

*Ninth Regular Meeting
September 13, 2022*

The Ninth Regular Meeting of 2022 was held on September 13, 2022 and was called to order by the Chair at 12:00 p.m. Legislators Ciotoli, Monell, Mullen, Sauerbrey, Standinger, and Weston were present with Legislators Brown, Hollenbeck, and Roberts being absent.

Chair Sauerbrey asked Legislator Standinger to have a moment of prayer. "Lord, we ask for your guidance as we conduct the business of the citizens of Tioga County and we appreciate that we are blessed by being in a free country with a Constitution."

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

There were 27 people in attendance.

Chair Sauerbrey asked for a unanimous motion for the following recognition resolution, seconded unanimously and carried.

Legislator Weston read and presented the following resolution to Commissioner of Public Works Hammond, who accepted on behalf of employee, Carlton Snapp, Public Works.

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

RESOLUTION NO. 252-22 *RECOGNIZING CARLTON SNAPP'S
35 YEARS OF DEDICATED SERVICE
TO TIOGA COUNTY*

WHEREAS: Carlton Snapp started his employment with Tioga County as Laborer of Public Works on September 29, 1986; and was promoted to Motor Equipment Operator II on June 20, 1988; and was promoted to Motor Equipment Operator III on January 1, 1991; and was promoted to Sign Maintenance Worker on November 4, 2002; and

WHEREAS: Carlton Snapp has been a dedicated and loyal employee in the performance of his duties and responsibilities during the past 35 years to the Public Works Department. He has earned the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Mr. Snapp is retiring on September 21, 2022; 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 Carlton Snapp for his 35 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 dedicated and outstanding employee, Carlton Snapp.

ROLL CALL VOTE

Unanimously Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED UNANIMOUSLY.

Commissioner of Public Works Hammond spoke. "In addition to all that was stated in the resolution, Carlton served as the union steward for the Highway Department for over 20 years. I have his plaque and signed recognition resolution and I will make sure that he receives this along with the Legislature's thanks."

Chair Sauerbrey reported we have three proclamations that will be read and presented; **Employee Recognition and Appreciation Week (9/19-9/23/22)**, **Healthy Aging Month, and Child Welfare Appreciation Week (9/12 – 9/16/22)** and one proclamation that will be noted in the minutes; **National Recovery Month in Tioga County**.

Chair Sauerbrey reported Steven Palinosky, Employee Recognition Committee member, will read and present the Employee Recognition & Appreciation Week proclamation recognizing the County's employees who have attained 25 years of service.

Steven Palinosky spoke. "Good Afternoon Everybody, I will be reading a proclamation and I will come to a point where I will be listing the names of the employees who have attained 25 years of service. When I call your name, if you are not here, raise your hand. If you are here, please come up and receive your certificate and stay for a group picture at the end."

**County of Tioga
EXECUTIVE PROCLAMATION**

WHEREAS: The mission and services of Tioga County depend heavily on the tireless contributions of its dedicated employees; and

WHEREAS: The Tioga County Legislature wishes to recognize the efforts of all Tioga County employees; and

WHEREAS: The Employee Recognition Committee was created to provide a mechanism to show our appreciation for the Employees of Tioga County; and

WHEREAS: Those employees who have served for more than 25 years have shown a steadfast commitment to serving the well-being of the residents of Tioga County, and should be recognized by those whom they have served; and

WHEREAS: The Tioga County Legislature would like to especially recognize the following employees who have attained 25 years since last year's ceremonies:

<u>Name</u>	<u>Department</u>	<u>Years</u>
Brian Henry	Sheriff's Office	25
Kimberly Heyman	Social Services	25
Brenda Holt	Social Services	25
Shawn Nalepa	Sheriff's Office	25
Roy Schreiner	Sheriff's Office	25

NOW THEREFORE, THE TIOGA COUNTY LEGISLATURE does hereby proclaim and designate the week of September 19th – 23rd, 2022 as

EMPLOYEE RECOGNITION AND APPRECIATION WEEK

in the County of Tioga, New York, and call upon our citizens to join in recognizing these dedicated employees.

Chair Sauerbrey spoke. "Thank you for your service."

Legislator Standinger read and presented the Healthy Aging Month proclamation to Laura Bennett, Public Health Educator.

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

WHEREAS: Aging is a normal and natural process that everyone undergoes, yet it can present challenges such as increased rates of chronic diseases including hypertension, diabetes, dementia, and arthritis; and

WHEREAS: The way an individual ages depends on a multitude of factors including heredity, physical health, mental health, lifestyle, and nutrition; and

WHEREAS: Remaining physically active, eating a balanced diet, being involved in your community, using preventative services such as cancer screenings, and most importantly managing your health can help you age in a graceful manner and decrease the likelihood of developing chronic conditions; and

WHEREAS: The number of older adults continues to grow in the United States; by the year 2030, 1 in 5 adults are projected to be 65 years or older; and

WHEREAS: According to 2020 census data, older adults account for 21.5% of Tioga County's population. Prioritizing healthy aging is crucial; and

WHEREAS: With an aging population comes an increased need for healthcare, long-term care, social services, senior housing, and other resources that support adults as they age; and

WHEREAS: Current resources for older adults in Tioga County include, but are not limited to, programs offered through Tioga Opportunities, Tioga County Department of Social Services, Tioga County Mental Hygiene, and Tioga County Public Health. Available services include congregate dining and home delivered meals, programs and activities for older adults, protective services, long term care services, and free home safety checks; therefore

The TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the month of September 2022 as:

HEALTHY AGING MONTH

and urges all residents 65 years and older to utilize available programs and services in our community, visit their primary care provider regularly, make healthy lifestyle choices, and enjoy their lives!

Public Health Educator, Laura Bennett spoke. "Thank you. My name is Laura Bennett, Health Educator at the Public Health Department. So, we may all be at different places in life, but we are all aging. And, while adopting a healthy lifestyle is important for our quality of life, I think knowing our family's health history can be equally as important because heredity also influences how we age. Taking preventative measures, like eating healthy and exercising, are worthwhile, but unfortunately some health conditions cannot be prevented and knowing your family history of certain health conditions can help make you more aware of the symptoms of those conditions so, if you begin experiencing any of them, you know to seek guidance from your primary care provider. Treating conditions as early as possible is often key to keeping them under

control and preserving our quality of life. Thank you for recognizing September as Healthy Aging Month and promoting the measures we can all take to live long, fulfilling lives. Thank you."

Legislator Standinger read and presented the Child Welfare Appreciation Week proclamation to Liz Myers, Director of Social Services.

COUNTY OF TIOGA EXECUTIVE PROCLAMATION

WHEREAS: Tioga County child welfare workers are responsible for the health, safety, and wellbeing of all children in Tioga County; and

WHEREAS: Child welfare workers have the challenging task of investigating child abuse and neglect, providing services to families, assessing safety, providing support, and enhancing family connections and strengths to ensure that the children of Tioga County remain safely in their homes or are returned home as quickly as possible; and

WHEREAS: Child welfare workers are required to enter situations in which their personal safety may be put at risk by the very clients they serve as well by public health emergencies such as the COVID-19 pandemic; during which caseworkers continued to conduct investigations and work with families in person and in their homes at great risk to their own health; and

WHEREAS: Child welfare workers exhibit a dedication to their work to protect children and families while having enormous responsibility, under great criticism, with low levels of appreciation, and considerable impacts to their personal life; and

WHEREAS: Child welfare workers are under recognized local first responders and heroes; therefore

The TIOGA COUNTY LEGISLATURE hereby proclaims the week of September 12-16, 2022, as

CHILD WELFARE APPRECIATION WEEK

in Tioga County and recognize the outstanding dedication and perseverance of all of the Tioga County Department of Social Services Child Welfare Staff in Tioga County.

Legislator Standinger spoke. "In my prior life, I was involved in a lot of child investigations and this young lady standing to my right was new at that and she did a fine job, but now she is in charge of that division of Shawn's operation.

But, it is a situation that can be very troubling at times and I give them a lot of credit for being able to step up and take care of it. I know the paperwork is astronomical, but they get it done."

Director of Social Services, Liz Myers spoke. "Thank you, Bill. I was actually hoping today that I would see more of my staff here, but they are so darn dedicated they must be doing work or at least that is what I am going to tell myself. I do have one person here in the back, Sarah Tiffany, who is one of my supervisors. I wanted to put some faces to this work, so I am sad they are not here but I know they are out doing what they need to do. Thank you for this recognition. I think child welfare workers in the media get a bad rap, but we are really here to help families and we want what is best for families. It's a thankless job, but our people love what they do and they are out there day-in and day-out making sure that kids and families are safe. So, we appreciate this recognition and this proclamation and we are doing some things throughout the month to try and recognize them and support them in the work they do. I will put a plug in noting that we are down staff, so any advertisement or folks you know that might be interested in a really beneficial job, emotionally challenging, but very rewarding job, send them to the Personnel Office because we would love to have them. Thank you very much."

Chair Sauerbrey spoke. "Thank you for the work that you and your staff do."

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

WHEREAS: Prevention, treatment and recovery efforts improve the community's welfare and provide renewed outlook on life for those who, along with their family and friends, struggle with substance use disorders; and

WHEREAS: 17 million adults have a co-occurring mental health and substance use disorder; and

WHEREAS: Of the 38.7 million adults in the United States with a substance use disorder, 29.3% also have a co-occurring mental health disorder; and

WHEREAS: Substance use negatively affects children, families and loved-ones and takes a great toll on our society economically and in terms of safety; and

WHEREAS: Studies have indicated that people who made an effort to get treatment, but did not receive it, were concerned that receiving treatment might cause neighbors and community members to have negative opinions of them; and

WHEREAS: Fear and stigma continue to be barriers to seeking help for an addiction; and

WHEREAS: CASA - Trinity provides prevention, education, advocacy, early intervention and referral services for individuals, friends or family members who are living with an addiction; and

WHEREAS: Tioga County Department of Mental Hygiene remains eager and prepared to provide treatment for Tioga County citizens who choose to work toward recovery for a substance use disorder; and

WHEREAS: Such education and raising awareness is essential in overcoming misconceptions and achieving long-term recovery; and

WHEREAS: To help achieve this goal, the US Department of Health and Human Services, the Substance Use and Mental Health Services Administration, the White House Office of National Drug Control Policy, the New York State Office of Alcoholism and Substance Abuse Services, and the Tioga County Department of Mental Hygiene invite all Tioga County residents to participate in the 33rd anniversary of National Alcohol and Drug Addiction Recovery Month now known as National Recovery Month; therefore

The TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the month of September 2022 as:

NATIONAL RECOVERY MONTH IN TIOGA COUNTY

There was no privilege of the floor.

Legislator Weston made a motion to approve the minutes of August 9, 2022, seconded by Legislator Monell and carried.

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

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 253-22 *DESIGNATION OF TIOGA COUNTY LOCAL
DEVELOPMENT CORPORATION, D.B.A.
TIOGA COUNTY TOURISM, AS AUTHORIZED
TOURISM PROMOTION AGENCY FOR 2023*

WHEREAS: The Tioga County Local Development Corporation, d.b.a. the Tioga County Tourism Office, is the not-for-profit corporation that develops and implements a tourism promotion and marketing program for the County; and

WHEREAS: The Tioga County Tourism Office coordinates with the State in its tourism grants program; and

WHEREAS: The New York State Tourism Grants Program is designed to encourage tourism promotion throughout the regions of New York State; and

WHEREAS: The guidelines for this local assistance program require counties to appoint an official Tourism Promotion Agency (TPA); therefore be it

RESOLVED: That the Tioga County Tourism Office be and hereby is designated by the Tioga County Legislature as their Tourism Promotion Agency for the 2023 budget year and authorized to make application for and receive grants on behalf of the County pursuant to the New York State Tourism Promotion Act.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 254-22 ESTABLISH EQUALIZATION RATES

RESOLVED: That under the provisions of Section 804 of the Real Property Tax Law, equalization rates for the purpose of apportioning 2023 County taxes among the several Towns are hereby established as follows:

Town of Barton	73.40
Town of Berkshire	91.00
Town of Candor	85.50

Town of Newark Valley	60.00
Town of Nichols	24.40
Town of Owego	62.00
Town of Richford	92.00
Town of Spencer	100.00
Town of Tioga	5.50

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: AG LEGISLATIVE COMMITTEE
ED&P LEGISLATIVE COMMITTEE

RESOLUTION NO. 255-22 *SET PUBLIC HEARING FOR THE NEW
AG & MARKETS AGRICULTURAL DISTRICTS
SEQR SHORT ENVIRONMENTAL ASSESSMENT FORM*

WHEREAS: Tioga County Department of Economic Development & Planning is the administrator of the NYS Agricultural Districts Program pursuant to Article 25-AA of the New York State Agriculture & Markets Law; and

WHEREAS: NYS Department of Agriculture and Markets (Ag & Markets) is improving the SEQR process associated with unlisted modifications of Agricultural Districts; and

WHEREAS: This new process requires that every county adopt Ag & Markets new Agricultural Districts SEQR Short Environmental Assessment Form after a required public hearing; therefore be it

RESOLVED: That a public hearing will be held on Thursday, September 22, 2022 in the Legislative Conference Room of the Ronald E. Dougherty County Office

Building located at 56 Main Street, Owego, NY at 0:00 a.m. All interested parties will be heard by the Tioga County Legislature at this hearing.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 256-22 *SET PUBLIC HEARING FOR
RESTORE NY COMMUNITIES INITIATIVE ROUND 6
APPLICATION – RIVER HOUSE CONFECTIONERY &
MERCANTILE REHABILITATION PROJECT*

WHEREAS: Tioga County is applying for a NYS ESD Restore New York Communities Initiative Round 6 (“Restore NY”) Grant on behalf of River House Confectionery & Mercantile for their project at 178-180 Front Street, Owego, as listed on the Property Assessment List in the application; and

WHEREAS: The Restore NY Grant program requires a public hearing to discuss the Restore NY application and the Property Assessment List; therefore be it

RESOLVED: That Tioga County will hold a public hearing to discuss its Restore NY application and Property Assessment List on Thursday, September 22, 2022 at 10:05 a.m. in the Legislative Conference Room of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, NY. All interested parties will be heard at this hearing.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 257-22 *SET PUBLIC HEARING FOR
RESTORE NY COMMUNITIES INITIATIVE ROUND 6
APPLICATION – TIOGA TRAILS REHABILITATION
PROJECT*

WHEREAS: Tioga County is applying for a NYS ESD Restore New York Communities Initiative Round 6 ("Restore NY") Grant on behalf of Nelson Development Group, LLC for their project at 48-50 Lake Street, Owego, as listed on the Property Assessment List in the application; and

WHEREAS: The Restore NY Grant program requires a public hearing to discuss the Restore NY application and the Property Assessment List; therefore be it

RESOLVED: That Tioga County will hold a public hearing to discuss its Restore NY application and Property Assessment List on Thursday, September 22, 2022 at 10:10 a.m. in the Legislative Conference Room of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, NY. All interested parties will be heard at this hearing.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 258-22 *AUTHORIZE APPLICATION FOR ABSENTEE BALLOT
PRE-PAID POSTAGE GRANT*

WHEREAS: Chapter 55 of the Laws of 2022 requires county boards of elections to provide postage-paid return envelopes for absentee ballots and absentee ballot applications, as of July 1, 2022; and

RESOLVED: That the Tioga County Legislature hereby authorizes said grant application to FEMA for a Tioga County HMP Update in an amount not to exceed \$100,000, including the \$10,000 local match, and authorizes the Chair of the County Legislature to sign any and all grant related paperwork upon review of the County Attorney.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 260-22 *AUTHORIZE THE SUBMISSION OF
FY2022 DOMESTIC TERRORISM PREVENTION
GRANT APPLICATION
OFFICE OF EMERGENCY SERVICES*

WHEREAS: The NYS Division of Homeland Security and Emergency Services (DHSES) has issued the FY2022 Domestic Terrorism Prevention Grant in the amount of \$172,413 to be utilized to prevent targeted violence and domestic terrorism through the utilization of Threat Assessment and Management (TAM) teams and the development of comprehensive Domestic Terrorism Plans; and

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

RESOLVED: That the Tioga County Office of Emergency Services be given authorization to apply for the FY2022 Domestic Terrorism Prevention Grant application and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
RESOLUTION NO. 261-22 *AUTHORIZE THE SUBMISSION OF THE
2022-2023 NYS STOP DWI HIGH VISIBILITY
ENGAGEMENT APPLICATION
STOP DWI*

WHEREAS: The NYS STOP-DWI Foundation Board secured funding from the Governor's Traffic Safety Committee for the High Visibility Engagement Campaign during the grant cycle of October 1, 2022– September 30, 2023 with \$17,500 in funding set for Tioga County; and

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

RESOLVED: That the Tioga County Legislature authorizes the Sheriff's Office to apply for this grant.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
RESOLUTION NO. 262-22 *APPROVE 2023 STOP DWI PLAN*

WHEREAS: The New York State Governor's Traffic Safety Committee (GTSC) requires counties to submit an annual STOP DWI Plan by October 1st for the use of monies collected under the STOP DWI Program; and

WHEREAS: The STOP DWI Coordinator has submitted a 2023 STOP DWI Plan to the Tioga County Legislature for approval; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves the 2023 STOP DWI Plan including the following budgeted appropriations:

Enforcement	\$ 6,000
Prosecution Related	\$ 1,000
Probation	\$13,000
Rehabilitation	\$ 1,000
PI&E	\$14,000
Administration	\$ <u>450</u>
	\$35,450

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 263-22 *AUTHORIZE 2022-2023 CONTRACTS WITH SADD
SCHOOL ASSOCIATES
STOP DWI*

WHEREAS: It is the desire of the STOP DWI Program to arrange five contracts with SADD School Associates which are defined as independent contractors not entitled to county employee benefits; and

WHEREAS: It is the desire to contract with the following five SADD School Associates for the school year 2022-2023; Aria French to serve the Candor School District; Matthew Cicchetti to serve the Newark Valley School District; Joan Beck to serve the Owego Apalachin School District; Erika Brown to serve the Spencer Van Etten School District; and Janice Barto to serve the Tioga Central School District; and

WHEREAS: Each SADD School Associate will be compensated \$100 each month for the ten months of the school year, but will not exceed \$1,000 for the year; and

WHEREAS: The Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties involved and outlines the compensation to be paid to the STOP DWI School Associates; therefore be it

RESOLVED: That these contracts for SADD School Associates be authorized for the 2022-2023 school year.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
LEGAL/FINANCE COMMITTEE

RESOLUTION NO. 264-22 *AUTHORIZE CONTRACT BETWEEN
RIVERSIDE FORENSIC PATHOLOGY, PLLC AND
TIOGA COUNTY*

WHEREAS: Beginning January 1, 2023, Riverside Forensic Pathology, PLLC will provide professional services for autopsies, laboratory testing, x-rays, and use of morgue facilities for Tioga County due to the semi-retirement of Dr. James Terzian from Twin Tiers Pathology Associates, PC; and

WHEREAS: The contract with Riverside Forensic Pathology, PLLC calls for \$1,100.00 per complete autopsy examination to be paid to pathologists and various other fees depending on tests, x-rays, etc. that are needed; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Tioga County Chair to sign a contract, upon approval of the County Attorney, with Riverside Forensic Pathology, PLLC for services rendered to Tioga County at the costs listed above and for a term of 1/1/23 through 12/31/23.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

WHEREAS: The NYS Office of Children and Family Services (OCFS) has directed every County to create Alternative to Detention programming and since 2015 the Probation Department has been the Lead Agency for the County to apply for STSJP funding; and

WHEREAS: The funding is based on an approved OCFS contract for a maximum of \$40,000 and is set at a ratio of 62% state reimbursement – 38% county share for monies expended by the County for Alternative to Detention programming for Juvenile Delinquents. The Tioga County Legislature agrees to accept this reimbursement funding format; therefore be it

RESOLVED: That the Tioga County Legislative Chair is approved to contract with the Office of Children and Family Services for STSJP funding as follows:

Probation Department – Juvenile Delinquency Alternatives to Detention

Reminder Call, Electronic Monitoring	\$15,634.00
State Share	\$ 9,693.08
County Share	\$ 5,940.92

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 267-22 *AUTHORIZE CAPITAL PROJECT
AMERICAN RESCUE PLAN ACT (ARPA)
CAPITAL APPROPRIATION REQUEST 001*

WHEREAS: The Safety Committee has identified a need and made a recommendation to the Tioga County Legislature for the improvement of Security facilities at 56 Main St in Owego NY; and

WHEREAS: American Rescue Plan Act “ARPA” funds have been budgeted in the Tioga County 2022 Capital Budget for use specifically as designated by the Tioga

County Legislature for Security Improvements to both the HHS Building and 56 Main St; and

WHEREAS: Upon the successful receipt and review of the One Time ARPA request form(s), both the Legislative Chair and the ARPA Fund Administrator have granted their approval of the form, and have submitted the request to the Tioga County Legislature for final review and approval; and

WHEREAS: The Tioga County Legislature shall oversee and authorize all ARPA expenditures whether budgeted or not; therefore be it

RESOLVED: That invoices related to the Security Upgrades for 56 Main St in Owego NY to be paid with ARPA funds are to be appropriated from the following account for no more than the amount requested:

From: H1620 520911 M7674 56 Main Renovations \$30,691.60

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 268-22 *AUTHORIZE CONTRACT WITH EMPLOYEE NETWORK, INC. (eni) FOR EMPLOYEE ASSISTANCE PROGRAM*

WHEREAS: Tioga County employees are covered under an Employee Assistance Program (EAP) and the current vendor contract expires December 31, 2022; and

WHEREAS: In accordance with the Tioga County Purchasing and Payment Policy quotes were obtained from three (3) EAP providers; and

WHEREAS: The Personnel Department reviewed and compared the pricing and services offered by each vendor; and

WHEREAS: Employee Network, Inc. (eni), a company that has been providing EAP services for over 30 years and who has other NYS public sector clients, has submitted a proposal to provide Tioga County's EAP for a three (3) year term at a rate of \$1.32/per covered employee per month with two (2) 1-year options to renew; and

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

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

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with eni, subject to review by the County Attorney, to administer our Employee Assistance Program for full-time and part-time employees at a cost of \$1.32/per covered employee per month effective January 1, 2023 through December 31, 2025.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 269-22 *AUTHORIZE PURCHASE OF SPECIFIC EXCESS AND
EMPLOYER'S LIABILITY INSURANCE FOR WORKERS'
COMPENSATION PROGRAM*

WHEREAS: The Tioga County Self-Insurance Plan's excess insurance policy and employer's liability insurance policy expire December 31, 2022; and

WHEREAS: The Tioga County Self-Insurance Plan by-laws allow for the purchase of excess or catastrophic insurance; and

WHEREAS: The continuance of both excess and employer's liability insurance policies help to limit exposure to the Tioga County Self-Insurance Plan; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the purchase of specific excess insurance and employer's liability insurance, subject to review by the County Attorney, from an A- Rated or better insurance company for the period of January 1, 2023 through December 31, 2023 to be paid for out of the 2023 Tioga County Self-Insurance budget.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 270-22 *AUTHORIZE REIMBURSEMENT FROM REMAINING
HAVA SHOEBOS GRANT FUNDS AND
BUDGET AMENDMENT*

WHEREAS: The Tioga County Board of Elections is managing two unexpected and additional federal elections in the year 2022 that were not included in the 2022 budget; and

WHEREAS: Expenditures related to the implementation of federal elections are allowable for reimbursement under the HAVA SHOEBOS Grant; and

WHEREAS: Tioga County still has \$16,910.22 SHOEBOS funds available to spend; and

WHEREAS: The Tioga County Board of Elections has made and will be making expenditures to which these funds may be applied; therefore be it

RESOLVED: That the Tioga County Board of Elections is authorized to apply for and accept the remaining \$16,910.22 of HAVA SHOEBOS reimbursement funding and apply to allowable election expenses under the SHOEBOS contract as deemed appropriate by the Tioga County Election Commissioners; and be it further

RESOLVED: That the 2022 budget be modified and funds be appropriated to the following accounts:

FROM:	A1450-440890	Federal Aid-HAVA	\$16,910.22
TO:	A1450-540490	Election Expense	\$16,910.22

And be it further

RESOLVED: That any remaining SHOEBOX revenue not appropriated in 2022 shall carry over and be available for appropriation until all SHOEBOX funds have been expended.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 271-22 *AUTHORIZE ACCEPTANCE OF THE NYS
2021-2022 PSAP OPERATIONS GRANT AND
MODIFY 2022 BUDGET*

WHEREAS: The Sheriff's Office applied and was awarded a NYS Office of Interoperable and Emergency Communications PSAP Operations grant in the amount of \$129,044; and

WHEREAS: This funding will reimburse the E911 budget for Dispatcher personnel service costs incurred in 2022; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the acceptance of this award; and be it further

RESOLVED: That the 2022 budget be modified to reflect this state aid and that this funding be receipted with the following revenue account.

Revenue Account: A3020 433310 \$129,044

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 272-22 *2022 BUDGET MODIFICATION AND
TRANSFER OF FUNDS FOR
PURCHASE OF OFFICE CHAIRS FOR THE
LEGISLATIVE OFFICE*

WHEREAS: The Legislative Office has two office chairs in need of replacement; and

WHEREAS: The Legislative Office budget does not have an established budget line for Chairs; and

WHEREAS: Amending of Budget and Transfer of Funds requires Legislative approval; therefore be it

RESOLVED: That the Legislative Office 2022 budget be modified by establishing a new budget line (A1010 520070) and that the following sums be transferred to cover the cost of the new office chairs.

From:	A1010 540485 Printing/Paper	\$350.00
	A1010 540390 Mileage	\$150.00
To:	A1010 520070 Chairs (New)	\$500.00

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 273-22 AMEND 2022 BUDGET
CONTINGENCY TRANSFER REQUEST
MEDICAL EXAMINERS & CORONERS

WHEREAS: The Tioga County Coroner has reported a higher than expected number of deaths and autopsy cases for 2022, and the A1185 Medical Examiners and Coroners accounts will not have sufficient funds for the remainder of 2022 to cover the anticipated costs; and

WHEREAS: Funds will need to be transferred from the Tioga County Contingency account in order to accommodate the increasing number of cases as reported by the Tioga County Coroner; and

WHEREAS: Amending of the 2022 Budget and the appropriation of Contingent accounts require Legislative approval; therefore be it

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

FROM:	A1990 540715 Contingency Account	\$25,000.00
TO:	A1185 540370 Medical Expense	\$25,000.00

Legislator Standinger spoke. “We have four coroners in this County and two of them seem to do most of the cases. Unfortunately, it is very difficult to predict how many cases each year and that is the reason why Contingency funds have

to be addressed. We are grateful we have an Administrative Coroner that does an excellent job trying to forecast the needs."

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 274-22 *TRANSFER FUNDS FROM CONTINGENCY AND AMEND VARIOUS ENERGY BUDGET LINES*

WHEREAS: The cost of energy has risen significantly over the last year; and

WHEREAS: The funds in various budget lines will be insufficient; and

WHEREAS: Budget Amendments require Legislative approval; therefore be it

RESOLVED: That the Tioga County Legislature authorizes a transfer from contingency and a budget amendment as follows:

From: A1990.540175 Contingency Account	\$109,000.00
To: A1620.540191 Electric Utility	\$ 36,000.00
To: A1620.540220 Automobile Fuel	\$ 3,000.00
To: A1621.540191 Electric Utility	\$ 30,000.00
To: DM5130.540222 Diesel Fuel	\$ 40,000.00

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 275-22 AMEND BUDGET AND TRANSFER FUNDS
PUBLIC WORKS

WHEREAS: Tioga County has a culvert in need of replacement due to an inspection by Tioga County DPW; and

WHEREAS: The Commissioner has received bids for the replacement of this culvert on Michigan Hollow Road and there are no funds for this project in the current budget; and

WHEREAS: There are funds available from CHIPS funding; and

WHEREAS: Budget Amendments require Legislative approval; therefore be it

RESOLVED: That funding be transferred as follows:

From: H5110.540001.H2004 – Paving Projects	\$900,000.00
To: H5110.540004.H2201 – Michigan Hollow Road Bridge	\$900,000.00

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 276-22 AMEND BUDGET AND TRANSFER FUNDS
FOR CHILLER REPLACEMENT

WHEREAS: Tioga County has budgeted for the replacement of the chiller at the Public Safety Building; and

WHEREAS: Bids were received for the subject project and the budgeted amount is insufficient; and

WHEREAS: Budget Amendments require Legislative approval; therefore be it

RESOLVED: That funding be transferred as follows:

From: H.390900	Fund Balance-Unrestricted	\$200,000
To: H1620.520926	HVAC Control System	\$200,000

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

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

RESOLUTION NO. 277-22 *AMEND BUDGET AND APPROPRIATE FUNDS
MENTAL HYGIENE AND PUBLIC HEALTH*

WHEREAS: The New York State Department of Health has instituted a mandatory New York State Health Care and Mental Hygiene Worker Bonus (HWB) Program whereby it is the employers responsibility to submit its eligible workforce for the bonus; and

WHEREAS: A qualified employer who fails to identify, claim, and/or pay any bonus for more than 10 percent of bonus eligible workers may be subject to penalties of up to \$1,000.00 per violation of the HWB Program; and

WHEREAS: Tioga County Mental Hygiene (TCMH) and Tioga County Public Health (TCPH) have both identified eligible workforce employees; and

WHEREAS: Tioga County will incur no local share increase, as New York State will also reimburse "fringe benefit" costs associated with the HWB; and

WHEREAS: Budget Officer will need to modify "fringe benefit" budget lines as is appropriate; and

WHEREAS: Amending of Budget and Appropriation of Funds require Legislative approval; therefore be it

RESOLVED: That the budget be modified and appropriated as follows:

From:	A4210-434890-HWB1	SA Other-Health Care Workers Bonus	\$ 30,000.00
To:	A4210-510050-HWB1	Salary All Other	\$ 30,000.00
From:	A4309-434890-HWB1	SA Other-Health Care Workers Bonus	\$ 3,000.00
To:	A4309-510050-HWB1	Salary All Other	\$ 3,000.00
From:	A4310-434890-HWB1	SA Other-Health Care Workers Bonus	\$ 60,000.00
To:	A4310-510050-HWB1	Salary All Other	\$ 60,000.00
From:	A4011-434890-HWB1	SA Other-Health Care Workers Bonus	\$ 12,000.00
To:	A4011-510050-HWB1	Salary All Other	\$ 12,000.00

And be it further

RESOLVED: That the Budget Officer is authorized to make adjustments to "fringe benefit" budget lines as is appropriate; and be it further

RESOLVED: That available funds on 12/31/22 of this amendment and appropriation will be carried forward into the New Year.

Legislator Standinger spoke. "This money is the result of State funds that pick winners and losers, as far as who gets it. I think it is bad policy to do that. We have a responsibility to distribute this money, as we are asked to do, so that is the purpose of this resolution."

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 278-22 AMEND BUDGET & APPROPRIATE FUNDS
PUBLIC HEALTH

WHEREAS: Tioga County Public Health has been awarded funding from New York State; and

WHEREAS: The award is designated for Creating Healthy Schools & Communities, which is a partnership between Broome and Tioga Counties; and

WHEREAS: Creating Healthy Schools & Communities is an area of focus for Public Health; and

WHEREAS: The funding will pass through Broome County to Tioga County Public Health; and

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

RESOLVED: That funding be appropriated as follows:

From: A4053 422800	Public Health: Local Grants	\$ 75,000
To: A4053 540640	Public Health: Supplies	\$ 75,000

And be it further

RESOLVED: That available funds on 12/31/22 of the original \$75,000 will be carried forward into the New Year.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 279-22 APPROPRIATION OF FUNDS AND
BUDGET MODIFICATION
MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene (TCMH) has been allocated additional pass through state aid funding for the purpose of Ongoing Integrated Supported Employment, Family Peer Support, Care Management, Health Home Service Dollars, Drop-In Center, Advocacy/Support Services (Warm-Line), Psycho Social Club, and Supported Housing; and

WHEREAS: TCMH has contracted with Catholic Charities, AspireHopeNY, NYS/Elmira Psych Center and Rehabilitative Support Services to provide these services to Tioga County residents; and

WHEREAS: TCMH will incur no local share increase, yet this will require an appropriation of funds into the proper account codes; and

WHEREAS: Appropriation of funds and Budget modifications require Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4310-434900	State Aid-Mental Health	\$12,591.00
To: A4311-540595	Services Rendered (Other)	\$ 705.00
To: A4320-540590	Services Rendered	\$ 2,735.00
To: A4321-540130	Contracts	\$ 814.00
To: A4321-540640-ADULT	ADULT Supplies	\$ 396.00
To: A4321-540640-CHILD	CHILD Supplies	\$ 376.00
To: A4321-540590	Services Rendered	\$ 209.00
To: A4333-540130	Contracts	\$ 6,704.00
To: A4333-540140	Contracted Services	\$ 652.00

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 280-22 *APPROPRIATION OF FUNDS AND
AMEND 2022 BUDGET
SOCIAL SERVICES*

WHEREAS: Additional funding has been awarded to Tioga County Department of Social Services from the Office of Children and Family Services for Non-Residential Domestic Violence Services; and

WHEREAS: A New Hope Center is the approved Non-Residential Domestic Violence Program in Tioga County; and

WHEREAS: Appropriation of funds and budget modification requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A6010.446100 Federal Aid: Administration	\$ 39,966
To: A6010.540140 Contracting Services	\$ 39,966

And be it further

RESOLVED: That available funds on 12/31/22 of the original \$39,966 will be carried forward into the New Year.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 281-22 APPROPRIATION OF FUNDS AND
AMEND 2022 BUDGET
SOCIAL SERVICES

WHEREAS: Resolution 22-99 authorized the Department of Social Services to apply for funds from the “Victims of Crime Act (VOCA) Victim and Witness Assistance Grant Program”; and

WHEREAS: The Victims of Crime Act (VOCA) Victim and Witness Assistance Grant Program has awarded the Tioga County Department of Social Services three (3) years of funds to assist in the implementation of the Child Advocacy Center; and

WHEREAS: Appropriation of funds and budget modification requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A6050.436100 State Aid: Administration	\$ 339,575.37
To: A6050.520190 Nursing/Medical Equipment	\$ 10,716.37
To: A6050.520020 Audio Visual Equipment	\$ 11,590.00
To: A6050.540140 Contracting Expenses	\$ 310,459.00
To: A6050.540487 Program Expense	\$ 6,810.00

And be it further

RESOLVED: That available funds on 12/31/22 of the original \$339,575.37 will be carried forward into the New Year.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. 282-22 CLOTHING ALLOWANCE FOR
THE SAFETY OFFICER

WHEREAS: The Occupational Safety and Health Administration (OSHA) requires employers protect employees from workplace hazards that can cause injury or illness and must provide personal protective equipment (PPE) and ensure its use; and

WHEREAS: The Safety Officer is required to wear personal protective equipment on the Department of Public Works worksites; therefore be it

RESOLVED: That the Safety Officer shall be authorized to purchase personal protective equipment which meets OSHA General Industry PPE Standards as required for the Safety Officer's use on Tioga County work sites in an amount not to exceed two hundred fifty dollars (\$250USD).

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 283-22 APPROVE SOLE SOURCE REPAIR OF
GENERATOR AT PSB

WHEREAS: The backup generator at the Public Safety Building has developed an issue with the radiator; and

WHEREAS: The Commissioner of Public Works received a quote for the repair of the generator, from Independent Field Services, LLC for the amount of \$12,900.00; and

WHEREAS: Legislative approval is required for all sole source purchases; and

WHEREAS: Independent Field Services, LLC has done work on the generator at the HHS building and has performed exceptionally and the Commissioner of Public Works has deemed this company is the best option to do the work; and

WHEREAS: This repair work will be in Tioga County's best financial interest as it is the best company to do the work; and

WHEREAS: This repair work needs to be done in the most expedient manner possible as the Public Safety Building needs to have backup power and this company is also Tioga County's best option to get this work done as quickly as possible; and

WHEREAS: Funds are available for the repair of the generator from Account A1620.540140; therefore be it

RESOLVED: That the Tioga County Legislature approve the repair work of the generator to Independent Field Services, LLC in the amount of \$12,900.00 to be paid out of A1620.540140.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 284-22 *AWARD BID FOR THE CULVERT REPLACEMENT
ON MICHIGAN HOLLOW ROAD*

WHEREAS: Tioga County has a culvert in need of replacement due to an inspection by Tioga County DPW; and

WHEREAS: On August 25, 2022, the Department of Public Works received sealed bids from the following contractors:

Economy Paving, Corp	\$799,999.99
R. DeVincentis Construction	\$810,000.00
Silverline Construction	\$850,126.00
Procon Contracting	\$877,000.00
Bothar Construction	\$997,997.00

Therefore be it

RESOLVED: That the Tioga County Legislature award the bid to the low bidder, Economy Paving, Corp., Cortland, NY not to exceed \$799,999.99 to be paid out of the Michigan Hollow Bridge Account H5110.540004.H2201.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 285-22 *AWARD BID FOR CHILLER REPLACEMENT
AT THE PUBLIC SAFETY BUILDING*

WHEREAS: The Commissioner of Public Works budgeted for this project; and

WHEREAS: On August 2, 2022, the Department of Public Works received sealed bids from the following contractors:

<u>Bidder</u>	<u>Base Bid</u>	<u>Alternate 1</u>	<u>Chiller Rental</u>	<u>Total</u>
Postler & Jaeckle	\$452,000.00	\$41,693.00	\$22,600.00	\$516,293.00
Tri-County Refrigeration	\$506,155.00	\$38,748.00	\$33,980.00	\$578,883.00
Evans Mechanical	\$537,800.00	\$61,700.00	\$55,200.00	\$654,700.00

J & K Plumbing	\$565,000.00	\$83,000.00	\$42,500.00	\$690,500.00
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Therefore be it

RESOLVED: That the Tioga County Legislature award the Base bid, Alternate #1 and Chiller Rental to the low bidder, Postler & Jaeckle, Endicott, NY not to exceed \$516,293.00 to be paid out of the following accounts:

H1620.520926.M7674	\$400,000
H1620.520926	\$116,293

Legislator Weston made a motion to amend the RESOLVED statement to accurately reflect the amounts in the expense accounts, seconded by Legislator Monell to read as follows:

RESOLVED: That the Tioga County Legislature award the Base bid, Alternate #1 and Chiller Rental to the low bidder, Postler & Jaeckle, Endicott, NY not to exceed \$516,293.00 to be paid out of the following accounts:

H1620.520926.M7674	\$327,648.03
H1620.520926	\$188,644.97

ROLL CALL VOTE ON AMENDMENT

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

AMENDMENT ADOPTED.

ROLL CALL VOTE ON RESOLUTION AS AMENDED

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED AS AMENDED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 286-22 *CREATE AND FILL SEASONAL SOCIAL WELFARE EXAMINER POSITIONS AND SEASONAL OFFICE SPECIALIST I POSITIONS FOR THE HEAP PROGRAM DEPARTMENT OF SOCIAL SERVICES*

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

WHEREAS: The Home Energy Assistance Program (HEAP) will tentatively begin outreach in mid-August and be in full season on November 1, 2022; and

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

Two, full-time, seasonal Social Welfare Examiners for the period September 26, 2022 through February 24, 2023 at the starting salary of \$15.70 per hour, and

One, full-time seasonal Office Specialist I for the period September 26, 2022, through March 10, 2023, at the starting salary of \$13.20 per hour, and

One, full-time, seasonal Office Specialist I for the period October 11, 2022, through February 24, 2023, at the starting salary of \$13.20 per hour, and

One, full-time, seasonal Office Specialist I for the period October 11, 2022, through January 27, 2023, at the starting salary of \$13.20 per hour; and

WHEREAS: The NYS Minimum Wage is scheduled to increase on December 31, 2022, to a rate to be published by the Commissioner of Labor on or before October 1, 2022, and Tioga County intends to pay at least minimum wage so the hourly rates for Office Specialist I positions will be adjusted accordingly as of December 31, 2022; therefore be it

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

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ITCS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 287-22 *AUTHORIZE APPOINTMENT OF
SOFTWARE SUPPORT LIAISON
INFORMATION TECHNOLOGY &
COMMUNICATION SERVICES*

WHEREAS: Legislative approval is required for any appointment to a management/confidential position within Tioga County; and

WHEREAS: The Chief Information Officer has identified a qualified candidate to fill said position; therefore be it

RESOLVED: That the Chief Information Officer is authorized to provisionally appoint Joseph Monroe as Software Support Liaison at an annual salary of \$38,212 effective September 26, 2022, pending successful completion of civil service examination requirements.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ITCS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 288-22 *AUTHORIZE APPOINTMENT OF
DEPUTY DIRECTOR OF
INFORMATION TECHNOLOGY &
COMMUNICATION SERVICES*

WHEREAS: Legislative approval is required for any appointment to a management/confidential position within Tioga County; and

WHEREAS: The Chief Information Officer has identified a qualified candidate to fill said position; therefore be it

RESOLVED: That the Chief Information Officer is authorized to provisionally appoint Brandon Clark as Deputy Director of ITCS at an annual salary of \$75,000 effective September 26, 2022, pending successful completion of civil service examination requirements.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 289-22 *AUTHORIZE OUT-OF-TITLE PAY
DEPARTMENT OF MOTOR VEHICLES*

WHEREAS: Article 4 Section E of the current collective bargaining agreement allows for out-of-title pay if an employee performs the duties of a higher pay grade for more than 20 days; and

WHEREAS: Joyce Costantini, Motor Vehicle Bureau Supervisor (CSEA SG XI), was on a leave of absence from November 1, 2021 through December 13, 2021; and

WHEREAS: At the request of the County Clerk, Lisa Chandler, Principal Motor Vehicle License Clerk (CSEA SG VII) carried out the duties of Motor Vehicle Bureau Supervisor for a portion of said duration; and

WHEREAS: Legislative approval is required to authorize the payment of out-of-title salary at the applicable higher pay grade; therefore be it

RESOLVED: That the Tioga County Legislature authorizes out-of-title pay for Lisa Chandler reflective of a retroactive annual increase of \$7,950.00 for the duration from November 15, 2021 to December 13, 2021.

ROLL CALL VOTE

Yes – Legislators Standinger, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: INFORMATION TECHNOLOGY COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 290-22 AMEND EMPLOYEE HANDBOOK:
SECTION VIII: COMPREHENSIVE SECURITY POLICY;
SUBSECTION XII – INFORMATION SECURITY OFFICER

WHEREAS: The Chief Information Officer has recommended operational responsibility modifications to increase the Information Security posture within Tioga County; and

WHEREAS: The Chief Information Officer has reviewed the County's Comprehensive Security Policy and recommended Subsection XII – Audience - Information Security Officer be amended to reflect the operational responsibility modifications; therefore be it

RESOLVED: That the Comprehensive Security Policy; Subsection XII – Audience - Information Security Officer be amended as follows:

VII. Audience – Information Security Officer

A. Duties and description of an Information Security Officer

The County shall appoint an Information Security Officer who is responsible for implementing and monitoring a consistent data security program. The Information Security Officer shall:

- Report directly to the Chief Information Officer to help improve and communicate the maturity levels of information security, state of and information technology risk priorities across Tioga County networks and systems.
- Be responsible for overseeing information security, cyber security and IT risk management programs based on industry-accepted information security and risk management frameworks.
- Provide proactive identification and mitigation of IT risks as well as responding to observations identified by third party auditors or examiners.
- Review the Information Security Policy on an annual basis for both accuracy and to ensure continued HIPAA compliance. If changes in policy are necessary, those changes shall be submitted for review and approval by the Legislature with the report.
- Coordinate every two years a Risk Assessment that may be conducted by an external consultant. The Risk Assessment will review current security policies, the County's compliance therewith and identify any deficiencies. The results of the Risk Assessment will be used to create a Risk Assessment Report that shall be submitted to the Legislature for review and approval. The assessment will be conducted every two years and results will be presented to the Tioga County Legislature about twelve weeks after.
- Create a *Risk Mitigation and Management Plan* from the results of the Risk Assessment and present to the Legislature for review on or about 16 weeks from the date of the Risk Assessment. This plan will suggest remedies and solutions for deficiencies identified in the Risk Assessment. These deficiencies will be remedied or a Legislature-approved plan prepared to address the deficiency by, on or about 24 weeks from the date of the Risk Assessment. The Information Security Officer is responsible for ensuring that risk mitigation is assigned to appropriate parties and completed within a reasonable amount of time.
- Develop and manage the frameworks, processes, tools and consultancy necessary for ITCS to properly manage risk and to make risk-based decisions related to IT activities.
- Development of periodic reports and dashboards presenting the level of control compliance and current information security risk posture.
- Participate in tabletop Emergency Response exercises as outlined in this policy.
- Work with the County Attorney to investigate information security breaches; ensure compliance with any and all reporting protocols required by the applicable statutes, rules and regulations and County policies; ensure that corrective measures and procedures to prevent, detect and contain future information security breaches are

implemented. Monitor information security activities and oversee the application of specified security procedures.

- Assist personnel in assessing data to determine classification level.
- Facilitate ITCS security management education and training, including but not limited to annual cyber awareness training for all Tioga County users.

ROLL CALL VOTE

Yes – Legislators Standing, Weston, Ciotoli, Monell, Mullen, and Sauerbrey.

No – None.

Absent – Legislators Brown, Hollenbeck, and Roberts.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:32 P.M.