

Second Regular Meeting
February 10, 2015

The Second Regular Meeting of 2015 was held on February 10, 2015 and was called to order by the Chair at 12:04 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Roberts to have a moment of prayer. "I would like to ask for a moment of silence for Janet Seymour, Employee of the Mental Hygiene Department and for George Penney, a former Legislator.

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

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

Legislator Hollenbeck read and presented the following recognition resolution and a plaque to Cindy Heath of the Treasurer's Office.

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

REFERRED TO: FINANCE

RESOLUTION NO. 33-15 *RESOLUTION RECOGNIZING CINDY HEATH'S
20 YEARS OF DEDICATED SERVICE TO
TIOGA COUNTY*

WHEREAS: Cindy Heath started her employment with Tioga County as an Account Clerk-Typist at DSS on September 30, 1991 and then transferred to Mental Hygiene on May 10, 1993. She then became the Senior Payroll Clerk at the Treasurer's Office on March 16, 1994 and became permanent in this position on July 25, 1995. She was appointed to the position of Payroll Supervisor on January 01, 1996 and became permanent in this position on September 16, 1996 and she has remained at this position for the remainder of her career; and

WHEREAS: Cindy Heath has been extremely dedicated and loyal in the performance of her duties and responsibilities during the past 20 years to the Treasurer's Department. She has earned the respect of her colleagues and peers throughout Tioga County; and

WHEREAS: Cindy Heath will retire on February 17, 2015; 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 Cindy Heath for her 20 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 outstanding employee, Cindy Heath.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Hollenbeck read and presented the following recognition resolution and a plaque to Carol Bailey of the Treasurer's Office.

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

REFERRED TO: FINANCE

RESOLUTION NO. 34-15 *RESOLUTION RECOGNIZING CAROL
BAILEY FOR 11 YEARS OF DEDICATED
SERVICE TO TIOGA COUNTY*

WHEREAS: Carol Bailey started her employment as a Paralegal with Tioga County on January 28, 2004; and

WHEREAS: Carol Bailey has been a great asset to the Tioga County Treasurer's Office over the years. She has strived for quality in all aspects of her job; and

WHEREAS: Carol Bailey has been dedicated and loyal in the performance of her duties and responsibilities during the past 11 years. She is well-respected by her co-workers and her colleagues throughout Tioga County; she has always used her extensive knowledge effectively to perform all her duties; and

WHEREAS: Carol Bailey retired on January 30, 2015; 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 Carol Bailey for her 11 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 outstanding employee, Carol Bailey.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED UNANIMOUSLY.

James McFadden, County Treasurer spoke. I thank the Legislature for the opportunity to speak. It is always nice to be able to recognize some of our dedicated employees once they decide to retire and move on to greener pastures I hope. Cindy Heath, she called this morning, she went out of town. She left me a voice mail that she will not be back. She probably went to a hockey game in Buffalo. Cindy came to work for me about 20 years ago. She came over from Mental Health where she had worked for a couple of years. Cindy has spit out payroll for 500 employees over 520 times the past 20 years. It is a difficult job being that it is so cyclical. Every 14 days whether you are sick, got the flu bug, or want to go on vacation, whatever, payroll comes out every 14 days. It is repetitious. It is amazing how many changes people make to their paychecks and of all the things that we have added like Roth IRAs and flexible spending, etc. over these 20 years.

“You can read some of her attributes up there, but I would just like to personally thank Cindy because she was very dedicated. There were very few problems or mistakes. We survived audits and she also did retirement reporting. She was in charge of keeping all of our employees and their history up to date with the New York State Retirement System. She also paid the IRS and New York State Income Tax, etc. very faithfully. We are going to miss her. Let me introduce you to Jessica Hobart. She is going to take over. Jessica has been training under Cindy for a year now.

"My other employee, Carol Bailey. She was my right hand when it comes to tax enforcement. She came to work for me about 11 years ago as a Paralegal. Her job was to do everything judiciously, filing notices at the County Clerk's Office, judicial notices regarding tax foreclosure and getting out letters of warnings and foreclosure deadlines, and names in the newspaper and all that, all required by New York State Law. People can turn around and sue you if you do not cover all your bases. We were actually sued three or four times over the last 11 years and we won all the cases due to her efficiencies and testimony for that matter in a Federal Court case. Carol has been replaced by Kevin Humes and we are right into our next cycle.

"Carol also along with doing efficient title searches and notifications, also handled all of our real estate closings during the month of September. We usually foreclose on about 30 some properties every August and have an auction, and she handled the real estate closings, and quite frankly worked very well with my auctioneer. We fill this room every August at our auction, but she was always there until 10:00 o'clock at night helping counting the proceeds. We are going to miss both of them. Life goes on, we wish them well. I would like to thank them for their dedication and the opportunity to speak. Thank you very much."

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		120.88
A1165	District Attorney	39.89	2,903.41
A1170	Public Defender		141.00
A1172	Assigned Counsel		5,655.02
A1173	ILS Grant		1,006.72
A1185	Medical Examiners/Coroners		5,188.58
A1325	Treasurer		1,362.98
A1355	Assessments		345.00
A1410	County Clerk		974.16
A1420	Law		1,039.00
A1430	Personnel		2,141.95
A1450	Elections		34,602.63
A1620	Buildings		75,069.80
A1621	Buildings		35,221.65
A1680	Information Technology		16,505.33
A2490	Community College Tuition		93.00
A2960	Education of Handicapped Children		137,473.37
A3020	Public Safety Comm E911 System		4,452.76

A3110	Sheriff		21,763.13
A3140	Probation		653.21
A3150	Jail		20,886.47
A3315	Special Traffic Programs		8,460.60
A3410	Fire	1,099.56	4,452.14
A3640	Emergency Mgmt Office		513.48
A4010	Public Health Nursing		748.39
A4011	Public Health Administration		2,087.67
A4012	Public Health Education		75.00
A4042	Rabies Control		834.28
A4044	Early Intervention		259.60
A4053	Preventive/Primary Health Services	561.00	605.62
A4054	Preventive Dental Services		751.77
A4062	Lead Poisoning Program		11.99
A4064	Managed Care-Dental Services		8,605.63
A4070	Disease Control		998.52
A4090	Environmental Health		45.11
A4210	Alcohol and Drug Services		12,831.23
A4211	Council on Alcoholism		21,980.66
A4309	Mental Hygiene Co Admin	299.00	9,689.86
A4310	Mental Health Clinic		46,637.44
A4311	Rehabilitation Support Services		1,854.00
A4320	Crisis Intervention Services		5,276.63
A4321	Intensive Case Management		7,708.71
A4333	Psycho Social Club		25,000.00
A6010	Social Services Administration	2,176.00	61,274.47
A6422	Economic Development		972.00
A6510	Veterans' Service		288.31
A6610	Sealer Weights/Measures		394.83
A7180	Snowmobile Grant Program		32,756.50
A7310.41	Youth Programs, Refundable		9,681.30
A7510	Historian		328.84
A7989	Tourism		150,000.00
A8020	Planning		10,777.63
A8025.41	Regional Planning 7-County Board		10,000.00
A9060	Health Insurance		3,648.47
SOLID WASTE FUND			1,834.26
SPECIAL GRANT FUND			7,689.17
LIABILITY INSURANCE FUND			355,888.83
COUNTY ROAD FUND			98,787.88
CAPITAL FUND			318,498.49
SELF-INSURANCE FUND			<u>182,530.53</u>
GRAND TOTAL			\$ 1,776,555.34

Legislator Monell made a motion to approve the minutes of January 2 and 13, 2015, seconded by Legislator Roberts, and carried.

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

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 35-15 *ERRONEOUS ASSESSMENT*
TOWN OF CANDOR

WHEREAS: An application for corrected tax roll indicates that property no. 1912, assessed to State of New York Mortgage Agency on the Town of Candor 2015 tax roll is erroneous in that RPTL 404 automatically makes the parcel wholly exempt at time of sale, and that the exemption code was not applied; and

WHEREAS: The 2015 tax bill for property no. 1912 in the Town of Candor was paid to the Candor tax collector on 1/29/15; be it therefore

RESOLVED: That tax bill #2372 for property no. 1912 in the Town of Candor be reduced to zero; and be it further

RESOLVED: That a refund of \$1,353.91 for taxes paid be issued to State of New York Mortgage Agency by the Town of Candor Tax Collector; and be it further

RESOLVED: That the erroneous town tax of \$469.81 be charged back to the Town of Candor; and the erroneous fire tax of \$135.43 be charged back to the Candor Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$33.12 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$715.55 be charged to the proper accounts in the records of the County Treasurer

ROLL CALL VOTE

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

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

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

REFERRED TO:	FINANCE COMMITTEE
RESOLUTION NO. 36-15	<i>ERRONEOUS ASSESSMENT TOWN OF NEWARK VALLEY</i>

WHEREAS: An application for corrected tax roll indicates that property no. 1571 assessed to Christopher & Michelle Duffek on the 2015 tax roll of the Town of Newark Valley is erroneous in that an application for an AG exemption was filed in a timely manner but did not appear on the 2015 tax roll; and

WHEREAS: The 2015 town and county bill for property no. 1571 has not yet been paid to the Town of Newark Valley tax collector; be it therefore

RESOLVED: That a new bill be issued to Christopher & Michelle Duffek for property no. 1571 by the Town of Newark Valley tax collector as follows:

	<u>Bill #801/Acct 1571</u>	<u>Corrected Bill #801/Acct 1571</u>
County	\$1,958.72	\$ 1,786.08
Recycle	90.67	82.68
Townwide	796.12	725.95
Newark Valley Fire	<u>230.08</u>	<u>209.80</u>
	\$ 3,075.59	\$ 2,804.51

and be it further

RESOLVED: That the erroneous town tax of \$70.17 be charged back to the Town of Newark Valley and the erroneous fire tax of \$20.28 be charged back to the Newark Valley Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$7.99 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$172.64 be charged to the proper accounts in the records of the County Treasurer.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 37-15 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

WHEREAS: An application for corrected tax roll for property No. 607, assessed to Phillip M Petrusky on the 2015 tax roll of the Town of Owego indicates that the 2014-15 village taxes were releived to the town and county bill in error; be it therefore

RESOLVED: That a new 2015 tax bill be issued by the Town of Owego Tax Collector to Phillip M Petrusky for property no. 607 as follows:

	<u>Bill Property #607</u>	<u>NEW Bill Property #607</u>
County	124.07	124.07
Recycle	5.74	5.74
Townwide	12.21	12.21
Rtn Village	<u>948.14</u>	<u> </u>
	1,090.16	142.02

RESOLVED: That the erroneous village tax and interest of \$886.11 be charged back to the Village of Owego; and be it further

RESOLVED: That the erroneous county penalty amount of \$62.03 be charged to the proper accounts in the records of the County Treasurer.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 38-15 APPROPRIATION OF FUNDS
PUBLIC HEALTH

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

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

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

RESOLVED: That funding be appropriated as follows:

From: A3401.12 State Aid – Health Education	\$ 7,000
To: A4012.40-640 Health Education: Supplies	\$ 7,000

ROLL CALL VOTE

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

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 39-15 *APPROPRIATIONS OF FUNDS*
PUBLIC HEALTH

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

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

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

RESOLVED: That funding be appropriated as follows:

From: A3401.12 State Aid – Health Education \$ 3,300

To: A4012.40-640 Health Education: Supplies \$ 3,300

ROLL CALL VOTE

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

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

Legislator Huttleston came into the Chambers at 12:11 P.M.

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

REFERRED TO: PUBLIC WORKS
FINANCE

RESOLUTION NO. 40-15 *RE-ESTABLISH PRIOR YEAR*
PUBLIC WORKS PROJECTS

WHEREAS: Prior year Public Works Capital Projects and Tropical Storm Flood Projects need to be re-established for the remaining balance as of year-end 2014 for completion in 2015 ; therefore be it

RESOLVED: That the following accounts and amounts be re-established:

Bridge Projects		BIN	Amt to Establish
H2009.02	East River Rd.	3335410	\$ 1,377,516.08
H2013.05	Catatonk Hill Rd	3335130	\$ 14,822.36
H2013.06	Ellis Creek Rd	3334900	\$ 750,000.00
H2013.07	West Creek Rd	3335150	\$ 30,000.00
H2013.09	Hamilton Valley Rd	3334950	\$ 611,098.42
H2014.01	Ellis Creek Rd	3334880	\$ 666,845.53
H2014.02	Penn Ave Bridge	3335490	\$ 30,500.00
H2014.03	Allyn Road	2218960	\$ 30,045.00
H2014.08	Coddington Rd	3335100	\$ 59,600.00
H2014.09	Glen Road	3335320	\$ 59,600.00
H2014.10	Blewer Rd	2218580	\$ 63,955.00

Bridge Maintenance Program PIN

D5110.40 -50 Bridge Projects	9753.83	\$ 25,000.00
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Capital Projects Tropical Storm Flood

H1624.20- 403 Records Mitigation	\$ 192,732.44
H1624.20 Trop. Storm Flood Capital	\$ 557,267.56
H1625.20 -403 Records Mitigation	\$ 12,474.70

Capital Construction

H1620.20-927 Court House Ext. Renov.	\$ 421,675.31
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Capital Equipment

H5130.21-908 Tandem Dump Truck	\$ 230,000.00
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And be it further

RESOLVED: That the applicable corresponding revenue sources shall also be re-established in the 2015 modified budget.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 41-15 *AUTHORIZE TRANSFER OF FUNDS FROM
CAPITAL RESERVE FOR PUBLIC LAND, STRUCTURES
AND EQUIPMENT*

WHEREAS: Tioga County established a Capital Reserve for Public Land, Structures and Equipment per Resolution No 320-13; and

WHEREAS: Tioga County funded the Capital Reserve For Public Land, Structures and Equipment per Resolution No. 323-13 for \$610,731.78; and

WHEREAS: Tioga County adopted the 2015 budget that included equipment purchase requests according to the Capital Improvement Plan, for a total of \$360,000.00 for Road Machinery, \$180,000.00 for Buildings & Grounds and \$30,000.00 for Public Safety for 2015; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chief Accountant/Budget Officer to transfer funds out of the Capital Reserve For Public Land, Structures, and Equipment H878.07 to appropriate the budgeted funds to the individual capital equipment accounts as follows:

Total for 2015	\$570,000.00
H1620.20-909 Pick up Truck with Plow	\$ 30,000.00
H1620.20-923 HHS Generator	\$150,000.00
H3020.21-230 E911 Capital	\$ 10,000.00
H3150.21-130 Jail Capital	\$ 20,000.00
H5130.21-901 Mowing Tractor	\$100,000.00
H5130.21-908 Tandem Axle Truck	\$230,000.00
H5130.21-909 1 Ton Pick up with Plow	\$ 30,000.00

ROLL CALL VOTE

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

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. 42-15 *EXTEND YOUTH BOARD MEMBERS 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. 58-12 and 250-12 and terms have expired; now therefore be it

RESOLVED: That the following listed representative terms be extended as follows:

	<u>TERM</u>
Dan Sloat (Extending Term)	01/01/2015 – 12/31/2018
Petrea Rae(Extending Term)	01/01/2015 – 12/31/2018

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 43-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY
BOARD OF HEALTH
PUBLIC HEALTH

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

WHEREAS: The appointed term for William Standinger III on the Board of Health expired 12/31/14; and

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

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

RESOLVED: That William Standinger III be re-appointed to the Tioga County Board of Health for a term of 1/1/2015-12/31/2017.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 44-15 RABIES DONATION COMMITTEE
PUBLIC HEALTH

WHEREAS: Terms of office for the members of the Rabies Donation Committee have expired; and

WHEREAS: The Public Health Director, Chair of Health and Human Services Committee and the Treasurer or his/her designee, have agreed to serve for another three-year term; therefore be it

RESOLVED: That the Public Health Director, Chair of Health and Human Services Committee and Treasurer or his/her designee, be re-appointed to the Rabies Donation Committee for the term of 1/1/2015-12/31/2017.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 45-15 APPOINT MEMBER
BOARD OF ETHICS

WHEREAS: Valarie Kranz, minority appointment, on the Board of Ethics term has resigned; and

WHEREAS: Alberta Weisz has agreed to serve on the Board of Ethics; now therefore be it

RESOLVED: That Alberta Weisz, minority appointment, be hereby appointed to replace and fill the unexpired term of Valarie Kranz on the Board of Ethics effective from 2/11/15 to 3/31/16.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 46–15

*RESOLUTION URGING GOVERNOR CUOMO
AND THE NEW YORK STATE LEGISLATURE TO
ADVANCE FUNDING AND EXPEDITE
COMPLETION OF THE INTERSTATE 86
PROJECTS IN BROOME, DELAWARE,
SULLIVAN, AND ORANGE COUNTIES*

WHEREAS: Governor Pataki committed to a ten-to-twelve year construction program to complete the Route 17 conversion to I-86 beginning with the first designation (177 miles Tioga County West to Pennsylvania) on December 3, 1999; and

WHEREAS: Designation of New York State Route 17 to I-86 provides a highway network with connection to every Interstate Highway located within New York State and Interstate Highways leading into Pennsylvania; and

WHEREAS: The upgrade and designation of Route 17 as I-86 will make the region more competitive and able to attract substantial growth in business, industry, and tourism as well as improve the safety of the traveling public; and

WHEREAS: The New York I-86 Economic Development Benefit Study, issued in January 2000, which was widely accepted and quoted at all levels of government, called for an aggressive eight-year construction period that would result in a 3.2 billion dollar direct economic benefit to communities along the I-86 Highway Corridor once the conversion has been completed; and

WHEREAS: With proper funding and resources (Fast Track/Design Build) for the remaining projects in Broome, Delaware, Sullivan, and Orange Counties, the conversion of Route 17 to I-86 could be completed many years sooner than on the present schedule providing vast economic benefits to the Hudson Valley, Southern Tier, and Western New York regions and would yield significant economic benefits for the nation by facilitating national freight flows, reducing travel times, improving safety, and enhancing access to markets, completion would create new jobs and greater value-added activity; and

WHEREAS: The New York State Department of Transportation in the latest update to its capital program proposes to delay to 2017 the first stage of the two stage Exit 131 reconstruction project which was to have begun in 2013; and

WHEREAS: The Exit 131 reconstruction project will address critical traffic control and safety needs in the region due to the expected reductions in severe traffic delays and congestion arising near this connection to the New York Thruway (I-87/Harriman) and New York State Route 17 (future I-86); and

WHEREAS: The New York State Department of Transportation has also proposed to delay construction to Exit 122 (State Route 3 westbound ramps) to 2017; and

WHEREAS: The Highway Committee has recommended that the Tioga County Legislature authorize this Resolution; now therefore, be it

RESOLVED: That the Tioga County Legislature does hereby request Governor Andrew Cuomo and the New York State Legislature advance funding (Fast Track/Design Build) expediting completion of the projects in Broome, Delaware, Sullivan and Orange Counties on New York State Route 17 so that the same may be converted to Interstate Route 86; and, be it further

RESOLVED: That the Clerk of the Legislature is hereby authorized and directed to forward certified copies of this resolution to Governor Andrew Cuomo, Honorable Christopher Friend, Honorable Thomas Libous, the Inter-county Association of Western New York, the New York State Association of Counties, and the I-86 Corridor Counties (Cattaraugus, Chautauqua, Allegany, Steuben, Tioga, Broome, Delaware, Sullivan, Orange).

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 47-15 *AUTHORIZING THE IMPLEMENTATION
AND FUNDING IN THE FIRST INSTANCE
100% OF THE FEDERAL-AID AND STATE
"MARCHISCELLI" PROGRAM-AID ELIGIBLE
COSTS OF A TRANSPORTATION FEDERAL-
AID PROJECT AND APPROPRIATING FUNDS
THEREFORE*

WHEREAS: A project for the Tioga County Bridge Preventative Maintenance Program (FFY 15), PIN 9753.97 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs 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 and Design work: therefore be it

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

RESOLVED: That the Tioga County Legislature authorizes establishing a Federal Revenue Account D4502.00 for funds related to the above mentioned project; and be it further

RESOLVED: That the sum of \$25,000 has been budgeted and is hereby appropriated from the Bridge Projects Account D5110.40 use code 50; and be it 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 the notification by the New York State Department of Transportation thereof: and be it further

RESOLVED: That the Chair of the County of Tioga 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 be it 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 be it further

RESOLVED: This Resolution shall take effect immediately.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 48-15 *AUTHORIZING LEGISLATIVE CHAIR TO
SIGN SUBORDINATION AGREEMENT
WITH CHEMUNG CANAL TRUST CO.*

WHEREAS: Tioga County conveyed property located at 1023 Route 38, Owego, NY to Tioga Opportunities Program, Inc. by deed dated June 12, 1984; and

WHEREAS: The County reserved a first right to repurchase the premises upon the resale or conveyance of the property described in the deed; and

WHEREAS: Tioga Opportunities wishes to give a mortgage loan to Chemung Canal Trust Company using the property described in the deed as collateral but Chemung Canal Trust will not loan the money to Tioga Opportunities unless the County agrees to subordinate their Right of First Refusal to Chemung Canal Trust, therefore be it

RESOLVED: That Tioga County agrees to subordinate its Right of First Refusal; and be it further

RESOLVED: That the Tioga County Legislature authorizes and directs the Legislative Chair to sign the Subordination Agreement with Chemung Canal Trust Company.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 49-15 *EXTEND TERM OF LEASE WITH
TIOGA COUNTY SOIL AND WATER
CONSERVATION DISTRICT*

WHEREAS: The Tioga County Soil and Water Conservation District (SWCD) entered into a Lease with Tioga County, effective January 1, 2006, for the land at 183 Corporate Drive, which Lease expires December 31, 2015; and

WHEREAS: Said Lease gives SWCD the right to extend the term of the Lease for four additional ten year periods upon giving the County six months prior notice provided SWCD is not in default of any of the material provisions of the Lease; and

WHEREAS: SWCD has advised the County of its desire to exercise its right to a ten year extension of the lease; and

WHEREAS: SWCD is not in default of any material provisions of the Lease; therefore be it

RESOLVED: That the aforementioned Lease is hereby extended for an additional ten year period, to expire December 31, 2025, unless otherwise extended as approved by the County Attorney.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 50-15 *AMENDING POLICY 26
TIOGA COUNTY ETHICS LAW,
SCHEDULE A*

WHEREAS: Policy 26 Tioga County Ethics Law needs to have Schedule A amended; therefore be it

RESOLVED: That Tioga County Ethics Law Policy 26, Schedule A be hereby amended as follows:

POSITION

AG & FARMLAND PROTECTION BOARD MEMBERS (ALL)
ASSIGNED COUNSEL ADMINISTRATOR
BOARD OF HEALTH MEMBERS (ALL)
BUDGET OFFICER
CAPTAIN, OPERATIONS OFFICER
CHIEF ACCOUNTANT
CLERK TO THE LEGISLATURE AND DEPUTY CLERK

CLINICAL PROGRAM DIRECTOR
COMMISSIONERS OF BOARD OF ELECTIONS AND DEPUTIES
COMMISSIONER OF PUBLIC WORKS AND DEPUTY
COMMISSIONER OF SOCIAL SERVICES AND DEPUTY COMMISSIONER
COMMUNITY SERVICE BOARD MEMBERS (ALL)
CORONERS (ALL)
COUNTY ATTORNEY AND ASSISTANTS
COUNTY CLERK AND DEPUTY
COUNTY PLANNING DIRECTOR
COUNTY SHERIFF AND UNDERSHERIFF
COUNTY TREASURER AND DEPUTY
DIRECTORS OF ADMINISTRATIVE SERVICES
DIRECTOR OF COMMUNITY SERVICES
DIRECTOR OF EMERGENCY PREPAREDNESS AND DEPUTY DIRECTOR
DIRECTOR OF EMPLOYMENT & TRANSITIONAL SUPPORT
DIRECTOR OF INFORMATION TECHNOLOGY & COMMUNICATION SYSTEMS
DIRECTOR OF REAL PROPERTY TAX SERVICES
DIRECTOR OF VETERANS' SERVICE AGENCY
DIRECTOR OF WEIGHTS & MEASURES I
DIRECTOR OF ECONOMIC DEVELOPMENT & PLANNING
DEPUTY DIRECTOR ECONOMIC DEVELOPMENT
DISTRICT ATTORNEY AND ASSISTANTS
ETHICS BOARD MEMBERS (ALL)
FIRE ADVISORY BOARD (ALL)
FIRE COORDINATOR AND ASSISTANT FIRE COORDINATORS
PUBLIC HEALTH DIRECTOR AND DEPUTY DIRECTOR
HISTORIAN
INDUSTRIAL DEVELOPMENT AGENCY MEMBERS (ALL)
LEGISLATORS (ALL)
LOCAL DEVELOPMENT CORPORATION AGENCY MEMBERS (ALL)
MATERIALS RECOVERY MANAGER
PERSONNEL OFFICER
PLANNING BOARD MEMBERS (ALL)
PROBATION DIRECTOR II
PUBLIC DEFENDER AND ASSISTANTS
PUBLIC HEALTH ENGINEER/TRAINEE
RECORDS MANAGEMENT OFFICER
SAFETY OFFICER
TIOGA TOBACCO ASSET SECURITIZATION CORP. BOARD MEMBERS (ALL)
YOUTH BUREAU DIRECTOR
YOUTH BUREAU MEMBERS (ALL)

And be it further

RESOLVED: That the remainder of Tioga County Ethics Law Policy 26 shall remain in full force and effect.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

ED & P COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 51-15

*AUTHORIZE APPOINTMENT OF
ECONOMIC DEVELOPMENT
SPECIALIST IN THE ECONOMIC
DEVELOPMENT & PLANNING
DEPARTMENT*

WHEREAS: Resolution 315-14 authorized the funding of a full-time Economic Development Specialist position as of January 1, 2015; and

WHEREAS: The Director of Economic Development & Planning has conducted a recruitment search and has identified a qualified candidate; therefore be it

RESOLVED: That the Director of Economic Development & Planning is hereby authorized to appoint a candidate to the position of Economic Development Specialist at an annual salary of \$39,779 effective on or after February 23, 2015; and be it further

RESOLVED: That said appointment shall be provisional pending the outcome of a civil service examination.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – Legislator Sullivan.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 52-15 *CREATE AND FILL POSITION
PUBLIC DEFENDER'S OFFICE*

WHEREAS: The County has secured a grant intended for increasing legal services provided to indigent persons; and

WHEREAS: The Public Defender has identified that creation of a part-time position to assist with legal research and preparation of court documents would be of great assistance in representing the clients; therefore be it

RESOLVED: That one part-time (17 hours per week) position of Paralegal is created and may be filled effective February 11, 2015 at a 2015 hourly rate of \$15.42 in the Public Defender's office; and be it further

RESOLVED: That the Public Defender's 2015 authorized part-time headcount shall increase from 4 to 5.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

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

REFERRED TO: LEGISLATIVE WORKSESSION
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 53-15 *AMEND RESOLUTION #31-15;
EXTEND TEMPORARY POSITION
(LEGISLATIVE OFFICE)*

WHEREAS: Resolution #31-15 authorized a full-time temporary Account Clerk/Typist position in the Legislative Office through February 20, 2015; and

WHEREAS: There is a need to extend the duration of this temporary position due to an extension of another employee's leave of absence; and

WHEREAS: As of February 21, 2015 this temporary employee will also be performing work for the Treasurer's Office; therefore be it

RESOLVED: That Resolution #31-15 is hereby amended to allow the temporary Account Clerk/Typist position in the Legislative Office to continue through March 20, 2015, or until the return of the employee on medical leave, whichever occurs sooner; and be it further

RESOLVED: That the temporary Account Clerk/Typist position is authorized for up to 35 hours per week.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:17 P.M.