

LATE-FILE

REFERRED TO: FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -25 RESOLUTION IN SUPPORT OF CONGRESSMAN
NICK LANGWORTHY'S ENERGY CHOICE ACT
(H.R. 3699, S.1945) AND IN OPPOSITION TO
GOVERNMENT-MANDATED NATURAL GAS BANS

WHEREAS: Affordable and reliable energy is essential to the health, safety, and economic prosperity of New York families, businesses, and communities; and

WHEREAS: Natural gas remains a dependable, cost-effective, and clean-burning energy source used by millions of New Yorkers to heat their homes, cook their food, and power their businesses; and

WHEREAS: In 2019, New York State enacted the Climate Leadership and Community Protection Act (CLCPA), which mandates aggressive emissions reductions and serves as the foundation for sweeping energy restrictions, including efforts to phase out natural gas; and

WHEREAS: Building on the CLCPA, Governor Kathy Hochul and the New York State Legislature in 2023 enacted provisions in the state budget banning natural gas and other fossil fuel hookups in most new residential and commercial buildings, effective 2026 for smaller buildings, and 2029 for larger buildings, thereby eliminating consumer choice and limiting access to affordable energy; and

WHEREAS: Governor Hochul has publicly supported these bans and related measures as part of her administration's climate and energy agenda, despite widespread concerns that such mandates will increase costs, strain grid reliability, and restrict energy diversity; and

WHEREAS: These top-down policies undermine affordability, threaten reliability during peak demand, and strip away the freedom of consumers and businesses to choose the energy sources that best meet their needs; and

WHEREAS: Congressman Nick Langworthy of New York and Senator Jim Justice of West Virginia introduced the Energy Choice Act (H.R. 3699, S. 1945), federal legislation that ensures state and local governments cannot restrict consumer access to natural gas and other affordable energy sources, thereby protecting freedom of choice for New Yorkers and all Americans; and

WHEREAS: The Energy Choice Act would safeguard households, small businesses, hospitals, farmers, and manufacturers from harmful government overreach and preserve access to an “all-of-the-above” energy strategy that strengthens reliability and affordability; therefore be it

RESOLVED: That the Tioga County Legislature strongly supports the Energy Choice Act as introduced by Congressman Langworthy (H.R. 3699) and Senator Justice (S. 1945) and stands firmly opposed to New York State’s natural gas bans, the CLCPA-driven restrictions, and other state energy mandates that eliminate consumer choice; and be it further

RESOLVED: That the Tioga County Legislature urges Congress to pass the Energy Choice Act to defend consumer choice, protect energy affordability, and preserve reliable access to natural gas for New Yorkers; and be it further

RESOLVED: That copies of this resolution be sent to Congressman Nick Langworthy, Senator Jim Justice, the New York Congressional delegation, Senators Chuck Schumer and Kirsten Gillibrand, Governor Kathy Hochul, and leadership of the New York State Legislature.

REFERRED TO:

FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -25

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

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

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

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

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

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

REFERRED TO:

FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -25

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

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

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

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

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

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

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -25 AUTHORIZE SALE OF COUNTY
OWNED PROPERTIES ACQUIRED
FOR DELINQUENT TAXES

WHEREAS: Tioga County is the owner of numerous properties that it has acquired for delinquent taxes, which are surplus to the County needs; and

WHEREAS: It is the intent of the Tioga County Legislature to place the properties back on the tax rolls; therefore be it

RESOLVED: That the following properties be sold at a public auction, conducted by Manasse Auctioneers.

Village of Waverly

166.16-2-13; Brougham William K

166.12-3-8; Comstock Thomas E

166.18-2-28; Estate Fravel Teresa

166.18-1-18; Estate Smith Ethel

166.19-1-40; Wittig Russell

Town of Barton

145.00-2-30; Searles Patricia Belva

Town of Berkshire

16.00-2-8; Rupert Willis C

Town of Candor

70.00-1-30; Conaway James L

38.00-1-23; Jones Gerald R

61.00-1-14.20; Middaugh Michael F

38.00-1-43; Newby Wanda

Village of Newark Valley

64.15-2-33; Ridgway Roxann Lynn

64.15-1-10; Underwood Ronald M

Town of Newark Valley

64.00-1-42; Fitzgerald Brian

75.18-1-24.12; Shrauger Robert

Town of Nichols159.00-2-31; Bennett, William157.00-4-3.30; Butler James168.00-3-20; Whitman Harry D168.00-3-21; Whitman Harry DVillage of Owego117.20-2-6; Ochu Martins O117.19-2-62; Owego Holdings 2021 LLC129.05-1-10; Owego Holdings 2021 LLCTown of Owego130.00-2-66.112; 4280 W 434, LLC153.07-1-36; Bell David131.19-1-26; Depuysselier Laverne153.06-2-13; Schweitzer Christine A107.00-1-6.212; Warren Benjamin143.13-1-20; County of TiogaTown of Richford12.00-1-28.41; Brown Reginald12.00-1-21.11; Wert Daniel12.00-1-21.90; Wert DanielTown of Tioga148.08-1-23; Major Lynn W

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -25

AUTHORIZE THE SALE OF COUNTY OWNED
PROPERTY LOCATED IN THE TOWN OF CANDOR
TO JOSEPH ROSE

WHEREAS: Property located in the Town of Candor transferred to Tioga County, identified as Tax Map number 38.00-1-3, parcel number 739 owes 2023, 2024 and 2025 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by Joseph Rose who has made an offer to purchase back their property for \$17,358.76 "as is", thereby placing the properties back on the tax rolls; therefore be it

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$17,358.76 and recording costs of \$195.00, a Quit Claim Deed conveying the property transferred to Tioga County, located in the, Town of Candor, identified on the Town of Candor Tax Map as number 38.00-1-3 parcel number 739 to Joseph Rose or assigns.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -25

AUTHORIZE THE SALE OF
COUNTY OWNED PROPERTY LOCATED IN THE
TOWN OF RICHFORD TO
MONUMENT PROPERTY GROUP LLC

WHEREAS: Property located in the Town of Richford, transferred to Tioga County, identified as Tax Map number 15.00-2-10, parcel number 609 owes 2023, 2024, and 2025 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by Monument Property Group LLC, which has made an offer to purchase back his property for \$8,453.34 "as is", thereby placing the property back on the tax rolls; therefore be it

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$8,453.34 and recording costs of \$195.00, a Quit Claim Deed conveying the property transferred to Tioga County, located in the Town of Richford, identified on the Town of Richford Tax Map as number 15.00-2-10 parcel number 609 to Monument Property Group LLC or assigns.

REFERRED TO:

FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -25

RESCIND AND REPLACE RESOLUTION NO. 302-25;
RESOLUTION OF THE TIOGA COUNTY
LEGISLATURE IMPOSING GENERAL SALES AND
COMPENSATING USE TAXES, PURSUANT TO THE
AUTHORITY OF SECTION 1210 OF ARTICLE 29 OF
THE NEW YORK TAX LAW

WHEREAS: Resolution No. 302-25 adopted on August 21, 2025 is hereby rescinded and replaced in its entirety; therefore be it

RESOLVED: That the enactment by the County Legislature of the County of Tioga is as follows:

SECTION 1. Resolution No. 231-15, adopted by the County Legislature of the County of Tioga on October 13, 2015, shall expire and be deemed repealed on December 1, 2025; provided however, that all provisions of such Resolution No. 231-15 in respect to the imposition, exemption, assessment, payment, payment over, determination, collection, and credit or refund of tax, interest and penalty imposed thereunder, the filing of forms and returns, the preservation of records for the purposes of such tax, the disposition of revenues, and any civil and criminal penalties applicable to the violation of the provisions of such Resolution No. 231-15 shall continue in full force and effect with respect to all such tax accrued for periods prior to December 1, 2025 in the same manner as if such provisions were not so repealed.

SECTION 2. Imposition of general sales and compensating use taxes. There are hereby imposed and there shall be paid within this County all of the sales and compensating use taxes described in Article Twenty-Eight of the New York Tax Law as authorized by subdivision (a) of section twelve hundred ten of such law, at the rate of three percent.

SECTION 3. In addition to the sales and compensating use taxes imposed by section two of this Resolution at the rate of three percent, there are hereby imposed and there shall be paid in this County such sales and compensating use taxes at the additional rate of one percent, for the period commencing December 1, 2005, and ending November 30, 2027.

SECTION 4. Local options. Notwithstanding any contrary provision of this enactment or other law:

- (a) Motor fuel and diesel motor fuel described in subdivision (m) of section eleven hundred eleven of the Tax Law shall not be taxed at a rate of cents per gallon.
- (b) The clothing and footwear exemption described in paragraph thirty of subdivision (a) of section eleven hundred fifteen of the Tax Law shall apply to the taxes imposed by this enactment.
- (c) The residential solar energy systems equipment, installation service, and electricity exemptions described in subdivision (ee) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.
- (d) The commercial solar energy systems equipment, installation service, and electricity exemptions described in subdivision (ii) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.
- (e) The commercial fuel cell electricity generating systems equipment, installation service, and gas and electricity exemptions described in subdivision (kk) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.
- (f) Residential energy sources and services described in paragraph three of subdivision (a) of section twelve hundred ten of the Tax Law shall be subject to the three percent sales and compensating use tax imposed by Section 2 of this resolution but shall be exempt from the one percent additional rate imposed by Section 3 of this resolution.

SECTION 5. Taxes in addition to others. The taxes imposed by this enactment are in addition to any and all other taxes authorized or imposed under any other provision of law.

SECTION 6. The taxes imposed by this enactment shall be administered and collected by the State Commissioner of Taxation and Finance as provided in Articles Twenty-eight and Twenty-nine of the Tax Law. The provisions of Articles Twenty-eight and Twenty-nine of the Tax Law and any provision of the Tax Law or other law that applies to such articles, relating or applicable to the taxes imposed by this enactment, including the applicable definitions, transitional provisions, limitations, special provisions, exemptions, exclusions, refunds,

credits and administrative provisions, so far as those provisions can be made applicable to the taxes imposed by this enactment, shall apply to the taxes imposed by this enactment with the same force and effect as if those provisions had been incorporated in full into this enactment and had expressly referred to the taxes imposed by this enactment, except to the extent that any of those provisions is either inconsistent with or not relevant to the taxes imposed by this enactment.

SECTION 7. Effective date. This resolution shall take effect immediately; provided however: Sections 1, 2, 5 and 6 of this resolution shall be deemed to have been in full force and effect on September 1, 1968. Section 4(b) of this resolution shall be deemed to have been in full force and effect on June 1, 2005; Section 4(f) of this resolution shall be deemed to have been in full force and effect on March 1, 1994.