

***Second Regular Meeting
February 10, 2009***

The Second Regular Meeting of 2009 was called to order by the Chair at 1:30 P.M. Seven Legislative members were present, Legislators Sauerbrey and Sullivan being absent.

Chair Weston asked Legislator McEwen to have a moment of prayer. “Heavenly Father we ask your blessing in these difficult times for all residents of this area and all areas of the Country. We have some tough decisions that we face and we certainly need guidance beyond our own. We ask that in your precious name Lord, Amen.”

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

There were 7 people in attendance.

The following recognition resolution recognizing Virginia A. Bronson’s 11 years of dedicated service to Tioga County was duly noted.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

**RESOLUTION NO. 64-09 *RESOLUTION RECOGNIZING VIRGINIA
A. BRONSON’S 11 YEARS OF DEDICATED
SERVICE TO TIOGA COUNTY***

**Adoption moved unanimously,
Seconded unanimously.**

WHEREAS: Virginia A. Bronson was provisionally appointed to the position of Senior Clinical Social Worker on November 17, 1997; on July 6, 1998 she was permanently appointed to said position; and

WHEREAS: Virginia A. Bronson has been an asset to the Tioga County Department of Mental Hygiene and has been an outstanding agency representative. She has strived for quality in all aspects of her job; and,

WHEREAS: Virginia A. Bronson has been dedicated and loyal in the performance of her duties and responsibilities during the past 11 years. She is respected by consumers, co-workers, and her colleagues throughout Tioga County; and, she has used her knowledge effectively to collaborate with community agencies to advocate for her clients; and

WHEREAS: Virginia A. Bronson retired on January 8, 2009; 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 Virginia A. Bronson for her 11 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, Virginia A. Bronson.

CARRIED UNANIMOUSLY

Don Patterson from The Partners Insurance Company spoke. "I do have a check for the County and I would like to read the letter that accompanies it.

"To the Legislature. Your insurance provider, the New York Municipal Insurance Reciprocal (NYMIR) was created in 1993 under the partnership of the three municipal associations – the Conference of Mayors, the Association of Towns, and the Association of Counties. Its mission was to provide a stable, not-for-profit insurance and risk management program solely for NYS Municipalities.

"The County joined this program as a subscriber five years ago and like all of the other subscribers (almost 600 strong), the County paid a capitalization fee into NYMIR's surplus fund, in addition to its annual premiums. You paid \$97,284.24 of capitalization in five annual installments.

"NYMIR has been very successful in its 16 years of insurance operations. It has delivered on its promise to provide the best in municipal insurance coverage and risk management; to settle all claims fairly, but fight the frivolous and fraudulent ones; to charge actuarially sound and reasonable premiums; and to do all of this in a fiscally responsible way.

"NYMIR's Board of Governors is pleased to announce that due to the success of the program, NYMIR is now able to return a substantial portion of your capitalization fee. Beginning with this first of three installments of \$24,321.06, NYMIR will return 75% of your fee. The remaining payments will be made in 2010 and 2011 as you continue to renew with NYMIR.

"NYMIR wishes to recognize and thank the County for its long term, continued commitment to their unique and specialized municipal insurance program. Again thank you very much for your business. I am very pleased to advise you and consult with you on your insurance and risk management program, and I would like to present this check to Dale."

George Penney had privilege of the floor. “First let me applaud this body for your decision to examine the county expenses in detail. As I look at the appropriate documents I find that the county has six full time attorneys and three part time. I have looked at the job descriptions of some of these and to me they seem rather general, so I would recommend that as you look at the county expenses, you also require detailed job descriptions of each of the county positions. I think you will then have a better ability to judge whether those expenses are justified. I thank you.”

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		1,028.51
A1165	District Attorney		2,161.39
A1170	Public Defender		733.28
A1172	Assigned Counsel		11,929.31
A1325	Treasurer		1,043.76
A1345	Purchasing		363.73
A1355	Assessments		1,069.17
A1410	County Clerk		2,234.46
A 1411	Department of Motor Vehicles		7,467.13
A1420	Law		1,733.07
A1430	Personnel		4,324.74
A1450	Elections	1,379.63	14,811.01
A1460	Records Management		340.42
A1490	Public Works Administration		340.50
A1620	Buildings	74.96	111,130.88
A1680	Information Technology	2,901.00	20,354.64
A1920	Municipal Association Dues		5,706.00
A2960	Education of Handicapped Children		273,437.82
A3020	Public Safety Communication E 911 System		4,870.70
A3110	Sheriff		20,994.91
A3110.41	Sheriff-Court Attendants		2,006.45
A3140	Probation		2,034.36
A3142	Alternatives to Incarceration		926.00
A3150	Jail		47,328.20
A3315	Special Traffic Programs		9,572.52
A3410	Fire	395.99	4,579.41
A3640	Emergency Management Office		394.36
A3641	Emergency Management Grant	1,501.97	
A3653	Emergency Management Grant Education	945.82	
A3997	Sheriff DCJS Grant	1,448.10	
A4010	Public Health Nursing	1,947.26	49,046.59
A4011	Public Health Administration		5,705.15

A4012	Public Health Education		239.36
A4042	Rabies Control		1,198.27
A4044	Early Intervention	1,630.00	65,849.03
A4053	Preventive and Primary Health		113.00
A4054	Preventive Dental Services		2,651.10
A4064	Managed Care Dental	118.00	15,074.09
A4070	Disease Control		2,572.85
A4090	Environmental Health		6,308.00
A4210	Alcohol and Drug Services		11,028.86
A4211	Council on Alcoholism		9,923.66
A4309	Mental Hygiene	288.00	9,792.20
A4310	Mental Health		56,731.23
A4311	Rehabilitation Services		1,279.87
A4315	Mental Retardation		29,659.00
A4320	Crisis Intervention Services		16,782.89
A4321	Intensive Case Management		4,239.31
A4333	Psycho Social Club		30,905.25
A5630	Bus Operations		1,870.50
A6010	Social Services	3,108.00	93,025.33
A6422	Economic Development		587.83
A6510	Veterans' Service		360.00
A6610	Sealer of Weights and Measures		234.63
A7310	Youth Programs		9,050.21
A7989	Tourism		124,694.29
A8020	Planning		959.06
A9060	Health Insurance		520.94
SOLID WASTE FUND			78,888.44
COUNTY ROAD FUND			119,939.85
SPECIAL GRANT FUND			2,563.25
CONSOLIDATE HEALTH FUND			778,076.84
CAPITAL FUND			229,246.40
LIABILITY INSURANCE FUND			750.50
WORKERS' COMP			<u>111,351.34</u>
GRAND TOTAL			\$2,439,874.58

Legislator Huttleston made a motion to approve the minutes of January 2 and 13, 2009, seconded by Legislator Monell, and carried.

Committee meeting reports are on file in the Legislative Clerk's Office and may be procured there by any interested person.

CHIPS PROGRAM

H2008.02	Bodle Hill RD.	\$ 63,251.43
H2008.03	Goodrich Rd.	<u>\$ 25,000.00</u>
		\$ 88,251.43

Capital Construction

H1620.20-921	Stone Bldg. Roof	\$ 3,012.37
H1620.20-923	Standby Generator	\$ 94,500.00
H1620.20-924	Court House Façade	\$ 92,431.00
H1620.20-925	56 Main St Façade	\$ 30,000.00
H2007.17	56 Main St. Addition	<u>\$ 24,673.55</u>
		\$ 244,616.92

Federal Bridge Program

		<u>BIN#</u>	
H2007.14	Tappan Rd. Bridge	3335280	\$ 201,167.14
H2008.07	Glen Mary Dr. Bridge	3335530	<u>\$ 418,124.00</u>
			\$ 619,291.14

The Federal Portion of the Glen Mary Project needs to be re-appropriated for 2009

From:

H4502 Federal Aid Bridge Projects \$ 488,000.00

To:

H2008.07 Glen Mary Dr. Bridge \$ 488,000.00

And be it further

RESOLVED: That the corresponding revenue sources shall also be re-established in the 2009 modified budget.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

**HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE**

RESOLUTION NO. 67-09

***APPROPRIATION OF FUNDS
MENTAL HYGIENE***

Adoption moved by Legislator Huttleston,
seconded by Legislator McEwen.

WHEREAS: Additional funding has been awarded to Tioga County Mental Hygiene from New York State Office of Mental Retardation and Developmental Disabilities (OMRDD); and

WHEREAS: The funding is specifically earmarked for providers of OMRDD services; and

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

RESOLVED: That funding be appropriated as follows:

From: A3498.00 State Aid- OMRDD	\$ 8,285
To: A4315.40-670 OMRDD Therapeutic Services	\$ 8,285

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 68-09 *APPROPRIATION OF FUNDS*
MENTAL HYGIENE

Adoption moved by Legislator Huttleston,
seconded by Legislator Monell.

WHEREAS: Additional funding has been awarded to Tioga County Mental Hygiene from New York State Office of Mental Health (OMH); and

WHEREAS: The funding is specifically earmarked for Penn York Opportunities and Rehabilitation Support Services; and

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

RESOLVED: That funding be appropriated as follows:

From: A3490.30 State Aid	\$ 5,544
To: A4311.40-590 Services Rendered	\$ 5,544

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 69-09

***HIRE MCFARLAND-JOHNSON FOR
INSPECTION SERVICES FOR GLEN
MARY DR. BRIDGE PROJECT***

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

WHEREAS: The Glen Mary Dr. Bridge (BIN 3335120) Project over Catatunk Creek in the Town of Tioga, NY will require inspection services during the project; and

WHEREAS: McFarland-Johnson Engineers, Binghamton, NY has successfully completed the NYSDOT Selection process for engineering services; and

WHEREAS: Funds for these services are available from the remaining tobacco money; therefore be it

RESOLVED: That the Tioga County Legislature approve the hiring of McFarland-Johnson Engineers, Binghamton, NY for inspection services not to exceed \$115,793.00

And be it further

RESOLVED: These services should be paid out of Glen Mary Drive Bridge Account H2008.07.

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 70-09 *APPROVE ALTERNATIVES TO INCARCERATION 2009 CONSOLIDATED SERVICE PLAN*

Adoption moved by Legislator Roberts,
seconded by Legislator Oberbeck.

WHEREAS: The Alternatives To Incarceration Service Plan for 2009 has been presented to and approved by members of the Alternatives To Incarceration Committee on January 15, 2009; now therefore be it

RESOLVED: That the Tioga County Legislature approve the Alternatives To Incarceration Service Plan for the time period of 1/01/09 to 12/31/09 and submit same to the NYS Division of Probation and Correctional Alternatives in order to continue state funding for Pre-Trial Release, Community Service, and Specialized & Drug/Alcohol Programs.

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 71-09 *APPOINT MEMBERS ALTERNATIVES TO INCARCERATION ADVISORY BOARD*

Adoption moved by Legislator Roberts,
seconded by Legislator Oberbeck.

RESOLVED: That the following members be appointed to the Alternatives to Incarceration Advisory Board for the following terms:

	TERM
Ex-Offender	4/1/09-3/31/10
Crime Victim	4/1/09-3/31/10
Rep for Private Organization Operating within County	4/1/09-3/31/10
State Certified Provider of Alcohol and/or Substance Abuse Treatment	4/1/09-3/31/10

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 72-09 *RESOLUTION TO APPOINT JENNIFER
BERRYMAN TO THE COMMUNITY
SERVICES BOARD*

Adoption moved by Legislator Huttleston,
seconded by Legislator Oberbeck.

WHEREAS: The Tioga County Community Services Board has vacant positions available; and

WHEREAS: Jennifer Berryman, residing at Apalachin, NY, has expressed interest in filling a vacant position; and

WHEREAS: The Community Services Board formally nominated Jennifer Berryman for a position at its January 2009 meeting, and recommends to the Tioga County Legislature that she be appointed to the Community Services Board; now therefore be it

RESOLVED: That the Tioga County Legislature hereby appoints Jennifer Berryman to the Tioga County Community Services Board for the remainder of a vacant term ending March 31, 2012.

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 73-09 *APPOINT MEMBERS TO THE
TIOGA COUNTY BOARD OF HEALTH*

Adoption moved by Legislator Huttleston,
seconded by Legislator Oberbeck.

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 Mark Corey, MD on the Board of Health expired 12/31/08; and

WHEREAS: Richard Huttleston and Mark Corey, MD have agreed to serve for another term; therefore be it

RESOLVED: That the following members be reappointed to the Tioga County Board of Health for terms as follows:

Name	Term
Richard Huttleston	1/1/09-12/31/11
Mark Corey, MD	1/1/09-12/31/14

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 74-09 ***MODIFY COMMITTEE MEMBERS
CERTIFIED HOME HEALTH AGENCY /
LONG TERM HOME HEALTH CARE
PROGRAM 2009***

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

WHEREAS: Resolution No. 281-06 made appointments to the Tioga County Health Department Professional Advisory/Utilization Review Committee for CHHA/LTHHCP; and

WHEREAS: Members continually leave and are replaced by name, and it is desirable to more effectively specify standard roles required for the committees rather than replace appointments by name as they leave; therefore be it

RESOLVED: That the following roles be specified and appointed to the Professional Advisory/Utilization Review Committee for CHHA/LTHHCP with 4 year terms as follows:

- Appointee Role: Term of Appointment/4 Years: Certified Home Health Agency**
Tioga Opportunities Director
Consumer
Medical Social Worker/Master of Social Work
Physical Therapist/Occupational Therapist
Medical Director/Consultant
Nurse #1
Nurse #2
Nurse #3
Director of Patient Services
Public Health Director

Dental Advisor
 Dental Program Manager/RDH
 Nurse (CHHA/LTHHCP)
 Primary Care Provider

Appointee Role: Term of Appointment/4 Years: Long Term Home Health Care

Tioga Opportunities Director
 Consumer
 Medical Social Worker/Master of Social Work
 Physical Therapist/Occupational Therapist
 Medical Director/Consultant
 Nurse #1
 Nurse #2
 Nurse #3
 Director of Patient Services
 Public Health Director
 Dental Advisor
 Dental Program Manager/RDH
 Nurse (CHHA/LTHHCP)
 Primary Care Provider

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 75-09 RABIES DONATION COMMITTEE

Adoption moved by Legislator Huttleston,
 seconded by Legislator McEwen.

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

WHEREAS: The Public Health Director, Chair of Health and Human Services Committee and Treasurer or his/her designee, have agreed to serve for another three year term; therefore be it

RESOLVED: That the Public Health Director, Chair of Health and Human Services Committee and Treasurer or his/her designee, be re-appointed to the Rabies Donation Committee for the term January 1, 2009 through December 31, 2011.

CARRIED

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 76-09 ADOPT LOCAL LAW NO. 1 OF 2009

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

WHEREAS: A public hearing was held on February 5, 2009, following due notice thereof to consider the adoption of Local Law Introductory No. 1 of the Year 2009 A Local Law authorizing the adjustment of exemptions for veterans under Real Property Tax Law Section 458(5), which law shall be known as the Veterans' Eligible Funds Adjustment Law; and

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will be Local Law No. 1 of 2009; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 1 of the Year 2009.

A Local Law authorizing the adjustment of exemptions for veterans under Real Property Tax Law Section 458(5), which law shall be known as the Veterans' Eligible Funds Adjustment Law.

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

SECTION I: LEGISLATIVE INTENT

It is the purpose and intent of this local law to authorize adjustment in the amount of exemption under Real Property Tax Law Section 458(5) if the total assessed value of the real property for which such exemption has been granted increases or decreases as the result of a revaluation or update of assessments, and a material change in level of assessment, as provided in title two of article twelve of the Real Property Tax Law, is certified for the assessment roll pursuant to the rules of the state board.

SECTION II: LEGISLATIVE AUTHORITY

This local law is enacted pursuant to the provisions of Real Property Tax Law Section 458 (5).

SECTION III: SHORT TITLE

This local law shall be known as the Veterans' Eligible Funds Adjustment Law.

SECTION IV: CHANGE IN EXEMPTION

If in any village or town the total assessed value of the real property for which such the eligible funds veterans' exemption has been granted increases or decreases as the result of a revaluation or update of assessments, and a material change in level of assessment, as provided in title two of article twelve of the Real Property Tax Law, is certified for the assessment roll pursuant to the rules of the state board, the village or town assessor, as applicable, shall increase or decrease the amount of eligible funds veterans' exemption applicable to any County levied tax by multiplying the amount of the exemption by the change in the level of assessment for the County, as determined by and certified by the New York State Office of Real Property Services pursuant to the rules of that Office.

SECTION V: OWNER APPLICATION; RECOMPUTING OF EXEMPTIONS

1. At any time within one year after an assessment change which falls under Real Property Tax Law Section 458(5), any owner of property who previously received an exemption pursuant to Section 458 of the Real Property Tax Law but opted instead, as a result of a revaluation or update, to receive exemption pursuant to

Section 458-a of the Real Property Tax Law may apply to the local assessor to again receive exemption under Section 458.

2. The local assessor shall recompute all exemptions granted under Section 458 in the manner set forth in Section 458(5)(b) of the Real Property Tax Law.

SECTION VI: EFFECTIVE DATE

This local law shall take effect upon its filing with the Secretary of State in and for the State of New York.

and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

Legislator McEwen introduced Local Law Introductory No. B of 2009.

County of Tioga

Local Law No. of the Year 2009.

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

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

SECTION 1. PURPOSE.

The District Attorney and the Assistant District 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 due to the limited number of qualified attorneys residing within the County.

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 District Attorney.

SECTION 3. DEFINITIONS:

District Attorney – The person holding such office as appointed under Section 700 of the County Law.

Assistant District Attorney – The person or persons appointed by the District Attorney under Section 702 of the County Law.

SECTION 4. AUTHORIZATION.

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

REFERRING TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 77-09 *SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY
NO. B OF 2009*

Adoption moved by Legislator McEwen,
Seconded by Legislator Huttleston.

RESOLVED: That a public hearing shall be scheduled on Introductory Local Law No. B of 2009 A Local Law authorizing the County of Tioga and the District Attorney to appoint non-Tioga residents to the positions of Assistant District Attorney in the Edward D. Hubbard Auditorium of the County Office Building, 56 Main Street, Owego, New York 13827 on Thursday, March 5, 2009 at 1:30 P.M. All persons desiring to present written or oral comments may do so at said time.

CARRIED

REFERRED TO: ED&P COMMITTEE
AG COMMITTEE

RESOLUTION NO. 78-09 *SET PUBLIC HEARING FOR 2009
ANNUAL AGRICULTURAL DISTRICT
INCLUSIONS*

Adoption moved by Legislator Oberbeck,
seconded by Legislator McEwen.

WHEREAS: The Tioga County Legislature, as per resolution 296-03 designated January 2nd through January 31st as the official annual enrollment period for inclusion of viable agricultural properties in agricultural districts as required by §303-B of the NYS Agricultural and Markets Law 25-AA; and

WHEREAS: Tioga County Planning has received requests for inclusion of land in agricultural districts outside of the North Tioga Agricultural District and said law requires that the Tioga County Legislature hold a public hearing before making a decision on inclusion of lands; therefore be it

RESOLVED: That the Tioga County Legislature will hold a public hearing on requests of inclusion of viable agricultural land in agricultural districts received within in the designated time period in 2009 on February 19, 2009 at 10:00 AM in the Edward D. Hubbard Auditorium of the Tioga County Office Building, 56 Main Street, Owego, NY.

CARRIED

REFERRED TO: AG LEGISLATIVE COMMITTEE
ED&P LEGISLATIVE COMMITTEE

RESOLUTION NO. 79-09 *SET PUBLIC HEARING FOR THE NORTH TIOGA EIGHT-YEAR AGRICULTURAL DISTRICT REVIEW*

Adoption moved by Legislator Oberbeck,
seconded by Legislator Monell.

WHEREAS: The Tioga County Legislature is reviewing a proposed plan for revision of the North-Tioga Agricultural District; and

WHEREAS: This review is being conducted pursuant to Article 25-AA of the New York State Agricultural & Markets Law; and

WHEREAS: The proposed plan and map, as recommended by the Tioga County Agriculture & Farmland Protection Board is available for public inspection at the Clerk of the Legislature's Office at 56 Main St. in Owego and the Town Hall in Newark Valley; now therefore be it

RESOLVED: That a public hearing will be held on Thursday, February 26, 2009 at the Newark Valley Town Hall, 109 Whig Street, at 1:00 p.m. All interested parties will be heard by the Tioga County Legislature at this hearing.

CARRIED

Legislator McEwen made a motion to have the following 13 resolutions, all on erroneous assessments, passed as one, seconded by Legislator Huttleston and carried.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 80-09

***AMEND RESOLUTION 63-09
TOWN OF BARTON***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.**

WHEREAS: An application for corrected tax roll indicates that property #12132 assessed to Hagen Pet Foods on the 2009 tax roll of the Town of Barton is erroneous in that the property is in an Empire Zone with a 485E exemption, which provides an exemption from all taxes except fire tax; be it therefore

RESOLVED: That a new bill be issued to Hagen Pet Foods for property no. 12132 by the Town of Barton for fire tax only in the amount of \$1,342.66; and be it further

RESOLVED: That the erroneous amount of \$2,811.02 be charged back to the Town of Barton; and be it further

RESOLVED: That the erroneous solid waste tax of \$486.48 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$11,577 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 81-09

***ERRONEOUS ASSESSMENT
TOWN OF BERKSHIRE***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.**

WHEREAS: An application for corrected tax roll indicates that property no. 741 assessed to Wesley & Linda Tanner on the 2006 and 2007 tax rolls of the Town of Berkshire is erroneous in that the property should have had a veterans exemption applied, therefore reducing the 2006 town taxable amount on property no. 741 from \$3,200 to \$2,400, and the county taxable amount from \$3,200 to \$2,667; and reducing the 2007 town taxable amount from \$3,200 to \$2,700 and the county taxable amount from \$3,200 to \$2,400; and

WHEREAS: The 2006 and 2007 taxes on property no. 741 assessed to Wesley & Linda Tanner were paid to the Town of Berkshire; be it therefore

RESOLVED: That a refund of \$442.99 be issued to Wesley and Linda Tanner; and be it further

RESOLVED: That the erroneous amount of \$193.76 be charged back to the Town of Berkshire; and be it further

RESOLVED: That the erroneous county tax of \$249.23 be charged to the proper account in the records of the County Treasurer.

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 82-09

***ERRONEOUS ASSESSMENT
TOWN OF BERKSHIRE***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.**

WHEREAS: An application for corrected tax roll indicates that property no. 51 assessed to Karl & Lois Beldon on the 2006, 2007 and 2008 tax rolls of the Town of Berkshire is erroneous in that the property should have had an Ag exemption applied, therefore reducing the 2006 taxable amount on property no. 51 from \$720 to \$171; the 2007 taxable amount from \$720 to \$166; and reducing the 2008 taxable amount from \$720 to \$160; and

WHEREAS: The taxes for parcel no. 51 assessed to Karl & Lois Beldon, including relieved school amounts have been paid; therefore be it

RESOLVED: That a refund of \$1,565.19 be issued to Karl & Lois Beldon for overpayment of the 2006, 2007, and 2008 taxes for property no. 51; and be it further

RESOLVED: That the erroneous town tax of \$257.53 be charged back to the Town of Berkshire and the erroneous fire tax of \$55.42 be charged back to the Berkshire Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$12.25 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous school tax and interest of \$853.44 be charged back to the Newark Valley School District; and be it further

RESOLVED: That the erroneous county tax and school penalty of \$386.55 be charged to the proper account in the records of the County Treasurer

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 83-09

***ERRONEOUS ASSESSMENT
TOWN OF BERKSHIRE***

Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.

WHEREAS: An application for corrected tax roll indicates that property no. 50 assessed to Karl & Lois Beldon on the 2007 and 2008 tax rolls of the Town of Berkshire is erroneous in that the property should have had an Ag exemption applied, therefore reducing the 2007 taxable amount on property no. 50 from \$4,814 to \$3,409; and \$1,894 for Newark Valley School tax relevy; the 2008 taxable value from \$4,814 to \$3,437; \$2,044 for Newark Valley School; and

WHEREAS: The taxes for parcel no. 50 assessed to Karl & Lois Beldon, including relevied school amounts have been paid; therefore be it

RESOLVED: That a refund of \$2,701.96 be issued to Karl & Lois Beldon for overpayment of the 2007 and 2008 taxes for property no. 50; and be it further

RESOLVED: That the erroneous town tax of \$449.33 be charged back to the Town of Berkshire and the erroneous fire tax of \$101.15 be charged back to the Berkshire Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$23.61 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous school tax and interest of \$1,469.30 be charged back to the Newark Valley School District; and be it further

RESOLVED: That the erroneous county tax and school penalty of \$658.57 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 84-09

***ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.

WHEREAS: An application for corrected tax roll indicates that property #1682 assessed to David E Curtin on the 2009 tax roll of the Town of Owego is erroneous in that the village taxes were paid to the Village of Owego; therefore be it

RESOLVED: That the Town of Owego create and issue a new tax bill to David E Curtin for property no. 1682 as indicated below:

	<u>Acct # 1682</u>
County	\$1,212.87
Recycle	50.94
Townwide	<u>98.73</u>
	\$1,362.54

and be it further

RESOLVED: That the erroneous village tax and 6% interest of \$2,092.33 be charged back to the Village of Owego; and be it further

RESOLVED: That the erroneous county penalty of \$146.46 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 85-09

***ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.

WHEREAS: An application for corrected tax roll indicates that the unpaid village taxes for property no. 1554 assessed to Robert Skope & Elizabeth Keir on the 2009 tax roll of the Town of Owego were re-levied in error to property no. 1544 assessed to David W Barth; therefore be it

RESOLVED: That the Town of Owego create and issue new tax bills to Robert Skope for property no. 1554, and to David W Barth for property no. 1544 as indicated below:

Acct # 1554 Skope

County	\$ 429.49
Recycle	18.04
Townwide	34.96
Return School	1,111.67
Return Village	<u>792.78</u>
Total	\$ 2,386.94

Acct # 1544 Barth

County	\$ 1,541.55
Recycle	64.74
Townwide	<u>125.49</u>
	\$ 1,731.78

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 86-09

*ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.

WHEREAS: An application for corrected tax roll indicates that the unpaid village taxes for property no. 985 assessed to Jeffrey L York on the 2009 tax roll of the Town of Owego were re-levied in error to property no. 984 assessed to Edward & Lynne Mieczkowski; therefore be it

RESOLVED: That the Town of Owego create and issue new tax bills to Jeffery L York for property no. 985, and to Edward & Lynne Mieczkowski for property no. 984 as indicated below:

Acct # 985 York

County	\$ 390.64
Recycle	16.41
Townwide	31.80
Return School	300.62
Return Village	<u>966.78</u>
Total	\$ 1,706.25

Acct # 984 Mieczkowski

County	\$ 491.81
Recycle	20.65
Townwide	<u>40.04</u>
	\$ 552.50

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 87-09

*ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.

WHEREAS: An application for corrected tax roll indicates that the unpaid village taxes for property no. 400 assessed to Cheryl L Porcari on the 2009 tax roll of the Town of Owego were re-levied in error to property no. 1109 assessed to William R Hall; therefore be it

RESOLVED: That the Town of Owego create and issue new tax bills to Cheryl L Porcari for property no. 400, and to William R Hall for property no. 1109 as indicated below:

Acct # 400 Porcari

County	\$ 580.71
Recycle	24.39
Townwide	47.27
Return School	792.57
Return Village	<u>1,056.40</u>
Total	\$ 2,501.34

Acct # 1109 Hall

County	\$ 1,464.89
Recycle	61.52
Townwide	<u>119.25</u>
	\$ 1,645.66

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 88-09

***ERRONEOUS ASSESSMENT
TOWN OF BARTON***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.**

WHEREAS: An application for corrected tax roll indicates that property #10863 assessed to Phyllis & George Baggerly on the 2009 tax roll of the Town of Barton is erroneous in that the property should have had a senior exemption applied, therefore reducing the town taxable amount on property #10863 from \$102,000 to \$96,900, and the county taxable amount from \$102,000 to \$61,200; therefore be it

RESOLVED: That the Town of Barton issue a new tax bill to Phyllis & George Baggerly as indicated below:

Acct # 10863

County	\$ 503.92
Recycle	35.29
Townwide	193.73
Barton Fire	<u>97.41</u>
	\$ 830.35

and be it further

RESOLVED: That the erroneous amount of \$10.20 be charged back to the Town of Barton; and be it further

RESOLVED: That the erroneous county tax of \$335.95 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 89-09

*ERRONEOUS ASSESSMENT
TOWN OF BARTON*

Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.

WHEREAS: An application for corrected tax roll indicates that property no. 11432 and no. 10588 assessed to Brian & Mary Charlton on the 2009 tax roll of the Town of Barton is erroneous in that an Ag exemption should have applied, therefore reducing the taxable value on property no. 11432 from \$82,500 to \$56,072, and reducing the taxable value on property no. 10588 from \$54,300 to \$44,737; therefore be it

RESOLVED: That the Town of Barton create and issue new tax bills for the above mentioned properties as indicated below:

	<u>Acct # 11432</u>	<u>Acct # 10588</u>
County	\$461.70	\$368.36
Recycle	19.40	15.48
Townwide	112.11	89.44
Lockwood Fire	<u>57.07</u>	<u>45.53</u>
	\$650.28	\$518.81

and be it further

RESOLVED: That the erroneous amount of \$71.95 be charged back to the Town of Barton and the erroneous fire tax of \$36.62 be charged back to the Lockwood Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$12.46 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$296.36 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 90-09

***ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.**

WHEREAS: The Supreme Court of the State of New York has rendered a Stipulation of Settlement agreement between Pietrafesa & Bahouth, LLC and the Town of Owego lowering the assessment on the 2009 Tax Roll of the Town of Owego for property no. 11791 from \$3,013,200 to \$2,100,000; and

WHEREAS: The 2009 taxes for the above mentioned property in the Town of Owego were paid on January 23rd, 2009; therefore be it

RESOLVED: That a refund of \$14,063.87 be issued to THE PENN TRAFFIC COMPANY and mailed to The Law Office of Bruce S Zeftel, as attorney for Pietrafesa & Bahouth, LLC for overpayment of 2009 Town and County Taxes; and be it further

RESOLVED: That the erroneous amount of \$2,636.76 be charged back to the Town of Owego and the erroneous fire tax of \$1,434.88 be charged back to the Owego Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$402.72 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$9,589.51 be charged to the proper accounts in the records of the County Treasurer.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 91-09

***ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

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

WHEREAS: An application for corrected tax roll indicates that property no. 4369 assessed to Randy A & Terri J Floyd on the 2009 tax roll of the Town of Owego is erroneous in that a clerical error omitted an Ag exemption which lowered the taxable value on property no. 4369 from \$35,300 to \$8,670; therefore be it

RESOLVED: That a corrected tax bill be issued to Randy A & Terri J Floyd for property no. 4369 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 91.04
Recycle	3.82
Townwide	7.41
Part Town	17.62
Return School	235.66
<u>Owego Fire</u>	<u>13.62</u>
TOTAL	\$ 369.17

and be it further

RESOLVED: That the erroneous town tax of \$76.90 be charged back to the Town of Owego and the erroneous fire tax of \$41.85 be charged back to the Owego Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$11.75 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous school tax and interest of \$676.45 be charged back to the Owego-Apalachin School District; and be it further

RESOLVED: That the erroneous county tax and school penalty of \$327.00 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 92-09

***ERRONEOUS ASSESSMENT
TOWN OF RICHFORD***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Monell.**

WHEREAS: An application for corrected tax roll indicates that property #399 assessed to Ricky L & Pam Canfield on the 2009 tax roll of the Town of Richford is erroneous in that the assessment was lowered from \$28,800 to \$20,000 by the B.A.R.; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Ricky L & Pam Canfield for property no. 399 by the Town of Richford as follows:

2009 Corrected Tax

County	\$ 115.92
Recycle	6.84
Townwide	179.52
Returned School	420.38
<u>Richford Fire</u>	<u>29.95</u>
TOTAL	\$ 752.61

and be it further

RESOLVED: That the erroneous amount of \$78.99 be charged back to the Town of Richford and the erroneous fire tax of \$13.18 be charged back to the Richford Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$3.01 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous school tax and 2% penalty of \$172.87 be charged back to the Newark Valley School District; and be it further

RESOLVED: That the erroneous county tax and penalty amount of \$63.10 be charged to the proper account in the records of the County Treasurer

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO:

**PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE**

RESOLUTION NO. 93-09

***RESOLUTION TO APPROVE A
CONTRACT BETWEEN THE TIOGA
COUNTY PROBATION DEPT. AND
THE FAMILY AND CHILDREN'S
SOCIETY TO PROVIDE ADULT
SEXUAL OFFENDER TREATMENT
SERVICES***

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

WHEREAS: The Legislature approved a contract between Tioga County Department of Mental Hygiene and The Family and Children's Society for the provision of adult sex offender treatment for the Probation Department in 2008; and

WHEREAS: The Legislature directed that the responsibility for the budget for the above contract change in 2009 from the Department of Mental Hygiene to the Probation Department; and

WHEREAS: The Family and Children's Society is continuing to offer a sexual offender treatment program for a maximum of 20 adult sex offenders at any point in time to Tioga County Probation for \$105,200 annually; now therefore be it

RESOLVED: That the Probation Director is approved to contract with The Family and Children's Society to provide adult sexual offender treatment services in the amount of up to \$105,200 annually.

Roll Call:

Ayes 07

Noes 00

Absent 02

CARRIED

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE COMMITTEE
INFORMATION TECHNOLOGY
PERSONNEL COMMITTEE

RESOLUTION NO. 94-09 *AUTHORIZE CONTRACT FOR HIRE OF
STAFKINGS TO PERFORM WORK FOR
COUNTY CLERK*

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

WHEREAS: The County Clerks office is responsible for the recording, filing and maintaining of public records for Tioga County; and

WHEREAS: The Tioga County Clerk was awarded a grant from New York State Archives Local Government Records Management to scan and index several various miscellaneous records into our Electronic Document Management System (EDMS) to preserve these records for the public use; and

WHEREAS: The Tioga County Clerks office was awarded \$30,555.00 in purchase services of which \$3,300.00 was allocated for support staff salaries to perform this duty; and

WHEREAS: The Tioga County Clerk has received authorization from New York State Archives Local Government Records Management to use the balance of purchase services for additional support staff salaries; and

WHEREAS: Kimberly Nemchick was hired as an independent contractor to perform this duty and was paid \$189.00 to perform this service for the Tioga County Clerks office, said contract to be funded entirely by the New York State Archives Local Government Records Management Grant; and

WHEREAS: Kimberly Nemchick has taken a position with another agency and is no longer available to complete this work and has terminated her contract with the County on January 6, 2009; and

WHEREAS: The Tioga County Clerk has contacted Stafkings agency to enter into a contract to hire temporary workers to complete this grant project; and

WHEREAS: Said contract would provide for compensation at the hourly rate of \$12.63 per hour with the total payment of said services not to exceed \$30,366.00; be it therefore

RESOLVED: That the Tioga County Legislature authorize the Tioga County Clerk to enter into a contract with Stafkings at an hourly rate of \$12.63 per hour, total payment of said services not to exceed \$30,366.00 effective February 11 to May 31, 2009.

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

REFERRED TO: FINANCE/LEGAL COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 95-09 *AUTHORIZATION TO BACKFILL THE 3rd ASSISTANT DISTRICT ATTORNEY POSITION DISTRICT ATTORNEY'S OFFICE*

Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.

WHEREAS: Legislative approval is required for any Non-Union backfills within Tioga County; and

WHEREAS: There is a need to backfill the part-time position of 3rd Assistant District Attorney in the Tioga County District Attorney's Office due to the resignation of Eric Gartenman on December 31, 2008; and

WHEREAS: The District Attorney has identified Robin Engler as an attorney that is willing and eligible to accept appointment to said position at the annual salary of \$30,908.00; therefore be it

RESOLVED: That the District Attorney be authorized to backfill the 3rd Assistant District Attorney vacancy with the appointment of Robin Engler at the annual salary of \$30,908.00 to be paid from the 1165.10-20 Tioga County District Attorney budget effective February 11, 2009.

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

**REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE**

**RESOLUTION NO. 96-09 AMEND RESOLUTION 265-08 APPROVE
LEAVE OF ABSENCE MENTAL HYGIENE**

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

WHEREAS: In accordance with Tioga County Policy 1, Section VII, Resolution 265-08 approved a leave of absence for Linda Haacker through January 1, 2009; and

WHEREAS: Linda submitted an updated medical note dated January 22, 2009 indicating she is unable to return for 4 months; and

WHEREAS: The Director of Community Services recommends that Ms. Haacker's leave be approved; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves Linda Haacker's leave through May 22, 2009.

**Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED**

**REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE**

**RESOLUTION NO. 97-09 APPROVE LEAVE OF ABSENCE PUBLIC
HEALTH**

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

WHEREAS: In accordance with Tioga County Policy 1, Section VII, Legislative approval is required for a leave of absence in excess of sixty (60) working days; and

WHEREAS: Linda Kostek, Community Health Nurse, has been out on medical leave since December 1, 2008; and

WHEREAS: Ms. Kostek does not meet the eligibility requirements for Family Medical Leave in 2009; and

WHEREAS: Based on updated medical information Ms. Kostek will not be able to return to work until approximately May 4, 2009; and

WHEREAS: The Public Health Director recommends that Ms. Kostek's leave be approved through May 3, 2009; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves Linda Kostek's leave through May 3, 2009; and be further

RESOLVED: That in the event Linda Kostek is released to full duty prior to May 3, 2009 she be allowed to return to work at that time.

Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED

Legislator McEwen made a motion to have the following late-filed resolution considered, seconded by Legislator Quinlan and carried.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 98-09 *ERRONEOUS ASSESSMENT
TOWN OF BARTON*

Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.

WHEREAS: An application for corrected tax roll indicates that property #11231 assessed to John & Denise Spaulding on the 2009 tax roll of the Town of Barton is erroneous in that Small Claims Court lowered the taxable value on property #11231 from \$198,000 to \$162,000; and

WHEREAS: The Waverly School District tax collector issued a corrected Waverly School Tax bill for the property owners based on the reduced amount, which was then returned as unpaid; be it therefore

RESOLVED: That the Town of Barton issue a new tax bill to John & Denise Spaulding including the returned school tax as indicated below:

Acct # 11231

County	\$ 1,084.40
Recycle	45.57
Townwide	263.30
Return School	1,720.28
Lockwood Fire	<u>134.03</u>
	\$ 3,247.58

and be it further

RESOLVED: That the erroneous amount of \$71.98 be charged back to the Town of Barton and the erroneous fire tax of \$36.64 be charged back to the Lockwood Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$12.45 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$296.43 be charged to the proper account in the records of the County Treasurer.

**Roll Call:
Ayes 07
Noes 00
Absent 02
CARRIED**

Legislator McEwen made a motion to adjourn at 1:49 P.M. and the motion to adjourn was carried.