nonpayment of taxes in the Villages of Newark Valley and Owego; and

WHEREAS: Tioga County has agreed to sell and transfer the following properties in the Villages of Newark Valley and Owego, NY within Tioga County to the Tioga County Property Development Corporation for One Dollar (\$1.00) each "as is"; and

WHEREAS: These acquisitions include the following properties:

58 Whig Street	Village of Newark Valley, NY	#64.15-2-10.10
10 Watson Avenue	Village of Newark Valley, NY	#64.15-2-56
247 Main Street	Village of Owego, NY	#128.08-4-41
437 Front Street	Village of Owego, NY	#129.05-4-12

Therefore be it

WHEREAS: Additional grant funds by way of the Appalachian Regional Commission (ARC) in the amount of \$75,000 have been awarded to the Tioga County Industrial Development Agency (TCIDA) for the period beginning in July 2022; and

WHEREAS: The ARC grant funds require a fifty percent (50%) match, which the Hooker Funds will be so designated up to \$75,000.00; and

WHEREAS: The TCIDA has entered into a Memo of Understanding (MOU) with Tioga County to provide the ARC funds to the County in support of the WDP; and

WHEREAS: The amount requested to be paid by the ARC starting in July 2022 is not to exceed \$75,000 until the funds are exhausted; and

WHEREAS: Appropriation of funds and budget modifications require Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

To: A6422 412891 Other General Gov Income (ARC)	\$75,000.00
From: A6422 540487 Program Expense (WDP)	\$75,000.00

And be it further

RESOLVED: That the Tioga County Legislature hereby authorizes and approves the acceptance of up to \$75,000.00 from the Tioga County Industrial Development Agency/Appalachian Regional Commission to provide 50% of the cost of salary, fringe benefits, office space and equipment for the performance of the duties of the Education Workforce Coordinator; and be it further

RESOLVED: That the ARC appropriations be re-established for the remaining unspent balance as of year-end; and be it further

RESOLVED: That the Chair of the Legislature or duly authorized representative (including County Treasurer and/or Budget Officer), is hereby authorized to make any transfers of funds required within the Economic Development budget.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standingier.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 307-22 ESTABLISHMENT OF CAPITAL RESERVE
FOR SAC BUILDINGS

WHEREAS: The Tioga County Legislature recognizes the importance of the Capital Improvements in maintaining government efficiency; and

WHEREAS: The Tioga County Legislature wishes to establish a Reserve Fund pursuant to General Municipal Law Section 6(c) to finance the future cost of Capital Improvements; therefore be it

RESOLVED: That pursuant to Section 6(c) of the General Municipal Law, as amended, there is hereby established a Capital Improvement reserve fund to be known as the "SAC Building Reserve Fund" (hereinafter "SAC Reserve Fund"). The purpose of this SAC Reserve Fund is to accumulate moneys to finance the cost of a type of Capital Improvement. The type of Capital Improvement to be financed from the SAC Reserve Fund is Land, Building, and Building Alterations; and be it further

RESOLVED: That the Tioga County Treasurer is hereby directed to deposit and secure the moneys of this SAC Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Tioga County Treasurer may invest the moneys in the SAC Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of Tioga County. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the SAC Reserve Fund. The Tioga County Treasurer shall account for the SAC Reserve Fund in a manner which maintains the separate identity of the SAC Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Legislature a detailed report of the operation and condition of the SAC Reserve Fund; and be it further

RESOLVED: That except as otherwise provided by law, expenditures from this SAC Reserve Fund shall be made only for the purpose for which the SAC Reserve Fund is established. No expenditure shall be made from this SAC Reserve Fund without

RESOLVED: That funds be transferred out of the Capital Equipment Reserve and into the SAC Building Reserve as follows:

FROM:	H387807	CAPITAL RESERVE FUND	\$2,600,335.85
TO:	H387810	SAC BUILDING RESERVE FUND	\$2,600,335.85

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO:	FINANCE COMMITTEE
RESOLUTION NO. 309-22	<i>TRANSFER OF FUNDS</i>
	<i>2022 BUDGET MODIFICATION</i>
	<i>COUNTY LIABILITY INSURANCE FUND</i>

WHEREAS: The funds budgeted for 2022 CI1910 540270 Insurance Premiums will be exceeded in October 2022; and

WHEREAS: The 2022 CI1930 540270 Liability Claims has budgeted funds available for transfer; and

WHEREAS: Transfer of funds and budget modifications require Legislative approval; therefore be it

RESOLVED: That budgeted funds be transferred as follows:

From: CI1930 540270	Insurance Claims	\$ 25,000.00
To: CI1910 540270	Insurance Premiums	\$ 25,000.00

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 310-22 *MODIFY 2022 BUDGET AND
TRANSFER FUNDS
SHERIFF'S OFFICE*

WHEREAS: Legislative approval is needed to modify the 2022 budget and transfer funds between object of expenses; and

WHEREAS: Due to the high cost of automobile fuel this year, funds need to be transferred to A3110.540220 Automobile Fuel to pay for fuel consumption for the remaining year; therefore be it

RESOLVED: That the 2022 budget be modified and transfer of funds be made as follows:

FROM:	A3110.510020	PART-TIME/TEMPORARY	\$25,000
TO:	A3110.540220	AUTOMOBILE FUEL	\$25,000

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 311-22 AMEND RESOLUTION 159-22;
AUTHORIZE WAGE REALLOCATIONS WITHIN
CSEA SALARY SCHEDULE

WHEREAS: Resolution 159-22 authorized wage reallocations within the CSEA Salary Schedule; and

WHEREAS: Upon review by the Commissioner of Public Works it was determined that a CDL-B requirement should be included in the job description for the sign maintenance worker; and

WHEREAS: Legislative approval is required for a title's wage reallocation; therefore be it

RESOLVED: That Resolution 159-22 be amended and that the following title shall be reallocated as indicated below effective October 22, 2022:

Title:	Current Wage:	New Wage:
Sign Maintenance Worker	\$18.20	\$19.70

And be it further

RESOLVED: That the employee holding the above listed title shall receive a corresponding increase to their 2022 wage effective October 22, 2022.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 312-22 *AMEND RESOLUTION 263-22;
AUTHORIZE 2022-2023 CONTRACTS WITH
SADD SCHOOL ASSOCIATES
STOP DWI*

WHEREAS: Resolution #263-22 authorized the SADD School Associates for the 2022-2023 school year; and

WHEREAS: Joan Beck was erroneously named as the Owego Apalachin School District SADD School Associate, and it should have named Cynthia Tebo; therefore be it

RESOLVED: That Resolution 263-22 be amended to read "Cynthia Tebo to serve the Owego Apalachin School District" for the 2022-2023 school year.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standinger.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

Legislator Brown moved for the adoption of the following resolution, seconded by Legislator Ciotoli.

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

RESOLUTION NO. 313-22 *AMEND 2022 BUDGET
CAPITAL BUDGET TRANSFER
INFORMATION TECHNOLOGY*

WHEREAS: The Tioga County Information Technology and Communication Services Chief Information Officer has identified a need for maintenance of the HVAC system in the room used to house computer hardware and software at 56 Main Street; and

WHEREAS: Funds are not currently available in the A1680 540350 Office Equipment Maintenance line; and

WHEREAS: The cost identified by the Chief Information Officer is approximately \$15,000, the Department of Public Works Commissioner has authorized a transfer of funds to come from the Truck Wash Facility funds not yet appropriated in the 2022 Capital Budget; and

WHEREAS: Amending of the 2022 Budget and Transfer in and out of Capital Account lines require Legislative approval; therefore be it

RESOLVED: That the Tioga County Legislature authorizes a transfer of:

FROM:	H1620 520994 BG001Truck Wash Facility	\$15,000.00
TO:	A1680 540350 Office Equipment Maintenance	\$15,000.00

And be it further

RESOLVED: That the Tioga County Budget Officer amend the 2022 Budget and appropriate funds to the following lines to accommodate for the transfer of Fund Balance:

FROM:	A1340 450310 Interfund Transfer	\$15,000.00
TO:	H9901 590715 Transfers	\$15,000.00

And be it further

RESOLVED: That the Tioga County Treasurer transfer \$15,000.00 from the Capital Fund to the General Operating Fund.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 314-22 AMEND 2022 BUDGET
SOCIAL SERVICES

WHEREAS: Tioga County Department of Social Services has been working with Information Technology and Communication Systems (ITCS) to transition our desktop computers to the county network; and

WHEREAS: ITCS has determined that 34 desktops must be replaced to facilitate this transition; and

WHEREAS: Transfer of funds between Software Expense (54) and Computers (52) requires Legislative approval; therefore be it

RESOLVED: That funding be transferred as follows:

From: A6010.540620 Software Expense	\$ 10,590.00
To: A6010.520090 Computers	\$ 10,590.00

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standinger.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 315-22 APPROPRIATION OF FUNDS AND
AMEND 2022 BUDGET
SOCIAL SERVICES

WHEREAS: Tioga County Department of Social Services has received funding through the American Rescue Plan Act of 2021: Grants To Enhance Adult Protective Services administered by the Administration of Community Living (ACL); and

WHEREAS: Appropriation of funds and budget modification requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A6010.446100 Federal Aid: Administration	\$ 25,000
To: A6010.540487 Program Expense	\$ 25,000

And be it further

RESOLVED: That available funds on 12/31/22 of the original \$25,000 will be carried forward into the New Year.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 316-22 *AMEND 2022 BUDGET*
CONTINGENCY TRANSFER REQUEST
MEDICAL EXAMINERS & CORONERS

WHEREAS: The Tioga County Coroner has reported a higher than expected number of deaths and autopsy cases for 2022, and the A1185 Medical Examiners and Coroners accounts will not have sufficient funds for the remainder of 2022 to cover the anticipated costs; and

WHEREAS: Funds will need to be transferred from the Tioga County Contingency account in order to accommodate the increasing number of cases as reported by the Tioga County Coroner; and

WHEREAS: Amending of the 2022 Budget and the appropriation of Contingent accounts require Legislative approval; therefore be it

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

FROM:	A1990 540715 Contingency Account	\$5,000.00
TO:	A1185 540590 Services Rendered	\$5,000.00

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standingier.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

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

REFERRED TO:	PUBLIC WORKS COMMITTEE
	PERSONNEL COMMITTEE

RESOLUTION NO. 317-22	AUTHORIZE CONTINUANCE OF FULL- TIME HIGHWAY WORKER (SEASONAL) POSITION PUBLIC WORKS
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WHEREAS: Resolution 107-22 authorized the creation and filling of two (2) full-time, Highway Workers (Seasonal) positions (\$13.20/HR) in the Tioga County Department of Public Works for a temporary duration from April 1, 2022 – October 7, 2022; and

WHEREAS: Resolution 133-22 amended Resolution 107-22 to reflect an hourly rate of \$14.43/HR; and

WHEREAS: One of these positions remained vacant until July; and

WHEREAS: The Commissioner of Public Works would like to extend the date of the temporary position in order to adequately staff his department; and

WHEREAS: Due to said vacancy of this position, there are sufficient funds within the department's Part Time/Temporary budget line D5110.510020 to cover an extension; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the continuance of one full-time, Highway Worker (Seasonal) position in Public Works for maximum of 800 hours through November 10, 2022.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standingier.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

Legislator Ciotoli moved for the adoption of the following resolution, seconded by Legislator Brown.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 318-22 APPOINTMENT OF REPUBLICAN
ELECTION COMMISSIONER

WHEREAS: The Chairman of the Republican Party has submitted their recommendation to the Clerk of the Legislature; therefore be it

RESOLVED: That Vera Lin Layman be and hereby is appointed Election Commissioner for the Republican Party from January 1, 2023 through December 31, 2024.

ROLL CALL VOTE

Yes – Legislators Weston, Brown, Ciotoli, Monell, Mullen, Roberts, Sauerbrey, and Standing.

No – None.

Absent – Legislator Hollenbeck.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:20 P.M.