



FINANCE, LEGAL & SAFETY COMMITTEE

August 15, 2023

10:30 a.m.

- APPROVAL OF MINUTES: July 11, 2023

- FINANCIAL
 - Safety
 - Law

- OLD BUSINESS
 - Litigation
 - In Rem
 - Motorola tower project
 - Title VI recertification

- NEW BUSINESS
 - Public Defender's Budget
 - District Attorney's Budget
 - ILS's Budget
 - Safety's Budget
 - County Attorney's Budget
 - Land Bank valuation

- PERSONNEL
 - Secretary to the County Attorney will be on vacation August 8 to August 16

- RESOLUTIONS
 - AUTHORIZE TRANSFER OF FUNDS FOR PURCHASE OF OFFICE CHAIR FOR THE DISTRICT ATTORNEY'S OFFICE
 - EXECUTE LEASE AND EASEMENT AGREEMENT OF PROPERTY LOCATED AT SOUTH APALACHIN ROAD, APALACHIN, NEW YORK TO INSTALL, HOUSE, AND MAINTAIN A COMMUNICATIONS TOWER
 - EXECUTE LEASE AND EASEMENT AGREEMENT OF PROPERTY LOCATED AT 54 DODGE ROAD, SPENCER, NEW YORK TO INSTALL, HOUSE, AND MAINTAIN A COMMUNICATIONS TOWER

- EXECUTE LEASE AND EASEMENT AGREEMENT OF PROPERTY LOCATED AT 246 DAVIS ROAD, TOWN OF RICHFORD, NEW YORK TO INSTALL, HOUSE, AND MAINTAIN A COMMUNICATIONS TOWER
- EXECUTE LEASE AND EASEMENT AGREEMENT OF PROPERTY LOCATED AT 110 C BABCOCK ROAD, NICHOLS, NEW YORK TO INSTALL, HOUSE, AND MAINTAIN A COMMUNICATIONS TOWER

- PROCLAMATIONS

- N/A

- EXECUTIVE SESSION – to discuss current and potential litigation

- ADJOURNMENT

Office of the County Attorney

Ronald E. Dougherty County Office Building 56 Main Street Owego, NY 13827

Peter J. DeWind County Attorney ☎ 607 687 8253 📠 607 223 7003 🌐 www.TiogaCountyNY.com



FINANCE, LEGAL AND SAFETY COMMITTEE

July 11, 2023

10:30 A.M.

ATTENDANCE:

Legislators: Chair Sauerbrey, Ciotoli, Brown, Mullen, Monell, Standinger, Roberts, and Flesher

Staff: Legislative Clerk Haskell, County Attorney DeWind, Treasurer McFadden, Deputy Treasurer Chandler, Accountant Schurter, Safety Officer Holbrook, Personnel Officer Parke, Secretary to the 1st Assistant County Attorney Riddle

APPROVAL OF THE MINUTES: Legislator Ciotoli asked for a motion to approve the June 13, 2023, minutes. Legislator Mullen made the motion seconded by Legislator Monell and was unanimously carried.

FINANCIAL: Safety's budget is tracking well. Law has recent expenditures for law books and an office chair for Mr. Lanouette.

OLD BUSINESS:

- **Litigation:** The County has retained counsel for the New York City lawsuit due to NYMIR not accepting the claim. The Emergency Orders are continuing at this point.
- **In Rem:** The New York State's bill pertaining to In Rems is currently sitting in the Senate. The County was able to file by the July 2 deadline allowing for the County to take receiving title. The County may sell the properties however any monies received will need to be held in a trust fund until further instruction from the State is received. At this time, it is unknown if the County will be allowed to claim expenses and the expectation is the County will no longer be allowed to keep overages. Landbank property sales could potentially need to be valued at market value before being sold to the Landbank eliminating one dollar (\$1USD) sales. It is believed the time frame for this decision will be announced in six to twelve months, will require Article 11 to be rewritten and infrastructure put in place on how to claim a property.
- A need for a genealogy resource has been identified and would be beneficial to departments such as the Coroners, Social Services, and the Treasurer's. Mr. Humes is working on a proposal for services.

- The Village of Waverly has a property that will potentially need to be demolished. The Village will set a hearing to ask the owner to condemn the property. This property will be added to the taxes with the County assuming demolition costs.
- Motorola Tower Project: The project continues to move forward.
- Historical Artifact: A feasibility survey was conducted this week and the project is moving forward.
- ILS lease of assigned counsel space: Tioga County ILS and Broome County ILS looked at a property last week and will be touring the old town hall this week. Due to the increase in assigned counsel rates ILS has had to revamp their budget but they are rapidly running out of funds and might require a transfer until the budget is finalized.

NEW BUSINESS:

- The Title VI complaint form needs to be updated to remove the word Title VI per recommendations by the Department of Transportation (DOT).
- Disadvantage Business Enterprise Program: This program is required due to the County receiving DOT funds. Last month the Deputy Commissioner of Public Works was appointed the DBE Liaison Officer.
- Voluntary Use of Respirators: This new policy is required by OSHA for the occasions respirators are voluntarily given to employees and includes a sign off sheet to ensure compliance with regulations.
- CDL quarterly drug and alcohol testing was recently completed at the Town of Owego facility. This was the first testing at this facility and there appeared to be no issues.
- Legal and Safety's 2024 budgets will be submitted to Legislators next month. Safety's 2024 budget appears to be zero based. Legal is asking for a slight increase in the budget to cover costs associated with the hiring of the new Assistant County Attorney.
- The Ethics Board meeting was held in June. Charles Davis was elected Chair and Jenny Ceccherelli was elected Vice Chair of the board. Annual policy review attestations and financial disclosures for Schedule A and Tioga County Boards were reviewed.
- The County recently had a First Amendment Auditor audit the Ronald E. Doughty County Office Building and offices in the Court Annex. The auditor was very gracious and at this point the audit has not been posted to the auditor's channel.

PERSONNEL: N/A

RESOLUTIONS: AMEND RESOLUTION NO. 193-18 AS AMENDED BY RESOLUTION NO. 45-23 AS AMENDED BY RESOLUTION NO. 255-23; ADOPTION OF TIOGA COUNTY TITLE VI PLAN, ENVIRONMENTAL JUSTICE PLAN, LIMITED ENGLISH PROFICIENCY PLAN, DATA COLLECTION PLAN, ADA TRANSITION PLAN AND EMPLOYEE TRAINING PLAN; ADOPT DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM; AMEND EMPLOYEE HANDBOOK: ADD NEW POLICY TO SECTION IX. SAFETY RULES; SUBSECTION E. ENTITLED TIOGA COUNTY RESPIRATORY PROTECTION PROGRAM FOR THE VOLUNTARY USE OF RESPIRATORS were moved into full Legislative session without further questions.

PROCLAMATIONS: None

EXECUTIVE SESSION: Mr. DeWind asked for an executive session to discuss litigation matter. Legislator Roberts made the motion to enter into executive session seconded by Legislator Mullen at 11:15 A.M. Legislator Roberts made the motion to exit from executive session and was seconded by Legislator Monell at 11:36 A.M.

ADJOURNMENT: Legislator Ciotoli adjourned the Finance, Legal, and Safety Committee meeting at 11:37 A.M.

Respectfully submitted,

Christine Freyvogel

Secretary to the County Attorney



TIOGA COUNTY, NEW YORK

Tioga County 2023 SAFETY BUDGET REPORT

FOR 2023 12

	ORIGINAL APPROP	TRNFRS/ ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
CI Liability Insurance Fund							
CI8042 504 coordinator/Safety							
CI8042 424010 Interest And Earn	0	0	0	-1,293.02	.00	1,293.02	100.0%
CI8042 510010 Fulltime	57,523	0	57,523	21,538.04	.00	35,984.96	37.4%
CI8042 540140 Contracting Servi	164,500	-161,000	3,500	2,454.00	520.00	526.00	85.0%
CI8042 540140 M7674 Contracting	0	161,000	161,000	38,522.05	66,477.95	56,000.00	65.2%
CI8042 540340 Literature	250	0	250	.00	.00	250.00	.0%
CI8042 540410 Nursing Supplies	2,000	0	2,000	1,420.80	.00	579.20	71.0%
CI8042 540420 Office Supplies	400	0	400	201.42	.00	198.58	50.4%
CI8042 540480 Postage	75	0	75	.00	.00	75.00	.0%
CI8042 540640 Supplies (Not Off	600	0	600	401.45	.00	198.55	66.9%
CI8042 540733 Training/All othe	3,500	0	3,500	616.19	50.00	2,833.81	19.0%
CI8042 581088 State Retirement	2,744	0	2,744	2,652.30	.00	91.48	96.7%
CI8042 583088 Social Security F	2,232	0	2,232	1,531.40	.00	700.70	68.6%
CI8042 584088 Workers Compensat	1,224	0	1,224	489.70	.00	734.64	40.0%
CI8042 585588 Disability Insura	0	0	0	26.10	.00	-26.10	100.0%*
CI8042 586088 Health Insurance	0	0	0	10,131.20	.00	-10,131.20	100.0%*
CI8042 588988 Eap Fringe	15	0	15	6.10	.00	8.46	41.9%
TOTAL 504 Coordinator/Safety	235,063	0	235,063	78,697.73	67,047.95	89,317.10	62.0%
TOTAL Liability Insurance Fund	235,063	0	235,063	78,697.73	67,047.95	89,317.10	62.0%
TOTAL REVENUES	0	0	0	-1,293.02	.00	1,293.02	
TOTAL EXPENSES	235,063	0	235,063	79,990.75	67,047.95	88,024.08	
GRAND TOTAL	235,063	0	235,063	78,697.73	67,047.95	89,317.10	62.0%

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**Tioga County
2023 LEGAL BUDGET REPORT**

FOR 2023 08

	ORIGINAL APPROP	TRANFRS/ ADJSTMNTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USE/COL
A General Fund							
A1420 Law							
A1420 412706 Shared Services-At	-50,079	0	-50,079	-19,871.88	.00	-30,207.12	39.7%*
A1420 510010 Full Time	212,439	0	212,439	114,389.81	.00	98,049.19	53.8%
A1420 510020 Part Time/Temporar	45,000	0	45,000	19,250.01	.00	25,749.99	42.8%
A1420 510050 All other(On Call,	2,000	-2,000	0	.00	.00	.00	.0%
A1420 520200 Office Equipment	450	0	450	239.99	.00	210.01	53.3%
A1420 540010 Advertising	100	27	127	127.00	.00	.00	100.0%
A1420 540040 Books	500	563	1,063	1,027.55	.00	35.45	96.7%
A1420 540180 Dues	1,200	0	1,200	678.00	.00	522.00	56.5%
A1420 540330 Legal Fees	65,000	0	65,000	27,634.13	24,644.87	12,721.00	80.4%
A1420 540331 Legal Fees-Adolesc	0	1,410	1,410	250.00	500.00	660.00	53.2%
A1420 540390 Mileage Expense	100	0	100	100.00	.00	.00	100.0%
A1420 540420 Office Supplies	825	-85	740	226.11	.00	513.89	30.6%
A1420 540480 Postage	150	0	150	148.07	.00	1.93	98.7%
A1420 540485 Printing/Paper	400	0	400	114.43	.00	285.57	28.6%
A1420 540731 Training/State Req	200	85	285	285.00	.00	.00	100.0%
A1420 581088 State Retirement F	17,918	0	17,918	11,966.43	.00	5,951.99	66.8%
A1420 583088 Social Security Fr	15,182	0	15,182	10,039.33	.00	5,142.85	66.1%
A1420 584088 Workers Compensati	3,673	0	3,673	2,840.26	.00	832.76	77.3%
A1420 585588 Disability Insuran	204	0	204	117.45	.00	86.13	57.7%
A1420 586088 Health Insurance F	49,507	0	49,507	49,344.16	.00	163.22	99.7%
A1420 588988 Eap Fringe	44	0	44	35.38	.00	8.30	81.0%
TOTAL Law	364,813	0	364,813	218,941.23	25,144.87	120,727.16	66.9%
TOTAL General Fund	364,813	0	364,813	218,941.23	25,144.87	120,727.16	66.9%
TOTAL REVENUES	-50,079	0	-50,079	-19,871.88	.00	-30,207.12	
TOTAL EXPENSES	414,892	0	414,892	238,813.11	25,144.87	150,934.28	
GRAND TOTAL	364,813	0	364,813	218,941.23	25,144.87	120,727.16	66.9%

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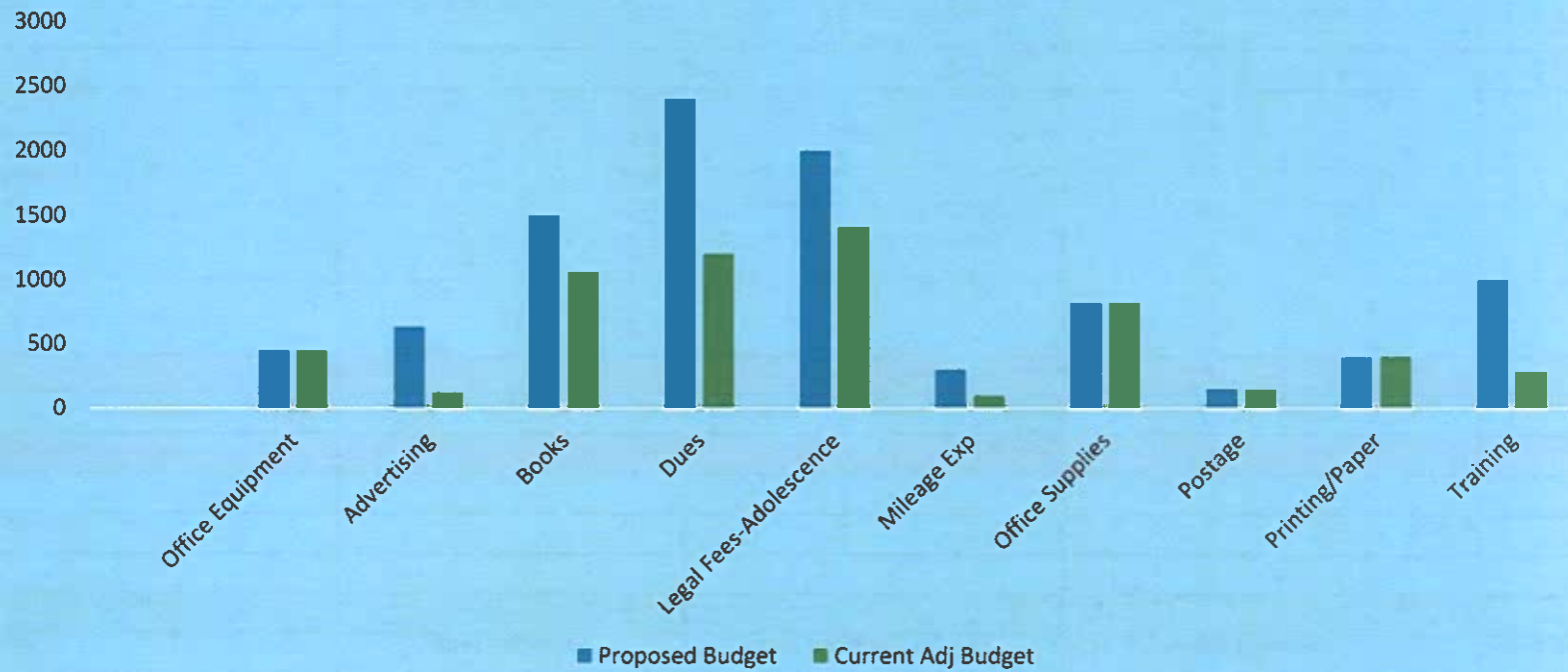


2024 Legal Budget Presentation

New Accounts and Budget Analysis

- Historical amounts of probability, stability, and actual activity have been analyzed.
- Several accounts were identified for adjustment.
- Supporting documentation was attached for specific line items.
- The addition of the new Assistant County Attorney's training, dues and books was not included in the 2024 suggested budget necessitating an increases in the Training, Dues, and Book object lines.
- Advertising needs for Fair Housing and Compliance was not included in the 2024 suggested budget necessitating an increase in the Advertising object line.
- The proposed 2024 budget has a slight increase from the 20241-budget projection in the amount of \$3650.00.
- This increase has been approved by the Budget Officer.

Proposed Budget vs. Current Adjusted Budget



A 1420 Law 2024 Proposed Budget

Object	Description	2023 expenses	2023 Budgeted amount	2024 Suggested Amount	Requested Amount
510050*	All Other-On Call (AO fund)	\$500.00	\$2,000.00	\$2,000.00	\$0.00
520200	Office Equipment	\$194.99	\$450.00	\$450.00	\$450.00
540010	Advertising	\$127.00	\$100.00	\$127.00	\$635.00
540040	Books				
	Gray book	\$279.30			
	Yellow book	\$257.45			
	Pamphlet	\$56.05			
	NYS Manuel	\$105.00			
	Real Estate Tax & Law	\$235.00			
	NYS Legal Manuel	\$23.00			
	Impasse Resolution	\$50.00			
Total		\$1,005.80	\$500.00	\$1,063.00	\$1,500.00
540180	Dues				
	NYS Attorney Registration	\$375.00			
	Broome County Bar Association	\$90.00			
	CAASNY	\$373.00			
	NYS Bar Association	\$305.00			
Total		\$1,143.00	\$1,200.00	\$1,200.00	\$2,400.00

Object	Description	2023 expenses	2023 Budgeted amount	2024 Suggested Amount	Requested Amount
540330	Legal Fees				
	Roemer	\$41,400.00			
	Goldberg and Segalla	\$498.00			
	Language Line (translation)				
Total		41,898.00	65,000.00	\$65,000.00	\$65,000.00
540331	Legal Fees-Adolescence	\$1,000.00	\$2,000.00	\$1,410.00	\$2,000.00
	Appearance Fees AFC&Judge at \$250 each per appearance				
540390	Mileage	\$104.00	\$100.00	\$100.00	\$300.00
540420	Office Supplies	\$211.35	\$825.00	\$825.00	\$825.00
540480	Postage	\$74.13	\$150.00	\$150.00	\$150.00
540485	Printing/Paper	\$114.43	\$400.00	\$400.00	\$400.00
540731	Training Fees	\$285.00	\$200.00	\$285.00	\$1,000.00
Grand Total			\$72,925.00	\$71,010.00	\$74,660.00



Budget Notes

Org	Obj	2023 Budget	2024 Budget	Difference	Notes
A1420 - Law	412706 - Shared Services-Attorney	(\$50,079.00)	(\$50,079.00)	\$0.00	
	510010 - Fulltime	\$212,439.00	\$212,439.00	\$0.00	
	510020 - Part Time/Temporary	\$45,000.00	\$83,500.00	\$38,500.00	Budgeted amount is greater than what is needed.
	510050 - All Other-On Call,Cloth,Stipe,	\$2,000.00	\$0.00	(\$2,000.00)	money was put into the wrong object line. This money is used to pay outside legal counsel not employees and should be transferred into the Legal Fees-Adolescence (540331)
	520070 - Chairs	\$0.00		\$0.00	
	520150 - File Cabinets	\$0.00		\$0.00	
	520200 - Office Equipment	\$450.00	\$450.00	\$0.00	
	520210 - Other Furniture	\$0.00		\$0.00	
	540010 - Advertising	\$100.00	\$635.00	\$535.00	Budget line needs to be increased to cover Fair Housing, Title VI, and miscellaneous required compliance postings. Pennysaver ads are \$127 each allowing for 5 print ads yearly.
	540040 - Books	\$500.00	\$1,500.00	\$1,000.00	Budget line needs to be increased to maintain and purchase new law books for the new Assistant County Attorney, County Attorney and Paralegal. With law books averaging \$300 this would allow for the purchase of only five new books yearly for three people.
	540180 - Dues	\$1,200.00	\$2,400.00	\$1,200.00	This budget line needs to be doubled to cover the new Assistant County Attorney's yearly dues.
	540320 - Leased/Service Equipment	\$0.00		\$0.00	
	540330 - Legal Fees	\$65,000.00	\$65,000.00	\$0.00	

Org	Obj	2023 Budget	2024 Budget	Difference	Notes
A1420 - Law	540331 - Legal Fees-Adolescence Offend	\$0.00	\$2,000.00	\$2,000.00	Object line 510050 All Other (On Call) monies should be transferred to this object line since this money is used to pay outside counsel for after hours juvenile delinquent court appearances.
	540390 - Mileage Expense	\$100.00	\$300.00	\$200.00	This budget line needs to be increased due to mileage to CAASNY twice a year (2@104.80) and for the County Attorney to attend County litigation matters that have been moved out of Tioga County.
	540420 - Office Supplies	\$825.00	\$825.00	\$0.00	
	540480 - Postage	\$150.00	\$150.00	\$0.00	
	540485 - Printing/Paper	\$400.00	\$400.00	\$0.00	
	540660 - Telephone	\$0.00	\$0.00	\$0.00	
	540731 - Training/State Required	\$200.00	\$1,000.00	\$800.00	This budget line needs to be increased due to the addition of a new Assistant County Attorney, inflation, CLEs, and CAASNY no longer paying for meals at conferences.
	581088 - State Retirement Fringe	\$17,918.42	\$21,731.00	\$3,812.58	
	583088 - Social Security Fringe	\$15,182.18	\$17,982.00	\$2,799.82	
	584088 - Workers Compensation Fringe	\$3,673.02	\$5,092.00	\$1,418.98	
	585088 - Unemployment Insurance Fringe	\$0.00	\$0.00	\$0.00	
	585588 - Disability Insurance Fringe	\$203.58	\$204.00	\$0.42	
	586088 - Health Insurance Fringe	\$49,507.38	\$138,373.38	\$88,866.00	
	588988 - EAP Fringe	\$43.68	\$64.00	\$20.32	
	Org Total:	\$364,813.26	\$503,966.38	\$139,153.12	
	Grand total for all Orgs:	\$364,813.26	\$503,966.38	\$139,153.12	

Budget Notes

Org	Obj	2023 Budget	2024 Budget	Difference	Notes
CI8042 - 504	424010 - Interest And Earnings	\$0.00		\$0.00	
Coordinator/Safety	510010 - Fulltime	\$57,523.00	\$56,000.00	(\$1,523.00)	
	510020 - Part Time/Temporary	\$0.00		\$0.00	
	540010 - Advertising	\$0.00		\$0.00	
	540140 - Contracting Services	\$164,500.00	\$164,500.00	\$0.00	
		\$0.00		\$0.00	
	540320 - Leased/Service Equipment	\$0.00		\$0.00	
	540340 - Literature	\$250.00	\$250.00	\$0.00	
	540410 - Nursing Supplies	\$2,000.00	\$2,000.00	\$0.00	
	540420 - Office Supplies	\$400.00	\$400.00	\$0.00	
	540480 - Postage	\$75.00	\$75.00	\$0.00	
	540485 - Printing/Paper	\$0.00		\$0.00	
	540640 - Supplies (Not Office)	\$600.00	\$600.00	\$0.00	
	540660 - Telephone	\$0.00		\$0.00	
	540733 - Training/All Other	\$3,500.00	\$3,500.00	\$0.00	
	581088 - State Retirement Fringe	\$2,743.78	\$6,896.00	\$4,152.22	
	583088 - Social Security Fringe	\$2,232.10	\$3,982.00	\$1,749.90	
	584088 - Workers Compensation Fringe	\$1,224.34	\$1,273.00	\$48.66	
	585088 - Unemployment Insurance Fringe	\$0.00		\$0.00	
	585588 - Disability Insurance Fringe	\$0.00	\$68.00	\$68.00	
	586088 - Health Insurance Fringe	\$0.00	\$26,341.00	\$26,341.00	
	588988 - EAP Fringe	\$14.56	\$16.00	\$1.44	
	Org Total:	\$235,062.78	\$265,901.00	\$30,838.22	
	Grand total for all Orgs:	\$235,062.78	\$265,901.00	\$30,838.22	

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23 AUTHORIZE TRANSFER OF FUNDS FOR
PURCHASE OF OFFICE CHAIR FOR THE
DISTRICT ATTORNEY'S OFFICE

WHEREAS: The District Attorney's Office has an office chair that is in need of replacement; and

WHEREAS: The District Attorney's Office has recommended replacement; and

WHEREAS: The District Attorney's Office chair expense account #A1165 520070 has no funds available at this time; therefore be it

RESOLVED: That the District Attorney's Office be authorized to purchase the chair for the District Attorney's Office and that the following sums be transferred for this purchase:

From:	A1165 540420 Office Supplies	\$288.33
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To:	A1165 520070 Chairs	\$288.33
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REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23 EXECUTE LEASE AND EASEMENT AGREEMENT OF
PROPERTY LOCATED AT SOUTH APALACHIN
ROAD, APALACHIN, NEW YORK TO INSTALL,
HOUSE, AND MAINTAIN A COMMUNICATIONS
TOWER

WHEREAS: It is necessary for Tioga County to lease a portion of property to install, house, and maintain a communications tower and access road; and

WHEREAS: Motorola Solutions, as part of the installation and upgrade of the Emergency Services Communication Network, has approved the property located at South Apalachin Road, Apalachin, New York for the installation of a communications tower; and

WHEREAS: The owners of the property, Timothy and Catherine Card, agreed to lease a portion of the property to Tioga County for construction and maintenance of the communications tower and installation of a fence, communications shelter, generator, and access road; and

WHEREAS: The lease of said property is for a period of fifteen years with an additional fifteen-year renewal at an annual rate of eight thousand four hundred dollars (\$8400 USD) to be paid annually in one lump sum payment; and

WHEREAS: There are sufficient funds in Account A3021.540320.E911 to cover said cost; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a lease with Timothy and Catherine Card for the lease and easement of property located at South Apalachin Road, Apalachin, New York which lease shall commence based on the date Tioga County commences construction on the property.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23 EXECUTE LEASE AND EASEMENT AGREEMENT OF
PROPERTY LOCATED AT 54 DODGE ROAD,
SPENCER, NEW YORK TO INSTALL, HOUSE, AND
MAINTAIN A COMMUNICATIONS TOWER

WHEREAS: It is necessary for Tioga County to lease a portion of property to install, house, and maintain a communications tower and access road; and

WHEREAS: Motorola Solutions, as part of the installation and upgrade of the Emergency Services Communication Network, has approved the property located at 54 Dodge Road, Spencer, New York for the installation of a communications tower; and

WHEREAS: The owner of the property, Douglas Brock, agreed to lease a portion of the property to Tioga County for construction and maintenance of the communications tower and installation of a fence, communications shelter, generator, and access road; and

WHEREAS: The lease of said property is for a period of fifteen years with an additional fifteen-year renewal at an annual rate of eight thousand four hundred dollars (\$8400 USD) to be paid annually in one lump sum payment; and

WHEREAS: There are sufficient funds in Account A3021.540320.E911 to cover said cost; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a lease with Douglas Brock for the lease and easement of property located at 54 Dodge Road, Spencer, New York which lease shall commence based on the date Tioga County commences construction on the property.

REFERRED TO:

PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23

EXECUTE LEASE AND EASEMENT AGREEMENT OF
PROPERTY LOCATED AT 246 DAVIS ROAD, TOWN
OF RICHFORD, NEW YORK TO INSTALL, HOUSE,
AND MAINTAIN A COMMUNICATIONS TOWER

WHEREAS: It is necessary for Tioga County to lease a portion of property to install, house, and maintain a communications tower and access road; and

WHEREAS: Motorola Solutions, as part of the installation and upgrade of the Emergency Services Communication Network, has approved the property located at 246 Davis Road, Town of Richford, New York for the installation of a communications tower; and

WHEREAS: The owner of the property, Andrew Hanson, agreed to lease a portion of the property to Tioga County for construction and maintenance of the communications tower and installation of a fence, communications shelter, generator, and access road; and

WHEREAS: The lease of said property is for a period of fifteen years with an additional fifteen-year renewal at an annual rate of eight thousand four hundred dollars (\$8400 USD) to be paid annually in one lump sum payment; and

WHEREAS: There are sufficient funds in Account A3021.540320.E911 to cover said cost; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a lease with Andrew Hanson for the lease and easement of property located at 246 Davis Road, Town of Richford, New York which lease shall commence based on the date Tioga County commences construction on the property.

REFERRED TO:

PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23

EXECUTE LEASE AND EASEMENT AGREEMENT OF
PROPERTY LOCATED AT 110 C BABCOCK ROAD,
NICHOLS, NEW YORK TO INSTALL, HOUSE, AND
MAINTAIN A COMMUNICATIONS TOWER

WHEREAS: It is necessary for Tioga County to lease a portion of property to install, house, and maintain a communications tower and access road; and

WHEREAS: Motorola Solutions, as part of the installation and upgrade of the Emergency Services Communication Network, has approved the property located at 110 C Babcock Road, Nichols, New York for the installation of a communications tower; and

WHEREAS: The owner of the property, Chet Babcock, agreed to lease a portion of the property to Tioga County for construction and maintenance of the communications tower and installation of a fence, communications shelter, and access road; and

WHEREAS: The lease of said property is for a period of fifteen years with an additional fifteen-year renewal at an annual rate of eight thousand four hundred dollars (\$8400 USD) to be paid annually in one lump sum payment; and

WHEREAS: There are sufficient funds in Account A3021.540320.E911 to cover said cost; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a lease with Chet Babcock for the lease and easement of property located at 110 C Babcock Road, Nichols, New York which lease shall commence based on the date Tioga County commences construction on the property.