

Fifth Special Meeting
August 21, 2025

The Fifth Special Meeting of 2025 was held on August 21, 2025 and was called to order by the Deputy Chair at 10:05 a.m. Legislators Aronstam, Brown, Bunce, Ciotoli, Flesher, Monell, and Roberts were present with Legislator/Chair Sauerbrey and Legislator Standinger being absent.

Deputy Chair Monell asked Legislator Brown to have a moment of prayer. "Lord, thank you for letting us gather today to continue doing, to the best of our abilities, the leading of Tioga County."

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

There were six people in attendance.

Legislator Brown made a motion to bring forth three (3) resolutions for Legislature consideration, seconded by Legislator Roberts. Motion carried.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 302-25 *RESOLUTION OF THE LEGISLATURE OF TIOGA COUNTY AMENDING RESOLUTION NO. 231-15 TO EXTEND IMPOSITION OF AN ADDITIONAL ONE PERCENT RATE OF SALES AND COMPENSATING USE TAX FOR A PERIOD OF TWO YEARS THROUGH NOVEMBER 30, 2027*

WHEREAS: By Resolution No. 231-15, the Tioga County Legislature imposed in this county and decreed there shall be paid all of the sales and compensating use taxes described in Article Twenty-nine of the New York State Law as authorized by subdivision (a) of section twelve hundred ten of the Tax Law, at the rate of three percent. In addition to those taxes imposed at the rate of three percent, Resolution No. 231-15 imposed in this county and decreed there shall be paid such sales and compensating use taxes at the additional rate of one percent through November 30, 2017; and

WHEREAS: By Resolution No. 184-17, the Tioga County Legislature amended Resolution No. 231-15 imposed in this county and decreed there shall be paid such sales and compensating use taxes at the additional rate of one percent through November 30, 2020; and

WHEREAS: By Resolution No. 118-20, the Tioga County Legislature amended portions of Resolution No. 184-17 that amended Resolution No. 231-15 imposed in this county and decreed there shall be paid such sales and compensating use taxes at the additional rate of one percent through November 30, 2023; and

WHEREAS: By Resolution No. 306-23, the Tioga County Legislature amended Section One of Resolution No. 231-15, as amended by Resolution No. 184-17, as amended by Resolution No. 118-20; and

WHEREAS: Section 1. Clause 17 of subparagraph (i) of the opening paragraph of Section 1210 of the tax law, as amended by Chapter 243 of the Laws of 2023 is amended to read as follows:

(17) the County of Tioga is hereby further authorized and empowered to adopt and amend local laws, ordinances or resolutions imposing such taxes at a rate which is: (i) one-half of one percent additional to the three percent rate authorized above in this paragraph for such county for the period beginning September first, nineteen hundred ninety-three, and ending November thirtieth, two thousand three; and (ii) one percent additional to the three percent rate authorized in this paragraph for such county for the period beginning December first, two thousand five, and ending November thirtieth, two thousand twenty-seven; and

WHEREAS: The Tioga County Legislature wishes to amend Resolution No. 231-15, as amended by Resolution No. 184-17, as amended by Resolution No. 118-20, as amended by Resolution No. 306-23 to impose the additional one percent of sales and compensating use taxes for a period of two additional years through November 30, 2027; therefore be it

RESOLVED: By the Legislature of Tioga County, that Section One of Resolution No. 231-15, as amended by Resolution No. 184-17, as amended by Resolution No. 118-20, as amended by Resolution No. 306-23 shall be amended to read as follows:

“SECTION I: Imposition of general sales and compensating use taxes. There are hereby imposed in this county and there shall be paid all of the sales and compensating use taxes described in Article Twenty-nine of the New York Tax Law as authorized by subdivision (a) of section twelve hundred ten of the Tax Law, at the rate of three percent. In addition to those taxes imposed at the rate of three percent, there are hereby imposed in this county and there shall be paid such sales and compensating use taxes at the additional rate of one percent for the period commencing December 1, 2025, and ending November 30, 2027”; and be it further

RESOLVED: That this enactment shall take effect December 1, 2025.

ROLL CALL VOTE

Yes – Legislators Brown, Bunce, Ciotoli, Flesher, Monell, Roberts, and Aronstam.

No – None.

Absent – Legislator/Chair Sauerbrey and Legislator Standing.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 303 -25 *AUTHORIZING AND APPROVING A SETTLEMENT
AGREEMENT WITH SANDOZ 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: Sandoz has offered to settle the claims against it 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 this matter with respect to Sandoz without further litigation and enter into an agreement to settle all allegations against Sandoz and avoid protracted litigation; therefore be it

RESOLVED: That Tioga County is authorized to participate in the proposed settlement with Sandoz 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 Sandoz and distribute the proceeds between the participating Plaintiffs.

ROLL CALL VOTE

Yes – Legislators Brown, Bunce, Ciotoli, Flesher, Monell, Roberts, and Aronstam.

No – None.

Absent – Legislator/Chair Sauerbrey and Legislator Standingier.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 304-25 *AWARD BID FOR CANDOR TOWER
ELECTRICAL UPGRADE
OFFICE OF EMERGENCY SERVICES*

WHEREAS: The Tioga County Office of Emergency Services sought bids for the Candor Tower Electrical Upgrade, which is associated with the ongoing Radio Tower Project; and

WHEREAS: On August 8, 2025, the Tioga County Office of Emergency Services received sealed bids from the following:

Diekow Electric, Inc.	\$392,000
Highland Valley Electric	\$163,800
Triple E Power & Light LLC	\$ 73,150

Therefore be it

RESOLVED: That the Tioga County Legislature award the bid to the lowest bidder, Triple E. Power & Light LLC, Vestal, NY, not to exceed \$73,150 to be paid from Account H3021.540140.ST22.

County Administrator Bailey spoke. "Consultant, Frank Yoder, is bringing this forward to get the electrical remediated for the Canor Tower site. There is a time factor involved, so they did not want to wait until the next meeting because they need to contract with the next person to begin the site remediation.

Legislator Ciotoli spoke. "So, this is all part of the process."

County Administrator Bailey spoke. "Yes, if we do not do it now, it will delay to the next meeting and that will delay that part of the construction."

ROLL CALL VOTE

Yes – Legislators Brown, Bunce, Ciotoli, Flesher, Monell, Roberts, and Aronstam.

No – None.

Absent – Legislator/Chair Sauerbrey and Legislator Standing.

RESOLUTION ADOPTED.

The meeting adjourned at 10:08 a.m.