

*Fourth Regular Meeting*  
April 11, 2017

The Fourth Regular Meeting of 2017 was held on April 11, 2017 and was called to order by the Chair at 12:00 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Mullen to have a moment of prayer. "Dear Lord, we thank you for giving us this time together to conduct the people's business of Tioga County. We thank you for the wonderful weather and welcome spring. We thank you for the wonderful Easter season that is coming this weekend that we celebrate Easter, many of us in this room. We thank you for this time together in fellowship and doing the County's business."

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

There were 39 people in attendance.

William Ostrander of the Employee Recognition Committee presented the Employee of the 4<sup>th</sup> Quarter 2016 and Employee of the year 2016 to Mary Hogan of the Information Technology Department. "First I want to thank the Legislature for supporting this program. It means a lot to the employees and there seems to be a certain joy I notice as we announce employees of the quarter, when we go and visit the people and let them know they are the employee of the quarter. I think they like being employee of the quarter, though a lot of them do not really like standing up here in front of everybody. A lot of them work behind the scenes and our employee of the 4<sup>th</sup> quarter is also our employee of the year for 2016.

"Her name is Mary Hogan. Many of you know her, but if you don't you can be forgiven because she is a behind the scenes person who works behind the scenes of the people who are behind the scenes. She keeps a very low profile.

"Mary Hogan is one of those county employees who, behind the scenes, keeps the county going. Mary began working for the county as a Junior Computer Programmer in August 1998. She earned a promotion to Computer Programmer on January 1, 2000 and then to her current position as Computer Programmer Specialist in July 2005. The county computer programmers were responsible for programming the AS\400 server to track and manipulate all kinds of County data including payroll and other financial records, print checks and tax bills, and generate reports. Mary has been instrumental in transitioning the County from the AS\400 to Munis, an off-the-shelf financial software program.

There has been a great deal of troubleshooting to do since the County is using a new *Beta* version of the software. Mary acts as the liaison between County users and the software company to overcome the many bugs found in the program.

“Mary’s dedication to serving the County is often demonstrated by her working on Sundays to resolve problems and meet deadlines. Recently, she did this in order to develop complex spreadsheets to satisfy the special payroll requirements of the Sheriff’s Union Retroactive Arbitrage Ruling.

“Mary is a native of Owego and therefore has a personal commitment to the welfare of Tioga County. She is an avid fan of the LPGA and the New York Yankees. She loves to read and has a growing interest in wild birds and hopes to develop that interest further. She visits my office every day to check out the bird of the day calendar. The bird of the day today is the Painted Bunting, which is one of her favorites.

“Here are some snippets about her from her nominators. She had quite a few nominators, they were like Arnold Schwarzenegger’s of nominating. Without hesitation Mary is always willing and able to take on projects and help with our IT needs. I refer to Mary as the fire department. She is always over here helping somebody put out a fire, a programming problem or generating report as soon as possible, or finding an old file. We have witnessed Mary’s steadfast dedication to this project and overall dedication to the County. Mary has routinely exhibited going above and beyond to assist in whatever capacity she can to make this be a successful transition from the former system to the new financial system while still maintaining the AS400 system.

“Outside of Mary’s job description she has been very instrumental in the following areas: Fixed assets, payroll, Munis support, 2017 budget process. Mary is a team player. Mary is an exemplary employee and a valuable asset to Tioga County. It seems like Mary is needed at least once a day in the Treasurer’s Office. She is patient and kind when explaining things or offering assistance. She is very helpful. She responds quickly to the needs of our office and I am sure she is just as friendly and helpful to everyone else. Mary is always ready to help in any way she can. She is always a pleasure to work with. She has also been a great source of information for me as I learn how Munis and all the computer programs work. Tioga County is lucky to have someone like her. Mary is very persistent to solve whatever problems might occur to keep everything going smooth. We want to congratulate you.”

Doug Camin, Information Technology Director spoke. “I do not know that there is too much more that I can add that hasn’t already been said, but I can definitely reiterate all the many nice and wonderful things that have been said about Mary and the work that she does, and the way that she contributes to our

department. I am still the newest employee in my department and one of the things that is very fortunate is that I came in to such a great team and Mary is one critical aspect of that team who has brought just an immense amount of knowledge and technical wherewithal and just an immense work ethic that will be missed one day when you are no longer here. Hopefully that day will be a ways. Thank you for your work and congratulations."

Legislator Loretta Sullivan spoke. "Congratulations Mary. Bill mentioned several times behind the scenes, behind the scenes, I am surprised by that. If anyone in this room has never heard of Mary and never been involved with fixes that she helped you out with, if you have never heard of her please raise your hand. I cannot tell you the number of times through the years that I have worked with your Committee and just with the Legislature in general, I think in every committee's meeting at some point or another the name Mary Hogan has popped up, singing the praises all over the place.

"Mary is the type of person that has a job that is brought in in an emergency. This is broken, we have to fix it yesterday. Many of you here have a job like that and many of you do not. On each and every occasion like that as has been mentioned by her coworkers and her Director she is johnny on the spot, she is there. There have been times that we have had issues that were so intense that, is there a couch up there because you spent almost 24 hours a day on working on solutions. As far as I am concerned and the rest of the Legislature, you are not behind the scenes, your merits have been brought to the attention of the Legislature for years and I truly from the bottom of my heart am thrilled to have someone like you on our Team and I appreciate you very much."

Mary Hogan spoke. "Thank you. This really means a lot. I really appreciate everything everyone said and I will keep working."

Chair Sauerbrey noted that we have three recognition resolutions this month.

Legislator Mullen read and presented the following recognition resolution to Douglas Swarts.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 87-17

*RESOLUTION RECOGNIZING  
DOUGLAS SWARTS'  
25 YEARS OF DEDICATED SERVICE TO  
TIOGA COUNTY*

WHEREAS: Douglas Swarts was appointed as a Corrections Officer on 1/2/92; and

WHEREAS: Douglas Swarts has been dedicated and loyal in the performance of his duties and responsibilities during the past 25 years to Tioga County, thereby earning the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Douglas Swarts will retire from the Tioga County Sheriff's Office on April 29, 2017; 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 Douglas Swarts for his 25 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, Douglas Swarts.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Mullen spoke. "As far as Doug goes, I want to say thank you from the Legislature and all the citizens. I know what you guys do because I dropped off an awful lot of bad guys there over my years working here in the County."

Legislator Mullen read and presented the following recognition resolution to William Spangenburg.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 88-17

*RESOLUTION RECOGNIZING  
WILLIAM SPANGENBURG'S  
25 YEARS OF DEDICATED SERVICE TO  
TIOGA COUNTY*

WHEREAS: William Spangenburg was appointed as a Corrections Officer on 12/30/91; and

WHEREAS: William Spangenburg has been dedicated and loyal in the performance of his duties and responsibilities during the past 25 years to Tioga County, thereby earning the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: William Spangenburg will retire from the Tioga County Sheriff's Office on March 31, 2017; 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 Spangenburg for his 25 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 Spangenburg.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Mullen spoke. "I want to just say a few quick words about what it is to be a Corrections Officer and both these gentlemen at times throughout my time as a State Trooper here in Tioga County and when we would drop off individuals to the jail, one of the things that is common with police officers when they are taking someone to jail is in their backseat they are whining and carrying on, maybe being a little violent, not a nice person to deal with, you turn around and you say why don't you be quiet because I am taking you to the jail and going to drop you off and forget about you. Maybe it is not a nice thing to say as a police officer, but we feel that way because we get to leave them in these guys hands and I can tell you that professionalism and the dedication and duty it takes to deal with some of the worst people in society and some of the people that need the most help in society end up in jail.

"I want to say thank you from the bottom of my heart for what you guys have done and your dedicating your life to the service of your fellow man and the public safety of your community and your County. A plaque and a proclamation is not near enough, but I will tell you this about being retired, it is fantastic, you get paid to wake up. I hope you win in retirement, which means you live well beyond the number of years of service, so you collect a retirement for many many years past your years of service for Tioga County. Once again thank you very much."

Sheriff Howard spoke. "I have some short words because I know neither one of them want to stand up here any longer. Standing before you is over 50 years of experience that the Sheriff's Office is losing. Of course Doug we have for another 18 days or so, Bill has been gone about that much I think or around that time and I just want to say thank you and the men and women in the Sheriff's Office that are here and back at the office just want to thank you for your service, not only to the Sheriff's Office, but to the County and to the citizens, and to your families. Thank you for taking your time and spending 25 years with us and sometimes that were not good, but I want to thank you. I also want to say thank you to the County for recognizing these individuals for their service with the Sheriff's Office and to the County."

Legislator Standinger read and presented the following recognition resolution to Kristine Madison.

Legislator Standinger spoke. "It seems like I am doing a lot of these resolutions for retirement out of that Health & Human Services building, so I wonder if there is something going on up there that I should be aware of."

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

REFERRED TO

HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 89-17

*RECOGNITION OF  
KRISTINE A. MADISON'S 20 YEARS OF  
DEDICATED SERVICE TO THE TIOGA COUNTY  
DEPARTMENT OF MENTAL HYGIENE*

WHEREAS: Kristine A. Madison was appointed to the position of Account Clerk Typist on January 6, 1997, and promoted to Senior Account Clerk Typist in March 1999, amended to Account Associate II on January 25, 2017 with Tioga County Department of Mental Hygiene; the position she still holds; and

WHEREAS: Kristine A. Madison has been extremely dedicated, loyal and professional in the performance of her duties and responsibilities during the past 20 years to the Mental Hygiene Department. She has earned the respect of her director, colleagues and peers throughout Tioga County; and

WHEREAS: Mrs. Madison retired on March 31, 2017; 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 Kristine A. Madison for her over 20 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this outstanding employee, Kristine A. Madison.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Standing spoke. "I just want to thank her for the many years that she served the Mental Hygiene Department. I know it is not an easy task."

Chris Korba, Director of Administrative Services for Mental Hygiene spoke. "Kris I just wanted to thank you for 20 years of service to Tioga County, our Community and all the clients that you served. You also served coworkers and of course your bosses. I really appreciate all you have done for me personally and for our Department, it is greatly appreciated. During her time here she wore many different hats and at any given notice I could have you do a variety of different tasks. You have done billing, going over insurance coverage with clients, worked the front desk, you did ordering. You were an extremely valuable employee and I just greatly appreciate that.

"Over the last 20 years you have seen many different changes, you worked in two different buildings, up at Washington Gladden and the HHS Building, and over the last five years you have worked at three different desks and that is not easy to do, so I really appreciate that. Your biggest change is yet to come and it is here, retirement. I hear that you are going to be doing a lot of bowling at the Moose Lodge and I heard that you have even scored 300. Oh I'm sorry those are golf scores. Also Kris I hear you have plans to travel this country in an RV and I just wish you the greatest trip ever and it greatly blesses you. Again, thank you Kris for everything."

Lori Morgan, Director of Community Services spoke. "Kris I really want to thank you. I know that it has not been easy always working with me because we have gone through a lot of changes and thank you for always keeping me on track and noticing some things that maybe I wouldn't notice. You were very good at that. I know that I will miss you, your peers miss you already, also are envious of you, but we wish you the very best in your retirement."

Legislator Standinger read and presented the following Proclamation on Alcohol Awareness Month to Susan Medina of the Tioga County Health Department.

**COUNTY OF TIOGA  
EXECUTIVE PROCLAMATION**

WHEREAS: Tioga County Public Health identifies alcohol abuse as a threat to the health of the community; and

WHEREAS: Alcohol-related motor vehicle injuries and deaths in Tioga County are nearly double the New York State average; and

WHEREAS: The percentage of adults that binge drink is 24%, which is higher than all neighboring counties; and

WHEREAS: Binge drinking can be identified as the practice of consuming more than 5 drinks for men and 4 drinks for women in a single sitting; and



WHEREAS: Alcohol remains the number one substance responsible for admission to a treatment program; and

WHEREAS: Over 60 diseases are related to alcohol use including cancer, liver cirrhosis, cardiovascular disease and depression; and

WHEREAS: Alcohol abuse can be devastating to an individual's life, their family and can lead to child abuse and or neglect; and

WHEREAS: Children that grow up in a household where alcohol is abused are 4 times more likely to also abuse alcohol; therefore

THE TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim April as

#### ALCOHOL AWARENESS MONTH

and encourages all residents to educate themselves, talk to their children and to seek help when coping with alcohol and other substance abuse situations.

Legislator Standinger spoke. "I recognize that alcohol is a legal substance in the United States and alcohol itself is not bad, but the abuse is what we need to worry about, so if you are going to consume alcohol do so responsibly."

Susan Medina of the Tioga County Health Department spoke. "Thank you and I appreciate you reading this and sorry to be such a downer after all the excitement. It is definitely a public health concern and we appreciate you proclaiming the month of April and awareness of it."

Legislator Mullen read and presented the following Proclamation on Two Rivers State Park to Becca Maffei of the Tourism Department. "I just want to acknowledge Becca's incredible effort in this project that we have undertaken in the State Park and I also want to thank the Legislators for when I first became a Legislator that we added it to the County's strategic plan, the development of the State Park, our County's State Park. It is one of the things I ran for election on, is the development of this State Park and I am going to say this publicly, it is without a doubt your guidance and leadership and enthusiasm you have brought to these projects that are in this Proclamation that we have come so far in such a short period of time. I made a point of letting your boss know that and I wanted to express it to you personally and publicly. For the record, we are incredibly blessed to have people working for us in Tioga County like you Becca."

COUNTY OF TIOGA  
EXECUTIVE PROCLAMATION

WHEREAS: Two Rivers State Park is an important outdoor recreation area that is rich in natural beauty and wildlife in Tioga County; and

WHEREAS: Two Rivers State Park has two reservoirs and miles of trails through wooded land and open fields and can be used for a variety of outdoor recreation, such as hiking, biking, boating and fishing; and

WHEREAS: Two Rivers State Park's reservoirs are historic assets as they were projects completed under the Works Progress Administration and supplied the Village of Waverly with water for many years; and

WHEREAS: Two Rivers State Park is used by Waverly Central Schools cross-country teams and community groups for education and development of local children; and

WHEREAS: Two Rivers State Park is adjacent to Waverly Glen Park; and

WHEREAS: Two Rivers State Park improves the quality of life for the citizens of Waverly; and

WHEREAS: Two Rivers State Park attracts new visitors to Tioga County; and

WHEREAS: There is a group of committed Tioga County and Waverly residents that are working to create a "Friends of the Park" group to create an active volunteer base; and

WHEREAS: May 6, 2017 is I Love My Park Day, a New York State Parks Department designated day which encourages the public to volunteer to work on projects in New York State Parks; and

WHEREAS: The Tioga County Legislature recognizes Two Rivers State Park as an important asset to Tioga County residents; therefore

THE TIOGA COUNTY LEGISLATURE hereby supports the creation of a "Friends of the Park" group and encourages citizens of Tioga County to volunteer for I Love My Park Day and to utilize Two Rivers State Park and Waverly Glen Park for outdoor recreation.

Becca Maffei of the Tourism Department spoke. "Thank you very much for all the kind words and I am very excited about this project and I am here representing a group of other people that feel the same way that I do. I just want to thank the County for recognizing and supporting the continuing projects that we will have at Two Rivers State Park. From a tourism standpoint it is extremely important to have really nice outdoor recreation areas, especially if you are in the Finger Lakes vacation region. I think this will be a good Economic Development project as well. Thank you."

There was no privilege of the floor.

Legislator Sullivan made a motion to approve the minutes of March 1, 16, and 23, 2017, seconded by Legislator Mullen, and carried.

Chair Sauerbrey appointed Legislator Ed Hollenbeck as 2<sup>nd</sup> Deputy Chair of the Tioga County Legislature effective April 12, 2017.

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.

Chair Sauerbrey spoke. "Before we begin the resolutions in the formal process of this meeting I want to take note that this meeting is the first official meeting of our County Attorney who is presiding over the legality of the County Legislature, making sure we do things right. Officially welcome Peter."

County Attorney Dewind spoke. "Thank you. It has been a good transition getting everything up to speed."

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

REFERRED TO:	LEGISLATIVE WORKSESSION
RESOLUTION NO. 90-17	CHANGE MAY 2017 LEGISLATIVE MEETING TIME

WHEREAS: The May 2017 Legislative meeting has been scheduled for Tuesday, May 9, 2017 at 12:00 p.m.; and

WHEREAS: The Legislature would like to change the meeting time; therefore be it

RESOLVED: That the May 9, 2017 Legislative meeting time be changed from 12:00 p.m. to 11:00 a.m.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 91-17 APPOINT REAP BOARD MEMBER

WHEREAS: The By-Laws of the REAP Board require that the Legislature nominate one person to act as its member on the REAP Board of Directors; and

WHEREAS: Bryant Myers, Executive Administrator for the IDA, term ends April 14, 2017; and

WHEREAS: Brittany Woodburn, Economic Development Specialist, is willing to serve on the REAP Board of Directors; therefore be it

RESOLVED: That Brittany Woodburn, Economic Development Specialist, be hereby appointed to the REAP Board for a two year term from April 15, 2017 through April 14, 2019.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 92-17 APPOINT MEMBER  
BOARD OF ETHICS

WHEREAS: The term of John Hitchings on the Board of Ethics expired on March 31, 2017; and

WHEREAS: Barbara Crannell has expressed interest and willingness to serve on the Board of Ethics; therefore be it

RESOLVED: That Barbara Crannell, Chair nomination, is hereby appointed to the Board of Ethics for a term of April 1, 2017 through March 31, 2020.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 93-17      *APPOINT MEMBER  
BOARD OF ETHICS*

WHEREAS: The term of F. John Waite on the Board of Ethics expired on March 31, 2017; and

WHEREAS: Joan Case has expressed interest and willingness to serve on the Board of Ethics; therefore be it

RESOLVED: That Joan Case, Minority Party nomination, is hereby appointed to the Board of Ethics for a term of April 1, 2017 through March 31, 2020.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 94-17 APPOINT MEMBERS TO  
TRAFFIC SAFETY BOARD

RESOLVED: That the following members be reappointed to the Traffic Safety Board for a term as follows:

TITLE	TERM
James DeVita	3/31/17-4/1/20
Tioga County STOP DWI Coordinator or Designee	3/31/17-4/1/20
Tioga County Fire Coordinator or designee	3/31/17-4/1/20

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 95-17 RE-APPOINT MEMBER TO THE TIOGA  
COUNTY PLANNING BOARD

WHEREAS: The Village of Waverly's position on the Tioga County Planning Board has been vacant since December 2016 upon William Dimmick III's resignation; and

WHEREAS: William Dimmick, III's living situation has changed and he will now remain living in the Village of Waverly; and

WHEREAS: The Village of Waverly Board of Trustees has re-nominated William Dimmick, III to continue serving in this position as their representative, and he is willing and able to do so; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint William Dimmick, III to the Tioga County Planning Board to continue his three-year term of 1/1/2017 – 12/31/19, effective April 12, 2017.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 96-17                      *AMEND RESOLUTION NO. 218-15  
AMENDING FEES  
REAL PROPERTY OFFICE*

WHEREAS: Resolution Nos. 385-90, 102-00, 150-07, 345-09 and 218-15 established and modified schedules of charges; and

WHEREAS: Resolution No. 218-15 amended the RPS Data Files on CD, emailed, rps160d1, rps 155p1, rps150p1, per tax entity; and

WHEREAS: The Real Property Tax Service Agency has recommended that the fee be changed to \$75.00 per extract with all other fees remaining the same, be it therefore

RESOLVED: That Resolution No. 218-15 as amended by Resolution Nos. 385-90, 102-00, 150-07, and 345-09 be hereby amended and that the fee for RPS data files services be and hereby are established and modified as follows effective as of 05/01/2017:

RPS data files on CD, e-mailed, rps160d1, rps155p1, rps150p1, per tax entity    75.00

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 97-17      *INTER-MUNICIPAL AGREEMENT  
HAZARDOUS WASTE*

WHEREAS: Tioga County has had a contract and inter-municipal agreement for the disposal of hazardous waste with Broome County over the last sixteen years; and

WHEREAS: Broome County has developed a proposal plus an inter-municipal agreement allowing Tioga County to utilize Broome County's Hazardous Waste Facility for the years 2017-2019; therefore be it

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair or their designee to renew the contract and inter-municipal agreement for the disposal of hazardous waste with Broome County for the years 2017-2019 upon approval by the County Attorney.

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.



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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. 98-17 *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'17 PTS (Police Traffic Services) grant; and

WHEREAS: Applications for this grant must be received no later than May 1, 2017; 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 Mullen, Sauerbrey, Roberts, Standinger, Sullivan, Weston Hollenbeck, Huttleston and Monell.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 99-17 *ACCEPT AWARD OF ROADSIDE MARKER  
GRANT AND APPROPRIATE FUNDS*

WHEREAS: The William G. Pomeroy Foundation strongly believes that historic markers play an important role in local historic preservation by serving a dual

purpose. They educate the public and foster historic tourism, which in turn can provide much needed economic benefits to the towns and villages where the markers are placed; and

WHEREAS: The program will commemorate historic people, places or things by awarding grants to install historic markers. This funding includes a standard marker, mounting pole and shipping. Grantees are responsible for the installation of the marker; and

WHEREAS: Tioga County has been awarded \$1,060.00 for the 2017-2018 Centennial Historic Roadside Marker Grant Program for the 100<sup>th</sup> anniversary of NYS Women's Suffrage; and

WHEREAS: The funds will be used to purchase and install a historic marker on 18 Front Street in Owego NY representing the residence of Elizabeth Browne Chatfield, suffragist and private secretary to Susan B. Anthony; and

WHEREAS: Appropriation of funds and budget modification requires legislative approval; therefore be it

RESOLVED: That funding be appropriated and the 2017 budget be modified as follows:

A7510 420890 Other Culture & Recreation Income	\$ 1,060.00
A7510 540640 Supplies (Not Office)	\$ 1,060.00

#### ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 100-17 *AUTHORIZE CHAIR SIGNATURE ON HOST COMMUNITY AGREEMENT BETWEEN TIOGA COUNTY AND RENOVUS ENERGY, INC.*

WHEREAS: The Economic Development & Planning Department has been in discussion with representatives of Renovus Energy, Inc. with regard to a potential solar energy system and related infrastructure ("Project") to be built and operated in the Town of Candor, Tioga County, New York; and

WHEREAS: The Town of Candor has authorized the proposed Project; and

WHEREAS: The Economic Development and Planning Legislative Committee has reviewed and recommended the agreement between Tioga County and Renovus Energy, Inc., hereafter referred to as the Host Community Agreement to the full Legislature; and

WHEREAS: The Tioga County Legislature has also reviewed the proposed Host Community Agreement; and

WHEREAS: The Tioga County Legislature believes that the best interests of the residents of Tioga County will be served by the execution of the Host Community Agreement which specifies the parties rights, interests and obligations relative to the construction and operation of the solar energy system and related infrastructure; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Legislative Chair to sign the Host Community Agreement between Tioga County and Renovus Energy Inc. as recommended by the Economic Development and Planning Legislative Committee and upon approval by the County Attorney.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGAL/FINANCE COMMITTEE  
LEGISLATIVE WORKSESSION

RESOLUTION NO. 101-17                      *ADOPT POLICY 59*  
    *TIOGA VIDEO SECURITY*  
    *SURVEILLANCE POLICY*

WHEREAS: The Safety Officer through working with the Information Technology Department and the County Attorney has expressed an interest in having a Video Security Surveillance Policy put in place for Tioga County; and

WHEREAS: There are video cameras currently installed and video cameras to be installed in County Office Buildings in designated areas for video security surveillance monitoring; therefore be it

RESOLVED: That Policy 59 Tioga Video Security Surveillance Policy is hereby adopted as follows and to be effective on adoption:

### **TIOGA VIDEO SECURITY SURVEILLANCE POLICY**

**Purpose:** Tioga County may utilize video monitoring equipment at County facilities in an effort to create a safer and more secure environment at those locations. This policy is designed to detail the use of video surveillance to detail the collection and use of video information and thereby promote the privacy of those who work at and visit surveilled locations.

**Systems Covered:** This policy shall apply to all fixed video surveillance systems on county premises with the exception of: systems under the direction of the Sheriff including those at the Tioga Public Safety Building; those systems under the direct supervision of the NYS Office of Court Administration; covert systems employed by any law enforcement agency having jurisdiction; and video conferencing systems including those utilized for remote hearings and appearances.

**General Policy:** Video surveillance systems may only be deployed in public areas of county controlled premises. Conspicuous signage will be posted in common areas to inform visitors and employees that the area is being monitored.

The location and type of camera system to be deployed shall be determined by the Director of Information Technology. This may include systems and cameras which lack the capacity to record data. Placement of cameras shall only be considered for the security and safety of employees and visitors. Cameras shall never be placed in areas where privacy would normally be expected. Camera placement must take into consideration any confidential material that could be visible. No video surveillance system shall be intentionally deployed to monitor private property although the system may incidentally capture nearby premises and public activities if required to adequately monitor county areas.

Video surveillance systems will not record or monitor sound and shall not be monitored for the content of any visually captured conversations. Monitoring individuals based on characteristics of race, gender, ethnicity, sexual orientation, disability, or other protected classification is prohibited.

Information and images produced by video surveillance systems are intended to: assist in the identification and prevention of threats; to deter theft and other crimes; to assist in identifying, apprehending and prosecuting offenders; to assist in gathering evidence for criminal actions; to help emergency services personnel respond to emergency events; and to assist in resolving a citizen or employee complaint or County investigation.

The County will designate personnel with the capability to monitor live surveillance footage. The County will designate a limited number of personnel with permission to view recorded video. Access levels will be designated by the Tioga Legislative Chair in consultation with the Finance, Legal and Safety Committee, the Director of Information Technology, the Director of Personnel and the County Attorney.

Recorded material may be viewed for the purposes of system maintenance, to investigate onsite incidents, claims, regulatory or policy violations and to locate material related to a legitimate criminal or other investigation. Recorded video shall not be released except as provided herein or as required by law.

Information and images produced by surveillance systems may be monitored or copied by law enforcement personnel when authorized by the Tioga Sheriff or District Attorney, by the Chair of the County Legislature, and by any other persons if authorized by a court of competent jurisdiction. The Information Technology Department may monitor, review, or copy only such video as may be necessary for system maintenance. A log of who accessed, when and for what purposes will be maintained by the Information Technology Department.

Surveillance footage shall not be utilized to conduct personnel investigations including those related to work place attendance or work quality. However, the

County may utilize routine security camera recordings in support of disciplinary proceedings or in a civil suit or other proceeding involving person(s) whose activities are shown on the recording and relate to the proceeding.

Digital data will be stored on servers accorded appropriate computer security with access by authorized personnel. Recorded analog or digital data shall be stored and maintained for at least 90 days after the date of recording, unless the Tioga Sheriff, District Attorney, Chair of the County Legislature or County Attorney determines that specified video may be material and relevant to law enforcement or administrative investigation, or to potential claims and litigation. In these cases, the imagery shall be destroyed or erased as soon as practicable, but no less than three years following the date of recording.

The Information Technology department shall be responsible for the operation and maintenance of the video surveillance systems covered by this policy, and for the implementation of this policy.

Surveillance system feeds are a tool which may be monitored to support investigations and enhance safety. The existence of such systems and of this policy, are not a guarantee of safety and does not imply that security cameras will be monitored in real time.

#### ROLL CALL VOTE

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

No – None.

Absent – None.

#### RESOLUTION ADOPTED.

Legislator Monell introduced Local Law Introductory No. A of 2017.

County of Tioga

Local Law No. of the Year 2017.

A Local Law establishing the salary for the Office of County Treasurer for the four year term of office commencing January 1, 2018 and continuing through and including December 31, 2021.

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 office of County Treasurer 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 Office of County Treasurer for the four-year term of office commencing January 1, 2018 and continuing through and including December 31, 2021.

SECTION 2: ANNUAL SALARY

A) The annual salary for the Office of County Treasurer for the term of office beginning January 1, 2018 and continuing through and including December 31, 2021 is hereby established as follows:

- 1. County Treasurer   \$68,000

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, 2018.

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

REFERRED TO:   LEGISLATIVE WORKSESSION  
PERSONNEL COMMITTEE

RESOLUTION NO. 102-17   *SCHEDULE PUBLIC HEARING  
LOCAL LAW INTRODUCTORY  
NO. A OF 2017*

RESOLVED: That a public hearing shall be held on Local Law Introductory No. A of 2017 A Local Law establishing the salary for the Office of County Treasurer for

the four year term of office commencing January 1, 2018 and continuing through and including December 31, 2021 in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827 on Thursday, May 4, 2017 at 1:00 P.M. All persons desiring to present written or oral comments may do so at said time.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

LEGAL COMMITTEE  
PERSONNEL COMMITTEE

RESOLUTION NO. 103-17

*RATIFY COLLECTIVE BARGAINING  
AGREEMENT WITH TIOGA COUNTY  
CORRECTIONS ASSOCIATION AND  
NATIONAL CORRECTIONAL EMPLOYEES  
UNION*

WHEREAS: The current collective bargaining agreement between Tioga County and the Tioga County Corrections Association expired December 31, 2016; and

WHEREAS: Negotiation of a successor agreement began in August 2016; and

WHEREAS: The parties have reached a Tentative Agreement of the years 2017-2019; and

WHEREAS: The membership ratified the agreement on March 20, 2017; therefore be it

RESOLVED: That the Tioga County Legislature hereby ratifies the tentative contract for the years 2017-2019 retroactive to January 1, 2017; and be it further

RESOLVED: That the Chair of the Legislature is hereby authorized to sign the Agreement along with the Sheriff, as joint employers; and be it further



RESOLVED: That the Tioga County Legislature does hereby agree to implement the funds necessary to carry out the terms and provisions of said contract.

ROLL CALL VOTE

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

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. 104-17 *AUTHORIZE APPOINTMENT OF DEPUTY DIRECTOR  
  OF PUBLIC HEALTH  
  PUBLIC HEALTH DEPARTMENT*

WHEREAS: Legislative approval is required for any appointment to a non-union position within Tioga County; and

WHEREAS: The Deputy Director of Public Health position became vacant on December 31, 2016 and recruitment efforts have been made to backfill said vacancy; and

WHEREAS: The Director of Public Health has identified a qualified candidate who is willing and able to accept appointment; therefore be it

RESOLVED: That Susan Medina is appointed to the title of Deputy Director of Public Health at an annual, non-union salary of \$64,500 effective April 15, 2017; and be it further

RESOLVED: That Ms. Medina's appointment shall be provisional pending successful completion of civil service examination requirements and appointment from the appropriate eligible list.

## ROLL CALL VOTE

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

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: INFORMATION TECHNOLOGY &  
COMMUNICATION SYSTEMS COMMITTEE  
PERSONNEL COMMITTEE

RESOLUTION NO. 105-17 *AUTHORIZE SALARY REALLOCATION  
SENIOR COMPUTER MAINTENANCE TECHNICIAN  
INFORMATION TECHNOLOGY &  
COMMUNICATION SYSTEMS*

WHEREAS: Legislative approval is required for the reallocation of positions within salary grades; and

WHEREAS: As a result of the recent desk audit of the Senior Computer Maintenance Technician position, there is justification that work is being performed at a salary level inconsistent with the current salary grade assignment (CSEA SG XI) for said title; and

WHEREAS: The Personnel Officer has recommended that in order to rectify this disparity, the title should be reallocated to CSEA SG XIII, which is representative of a difference of \$3,800; therefore be it

RESOLVED: That the title of Senior Computer Maintenance Technician is reallocated CSEA SG XIII retroactive to February 23, 2017; and be it further

RESOLVED: That Richard Dixon's annual salary shall increase to \$48,470 retroactive to February 23, 2017.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:40 P.M.