


<p>Agenda</p> 	<p style="text-align: center;">TIOGA COUNTY LEGISLATURE</p> <p style="text-align: right;">10/10/2023 12:00 PM EDWARD D. HUBBARD AUDITORIUM Ronald E. Dougherty County Office Building 56 Main Street Owego NY 13827</p>	
<p>Meeting called by:</p>	<p>Chair Martha Sauerbrey</p>	
<p>Type of meeting:</p>	<p>10th Regular</p>	
<p>Attendees:</p>	<p>Legislator Brown Legislator Ciotoli Legislator Flesher Legislator Monell Legislator Mullen Legislator Roberts Legislator Sauerbrey Legislator Standinger Legislator Weston</p>	
	<p style="text-align: center;">Agenda topics</p>	
<p>Invocation Pledge of Allegiance Recognition Resolution (1) Proclamations (2) Privilege of the Floor Approval of Minutes Petitions, Communications & Notices Appointments/Reappointments Reports Standing Committees</p>	<p>Legislator Mullen Legislator Mullen Stephanie Carrigg, Law Dept. - DSS Division Lead Poisoning Prevention Week Green Light for Military Service County September 12, 2023</p>	

<p>RESOLUTIONS</p>	<ol style="list-style-type: none">1. LOCAL LAW TO BE INTRODUCED: Local Law Introductory No. E of 2023: A Local Law Establishing the Tioga County Mandatory Source Separation Law and Repealing Local Law No. 1 of 2020 Entitled Tioga County Mandatory Source Separation Law.2. Schedule Public Hearing Local Law Introductory No. E of 20233. Set Public Hearing 2024 Budget4. Resolution Supporting Senate Bill S.7645 that Repeals Certain Provisions of the Executive Law Establishing a Fee for Background Checks on Certain Firearm and Ammunition Purchases5. Recommend Member to the Susquehanna Heritage Area Commission6. Requesting Tioga County Veterans' Service Agency be Allowed to Exceed Food & Beverage Purchase Guidelines7. Filing of an Application for DEC Municipal Waste Reduction and Recycling (MWRR) Program8. Authorizing the Implementation and Funding in the First Instance 100% of the Federal Aid and State "Marchiselli" Program-Aid Eligible Costs of a Transportation Federal-Aid Project and Appropriating Funds9. Authorizing the Implementation and Funding of the Costs of a Transportation Project, which may be Eligible for Federal Aid and/or State-Aid, or Reimbursement from Bridge NY Funds10. Approve Change Order for Bridge Preventative Maintenance Phase IX., PIN 9754.58 Project – Department of Public Works11. Amend Resolution No. 246-23 and Resolution No. 247-23 Regarding Extension of Grant Terms Board of Elections12. Requesting Tioga County Veterans' Service Agency be Allowed to Pursue a Grant Known as NY CARES UP Grant
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13. Authorize the Submission of Statewide Interoperable Communications Targeted Grant Application (SICG 23) – Office of Emergency Services
14. Authorize the Submission of the 2023-2024 NYS STOP DWI High Visibility Engagement Campaign Application – STOP DWI
15. Authorize Grant Renewal, Appropriation of Funds and Amend 2023 Budget – Mental Hygiene
16. Award 2023 Emergency Management Planning Grant (EMP23) – Emergency Services
17. Resolution to Approve STSJP Contract for SFY 2023-2024 Probation as Lead Agency for Application for Funding via STSJP
18. Authorize 2023-2024 Contracts with SADD School Associates – STOP DWI
19. Approve 2024 STOP DWI Plan
20. Establish a New Budget Line, Modify 2023 Budget, and Transfer Funds – Public Defender
21. Appropriation of Funds 2023 Homeland Security Grant, Modify 2023 Budget – Office of Emergency Services and Sheriff's Office
22. Appropriation of Funds and Amend 2023 Budget – Social Services
23. Appropriation of Funds and Budget Modification 2023 – Mental Hygiene
24. Appropriation of Funds and Budget Modification 2023 – Mental Hygiene
25. Transfer of Funds and Budget Modification 2023 – Mental Hygiene
26. Amend Budget & Appropriate Funds - Mental Hygiene
27. Amend Budget & Appropriate Funds – Public Health
28. Amend 2023 Budget – Social Services
29. Amend 2023 Budget and Transfer Funds – Solid Waste

	<p>30. Amend 2023 Budget and Transfer Funds – Public Works</p> <p>31. Amend Capital Budget and Transfer Funds for Cleaning Equipment – Public Works</p> <p>32. Amend 2023 Budget Contingency Transfer Request – Medical Examiners & Coroners</p> <p>33. Amend Resolution No. 370-23; Create (1) Full-Time Cleaning Supervisor Position and (7) Full-Time Cleaner I Positions – Department of Public Works</p> <p>34. Unfund (1) Full-Time Vacant Clinical Social Worker and Create (1) Full-Time Mental Hygiene Compliance Officer – Mental Hygiene</p>	
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REFERRED TO: FINANCE, LEGAL AND SAFETY COMMITTEE

RESOLUTION NO. -23 RECOGNITION OF STEPHANIE CARRIGG'S
35 YEARS OF DEDICATED SERVICE
TO TIOGA COUNTY

WHEREAS: Stephanie Carrigg began her career as a Clerk Typist in the Department of Social Services on October 3, 1988, and was quickly promoted to Senior Typist on July 16, 1990, and then to Administrative Secretary on February 19, 1992, a position she held until November 1997; and

WHEREAS: Stephanie entered the Department of Social Services Law Department as Secretary to the First Assistant County Attorney on December 1, 1997, where she furthered her education throughout her employment with Tioga County; and

WHEREAS: Stephanie became a Paralegal in the Department of Social Services Law Department on July 24, 2000, a position she held until December 27, 2012, when she became the Secretary to the District Attorney; and

WHEREAS: Stephanie came back to the Department of Social Services Law Department as a Paralegal on January 1, 2014, where she worked until her retirement; and

WHEREAS: Stephanie's commitment to detail and her wide breadth of knowledge has made her an indispensable asset to her co-workers, the Department of Social Services and anyone who has had the pleasure of working with her; and

WHEREAS: Stephanie Carrigg will retire on October 30, 2023; 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 Stephanie Carrigg for her 35 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 person, Stephanie Carrigg.

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

WHEREAS: Lead poisoning is a serious, permanent condition that can lead to medical ailments, stunted physical and mental growth, behavioral problems, and developmental delays in children; and

WHEREAS: Lead poisoned children have increased medical costs, educational needs and increased risk for criminal behavior as adults; and

WHEREAS: The goal of New York State's Healthy People 2030 is to reduce blood lead levels in children; and

WHEREAS: New York State Public Health Law states that all one- and two-year-olds be tested for lead levels to identify poisoned children; and

WHEREAS: Tioga County Public Health works with medical providers and parents to advocate child lead testing to reduce the risk of exposure to lead in the home; and

WHEREAS: As of September 2023, Tioga County Public Health is currently providing services to 33 children with elevated lead levels; and

WHEREAS: Lead poisoning is preventable by knowing and eliminating all possible lead sources children may have access to; therefore

The TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the week of October 22-28, 2023 as

LEAD POISONING PREVENTION WEEK

and urges all residents to take steps to educate themselves, their families, and the community about the importance of lead poisoning prevention.

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

WHEREAS: Approximately 200,000 service members transition from military to civilian communities annually and there is an anticipated 20% increase in that transition due to the drawdown of the Afghanistan/Iraq War; and

WHEREAS: Current studies indicate that 44-72% of service members experience high levels of stress during the transition period from military to civilian, sadly for these transitioning members they are at the highest risk for suicide during their first year after military service; and

WHEREAS: The Tioga County Legislature appreciates the sacrifices that our United States military personnel have made while defending freedom and believe that specific recognition should be accorded them in appreciation for their service; and

WHEREAS: Designating this as a time to salute and honor our men and women in uniform who are making the transition to civilian life by switching one lightbulb to green to show visible support for these veterans; therefore

The TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim October 15, 2023 through Veterans Day, November 11, 2023 as a

GREEN LIGHT FOR MILITARY SERVICE COUNTY

and in observance of Operation Green Light for Military Services encourages its citizens to recognize the importance of honoring all those who made immeasurable sacrifices in preserving freedom by displaying a green light in a window of their residence and/or business. Green is the color of hope, renewal, and wellbeing, and that by this simple act of changing one light to green, we can spark meaningful conversation regarding the recognition of veterans and help "green light" them forward as valued members of our communities.

Local Law Filing

New York State Department of State
41 State Street, Albany, NY 12231

County of Tioga

Local Law No. X of the Year 2023.

A Local Law establishing the Tioga County Mandatory Source Separation Law and repealing Local Law No. 1 of the Year 2020 entitled Tioga County Mandatory Source Separation Law.

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

SECTION 1: TITLE

Local Law No. 1 of the Year 2020 entitled Tioga County Mandatory Source Separation Law is hereby REPEALED and REPLACED with the establishment of Local Law No. X of the Year 2023 entitled Tioga County Mandatory Source Separation Law.

SECTION 2: PURPOSE

The purpose of this article is to encourage, facilitate, and mandate the source separation of recyclable materials on the part of each and every household, business, and institution within Tioga County. The Tioga County Legislature acknowledges that control of the collection, transportation, disposal of solid waste and recycling with emphasis on source reduction and reuse in the county is essential to the economy and general welfare of the citizens of Tioga County. The current version is intended to replace Local Law No. 1 of 2020 entitled Tioga County Mandatory Source Separation Law.

SECTION 3: AUTHORITY

This Local Law is hereby enacted pursuant to the authority granted by Section 10 of the Municipal Home Rule Law and Section 120-aa of the General Municipal Law of the State of New York.

SECTION 4: DEFINITIONS

- A. Terms as used or referred to in this article, unless a different meaning clearly appears from the context, are as defined in Title 6 Part 360 of the New York Codes, Rules and Regulations, Solid Waste Management Facilities, as amended.
- B. As used in this article, the following additional terms shall have the meanings indicated:

MATERIALS RECOVERY FACILITY (MRF) – A facility approved by the New York State Department of Environmental Conservation for receiving and processing recyclable materials into marketable commodities.

PUBLIC FACILITY — Any facility allowing public access, including but not limited to parks, recreational facilities, shopping centers, shopping malls, office buildings, restaurants, hospitals, schools, and churches.

SOURCE SEPARATION — That recyclables shall be maintained and placed for collection separately from refuse intended for disposal.

SOLID WASTE - All materials discarded as being spent, useless, worthless or in excess to the owners at the time of discard or rejection, including but not limited to garbage or refuse, but shall not include Recyclables, Yard and Garden Waste, human wastes, rendering wastes, major appliances, regulated medical waste, construction and demolition wastes, residue from incinerators or other destructive systems for processing waste, junked automobiles, tires, pathological, toxic, explosive, liquid, radioactive material or other waste material which, under existing or future federal, state or local laws, require special handling in its collection or disposal.

SUSTAINABILITY MANAGER - The manager of the Solid Waste Department appointed by the Economic Development & Planning Director, Economic Development & Planning Deputy Director, and/or the Tioga County Legislature.

WASTE COLLECTION SERVICES – Any person, company partnership or other entity providing collection or transfer of refuse and/or solid waste, including tires to a solid waste management facility.

WASTE GENERATOR – Any entity which generates solid waste.

WASTE HAULER – Any person, company, partnership or other entity engaged in the business of providing Collection Service pursuant to any contract, agreement, or other arrangement with any Waste Generator, where Solid Waste is collected for disposal at a permitted solid waste disposal or transfer facility, or a municipal department or other governmental division responsible for collection of Solid Waste from some or all Waste Generators in Tioga County.

SECTION 5: SOURCE SEPARATION REQUIREMENT

A. Every Waste Generator shall Source Separate, which means the segregation of County Recyclable Materials from non-recyclable Solid Waste at the point of generation by Waste Generators, and the placement of County Recyclable Materials into Recycling Receptacles for collection and delivery to a Materials Recovery Facility or Recycling Facility.

Materials that must be source-separated include paper, corrugated cardboard, glass, metals, plastics, leaves, yard wastes, tires, batteries (wet and dry cell) and household hazardous waste. A detailed published list of materials to be curbside recycled will be on file with the Tioga County Legislature and may be updated from time to time.

- B. For the purpose of this article, the term "recyclable material" shall mean those materials that must be source separated, as defined in B, with the exception of household hazardous waste.
- C. Each and every waste hauler, public and private, providing waste collection services in the County of Tioga shall be required to provide curbside collection of source separated recyclables for all units serviced by the hauler.
- D. All public and private haulers are prohibited from commingling source separated recyclables with solid waste.
- E. Every Waste Generator shall deliver or arrange for the delivery of County Recyclable Materials to a Recycling Facility or make source separated County Recyclable Materials available for collection by a Waste Hauler/Recyclables Collector and ultimate delivery to a Materials Recovery Facility or Recycling Facility.

SECTION 6: PREPARATION OF RECYCLABLES AND OTHER SOURCE SEPARATED MATERIALS FOR CURBSIDE COLLECTION

- A. Nothing in this article is intended to prevent any waste generator from making arrangements for the reuse, private collection, sale or donation of recyclables; provided, however, that records shall be kept of all such collection of recyclables.
- B. From the time any person places any recyclable materials at or near any curb, sidewalk or street for purposes of collection by a waste hauler, those recyclable materials shall be considered the property of the waste hauler. No other person shall collect, pick up, remove or cause to be collected, picked up or removed any recyclable materials so placed for collection. Each such unauthorized collection, pickup or removal shall constitute a separate violation of this article.
- C. In the event that a hauler has refused to collect certain recyclable materials because they have not been placed or treated in accordance with the provisions of this article, the person responsible for initially placing those materials for collection may and shall remove those materials from any curb, sidewalk or street in accordance with the provisions of this article.
- D. Placement of Recyclables
 - 1. Recyclable materials shall be placed separately from any non-recyclable solid waste placed for collection. Recyclable materials should be prepared in conformance with County practices and standards established pursuant to this section.
 - 2. No person shall place any recyclable materials at or near any curb, sidewalk or street for purposes of collection unless the materials are

prepared in conformance with County practices and standards established pursuant to this section.

3. The Tioga County Sustainability Manager is hereby authorized and directed to designate, by written statement, from time to time, the practices and standards for preparation of recyclables for collection. Such written designation shall be filed with the Clerk of the County Legislature and shall become effective 90 days after filing. The Tioga County Sustainability Manager may solicit information and input from solid waste collectors, solid waste management facility operators, and other concerned parties prior to designating revised rules for preparation of materials.
- E. Waste haulers shall not be responsible for collection of waste materials, which have not been placed or prepared in accord with this article. In the event of non-collection of waste or recyclable materials, the hauler shall provide written notification of reason for non-collection.
- F. The responsible generator shall immediately remove and properly prepare and dispose of all materials refused for collection, taking all measures necessary to properly and legally restore all disturbed land and surface to the condition existing prior to deposition or reimburse the County or other municipal entity for the same.

Multifamily buildings and complexes.

- A. Apartment complexes, condominium complexes, cooperative apartments, hotels, motels and bungalow or resort colonies shall be required to establish a private drop off program for the source separation of recyclable materials for collection and transportation to a recycling facility where curbside collection is not practiced or desired.
- B. The owner and/or manager of every multifamily apartment building or condominium within the County shall provide and maintain, in a neat and sanitary condition, recycling drop off(s) to receive all recyclable materials generated by residents of the building or complex. In cases where a condominium association exists, the condominium association shall be responsible for provision and maintenance of the recycling drop off(s). It shall be the tenant's responsibility to separate designated recyclable materials from the solid waste and deposit the recyclables in the drop off(s) in the manner prescribed by facility management.
- C. The owner or manager of every multifamily building or complex shall arrange for the collection and/or transportation of all recyclable materials to a material recovery facility or secondary materials market.

Residential/commercial (institutional) and industrial waste and recyclables.

- A. All residential solid waste collected by either municipal or private haulers shall be source separated and delivered to an appropriate facility for disposition, as may be designated by the County.

- B. All commercial/industrial/institutional solid waste collected by either municipal or private haulers shall be source separated and delivered to an appropriate facility for disposition, as may be designated by the County.
- C. All recyclable commercial/industrial/institutional by-products shall be source separated and delivered to an appropriate facility for the express purpose of processing for sale to a secondary materials market. Nothing in this section shall prevent waste generators from marketing these materials directly to an end-use market, secondary materials market or secondary materials broker.

SECTION 7: PENALTIES

Penalties for Waste Generators.

- A. Failure to comply with this article by any person shall be an offense punishable as provided.
- B. Each day of violation of this article shall constitute a separate offense.
- C. The waste hauler shall maintain the right to refuse collection of solid waste and/or recyclables due to a lack of source separation or proper preparation on the part of the waste generator. In such a case, the hauler shall affix a notice to the waste material, which clearly states the reason for non-collection.
- D. Individuals convicted of a first offense under this article shall be subject to a fine of not less than \$25 and not more than \$50. Conviction of a second offense within one year of the first offense shall be punishable by a fine of not less than \$50 and not more than \$100. Conviction of subsequent offense(s) within one year of the first offense shall be punishable by a fine of at least \$100 and not more than \$200. In addition to the penalties listed above, anyone convicted of an offense under the provisions of this article shall be subject to a civil penalty to recover cost of enforcement and prosecution, including but not limited to attorneys' fees, court costs and site cleanup costs, if applicable.
- E. Any company, partnership, corporation, municipality or entity other than an individual person convicted of a first offense as provided for by this article shall be subject to a fine of not less than \$200 and not more than \$1,000. Conviction of subsequent offenses shall be punishable by a fine of not less than \$1,000 and not more than \$2,000. Any such entity convicted of an offense under the provisions of this article shall also be subject to a civil penalty to recover the cost of enforcement and prosecution, including but not limited to attorneys' fees, court costs and site cleanup costs, if applicable. In addition, the County Attorney may also maintain an action or proceeding in the name of Tioga County in a court of competent jurisdiction to compel compliance with or to restrain by injunction such violation.

Penalties for Waste Haulers.

- A. Failure of any hauler to comply with this article shall be an offense punishable as provided.
- B. Each day of violation of this article shall constitute a separate offense.

- C. Violation of any section of this article shall be punishable by a fine not in excess of \$1,000. In addition, the violation of any section of this article shall be subject to a civil penalty imposed by the County to recover cost associated with enforcement and prosecution, including but not limited to reasonable attorneys' fees, court costs and site cleanup costs, if applicable. And, in addition, Tioga County may also maintain an action or proceeding in a court of competent jurisdiction to compel compliance with or to restrain by injunction any violation of this article.

SECTION 8: SOLID WASTE DISPOSAL ON PUBLIC FACILITIES AND PROPERTY

- A. All public facilities within Tioga County shall provide public refuse receptacles for solid waste disposal by facility users and employees. These receptacles shall only be utilized for solid waste generated onsite.
1. Parks may, in lieu of providing separate public receptacles for refuse, require that park patrons take their refuse with them upon leaving the park. The municipalities shall post signs at all park entrances advising the public of the rule. Park patrons shall be responsible for removing refuse from the park and disposing of them in accordance with this article.
- B. There shall be provided separate public receptacles for recyclables. Such containers shall be clearly marked RECYCLE, and a list of recyclable items shall accompany said public refuse receptacle. There shall be an adequate number of clearly marked and accessible public receptacles for recyclable materials in order to facilitate recycling. These receptacles shall only be utilized for recyclables generated onsite.
- C. All recyclable materials shall be placed in separate public recycling receptacles. The responsibility to separate recyclables from non-recyclables shall be placed on the facility user.
1. Parks may, in lieu of providing separate public receptacles for recyclables, require that park patrons take their recyclable materials with them upon leaving the park. The municipalities shall post signs at all park entrances advising the public of the rule. Park patrons shall be responsible for removing recyclables from the park and disposing of them in accordance with this article.
 2. Notwithstanding the provisions of the subsection, concession stands within the park providing food or other items packaged in recyclable containers shall provide both refuse and recyclable containers to conform to this section.
- D. It shall be a violation of this article for any person to place or to cause to be placed any material other than a recyclable in or near a public receptacle designated for recyclable materials.
- E. It shall also be a violation of this article for any person to place or to cause to be placed any recyclable material in or near a public refuse receptacle designated for non-recyclable materials.
- F. Any person, including employees of public facilities, convicted of a violation of this section shall be subject to a fine of up to \$50 or community service.

- G. The proprietor of any public facility convicted of a violation of this section shall be subject to a fine of up to \$200 or community service. Each day of violation shall constitute a separate offense.

SECTION 9: ENFORCEMENT & PERMITTING

- A. All provisions of this article shall be enforced by a municipal code enforcement official or other appropriate enforcement agencies.
- B. Permit Procedures for Haulers (Commercial, Business)
1. No Hauler shall collect, transfer or dispose of solid waste and recyclable materials in Tioga County without possessing a current permit issued by the Sustainability Manager.
 2. An application for a solid waste/recycling permit shall be in writing and shall contain such information as required by the Sustainability Manager.
 3. The application shall be accompanied by the following:
 - a. Evidence of insurance, conforming with current NYSDEC and Tioga County requirements.
 - b. Payment of the administration fee payable to the Tioga County Treasurer and mailed to Tioga County Solid Waste, 56 Main Street, Owego, NY 13827.
 4. Within fifteen (15) business days of receipt of application, the Sustainability Manager shall, in writing, grant or deny the application, or require other further information and/or documentation. The Sustainability Manager may require additional information regarding the condition of the applicant's vehicles to ensure they will not leak during transit and are capable of transporting material in a covered condition. The permit may be withheld for reasons which include the failure to submit all required information, unsuitable condition of the vehicle(s); any unresolved fines and/or the applicant's history of prior suspensions/violations.
 5. Annual reporting is required by February 28th. If a hauler does not report their annual tonnages and supporting documentation, their permit will not be renewed until all past reporting documentation is submitted to the Sustainability Manager.
 6. Permits shall expire annually on March 31st. Permits may be renewed pursuant to the provisions of this law.
 7. Permits may be suspended or revoked by the Sustainability Manager pursuant to this local law.
 8. Permit fees and or changes in permit fees shall be reviewed and approved by the Tioga County Legislature.
 9. Termination of a permitted hauler's insurance automatically invalidates the hauling permits.
 10. Permits shall not be transferable to another business without express written permission of the Sustainability Manager.
 11. Permits may be suspended by the Sustainability Manager for the following:

- a. If upon inspection, the hauler's vehicle is in such a condition as to allow leakage while in transit, or
 - b. If the body of the truck is not wholly enclosed and or the contents (load) are not secured with a cover or tarping mechanism or other appropriate load securing device, or
 - c. If the operation or unloading of vehicles is not conducted in a manner so as to prevent the premature spillage or loss of contents, or
 - d. If the hauler has failed to remedy the conditions leading to a suspension of a permit within the time specified in such order of suspension, or
 - e. Any other violation of law of these regulations.
12. Suspension or revocation of a permit will be followed by a written notice of such violation, addressed to the permittee. Within fifteen (15) days of the receipt of said written notice of suspension or revocation, the hauler must notify, in writing to the Sustainability Manager and the Finance Committee of the Tioga County Legislature and shall file petition stating the reasons and basis for said appeal.
13. Within fifteen (15) days of an appeal, the Finance Committee shall conduct a hearing, upon notice to the permittee to review the action of the Sustainability Manager with respect to suspension or revocation of a permit. The permittee shall present all witnesses and documents and shall be entitled to be represented by counsel at any stage of the proceedings. Said proceedings may be adjourned only once by right of the permittee; and all other adjournments shall be determined by the members of the Committee. Within fifteen (15) days of said hearing, said appeals committee shall by written decision, affirm the actions of the Sustainability Manager, reinstate such permit, and/or take any other appropriate action. Permittee may continue to conduct hauling operations during the appeal period.

SECTION 10: REPORTING TO TIOGA COUNTY SUSTAINABILITY MANAGER

- A. All waste haulers, and any other person or entity that collects, transports and/or markets recyclables, must maintain monthly records of all recyclable material. These records must include the following:
- 1. The total tonnage, by material, of recyclable material collected.
 - a) The total tonnage, by material, of recyclable material delivered to each and every materials recovery facility, secondary materials market, secondary materials broker or end-use market.
 - b) Weight slips from the broker or end-use market will fulfill this requirement.
- B. Reports containing the information required in this section shall be compiled and delivered to the Sustainability Manager on an annual basis. Reports shall be filed with the Sustainability Manager no later than February 28th of the subsequent year of filing.

C. Each waste hauler shall retain for no less than five years the records and documents required pursuant to this article and shall make such documents available upon the request of the Sustainability Manager or law enforcement officers.

SECTION 11: PRIORITY

Pursuant to Section 1 of Chapter 675 of the Laws of 1982 of the State, this article takes precedence over and shall supersede any inconsistent provisions of any local law enacted by any municipality within the County.

SECTION 12: EFFECTIVE DATE

This Local law shall take effect January 1, 2024.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -23

SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY NO. E OF 2023

RESOLVED: That a Public Hearing shall be held on Thursday, October 19, 2023 at 10:00 A.M. in the Legislative Conference Room of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, NY 13827 on Local Law Introductory No. E of 2023 A Local Law establishing the Tioga County Mandatory Source Separation Law and repealing Local Law No. 1 of the Year 2020 entitled Tioga County Mandatory Source Separation Law. All persons desiring to present written or oral comments may do so at said time.

REFERRED TO: FINANCE/LEGAL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. -23 SET PUBLIC HEARING
2024 BUDGET

RESOLVED: That the public hearing on the tentative Tioga County Budget for 2024 be held at 10:00 A.M., Tuesday, November 14, 2023, in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. -23 RESOLUTION SUPPORTING SENATE BILL S.7645 THAT REPEALS CERTAIN PROVISIONS OF THE EXECUTIVE LAW ESTABLISHING A FEE FOR BACKGROUND CHECKS ON CERTAIN FIREARM AND AMMUNITION PURCHASES

WHEREAS: Senate Majority Leader Andrea Stewart-Cousins sponsored Bill S.51001, referred to as the "Concealed Carry Improvement Act (CCIA) which amended the penal law, the general business law, the executive law, the civil practice law and rules and the State finance law, in relation to licensing and other provisions relating to firearms; and

WHEREAS: Said so-called "Concealed Carry Improvement Act" was signed into law by Governor Hochul on July 1, 2022; and

WHEREAS: Said Act included regulations that allow the State to have oversight over background checks for firearms and ammunition purchases; and

WHEREAS: Said Act amended State executive law to add a new Section 228, authorizing the New York State Police to run national instant criminal background (NICS) checks and serve as a State point of contact rather than utilizing the current NICS background check system; and

WHEREAS: Said Act also created a new bureau within the State Police financed by new "background check fees" upon purchasers to cover the costs associated with performing State background checks; and

WHEREAS: These provisions of the so-called CCIA have resulted in onerous background check fees upon citizens equal to \$2.50 for every ammunition purchase and \$9.00 for every firearm purchase with the potential for increases without Legislative approval; and

WHEREAS: The CCIA infringes on the Constitutional right to own and bear arms guaranteed by the Second Amendment; and

WHEREAS: Senate Bill S.7645, sponsored by Senator Mark Walczyk would repeal Subdivision 5 of Section 228 of the Executive Law of S.51001 relating to the background check fees for firearms and ammunition as included in the CCIA; therefore be it

RESOLVED: That the Tioga County Legislature does hereby endorse Senate Bill S.7645 that would repeal certain provisions of the Executive Law establishing a

fee for background checks on certain firearm and ammunition purchases and amends State finance law, in relation to the source of funds for the background check fund; and be it further

RESOLVED: That the Clerk of the Legislature shall forward certified copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator Mark Walczyk, Assemblyman Christopher Friend, Senator Thomas O'Mara, New York State Association of Counties (NYSAC), and all others deemed necessary and proper.

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. -23

RECOMMEND MEMBER TO THE
SUSQUEHANNA HERITAGE AREA COMMISSION

WHEREAS: Per Resolution No. 25-16, the Tioga County Legislature resolved that the Economic Development and Planning Committee recommend designees for the Municipal Representative and the Advisory Board Member on the Susquehanna Heritage Area (SHA) Commission for the term of office of the County Legislative Chair who appoints said persons; and

WHEREAS: Currently Rebecca Maffei, Tioga County Tourism Director, and Abbey Ortu, Community Development Specialist of Economic Development and Planning, have been serving as the two (2) SHA Commission members; and

WHEREAS: Abbey Ortu is no longer able to serve as a Commission member; and

WHEREAS: Elaine Jardine, County Planning Director, in the Economic Development and Planning Department is willing to serve; therefore be it

RESOLVED: That the Economic Development and Planning Committee recommend Rebecca Maffei, the Tioga County Tourism Director, continue to serve as the Municipal Representative and Elaine Jardine, County Planning Director, serve as the Advisory Board member on the Susquehanna Heritage Area Commission for the term of office of the County Legislative Chair who appoints said person.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. -23 REQUESTING TIOGA COUNTY VETERANS' SERVICE AGENCY BE ALLOWED TO EXCEED FOOD & BEVERAGE PURCHASE GUIDELINES

WHEREAS: The Tioga County Veterans Service Agency (TCVSA) conducts multiple community outreach events monthly and at these events provides food, beverages, and supplies to those in attendance as well as information on resources, benefits, and services available to veterans, military and their families; and

WHEREAS: County Policy – Section III; Subsection H. Purchase of Food, Beverages and Supplies limit expenses to \$150 per event; and

WHEREAS: The TCVSA will be holding the following events in October, with grant funds being used, that will exceed the \$150.00 per event limit, and requests to exceed the event limit must be made by resolution and require the approval of the County Legislature:

- October 15-18, Onward Ops @ Ft. Drum, ETS Grant - \$500.00
- October 19-20, MHFA Training, ARPA Funding - \$550.00
- October 21, MHFA Training, Dwyer Program Grant \$700.00
- October 23, Trunk or Treat @ DSS, MH Outreach -\$350.00
- October 25-26, MHFA Training, Dwyer Program Grant - \$550.00
- October 28, Trunk or Treat @ Nichols FD, MH Outreach Grant - \$350.00
- October 31, Coffee Mess, MH Outreach Grant - \$400.00

Therefore be it

RESOLVED: That the Tioga County Legislature allow the Tioga County Veterans' Service Agency to exceed the per event limit using grant funding as identified, noting that TCVSA will not exceed the total amount mentioned for each event above.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. -23 FILING OF AN APPLICATION FOR DEC MUNICIPAL WASTE REDUCTION AND RECYCLING (MWRR) PROGRAM

WHEREAS: The State of New York announced a grant from the DEC Municipal Waste Reduction and Recycling Program to support counties and local governments with their recycling and waste reduction program expenses; and

WHEREAS: Through this grant Solid Waste would be partially reimbursed for their eligible costs of the Sustainability Manager position and recycling and waste reduction educational and outreach program; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Sustainability Manager to apply and administer said grant via NYS Grants Gateway; and be it further

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair or their designee to sign the application via Grants Gateway for grant upon approval by the County Attorney.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. -23 AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS

WHEREAS: A project for the Tioga County Bridge Preventative Maintenance Program Phase 9(FFY 23), PIN 9754.58 (the Project) is eligible for funding under Title 23 U.S. Code, as amended that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal Funds and 20% non-Federal Funds; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering / Design and Construction, Construction Support, and Construction Inspection work.

NOW, THEREFORE, the Tioga County Legislature, duly convened does hereby

RESOLVED: That the Tioga County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED: That the Tioga County Legislature hereby authorized the County of Tioga to pay in the first instance 100% of the Federal and non-Federal share of the cost of the **Construction, Construction Support, and Construction Inspection** work for the Project or portions thereof; and it is further

RESOLVED: That the sum of \$223,000 is hereby appropriated from account D5110.540050 and made available to cover the costs of participation in the above phases of the Project; and it is further

RESOLVED: That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Tioga County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof; and it is further

RESOLVED: That the Chair of the Tioga County Legislature of the County of Tioga be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tioga with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for

the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED: That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED: That this Resolution shall take effect immediately.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. -23 AUTHORIZING THE IMPLEMENTATION AND FUNDING OF THE COSTS OF A TRANSPORTATION PROJECT, WHICH MAY BE ELIGIBLE FOR FEDERAL AID AND/OR STATE-AID, OR REIMBURSEMENT FROM BRIDGE NY FUNDS

WHEREAS: A project for the East Spencer Road over South Branch Catatonk Creek Rehabilitation (BIN 3335020) (BNY22) in the Town of Spencer, County of Tioga, PIN 9755.59 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, 23 CFR, as amended and PUB. L117-58 also known as the "Bipartisan Infrastructure Law" (BIL); and

WHEREAS: The County of Tioga will design, let, and construct the Project; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100% of the costs of the Preliminary Engineering/Design work for the Project or portions thereof.

NOW, THEREFORE, the Tioga County Legislature, duly convened does hereby

RESOLVED: That the Tioga County Legislature hereby approves the Project; and it is hereby further

RESOLVED: That the Tioga County Legislature hereby authorized the County of Tioga to pay 100% of the costs of the Preliminary Engineering/Design work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement for Bridge NY funds; and it is further

RESOLVED: That the sum of \$220,000 is hereby appropriated from account H5110.540004.H2303 and made available to cover the costs of participation in the above phases of the Project; and it is further

RESOLVED: That the Tioga County Legislature hereby agrees that the County of Tioga shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or Bridge NY Funding awarded to the County of Tioga; and it is further

RESOLVED: That in the event the Project costs not covered by federal-aid, state-aid, or Bridge NY funding exceeds the amount appropriated above, the Tioga County Legislature shall convene as soon as possible to appropriate said excess

amount immediately upon notification by the New York State Department of Transportation thereof, and it is further

RESOLVED: That the County of Tioga hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award of the construction phase of the Project and shall be completed within thirty (30) months; and it is further

RESOLVED: That the Chair of the Tioga County Legislature of the County of Tioga be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or State Aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED: That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED: That this Resolution shall take effect immediately.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. -23 APPROVE CHANGE ORDER FOR
BRIDGE PREVENTATIVE MAINTENANCE PHASE IX.,
PIN 9754.58 PROJECT
DEPARTMENT OF PUBLIC WORKS

WHEREAS: The award for Bridge Preventative Maintenance Phase IX., PIN 9754.58 project was awarded to R. DeVincentis Construction, Inc. on Resolution No. 316-23; and

WHEREAS: A change order was submitted due to additional work that was unforeseen; therefore be it

RESOLVED: That the Tioga County Legislature authorize additional funds to be appropriated for this change order not to exceed \$47,000 to be paid out of the following account D5110.540050 – Bridge Projects.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23 AMEND RESOLUTION NO. 246-23 AND
RESOLUTION NO. 247-23 REGARDING
EXTENSION OF GRANT TERMS
BOARD OF ELECTIONS

WHEREAS: The Tioga County Legislature adopted Resolution No. 246-23 and Resolution No. 247-23 on June 13, 2023, authorizing the appropriation and receipt of additional funds from the NYS Absentee Ballot Pre-Paid Postage Grant and NYS Technology Innovation and Election Resource (TIER) Grant, respectively; and

WHEREAS: The grant term end date of the Absentee Pre-Paid Postage Grant was indicated as 12/31/2023, and that of the TIER Grant was indicated as 01/28/2024; and

WHEREAS: The grant contracts were subsequently revised by the NYS Board of Elections at the direction of the NYS Office of General Services, resulting in an amended term end date of 03/31/2024 for each grant; therefore be it

RESOLVED: That the term end dates listed in Resolution No. 246-23 and Resolution No. 247-23 are amended to 03/31/2024; and be it further

RESOLVED: That any available funds remaining of these grants on 12/31/2023 will be carried forward into 2024.

REFERRED TO:

ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. -23

REQUESTING TIOGA COUNTY VETERANS' SERVICE AGENCY BE ALLOWED TO PURSUE A GRANT KNOWN AS NY CARES UP GRANT

WHEREAS: The New York State Office of Mental Health's Suicide Prevention Center of New York is offering another two-year Veteran Serving Organization Grant that will award \$70,000 to be used to continue supporting our original 7-county collaborative and implement the Onward Ops, a program of ETS-Sponsorship (ETS-SP) in ten (10) new counties; and

WHEREAS: This community-based program has proven very effective over the last two years in assisting Transitioning Service Members (TSMs) as they shift from military to civilian life, by connecting them with a local volunteer peer sponsor. Specifically, our partnership at Ft. Drum with the Soldier For Life Transitional Assistance Program (SFLTAP) which has enrolled more than 600 TSMs since its inception in August of 2022, and the data shows the bulk of TSMs that are staying in New York State, are settling in the new 10 counties we intend to expand into; and

WHEREAS: We are certified as Community Integration Coordination point, and one county in Mohawk Valley has agreed to be the second Community Integration Coordination point; this grant will allow us to expand the existing collaborative that we have created in the Southern Tier Finger Lakes Region and include Central NY, Mohawk Valley and North Country counties; specifically, Onondaga, Madison, Oneida, Oswego, Lewis, Jefferson, Hamilton, Fulton, St. Lawrence and Franklin Counties and forming and supporting the new regional collaborative known as Central Mohawk Valley Southern Tier North Country Collaborative (CMSNC); therefore be it

RESOLVED: That the Tioga County Legislature allow the Tioga County Veterans' Service Agency to pursue this grant application to establish and maintain an expanded Onward Ops (ETS-SP) program within the new Regional Collaborative as previously described.

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -23

AUTHORIZE THE SUBMISSION OF STATEWIDE
INTEROPERABLE COMMUNICATIONS TARGETED
GRANT APPLICATION (SICG 23)
OFFICE OF EMERGENCY SERVICES

WHEREAS: The Office of Homeland Security and Emergency Services has issued a Statewide Interoperable Communications Targeted Grant 2023. The grant will be used for upgrading the radio communications in the county and there is no local share associated with said grant; and

WHEREAS: County Policy # 47 requires that permission be obtained prior to submitting said application; and

WHEREAS: Due to the short deadline notification, the grant needed to be submitted by September 18, 2023; therefore be it

RESOLVED: That the Tioga County Office of Emergency Services be authorized to submit the Statewide Interoperable Communications Targeted Grant application 2023 after the fact to comply with County policy.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -23 AUTHORIZE THE SUBMISSION OF THE
2023-2024 NYS STOP DWI HIGH VISIBILITY
ENGAGEMENT CAMPAIGN APPLICATION
STOP DWI

WHEREAS: The NYS STOP-DWI Foundation Board secured funding from the Governor's Traffic Safety Committee for the High Visibility Engagement Campaign during the grant cycle of October 1, 2023 – September 30, 2024 with \$18,500 in funding set for Tioga County; and

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

RESOLVED: That the Tioga County Legislature authorizes the Sheriff's Office to apply for this grant.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 AUTHORIZE GRANT RENEWAL
APPROPRIATION OF FUNDS AND
AMEND 2023 BUDGET
MENTAL HYGIENE

WHEREAS: The Office of National Drug Control Policy (ONDCP) and the Centers for Disease Control and Prevention (CDC) have partnered in an effort to reduce substance abuse among youth; and

WHEREAS: Tioga County Mental Hygiene needs authorization to receive Federal Funding for the Drug Free Communities (DFC) Grant in partnership with Trinity CASA, Tioga County Alcohol and Substance Abuse Prevention (TC ASAP) Community Coalition; and

WHEREAS: Tioga County Mental Hygiene was originally awarded said grant in 2018 and was awarded a five-year extension renewed annually from 09/30/2023 through 09/30/2028; and

WHEREAS: The said funds need to be appropriated annually; and

WHEREAS: The Department deems it to be in the best interest of the community and youth of Tioga County to renew this grant funding; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That the grant funds be appropriated and the 2023 budget be amended as follows:

From: A4213 444863	Federal Aid CARA Grant	\$125,000
To: A4213 540590	Services Rendered	\$125,000

And be it further

RESOLVED: That available funds on 12/31/23 of the original \$125,000 will be carried forward into the New Year 2024.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 AWARD 2023 EMERGENCY MANAGEMENT
PLANNING GRANT (EMP23)
EMERGENCY SERVICES

WHEREAS: The Tioga County Office of Emergency Services has been awarded a matching grant of \$22,058 by the New York State Division of Homeland Security and Emergency Services (NYSDHSES); and

WHEREAS: The matching grant will be used to offset \$22,058 of budgeted salary costs; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the acceptance of this award and authorizes the Chair of the County Legislature to sign any and all grant related paperwork upon review of the County Attorney; and be it further

RESOLVED: That the \$22,058 be appropriated to account A3640.443050.EMP23.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -23 RESOLUTION TO APPROVE
STSJP CONTRACT FOR SFY 2023-2024
PROBATION AS LEAD AGENCY FOR
APPLICATION FOR FUNDING VIA STSJP

WHEREAS: The NYS Office of Children and Family Services (OCFS) has directed every County to create Alternative to Detention programming and since 2015 the Probation Department has been the Lead Agency for the County to apply for STSJP funding; and

WHEREAS: The funding is based on an approved OCFS contract for a maximum of \$40,000 and is set at a ratio of 62% state reimbursement – 38% county share for monies expended by the County for Alternative to Detention programming for Juvenile Delinquents. The Tioga County Legislature agrees to accept this reimbursement funding format; therefore be it

RESOLVED: That the Tioga County Legislative Chair is approved to contract with the Office of Children and Family Services for STSJP funding as follows:

Probation Department – Juvenile Delinquency Alternatives to Detention

Reminder Call, Electronic Monitoring	\$11,882.00
State Share	\$ 7,366.84
County Share	\$ 4,515.16

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -23 AUTHORIZE 2023-2024 CONTRACTS WITH
SADD SCHOOL ASSOCIATES
STOP DWI

WHEREAS: It is the desire of the STOP DWI Program to arrange five contracts with SADD School Associates which are defined as independent contractors not entitled to county employee benefits; and

WHEREAS: It is the desire to contract with the following five SADD School Associates for the school year 2023-2024; Aria French to serve the Candor School District; Matthew Cicchetti to serve the Newark Valley School District; Cynthia Tebo to serve the Owego Apalachin School District; Erika Brown to serve the Spencer Van Etten School District, and Janice Barto to serve the Tioga Central School District; and

WHEREAS: Each SADD School Associate will be compensated \$100 each month for the ten months of the school year, but will not exceed \$1,000 for the year; and

WHEREAS: The Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties involved and outlines the compensation to be paid to the STOP DWI School Associates; therefore be it

RESOLVED: That these contracts for SADD School Associates be authorized for the 2023-2024 school year.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -23 APPROVE 2024 STOP DWI PLAN

WHEREAS: The New York State Governor's Traffic Safety Committee (GTSC) requires counties to submit an annual STOP DWI Plan by October 1st for the use of monies collected under the STOP DWI Program; and

WHEREAS: The STOP DWI Coordinator has submitted a 2024 STOP DWI Plan to the Tioga County Legislature for approval; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves the 2024 STOP DWI Plan including the following budgeted appropriations:

Enforcement	\$ 6,000
Prosecution Related	\$ 1,000
Probation	\$ 7,500
Rehabilitation	\$ 1,000
PI&E	\$15,000
Administration	\$ <u>450</u>
	\$30,950

REFERRED TO: FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -23 ESTABLISH A NEW BUDGET LINE,
MODIFY 2023 BUDGET AND TRANSFER FUNDS
PUBLIC DEFENDER

WHEREAS: The Public Defender has a need for a new chair; and

WHEREAS: The chair selected by the Public Defender costs \$211.23; and

WHEREAS: The Public Defender may have an additional need to purchase another chair before year-end; and

WHEREAS: Chairs must be purchased using a Chair expense line 520070 and the 2023 Public Defender budget does not have an established line; and

WHEREAS: Legislative approval is required for budget modifications; therefore be it

RESOLVED: That a 520070 Chairs line be established in the Public Defender budget and that the following funds be transferred for said purchase with excess funds available for an additional chair, if necessary.

From:	A1170.540140	Contracting Services	\$500.00
To:	A1170.520070	Chairs	\$500.00

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 APPROPRIATION OF FUNDS
2023 HOMELAND SECURITY GRANT
MODIFY 2023 BUDGET
OFFICE OF EMERGENCY SERVICES
SHERIFF'S OFFICE

WHEREAS: The New York State Office of Homeland Security Program (SHSP) has been awarded a grant of \$59,750 to the Tioga County Office of Emergency Management; and

WHEREAS: 35% of said grant will be appropriated to the Sheriff's Office (\$20,913); and 65% (\$38,837) will be appropriated to Emergency Management; and

WHEREAS: Appropriation of funds requires Legislative approval; therefore be it

RESOLVED: That the 2023 NYS Homeland Security Grant be appropriated as follows:

FROM:
A3361.443050.SHS23 Fed-Aid- Civil Defense-DHSES \$20,913

TO:
A3361.520130.SHS23 Equipment (Not Car)-SHS \$20,913

FROM:
A3360.443050.SHS23 Fed-Aid- Civil Defense-SHS23 \$38,837

TO:
A3360.540620.SHS23 Software Expense \$ 2,500
A3360.540140.SHS23 Contracting Services- SHS23 \$12,000
A3360.520130.SHS23 Equipment (not car) \$24,337

And be it further

RESOLVED: That the remaining balance at year end be carried forward into the next budget year.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. - 23 APPROPRIATION OF FUNDS AND
AMEND 2023 BUDGET
SOCIAL SERVICES

WHEREAS: Additional funding has been awarded to Tioga County Department of Social Services from the Office of Children and Family Services for Non-Residential Domestic Violence Services; and

WHEREAS: A New Hope Center is the approved Non-Residential Domestic Violence Program in Tioga County; and

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

RESOLVED: That funding be appropriated as follows:

From: A6010.446100 Federal Aid: Administration \$ 41,903

To: A6010.540140 Contracting Services \$ 41,903

And be it further

RESOLVED: That available funds on 12/31/23 of the original \$41,903 will be carried forward into the New Year.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 APPROPRIATION OF FUNDS AND
BUDGET MODIFICATION 2023
MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene (TCMH) has been allocated additional pass-through state aid funding for the purpose of Alcohol and Substance Abuse Prevention; and

WHEREAS: TCMH has contracted with the Tompkins-Seneca-Tioga BOCES and Council on Alcohol and Substance Abuses of Livingston County, d.b.a. Trinity to provide these services to Tioga County residents; and

WHEREAS: TCMH will incur no local share increase, yet this will require an appropriation of funds into the proper account codes; and

WHEREAS: The appropriation of funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated and 2023 budget modified as follows:

From: A4211 434861	State Aid Council on Alcoholism	\$ 11,011.00
To: A4211 540590	Services Rendered	\$ 11,011.00

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 APPROPRIATION OF FUNDS AND
BUDGET MODIFICATION 2023
MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene (TCMH) has been allocated additional pass-through state aid funding for the purpose of Ongoing Integrated Supported Employment, Family Peer Support, Care Management, Health Home Service Dollars, Drop-In Center, Advocacy/Support Services (Warm-Line), Psycho Social Club, and Supported Housing; and

WHEREAS: TCMH has contracted with Catholic Charities, AspireHopeNY, NYS/Elmira Psych Center and Rehabilitative Support Services to provide these services to Tioga County residents; and

WHEREAS: TCMH will incur no local share increase, yet this will require an appropriation of funds into the proper account codes; and

WHEREAS: Appropriation of funds and Budget modifications require Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4310-434900	State Aid-Mental Health	\$20,123.00
To: A4311-540595	Services Rendered (Other)	\$ 732.00
To: A4320-540590	Services Rendered	\$ 2,681.00
To: A4321-540130	Contracts	\$ 906.00
To: A4321-540640-ADULT	ADULT Supplies	\$ 441.00
To: A4321-540640-CHILD	CHILD Supplies	\$ 435.00
To: A4321-540590	Services Rendered	\$ 232.00
To: A4333-540130	Contracts	\$10,570.00
To: A4333-540140	Contracted Services	\$ 4,126.00

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 TRANSFER OF FUNDS AND
BUDGET MODIFICATION 2023
MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene (TCMH) is in need of a replacement camera for its waiting room, a printer, a monitor and other IT Equipment; and

WHEREAS: Tioga County Mental Hygiene has consulted with and received the recommended quote from the Chief Information Officer; and

WHEREAS: TCMH has determined the amount of additional funding needed to fulfil this request within its own budget, yet this will require a budget modification and transfer of funds; and

WHEREAS: Transfer of funds requires Legislative approval; therefore be it

RESOLVED: That the Mental Hygiene budget be modified and funds be transferred as follows:

From: A4310 540130	Contracts	\$ 4,500.00
To: A4309 520200	Office Equipment	\$ 4,500.00

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 AMEND BUDGET & APPROPRIATE FUNDS
MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene, in partnership with Trinity CASA, Tioga County Alcohol and Substance Abuse Prevention (TC ASAP) Community Coalition, continues to receive annual funding awards from the Centers for Disease Control and Prevention (CDC); and

WHEREAS: The CDC has allowed previous year Drug Free Communities Grant (DFC) unspent funding of \$16,119 to be rolled into the September 30, 2022 thru September 30, 2023 grant period; and

WHEREAS: The CDC has provided an updated award letter for this same grant period with \$43.00 additional funding; and

WHEREAS: Trinity CASA will provide these program deliverables; and

WHEREAS: Amending of Budget and Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4213 444863 Federal Aid DFC Grant	\$ 16,162.00
To: A4213 540590 Services Rendered	\$ 16,162.00

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 AMEND BUDGET & APPROPRIATE FUNDS
PUBLIC HEALTH

WHEREAS: Tioga County Public Health appropriated funding by way of Resolution No. 245-23; and

WHEREAS: Tioga County Public Health has received an additional \$15,000 in funding for the same program in Resolution No. 245-23; and

WHEREAS: The award is designated for Creating Healthy Schools & Communities, which is a partnership between Broome and Tioga Counties; and

WHEREAS: Creating Healthy Schools & Communities is an area of focus for Public Health; and

WHEREAS: The funding will pass through Broome County to Tioga County Public Health; and

WHEREAS: Amending of Budget and Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4053 422800	Grants - Non State or Federal	\$ 15,000
To: A4053 540640	Supplies (Not Office)	\$ 15,000

And be it further

RESOLVED: That available funds on 12/31/23 of the original \$15,000 will be carried forward into the New Year.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. - 23 AMEND 2023 BUDGET
SOCIAL SERVICES

WHEREAS: Tioga County Department of Social Services receives State funding for the operation of the Child Advocacy Center; and

WHEREAS: The approved funding plan needs modification to fulfill the needs of the Center; and

WHEREAS: Transfer of funds between Computers (52) and Program Expense (54) requires Legislative approval; therefore be it

RESOLVED: That funding be transferred as follows:

From: A6050.520090 Computer	\$ 3,400.00
To: A6050.540487 Program Expense	\$ 3,400.00

REFERRED TO: ED&P COMMITTEE
LEGAL/FINANCE COMMITTEE

RESOLUTION NO. -23 AMEND 2023 BUDGET AND TRANSFER FUNDS
SOLID WASTE

WHEREAS: Tioga County Solid Waste's Sustainability Manager has funds from a Clean Energy Communities grant; and

WHEREAS: These funds are for energy efficiency and clean energy equipment; and

WHEREAS: The unspent Clean Energy Communities grant funds from 2022 were not carried forwarded into 2023 and amending of Budget and Transfer of Funds requires Legislative approval; therefore be it

RESOLVED: That any unspent and unappropriated Clean Energy Communities grant funds from 2022 be carried forward as follows:

To: A8160 540420 Office Supplies \$4,350.02

And be it further

RESOLVED: That the Tioga County Legislature authorizes the transfer of \$3,781.03 and appropriate funds as follows:

From: A8160 540420 Office Supplies \$3,781.03

To: A8160 520280 Tools Large/Power \$3,781.03

And be it further

RESOLVED: That the remaining available funds on 12/31/23 be carried forward into the 2024 budget year.

REFERRED TO: PUBLIC WORKS COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 AMEND 2023 BUDGET AND
TRANSFER FUNDS
PUBLIC WORKS

WHEREAS: The Tioga County IT Department is now overseeing the building security upgrades; and

WHEREAS: Tioga County Public Works has identified \$4,000 in their 2023 budget for security systems and service expenses; and

WHEREAS: The Tioga County IT Department has purchased equipment for the building security upgrades and Public Works is willing to utilize the available funds in A1620.540581 for these purchases; and

WHEREAS: Per the Tioga County Procurement Policy, equipment purchases shall be charged to an equipment budget line; and

WHEREAS: Legislative approval is needed to amend the 2023 Budget and transfer funds; therefore be it

RESOLVED: That the Tioga County Legislature authorize the following transfer of funds and amend the 2023 Budget:

From: A1620.540581	Security Systems and Service	\$3,491.83
To: A1620.520255	Security Equipment	\$1,364.72
A1621.520255	Security Equipment	\$2,127.11

REFERRED TO: PUBLIC WORKS COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 AMEND CAPITAL BUDGET AND TRANSFER FUNDS
FOR CLEANING EQUIPMENT – PUBLIC WORKS

WHEREAS: The Commissioner of Public Works has identified a need to purchase cleaning equipment for the various county buildings; and

WHEREAS: This was unforeseen and therefore not budgeted for in the 2023 Capital Budget; and

WHEREAS: Funds are available in another 2023 Capital Budget line; and

WHEREAS: Legislative approval is needed to amend the 2023 Capital Budget and transfer funds; therefore be it

RESOLVED: That the Tioga County Legislature authorize the following transfer of funds and amend the Capital Budget:

From: H1620.520994.BG001	Truck Wash Building	\$15,000.00
To: H1620.520130	Equipment (Not Car)	\$15,000.00

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23 AMEND 2023 BUDGET
CONTINGENCY TRANSFER REQUEST
MEDICAL EXAMINERS & CORONERS

WHEREAS: The Tioga County Coroner has reported a higher-than-expected number of deaths and autopsy cases for 2023, and the A1185 Medical Examiners and Coroners expense accounts are projected to not have sufficient funds for the remainder of 2023 to cover the anticipated costs; and

WHEREAS: Funds will need to be transferred from the Tioga County Contingency account in order to accommodate the increasing number of cases as reported by the Tioga County Coroner; and

WHEREAS: Amending of the 2023 Budget and the appropriation of Contingent accounts require Legislative approval; therefore be it

RESOLVED: That the Tioga County Legislature authorizes a transfer from the Contingency account as follows:

FROM:	A1990 540715 Contingency Transfer	\$25,000.00
TO:	A1185 540370 Medical Expense	\$25,000.00

REFERRED TO: PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. -23 AMEND RESOLUTION NO. 370-23;
CREATE (1) FULL-TIME CLEANING SUPERVISOR
POSITION AND (7) FULL-TIME CLEANER I POSITIONS
DEPARTMENT OF PUBLIC WORKS

WHEREAS: Resolution No. 370-23 authorized the creation of seven Full-Time Cleaner I positions within the Public Works Department at an hourly rate of \$14.86 (CSEA SG 9); and

WHEREAS: The Commissioner of Public Works is concerned that the hourly wage rate will cause an inability to fill these positions; and

WHEREAS: Upon discussion with the Personnel Officer, it was agreed upon that it is appropriate to reallocate the title of Cleaner I from CSEA SG 9 to CSEA SG 8; therefore be it

RESOLVED: That Resolution No. 370-23 be amended to reflect the 2023 hourly wage rate for the (7) Full-Time Cleaner I positions (CSEA SG 8) at an hourly rate of \$16.43.

REFERRED TO: HEALTH AND HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. -23 UNFUND (1) FULL-TIME VACANT
CLINICAL SOCIAL WORKER AND
CREATE (1) FULL-TIME MENTAL HYGIENE
COMPLIANCE OFFICER
MENTAL HYGIENE

WHEREAS: Legislative approval is required for creation of all new positions and to unfund positions; and

WHEREAS: The Director of Community Services has reviewed the staffing needs within the Department of Mental Hygiene and has submitted a new position duties statement to the Personnel Department; and

WHEREAS: Upon review of the new position duties statement, the Personnel Officer has determined the appropriate classification for said title; therefore be it

RESOLVED: That one (1) vacant full-time Clinical Social Worker (CSEA SG XVI) be unfunded effective October 10, 2023; and be it further

RESOLVED: That one (1) full-time Mental Hygiene Compliance Officer (M/C \$59,610 – \$69,610) be created effective October 10, 2023, and filled in accordance with payroll requirements.