


<p>Agenda</p> 	<p style="text-align: center;">TIOGA COUNTY LEGISLATURE</p> <p style="text-align: right;">1/12/2016 12: 00 PM EDWARD D. HUBBARD AUDITORIUM RONALD E. DOUGHERTY COUNTY OFFICE BUILDING 56 Main Street Owego NY 13827</p>	
<p>Meeting called by:</p>	<p>Chair Martha Sauerbrey</p>	
<p>Type of meeting:</p>	<p>1st Regular</p>	
<p>Attendees:</p>	<p>Legislator Hollenbeck Legislator Huttleston Legislator Monell Legislator Roberts Chair/Legislator Sauerbrey Legislator Standinger Legislator Sullivan Legislator Weston</p>	
<p>Agenda topics</p>		
<p>Invocation Pledge of Allegiance Recognition Resolution</p> <p>Employee of the Year 2015 Proclamation Privilege of the Floor Approval of Minutes Petitions, Communications & Notices</p>	<p>Legislator Standinger Legislator Standinger Recognition Resolution Recognizing Raymond P. Case Posthumously Reso Recognizing Raymond P. Case's dedicated service to Tioga County Bill Ostrander-GIS Manager National Radon Action Month</p> <p>December 15, 2015</p>	

<p>Appointments/Reappointments</p> <p>STANDING COMMITTEES-2016</p> <p>Reports Standing/Special Committees</p>	<p>Cornell Cooperative Extension-Legislator Standing-1 year term 2016</p> <p>Information Technology Steering Committee</p>	
<p>RESOLUTIONS:</p>	<ol style="list-style-type: none"> 1. Appoint Members Fish & Wildlife Management Board 2. Appoint Member to the Tioga County Industrial Development Agency (TCIDA) 3. Erroneous Assessment-Town of Owego 4. Calling on the State of New York to restore funding parity between the Capital Plans of the Metropolitan Transportation Authority (MTA) and the NY State Department of Transportation 5. Authorize the Tioga County Department of Public Works to use 2016 Contingency funds to have Taitem Engineering conduct a technical analysis for combined heat and power system for the Public Safety Building 6. Amend Policy 11 Travel Policy and Procedures 7. Amend Policy 23 Purchasing and Payment Policy 8. Amend Policy 58 Social Media Use 9. Authorize Reappointment of Personnel Officer 	

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -16

RECOGNITION RESOLUTION
RECOGNIZING RAYMOND P. CASE
POSTHUMOUSLY

WHEREAS: Ray Case passed away on December 8, 2015; and

WHEREAS: The Tioga County Legislature would like to posthumously recognize Mr. Case for his years of dedicated service as a Tioga County Legislator; and

WHEREAS: Ray was appointed to the position of Tioga County Legislator on September 11, 2012, replacing Andrew Quinlan, was successfully reelected in 2015 and served on the Legislature for three years; and

WHEREAS: Ray served as Chair of the Economic Development & Planning Committee during his tenure and also served as a Committee member on the Information Technology, Administrative Services, and Health & Human Services Committees; and

WHEREAS: Ray was extremely dedicated and loyal in the performance of his duties and responsibilities as a Legislator; and

WHEREAS: Ray is survived by his wife Joan and their blended family of 7 children and 15 grandchildren; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude and recognize Ray Case posthumously for his years of dedicated service to Tioga County as a Tioga County Legislator; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to the family of Ray Case.

County of Tioga
EXECUTIVE PROCLAMATION

WHEREAS: Radon is a naturally-occurring, colorless and odorless radioactive gas that is the second leading cause of lung cancer in the United States, and the leading cause of lung cancer among nonsmokers; and

WHEREAS: One in fifteen homes across the United States has elevated radon levels; and

WHEREAS: New Yorkers are encouraged to protect their families from the serious health risks associated with radon by taking measures to reduce elevated radon levels if found in their homes; and

WHEREAS: Inexpensive at-home radon test kits easily test for the naturally occurring, colorless, odorless radioactive gas; and

WHEREAS: the Tioga County Department of Public Health's Healthy Neighborhoods Program offers outreach and educational efforts to help combat the lung cancer risk posed by elevated levels of indoor radon gas; and

WHEREAS: National Radon Action Month is an opportunity to educate individuals on the available measure to reduce radon; therefore

THE TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the month of January 2016 as

NATIONAL RADON ACTION MONTH

and urges all residents to take steps to have their homes tested for radon and educate themselves, their families, and the community about the dangers of radon gas.



TIOGA COUNTY LEGISLATURE

CHAIR
Martha Sauerbrey

Ed Hollenbeck
Richard L. Huttleston
Tracy Monell
Michael Roberts
Martha C. Sauerbrey
William H. Standinger III
Loretta A. Sullivan
Dale N. Weston

Ronald E. Dougherty County Office Building – 56 Main Street – Owego, New York 13827
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STANDING COMMITTEES OF THE COUNTY LEGISLATURE OF THE COUNTY OF TIOGA FOR 2016

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. -16 APPOINT MEMBERS
FISH & WILDLIFE
MANAGEMENT BOARD

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

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

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

RESOLVED: That Dale Weston, Tioga County Legislator, be appointed as the Elected Official Representative to the Fish and Wildlife Management Board for a two-year term through December 31, 2017 and William J. Woods, Jr. be appointed as the Sportsman Member to the Fish and Wildlife Management Board for a two-year term through December 31, 2017.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. -16 APPOINT MEMBER TO THE TIOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (TCIDA)

WHEREAS: Pursuant to §856(2) of the General Municipal Law the members of the Tioga County Industrial Development Agency (TCIDA) serve at the pleasure of the Legislature without a term until they either resign or are replaced by the Legislature; and

WHEREAS: The Legislature feels that it is important to have legislative representation on the IDA Board; and

WHEREAS: With the passing of Legislator Case there is now a vacancy on the Tioga County Industrial Development Board of Directors; and

WHEREAS: Legislator Sauerbrey has expressed a desire to serve on the Tioga County Industrial Development Board of Directors; therefore be it

RESOLVED: That Legislator Sauerbrey be and hereby is appointed to the Tioga County Industrial Development Board of Directors in place of Legislator Case effective January 13, 2016.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -16

ERRONEOUS ASSESSMENT
TOWN OF OWEGO

WHEREAS: An application for corrected tax roll for property No. 12265, assessed to Mark & Amy Stromberg on the 2016 tax roll of the Town of Owego indicates that a SCAR decision reducing the assessment from \$109,200 to \$67,500 was not received in time to change the assessment before tax rolls and bills were printed; be it therefore

RESOLVED: That a new 2016 tax bill be issued by the Town of Owego Tax Collector to Mark & Amy Stromberg for property no. 12265 as follows:

	<u>Bill Property #12265</u>	<u>NEW Bill Property #12265</u>
County	1,224.56	756.94
Recycle	56.57	34.97
Townwide	116.21	71.83
Part Town	312.57	193.21
Owego Fire	<u>239.85</u>	<u>148.26</u>
	\$1,949.76	\$1,205.21

RESOLVED: That the erroneous town tax of \$163.74 be charged back to the Town of Owego; and the erroneous fire tax of \$91.59 be charged back to the Owego Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$21.60 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$467.62 be charged to the proper accounts in the records of the County Treasurer.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. -16

CALLING ON THE STATE OF NEW YORK TO RESTORE FUNDING PARITY BETWEEN THE CAPITAL PLANS OF THE METROPOLITAN TRANSPORTATION AUTHORITY (MTA) AND THE NY STATE DEPARTMENT OF TRANSPORTATION

WHEREAS: Governor Andrew Cuomo and Mayor De Blasio recently announced an agreement to jointly subsidize the Metropolitan Transportation Authority's (MTA) nearly \$11 billion funding gap for its 2015-19 five-year capital program; and

WHEREAS: As part of this agreement, the Governor is committing \$8.3 billion in state resources to cover the MTA plan's multi-year deficit; and

WHEREAS: While we may agree that this vital investment in downstate transit is needed, the state has yet to develop a new Department of Transportation 5-year Capital Plan designed to assess current conditions and determine investments needed to provide for the future needs of a modern, safe, reliable and efficient multimodal transportation system; and

WHEREAS: The enactment of the FAST Act, a fully funded five-year authorization of federal surface transportation programs that provides long-term federal funding predictability, should now facilitate the state to develop and fund a Transportation 5-Year Capital Plan; and

WHEREAS: Locally-owned roads and bridges account for 87 percent of the State's 110,000 miles of roadways and 50 percent of the State's 18,000 bridges and are responsible for a vast system of aging culverts. These locally-owned transportation facilities are deteriorating at a rapid rate as counties continue to struggle to find adequate funding for their maintenance and replacement; and

WHEREAS: Three of the last four DOT/MTA five-year capital programs were virtually identical in size; and

WHEREAS: For nearly two decades, through 2009, the parity agreement was honored and both five-year capital programs were similar in size as well as adopted within a month of each other. It is necessary to once again restore parity between the programs; and

WHEREAS: According to a 2014 Comptroller's report, thirty four percent (34%) of bridges are deficient and forty-eight percent (48%) of road pavements in the state are rated fair to poor and getting worse; therefore be it

RESOLVED: That the Tioga County Legislature calls upon Governor Cuomo and our State Legislative Delegation to work with our County and other local governments in order to develop and fully-fund a 5-Year Capital Plan that will provide the necessary and proper funding to New York's counties by substantially increasing CHIPS and Marchiselli funding and establishing a 5-Year State Aid to Local Bridge and Culvert Program to give them the ability to adequately maintain their infrastructure; and be it further

RESOLVED: That restoring parity between the Department of Transportation's (DOT) highway and bridge Five-Year Capital Program and the MTA's Capital Program will assure each program is funded at a \$2.1 billion level, providing enough resources to help fund the local needs as described above; and be it further

RESOLVED: That the Tioga County Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature and all others deemed necessary and proper.

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. -16

AUTHORIZE THE TIOGA COUNTY DEPARTMENT OF PUBLIC WORKS TO USE 2016 CONTINGENCY FUNDS TO HAVE TAITEM ENGINEERING CONDUCT A TECHNICAL ANALYSIS FOR COMBINED HEAT AND POWER SYSTEM FOR THE PUBLIC SAFETY BUILDING

WHEREAS: The Department of Public Works would like to investigate the feasibility of having Combined Heat and Power (CHP) at the Public Safety Building; and

WHEREAS: CHP is on-site electricity generation that captures the heat that would otherwise be wasted to provide useful thermal energy—such as steam or hot water—that can be used for space heating, cooling, and domestic hot water. Therefore, CHP can achieve efficiencies of over 80 percent, compared to 50 percent for conventional technologies; and

WHEREAS: The Public Safety Building operates 365 days per year and is a critical infrastructure which makes CHP an attractive project for the Public Safety Building; and

WHEREAS: Taitem Engineering has conducted a preliminary study which indicates that a CHP system installed at the Public Safety Building with NYSERDA incentives would have a payback after 4 to 5 years; and

WHEREAS: Taitem Engineering has proposed to conduct a detailed technical analysis study at the cost of \$12,000.00 on the feasibility of said CHP; and

WHEREAS: NYSERDA offers incentives for detailed technical analysis under their FlexTech Program which would provide cost-share of 50% by NYSERDA; and

WHEREAS: Information obtained from said study would also be very helpful in obtaining upcoming grants in 2016-2017; therefore be it

RESOLVED: That the Tioga County Legislature authorize the Department of Public Works to transfer \$6,000.00 from contingency account to Buildings & Grounds Contract Services A1620 540140 and to have Taitem Engineering conduct a feasibility study for a CHP at the Public Safety Building.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -16

AMEND POLICY 11
TRAVEL POLICY AND PROCEDURES

WHEREAS: Policy 11 Travel Policy and Procedures need to be amended to update Exhibit A Meal Reimbursement Allowances; therefore be it

RESOLVED: That Policy 11 Travel Policy and Procedures be amended to update Exhibit A Meal Reimbursement Allowances as follows:

EXHIBIT A
MEAL REIMBURSEMENT ALLOWANCES

Effective January 1, 2016 Based on GENERAL SERVICES ADMINISTRATION

MEALS			
Location	County	Allowances	Minus 30%
Albany County	Albany	\$59.00	\$41.00
Binghamton/Owego	Broome and Tioga	\$59.00	\$41.00
Buffalo	Erie	\$64.00	\$45.00
Floral Park/Garden City/ Great Neck	Nassau	\$69.00	\$48.00
Glens Falls	Warren	\$64.00	\$45.00
Ithaca/Waterloo/Romulus	Tompkins and Seneca	\$59.00	\$41.00
Kingston	Ulster	\$69.00	\$48.00
Lake Placid	Essex	\$74.00	\$52.00
Manhattan (includes the boroughs of Mahattan, Brooklyn, the Bronx, Queens and Staten Island	Bronx, Kings, New York, Queens and Richmond	\$74.00	\$52.00
Niagara Falls	Niagara	\$59.00	\$41.00
Nyack/Palisades	Rockland	\$64.00	\$45.00
Poughkeepsie	Dutchess	\$64.00	\$45.00
Riverhead/Ronkonkoma/ Melville	Suffolk	\$64.00	\$45.00
Rochester	Monroe	\$59.00	\$41.00
Saratoga Springs/Schenectady	Saratoga and Schenectady	\$64.00	\$45.00
Syracuse	Onondaga	\$59.00	\$41.00
Tarrytown/White Plains/ New Rochelle	Westchester	\$64.00	\$45.00
Troy	Rensselaer	\$64.00	\$45.00
Watertown	Jefferson	\$54.00	\$39.00
West Point	Orange	\$59.00	\$41.00
NYS Counties not listed above		\$51.00	\$36.00
Outside New York State		\$51.00	\$36.00
http://www.qsa.gov/Portal/ksa/ep/contentView.do?contentType=GSA_BASIC&contentId=14235 *****Click on per diem and then click on the State where you are going. Use the M&IE column for the location If the location is not shown on the list then the \$51.00 rate applies You may want to bookmark the above link for easy access in the future			

Meal Reimbursement Allowances Breakdown												
Effective 1/1/16 Based on General Services Administration												
	GSA	-30%	GSA	-30%	GSA	-30%	GSA	-30%	GSA	-30%	GSA	-30%
Total	\$51	\$36	\$54	\$39	\$59	\$41	\$64	\$45	\$69	\$48	\$74	\$52
Breakfast	\$11	\$8	\$12	\$9	\$13	\$9	\$15	\$10	\$16	\$11	\$17	\$12
Lunch	\$12	\$8	\$13	\$9	\$15	\$10	\$16	\$11	\$17	\$12	\$18	\$13
Dinner	\$23	\$16	\$24	\$17	\$26	\$18	\$28	\$20	\$31	\$21	\$34	\$23
Incidentals	\$5	\$4	\$5	\$4	\$5	\$4	\$5	\$4	\$5	\$4	\$5	\$4

And be it further

RESOLVED: That the remainder of Policy 11 shall remain in full force and effect.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -16

AMEND POLICY 23
PURCHASING AND PAYMENT POLICY

WHEREAS: Policy 23 Purchasing and Payment Policy needs to be amended to update the dollar amount of a requisition; therefore be it

RESOLVED: That Policy 23 Purchasing and Payment Policy amend Section VI. Accounts Payable as follows:

Any increase in the dollar amount of a requisition over \$100.00 that has been released for a BPO or PO from the original issue amount will need a Purchase Order Change Order with explanation in Munis, which will go through workflow. The County Auditor will then make a determination to approve said increase or deny.

And be it further

RESOLVED: That the remainder of Policy 23 shall remain in full force and effect.

REFERRED TO: INFORMATION TECHNOLOGY
RESOLUTION NO. –16 AMEND POLICY 58
SOCIAL MEDIA USE

WHEREAS: The Tioga County Legislature recently adopted a revised Policy 43 titled Tioga County’s Comprehensive Information Security Policy; and

WHEREAS: Other Tioga County policies affected by the change in Policy 43 need to be updated or modified; and

WHEREAS: The Information Technology department has identified changes required in Policy 58 Social Media Use; therefore be it

RESOLVED: That Policy 58 Social Media Use be amended as follows:

Paragraph III.2 – Regulations on Personal Use:

Replace existing language with the following: “All devices provided by Tioga County are the County’s property and shall only be utilized in compliance with the Acceptable Use provisions defined in Policy 43 (IV.E through I)”.

Paragraph IV.8 – Regulations on Use for County Business:

Append the following to existing language: “Passwords utilized must meet minimum requirements defined in Policy 43 VI.A.3” .

Paragraph IV.10 – Regulations on Use for County Business:

Modify existing language to the following: “Departmental use of social media must comply with Policy 43 as well as all applicable Federal, State, and County laws and procedures including, but not limited to copyright, records retention, public records laws, e-discovery, privacy protection laws, fair use and financial disclosure laws, HIPAA and any other applicable laws. Questions are to be referred to the County Attorney.”

And be it further

RESOLVED: That the remainder of Policy 58 Social Media Use shall remain in full force and effect.

REFERRED TO:

PERSONNEL COMMITTEE
LEGISLATIVE COMMITTEE

RESOLUTION NO. -16

AUTHORIZE REAPPOINTMENT OF
PERSONNEL OFFICER
(PERSONNEL DEPARTMENT)

WHEREAS: The current 6 year term for Personnel Officer Bethany O'Rourke will expire on March 17, 2016; and

WHEREAS: The County Legislature would like to reappoint Ms. O'Rourke for another 6 year term; therefore be it

RESOLVED: That Bethany O'Rourke is hereby reappointed as Personnel Officer for another 6 year term, which shall cover March 18, 2016 through March 17, 2022.