

First Regular Meeting
January 10, 2006

The First Regular Meeting of 2006 was called to order by the Chair at 1:30 PM. All Legislative Members were present.

Chair Burns asked to have a moment of silence.

Chair Burns led all Legislators and those in attendance in the Pledge of Allegiance.

There were 23 people in attendance.

Linn Jorgensen from the Employee Recognition Committee presented the Employee of the Year 2005 award to Cindy Heath of the Tioga County Treasurer's Office. "At the beginning of each year we announce the person chosen for the Employee of the year from the previous year and on behalf of the Employee Recognition Committee I would like to first acknowledge and congratulate the quarterly winners of 2005:

Janet Seymour
Carol McGuire
Dan Berry

"We would just like to thank them for their hard work and dedication to Tioga County. At this time the Tioga County Employee Recognition Committee is pleased to congratulate Cindy Heath on being selected Employee of the year 2005. Cindy began her employment in Tioga County on September 30, 1991 as an Account Clerk Typist in the Department of Social Services Accounting Department. On May 10, 1993 she transferred to the Alcohol & Drug Department.

"On March 16, 1994 she became the Senior Payroll Clerk in the Treasurer's Office and then in January of 1996 she was promoted to the title of Payroll Supervisor. As the Payroll Supervisor Cindy is responsible for producing all County payroll checks with multiple withholdings, direct deposits, retirement, and tax reporting. She also handles end of the year changeovers, W2's, and mid year union settlements with professionalism and patience. Cindy collaborates with staff from many Departments including Personnel and Information Technology to make the process more efficient for the County. She is a very flexible and competent employee who works nights and weekends as needed.

“During the County’s flood in the spring of 2005 Cindy exhibited her dedication to the County and to her position. She worked long hours in adverse conditions to ensure that the County payroll was completed on time and delivered to the employees as expected. This was very much appreciated by all County employees.

“Cindy is a lifelong resident of Owego. She has two daughters, Katrina and Danielle. Danielle is a student at Alfred University and Katrina is a married schoolteacher. Cindy has one grandson, Brayden. Cindy enjoys cooking, gardening, following NASCAR races, and being a grandma.”

Legislator Richard Harrington presented a bond and plaque to Cindy Heath. “Cindy it is always a pleasure to participate in any form of employee recognition. We are blessed in this County to have many fine employees who we try to recognize an employee each quarter, and it is probably a shame that we cannot recognize more of our outstanding employees more frequently. At the end of the year we select one person who we think represents the greatest of all the employees in Tioga County so we have an Employee of the year award and Cindy it is a pleasure on behalf of the County Legislature to recognize you for your achievement.”

Jim McFadden, County Treasurer, spoke. “I would just like to add that Cindy has always performed so efficiently and when we take for granted sometimes things like the IRS can fine you \$20,000 for being a day late with your tax envelope to the Government and the State filings in Counties are also pretty excessive so she tries to not just meet those deadlines obviously, but between vacation time, which is hampered and trying to get out of Town for two weeks, she makes the sacrifice, works around the clock, worked last Saturday trying to plug in the new payroll, work this Saturday getting out W2’s, then was here throughout the flood in some pretty nasty conditions last spring to get payroll out. She keeps the IRS and the State Retirement system off my back and I highly appreciate that. I do not know what we would do without her quite frankly. I would also like to give kudos to her assistant in crime, Janice. As we speak there is a computer upstairs supposedly producing new paychecks with new salaries. Quite frankly just trying to squeeze this in was hard today, but I appreciate your dedication. I think all County employees do and the taxpayers do too because those fines can be pretty nasty, and we appreciate your efforts. Thank you ladies.”

Cindy Heath spoke. “I just want to thank a few people that I did not thank the first time I was up here. The Information Technology Department and the Personnel Department because I get pretty demanding during payroll weeks and they always come through for me. I would also like to thank the Employee Recognition Committee, all their hard work, time, and effort. The only thing that keeps the program going is them. Thank you. Thank you Janice.”

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		1,176.96
A1165	District Attorney		1,273.17
A1170	Public Defender		4,898.78
A1172	Assigned Counsel		10,142.92
A1185	Medical Examiners/Coroners		10,296.65
A1230	County Manager		172.39
A1325	Treasurer		3,928.79
A1355	Assessments		4,844.19
A1362	Tax Advertising and Expense		6,011.95
A1410	County Clerk		773.18
A1411	Department of Motor Vehicles		583.74
A1420	Law		754.58
A1430	Personnel		2,327.67
A1450	Elections		3,005.84
A1460	Records Management		30.00
A1490	Public Works Administration		588.98
A1620	Buildings		34,188.61
A1680	Information Technology		6,412.86
A2960	Education of Handicapped Children		177,899.39
A3020	Public Safety Comm E911 System		3,796.73
A3021	Enhanced Wireless 911		37,937.55
A3110	Sheriff	1,316.50	14,352.36
A3110.41	Sheriff-Court Security		595.96
A3140	Probation	262.83	1,422.09
A3150	Jail-Annex		42,205.53
A3151	Jail-Alternatives Program		60.41
A3315	Special Traffic Programs		5,305.97
A3410	Fire	1,615.49	7,038.66
A3640	Emergency Management Office		357.64
A3641	Emergency Management Office Grant	6,859.50	541.40
A4010	Public Health Nursing		37,053.12
A4011	Public Health Administration		4,575.00
A4012	Public Health Education		21.00
A4042	Rabies Control		447.57
A4044	Early Intervention	2,467.50	47,177.69
A4047	Handicapped Education Admin		90.80
A4053	Preventive/Primary Health Services		1,570.93
A4054	Preventive Dental Services		12,316.06
A4062	Lead Poisoning Program		462.20
A4070	Disease Control		12,811.54
A4090	Environmental Health		6,293.14

A4210	Alcohol and Drug Services		3,387.81
A4309	Mental Hygiene Co Admin	365.97	8,723.42
A4310	Mental Health Clinic		22,040.88
A4311	Rehabilitation Support Services		11,175.00
A4315	Mental Retardation		19,607.43
A4320	Crisis Intervention Services		2,037.12
A4321	Intensive Case Management		537.91
A6010	Social Services Administration		142,820.75
A6422	Economic Development		1,133.51
A6510	Veterans' Service		85.08
A6511	Veterans' Grant TM03211		61.90
A6610	Sealer of Weights and Measures		92.00
A7310	Youth Programs		20.00
A8020	Planning		1,129.81
SOLID WASTE FUND			74,021.22
COUNTY ROAD FUND			25,506.38
SPECIAL GRANT FUND			2,917.70
CAPITAL FUND			113,959.80
WORKERS' COMP			<u>23,374.00</u>
GRAND TOTAL		\$	971,263.51

It was moved by Legislator Weston, seconded by Legislator Huttleston to approve the minutes of December, 8, 13, & 22, 2005, and carried.

Chair Burns made the following appointments:

Cornell Cooperative Extension Board one year term
Legislator Richard Harrington

Transportation Committee
Legislator George Penney
Legislator Andrew Quinlan
Legislator William Oberbeck

Chair Burns announced the following Standing Committee for the year 2006:

**STANDING COMMITTEES OF THE COUNTY LEGISLATURE
OF THE COUNTY OF TIOGA FOR 2006**

	Chairman			
1. County Clerk, Records Mgmt, Real Property Veterans/Elections, Purchasing	Quinlan	Huttleston	Penney	Sauerbrey
2. Economic Development/ Planning/Tourism/ Job Training & Agriculture	Weston	Roberts	Quinlan	Harrington
3. Finance/Legal	Oberbeck	All Legislators		
4. Information Technology	Harrington	Penney	Sauerbrey	Quinlan
5. Legislative Worksessions/ Legislative support	Burns	All Legislators		
6. Health & Human Services	Huttleston	Harrington	Quinlan	Penney
7.Public Safety/ Probation & DWI	Sauerbrey	Huttleston	Weston	Roberts
8.Public Works/ Capital Projects	Roberts	Oberbeck	Weston	Huttleston
9.Personnel/ADA & Safety & Right to Know	Penney	Harrington	Oberbeck	Sauerbrey

Committee Meeting Reports are on file in the Legislative Clerk’s Office and may be procured there by any interested person.

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. 16-06

RESOLUTION TO DESIGNATE LEAD APPLICANT CONTACT PERSON FOR THE NYS SHARED MUNICIPAL SERVICES INCENTIVE GRANT PROGRAM APPLICATION FOR SHARED CODE ENFORCEMENT FEASIBILITY STUDY

**Adoption moved by Legislator Harrington,
seconded by Legislator Weston.**

WHEREAS: As per resolution 360-05, the Tioga County Legislature authorized the Tioga County Planning Department to be the lead applicant and submit a grant application to the NYS Shared Municipal Services Incentive Grant Program for a shared code enforcement feasibility study along with the participating Villages of Newark Valley, Owego and Waverly as co-applicants; and

WHEREAS: Since then it has come to the Planning Department's attention that the governing body of the lead applicant must designate a Lead Applicant Contact Person by resolution for this grant application; therefore be it

RESOLVED: That the Tioga County Legislature designates Elaine Jardine, County Planning Director, as the Lead Applicant Contact Person and authorizes said designee to submit said application to the Shared Municipal Services Incentive Grant Program for the 2005-2006 Program Year.

CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 17-06 *ERRONEOUS ASSESSMENT
TOWN OF BARTON*

Adoption moved by Legislator Oberbeck,
seconded by Legislator Harrington.

WHEREAS: An application for Refund of Real Property Taxes indicates that the \$2,340 taxable value on property no. 10813, assessed to John Mick on the 2005 tax roll of the Town of Barton, is erroneous, a disabled veteran exemption of \$1,950 applies; be it therefore

RESOLVED: That a refund be issued to John Mick in the amount of \$133.49 for overpayment of 2005 taxes; and be it further

RESOLVED: That the erroneous town tax of \$49.14 be charged back to the Town of Barton; and be it further

RESOLVED: That the erroneous solid waste tax of \$2.47 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$81.88 be charged to the proper account in the records of the County Treasurer.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

**RESOLUTION NO. 18-06 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

**Adoption moved by Legislator Oberbeck,
seconded by Legislator Harrington.**

WHEREAS: An application for corrected tax roll indicates that the unpaid Water/Sewer Bill in the amount of \$300 on property no. 11890, assessed to Stuart T. and Shirley A. Reynolds on the 2006 tax roll of the Town of Owego, is erroneous in that the unpaid Water/Sewer Bill was added to the bill in error; be it therefore

RESOLVED: That a corrected 2006 tax bill be issued by the Town of Owego to Stuart T. and Shirley A. Reynolds for property no. 11890, and be it further

RESOLVED: That the erroneous Water/Sewer Bill in the amount of \$300 be charged back to the Town of Owego.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

Legislator Oberbeck made a motion to have the following nine (9) resolutions, all on appointments or reappointments, passed as one, seconded by Legislator Huttleston and carried.

REFERRED TO: PUBLIC SAFETY COMMITTEE

**RESOLUTION NO. 19-06 *APPOINT TRAFFIC SAFETY
BOARD MEMBER***

**Adoption moved by Legislator Oberbeck,
Seconded by Legislator Huttleston.**

WHEREAS: James P. DeVita's term on the Tioga County Traffic Safety Board expires on 12/31/2005; and

WHEREAS: James P. DeVita wishes to be re-appointed to another three-year term on the Tioga County Traffic Safety Board; be it therefore

RESOLVED: That James P. DeVita be appointed to a term of three years beginning 1/1/2006 and ending 12/31/2008 as a full voting member of the Tioga County Traffic Safety Board.

CARRIED

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 20-06 *APPOINT STOP DWI
SCHOOL ASSOCIATES*

Adoption moved by Legislator Oberbeck,
Seconded by Legislator Huttleston.

WHEREAS: The following STOP DWI School Associates Janice Barto, Joan Beck, Arthur Cacciola, Matthew Cicchetti, Lawrence Giewont and Debra Lauper contracts with Tioga County conclude on 12/31/05; and

WHEREAS: Janice Barto, Joan Beck, Arthur Cacciola, Matthew Cicchetti, Lawrence Giewont and Debra Lauper desire to enter into a contract with Tioga County through the Tioga County STOP DWI Program to offer their services as STOP DWI School Associates for the calendar year 2006; be it therefore

RESOLVED: that the STOP DWI Coordinator be authorized to enter into contract with the following individuals for the purpose of providing STOP DWI School Associate services for their respective School Districts for the period beginning 1/1/2006 through 12/31/2006.

Janice Barto - Tioga Central
Joan Beck - Owego Apalachin
Arthur Cacciola - Candor
Matthew Cicchetti - Newark Valley
Lawrence Giewont - Spencer VanEtten
Debra Lauper - Waverly

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES

**RESOLUTION NO. 21-06 APPOINT MEMBERS YOUTH BOARD
YOUTH BUREAU**

**Adoption moved by Legislator Oberbeck,
Seconded by Legislator Huttleston.**

WHEREAS: The Tioga County Youth Board is organized as an advisory body to the Tioga County Youth Bureau; and

WHEREAS: The purpose of the Youth Board is to carry out the provision of Section 95 of the General Municipal Law of the State of New York and Resolution No. 140 of 1981 of the Tioga County Legislature; and

WHEREAS: The Youth Bureau has communicated with Municipalities, School Districts and Youth Agencies in the County regarding Youth Board positions filled and vacant, and the process for filling vacancies; and

WHEREAS: The Tioga County Youth Board Bylaws provides for representatives to the Youth Board be appointed by the County Legislature; and

WHEREAS: The County Legislature previously appointed members to the Youth Board under Resolution No. 346-04 and vacancies still exist and terms have expired; now therefore be it

RESOLVED: That the following listed representatives be appointed as members of the Tioga County Youth Board with their corresponding terms of office consistent with the requirement of staggered rotation.

	<u>TERM</u>
Hannah Robinson (Extending Term)	01/01/06 - 12/31/09
Barbara Crannell (Extending Term)	01/01/06 - 12/31/09
Wren Albertson-Rogers (Extending Term)	08/31/05 - 08/31/06
Jane Sindoni (Replacing Rob Potter)	01/01/06 - 12/31/09
Angela Klopf (Replacing Wilma Betcher)	01/01/06 - 12/31/09
Sabrina Swansbrough (Replacing Kristen Amico)	01/01/06 – 08/31/07
Connie Armstrong (Replacing Jenna Wasielewski)	01/01/06 – 08/31/07

CARRIED

REFERRED TO: PUBLIC SAFETY/PROBATION & DWI

RESOLUTION NO. 22-06 *APPOINT MEMBERS TO CRIMINAL JUSTICE ADVISORY COUNCIL*

**Adoption moved by Legislator Oberbeck,
seconded by Legislator Huttleston.**

RESOLVED: That the following persons be appointed as members of the Tioga County Criminal Justice Advisory Council from January 1, 2006 to December 31, 2006:

**George Truesdail, Representative from Council of Churches
Mary Ellen Grant, Superintendent, Newark Valley Schools
Rose Garrity - A New Hope Center
Barbara Bohling - ACCORD**

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 23-06 *RABIES DONATION COMMITTEE*

**Adoption moved by Legislator Oberbeck,
seconded by Legislator Huttleston.**

WHEREAS: Terms of office for the members of the Rabies Donation Committee have expired; and

WHEREAS: Johannes A. Peeters, Richard Huttleston and Ronald McEwen, Ex-Officio, have agreed to serve for another three year term; therefore be it

RESOLVED: That Johannes A. Peeters, Richard Huttleston and Ronald McEwen, Ex-Officio, be re-appointed to the Rabies Donation Committee for the term January 1, 2006 through December 31, 2008.

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

**RESOLUTION NO. 24-06 APPOINT MEMBERS TO THE
TIOGA COUNTY BOARD OF HEALTH**

**Adoption moved by Legislator Oberbeck,
seconded by Legislator Huttleston.**

WHEREAS: Section 344 of the Public Health Law requires that members of the Board of Health shall serve six (6) year staggered terms; and

WHEREAS: The appointed terms for Richard Huttleston and John Ober, DVM on the Board of Health expire 12/31/05; and

WHEREAS: Richard Huttleston and John Ober, DVM have agreed to serve for another term, therefore be it

RESOLVED: That John Ober be reappointed to the Board of Health for a term 1/1/06 - 12/31/11, and be it further

RESOLVED: That Richard Huttleston be reappointed to the Board of Health for a term of 1/1/06 – 12/31/08.

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

**RESOLUTION NO. 25-06 APPOINT MEMBERS PROFESSIONAL
ADVISORY/ UTILIZATION REVIEW
COMMITTEE FOR CHHA/LTHHCP**

**Adoption moved by Legislator Oberbeck,
seconded by Legislator Huttleston.**

WHEREAS: Resolution No. 71-03 made appointments to the Tioga County Health Department Professional Advisory/Utilization Review Committee for CHHA/LTHHCP; and

WHEREAS: Members have left and it is desirable that they be replaced with the following members, and that additional members be added; therefore be it

RESOLVED: That the following members be appointed to the Professional Advisory/Utilization Review Committee for CHHA/LTHHCP with terms as follows:

<u>APPOINTEE:</u>	<u>TERM</u>
Nancy Glasgow-Dir Family Health (TOPS)-71-03	1/1/06-12/31/09
Cynthia Ligouri, MSW-344-04	1/1/06-12/31/09
Cynthia Perry, SCHN-344-04	1/1/06-12/31/09
Vacant, SCHN-344-04 (Pilek resigned)	1/1/06-12/31/09
Ruby McConnell, Headstart Nurse (replaces Brainard)	1/1/06-12/31/09

CARRIED

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 26-06 *APPOINT FIRE ADVISORY BOARD
AND SPECIAL TEAMS*

Adoption moved by Legislator Oberbeck,
seconded by Legislator Huttleston.

RESOLVED: That upon recommendation of the Tioga County Fire Chiefs, the following members be and are hereby appointed to the Tioga County Fire Advisory Board for the year 2006:

OFFICERS:	CHAIRMAN	STEVE FEDOROWICZ
	VICE CHAIRMAN	FRED DAVIS
	SECRETARY	CHERYL GALLUZZO

Membership:

DEPARTMENT	DELEGATE	ALTERNATE
APALACHIN	TONY QUARANTA	MIKE RODEN
BERKSHIRE	MIKE SIMMONS	BRET WELCH
CAMPVILLE	MIKE PETERS	KEN SCHNEIDER
CANDOR	RANDY BLINN	JOHN ROMAN Jr.
HALSEY VALLEY	RON FRISBIE	RICHARD MEEWES
LOCKWOOD	DAVE CURTIS	DEAN ANDERSON Jr.
NEWARK VALLEY	CLIF ALEXANDER	CHERYL GALUZO
NICHOLS	TRUMAN KITTLE	JEFF HILLER
OWEGO	TOM TAFT	JOE HOPKINS
RICHFORD	CHARLES THAYER	JOHN KEENER
SOUTHSIDE	FRANK OKRASINSKI	JOE STOCKS
SPENCER	CHRIS GARLAND	DEREK GRIER
TIOGA CENTER	MILTON KEMP	DANA RICHTER
WAVERLY	DON HOWARD	TOM MARCHESE
WELTONVILLE	STEVE GUNTHER	STEVE FEDOROWICZ
BUREAU of FIRE	JOHN V. SCOTT	
	DAVID MARTINICHIO	
	LARRY SINGLETON	
	CONNIE FEDOROWICZ	
	KEVIN FORD	
	STEPHEN	
EMO	RICHARD LeCOUNT	

Be it further

RESOLVED: That upon recommendation of the Tioga County Fire Coordinator, the following members are hereby appointed to the Tioga County Special Teams and when activated, training or otherwise working at a team sponsored event, are working as employees of Tioga County and serving as Volunteer Firefighters of a Special Team for the year 2006:

TIOGA COUNTY FIRE COORDINATOR STAFF - 2006

JOHN V. SCOTT	FIRE COORDINATOR
FRANK OKRASINSKI	1st ASSISTANT FIRE COORDINATOR
DAVID MARTINICHIO	ASSISTANT FIRE COORDINATOR (HAZ-MAT)
LARRY SINGLETON	ASSISTANT FIRE COORDINATOR
CONNIE FEDOROWICZ	ASSISTANT FIRE COORDINATOR (EMS)
STEPHEN FEDOROWICZ	ASSISTANT FIRE COORDINATOR
KEVIN FORD	ASSISTANT FIRE COORDINATOR

TIOGA COUNTY FIRE INVESTIGATION TEAM - 2006

JOHN V. SCOTT	FIRE COORDINATOR
FRANK OKRASINSKI	SENIOR FIRE INVESTIGATOR
THOMAS J. DONOVAN	DEPUTY FIRE COORDINATOR W/O PAY
STEPHEN FEDOROWICZ	DEPUTY FIRE COORDINATOR
STANLEY N. GILLMEISTER	DEPUTY FIRE COORDINATOR – W/O PAY
MILTON KEMP	DEPUTY FIRE COORDINATOR – W/O PAY
DAVID MARTINICHIO	DEPUTY FIRE COORDINATOR – W/O PAY
RYAN QUIGLEY	DEPUTY FIRE COORDINATOR – W/O PAY
BILL STANDINGER	DEPUTY FIRE COORDINATOR - NYSP
MARK DANIEL	DEPUTY FIRE COORDINATOR – W/O PAY
RANDY HAMILTON	DEPUTY FIRE COORDINATOR – W/O PAY
BRET WELCH	DEPUTY FIRE COORDINATOR – W/O PAY
R. DOUGLAS STEWART	DEPUTY FIRE COORDINATOR – W/O PAY
DAVID R. CHURCHMAN	DEPUTY FIRE COORDINATOR – W/O PAY
ALL TCSD INVESTIGATORS	LAW ENFORCEMENT

TIOGA COUNTY HAZARDOUS MATERIALS TEAM – 2006MEMBER-SUPPORT

JOHN V. SCOTT
 RICHARD LeCOUNT
 ALL DEPUTY FIRE

DEPARTMENT

BUREAU of FIRE – COUNTY FIRE
 EMERGENCY MANAGEMENT OFFICE
 BUREAU of FIRE

MEMBER-Haz-Mat Technicians

DAVID MARTINICHIO
 MIKE MCDONALD
 ROB BLAASCH
 RON FORD
 JOHN OLSEN
 BRIAN INSCHO
 TONY QUARANTA
 RICH PERKINS
 MARK DANIEL
 MARK STORM
 JEFF HILLER
 JOSEPH MOREY
 DAVID SAYLES

DEPARTMENT

BUREAU of FIRE – DCFC HAZ-MAT
 EMERGENCY MANAGEMENT OFFICE
 T/C - SHERIFFS DEPARTMENT
 DEPUTY FIRE COORDINATOR – W/O PAY
 DEPUTY FIRE COORDINATOR – W/O PAY
 DEPUTY FIRE COORDINATOR – W/O PAY
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 DEPUTY FIRE COORDINATOR – W/O PAY
 DEPUTY FIRE COORDINATOR – W/O PAY

CARRIED

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 27-06 *APPOINT TIOGA COUNTY
EMPIRE ZONE ADMINISTRATIVE
BOARD*

**Adoption moved by Legislator Oberbeck,
seconded by Legislator Huttleston.**

RESOLVED: That the following members be appointed to the Tioga County Empire Zone Administrative Board for a term of two (2) years retroactive from January 1, 2006 until December 31, 2007:

Appointee:	Representing:	Affiliation:
LDC President	Community Organization	Tioga County Local Development Corp.
Wendy McBride	Financial Institution	Tioga State Bank
VACANT	Local Business	
Michael McMahan	Educational Institution	Waverly Central School District
Robert Yanchus	Organized labor	Tioga County CSEA
Jeff Barber	Resident	NA

CARRIED

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 28-06 *AUTHORIZE CONTRACTUAL HIRE
OF COUNTY CODE ENFORCEMENT
OFFICER*

**Adoption moved by Legislator Roberts,
seconded by Legislator Harrington.**

RESOLVED: That the Tioga County Legislature authorize the contractual hire of William P. Hotchkiss to the position of Tioga County Code Enforcement Officer, part time, for a one year term, effective January 3, 2006 and ending December 31, 2006; and be it further

RESOLVED: That the Tioga County Code Enforcement Officer is under the supervision of the Commissioner of Public Works; and be it further

RESOLVED: That the position of Code Enforcement Officer be reimbursed at the wage rate of \$15.00/hr. and be reimbursed actual expenses incurred in performing the job duties of Code Enforcement Officer as approved and authorized by the Commissioner of Public Works; and be it further

RESOLVED: That he also be reimbursed travel and educational expenses not to exceed \$500.00/year.

Legislator Penney made a motion to amend the above resolution stating that “whereas the shared municipal services has only recently become a subject of a feasibility study in Tioga County, I move that this resolution be tabled until such time as we have more information from the said feasibility study.”

Legislator Roberts spoke. “That is not what this is for. This is for when the County is involved in a building project. The Code Enforcement Officer goes in and enforces the building code for county buildings. The Code Enforcement Officer is just for county building projects. This is not for individual property owners. This is just for county building projects.”

There was no second for Legislator Penney’s motion. Legislator Penney withdrew his motion.

On roll call vote on the above resolution all members voted Aye and the resolution was adopted.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

**RESOLUTION NO. 29-06 *MODIFY FEE SCHEDULE
PUBLIC HEALTH***

Adoption moved by Legislator Huttleston,
seconded by Legislator Harrington.

WHEREAS: The current rate schedule for Tioga County Department of Public Health services is below the level to ensure maximum reimbursement; and

WHEREAS: The Department of Public Health would be able to increase revenues with the adjusted rates; and

WHEREAS: Our independent auditors have recommended that the Public Health services rates be adjusted; therefore be it

RESOLVED: That the fee schedule be modified as follows retroactive to January 1, 2006:

Skilled Nursing Care

\$150.00 per visit

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

Legislator Weston introduced the following Local Law, A Local Law authorizing the County of Tioga and the County Attorney to appoint non-Tioga residents to the positions of Assistant County Attorney.

County of Tioga

Local Law No. 1 of the Year 2006.

A LOCAL LAW AUTHORIZING THE COUNTY OF TIOGA AND THE COUNTY ATTORNEY TO APPOINT NON-TIOGA RESIDENTS TO THE POSITIONS OF ASSISTANT COUNTY ATTORNEY

SECTION 1. PURPOSE. The County Attorney and the Assistant County Attorney[s] are public officers under the Public Officers Law, Section 3, which section requires that such public officers be residents of the County of Tioga in order to hold such office. The purpose of this local law is to authorize non-residents of the County of Tioga to be Assistant County Attorneys.

SECTION 2. AUTHORITY. Under the Municipal Home Rule Law, Section 10, the County of Tioga has the authority to authorize a non-resident to hold the position of Assistant County Attorney.

SECTION 3. DEFINITIONS:

County Attorney – The person holding such office as appointed under Section 500 of the County Law.

Assistant County Attorney – The person or persons appointed by the County Attorney under Section 502 of the County Law.

SECTION 4. AUTHORIZATION. The County Attorney is hereby authorized to appoint non-residents of the County of Tioga to the position of Assistant County Attorney.

SECTION 5: EFFECTIVE DATE. This local law shall take effect upon filing in the Office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law.

REFERRED TO: LEGAL COMMITTEE

RESOLUTION NO. 30-06 *SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY
NO. A OF 2006*

Adoption moved by Legislator Harrington,
seconded by Legislator Huttleston.

RESOLVED: That a public hearing shall be held on Local Law Introductory No. A of 2006 A Local Law Authorizing Assistant County Attorneys to be non-residents in the Edward D. Hubbard Auditorium of the Tioga County Office Building, 56 Main Street, Owego, New York 13827 on Thursday, February 9, 2006 at 1:30 PM. All persons desiring to present written or oral comments may do so at said time.

CARRIED

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 31-06 *AUTHORIZE BACKFILL
DEPUTY ELECTION COMMISSIONERS
(BOARD OF ELECTIONS)*

Adoption moved by Legislator Harrington,
seconded by Legislator Huttleston.

WHEREAS: Both the Republican and Democratic Deputy Election Commissioners have been appointed to the Election Commissioner positions as of January 1, 2006; and

WHEREAS: Both Election Commissioners have been recruiting for Deputy Election Commissioners and have selected candidates; and

WHEREAS: Sandra Saddlemire has been appointed as the Democratic Deputy Election Commissioner as of January 9, 2006; and

WHEREAS: Holly M. Besser has been appointed as the Republican Deputy Election Commissioner as of January 9, 2006; therefore be it

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED**REFERRED TO: PERSONNEL COMMITTEE****RESOLUTION NO. 33-06 *AUTHORIZE BACKFILL
CIVIL SERVICE ASSISTANT
(PERSONNEL DEPARTMENT)*****Adoption moved by Legislator Harrington,
seconded by Legislator Oberbeck.****WHEREAS: Resolution #341-05 reclassified the vacant position of Civil Service Technician to Civil Service Assistant; and****WHEREAS: The Personnel Department has been recruiting a candidate to fill the vacancy and has found an eligible candidate, therefore be it****RESOLVED: That Nancy Henry is hereby appointed to the position of Civil Service Assistant effective January 17, 2006 at an annual salary of \$24,000.****Roll Call:**

Ayes 09

Noes 00

Absent 00

CARRIED**REFERRED TO: FINANCE COMMITTEE
PERSONNEL COMMITTEE****RESOLUTION NO. 34-06 *RECLASSIFY PAYROLL CLERK POSITION TO
TITLE OF SENIOR PAYROLL CLERK IN
TREASURER'S OFFICE*****Adoption moved by Legislator Oberbeck,
Seconded by Legislator Huttleston.****WHEREAS: Legislative approval is required for positions to be reclassified that would have budgetary impact; and**

WHEREAS: In October 2005, the Personnel Department received a request for reclassification from the Treasurer's Office for a Payroll Clerk position currently held by Janice Yuricek; and

WHEREAS: Upon review of the position questionnaire which has been completed by the incumbent, her immediate supervisor, and the Treasurer, it has been determined that the current title of Payroll Clerk is not an adequate reflection of the duties being performed by Ms. Yuricek; and

WHEREAS: The Personnel Department has determined that the Senior Payroll Clerk job description more accurately reflects the work performed by Ms. Yuricek and has recommended her position be reclassified to the title of Senior Payroll Clerk; therefore it be

RESOLVED: That the Tioga County Legislature authorize Janice Yuicek's title of Payroll Clerk (CSEA salary grade VI) upgraded to the title of Senior Payroll Clerk (CSEA salary grade VII) at a 2005 annual salary increase of \$2,894.00 retroactive to October 14, 2005; and be it further

RESOLVED: That Ms. Yuricek's 2006 salary be based upon the 2005 salary AFTER the adjustment resulting from this reclassification.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: **LEGISLATIVE COMMITTEE
PERSONNEL COMMITTEE**

RESOLUTION NO. 35-06 ***EXTEND ACTING COUNTY
MANAGER APPOINTMENT
AND AUTHORIZE STIPEND***

**Adoption moved by Legislator Weston,
Seconded by Legislator Oberbeck.**

WHEREAS: The County Manager position became vacant as of September 20, 2005 due to the resignation of the incumbent; and

WHEREAS: Local Law #3 of 1999, which created the position of County Manager, states in Section VI that upon approval of the Legislature, the Chair of the Legislature shall serve as County Manager in the absence of a County Manager or inability of the County Manager to perform the duties of said position; and

WHEREAS: The Legislature had appointed Martin L. Borko, then Chair, as Acting County Manager, whose term expired as of December 31, 2005; and

WHEREAS: The Legislature wishes to extend the Acting County Manager position of the Chair for an additional 60 days, retroactive from January 1, 2006 through March 1, 2006; and

WHEREAS: The Legislature also believes it appropriate to continue to grant a stipend to the Acting County Manager in recognition of the additional time and duties required; therefore be it

RESOLVED: That Donald J. Burns, as Chair of the Legislature, is hereby appointed as Acting County Manager retroactive from January 1, 2006 through March 1, 2006; and be it further

RESOLVED: That a stipend of \$770 per bi-weekly paycheck shall be paid to Mr. Burns during the period set above.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

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

REFERRED TO: FINANCE COMMITTEE
RESOLUTION NO. 36-06 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator Weston,
seconded by Legislator Oberbeck.

WHEREAS: The school tax collector for the Owego School District has informed the Tioga County Treasurer that the returned school taxes on property no. 7507 in the amount of \$1,168.98, property no. 7403 in the amount of \$22.39 and property no. 5367 in the amount of \$20.15, assessed to Dominic and Sharon Santobuono on the 2006 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That corrected 2006 tax bills be issued to Dominic and Sharon Santobuono for property no. 7507, 7403 and 5367 by the Town of Owego as follows:

<u>2006 Corrected Tax Bill</u>		<u>2006 Corrected Tax Bill</u>		<u>2006 Corrected Tax Bill</u>	
<u>Property no. 7507</u>		<u>Property no. 7403</u>		<u>Property no. 5367</u>	
County	\$ 821.38	County	\$9.73	County	\$8.76
Recycle	\$ 21.94	Recycle	\$0.26	Recycle	\$0.23
Townwide	\$ 72.29	Townwide	\$0.86	Townwide	\$0.77
Part Town	\$ 139.33	Part Town	\$1.65	Part Town	\$1.49
<u>Apal. Fire</u>	<u>\$ 117.33</u>	<u>Apal. Fire</u>	<u>\$1.39</u>	<u>Apal. Fire</u>	<u>\$1.25</u>
<u>TOTAL</u>	<u>\$1,172.27</u>	<u>TOTAL</u>	<u>\$13.89</u>	<u>TOTAL</u>	<u>\$12.50</u>

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,235.75 be charged back to the Owego School District; and be it further

RESOLVED: That the erroneous county penalty of \$86.51 be charged to the proper account in the records of the County Treasurer

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

The meeting was adjourned at 1:49 P.M.