

Eighth Regular Meeting
August 9, 2016

The Eighth Regular Meeting of 2016 was held on August 9, 2016 and was called to order by the Chair at 12:00 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Roberts to have a moment of prayer. "I would ask for a moment of silence for John Scott."

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

There were 51 people in attendance.

Chair Sauerbrey noted the following recognition resolution for Edward White.

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

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 148-16 *RESOLUTION RECOGNIZING EDWARD
WHITE'S 24 YEARS OF DEDICATED
SERVICE TO TIOGA COUNTY*

WHEREAS: Edward White started his employment with Tioga County as a Laborer July 13, 1992 and worked his way up to Heavy Equipment Operator III; and

WHEREAS: Edward White has been very dedicated and loyal in the performance of his duties and responsibilities during the past 24 years to the Public Works Department; and

WHEREAS: Mr. White will retire on July 31, 2016; 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 Edward White for his 24 years of dedicated and loyal service to the residents of Tioga County; and be it further

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

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Standinger read and presented the following recognition resolution to Gail Barton of the Department of Social Services.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 149-16 *RECOGNIZE GAIL BARTON*
DEPARTMENT OF SOCIAL SERVICES

WHEREAS: Gail Barton began her career with the Tioga County Department of Social Services on June 6, 1977 as a Social Services Examiner, and was promoted to Case Worker on May 22, 1978, and was promoted to Grade B Supervisor on November 1, 1982, and was promoted to Director of Social Services on February 17, 1989; and

WHEREAS: Gail Barton was appointed Deputy Commissioner on March 27, 2000; and

WHEREAS: Gail Barton served as Acting Commissioner of the Tioga County Department of Social Services from December 30, 2002 to January 20, 2003; and

WHEREAS: Gail Barton was again appointed Deputy Commissioner on January 21, 2003; and

WHEREAS: Gail Barton has been a dedicated and loyal employee for over thirty-nine years, with over twenty-seven of those years in the role of Director of Social Services and Deputy Commissioner; and

WHEREAS: Gail Barton's experience, expertise and strong work ethic has consistently placed Tioga County as a top performer in Child Welfare outcomes

across the State of New York, working diligently with her staff to keep children and adults safe and promote family well-being; and

WHEREAS: Gail Barton has served on numerous community Boards during her tenure including Tioga County Cornell Cooperative Extension, Tioga County Rural Ministry, Tioga Opportunities, Tioga County Community Services Board, The Family and Children's Society and Family Enrichment Network; and

WHEREAS: Gail Barton was selected as Tioga County Employee of the Year in 1998; and

WHEREAS: Gail Barton has worked tirelessly throughout her thirty-nine year career with Tioga County, promoting innovative and effective Child Welfare programming that has improved the lives of countless children and families throughout the County; and

WHEREAS: Gail Barton will retire on August 31, 2016; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Gail Barton for her thirty-nine years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

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

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Standinger spoke. "I just want to say a couple of words about Gail and I will be kind because I know the man standing to her right will probably roast her a little bit. In my prior career with the State Police I worked frequently with Gail on different issues, mostly involving children and child abuse. I will say that she is a true professional. We are going to miss her a lot. I am sure she will enjoy her retirement with her husband, but I probably ought to talk to

him a little bit about that. Being retired myself I know how it is. Now she is going to be bossing you around instead of DSS. I am happy for you Gail."

Shawn Yetter, Commissioner of Social Services spoke. "In the Spring of 1977 when Jimmy Carter was President and over 30 of our current employees had not yet been born, that is the only roast piece there is going to be, Gail began her career with the Tioga County Department of Social Services. When then Commissioner Eisenberg signed off on that appointment, I am sure no one knew not even Gail that that was the beginning of what would be a long and dedicated career to serving the children and families of Tioga County.

"I will not repeat what was read in her recognition resolution, but I will state that what was mentioned is just the tip of the iceberg as to Gail's commitment to work and community, and most importantly to children and families. Gail believes strongly in community involvement and volunteerism. She has taken to countless organizations both through her professional life and personal life the same passion and energy that she has brought to the workplace, and I have said this before, but it bears repeating, Gail Barton is one of the most respected children's services directors in the State of New York and not only will be missed by us in Tioga County, but by countless peers and many counties across the State as well as by State staff.

"Speaking of being missed, Gail will be incredibly missed by her fellow administrators, her team of supervisors, and all her staff. To countless staff over the years, Gail has served as teacher, mentor, cheerleader, sounding board, consoler, baker, and once in a while disciplinarian. She has created long lasting friendships and with whichever role she found herself in she has earned a measurable respect. Although our professional relationship certainly goes back further, it has been my good fortune and my privilege to have Gail by my side as Deputy for my entire tenure as Commissioner. It has been thirteen and a half years filled with every possible emotion, which we will reflect on privately, but publicly I must say this, Gail's work ethic is unmatched and when I or anyone for that matter needed her she was there for 39 years. I did not know Gail on her first day of work, but I will know her on her last day of work.

"I can confidently say that she will walk out our doors in 2016 with the same passion and energy she possessed when she first walked through our doors in 1977 and she has worked tirelessly every day in between. I told Gail that my comments today would be brief out of emotional necessity, but more so because it is important that you hear from her. It is her day. I will conclude by saying that the Legislature and the people of Tioga County are so very fortunate to have had Gail serving in every capacity that she has served over the past 39 years. From the depth of our collective hearts thank you Gail."

Gail Barton, Deputy Commissioner of Social Services, spoke. "Well, thank you very much for such kind words, sincerely appreciated. It has truly been a blessing and a privilege to work for Tioga County. I want to sincerely thank the entire Tioga County Legislature for their support and I would like to express special gratitude to Legislators Dick Huttleston and Bill Standinger for the work that they have done with our Department, and for always coming to our employee of the quarter recognition ceremonies and to our foster parent recognition dinners, and just the rest of the Legislature for your support of our entire department.

"39 years ago I walked into the New York State Department of Labor on North Avenue in Owego and I was looking for work. A Mrs. Perry suggested I apply for a social welfare examiner job at the County Department of Social Services. At the time I did not know what DSS was, let alone what a social welfare examiner was, but being a Liberal Arts college graduate with a degree in speech communications and no immediate job prospects related to my degree, I was more than happy to look into it. I interviewed and was hired the same day. So what began as doing the job because I needed one, very quickly became going to work because I liked what I was doing. Liked what I was doing turned into passion for the work and the mission of the department, so I stayed a while longer. You do not enjoy a career of this duration without the support, guidance, and belief in you of a lot of people. I cannot name them here due to the time it would take, but my early supervisors, the late Betty Forbes and the late Alberta Weiss are two who were instrumental in my career.

"Marcia Nickle believed I could move from being a CPS caseworker to being the supervisor of the Foster Care Adoption Unit. I have worked under four Commissioners, Allen Eisenberg, Robert Toft, Ray Case, and Shawn Yetter. I worked the longest for the late Commissioner Case. Ray set the standard for quality work, achieving results and accountability. Commissioner Yetter continued on with these expectations, but he also brought a management style where he believed in and recognized the value of employee input and the value of making the workplace more employee friendly. This has been good for the department.

"I have been Commissioner Yetter's Deputy for 13 years. I sincerely thank him for that honor and for his support and for always being accessible to me. Thank you to my secretary, Judy Westmiller for all of her hard work and for being someone I could trust and always count on, and to the other administrative and unit secretaries, past and present who have done so much for me. To my administrative team members, Natalie and Gary, that first Monday morning of retirement I am going to be missing you. To all of the DSS staff, past and current, and I want to thank so many people for coming today, I have the utmost

respect for the difficult jobs you do every day. There is so much commitment within Social Services to make a difference in the lives of the people being served. To my past and current supervisors who have worked so hard and taught me so much, I will miss you terribly.

"I have enjoyed many professional relationships and collaborating with many other agencies through the years. County departments such as Probation, the Youth Bureau, Mental Hygiene, the District Attorney's office, Law Enforcement, the Health Department, agencies such as A New Hope Center, Cornell Cooperative Extension and contract providers such as Lourdes PACT, Liberty Resources, Glove House, and Berkshire Farm. Working together we have been able to accomplish great things.

"To successfully work in the field of human services you have to have someone outside of work to talk to. Thank you to my husband for being my daily sounding board and support. He has listened to me a lot right after work for a large number of years and I have been blessed to have three stepdaughters, Amy, Courtney, and Alexis who is here today who are the people that taught me that you can love other people's children as much as you would your own. Last and most importantly I want to thank the many families, children and adults my staff and I have worked with, people who due to no fault of their own have needed the services and help our department provides and I would like to also say thank you to the counties foster and adoptive parents who have provided love and care for so many children in need.

"I wish those coming after me well, I know a new Deputy and a new Director of Services are going to do a tremendous job and I wish them well. It has been a great 39 years. I have been truly blessed. I will miss every one and miss the work tremendously, but I want to thank you for giving me this opportunity to serve Tioga County."

William Ostrander of the Employee Recognition Committee presented the Employee of the 2nd Quarter 2016 to Stephanie Carrigg of the Law Department. "I found out after I got here that there is a script for this, so I do not have the script. Tioga County Employee Recognition Committee met recently to consider an important matter and found Paralegal Stephanie Carrigg guilty on all counts of being Tioga County Employee of the 2nd Quarter. Now that the verdict has been rendered, we are going to have a backwards trial, so Stephanie would you please come down here so you face all of your accusers?"

"I am going to review some of the events leading up to Stephanie's nomination. Stephanie began her career with Tioga County on October 3, 1988 as a Clerk Typist in the Department of Social Services. She was quickly promoted to Senior Typist and then to Administrative Secretary, a position she held until

November 1997. Stephanie then entered the Law Department in Tioga County as secretary to the First Assistant County Attorney. Stephanie furthered her education throughout her employment with Tioga County. She became a Paralegal in the Law Department in 2000, a position she holds today.

"The Committee received eyewitness testimony of what has happened in the past 16 years and found that Stephanie's commitment to detail and her understanding of new developments within the law are valued attributes she brings to her work. Stephanie's coworkers described her as smart, capable, positive, upbeat, helpful, and compassionate. These are qualities that are valued by the Attorneys, caseworkers, victims and witnesses with whom Stephanie interacts. I would now like to call on Tioga County Attorney Judy Quigley to present further evidence of Stephanie's qualifications."

County Attorney Judy Quigley spoke. "I am not used to presenting evidence, I am usually on the other side of the bench. We in the Law Department are pleased and proud that Steph has been selected to be honored by this award. Steph truly deserves to be singled out as one of the best of the more than 400 employees of Tioga County. She works in the office in the Law Department that prosecutes the child abuse, neglect and support cases. Steph is one of those normally unsung heroes, quietly working behind the scenes to make it all happen, to keep the wheels of justice turning. Most people do not realize what goes into prosecuting these kinds of cases, interviewing, subpoenaing and preparing witnesses for testimony, interacting with law enforcement, caseworkers, medical professionals, Court personnel and lay witnesses, making sure that nothing is overlooked, making sure justice is done and the abused and neglected children of Tioga County are protected.

"It is hard enough that each case is heart wrenching. Some cases are just plain horrific, so the stakes are high and the consequences of failure potentially catastrophic to the children involved, and that is why everyone of those children is lucky that Steph Carrigg is working for them to prepare their cases for prosecution. Wow, how depressing is that for a job? How much pressure is that, day in and day out seeing the worst of humanity and there are a lot of people in this room I see who are faced with the same challenges every day, but here is the thing, Steph somehow is able to remain upbeat and positive despite all of it. Despite all she comes to work with a smile on her face and is ready to give it her all, and I do not know how she does it, but I know this, her smile and her positive demeanor is infectious, her work ethic is amazing, and we in Tioga County are lucky to have her on our side. Congratulations to you Steph and thank you so much for all you do for us and for the kids of Tioga County."

Bill Ostrander of the Tioga County Employee Recognition Committee spoke. "Since this is a backwards trial, the County will now pay you a fine of a gift certificate to Home Central, congratulations."

There was no privilege of the floor.

Legislator Monell made a motion to approve the minutes of July 7 and 12, 2016, seconded by Legislator Mullen, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 150-16 *APPROPRIATION OF FUNDS*
PUBLIC HEALTH

WHEREAS: Tioga County Public Health has been awarded funding from NYSDOH for Public Health Emergency Preparedness and Response for Ebola-related efforts; and

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

RESOLVED: That funding be appropriated as follows:

From: A4070 434820 State Aid: Disease Control \$ 22,500

To: A4070 540595 Disease Control: Services Rendered \$ 22,500

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 151-16 AWARD CONSTRUCTION TIOGA COUNTY COURT ANNEX FLOORING AND REQUEST CONTINGENCY FUNDS

WHEREAS: Barton & Loguidice was hired to design repairs to the first floor of the Court Annex, located at 20 Court Street, refer to Resolution 60-16; and

WHEREAS: Due to this being an unforeseen issue the Department of Public Works did not budget for this repair; and

WHEREAS: The Commissioner of Public Works received sealed bids on July 28, 2016 and the bids came in as follows:

Lee Contracting Services	\$67,000.00
T.J. Madison Construction	\$82,000.00
Elmira Structures, Inc.	\$65,800.00

Therefore be it

RESOLVED: That the Tioga County Legislature authorizes construction for these repairs to the lowest bidder Elmira Structures, Inc., 66 Philo Road, Elmira, NY 14903 not to exceed \$65,800.00; and be it further

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

From: A1990 540715 Contingency Account	\$65,800
To: A9950 593715 Transfer to Capital	\$65,800
From: H1620 450310 Capital Transfer	\$65,800
To: H1620 520927 Court Annex	\$65,800

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL

RESOLUTION NO. 152-16 *AUTHORIZE AND FUND PURCHASE OF MICROSOFT WINDOWS SERVER AND MICROSOFT OFFICE SOFTWARE LICENSES FROM SOFTWARE RESERVE ACCOUNT*

WHEREAS: The Tioga County Legislature recognizes the importance of County infrastructure; and

WHEREAS: The County utilizes Microsoft desktop and server software for critical daily operations; and

WHEREAS: The ITCS Director has evaluated the current Microsoft licensing needs and determined a need to purchase new Microsoft software licenses; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the payment of software fees in the amount of \$136,607.14 to Dell, the holder of the Microsoft NYS OGS contract for software purchases from the Capital Software Reserve Fund for the purchase of Microsoft Windows Server licenses and Microsoft Office licenses; and be it further

RESOLVED: That the following funds be transferred:

FROM: H387804 Capital Software Reserve Fund	\$136,607.14
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TO: H1680-520620 Information Technology Capital Account	\$136,607.14
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ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 153-16 *AUTHORIZE TO HOLD JOINT
AUCTION WITH BROOME COUNTY*

WHEREAS: Broome County has offered Tioga County the ability to rejoin them with a joint auction for surplus property; and

WHEREAS: Broome County has contracted Mel Manasse & Son Auctioneers for Saturday, September 24, 2016 @ 10:00 AM; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the auction for surplus properties to be held in conjunction with Broome County on Saturday, September 24, 2016 @ 10:00 AM; and be it further

RESOLVED: That Tioga County's auction for surplus properties will be held at Broome County Highway Dept., 47 Thomas St., Chenango Bridge, NY 13745 and 0% Commission of the proceeds will be charged to the seller.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 154-16 *EXECUTE PERMANENT FACILITIES
EASEMENT WITH SHAWN AND
SUZETTE FAHEY, LLC*

WHEREAS: The Department of Public Works would like to improve the lighting in the Courthouse parking lot located at Park Street, in the Village of Owego; and

WHEREAS: Shawn and Suzette Fahey, LLC would like to improve the lighting in their parking lot located adjacent to the Courthouse parking lot; and

WHEREAS: Shawn and Suzette Fahey, LLC are willing to allow Tioga County to remove two existing light poles and fixtures from their land and install two new light poles in approximately the same location; and

WHEREAS: Shawn and Suzette Fahey, LLC wish to grant a permanent facilities easement to Tioga County for said purpose; therefore be it

RESOLVED: That the Chair of the Legislature is authorized to sign said permanent facilities easement between Shawn and Suzette Fahey, LLC and Tioga County.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 155-16

AUTHORIZE THE SUBMISSION OF 2016-2017 PSAP OPERATIONS GRANT

WHEREAS: The NYS Office of Interoperable and Emergency Communications has announced PSAP (Public Safety Answering Point) Operations grant funding; and

WHEREAS: Applications for this grant are required to be submitted in August; and

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

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

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY

RESOLUTION NO. 156-16 *AWARD CONTRACT TO BLUE WING
FOR INTEROPERABLE RADIO GRANT
PROJECT MANAGEMENT CONSULTANT*

WHEREAS: The Tioga County Bureau of Fire submitted an Invitation for Proposal dated November 9, 2015 seeking proposals for consultant services for the Interoperable Radio Grant Project; and

WHEREAS: Proposals were received from Blue Wing and L.R. Kimball; and

WHEREAS: L. R. Kimball withdrew their proposal; and

WHEREAS: The County wishes to award the contract to Blue Wing; therefore be it

RESOLVED: That Tioga County awards the contract for the Interoperable Radio Grant Project Management Consultant to Blue Wing at a cost not to exceed \$198,000 and that the Chair of Legislature is authorized to execute a contract with Blue Wing for said services upon approval by the County Attorney; and be it further

RESOLVED: That funds be transferred as follows:

From: A3415-540140 2013 State Interoperable Comm \$198,000

To: A3415-540120 2013 State Interoperable Comm \$198,000

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 157-16 *AUTHORIZE FILING OF REPORT OF PUBLIC
SAFETY OFFICER DEATH FORM (FIRE)*

WHEREAS: A tragic worksite accident resulted in the fatality of Fire Coordinator John Scott on July 20, 2016; and

WHEREAS: The U.S. Department of Justice Office offers a benefit to the families of Public Safety Officers killed while working; and

WHEREAS: The employer is required to file a report of the death using a prescribed form: *Report of Public Safety Officer Death* as the first step in the Application process; and

WHEREAS: The Tioga County Legislature is supportive of filing said form as it pertains to the accident on July 20, 2016; therefore be it

RESOLVED: That Martha Sauerbrey, Chair of the Tioga County Legislature is hereby authorized to sign and submit the Report of Public Safety Officer Death form relating to Fire Coordinator John Scott's death.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 158-16 *CONTRACT WITH EMPLOYEE NETWORK, INC. (ENI)
FOR EMPLOYEE ASSISTANCE
PROGRAM*

WHEREAS: Tioga County employees are covered under an Employee Assistance Program (EAP) that is currently administered by Employee Network, Inc. (ENI); and

WHEREAS: ENI, a company that has been providing EAP services for over 30 years and who has other NYS public sector clients, has submitted a proposal to continue providing Tioga County's EAP for 2017 at the current rate of \$1.45/per covered employee per month; and

WHEREAS: ENI can continue to provide up to 8 in-person counseling sessions for eligible employees and members of their household, along with two hours of training per year, and two hours of critical incident stress debriefing; and

WHEREAS: ENI has multiple provider offices within the local region including some in Pennsylvania where employees are able to obtain services; and

WHEREAS: The EAP is a negotiated benefit for CSEA union employees; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with ENI, subject to review by the County Attorney, to administer our Employee Assistance Program for full-time and part-time employees at a cost of \$1.45/per covered employee per month effective January 1, 2017 through December 31, 2017.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES
COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 159-16 *AUTHORIZE APPOINTMENT OF DEPUTY
COMMISSIONER OF SOCIAL
SERVICES; GRANT LEAVE OF ABSENCE
DEPARTMENT OF SOCIAL SERVICES*

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

WHEREAS: Gail Barton has announced that she will retire as Deputy Commissioner of Social Services effective August 29, 2016; and

WHEREAS: The Commissioner of Social Services would like to backfill this position from within his department; therefore be it

RESOLVED: That Gary Grant is appointed to the title of Deputy Commissioner of Social Services at an annual, non-union salary of \$73,275 effective September 1, 2016; and be it further

RESOLVED: That Mr. Grant shall be granted a leave of absence from his current position, Director of Administrative Services, for which he holds permanent competitive classified status; and be it further

RESOLVED: That, until further notice, the vacant Director of Administrative Services position shall be left vacant and unfunded effective September 1, 2016.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 160-16

*INCREASE HOURS WORKED
FOR DEPUTY DIRECTOR OF
EMERGENCY PREPAREDNESS;
EMERGENCY MANAGEMENT OFFICE*

WHEREAS: The Tioga County Emergency Management Office has a need to temporarily increase the hours worked for the Deputy Director of Emergency Preparedness from 8 hours per week to 17 hours per week during the period 7/9/16 to 9/2/16; and

WHEREAS: The Tioga County Emergency Management Office has sufficient funds in account A3640.510020 to cover said expense; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the temporary increase in hours for the Deputy Director of Emergency Preparedness to 17 hours per week at her current rate of pay for a cost not to exceed \$1,185 for the period 7/9/16 to 9/2/16.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 161-16 *AUTHORIZATION TO ABOLISH ONE (1) VACANT ACCOUNT CLERK-TYPIST POSITION AND CREATE ONE (1) SENIOR ACCOUNT CLERK-TYPIST PUBLIC WORKS*

WHEREAS: Legislative approval is required to abolish and create any positions within Tioga County; and

WHEREAS: An Account Clerk-Typist position (CSEA SG IV, \$25,314 – 26,014) became vacant in June 2016 within the Public Works Department and since that time, the Commissioner has reviewed his administrative needs; and

WHEREAS: The Commissioner of Public Works has submitted a New Position Duties Statement to the Personnel Officer, who has determined that the Senior Account Clerk-Typist classification accurately reflects the nature of the work to be performed; therefore be it

RESOLVED: That one (1) vacant full-time Account Clerk-Typist position shall be abolished and one (1) full-time Senior Account Clerk-Typist position (CSEA SG V, \$26,713 - \$27,413) shall be created effective August 10, 2016.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES
COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 162-16 *AUTHORIZE THE RECLASSIFICATION OF
CERTIFIED ALCOHOL & DRUG
COUNSELOR POSITION TO SENIOR
CERTIFIED ALCOHOL & DRUG
COUNSELOR
DEPARTMENT OF MENTAL HYGIENE*

WHEREAS: Legislative approval is required to reclassify any position within Tioga County; and

WHEREAS: Upon review of clinical staff and treatment programs, the Director of Community Services has identified a need to create a senior level staff person to better serve clients within the county's alcohol and substance abuse treatment programs; and

WHEREAS: The Director of Community Services has submitted a new position duties statement and upon review, the Personnel Officer has determined the classification of Senior Certified Alcohol & Drug Counselor adequately represents the tasks involved; and

WHEREAS: The Director of Community Services would like to reclassify one (1) Certified Alcohol & Drug Counselor (CSEA SG XI, \$39,795-40,495) position currently filled by the incumbent with the most seniority within her department; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the reclassification of the Certified Alcohol & Drug Counselor position, currently filled by Wayne Amendola, to the position of Senior Certified Alcohol & Drug Counselor effective August 22, 2016; and be it further

RESOLVED: That the title of Senior Certified Alcohol & Drug Counselor shall be placed in CSEA SG XIII (\$43,502 – 44,202) and that Mr. Amendola's annual salary shall be \$43,503.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 163-16 CREATE AND FILL SEASONAL SOCIAL WELFARE EXAMINER POSITIONS AND SEASONAL TYPIST POSITION FOR THE HEAP PROGRAM DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS: The Home Energy Assistance Program (HEAP) will tentatively begin outreach in mid-August and be in full season on November 14, 2016; and

WHEREAS: The Social Services budget allows for the hiring of the following staff for the HEAP Program:

One, full-time, seasonal Social Welfare Examiner for the period September 12, 2016 through March 31, 2017 at the starting salary of \$14.09 per hour, and

One, full-time, seasonal Social Welfare Examiner for the period October 3, 2016 through February 28, 2017 at the starting salary of \$14.09 per hour, and

Two, full-time seasonal Social Welfare Examiners for the period October 17, 2016 through January 31, 2017 at the starting salary of \$14.09 per hour, and

One, full-time, Typist (Seasonal) for the period October 17, 2016 through January 31, 2017 at the starting salary of \$11.69 per hour; therefore be it

RESOLVED: That the Department of Social Services be authorized to create and fill the seasonal HEAP positions listed above and where required, appoint from the appropriate eligible list.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell made a motion to have the following late-filed resolutions considered, seconded by Legislator Hollenbeck and carried.

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

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 164-16

*AUTHORIZE APPOINTMENT: ELECTION
COMMISSIONER (BOARD OF ELECTIONS)*

WHEREAS: The position of Election Commissioner (Democrat) became vacant on August 9, 2016; and

WHEREAS: The Democratic Committee has selected a candidate; and

WHEREAS: Section 3-204(1) of Election Law stipulates that a new appointment shall be for the remaining balance of the existing term; and

WHEREAS: Section 3-204 (5) of Election Law indicates an appointment for the next term must occur at least 30 days prior to the expiration of the current term; therefore be it

RESOLVED: That Kristine Kwiatkowski be appointed Election Commissioner effective August 29, 2016 for the balance of the existing term, which ends December 31, 2016; and be it further

RESOLVED: That Kristine Kwiatkowski will be paid an annual salary of \$39,954; and be it further

RESOLVED: That Kristine Kwiatkowski is also hereby appointed to serve as Election Commissioner for the 2017-2018 term.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:	HEALTH & HUMAN SERVICES COMMITTEE PERSONNEL COMMITTEE FINANCE COMMITTEE
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RESOLUTION NO. 165-16	<i>AUTHORIZE FUNDING OF VACANT DIRECTOR OF SOCIAL SERVICES POSITION AND AUTHORIZE APPOINTMENT DEPARTMENT OF SOCIAL SERVICES</i>
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WHEREAS: Legislative approval is required to fund any unfunded vacancy and to authorize any appointment to a non-union position within Tioga County; and

WHEREAS: Since 2001, The Director of Social Services (non-union salary range: \$58,131-\$68,131) position has been left vacant and unfunded; however, due to an announced retirement, the Commissioner of Social Service wishes to now fund and fill said vacancy; and

WHEREAS: The position of Director of Administrative Services (non-union salary range: \$51,149-\$61,149) will become vacant on August 31, 2016 and shall be left unfunded; and

WHEREAS: The Commissioner of Social Services would like to backfill the Director of Social Services position from within his department to continue the agency's operating efficiency; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the funding of the vacant Director of Social Services position effective September 1, 2016; and be it further

RESOLVED: That Elizabeth Myers shall be provisionally appointed to the Director of Social Services effective September 1, 2016 pending successful appointment from a civil service eligible list at an annual non-union salary of \$61,573.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 166-16 *ACCEPT AUCTION BIDS FOR COUNTY
OWNED PROPERTY ACQUIRED FOR
TAXES, AUTHORIZE EXECUTION OF DEEDS*

WHEREAS: Properties acquired by Tioga County for nonpayment of taxes in the Towns of Barton, Berkshire, Candor, Newark Valley, Owego, Richford, Spencer and Tioga were offered for sale at Public Auction conducted Thursday, August 4, 2016, by the County Treasurer; and

WHEREAS: It is the intent of the Legislature to return the properties to the Tax Rolls as soon as possible; therefore be it

RESOLVED: That the following bids, being the highest made at said Auction for the several different properties offered, be and hereby are accepted and the Chair of the Tioga County Legislature authorized to sign and record, on receipt of the amount bid and recording costs, Quit Claim Deeds conveying the various parcels to the successful bidders:

<u>Prior Owner-Tax Map#</u>	<u>Purchaser</u>	<u>Bid</u>
<u>Town of Barton:</u>		
Henry W. Campbell, 144.00-1-19.10	Mark Walburn	8,500
Timothy B. Pipher, 166.19-4-17	Judy Kauppinen	8,000
Debra L. Rumsey, 166.18-2-2	JTM Enterprises	26,000
Charles T. Zimmer II, 166.16-3-55	Keith Jastremsky	12,500
Robert M. Schultz, 166.15-4-12	Keith M. Coreby	13,500
<u>Town of Berkshire</u>		
Raymond G. Ceurter, 31.07-1-9	Michelle Gehm	22,500
Richard C. Hulbert, 22.00-2-18.22	Michael Michaud	18,000
<u>Town of Candor:</u>		
Robert V. Fattibene, 73.00-1-34.60	Eric D. Slate	72,000
Robert J. Johnson, 38.00-1-23	Howard R. Leonard	4,750
Robert E. Schumacher, 70.00-1-9	Michael B. Yammine	18,000
Frank Sorrentino, 61.09-2-31	716 Fall Creek, INC	15,000
Frank Sorrentino, 37.00-1-16.10	Susquehanna Land Co.	78,000
<u>Town of Newark Valley:</u>		
Anatoly Atamansky, 55.00-1-6.90	Jason L. Harvey	15,500
David Clark, 42.00-1-46.20	Randall S. Brook	5,000
<u>Town of Owego:</u>		
Patrick J. Bidwell, 96.00-2-30.2	Michael T. Ferro	6,500
Sonja Mammen, 128.08-7-81	Robert E. Butler	8,000
Timothy Blair, 128.12-1-19	Laura B. Huizinga	48,000
Qureshi Riffat UL Muntaha, 128.08-3-36	Brett W. Relyea	5,000
Kenneth Padgett, 107.00-2-41	Matthew R. Karpel	5,250
Kenneth Padgett, 107.00-2-42	Matthew R. Karpel	9,250
Kenneth E Smith, 128.08-4-42	4345 Lake, LLC	4,000
Susquehanna Horizons, INC., 128.08-3-71	Robert E. Butler	10,000
Richard H. Tyler, 164.00-2-22.2	James A. Scheffer	5,000
Dale Wales, 128.08-3-91	Brett W. Relyea	16,500
<u>Town of Richford:</u>		
Randy Armitage, 5.00-1-9.11	Scott Land Yard Rentals	23,000
<u>Town of Spencer</u>		
Milne Grier, 92.00-1-10.10	Gregory Shipman	7,750

Prior Owner-Tax Map#	<u>Purchaser</u>	<u>Bid</u>
<u>Town of Tioga:</u>		
Grace Barr, 158.00-1-22	Brett W. Relyea	1,300
Floyd R Pond, 115.00-2-18	James B. Strong	6,500
Lynn/ Terry Rhodes, 117.11-2-11	BJKL, LLC	15,000

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

LEGAL/FINANCE COMMITTEE

RESOLUTION NO. 167-16

*TRANSFER OF FUNDS
SEPTEMBER 11, 2001
WORLD TRADE CENTER ATTACKS
15TH ANNIVERSARY MEMORIAL TO BE
ERECTED IN OWEGO HICKORIES PARK*

WHEREAS: The Town Supervisor of the Town of Owego made a presentation to the Legislature regarding the 15th Anniversary of the September 11, 2001 World Trade Center Attacks and the plan being developed to build a Memorial in the Owego Hickories Park; and

WHEREAS: The proposed plan is to erect a memorial to memorialize the events of 911 and to educate the generations to follow that did not experience the events of the day. The memorial will provide a place for residents to memorialize, grieve, heal and pay tribute to the fallen Americans, the first responders and the volunteers; and

WHEREAS: The Town of Owego is trying to secure \$50,000 plus in-kind services to erect this 911 memorial; and

WHEREAS: The Tioga County Legislature was in favor of donating \$2,000 for project implementation; therefore be it

RESOLVED: That the sum of \$2,000 be donated for the 911 memorial to be erected at the Owego Hickories Park and that the sums be transferred as follows:

From: A1990-540715-Contingency Account	\$2,000.00
To: A1325-540170-Treasurer's Account	\$2,000.00

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:31 P.M.