

Agenda



TIOGA COUNTY LEGISLATURE

9/15/2009

6:00 PM

EDWARD D. HUBBARD AUDITORIUM

56 Main Street

Owego NY 13827

Meeting called by: Chair Dale Weston

Type of meeting: 9th Regular

Attendees:
Legislator Huttleston
Legislator McEwen
Legislator Monell
Legislator Oberbeck
Legislator Quinlan
Legislator Roberts
Legislator Sauerbrey
Legislator Sullivan
Chair/Legislator Weston

Agenda topics

Invocation	Chair Weston
Pledge of Allegiance	Chair Weston
Employee of the Quarter	Margaret Shuler
Recognition Resolutions (4)	Lynn Wool, Carol Roadcap, William Caloroso, Samuel F. Thomas
Proclamation (2)	Cornell Cooperative Extension Week and National 4-H Week Angel Action Group Workcamp
Privilege of the Floor	August 11, 2009
Approval of Minutes	
Petitions, Communications & Notices	
Appointments/Reappointments	Broome-Tioga Workforce Development Board

Reports of Standing Committees Reports of Special Committees		
<p>Resolutions:</p> <ol style="list-style-type: none">1. Appoint member to the Tioga County Industrial Development Agency (TCIDA)2. Appoint member to the Tioga County Industrial Development Agency (TCIDA)3. Erroneous Assessment Town of Candor4. Appropriation of additional revenue for the Snowmobile Grant Program-Economic Development and Planning5. Transfer of Funds-Public Health6. Appropriation of Funds-Public Health7. Transfer of funds from East River Rd Bridge to Court House Project8. Award bid for Court House Project9. Award construction bid for Southside Drive Bridge to R. DeVincentis10. Award construction inspection contract to McFarland Johnson for Southside Drive Bridge11. Apply for NYS Dam County Agricultural and Farmland Protection Plan Update Grant12. Authorization to hire consultant to connect telephone extension to electric meter13. Amend Resolution No. 240-09 Accept auction bids for county owned property acquired for taxes, authorize execution of deeds14. Amend County Policy 44: Non-Union Benefits15. Amend County Policy 44: Non-Union Benefits16. Amend Resolution 50-94 Retiree Health Insurance Contributions17. Reclassify Senior Clinical Social Worker to Supervising Clinical Social Worker in the Mental Hygiene Department		

REFERRED TO: HEALTH & HUMAN SERVICES

**RESOLUTION NO. -09 RECOGNITION OF LYNN WOOL'S
YEARS OF SERVICE
SOCIAL SERVICES**

**Adoption moved unanimously,
Seconded unanimously.**

WHEREAS: Lynn Wool began her career as a Social Welfare Examiner for the Department of Social Services on October 23, 1989 and was promoted to Managed Care Coordinator on November 1, 1993 – the title she holds today; and

WHEREAS: Ms. Wool has seen many changes within the Social Services Department in her nearly twenty years with them and has grown in these changes; and

WHEREAS: Ms. Wool will retire on September 26, 2009; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude and recognize Lynn Wool for her nearly twenty years of service to 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, Lynn Wool.

Roll Call:

Ayes

Noes

Absent

REFERRED TO: HEALTH & HUMAN SERVICES

**RESOLUTION NO. -09 RECOGNITION OF CAROL A. ROADCAP'S
YEARS OF SERVICE
SOCIAL SERVICES**

**Adoption moved unanimously,
Seconded unanimously.**

WHEREAS: Carol Roadcap began her career as a Temporary Clerk-Typist for the Department of Social Services on July 27, 1983 and was made permanent in that position on February 6, 1984, and was promoted to Social Welfare Examiner on March 17, 1986 – the title she holds today; and

WHEREAS: Ms. Roadcap has seen many changes within the Social Services Department in her twenty-six years with them and has grown in these changes; and

WHEREAS: Ms. Roadcap will retire on October 3, 2009; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude and recognize Carol Roadcap for her twenty-six years of service to 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, Carol Roadcap.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. -09

**RESOLUTION RECOGNIZING
WILLIAM E. CALOROSO'S
15 YEARS OF DEDICATED
SERVICE TO TIOGA COUNTY**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: William E. Caloroso was appointed to the position of Board Member of the Tioga County Industrial Development Agency on 1/1/94 and appointed to the position of Board Member of the Tioga County Local Development Corporation on 1/1/94; and

WHEREAS: William E. Caloroso has faithfully volunteered his time and has been dedicated and loyal in the performance of his duties and responsibilities during the past 15 years, thereby earning the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: William E. Caloroso will retire from the Tioga County Industrial Development Agency and the Tioga County Local Development Corporation Board of Directors on December 31, 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 William E. Caloroso for his 15 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 volunteer, William E. Caloroso.

Roll Call:

Ayes

Noes

Absent

REFERRED TO: ED&P COMMITTEE

**RESOLUTION NO. -09 RESOLUTION RECOGNIZING
SAMUEL F. THOMAS' 15 YEARS OF
DEDICATED SERVICE TO TIOGA
COUNTY**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: Samuel F. Thomas was appointed to the position of Board Member of the Tioga County Industrial Development Agency on 7/01/94 and appointed to the position of Board Member of the Tioga County Local Development Corporation on 2/14/96; and

WHEREAS: Samuel F. Thomas has faithfully volunteered his time and has been dedicated and loyal in the performance of his duties and responsibilities during the past 15 years, thereby earning the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Samuel F. Thomas has retired from the Tioga County Local Development Corporation Board of Directors and will retire from the Tioga County Industrial Development Agency Board of Directors on December 31, 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 Samuel F. Thomas for his 15 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 volunteer, Samuel F. Thomas.

**Roll Call:
Ayes
Noes
Absent**

**2009 Cornell Cooperative Extension Week
and National 4-H Week
PROCLAMATION**

WHEREAS: Cornell Cooperative Extension of Tioga County (CCE Tioga) enables people to improve their lives and communities through partnerships that put experience and research knowledge to work; and

WHEREAS: CCE Tioga is a nonprofit association led by volunteers from across Tioga County and is part of Cornell Cooperative Extension, a partnership between federal, state, and county governments, as authorized by NYS County Law 224 and the Federal Smith Lever Act; and

WHEREAS: CCE Tioga serves the residents of Tioga County through **4-H Youth Development** programs that provide opportunities for youth to have fun, learn life skills, and work with caring adults, including 4-H clubs; the Tioga County Youth Fair, PYLI Youth Leadership Training, the Phoenix Kids Café; Tractor Safety, Shooting Sports, Living History; Giant Pumpkin and Incubation and Embryology programs, and

WHEREAS: CCE Tioga also serves the residents of Tioga County through **Agriculture and Natural Resources** programs that assist dairy, livestock, and fruit and vegetable farmers with business development, production, marketing, and management issues; and by supporting the development and expansion of Farmers' Markets; by assisting landowners in finding answers to questions related to land use; and by partnering with other entities in efforts to increase consumer awareness, understanding, and appreciation of local agriculture; and

WHEREAS: CCE Tioga also serves the residents of Tioga County through **Family Development** programs that help adults gain knowledge and build skills for nurturing the development of children, including the Owego and Waverly Family Resource Centers and the Reunification program, which helps place foster children back with their parents; and

WHEREAS: CCE Tioga also serves the residents of Tioga County through **Community Nutrition and Wellness** programs that improve diet quality, reduce food insecurity, improve food safety practices and improve food resource management skills among food stamp recipients in Tioga County; by training and organizing the Tioga County Master Gardeners; by encouraging and supporting the development of community gardens; and by working with health professionals and local agencies to find effective ways to address health issues such as childhood obesity; and

WHEREAS: CCE Tioga also serves the residents of Tioga County by supporting **Community Development** programs and partnerships that encourage broad based, sustainable economic development, personal leadership development and/or active participation in community decision-making including Tioga REAP, LDC and the Tioga-Broome Reality Check program; and

WHEREAS: October 4th through 10th is being recognized as National 4-H Week across the United States, and CCE Week across New York State; therefore

THE TIOGA COUNTY LEGISLATURE hereby designates the week of Oct. 4th to Oct. 10th, 2009 as
Cornell Cooperative Extension Week
and National 4-H Week in Tioga County

Dated: September 15, 2009

DALE N. WESTON
CHAIR, TIOGA COUNTY LEGISLATURE

**2009 Tioga Opportunities
Angel Action Group Workcamp
PROCLAMATION**

WHEREAS: On July 26, 2009 over 400 volunteers arrived in Owego from Colorado, Massachusetts, Delaware, New Hampshire, Illinois, Pennsylvania, Maryland, Maine, Michigan, New Jersey, New York and Connecticut to attend a summer Group Work Camp; and

WHEREAS: This was Tioga Opportunities, Inc. third year working with the Group Workcamp Foundation to provide free home repairs for the elderly, disabled and low income families in Tioga County; and

WHEREAS: During the 2009 Group Workcamp, home improvements were made to 48 homes in Apalachin, Barton, Berkshire, Candor, Campville, Lockwood, Newark Valley, Owego, Richford, Spencer, and Van Etten; and

WHEREAS: In five days over 15,000 hours of volunteer work was performed by teenagers and adult leaders representing faith based organizations from 12 different states; and

WHEREAS: Owego-Apalachin Schools provided shelter and food. The cafeteria staff prepared and served over 6,000 meals; and

WHEREAS: Tioga Opportunities received \$14,625.00 in contributions from Visions Federal Credit Union, Scott Smith & Son, Owego Rotary Club, Owego Kiwanis, Apalachin Lions Club, Tioga State Bank, Chemung Canal Trust, Jeanne Dunham and Gertrude Baker; and

WHEREAS: In addition to working on homes, the volunteers donated over 2,500 pounds of non-perishable foods which was dispersed to 9 local food pantries; therefore be it

RESOLVED: That the Tioga County Legislature extends our appreciation to the Angel Action Group Workcamp Foundation, Owego-Apalachin Schools, local municipalities, local businesses, service and church organizations, local media and all individuals who helped make the 2009 Angel Action Group Workcamp a success.

Dated: September 15, 2009

**DALE N. WESTON, CHAIR
TIOGA COUNTY LEGISLATURE**

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. -09

**APPOINT MEMBER TO THE
TIOGA COUNTY INDUSTRIAL
DEVELOPMENT AGENCY
(TCIDA)**

**Adoption moved by Legislator
seconded by Legislator**

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

WHEREAS: Samuel F. Thomas has faithfully volunteered his time and has been dedicated and loyal in the performance of his duties and responsibilities during the past fifteen years on the Tioga County Industrial Development Agency (TCIDA) Board of Directors; and

WHEREAS: Samuel F. Thomas has expressed he will resign from the Tioga County Industrial Development Agency Board of Directors on December 31, 2009; and

WHEREAS: The Tioga County Industrial Development Agency (TCIDA) Board of Directors desires to fill this vacant position; and

WHEREAS: Dean Daniels has expressed a desire to serve on the Tioga County Industrial Development Agency (TCIDA); now therefore be it

RESOLVED: That the Tioga County Legislature hereby appoints Dean Daniels to replace Sam Thomas' position on the Tioga County Industrial Development Agency Board of Directors effective January 1, 2010.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. -09

**APPOINT MEMBER TO THE
TIOGA COUNTY INDUSTRIAL
DEVELOPMENT AGENCY
(TCIDA)**

**Adoption moved by Legislator
seconded by Legislator**

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

WHEREAS: William E. Caloroso has faithfully volunteered his time and has been dedicated and loyal in the performance of his duties and responsibilities during the past fifteen years on the Tioga County Industrial Development Agency (TCIDA) Board of Directors; and

WHEREAS: William E. Caloroso has expressed he will resign from the Tioga County Industrial Development Agency Board of Directors on December 31, 2009; and

WHEREAS: The Tioga County Industrial Development Agency (TCIDA) Board of Directors desires to fill this vacant position; and

WHEREAS: Kevin Dougherty has expressed a desire to serve on the Tioga County Industrial Development Agency (TCIDA); now therefore be it

RESOLVED: That the Tioga County Legislature hereby appoints Kevin Dougherty to replace William Caloroso's position on the Tioga County Industrial Development Agency Board of Directors effective January 1, 2010.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -09

**ERRONEOUS ASSESSMENT
TOWN OF CANDOR**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: An application for corrected tax roll indicates that property no. 2207 assessed to Paul Zamoiski and Alicia Schultz on the 2009 tax roll of the Town of Candor is erroneous in that the property was assessed for 79.20 acres and a survey determined the parcel has only 60 acres, therefore the assessment was lowered from \$3,160 to \$2,400; and

WHEREAS: The \$3,160 assessment on property no. 2207 was also used for the 2008/2009 school taxes which were returned as unpaid and releived to the 2009 town and county tax bill; and

WHEREAS: The 2009 taxes for property no. 2207 assessed to Paul Zamoiski and Alicia Schultz, including the releived school tax amount were paid 5/6/09; be it therefore

RESOLVED: That a refund of \$357.25 be issued to Paul Zamoiski and Alicia Shultz for overpayment of the 2009 taxes for property no. 2207; and be it further

RESOLVED: That the erroneous town tax of \$54.65 be charged back to the Town of Candor and the erroneous fire tax of \$14.77 be charged back to the Candor Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$3.67 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous school tax and interest of \$183.89 be charged back to the Candor School District; and be it further

RESOLVED: That the erroneous county tax and school penalty of \$100.27 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

**ED&P COMMITTEE
FINANCE COMMITTEE**

RESOLUTION NO. -09

**APPROPRIATION OF
ADDITIONAL REVENUE FOR
THE SNOWMOBILE GRANT
PROGRAM – ECONOMIC
DEVELOPMENT & PLANNING**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Snowmobile Grant Program, per Resolution 65-09, received an unanticipated additional funding of \$18,545 for the 2009 calendar year; and

WHEREAS: The Snowmobile Grant Program received the final adjusted 30% funding of \$4,945.07 for the 2009 calendar year; therefore be it

RESOLVED: That the additional \$4,945.07 be appropriated from A3989 State Aid Snowmobile Grant Program to Snowmobile Grant Account A7180.40-590.

Roll Call:

Ayes

Noes

Absent

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

**RESOLUTION NO. -09 TRANSFER OF FUNDS
PUBLIC HEALTH**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: The costs of the mandated Handicapped Education Program (3-5) and Early Intervention (EI) program have increased due to the increased number of children in the programs, as well as the high level of need for mandated services; and

WHEREAS: Additional funding is needed to meet the costs of the Handicapped Education and Early Intervention programs in 2009; and

WHEREAS: The Legislature directed Public Health to reduce the budgeted funds in the 2009 County budget to reduce potential taxation in case it was not needed; with the understanding that if needed, the funding would come from County contingency funds in 2009; and

WHEREAS: Public Health has determined the amount of additional funding needed for both mandated programs through the balance of 2009; and

WHEREAS: Public Health is not requesting the entire amount projected as needed for the balance of 2009, with the intent of delaying the request of some of the needed funds until later in 2009 to allow for any decreases in costs that could result from an unanticipated drop in the number of clients and/or less mandated services in the coming months; and

WHEREAS: The additional costs of the Handicapped Education and Early Intervention programs will result in additional revenue and state aid reimbursement, decreasing the amount needed from County contingency funds; and

WHEREAS: Transfer of funds requires Legislative approval, therefore be it

RESOLVED: That funds be transferred as follows:

From: A1610.16	Handicapped Education Fees	\$ 50,000
A1610.17	Early Intervention Fees	\$ 94,788
A3460.00	State Aid: Handicapped Education	\$ 242,347
A1990.40-715	County Contingency Account	\$ 262,185
To:		
A2960.40-590	Handicapped Education- Contractual Services	\$ 491,340
A4044.20-130	Early Intervention- Equipment	\$ 6,180
A4044.40-140	Early Intervention- Contracting Services	\$ 151,800

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

**RESOLUTION NO. -09 APPROPRIATION OF FUNDS
PUBLIC HEALTH**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: Tioga County Public Health has been awarded the “Give Kids A Smile” grant from the NYS Dental Foundation for exemplary provision of services by the Mobile Dental Services program to the residents of Tioga County, particularly to the non-insured and underinsured children of our County; and

WHEREAS: The grant award is intended for any necessary improvements in the program for children, including the maintenance and upgrades to the Mobile Dental Services facilities; and

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

RESOLVED: That funding be appropriated as follows:

From: A1610.20	Dental Van Fees	\$ 5,000
To: A4064.40-595	Dental Van Services Rendered	\$ 5,000

**Roll Call:
Ayes
Noes
Absent**

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. -09

**TRANSFER FUNDS FROM
EAST RIVER RD BRIDGE
TO COURT HOUSE
PROJECT**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Tioga County Legislature has authorized the Commissioner of Public Works to do Court House exterior renovations; and

WHEREAS: The costs for this work has come in over the amount budgeted; and

WHEREAS: The East River Rd. Bridges Project is completed and has an excess of \$210,000; therefore be it

RESOLVED: That the sum of \$210,000 is hereby appropriated as follows:

From: East River Rd. Bridges Account H2007.06 \$210,000

To: Court House Ext. Renovation H1620.20-927 \$210,000

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. -09

**AWARD BID FOR COURT HOUSE
PROJECT**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Commissioner of Public Works budgeted money in the 2009 Capital Projects budget for Court House Exterior Renovations; and

WHEREAS: Sealed bids were scheduled to be opened in August with no bids received; and

WHEREAS: A re-bid was scheduled for Thursday, September 10, 2009 and the results are as follows:

1. W.L. Kline	Binghamton, NY	\$291,000
2. LaChase	Rochester, NY	\$324,700
3. Marchuska Bros.	Endicott, NY	\$326,911
4. Traver Construction	Ithaca, NY	\$579,000

therefore be it

RESOLVED: That the Tioga County Legislature award the Court House Exterior Renovation bid to the low bidder W.L. Kline, Binghamton, NY in the amount of \$291,000 to be paid out of Court House Exterior Renovation Account H1620.20-927.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. -09

**AWARD CONSTRUCTION BID FOR
SOUTHSIDE DRIVE BRIDGE TO
R. DEVINCENTIS**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: Tioga County is receiving stimulus grant money in the amount of \$1.5M for the replacement of the Southside Drive Bridge over Pumpelly Creek (BIN 3335530); and

WHEREAS: August 10, 2009 bids were opened for the Replacement of the Southside Drive Bridge over Pumpelly Creek (BIN 3335530); and

WHEREAS: The bid results were as follows:

1. R. DeVincentis Construction, Inc.	Binghamton, NY	\$1,224,000.00
2. Vector Construction Corp.	Cicero, NY	\$1,262,289.50
3. Barrett Paving Materials, Inc.	Liverpool, NY	\$1,274,663.63
4. Economy Paving Co., Inc.	Cortland, NY	\$1,286,018.52
5. Procon Contracting, Inc.	Vestal, NY	\$1,415,000.00
6. Fahs Construction	Binghamton, NY	\$1,428,880.50
7. Silverline Construction	Burdett, NY	\$1,433,437.50

And

WHEREAS: McFarland Johnson Inc., Binghamton, NY has reviewed the bid proposals and recommends awarding the project to the low bidder R. DeVincentis Construction, Binghamton, NY, which satisfies the requirement for qualifications; therefore be it

RESOLVED: That the Tioga County Legislature award the bid for the replacement of the Southside Drive Bridge (BIN 3335530) to the low bidder R. DeVincentis, Binghamton, NY not to exceed \$1,224,000.00 to be paid out of Southside Drive Bridge H2008.08.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. -09

**AWARD CONSTRUCTION
INSPECTION CONTRACT TO
MCFARLAND JOHNSON FOR
SOUTHSIDE DRIVE BRIDGE**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Southside Drive Bridge (BIN 3335530) Project over Pumpelly Creek in the Village of Owego, NY will require inspection services during the duration of the project; and

WHEREAS: McFarland Johnson Engineers, Binghamton, NY has successfully completed the NYSDOT Selection process for engineering services; therefore be it

RESOLVED: That the Tioga County Legislature approve the hiring of McFarland-Johnson, Binghamton, NY for inspection services not to exceed \$250,000 to begin immediately with a completion date of November 30, 2010; and be it further

RESOLVED: That these services should be paid out of Southside Drive Bridge Project Account H2008.08.

Roll Call:

Ayes

Noes

Absent

REFERREED TO:

**AG COMMITTEE
ED&P COMMITTEE**

RESOLUTION NO. -09

**APPLY FOR NYS DAM COUNTY
AGRICULTURAL AND FARMLAND
PROTECTION PLAN UPDATE GRANT**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The NYS Department of Agriculture and Markets has made available a funding opportunity for counties to update their Agricultural and Farmland Protection Plans that are at least 10 years old and Tioga County's current plan was approved by the Commissioner of NYS DAM in February 1999 so it is eligible for these funds; and

WHEREAS: This grant source requires a 50% match made up of a combination of cash and in-kind services; and

WHEREAS: Tioga County realizes the importance of protecting local farmland, its significance to the County, and the importance of developing a written protection plan for that farmland; and

WHEREAS: The Tioga County Agricultural and Farmland Protection Plan grant will be submitted at a total of \$30,000, with a \$15,000 request from Ag & Markets plus \$7,000 cash match and \$8,000 in-kind from Planning as well as Tioga County Cornell Cooperative Extension and Tioga County Soil & Water Conservation District, which have both provided support and commitment letters; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes submission and administration of said grant to NYS Department of Agricultural and Markets in the amount of \$30,000 and commits a cash match of \$2,000 from the Planning Department budget, along with \$4,000 in-kind from Planning Department staff.

**Roll Call:
Ayes
Noes
Absent**

REFERRED TO: INFORMATION TECHNOLOGY

**RESOLUTION NO. -09 AUTHORIZATION TO HIRE
CONSULTANT TO CONNECT TELEPHONE
EXTENSION TO ELECTRIC METER**

**Adoption moved by Legislator
seconded by Legislator**

**WHEREAS: The Information Technology and Communication Services
Department is responsible for the telephone system for Tioga County; and**

**WHEREAS: NYSEG installed an electric meter telephone demark box at HHS that
requires a dedicated phone connection for NYSEG to monitor this equipment; and**

**WHEREAS: All-Mode Communications has been selected as the vendor to install
the telephone connection; and**

WHEREAS: The payment of said services is not to exceed \$1,155.00; therefore be it

**RESOLVED: That the Tioga County Legislature authorize Information Technology
and Communication Service's Department to hire All-Mode Communications to
perform said services at a total payment not to exceed \$1,155.00 and to be paid for
out of Information Technology's account A1680.40-140.**

**Roll Call:
Ayes
Noes
Absent**

REFERRED TO: FINANCE/LEGAL COMMITTEE

**RESOLUTION NO. -09 AMEND RESOLUTION NO. 240-09
ACCEPT AUCTION BIDS FOR COUNTY
OWNED PROPERTY ACQUIRED FOR
TAXES, AUTHORIZE EXECUTION OF
DEEDS**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: Resolution No. 240-09 accepted auction bids for County owned property acquired for taxes and authorized the execution of deeds; and

WHEREAS: The bid on the parcel assessed to EE Root & Sons, Inc. in the Village of Owego and the Town of Owego, Tax Map Number 128.11-2-20, was entered incorrectly as \$3,000, as the bid was actually \$3,500; and

WHEREAS: One of the purchaser's names was incorrectly stated and should have been Ern Hwei Hannah Fong; therefore be it

RESOLVED: That Resolution No. 240-09 be amended as follows:

Town of Owego

Prior Owner; Tax Map #

Purchaser

Bid

128.11-2-20, EE Root & Sons, Inc.	Nathan Kennedy & Ern Hwei Hannah Fong	\$3,500.00
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And be it further

RESOLVED: That the remainder of Resolution 240-09 is in full force and effect.

Roll Call:

Ayes

Noes

Absent

REFERRED TO: PERSONNEL COMMITTEE

**RESOLUTION NO. -09 AMEND COUNTY POLICY 44:
NON-UNION BENEFITS**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: The Tioga County Legislature is looking at ways to cut costs; and

WHEREAS: Dental insurance has been provided to County employees free of charge; and

WHEREAS: Two of the three unions have previously agreed to discontinue the dental coverage; and

WHEREAS: In an attempt to cut costs, the legislature has determined that the Non-Union employees should be required to either discontinue the dental coverage or pay 100% of the dental premium effective January 1, 2010; therefore be it

RESOLVED: That County Policy 44: Non Union Benefits, Section 5 – Health & Dental Insurance is hereby amended to include a paragraph which states:

“Effective January 1, 2010: Any eligible employee who continues to carry dental coverage shall be required to pay 100% of the premium. Said premium payments shall be processed as pre-tax payroll deductions.”

Roll Call:

Ayes

Noes

Absent

REFERRED TO: PERSONNEL COMMITTEE

**RESOLUTION NO. -09 AMEND COUNTY POLICY 44:
NON-UNION BENEFITS**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: The Tioga County Legislature is looking at ways to cut costs; and

WHEREAS: The contributions toward health insurance by legislators has not been increased since January 1, 2003 per Resolution 318-02; and

WHEREAS: The Tioga County Legislators wish to do their part to reduce County costs; therefore be it

RESOLVED: That, effective January 1, 2010, the County Legislators shall increase their contributions toward health insurance 100%; and be it further

RESOLVED: That County Policy 44: Non Union Benefits, Section 5, Paragraph 9 shall be amended to reflect the increased contribution amounts for Legislators as follows:

“Effective January 1, 2010: Legislators enrolled in the following plans shall make the following contributions:

Individual Indemnity	\$30 per month
Family Indemnity	\$40 per month
Individual H-Split PPO	\$15 per month
Family H-Split PPO	\$30 per month”

Roll Call:

Ayes

Noes

Absent

REFERRED TO: PERSONNEL COMMITTEE

**RESOLUTION NO. -09 AMEND RESOLUTION 50-94
RETIREE HEALTH INSURANCE
CONTRIBUTIONS**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: Resolution 50-94 established contribution rates for retiree health insurance; and

WHEREAS: Resolution 361-01 increased those rates; and

WHEREAS: It has been 8 years since contribution rates for retirees hired prior to 1993 have been adjusted; and

WHEREAS: The Retirees' Association has surveyed their members and found a willingness to increase their monthly contributions by \$10; and

WHEREAS: The County Legislature is appreciative of this offer on the part of the retirees, especially in these tough economic times; therefore be it

RESOLVED: That effective January 2010, retirees who fall into Section IV.A of County Policy 3 shall contribute \$20 per month for individual coverage or \$25 per month for family coverage.

Roll Call:

Ayes

Noes

Absent

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

**RESOLUTION NO. -09 RECLASSIFY SENIOR CLINICAL SOCIAL
WORKER TO SUPERVISING CLINICAL
SOCIAL WORKER IN THE MENTAL
HYGIENE DEPARTMENT**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: Resolution 173-09 authorized Lori Monk, Senior Clinical Social Worker, to receive out-of-title pay retroactive to November 25, 2008, as a Supervising Clinical Social Worker in accordance to Article 4, Section E of the CSEA contract; and

WHEREAS: The new Director of Community Services has reviewed the Tioga County Mental Hygiene Department's current organizational chart and the State Office of Mental Health 2010 clinic restructuring plans; and

WHEREAS: The Director of Community Services has provided justification to the Personnel Officer to reclassify Ms. Monk's title to that of Supervising Clinical Social Worker in light of the long term needs of the Mental Hygiene Department and of the community in the treatment of clients who are mentally ill and chemically addicted; therefore be it

RESOLVED: That the Tioga County Legislature authorize Lori Monk's title of Senior Clinical Social Worker (CSEA salary grade XVII) be reclassified to the title of Supervising Clinical Social Worker (CSEA salary grade XVIII) reflective of an annual increase of \$ 1,971.00, which she presently receives due to Resolution 173-09; and be further

RESOLVED: That Ms. Monk be permanently appointed from the Supervising Clinical Social Worker eligible list, 72435, at her present annual salary of \$50,027.00 effective September 16, 2009.

Roll Call:

Ayes

Noes

Absent

