

*Fifth Regular Meeting  
May 12, 2015*

The Fifth Regular Meeting of 2015 was held on May 12, 2015 and was called to order by the Chair at 12:00 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Sullivan for a moment of prayer. "Dear Lord, we pray for all the law enforcement officers who have been wounded or killed in the last many months with the social unrest and the racist unrest in our country. We pray for those injured that you grant your healing spirit, for those who were killed, we ask that you have mercy upon their souls and provide comfort to their families."

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

There were 10 people in attendance.

Chair Sauerbrey noted that we have four recognition resolutions.

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

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 110-15                      *RECOGNIZING WILLIAM ACKLEY'S  
36 YEARS OF DEDICATED SERVICE  
TO TIOGA COUNTY*

WHEREAS: William Ackley started his employment with Tioga County as a Laborer May 7, 1979. On February 9, 1981 he was promoted to Auto Mechanic; June 11, 1984 he was promoted to Parts Clerk; July 16, 1990 he was promoted to Automotive Stock Clerk and January 4, 1999 he was promoted to Mechanic/Working Supervisor and remained at this position for the remainder of his career; and

WHEREAS: William Ackley has been extremely dedicated and loyal in the performance of his duties and responsibilities during the past 36 years to the Public Works Department. He has earned the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Mr. Ackley will retire on May 29, 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 William Ackley for his 36 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, William Ackley.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 111-15                      *RESOLUTION RECOGNIZING  
LUCINDA L. HANBURY'S  
37 YEARS OF DEDICATED  
SERVICE TO TIOGA COUNTY*

WHEREAS: Lucinda L. Hanbury began her employment with Tioga County on April 17, 1978, as a Social Welfare Examiner at Tioga County Department of Social Services. On June 11, 1979, Lucinda was promoted to the position of a Caseworker and worked in the following units: Child Protective Services, Foster Care, Adult Protective, and Preventive Services. She was promoted to Sr. Caseworker on June 17, 1991. On February 24, 1997, Lucinda accepted the position of Probation Officer with the Tioga County Probation Department. She was promoted to Senior Probation Officer on June 15, 2000, and promoted again on July 31, 2006 as a Probation Supervisor which is the position she retired from; and

WHEREAS: Lucinda L. Hanbury has been dedicated and loyal in the performance of her duties and responsibilities during the past 37 years; and

WHEREAS: Lucinda L. Hanbury retired on April 18, 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 Lucinda L. Hanbury for her 37 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 employee, Lucinda L. Hanbury.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 112-15      *RECOGNIZE LAURA M. HOPKINS  
13 YEARS OF DEDICATED SERVICE  
DEPARTMENT OF SOCIAL SERVICES*

WHEREAS: Laura M. Hopkins began her career with the Tioga County Department of Social Services as a Senior Account Clerk Typist in the Child Support Unit on September 17, 2001; and

WHEREAS: Laura M. Hopkins has been a dedicated and loyal employee in the performance of her duties as a Senior Account Clerk Typist; and

WHEREAS: Laura M. Hopkins has shown the highest levels of integrity, trust, loyalty and competence in the performance of her duties; and

WHEREAS: Laura M. Hopkins retired on April 18, 2015; 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 Laura M.

Hopkins for her thirteen years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this loyal, dedicated and outstanding employee, Laura M. Hopkins.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Darlene Weidman, Director of Employment & Transitional Supports spoke. "Laura Hopkins would have probably been here except she had to take an earlier retirement than she initially planned due to some personal difficulties, health difficulties. She began working in the Child Support Unit in 2001 and worked for me there for about 14 years. She was a very dedicated worker in that Unit. She was well respected by her coworkers, her customers, the Court personnel for her knowledge and her perseverance. She used her knowledge and her level headed approach to child support brain teasers on a daily basis to solve difficult situations and even in her most difficult personal times through the years she had maintained her wonderful sense of humor and strived to be at work each day. We wish her and her husband the very best in great sunny Florida and congratulations to Laura."

Legislator Standinger read and presented the following Recognition Resolution to Darlene Weidman.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 113-15      *RECOGNIZE DARLENE D. WEIDMAN'S  
30 YEARS OF DEDICATED SERVICE  
DEPARTMENT OF SOCIAL SERVICES*

WHEREAS: Darlene D. Weidman began her career with the Tioga County Department of Social Services as a Part-time Caseworker in the Foster Care Unit in July 1984 and began full-time on June 3, 1985. Darlene was promoted to Senior Caseworker in December 1989; promoted to Grade B Supervisor in February 1990; promoted to Child Support Coordinator in September 2002; promoted to her current title as Director of Employment & Transitional Supports in July 2014; and

WHEREAS: Darlene D. Weidman has been a dedicated and loyal employee in the performance of her duties; and

WHEREAS: Darlene D. Weidman has shown the highest levels of integrity, trust, loyalty and competence in the performance of her duties; and

WHEREAS: Darlene D. Weidman will retire on June 6, 2015; 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 Darlene D. Weidman for her thirty years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this loyal, dedicated and outstanding employee, Darlene D. Weidman.

#### ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Bill spoke. "I just want to say that that is commendable, 30 years is a long time, especially dealing with what you had to deal with. This is well deserved. Thank you for your service."

Shawn Yetter, Commissioner of Social Services spoke. "30 years is a long time, but I would like everyone to know that she started her full time service on June 3, 1985 and is retiring on June 5, 2015. She did not waste any time lingering at that 30 years much to our sadness, but to her happiness. Five years ago in speaking about Darlene when she was recognized for her 25 years of service to

the County, I shared that Darlene has what one would call in the movie industry an impressive body of work. Well since that time she has added one more sequel with her recent promotion to the Administrative Team and the role of Director of Transitional Employment and Transitional Support Services. With this past year of having that role combined with over 17 years of service in Child Welfare and 12 years as Coordinator of Child Support and Enforcement, Darlene has developed a broad range of skill and expertise in programmatic issues as well as supervisory and administrative skills in aptitude.

“She leaves us as one of the most diversified and knowledgeable employees to have given their career to our department. I also said five years ago that she is the unique type of employee who if we needed to we could ask her to supervise anywhere in the organization and she would excel, but do not worry there are no plans to move you. Darlene however did not come knocking down my door asking for this most recent promotion and challenge, which involved bringing our largest division back into a feeling of stability after several months of uncertainty. We went to her and to her credit knowing that she was close to retirement, she accepted the challenge rather than just ride it out like many would do. I cannot thank you enough for what you have done and accomplished in the past 12 months, let alone the past 30 years and your willingness to never slow down and to learn new things right up to the end.

“Knowing that we would be recognizing her here today, Darlene simply said to me, be nice. Apparently she has got friends and her husband is here, although they probably know a lot worse than we do. There is however no other way to be about Darlene than nice. There are no bad stories to tell. There are no weird memos in her personnel file. You will just find phrases like, “Darlene is very conscientious, she is an asset to the Unit or Agency”, which was written in an evaluation 28 years ago by her then Supervisor and now Administrative Partner, Gail Barton.

“I do have to bust you on one thing. I had to find something, so I did find one interesting thing. Now as an Administrative Team we find ourselves dealing with dress code issues quite often, but during all these discussions Darlene has never mentioned during these that she received the following comment in an evaluation from your friend Dot Forbes in 1990. “Ms. Weidman’s choice of work attire is sometimes too informal, sneakers, slacks, t-shirts. Slacks, how dare you. You should have had leggings, but of course the comment ended on a typical positive note. She however is always well dressed for work and meetings.

“To conclude, it is always unsettling for the department when so much institutional knowledge calls it a day and moves on to their next and well earned chapter of their lives, but Darlene is ready to write her next sequel where there

will not be any evaluations or dress codes. On behalf of the department and the County we thank you for your 30 years of service to the children and families of Tioga County and we wish you nothing but the best in your retirement and the years ahead."

Darlene Weidman spoke. "Thank you very much for the recognition. It really means a lot to me and when I began my job as a Caseworker in Children's Services in 1984, I did not envision this as my career path. I had zero experience. I did not even know what a home visit consisted of and I thought I would be here for a couple of years and then move on to my dream job. I am not sure what that dream job was that I foresaw, but that is what I thought it was.

"Well I never moved on and it turns out that this was my dream job. I have worked beside many wonderful coworkers and feel blessed to have known them and work with them. Gail Barton, now the Deputy Commissioner, was my very first Supervisor and has been my greatest mentor all these years. She has always pushed me to be better and made me learn things that I did not want to learn and that I did not want to do, which in translational means she made me supervise Child Protective Services more than once. I will always be grateful to Gail for believing in me and seeing my potential. Through the years we have laughed together, cried together, and I feel very honored to call her my friend. Thank you to Ray, my previous Commissioner for having the confidence and trust in me to promote me several times over my years when he was the Commissioner and for rescuing me from Child Protective and let me go into Child Support. Thank you to my current Commissioner Shawn who put his faith and trust in me and allowed me to experience my current role as Director. He is a very supportive leader and I am happy to have this opportunity.

"It is a wonderful finish to a career that I am very proud of. Finally, my wish and hope as I retire is that with each of the positions I have held that I have made at least a small positive influence or difference in the lives of the families I have worked with. Thank you."

Chair Sauerbrey noted that we have five Proclamations, three of which will just be noted.

Legislator Monell read the following proclamation on Employee Recognition and Appreciation Week.

#### PROCLAMATION

WHEREAS: The mission and services of Tioga County depend heavily on the tireless contributions of its dedicated employees; and

WHEREAS: The Tioga County Legislature wishes to recognize the efforts of all Tioga County employees; and

WHEREAS: The Employee Recognition Committee was created to provide a mechanism to show our appreciation for the Employees of Tioga County; and

WHEREAS: Those employees who have served for more than 25 years have shown a steadfast commitment to serving the well-being of the residents of Tioga County, and should be recognized by those whom they have served; and

WHEREAS: The Tioga County Legislature would like to especially recognize the following employees who have attained 25, 30, 35, or 40 years since last year's ceremonies:

<u>Name</u>	<u>Department</u>	<u>Years</u>
Randy Kipling	Sheriff's Office	25
Michele Bogart	Sheriff's Office	25
Jean Slocum	Mental Hygiene	25
Anne Davis	Law	25
Geraldine Hammond	Social Services	25
Anita Teed	Social Services	25
Julie Whipple	Social Services	25
Tracy Hill	Social Services	25
Kim Clark	Social Services	30

NOW THEREFORE, THE TIOGA COUNTY LEGISLATURE does hereby proclaim and designate the week of May 11-15, 2015 as

#### EMPLOYEE RECOGNITION AND APPRECIATION WEEK

In the County of Tioga, New York, and call upon our citizens to join in recognizing these dedicated employees.

#### COUNTY OF TIOGA EXECUTIVE PROCLAMATION

WHEREAS: Stroke is a leading cause of serious long-term disability and the fourth leading cause of death in the United States, killing over 134,000 people nationwide and more than 30 citizens of Tioga County each year; and

WHEREAS: Stroke prevalence is projected to increase by 24.9% between 2010 and 2030 and the direct medical costs in the U.S. for treating stroke are expected to increase by 238% from \$28.3 billion in 2010 to \$95.6 billion by 2030; and



WHEREAS: Warning signs of stroke include sudden numbness or weakness of the face, arm or leg, especially on one side of the body; sudden confusion, trouble speaking or understanding; sudden trouble seeing in one or both eyes; sudden trouble walking, dizziness, loss of balance or coordination; and sudden severe headache with no known cause; and

WHEREAS: Americans are more aware of the risk factors and warning signs for stroke than in the past, but according to a recent survey, one-third of adults cannot identify any symptoms; and

WHEREAS: Studies show that the quick actions by EMS professionals are instrumental in saving lives from stroke and producing better outcomes for stroke survivors, but more than a third of stroke patients fail to use EMS; and

WHEREAS: New and effective treatments have been developed to treat and minimize the severity and damaging effect of strokes, but much more research is needed, therefore be it

RESOLVED: That the TIOGA COUNTY LEGISLATURE does hereby Proclaim and designate the month of May 2015 as:

#### AMERICAN STROKE MONTH IN TIOGA COUNTY

and urges all the citizens of our County to familiarize themselves with the risk factors associated with stroke, recognize the warning signs and symptoms, and on the first signs of a stroke dial 9-1-1 immediately so that we might begin to reduce the devastating effects of stroke on our population.

Legislator Standinger spoke. "What the proclamation entails on Stroke Month is recognition of stroke as a major health issue. I happen to know a little bit about it. May 6 of 2009 I was involved in a minor accident in Albany and as a result of that I suffered a massive stroke, but lucky for me I got fast medical care and I recovered, at least to some extent, but I still struggle a little bit with it. It is a very difficult transition and there are people that I do not like in this world, but I would not wish that on my worst enemy. It is not a good thing to do. Identifying the symptoms of stroke is very important and I tell you all if you see someone who is having problems please get them some medical attention. It may save their life or their brain. Thank you."

#### PROCLAMATION

WHEREAS: People who are elderly or have disabilities have contributed to the general welfare of Tioga County by helping to preserve customs, convictions, and traditions of many people from diverse backgrounds; and

WHEREAS: These residents are vital and integral members of our society and their wisdom and experience have enriched our lives; and

WHEREAS: The health and well-being of disabled and elderly people in our county should be one of our highest priorities and of concern to all Americans; and

WHEREAS: People who are elderly or have disabilities are among the most important resources of our county, and it is fitting that we recognize the need to protect their health, safety, and rights; and

WHEREAS: Abuse of the elderly and people with disabilities in domestic and institutional settings is a wide-spread problem, affecting hundreds of thousands of people across the country; and

WHEREAS: Elder abuse is underreported because the elderly who are being abused find it very difficult to tell anyone and are usually ashamed and sometimes afraid; and

WHEREAS: Elder abuse happens to men and women of all income levels, all cultural and ethnic groups, whether they are in good health or incapacitated in some way, in poor neighborhoods and in suburbia; and

WHEREAS: Many of the cases investigated by Adult Protective Services in New York involve self-neglect and it is our duty as citizens to reach out to people in need; now therefore

THE TIOGA COUNTY LEGISLATURE does hereby proclaim the month of May 2015 to be

Elder Abuse Prevention Month

in Tioga County, and urge all citizens to work together to help reduce abuse and neglect of people who are elderly or have disabilities.

**FOSTER CARE RECOGNITION MONTH PROCLAMATION**

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WHEREAS: The Tioga County foster family serves as a source of love, identity, self-esteem and support for children in Tioga County; and

WHEREAS: There are 23 children in foster care in Tioga County, 9 of these children are in foster homes; and

WHEREAS: We have 19 certified foster homes in Tioga County; and

WHEREAS: Numerous public and private agencies work to increase the public's awareness of the needs of children in foster care, and the enduring and valuable contribution of foster parents; and

WHEREAS: It is appropriate to recognize all those who volunteer their talents and energies on behalf of children in foster care, the foster parents who serve these children and the professional staff dedicated to ensuring these children have a stable and safe foster family environment; now therefore

THE TIOGA COUNTY LEGISLATURE hereby Proclaims May 2015, as

### **FOSTER CARE RECOGNITION MONTH**

in Tioga County and call upon all citizens, community agencies, religious organizations, medical facilities and businesses to increase their participation in our efforts to recognize foster parents in Tioga County.

### **2015 PROCLAMATION**

#### *Mental Health Awareness Month & Children's Mental Health Week*

Whereas: The citizens of Tioga County value the overall health and well-being of all the residents of Tioga County they are proud to support the observance of Mental Health Awareness Month and Children's Mental Health Week; and

Whereas: Mental Health is essential to everyone's overall health and well-being; and

Whereas: Mental illness is the leading illness-related cause of disability, a major cause of death through suicide, a factor in school failure, a contributor of poor overall health, incarceration, and homelessness; and

Whereas: Mental illness in adults and serious emotional and mental health disorders in children and youth are real and treatable.

Whereas: There is evidence that early intervention, family-centered care for children, and person centered treatment for adults can result in reduction and management of symptoms such that individuals with mental illness can live full, productive and meaningful lives in their communities; and

Whereas: Children and youth with mental health challenges, along with their families, deserve access to services and supports that are family driven, youth guided and culturally appropriate; and

Whereas: There is an expectation of hope, healing and recovery for the citizens of Tioga County who experience symptoms of mental illness, and

Whereas: Tioga County has made a commitment to a community-based system of care that promotes values of acceptance, dignity and social inclusion for individuals of all ages; therefore

THE TIOGA COUNTY LEGISLATURE does hereby ask all residents of our county to join in declaring May 2015 as *Mental Health Awareness Month* and May 3rd – 9th, 2015 as *Children’s Mental Health Week* in Tioga County.

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		326.72
A1165	District Attorney		29,226.51
A1170	Public Defender		2,100.40
A1172	Assigned Counsel		22,162.17
A1173	ILS Grant	1,342.13	957.44
A1185	Medical Examiners/Coroners		2,927.43
A1325	Treasurer		536.00
A1355	Assessments		2,561.73
A1362	Tax Advertising and Expense		4,719.76
A1364	Expense of County Owned Property		426.17
A1410	County Clerk		321.21
A1420	Law		11,333.71
A1430	Personnel		3,333.15
A1450	Elections		274.33
A1490	Public Works Administration		45.53
A1620	Buildings		120,402.47
A1621	Buildings		34,263.18
A1680	Information Technology		12,680.41
A2490	Community College Tuition		223,728.46
A2960	Education of Handicapped Children		297,865.54
A3020	Public Safety Comm E911 System		4,411.73
A3110	Sheriff	3,300.00	19,343.66
A3140	Probation		295.51
A3146	Sex Offender Program		10,320.00
A3150	Jail		27,779.58
A3315	Special Traffic Programs	20,000.00	4,074.70
A3410	Fire	638.93	4,875.05
A3640	Emergency Mgmt Office		1,232.83
A4011	Public Health Administration		14,183.89
A4012	Public Health Education		800.00
A4042	Rabies Control		774.00
A4044	Early Intervention		528.40
A4053	Preventive/Primary Health Services		251.50
A4064	Managed Care-Dental Services		15,466.94
A4070	Disease Control		4,317.97

A4090	Environmental Health	686.82
A4210	Alcohol and Drug Services	9,398.03
A4211	Council on Alcoholism	10,990.33
A4309	Mental Hygiene Co Administration	9,566.61
A4310	Mental Health Clinic	87,118.88
A4320	Crisis Intervention Services	11,665.09
A4321	Intensive Case Management	2,668.58
A4322	Suicide Prevention	3,359.25
A6010	Social Services Administration	147,216.53
A6422	Economic Development	4,432.26
A6510	Veterans' Service	867.00
A6610	Sealer Weights/Measures	149.27
A8020	Planning	2,227.50
A8745	Flood & Erosion Grant	117,825.75
A8752	NYS Ag Market Grant	5,200.00
A9060	Health Insurance	6,712.59
SOLID WASTE FUND		95,433.78
SPECIAL GRANT FUND		8,725.19
LIABILITY INSURANCE FUND		8,904.71
COUNTY ROAD FUND		50,183.94
CAPITAL FUND		590,303.91
SELF-INSURANCE FUND		<u>19,025.54</u>
GRAND TOTAL		\$ 2,096,790.70

Legislator Hollenbeck made a motion to approve the minutes of April 14 & 23, 2015, seconded by Legislator Monell, 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 Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 114-15

*RESOLUTION IN SUPPORT OF STATE  
ASSEMBLY BILL NO. 3558 REGARDING  
THE REDEFINITION OF SECTION 60 OF  
THE GENERAL CONSTRUCTION LAW*

WHEREAS: County Law §214 (2) provides that “The Legislature shall annually designate at least two newspapers published within the County as official newspapers for the publication of all local law, notices, and other matters required by law to be published”; and

WHEREAS: General Construction Law §60(a) defines “newspapers” as a paper printed and distributed, and among other factors “has a paid circulation”; and

WHEREAS: At the present time there are several newspapers that are printed and distributed in Tioga County, but which do not have a paid circulation; and

WHEREAS: State Assembly Bill No. 3558 proposes an amendment to General Construction Law §60(a) to remove the language “has a paid circulation” from the definition of newspapers; and

WHEREAS: The Tioga County Legislature desires to express its full support of State Assembly Bill No. 3558, which will afford Counties more flexibility and options for designating official newspapers for legal advertisements and notices in order to fulfill the requirements of County Law §214 (2); therefore be it

RESOLVED: That the Tioga County Legislature expresses its full support for New York State Assembly Bill No. 3558 and urges the New York State Senate to propose an identical bill for enactment by the State Legislature; and be it further

RESOLVED: That the Clerk of the Tioga County Legislature be and hereby is authorized and directed to forward copies of this resolution to the New York State Association of Counties, Senator Thomas Libous and Assemblyman Christopher Friend.

#### ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. 115-15                    *AUTHORIZE THE SUBMISSION OF  
PTS (POLICE TRAFFIC SERVICES)  
GRANT APPLICATION  
SHERIFF'S OFFICE*

WHEREAS: The NYS Governor's Traffic Safety Council has announced a FY'16 PTS (Police Traffic Services) grant; and

WHEREAS: Applications for this grant must be received no later than May 15, 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. 116-15                    *AUTHORIZE THE SUBMISSION OF CHILD  
PASSENGER SAFETY PROGRAM  
APPLICATION  
SHERIFF'S OFFICE*

WHEREAS: The Department of Criminal Justice Services (DCJS) has announced the FY'16 Child Passenger Safety Program funding for Tioga County Law Enforcement in the amount of \$2,800; and

WHEREAS: An application of these monies must be received no later than May 15, 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. 117-15                      *AUTHORIZE THE SUBMISSION OF 2015 NYS  
SHSP SLETPP GRANT -  
SHERIFF'S OFFICE*

WHEREAS: NYS Division of Homeland Security and Emergency Services has announced the FY'15 SHSP SLETPP Grant funding for Tioga County Law Enforcement in the amount of \$17,500; and

WHEREAS: An application of these monies must be received no later than May 1, 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; therefore be it



RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. 118-15                      *AUTHORIZE THE SUBMISSION OF  
HOMELAND SECURITY GRANT  
APPLICATION (SHSP 15)  
EMERGENCY MANAGEMENT*

WHEREAS: The Office of Homeland Security has issued a grant of \$70,000 to the Tioga County Office of Emergency Management. The grant will be used for communications; 25% of the monies will be appropriated to the Sheriff's Office (\$17,500) and 75% to Emergency Management (\$52,500); and

WHEREAS: County Policy # 47 requires that a resolution be approved before any such grant applications are submitted; and

WHEREAS: The Homeland Security Grant application needed to be submitted by May 1<sup>st</sup>, due to the short notification by the State, so verbal legislative approval was received and this resolution is being presented to follow county protocols; therefore be it

RESOLVED: That the Tioga County Emergency Management Office be authorized to apply for this grant.

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. 119-15

*AUTHORIZE THE SUBMISSION OF  
HOMELAND SECURITY GRANT  
APPLICATION (EMPG 15)  
EMERGENCY MANAGEMENT*

WHEREAS: The Office of Homeland Security has issued a grant of \$24,236 with 50% matching funds to the Tioga County Office of Emergency Management. The grant will be used to reimburse salaries of Emergency Management personnel; internet for EOC; and equipment; and

WHEREAS: County Policy # 47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Emergency Management Office be authorized to apply for this grant.

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 120-15 *AUTHORIZE TIOGA COUNTY MATERIALS RECOVERY MANAGER TO APPLY FOR A REGIONAL ECONOMIC DEVELOPMENT COUNCIL GRANT FOR A CONSTRUCTION AND DEMOLITION (C&D) RECYCLING FACILITY*

WHEREAS: The Regional Economic Development Council has announced the availability of grant funds through the NYS Consolidated Funding Application (CFA); and

WHEREAS: There are no Construction and Demolition (C&D) Recycling Facilities within the Southern Tier; and

WHEREAS: Taylor Garbage, Inc. would like to have a C&D Recycling Facility designed and installed at their site in Apalachin; and

WHEREAS: A C&D Recycling Facility would:

- increase diversion of C&D waste from 25% to 75%
- divert 2,876 tons of solid waste from landfills
- reduce greenhouse gases (GHG) by 3,089 metric tons per year
- create spin-off opportunities such as a biomass brick/wood pellets processor and a compost facility
- creation of up to 20 new jobs with benefits
- increase in tax base; and

WHEREAS: Taylor Garbage would own, operate and pay all local shared costs related to receiving the said grant; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Materials Recovery Manager to apply and administer said grant.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 121-15

*AWARD CONSTRUCTION*

*ELLIS CREEK RD. BRIDGES*

*BIN: 3334880 & BIN: 3334900*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges within the County; and

WHEREAS: Funding is available for the construction of the Ellis Creek Rd. Bridges; and

WHEREAS: The Commissioner of Public Works received sealed bids on April 15, 2015 and bids were as follows:

Economy Paving	Cortland, NY	\$1,030,000.30
FAHS Construction	Binghamton, NY	\$1,434,057.21
Procon Construction	Vestal, NY	\$1,155,000.02
R. DeVincentis Constr.	Binghamton, NY	\$1,162,000.00
Silverline Construction	Burdett, NY	\$ 919,687.00
Vector Construction	Cicero, NY	\$1,186,023.83

And

WHEREAS: McFarland Johnson, Binghamton, NY have completed the review of the bids and finds the low bidder Silverline Construction, Burdett, NY meets all of the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorize awarding the bid to Silverline Construction, Burdett, NY not to exceed \$919,687.00 to be paid out of the following accounts:

Ellis Creek Rd. Bridge BIN: 3334880	Acct. H2014.01	\$459,843.50
Ellis Creek Rd. Bridge BIN: 3334900	Acct. H2013.06	\$459,843.50

## ROLL CALL VOTE

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

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. 122-15

*APPOINT GARY HAMMOND  
TIOGA COUNTY'S RESPONSIBLE  
LOCAL OFFICIAL (RLO) TO THE  
NYSDOT'S REGIONAL LOCAL  
PROJECT LIAISON (RLPL)*

WHEREAS: Tioga County has Federal-Aid and State-Aid bridge projects; and

WHEREAS: NYSDOT requires a local official be appointed to oversee and make sure our Federal-Aid and State-Aid projects are civil rights compliant; and

WHEREAS: NYSDOT has a special software for this; and

WHEREAS: It is necessary to appoint a local official to receive a log-in and password to use the software; therefore be it

RESOLVED: That the Tioga County Legislature appoint Gary Hammond, Commissioner of Public Works to be Tioga County's Responsible Local Official (RLO).

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 123-15 *APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATON (TCLDC)*

WHEREAS: Kim Depew has resigned from the Tioga County Local Development Corporation as of November 6, 2015; and

WHEREAS: The Tioga County Local Development Corporation Board of Directors has found Jon Ward willing and able to fill said vacancy; therefore be it

RESOLVED: That the Tioga County Legislature hereby appoint Jon Ward to fill said vacancy and serve the remainder of Kim Depew's unexpired term effective 5/13/15 – 3/31/16.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 124-15 *RESOLUTION IN SUPPORT OF TIOGA DOWNS FOR SELECTION AS EASTERN SOUTHERN TIER REGION CASINO GAMING LICENSE AWARDEE*

WHEREAS: In November 2013, New York State voters approved a constitutional amendment to allow casino gaming in the State; and

WHEREAS: Tioga County voters showed overwhelming support of said constitutional amendment with 69.2% of voters in favor; and

WHEREAS: Tioga Downs has already proven to be a valued community partner by way of job creation, capital investment and revenue generated; and

WHEREAS: Tioga Downs owner has also shown experience in the gaming industry, not only at the existing facility in Tioga County but also in other facilities across New York State; and

WHEREAS: In anticipation of the passing of the Upstate New York Gaming and Economic Development Act, Tioga Downs has made substantial improvements to their already existing facility located in Tioga County; and

WHEREAS: The Tioga Downs existing facility is centrally located within the identified Eastern Southern Tier Region to best serve all residents of the region; and

WHEREAS: Tioga County previously endorsed the prospect of Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and

WHEREAS: Tioga County wishes to reiterate its support and commitment to Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and

WHEREAS: An expanded Tioga Downs facility will serve as a benefit to Tioga County and the Southern Tier; therefore be it

RESOLVED: That the Tioga County Legislature pass this resolution in support of Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and be it further

RESOLVED: That in furtherance of the above goals, Tioga County hereby agrees to the location of a Gaming Facility at Tioga Downs within the Town of Nichols, County of Tioga; and be it further

RESOLVED: That the Clerk to the Legislature shall send a copy of the resolution to Governor Andrew Cuomo, Senator Thomas Libous, Assemblyman Christopher Friend and Assemblywoman Donna Lupardo.

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 125-15                      *ADOPT TIOGA COUNTY AGRICULTURAL &  
FARMLAND PROTECTION PLAN UPDATE  
AND SEQR NEGATIVE DECLARATION*

WHEREAS: Tioga County Department of Economic Development and Planning has developed a draft Agriculture and Farmland Protection Plan in accordance with Article 25AAA of the NYS Agriculture and Markets Law; and

WHEREAS: Per said law, the Tioga County Legislature has held a public hearing and has considered public input stated; and

WHEREAS: The Tioga County Agricultural and Farmland Protection Board has provided input and reviewed the document and recommends via resolution that the Tioga County Legislature adopt the Plan Update; and

WHEREAS: Tioga County Planning has prepared a short environmental assessment form to evaluate environmental impacts of the Plan Update that has revealed no significant adverse environmental impacts; therefore be it

RESOLVED: That the Tioga County Legislature hereby adopts the Tioga County Agricultural and Farmland Protection Plan Update of 2015 and associated negative SEQR declaration.





## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE  
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 127-15 MORTGAGE TAX DISTRIBUTION

RESOLVED: That the mortgage tax report for the period October 1, 2014 to March 31, 2015 be and it hereby is accepted; further

RESOLVED: That the County Treasurer be authorized and directed to pay to the Supervisors of the several Towns and the Treasurers of the several Villages the amounts apportioned to them as follows:

Barton (Town)	\$ 21,589.92
Berkshire (Town)	5,063.55
Candor (Town)	16,073.22
Candor (Village)	2,515.47
Newark Valley (Town)	6,758.23
Newark Valley (Village)	1,912.94
Nichols (Town)	7,926.90
Nichols (Village)	1,371.47
Owego (Town)	73,935.24
Owego (Village)	10,007.94
Richford (Town)	1,953.92
Spencer (Town)	9,826.53
Spencer (Village)	1,706.39
Tioga (Town)	13,575.42
Waverly (Village)	<u>14,507.01</u>
	\$188,724.15

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 128-15      *AMEND POLICY 22*  
*“RIGHT TO KNOW”*

WHEREAS: Policy 22 Right To Know needs to be amended to reflect changes to the OSHA Hazard Communication Standard; therefore be it

RESOLVED: That Tioga County Right to Know Policy 22 is hereby amended to reflect the following:

1. All references to MSDS shall now read “SDS”;
2. All references to Material Safety Data Sheet shall now read “Safety Data Sheet”;
3. Section II, paragraph C is amended to read:  
“Department Heads or designees are to ensure that all hazardous chemicals in the department are properly labeled. The label should list at least the product identifier, signal word, hazard statement(s), pictogram(s), pre-cautionary statement(s) and the name, address and telephone number of the manufacturer or other responsible party. Immediate use containers do not require labeling. Product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals and which, in conjunction with the other information immediately available to employees under the hazard communication program, will provide employees with the specific information regarding the physical and health hazards of the hazardous chemical. Contractors using chemicals in their work for the County shall provide SDS sheets to the department (for inclusion in the department's SDS file) they are doing work for and a copy of said sheet will be provided to the Safety Officer for the master file.”;

And be it further

RESOLVED: That the remainder of Tioga County Right To Know Policy 22 shall remain in full force and effect.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 129-15 ADOPT LOCAL LAW NO. 1 OF 2015

WHEREAS: A public hearing was held on May 7, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. A of the Year 2015 A Local Law establishing the salary for the Offices of County Clerk and County Sheriff for the four year term of office commencing January 1, 2016 and continuing through and including December 31, 2019; and

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 1 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 1 of the Year 2015.

A Local Law establishing the salary for the Offices of County Clerk and County Sheriff for the four year term of office commencing January 1, 2016 and continuing through and including December 31, 2019.

Be It Enacted by the Legislature of the County of Tioga as follows:

### SECTION 1: PURPOSE

As set forth at Local Law No. 3 of 2003, the annual salary for the elected public offices of County Clerk and County Sheriff shall not be increased during a term of office.

Accordingly, it is the purpose and intent of this Local Law to establish the salary for the Offices of County Clerk and County Sheriff for the four-year term of office commencing January 1, 2016 and continuing through and including December 31, 2019.

### SECTION 2: ANNUAL SALARY

- A) The annual salary for the Offices of County Clerk and County Sheriff for the term of office beginning January 1, 2016 and continuing through and including December 31, 2019 is hereby established as follows:

1. County Clerk	\$63,000
2. County Sheriff	\$83,000

### SECTION 3: SEVERABILITY

If any clause, sentence, phrase, paragraph, subdivision, section, rule or part of this ordinance shall be adjudged by any Court or Agency of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, phrase, paragraph, subdivision, section, rule or part thereof directly involved in the controversy in which such judgment shall have been rendered.

### SECTION 4: EFFECTIVE DATE

This Local law shall take effect January 1, 2016.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

## ROLL CALL VOTE

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

No – Legislator Standinger.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 130-15 ADOPT LOCAL LAW NO. 2 OF 2015

WHEREAS: A public hearing was held on May 7, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. B of the Year 2015 A Local Law amending Local Law No. 2 of 1956 and Local Law No. 1 of 1963 with respect to the Reserve Fund for the Tioga County Self Insurance Plan; and

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 2 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 2 of the Year 2015.

A Local Law amending Local Law No. 2 of 1956 and Local Law No. 1 of 1963 with respect to the Reserve Fund for the Tioga County Self-Insurance Plan.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1:

That from the effective date hereinafter set forth Subdivision E of Section 1 of Local Law No. 2 of 1956 and Local Law No. 1 of 1963 as amended is hereby amended to read as follows:

E. A reserve of \$6,000,000.00 is hereby established for the Plan. Such amount may be accumulated by the inclusion in each annual estimate a sum not exceeding 2% of the total annual estimate, or by the transfer to said reserve of unexpended balances in current funds, or by the addition to said reserve of income earned from the investment of the funds in such reserve, or by such combination of said methods as the Workers' Compensation Committee may deem proper.

When the amount of the reserve is at a maximum, any amount expended therefrom shall be restored by one or more of the aforesaid methods, as said Committee may deem proper.

SECTION 2:

This Local Law shall become effective upon filing the law pursuant to Section 27 of the Municipal Home Rule Law of the State of New York.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION  
FINANCE/LEGAL COMMITTEE  
PERSONNEL COMMITTEE

RESOLUTION NO. 131-15                *AMEND RESOLUTION #53-15*  
*EXTEND TEMPORARY POSITION*  
*LEGISLATIVE OFFICE*

WHEREAS: Resolution #53-15 authorized an extension of a full-time temporary Account Clerk/Typist position in the Legislative Office during the course of another employee's leave of absence; and

WHEREAS: There is a need to extend the duration of this temporary position on a part-time basis in order to assist the Legislative Office in daily operations while the Clerk and Deputy Clerk of the Legislature are involved with FMAS projects; now therefore be it

RESOLVED: That Resolution #53-15 is hereby amended to allow the temporary Account Clerk/Typist in the Legislative Office to continue employment on a part-time basis through December 31, 2015; and be it further

RESOLVED: That the temporary Account Clerk/Typist shall not exceed 34 hours per pay period.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.



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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
PERSONNEL COMMITTEE

RESOLUTION NO. 132-15 *DECREASE HOURS OF DEPUTY DIRECTOR OF EMERGENCY PREPAREDNESS; AUTHORIZE CREATION AND FILLING OF ADDITIONAL DEPUTY DIRECTOR POSITION EMERGENCY MANAGEMENT OFFICE*

WHEREAS: Resolution 136-14 authorized the increase in hours for the Deputy Director of Emergency Preparedness due to increased responsibilities associated with grant writing, municipal meetings, and day-to-day operations of the office; and

WHEREAS: Said duties remain, but the Director of Emergency Preparedness would like to split duties associated with the Deputy Director's role between two part-time positions which will work a combined total of 12 - 16 hours per week; therefore be it

RESOLVED: That the hours of the position, Deputy Director of Emergency Preparedness, shall be reduced to an average of 6 – 8 hours per week, resulting in a decrease in the 2015 annual hiring range from \$10,029 – \$10,279 to \$5,015 - \$5,140; and be it further

RESOLVED: That the current incumbent, Michael Simmons, shall have his 2015 annual salary adjusted from \$9,792 to \$5,050 effective May 13, 2015, to reflect the reduced hours; and be it further

RESOLVED: That the Tioga County Legislature authorizes the creation of an additional part-time, Deputy Director of Emergency Preparedness position effective May 13, 2015, to be filled from the appropriate civil service eligible list at an annual salary of \$5,015; and be it further

RESOLVED: That the 2015 authorized part-time headcount figures for the Department of Emergency Preparedness shall increase from 2 to 3.

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE  
PERSONNEL COMMITTEE

RESOLUTION NO. 133-15

*CREATE AND FILL PART TIME  
EMERGENCY MEDICAL TECHNICIAN  
(EMT) INSTRUCTOR  
DEPARTMENT OF FIRE*

WHEREAS: Legislative approval is required for the creation of any new positions within Tioga County; and

WHEREAS: Due to a recent IRS audit, the Tioga County Fire Coordinator has a need to create an additional part-time EMT Instructor position, which will be paid from payroll rather than as a contractor; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the creation and filling of one, (1) part-time EMT Instructor position effective May 13, 2015, at the rate of \$10.00 per hour; and be it further

RESOLVED: That the Department of Fire's 2015 authorized, part-time headcount shall increase from 10 to 11.

## ROLL CALL VOTE

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

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  
PERSONNEL COMMITTEE

RESOLUTION NO. 134-15 APPROVE SALARY ABOVE HIRING  
BASE FOR CASEWORKER  
DEPARTMENT OF SOCIAL SERVICES

WHEREAS Tioga County Resolution 211-99 requires Legislative approval for any appointments made above an established base salary amount; and

WHEREAS: The Commissioner of Social Services recently backfilled a vacant Caseworker position effective May 4, 2015, with a well-qualified candidate who has over 10 years of counseling and casework experience; and

WHEREAS: The Department of Social Services will benefit from this experience and the Commissioner of Social Services would like to compensate the employee accordingly; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the annual salary of Thomas Lacey, Caseworker, be set at \$39,715 effective retroactive to May 4, 2015; and be it further

RESOLVED: That said salary is the maximum starting rate for CSEA salary grade XI and includes the contractual increments otherwise received for 2 and 5 years of service.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE  
PUBLIC WORKS COMMITTEE

RESOLUTION NO. 135-15      *AUTHORIZE APPOINTMENT OF COMMISSIONER OF  
PUBLIC WORKS  
(PUBLIC WORKS)*

WHEREAS: The Commissioner of Public Works position became vacant as of March 23, 2015; and

WHEREAS: Resolution 109-15 authorized the appointment of Gary Hammond as the interim Commissioner until a permanent appointment was made; and

WHEREAS: The recruitment process for said position has concluded and the interview committee has determined the most appropriate candidate to appoint; therefore be it

RESOLVED: That Gary Hammond is hereby appointed Commissioner of Public Works effective May 13, 2015, at an annual salary of \$86,071, and will serve a one-year probationary period; and be it further

RESOLVED: That upon successful completion of said probationary period, Mr. Hammond will be eligible for appointment to a four-year year term as Commissioner of Public Works.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 136-15      *AUTHORIZE CREATION AND FILLING OF ONE (1)  
FULL-TIME RECORDING CLERK  
COUNTY CLERK'S OFFICE*

WHEREAS: Legislative approval is required for the creation of any new position within Tioga County; and

WHEREAS: The County Clerk has been informed by one of his current, full-time Recording Clerk incumbents that she intends to retire from Tioga County in either late 2015 or early 2016; and

WHEREAS: The County Clerk would like to modify his authorized headcount by utilizing part-time staff in a full-time capacity in order to ensure adequately staffing in light of this future change; therefore be it

RESOLVED: That the County Clerk is hereby authorized to create and provisionally fill one (1) full-time Recording Clerk position, effective May 13, 2015, at an annual salary of \$26,189 (CSEA salary grade V) pending the outcome of the recent civil service examination; and be it further

RESOLVED: That the County Clerk's authorized 2015 full-time headcount shall increase from 10 to 11; and be it further

RESOLVED: That the vacant part-time Recording Clerk position, resulting from the County Clerk's reassignment of staff to full-time, shall remain unfilled until the retirement of a full-time Recording Clerk; and be it further

RESOLVED: That upon said retirement, one (1) vacant Recording Clerk position shall be abolished and will then cause the County Clerk's authorized headcount to decrease from 11 to 10.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:29 P.M.