


<p>Agenda</p> 	<p style="text-align: center;">TIOGA COUNTY LEGISLATURE</p> <p style="text-align: right;">1/15/2019 12:00 PM EDWARD D. HUBBARD AUDITORIUM Ronald E. Dougherty County Office Building 56 Main Street Owego NY 13827</p>	
<p>Meeting called by:</p>	<p>Chair Martha Sauerbrey</p>	
<p>Type of meeting:</p>	<p>1st Regular</p>	
<p>Attendees:</p>	<p>Legislator Balliet Legislator Hollenbeck Legislator Monell Legislator Mullen Legislator Roberts Legislator Sauerbrey Legislator Standinger Legislator Sullivan Legislator Weston</p>	
<p>Agenda topics</p>		
<p>Invocation Pledge of Allegiance Recognition Resolution (1) Proclamation (1) Privilege of the Floor</p>	<p>Legislator Sullivan Legislator Sullivan Recognition Resolution Christine Anthony National Radon Action Month</p>	

<p>Approval of Minutes</p> <p>Petitions, Communications & Notices</p> <p>Appointments/Reappointments</p> <p>STANDING COMMITTEES 2019</p> <p>Reports Standing Committees</p>	<p>December 11, 2018</p> <p>Cornell Cooperative Extension-Legislator Standinger – 1 year term 2019</p>	
<p>RESOLUTIONS:</p>	<ol style="list-style-type: none"> 1. Appoint Directors Soil & Water Conservation District 2. Appoint Members Fish & Wildlife Management Board 3. Reappoint Member to Tioga County Property Development Corporation (TCPDC) Board 4. Reappoint Member to Tioga County Property Development Corporation (TCPDC) Board 5. Amendment of the Bylaws of the Tioga County Property Development Corporation (TCPDC), A New York Land Bank to increase the number of board members from seven to nine 6. Approving Consolidation of Vital Registration Districts between the Town of Nichols & the Village of Nichols Public Health 7. Requesting our State Legislators to provide funding for the establishment of the PFC Joseph Dwyer Peer-to-Peer Support Program for Tioga County 8. Resolution to Approve continued MOU between Tioga County Probation Department and Smart Start 9. Budget Modification to Tioga County Veterans' Service Agency 2019 Budget 10. Fund FMAS Software Development for Residency Certificates 11. Reestablish Prior Year 2018 Capital Project for 2019 Budget 12. Reestablish Prior Year 2018 Grants for HHS for 2019 Budget 13. Reestablish Prior Year 2018 Grants for 2019 Budget 14. Authorize Acceptance of the NYS 2018-2019 PSAP Operations Grant and Modify 2019 Budget 15. Accept Indigent Legal Services Award and Amend 2019 Budget 16. Amend 2019 Budget and Appropriate Funds Public Works 17. Award Design Services to Delta Engineers for West Creek Road Bridge BIN 3335200 18. Award Design Services to McFarland Johnson Engineers for West River Drive Bridge BIN 3335400 	

	<ol style="list-style-type: none">19. Erroneous Assessment Town of Owego20. Erroneous Assessment Town of Owego21. Erroneous Assessment Town of Owego22. Erroneous Assessment Town of Owego23. Erroneous Assessment Town of Spencer24. Amend Employee Handbook Non-Union Benefits Policy (formerly Policy 44)25. Appointment of Administrative Coroner26. Authorize Appointment of Safety Officer (PT)
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REFERRED TO

ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. -19

RECOGNITION OF
CHRISTINE M. ANTHONY'S 30 YEARS OF
DEDICATED SERVICE TO THE TIOGA COUNTY
DEPARTMENT OF MOTOR VEHICLES

WHEREAS: Christine M. Anthony was hired as an Account Clerk-Typist on December 12, 1988, and was appointed to the position of Senior Motor Vehicle Clerk in 2002, and was promoted to Supervisor of the Department of Motor Vehicles on January 23, 2006, the position she held until her retirement; and

WHEREAS: Christine Anthony has been extremely dedicated, loyal, and professional in the performance of her duties and responsibilities during her 30 years in the Department of Motor Vehicles; and

WHEREAS: Christine has earned the respect of the County Clerk, Deputy County Clerk, colleagues, and peers throughout Tioga County; and

WHEREAS: Christine Anthony retired on January 4, 2019; now 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 Christine M. Anthony for her 30 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, Christine M. Anthony.

**County of Tioga
EXECUTIVE PROCLAMATION**

WHEREAS: Radon is the leading cause of lung cancer deaths among nonsmokers in America and claims the lives of about 21,000 Americans each year; and

WHEREAS: You can't see, smell or taste radon, but it could be present at a dangerous level in your home; and

WHEREAS: Homes tested to date in Tioga County show 57% have elevated levels above 4 pCi/l in the basement and 36% on the first floor; and

WHEREAS: Radon is constantly being generated by the radium in rocks, soil, water and materials derived from rocks and soils, such as certain building materials; and

WHEREAS: The Environmental Protection Agency (EPA) and the U.S. Surgeon General urge all Americans to protect their health by testing their homes, schools and other buildings for radon; and

WHEREAS: Exposure to radon is a preventable health risk and testing radon levels in your home can help prevent unnecessary exposure; and

WHEREAS: Radon can get into buildings by cracks in solid floors and walls, construction joints, gaps in suspended floors, gaps around service pipes, cavities inside walls or the water supply; and

WHEREAS: For more information on radon, call the New York State Department of Health at 518-402-7556 or email radon@health.ny.gov; therefore

The TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the month of January 2019 as:

NATIONAL RADON ACTION MONTH

and urges all residents to take steps to educate themselves, their families, and the community about the importance of radon testing.

**STANDING COMMITTEES OF THE COUNTY
LEGISLATURE
OF THE COUNTY OF TIOGA FOR 2019**

	Chairman			
1. County Clerk, Historian, Real Property Veterans/Elections,	Balliet	Mullen	Standingger	Sullivan
2. Economic Development/ Planning/ Tourism/ Agriculture	Weston	Hollenbeck	Mullen	Roberts
3. Finance/Legal & Safety	Monell	All Legislators		
4. Information Technology	Sullivan	Balliet	Monell	Roberts
5. Legislative Worksessions/Legislative support	Sauerbrey	All Legislators		
6. Health & Human Services	Standingger	Monell	Mullen	Sullivan
7. Public Safety/ Probation & DWI	Mullen	Hollenbeck	Standingger	Weston
8. Public Works/ Capital Projects	Roberts	Balliet	Standingger	Weston
9. Personnel/ADA	Hollenbeck	Balliet	Monell	Weston

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -19

APPOINT DIRECTORS
SOIL & WATER CONSERVATION
DISTRICT

RESOLVED: That Legislators Dale Weston and Tracy Monell are hereby appointed Directors of the Tioga County Soil and Water Conservation District for a one year term of January 1, 2019 through December 31, 2019.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. -19 APPOINT MEMBERS
FISH & WILDLIFE
MANAGEMENT BOARD

WHEREAS: The Board terms for Elected Official Representative and Sportsman Member on the Fish & Wildlife Management Board have expired; and

WHEREAS: Dale Weston, Tioga County Legislator has expressed an interest to continue to serve as the Elected Official Representative to the Fish and Wildlife Management Board; and

WHEREAS: William J. Woods, Jr. has expressed an interest to continue to serve as the Sportsman Member to the Fish and Wildlife Management Board; therefore be it

RESOLVED: That Dale Weston, Tioga County Legislator, be appointed as the Elected Official Representative to the Fish and Wildlife Management Board for a two-year term through December 31, 2020 and William J. Woods, Jr. be appointed as the Sportsman Member to the Fish and Wildlife Management Board for a two-year term through December 31, 2020.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. -19 REAPPOINT MEMBER TO TIOGA
COUNTY PROPERTY DEVELOPMENT
CORPORATION (TCPDC) BOARD

WHEREAS: Lewis Zorn as Supervisor of the Town of Tioga was appointed as a Tioga County Property Development Corporation Board Member conditioned by his holding of that office for which his term expired on 12/31/2018; and

WHEREAS: The TCPDC Bylaws allow for consecutive terms; and

WHEREAS: Lewis Zorn is willing and able to serve in this position; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoints Lewis Zorn, Supervisor of the Town of Tioga to the Tioga County Property Development Corporation Board as a Board Member for a two-year term of 1/1/19 – 12/31/20.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. -19 REAPPOINT MEMBER TO TIOGA
COUNTY PROPERTY DEVELOPMENT
CORPORATION (TCPDC) BOARD

WHEREAS: Stuart Yetter as Supervisor of the Town of Newark Valley was appointed as a Tioga County Property Development Corporation Board Member conditioned by his holding of that office for which his term expired on 12/31/2018; and

WHEREAS: The TCPDC Bylaws allow for consecutive terms; and

WHEREAS: Stuart Yetter is willing and able to serve in this position; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoints Stuart Yetter, Supervisor of the Town of Newark Valley to the Tioga County Property Development Corporation Board as a Board Member for a two-year term of 1/1/19 – 12/31/20.

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. -19

AMENDMENT OF THE BYLAWS OF THE
TIOGA COUNTY PROPERTY
DEVELOPMENT CORPORATION
(TCPDC), A NEW YORK LAND BANK
TO INCREASE THE NUMBER OF BOARD
MEMBERS FROM SEVEN TO NINE

WHEREAS: Per Resolution No. 265-16, the Tioga County Legislature authorized the application and establishment of the Tioga County Property Development Corporation; and

WHEREAS: Per said resolution, the TCPDC Bylaws provide that any amendments regarding the number, term or qualification of members of the Board, shall require the approval of the Tioga County Legislature; now therefore be it

RESOLVED:

1. That the number of Board Members shall increase from seven to nine.
2. That the members of the Board of Directors shall continue to serve for a two or three year staggered term. Each member shall be a public officer of a municipality within Tioga County and/or a member of a County agency within Tioga County and their membership shall be conditioned upon holding the public office. A "Municipal Representative" of the Board of Directors shall be appointed by the Chairman and confirmed by a majority vote of the Tioga County Legislature as well as the governing board of the Municipal Representative's municipality consenting to his/her appointment.

REFERRED TO

HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. -19

APPROVING CONSOLIDATION OF VITAL
REGISTRATION DISTRICTS BETWEEN THE
TOWN OF NICHOLS & THE VILLAGE OF
NICHOLS
PUBLIC HEALTH

WHEREAS: The Town of Nichols has been assigned by New York State as Vital Statistics Registration District 5354, and the Village of Nichols has been assigned by New York State as Vital Statistics Registration District 5323; and

WHEREAS: New York State Department of Health is urging Towns and Villages to consolidate their Vital Statistics Registration Districts; and

WHEREAS: The formal consolidation of the Registration Districts would benefit the public by eliminating questions as to which district records should be filed and not result in the loss of services to either municipality; and

WHEREAS: The Town Clerk has received the approval by Resolution #7-2018 of the Town Board to formally consolidate the Town and Village registration districts into one primary registration district, namely the District of the Town of Nichols under Vital Statistics Registration District 5354; and

WHEREAS: The Town of Nichols does urge the Tioga County Legislature to support the consolidation; therefore be it

RESOLVED: By the Tioga County Legislature that consolidation of the Town and Village of Nichols Registrar functions under the Town's registration number (Vital Registration District 5354) is approved, pending necessary approvals of all other required entities, including New York State Department of Health.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. -19 REQUESTING OUR STATE LEGISLATORS TO PROVIDE FUNDING FOR THE ESTABLISHMENT OF THE PFC JOSEPH DWYER PEER-TO-PEER SUPPORT PROGRAM FOR TIOGA COUNTY

WHEREAS: The Tioga County Department of Mental Hygiene is requesting the establishment of the PFC Joseph Dwyer Peer-to-Peer Support Program; and

WHEREAS: The Dwyer Program brings returning veterans together with other veterans in establishing a secure, anonymous setting in order to help one another cope with the effects of Post-Traumatic Stress Disorder (PTSD), Traumatic Brain Injury (TBI), Substance Use Disorders, and other mental health issues; and

WHEREAS: The purpose of the Dwyer Program was to design and implement a peer based program with the following goals: Pursue outreach and education; Provide peer support; Build resiliency among peers; Encourage a connection among family, friends, and community; Provide access to suicide prevention and intervention initiatives; Foster hope; and

WHEREAS: The PFC Joseph Dwyer Peer-to Peer Program is funded through New York State and administered on the County level through the local Office of Mental Health; and

WHEREAS: The County Legislature recognizes the honorable service and sacrifice rendered by the veterans and their families in Tioga County; now therefore be it

RESOLVED: That the County of Tioga Legislature hereby request funding for the PFC Joseph Dwyer Peer-to-Peer Program be placed in the New York State budget; and be it further

RESOLVED: That the Clerk of this Legislature shall forward this resolution to Governor Andrew Cuomo, Senator Fred Akshar, Assemblyman Christopher Friend, and all others as deemed necessary and appropriate.

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -19

RESOLUTION TO APPROVE
CONTINUED MOU BETWEEN TIOGA
COUNTY PROBATION DEPARTMENT
AND SMART START

WHEREAS: The Tioga County Probation Department must supervise offenders who are sentenced to probation supervision by Tioga County courts for drinking and driving behavior; and

WHEREAS: Many probationers divest themselves of their motor vehicles pre or post sentencing so that they do not have to install an ignition interlock device (IID). The Smart Start company markets a hand held IID, similar to an IID, that will allow defendants to blow into the device at assigned times and have their BAC calculated, a photo taken and a GPS location established; and

WHEREAS: The Smart Start company has partnered with Tioga County since 2015 to provide these devices at the rate of \$3.10 per day via an MOU that is renewable automatically each year and would like to continue the program in 2019; and

WHEREAS: Tioga County Probation has budgeted funds in 2019 in Contracting Services for Smart Home units in the amount of \$2,500 in account number A3142 540140 and \$2,227 in STOP DWI funds; therefore be it

RESOLVED: That the Tioga County Probation Department is authorized to continue to contract with Smart Start to provide hand held alcohol testing devices for the year 2019.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -19 BUDGET MODIFICATION TO TIOGA COUNTY
VETERANS' SERVICE AGENCY 2019 BUDGET

WHEREAS: The Tioga County Department of Mental Hygiene (TCDMH) has again reallocated 2019 state aid to be passed through to Tioga County Veterans' Service Agency (TCVSA); and

WHEREAS: The funding is specifically designated for Outreach program deliverables and has been approved as revenue in the TCVSA 2019 Budget in the amount of \$6,000.00 as a state aid contract with TCDMH; and

WHEREAS: TCDMH has already allocated this funding in its 2019 budget; yet this will require a 2019 budget modification and transfer of funds within TCSVA; and

WHEREAS: Budget Modification and Appropriation of Funds requires Legislative Approval; therefore be it

RESOLVED: That 2019 budget modification be appropriated as follows:

To:	A6510 540010 Advertising	\$1,000.00
	A6510 540220 Automobile Fuel	\$ 250.00
	A6510 540360 Meals/Food	\$1,250.00
	A6510 540420 Office Supplies	\$ 500.00
	A6510 540485 Printing/Paper	\$ 500.00
	A6510 540640 Supplies (Not Office)	\$1,750.00
	A6510 540733 Training/All Other	\$ 750.00

REFERRED TO:

INFORMATION TECHNOLOGY
FINANCE COMMITTEE

RESOLUTION NO. -19

FUND FMAS SOFTWARE
DEVELOPMENT FOR RESIDENCY
CERTIFICATES

WHEREAS: The Tioga County Legislature recognizes the importance of County Infrastructure; and

WHEREAS: As part of the transition of financial management software from the County's AS400 system a developer has been retained to create a web-based system for tracking Community College Residency Certificates (tuition reimbursement) for the Treasurer's Office; and

WHEREAS: The application developed has met the approval of the Treasurer's office; and

WHEREAS: The Information Technology department has received an initial invoice for this development; and

WHEREAS: The Tioga County Legislature desires to fund the purchase of said software development project from the Capital FMAS Reserve Fund; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the payment of said software upgrade project to Forward Business Solutions from the FMAS Reserve Fund; and be it further

RESOLVED: That the following funds be transferred:

FROM: H387808 FMAS Reserve Fund	\$4,000.00
TO: H1680.520620 Capital Software Account	\$4,000.00

REFERRED TO: PUBLIC WORKS COMMITTEE; HHS
FINANCE COMMITTEE

RESOLUTION NO. -19 RE-ESTABLISH PRIOR YEAR 2018
CAPITAL PROJECTS FOR 2019 BUDGET

WHEREAS: Prior year Capital Projects and Capital Equipment Requests need to be re-established for the remaining unspent balance as of year-end 2018 for purchase or completion in 2019; therefore be it

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

Bond Bridge Projects Reso 23-18 BIN# 3218430 3334820 Amt to Establish

H5110 540002 H1802	Kelsey Road Bridge	\$	16,000.00
H5110 540002 H1803	Dean Creek Road Bridge	\$	40,000.00

Non Bond Bridge Projects Reso177-18;178-18 BIN Amt to Establish

H5110 540004 H1606	Day Hollow Road 333536	\$	830,986.68
H5110 435020 H1606	State Aid Day Hollow	\$	175,613.55
H5110 445020 H1606	Federal Aid Day Hollow	\$	702,454.18

Capital Projects Culvert Reso 115-17

H5110 520003 H1709	West River Road PIN 9754.52	\$	225,000.00
H5110 435020 H1709	State Aid West River Rd	\$	225,000.00

Capital Building Projects

H1620 520121	County Clerk's Roof	\$	69,060.00
H1620 520922	Temple Street Roof	\$	79,000.00
H1620 520907	Public Works Facility	\$	42,271.20
H1620 520911	Renovations 56 Main Street	\$	18,000.00
H1620 520927	Court Annex	\$	36,000.00
H1620 520931	Carpeting	\$	10,000.00
H1620 521988	Court House Renovations	\$	22,996.00
TOTAL			\$ 277,327.20

Capital Other

H4064 520130	CDBG Dental –Reso 39-18:40-18	\$	197,189.35
H4064 444011	CDBG Dental –Reso 39-18:40-18 *	\$	269,928.00
(Due to Encumbered 2018 Funds)			

And be it further

RESOLVED: That any applicable corresponding revenue sources or reserve account funds per prior Resolution shall also be re-established in the 2019 modified budget.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -19 RE-ESTABLISH PRIOR YEAR 2018
GRANTS FOR HHS FOR 2019 BUDGET

WHEREAS: Prior Year Grant Funds need to be re-established for the remaining unspent balance as of year-end 2018 for purchase or completion in 2019; therefore be it

RESOLVED: That the following HHS accounts and amounts be re-established and the 2019 budget be amended:

<u>MENTAL HEALTH –Reso 230-18 DFC Grant</u>	<u>Amount to Re-Establish</u>
A4213 540590 Services Rendered	\$ 124,458.00
A4213 444863 Federal Aid-DFC Grant	\$ 124,458.00
<u>PUBLIC HEALTH –Reso 108-18 Pickert-Hickock Fund</u>	
A4053 540640 Health Education-Supplies	\$ 5,000.00
A4053 422800 Community Grants	\$ 5,000.00
<u>TRANSPORTATION –Reso 159-18 Federal 5311 funds</u>	
A5630 540140 Transportation-Contracting Services	\$ 592,506.51
A5630 440900 Federal Aid – Transportation	\$ 526,672.57
A5630 430900 State Aid –Transportation	\$ 65,833.94
<u>DSS ADMIN –Reso 290-18-18 SNAP Bonus Award</u>	
A6010 520090 Computer	\$ 24,600.00
A6010 436100 State Aid-Social Service Admin	\$ 12,300.00
A6010 446110 Federal Aid-Social Service Admin	\$ 12,300.00

And be it further

RESOLVED: That any applicable corresponding revenue sources or reserve account funds per prior Resolution shall also be re-established in the 2019 modified budget.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -19

RE-ESTABLISH PRIOR YEAR 2018
GRANTS FOR 2019 BUDGET

WHEREAS: Prior Year Grant Funds need to be re-established for the remaining unspent balance as of year-end 2018 for purchase or completion in 2019; therefore be it

RESOLVED: That the following accounts and amounts are re-established and the 2019 budget is amended:

ILS -Reso 28-18 / 37-17 Indigent Legal Services Amount to Re-Establish

A1173 510010 Full Time Salary	\$	19,471.96
A1173 510020 Part Time Salary	\$	36,073.75
A1173 540040 Books	\$	1,966.98
A1173 540320 Leased Services	\$	5.90
A1173 540620 Software	\$	7,913.68
A1173 540733 Training	\$	475.46

A1173 430260 State Aid Indigent Legal Service	\$	65,907.73
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Sherriff -Reso 227-18 NYS Legislative Grant LG18-1352-D00

A3110 433952 State Aid Sheriff NYS Leg Grant	\$	10,000.00
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Fire-Reso 132-17 Interoperable Grant

A3415 433063 IO16 State Aid -Interoperable Grant	\$	12,262.50
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Fire-Reso 92-18 Interoperable Grant

A3415 433063 IO17 State Aid -Interoperable Grant	\$	433,644.13
A3415 520230 IO17 Radio Equipment	\$	410,000.00
A3415 540140 IO17 Contracting Services	\$	23,644.13

EMO - SHS16 RESO 216-16

A3360 520130 Contracted Services	\$	500.00
A3360 433566 State Aid SHSP16	\$	500.00

EMO - SHS17 RESO 260-17

A3360 540140 SHS17 Contracted Services	\$	5,352.46
A3360 520090 SHS17 Computer	\$	2,000.00
A3360 433567 SHS17 State Aid SHSP 17	\$	7,352.46
H3360 520060 SHS17 Computer	\$	1,625.92
H3360 433567 SHS17 State Aid SHSP 17	\$	41,250.00

A3361 520230 SHS17 Radio & Equipment	\$	17,495.00
A3361 433567 SHS17 State Aid SHSP17	\$	17,495.00

EMO – SHS18 RESO 226-18

A3360 540140 SHS18 Contracted Services	\$	9,970.00
A3360 433567 SHS18 State Aid SHSP 18	\$	9,970.00
H3360 520060 SHS18 Car/Truck	\$	2,362.50
H3360 433567 SHS18 State Aid SHSP 18	\$	2,362.50
A3361 520215 SHS18 Personal Protective Gear	\$	17,495.00
A3361 433567 SHS18 State Aid SHSP 18	\$	17,495.00

EMO – HMP16 RESO 261-17

A3360 520140 HMP16 Contracted Services	\$	251.00
A3360 443566 HMP16 Federal Aid- Hazardous Mitigation	\$	7,184.64

<u>Economic Development–Reso 227-17</u>	<u>Amount to Re-Establish</u>	
CE8510 540487- CE002 Parkview Main Street	\$	118,750.00
CE8510 439900- CE002 State Aid Parkview Main Street	\$	118,750.00

And be it further

RESOLVED: That any applicable corresponding revenue sources or reserve account funds per prior Resolution shall also be re-established in the 2019 modified budget.

REFERRING TO:

PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -19

AUTHORIZE ACCEPTANCE OF
THE NYS 2018-2019 PSAP
OPERATIONS GRANT AND
MODIFY 2019 BUDGET

WHEREAS: The Sheriff applied and was awarded a NYS Office of Interoperable and Emergency Communications PSAP Operations grant in the amount of \$128,678; and

WHEREAS: This funding will reimburse the E911 budget for Dispatcher personnel service costs incurred in 2019; therefore be it

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

RESOLVED: That the 2019 budget be modified to reflect this state aid and that this funding be receipted with the following revenue account.

Revenue Account: A3020 433310 \$128,678

REFERRED TO:

FINANCE/LEGAL

RESOLUTION NO. -19

ACCEPT INDIGENT LEGAL
SERVICES AWARD AND AMEND
2019 BUDGET

WHEREAS: The Assigned Counsel Administrator's Office has been awarded an Indigent Legal Services Grant (C800049) in the amount of \$123,804.00; and

WHEREAS: This funding now needs to be appropriated; therefore be it

RESOLVED: That the ILS Grant of \$123,804.00 be appropriated and the 2019 Budget be amended as follows:

To:

Expense Account:	A 1173 510010 Full Time Salary	\$42,405.00
	A 1173 510020 Part Time Salary	\$62,500.00
	A 1173 540620 Software Expenses	\$ 2,500.00
	A 1173 540140 Contracted Services	\$ 7,899.00
	A 1173 540733 Training	\$ 1,500.00
	A 1173 540700 Transcripts for PD	\$ 1,500.00
	A 1173 540040 Books for PD	\$ 5,500.00

From:	A1173 430260 State Aid-Indigent Grant	\$ 123,804.00
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REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. -19 AMEND 2019 BUDGET AND APPROPRIATE FUNDS PUBLIC WORKS

WHEREAS: The Commissioner of Public Works applied for and was awarded funding through New York State Department of Transportation 2018 Bridge NY program for a bridge project, West River Drive over Parks Creek BIN 3335400; and

WHEREAS: The Commissioner of Public Works applied for and was awarded funding through New York State Department of Transportation 2018 Bridge NY program for a bridge project, West Creek Road over West Branch Owego Creek BIN 3335200; and

WHEREAS: It is anticipated that these projects will be funded 95% Federal with a 5% Local Share; and

WHEREAS: Budget Amendments require Legislative approval; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the acceptance of these awards; and be it further

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

Expense Accounts:

H5110 540004 H1903	West River Drive BIN 3335400	\$ 730,640
H5110 540004 H1904	West Creek Road BIN 3335200	\$1,953,800

Revenue Accounts:

H5110 445020 H1903	Federal Revenue BIN 3335400	\$ 694,108
H5110 445020 H1904	Federal Revenue for BIN 3335200	\$1,856,110

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. -19

AWARD DESIGN SERVICES TO
DELTA ENGINEERS FOR WEST CREEK
ROAD BRIDGE BIN 3335200

WHEREAS: The Commissioner of Public Works applied for and was awarded funding through New York State Department of Transportation 2018 Bridge NY program for a bridge project, West Creek Road over West Branch Owego Creek BIN 3335200; and

WHEREAS: The Commissioner of Public Works received a proposal for design services for this project from Delta Engineers, Endwell, NY; and

WHEREAS: The proposal for this bridge came in at \$234,019; therefore be it

RESOLVED: That the Tioga County Legislature approve Delta Engineers' proposal for the West Creek Road Bridge BIN 3335200 not to exceed \$234,019 to be paid out of the West Creek Road Bridge Account H5110.540004.H1904.

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. -19

AWARD DESIGN SERVICES TO
MCFARLAND JOHNSON ENGINEERS FOR
WEST RIVER DRIVE BRIDGE BIN 3335400

WHEREAS: The Commissioner of Public Works applied for and was awarded funding through New York State Department of Transportation 2018 Bridge NY program for a bridge project, West River Drive over Parks Creek BIN 3335400; and

WHEREAS: The Commissioner of Public Works received a proposal for design services for this project from McFarland Johnson Engineers, Binghamton, NY; and

WHEREAS: The proposal for this bridge came in at \$121,840; therefore be it

RESOLVED: That the Tioga County Legislature approve McFarland Johnson Engineers' proposal for the West River Drive Bridge BIN 3335400 not to exceed \$121,840 to be paid out of the West River Drive Bridge Account H5110.540004.H1903.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -19

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2019 indicates that parcel #118.18-1-13 Account #1549 in the Village of Owego assessed to Katzenstein Family, NY LLC on the 2019 tax roll of the Town of Owego is erroneous in that on October 25, 2018 Hon. Ferris D. Lebous ordered a corrected assessed taxable value of \$15,180; be it therefore

RESOLVED: That a new tax bill was issued to Katzenstein Family, NY LLC by the Tioga County Real Property Office as follows:

	Original Bill #	Corrected Bill #
County	424.86	175.25
Recycle	25.16	10.38
Town Wide	39.18	16.16
Return Village (2018)	801.70	330.70
Total	1290.90	532.49

And be it further

RESOLVED: That the erroneous county tax of \$ 249.60 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous solid waste tax of \$ 14.78 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous town tax of \$23.02 be charged back to the Town of Owego; and be it further

RESOLVED: That the erroneous Returned Village Tax of \$ 471.00 be charged back to the Village of Owego.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -19

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2019 indicates that parcel #129.07-1-1 Account #12431 in the Town of Owego assessed to Katzenstein Family, NY LLC on the 2019 tax roll of the Town of Owego is erroneous in that on October 25, 2018 Hon. Ferris D. Lebous ordered a corrected assessed taxable value of \$134,000; be it therefore

RESOLVED: That a new tax bill was issued to Katzenstein Family, NY LLC by the Tioga County Real Property Office as follows:

	Original Bill #	Corrected Bill #
County	2,233.96	1,547.03
Recycle	132.31	91.62
Town Wide	206.03	142.68
Part Town	568.86	393.94
Fire	546.53	378.47
Total	3,687.69	2,553.74

And be it further

RESOLVED: That the erroneous county tax of \$ 686.93 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous solid waste tax of \$ 40.69 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous town tax of \$238.27 be charged back to the Town of Owego; and be it further

RESOLVED: That the erroneous Owego Fire Tax of \$ 168.06 be charged back to the Owego Fire District.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -19

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2019 indicates that parcel #129.11-1-30 Account #12785 in the Town of Owego assessed to Katzenstein Family, NY LLC on the 2019 tax roll of the Town of Owego is erroneous in that on October 25, 2018 Hon. Ferris D. Lebous ordered a corrected assessed taxable value of \$18,975; be it therefore

RESOLVED: That a new tax bill was issued to Katzenstein Family, NY LLC by the Tioga County Real Property Office as follows:

	Original Bill #	Corrected Bill #
County	864.72	219.07
Recycle	51.21	12.97
Town Wide	79.75	20.20
Part Town	220.19	55.78
Fire	211.55	53.59
Total	1,427.42	361.61

And be it further

RESOLVED: That the erroneous county tax of \$645.65 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous solid waste tax of \$ 38.24 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous town tax of \$223.96 be charged back to the Town of Owego; and be it further

RESOLVED: That the erroneous Owego Fire Tax of \$ 157.96 be charged back to the Owego Fire District.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -19

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for Corrected Tax Roll for the year 2019 indicates that parcel #129.07-1-11 Account #12433 in the Town of Owego assessed to Katzenstein Family, NY LLC on the 2019 tax roll of the Town of Owego is erroneous in that on October 25, 2018 Hon. Ferris D. Lebous ordered a corrected assessed taxable value of \$75,600; be it therefore

RESOLVED: That a new tax bill was issued to Katzenstein Family, NY LLC by the Tioga County Real Property Office as follows:

	Original Bill #	Corrected Bill #
County	1,198.37	872.80
Recycle	70.97	51.69
Town Wide	110.52	80.50
Part Town	305.15	222.25
Fire	293.18	213.53
Total	1,978.19	1,440.77

And be it further

RESOLVED: That the erroneous county tax of \$325.57 be charged to the proper account in the records of the County Treasurer; and be it further

RESOLVED: That the erroneous solid waste tax of \$ 19.28 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous town tax of \$112.92 be charged back to the Town of Owego; and be it further

RESOLVED: That the erroneous Owego Fire Tax of \$ 79.65 be charged back to the Owego Fire District.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -19

ERRONEOUS ASSESSMENT
TOWN OF SPENCER

WHEREAS: An application for Corrected Tax Roll for the year 2019 indicates that parcel #68.12-2-12 Account #182 in the Town of Spencer assessed to David B Chandler on the 2019 tax roll of the Town of Spencer is erroneous in that the Village of Spencer returned Bill#58 Account #182 to the County Treasurer as unpaid; and

WHEREAS: The County Treasurer's Office relieved the returned 2018 Village Tax on the 2019 Tax Roll of the Town of Spencer; and

WHEREAS: David B Chandler contested his 2019 bill, claiming he had paid his Village taxes to the Village of Spencer Clerk; and

WHEREAS: David B Chandler and the Village of Spencer Clerk provided sufficient proof, in the form of a paid receipt and Village paid record; be it therefore

RESOLVED: That a new tax bill be issued to David B Chandler by the Real Property Office as follows:

	Original Bill #	Corrected Bill #
County	227.17	227.17
Recycle	13.45	13.45
Town Wide	97.11	97.11
Return School (2018)	525.59	525.59
Return Village (2018)	93.44	0.00
Total	956.76	863.32

And be it further

RESOLVED: That the erroneous returned village tax of \$93.44 be charged back to the Village of Spencer; and it be further

RESOLVED: That the erroneous County Penalty of \$6.11 be charged back to the proper account in the records of the County Treasurer.

REFERRED TO:

PERSONNEL COMMITTEE

RESOLUTION NO. -19

AMEND EMPLOYEE HANDBOOK
NON-UNION BENEFITS POLICY
(FORMERLY POLICY 44)

WHEREAS: The Non-Union Benefits Policy needs clarification in several areas to ensure eligibility is clear; therefore be it

RESOLVED: That Section 2: LEAVE ACCRUALS be revised to delete the first sentence which reads "Part-time (less than half-time) non-union employees and elected officials are not entitled to leave accruals."; and be it further

RESOLVED: That Section 5: HEALTH & DENTAL INSURANCE paragraph one be revised to read as follows:

"Eligibility: All full-time employees, Elected Officials (except Coroners), part-time Attorneys (except those in the Treasurer's Office) and part-time Dentists are eligible to participate in the Health /Dental/vision programs.";

and be it further

RESOLVED: That the "Employee Contributions" chart in Section 5 be revised to indicate the column heading of "2018 & 2019"; and be it further

RESOLVED: That the following sentence be deleted from Section 5 paragraph nine: "A 90 day supply of prescriptions will only be available through mail-order, and will require two times the co-pay."; and be it further

RESOLVED: That Section 6: DISABILITY INSURANCE be revised to include a sentence at the end of the paragraph which states:

"All full-time employees except elected officials are eligible for this benefit.";

and be it further

RESOLVED: That Section 7: DEFERRED COMPENSATION be revised to add the following sentence at the end of the first paragraph:

"All non-union employees are eligible to participate in the Deferred Compensation Plan.";

and be it further

RESOLVED: That Section 10: FLEXIBLE SPENDING PROGRAM be revised so the first sentence reads:

"All salaried non-union employees who have passed probation are eligible to participate in the Flexible Spending Program.";

and be it further

RESOLVED: That Section 11: JURY DUTY be revised to read:

"Any full-time employee called to Jury Duty will receive his/her regular salary minus any jury pay and will not be required to use leave time to cover said absence(s).";

and be it further

RESOLVED: That the remainder of the Non-Union Benefits Policy is unchanged.

REFERRED TO: PUBLIC SAFETY

RESOLUTION NO. -19 APPOINTMENT OF
ADMINISTRATIVE CORONER

WHEREAS: The Tioga County Coroners have selected an Administrative Coroner for 2019; and

WHEREAS: Such Administrative Coroner will perform the supervisory duties of managing their budget, paying the bills, and various office functions of the Coroner's office; and

WHEREAS: The Administrative Coroner will have no supervisory authority over the other Coroners; therefore be it

RESOLVED: That W. Stewart Bennett, Tioga County Coroner, has been selected by the four duly elected County Coroners to be designated as the Administrative Coroner for 2019 and be given a stipend of \$5,000.00 as set forth in the County budget.

REFERRED TO: LEGAL COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. -19 AUTHORIZE APPOINTMENT OF
SAFETY OFFICER (PT)

WHEREAS: The position of Safety Officer (PT) became vacant on December 5, 2018 due to an incumbent's resignation; and

WHEREAS: Following recruitment efforts, the County Attorney has identified a qualified candidate for the position of Safety Officer (PT); and

WHEREAS: The County Attorney received verbal authorization by the Legislature to extend an employment offer and fill said position; therefore be it

RESOLVED: That the County Attorney is hereby authorized to provisionally appoint Edward Solomon to the position of Safety Officer (PT) retroactive to January 7, 2019 at an annual salary of \$27,910.