

***First Special & Organizational Meeting***  
**January 2, 2009**

The First Special and Organizational Meeting of 2009 was called to order by the Clerk at 9:00 A.M.

The following County Legislators were present:

**DISTRICT 1**

**Richard L. Huttleston**

**DISTRICT 5**

**Andrew J. Quinlan**

**DISTRICT 2**

**Martha C. Sauerbrey**

**DISTRICT 6**

**Dale N. Weston**

**DISTRICT 3**

**Michael Roberts**

**DISTRICT 7**

**Ronald N. McEwen**

**William Oberbeck**

**DISTRICT 4**

**Loretta A. Sullivan**

**Tracy Monell**

There were 27 people in attendance.

The Clerk asked Legislator Huttleston to have a moment of Prayer. “As I was driving here today for this special occasion, a wonderful example of democracy which many countries are unable to enjoy, I said to myself this is as good as it gets. I thought isn’t it great to be an American, that we are so lucky and blessed to be born in a great caring, loving and free country that gives us freedom of religious choice and several other freedoms that other people in the world are unable to enjoy. Let us take time to thank the many people from the past that have given and sacrificed so much to allow us to live free. Let us bless and thank our leaders and military forces that are making many sacrifices to insure and protect our freedom. Let us pray that the entire world will someday be able to live in peace and all people will be free of hate, anarchy, and terrorism. Thank you Lord for this great country and our freedom, and I ask you to guide and bless this Legislative body, our Department Heads, and our employees. Amen.”

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

County Clerk Robert Woodburn swore in Legislators Huttleston, Monell, Quinlan, Sauerbrey, and Sullivan. He also swore in the two Election Commissioners, Bernadette Toombs and Cinda Lou Goodrich.

The Clerk announced that the first order of business was the election of a Chair. Legislator Huttleston nominated Legislator Weston, seconded by Legislator Sauerbrey. Legislator Huttleston moved to close the nominations, seconded by Legislator Oberbeck. On roll call vote all members voted Aye and the Clerk cast one ballot and Legislator Weston was declared appointed Chair of the Tioga County Legislature for a one year term.

County Clerk Robert Woodburn swore Legislator Weston in as Chair of the Tioga County Legislature for 2009.

Chair Weston spoke. "I would like to say welcome and congratulations to our newly elected and our reelected Legislators. I also extend my thanks to you for the nomination as Legislative Chair. My personal goal is to do my best to be worthy of your support. Together as a team we have the power to guide Tioga County in directions that will benefit its citizens, however in these troubled economic times we have many difficult decisions looming before us."

"I would challenge each and every member of the Legislature to consider the following guidelines when confronting this daunting task. Make decisions using the best knowledge available. Be mindful of our policies and procedures and use them as a structure in which we operate. Be open-minded and flexible when new ideas and strategies are presented. Base decisions on what is best for the citizens of the county and make judgments without interference from personal agendas or partisan politics. Only with a cooperative effort can we expect to confront the unique challenges facing us at this time. I welcome all who would seek to share ideas and concerns with me as Chairman to improve our county government for the benefit of all. Thank you."

The Chair announced the next order of business was the election of a Deputy Chair. Legislator Roberts nominated Legislator McEwen, seconded by Legislator Oberbeck. Legislator Monell moved to close the nominations, seconded by Legislator Roberts. On a roll call vote all members voted Aye and the Chair cast one ballot and Legislator McEwen was declared appointed Deputy Chair of the Tioga County Legislature for a one year term.

County Clerk Robert Woodburn swore Legislator McEwen in as Deputy Chair of the Tioga County Legislature for 2009.

The Chair called for nominations for Clerk of the Tioga County Legislature. Legislator Huttleston nominated Maureen L. Dougherty, seconded by Legislator McEwen. Legislator Huttleston moved to close the nominations, seconded by Legislator Sauerbrey. On roll call vote all Legislators voted for Maureen L. Dougherty as Clerk of the Tioga County Legislature and the Chair cast one ballot and Maureen L. Dougherty was declared appointed Clerk of the Tioga County Legislature for a three year term from 1/2/09-12/31/11.

The Chair called for nominations for County Attorney. Legislator Huttleston nominated Mark A. Dixon, seconded by Legislator McEwen. Legislator Huttleston moved to close the nominations, seconded by Legislator Roberts. On roll call vote all Legislators voted for Mark A. Dixon as County Attorney, and the Chair cast one ballot and Mark A. Dixon was declared appointed County Attorney of Tioga County for a three year term of 1/2/09-12/31/11.

County Clerk Robert Woodburn swore in Maureen L. Dougherty as Clerk of the Tioga County Legislature and Mark A. Dixon as the County Attorney.

The Chair called for nominations for Public Information Officer. Legislator Huttleston nominated Maureen Dougherty, seconded by Legislator Sullivan. Legislator Huttleston moved to close the nominations, seconded by Legislator McEwen. On roll call vote all Legislators voted for Maureen Dougherty as Public Information Officer, and the Chair cast one ballot and Maureen Dougherty was appointed Public Information Officer for a one year term.

The Chair called for nominations for Republican Majority Leader. Legislator Sauerbrey nominated William Oberbeck, seconded by Legislator McEwen. Legislator Monell moved to close the nominations, seconded by Legislator McEwen. On roll call vote all Legislators voted for William Oberbeck as Republican Majority Leader, and the Chair cast one ballot and William Oberbeck was appointed Republican Majority Leader for a one year term.

Legislator Huttleston read a personal disclosure. “I have my own real estate appraisal business and I do no appraisals for County owned properties or appraisals of properties for purchase or proposed purchase by Tioga County.”

Legislator McEwen stated. “I have no conflicts to report.”

Legislator Monell stated. “I have no conflicts.”

Legislator Oberbeck stated. “I have no conflicts.”

Legislator Weston stated. “I have no conflicts.”

Legislator Quinlan stated. "No conflicts."

Legislator Roberts stated. "I have no conflicts to report."

Legislator Sauerbrey stated. "I have no conflicts."

Legislator Sullivan stated. "I have no conflicts to report."

**REFERRED TO:                   LEGISLATIVE WORKSESSION COMMITTEE**

**RESOLUTION NO. 1-09               *TRIPS AUTHORIZED***

Adoption moved by Legislator Roberts,  
seconded by Legislator Huttleston.

**RESOLVED:** That the Chair and the Clerk of the County Legislature, the County Attorney, and County Legislators be, and they hereby are, authorized to make such trips as their duties may require and that their actual and necessary expenses for travel, meals and lodging incurred on such trips be a County charge.

**CARRIED**

**REFERRED TO:                   FINANCE COMMITTEE**

**RESOLUTION NO. 2-09               *DESIGNATION OF OFFICIAL  
DEPOSITORIES***

Adoption moved by Legislator Roberts,  
seconded by Legislator Oberbeck.

**RESOLVED:** That, pursuant to the powers vested in this Legislature by Section 212 of the County Law, as amended, the following Banks within New York State be, and they hereby are designated as depositories for the deposit of all monies received by the County Treasurer, to an amount not to exceed the sum set opposite the name of each Bank as follows:

JP Morgan Chase Bank	\$25,000,000
Chemung Canal Trust Company	\$25,000,000
Citizens Bank, N.A.	\$25,000,000
Community Bank, N.A.	\$25,000,000

<b>HSBC Bank USA, N.A.</b>	<b>\$25,000,000</b>
<b>M&amp;T Bank</b>	<b>\$25,000,000</b>
<b>Tioga State Bank</b>	<b>\$25,000,000</b>
<b>National Bank and Trust Company, N.A.</b>	<b>\$25,000,000</b>

**Roll Call**  
**Ayes 09**  
**Noes 00**  
**Absent 00**  
**CARRIED**

**REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE**

**RESOLUTION NO. 3-09                    *DESIGNATE OFFICIAL NEWSPAPERS***

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

**RESOLVED:** That the Tioga County Courier and the Morning Times are hereby designated official newspapers for the publication of all local laws, notices and other matters required by law to be published pursuant to County Law §214, Subd. 2; and be it further

**RESOLVED:** That the Press and Sun Bulletin, a daily newspaper, is hereby designated as the official newspaper for purposes of publishing all local laws, notices and other matters required by law to be published at such times that there is insufficient time to publish in the above two newspapers.

**On roll call vote on the above resolution, eight members voted Aye, Legislator Huttleston voting no, and the resolution was adopted.**

**REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE**

**RESOLUTION NO. 4-09                    *DESIGNATION OF NEWSPAPER FOR  
REPUBLICAN PARTY***

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

**RESOLVED:** That the Morning Times is hereby designated as the newspaper published in the County of Tioga for the Republican Party to publish the Election notices issued by the Secretary of State, and to publish the official canvass pursuant to County Law §214, Subd. 1.

**CARRIED**

**REFERRED TO:** LEGISLATIVE WORKSESSION COMMITTEE

**RESOLUTION NO. 5-09** *DESIGNATION OF NEWSPAPER FOR DEMOCRATIC PARTY*

Adoption moved by Legislator Roberts,  
seconded by Legislator Oberbeck.

**RESOLVED:** That the Tioga County Courier is hereby designated as the newspaper published in the County of Tioga for the Democratic Party to publish the Election notices issued by the Secretary of State, and to publish the official canvass pursuant to County Law §214, Subd. 1.

On roll call vote on the above resolution, eight members voted Aye, Legislator Huttleston voting no, and the resolution was adopted.

**REFERRED TO:** LEGISLATIVE WORKSESSION COMMITTEE

**RESOLUTION NO. 6-09** *SET SALARY OF CHAIR*

Adoption moved by Legislator Roberts,  
seconded by Legislator Oberbeck.

**RESOLVED:** That the salary of the Chair of the Tioga County Legislature be set at \$30,400 per year, which includes the salary received as County Legislator of \$9,400 and an additional \$21,000 to serve as Chair.

On roll call vote on the above resolution, eight members voted Aye, Legislator Weston abstaining, and the resolution was adopted.

**REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE**

**RESOLUTION NO. 7-09 *FIX DATES AND TIMES OF  
TIOGA COUNTY LEGISLATIVE  
MEETINGS***

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

**RESOLVED:** That the Tioga County Legislature during 2009 shall meet regularly in the Edward D. Hubbard Auditorium of the County Office Building, 56 Main Street, Owego, New York at 1:30 P.M. on the Tuesday following Committees which are held during the first full work week of the month; and be it further

**RESOLVED:** That the, March, June, September and December 2009 Legislative meetings shall be held at 6:00 P.M.

**CARRIED**

**REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE**

**RESOLUTION NO. 8-09 *APPOINT PUBLIC DEFENDER***

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

**RESOLVED:** That George Awad be, and he hereby is, appointed Public Defender for Tioga County, for the year 2009.

**Roll Call:  
Ayes 09  
Noes 00  
Absent 00  
CARRIED**

**REFERRED TO: ADMINISTRATIVE SERVICES**

**RESOLUTION NO. 9-09 *APPOINTMENT OF  
ADMINISTRATIVE CORONER***

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

**WHEREAS:** The Tioga County Coroners have selected an Administrative Coroner for 2009; and

**WHEREAS:** Such Administrative Coroner will perform the supervisory duties of managing their budget, paying the bills, and various office functions of the Coroner's office; and

**WHEREAS:** The Administrative Coroner will have no supervisory authority over the other Coroners; therefore be it

**RESOLVED:** That Jeanne Hyde, Tioga County Coroner, has been selected by the four duly elected County Coroners to be designated as the Administrative Coroner for 2009 and be given a stipend of \$3,000.00 as set forth in the County budget.

**Roll Call:**  
 Ayes 09  
 Noes 00  
 Absent 00  
**CARRIED**

**REFERRED TO: LEGISLATIVE WORKSESSION**

**RESOLUTION NO. 10-09**      *APPOINT MEMBERS  
 FISH & WILDLIFE  
 MANAGEMENT BOARD*

Adoption moved by Legislator McEwen,  
 seconded by Legislator Sauerbrey.

**RESOLVED:** That Michael Roberts be appointed as the Legislative Representative to the Fish and Wildlife Management Board for a one-year term through December 31, 2009.

**CARRIED**

**REFERRED TO: LEGISLATIVE WORKSESSION**

**RESOLUTION NO. 11-09**      *APPOINT MEMBERS  
 REGION 7 FOREST  
 PRACTICE BOARD*

Adoption moved by Legislator McEwen,  
 seconded by Legislator Oberbeck.



**RESOLVED:** That the following members be appointed for the following terms to the Region 7 Forest Practice Board:

<u>Name</u>	<u>Term</u>
Michael Roberts-Legislative Representative	1/2/09-12/31/09

**CARRIED**

**REFERRED TO: LEGISLATIVE WORKSESSION**

**RESOLUTION NO. 12-09      *APPOINT DIRECTORS  
SOIL & WATER CONSERVATION  
DISTRICT***

Adoption moved by Legislator Oberbeck,  
seconded by Legislator Sauerbrey.

**RESOLVED:** That Legislators Dale Weston and Ronald McEwen are hereby appointed Directors of the Tioga County Soil and Water Conservation District for a one year term of January 1, 2009 through December 31, 2009; and be it further

**RESOLVED:** That Ronald E. Dougherty be hereby reappointed Director at Large for a three year term of January 1, 2009 through December 31, 2011.

**CARRIED**

**REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE**

**RESOLUTION NO. 13-09      *APPOINT COUNTY AUDITOR***

Adoption moved by Legislator Huttleston,  
seconded by Legislator McEwen.

**RESOLVED:** That Maureen L. Dougherty, be and she hereby is appointed Tioga County Auditor for a three (3) year term, commencing January 2, 2009 and ending December 31, 2011; and be it further

**RESOLVED:** That Arlene Howe be and she hereby is appointed Deputy Tioga County Auditor, to act in the absence of the County Auditor, said term to be the same as that of the County Auditor; and be it further

**RESOLVED:** That the County Auditor shall be paid an annual salary of two thousand nine hundred sixty dollars (\$2,960.00) and the Deputy County Auditor shall be paid an annual salary of five hundred dollars (\$500.00).

**Roll Call:**

**Ayes 09**

**Noes 00**

**Absent 00**

**CARRIED**

**Legislator Huttleston made a motion to adjourn at 9:34 A.M., seconded by Legislator Oberbeck, and the motion to adjourn was carried.**