

*First Regular Meeting  
January 10, 2017*

The First Regular Meeting of 2017 was held on January 10, 2017 and was called to order by the Chair at 12:00 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Hollenbeck to have a moment of prayer. "God bless our brave men and women in public safety who rush into burning buildings and run towards live gun fire. Please remember them in your prayers and their families."

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

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

REFERRED TO

HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 11-17

*RECOGNITION OF  
MARILYN REYNOLDS' 17 YEARS OF  
DEDICATED SERVICE TO THE TIOGA COUNTY  
PUBLIC HEALTH DEPARTMENT*

WHEREAS: Marilyn Reynolds was appointed to the position of Supervising Public Health Nurse on December 6, 1999, in the Tioga County Public Health Department; the position she still holds; and

WHEREAS: In 2009 Marilyn was honored as the Public Health Team Member of the Quarter by her peers in Public Health; and

WHEREAS: In March of 2016, Marilyn was included in the New York State 'Public Health Works!' Honor Roll, which is a significant recognition from the New York State Department of Health; and

WHEREAS: Marilyn has worked tirelessly for the benefit of the citizens of this county, particularly in the areas of preventing lead poisoning in children and the importance of infant and adult immunizations; and

WHEREAS: Marilyn Reynolds has been extremely dedicated, loyal and professional in the performance of her duties and responsibilities during her 17 years in the Public Health Department. She has earned the respect of her

colleagues and peers throughout Tioga County, as well as within the New York State Department of Health; and

WHEREAS: Mrs. Reynolds will retire on January 28, 2017; 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 Marilyn Reynolds for her over 17 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this outstanding employee, Marilyn Reynolds.

#### ROLL CALL VOTE

Unanimously Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standinger, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Standinger spoke. “I have had many interactions with Marilyn over the years that I have been on the Legislature. She really is the epitome of a nurse. She cares. Doctors are aloof most of the time, but nurses are the boots on the ground. They are the ones that actually end up taking care of you. I am glad to say that she has been an excellent nurse by all accounts. What I have seen and my sister who used to work in that department spoke very highly of her. I think that is quite an honor, that she has been an excellent nurse over the years.”

Lisa McCafferty, Public Health Director spoke. “Good afternoon everyone. I guess what I can say, I prepared very lengthy remarks, but then I found out that Denis has remarks that are like twice the length of mine, so mine will be very short and sweet. In the short time that I have worked with Marilyn I appreciate the depth of her nursing experience and her passion for population health because she truly understands what public health is about in working with the population and that is just the tip of the iceberg for all that she has done on behalf of Tioga County. Congratulations, enjoy your retirement.”

Denis McCann, Director of Administrative Services for Public Health spoke. “As mentioned in the recognition resolution Marilyn made it to the New York State Public Health honor roll and I just want to share that is the Hall of Fame in

New York State for public health and that is quite an honor. Marilyn came to us in 1999 with vast knowledge and a base from a lot of different areas of public health in taking care of people, but she never stopped seeking to improve and grow that knowledge. A fellow nurse, I will not mention her name, but she has worked here longer than Marilyn and with Marilyn the whole time. She said that when Marilyn started she thought Marilyn knew everything because she always had the answers for new, unique and rare medical issues that we found ourselves involved with. Over time she became to realize that Marilyn did not already know everything, which Steve already knew, her husband, but that Marilyn researched everything. Everything that came across her desk she started researching it right away before it got to anybody else so that she would have the answer and know what to do, and reach out to other counties or the state.

“When Marilyn started in 1999 she walked into a situation where several of the programs were in need of improvement, both in our performance as a department, but also in our relationship with New York State departmental. Marilyn excelled in both. In fact, she even got additional funding in those programs and from a fiscal perspective that is not common on the program side that they could get additional money, but that was because of her efforts. Marilyn always tries to do the right thing and be as accurate as possible. She cares about what she does. She cares about who it is for and she cares that it is right. Marilyn now has the opportunity to be a volunteer on our medical reserve corp. It is something that she has been on the other side and we are recruiting for you. Tioga County has been blessed to have Marilyn serving our residents and Marilyn will be missed by her coworkers. Thank you Marilyn.”

Marilyn Reynolds spoke. “I do not have a lot to say, but to keep it short I am very grateful that I have had the opportunity to work in the county that I live in. I always thought that that would be very important and it has been really important to me, to actually be on the ground floor of getting improvements in the county that I live in. The people that I have worked with have all been wonderful. It has really been a wonderful opportunity of growth and it is fun to come to work, usually it has been fun to come to work most of the time. To know that we can really make a difference in what we have done and being a small county it has been nice to be able to see some differences. I have been a thorn in the flesh in New York State because I have been letting them know that Tioga County is very unique and that they should pay attention to us. Again, thank you for all the support. I feel very blessed, especially blessed by God that I have been in a job that I have enjoyed and I love public health. It is bitter sweet because I cannot imagine after 45 years of nursing it is going to be hard to say goodbye, but thank you all for your support. It has been a blessing to be in Tioga County and work for Tioga County. Thank you.”

Chair Sauerbery noted a proclamation for the Newark Valley football team. "They could not be here today due to the weather and therefore they are going to come next month and we will present a proclamation to them at that time and recognize them."

#### PROCLAMATION

WHEREAS: The Tioga County Legislature is extremely proud of all School Districts and appreciate the value that schools bring to our communities; and

WHEREAS: The Legislature is equally proud of our young people and recognize the students that participate in programs that build character through extracurricular activities and specifically sporting events; and

WHEREAS: Student-athletes can establish a strong foundation upon which they can go on to lead extraordinary lives; and

WHEREAS: The Tioga County Legislature would like to congratulate and applaud the accomplishments of the Newark Valley Football team as they won their first Class C State Championship on Friday, November 25, 2016 at the Carrier Dome in Syracuse against Ogdensburg, 39 – 34; and

WHEREAS: The Newark Valley Football Team members are: Tyler Beebe, Jake Payne, Chad Wright, Dakota Frank, David Crow, Brett Stewart, Aj Coleman, Damon Rosalez, Colin Hills, Codi Boda, Justin Shutts, Ryan Crispell, Shawn Key, Justin Post, Quartus Steika, Patrick Stewart, Thomas Davey, Shayne Bickham, Hunter Hoffmier, Derek Short, Trevor Gerdus, Cody Hatton, Mike Walburn, Lane Carrier, Hendrix Welfel, Dale Folejewski, Jesse Brito, Trentyn Rupert, Evan Engelhard, Aaron Gorsline, Darin Walker. This football team was lead to victory under the leadership of: Head Coach Brian Sherwood; now therefore

THE TIOGA COUNTY LEGISLATURE does hereby recognize and commend the Newark Valley Football Team for its accomplishments of winning the First Class C State Championship, Go Cardinals!!!

Legislator Standinger read and presented the following Proclamation to Susan Haskett of the Public Health Department.

**County of Tioga**  
**EXECUTIVE PROCLAMATION**

WHEREAS: Radon is the leading cause of lung cancer deaths among nonsmokers in America and claims the lives of about 21,000 Americans each year; and

WHEREAS: You can't see, smell or taste radon, but it could be present at a dangerous level in your home; and

WHEREAS: Radon is constantly being generated by the radium in rocks, soil, water and materials derived from rocks and soils, such as certain building materials; and

WHEREAS: The Environmental Protection Agency (EPA) and the U.S. Surgeon General urge all Americans to protect their health by testing their homes, schools and other buildings for radon; and

WHEREAS: Exposure to radon is a preventable health risk and testing radon levels in your home can help prevent unnecessary exposure; and

WHEREAS: Radon can get into buildings by cracks in solid floors and walls, construction joints, gaps in suspended floors, gaps around service pipes, cavities inside walls or the water supply; and

WHEREAS: For more information on radon, call the New York State Department of Health at 518-402-7556 or email [radon@health.ny.gov](mailto:radon@health.ny.gov); therefore be it

RESOLVED: That the TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the month of January 2017 as:

NATIONAL RADON ACTION MONTH

and urges all residents to take steps to educate themselves, their families, and the community about the importance of radon testing.

Legislator Standinger spoke. "I know that radon is a recent phenomenon that has been focused on by the Health Departments and the EPA. Radiation is a serious issue when it comes to cancer and radon is part of that."

Lisa McCafferty spoke. "Thank you very much and I think Sue would like to make a couple of remarks about radon."

Susan Haskett of the Public Health Department spoke. "Usually I have a visual, I like to talk with visuals, but remember if you are my age or if you have

grandparents my age or whatever, underneath your sink you would have shoe cleaning supplies. Years ago we used to clean our shoes, now you just throw them away and buy new. In there, there was shoe polish, different colors, usually black and brown, maybe white. That is the size of a radon kit that you can get for your house to detect if there is radon or not in your house. Healthy Neighborhood Program has them for people who want to do healthy neighborhoods. You can also go to Lowe's, Home Depot, something like that. They are between \$13 and \$20. You put them on, usually on your first floor, usually in January when your house is all closed up, and you leave it there for however long it says. Then you seal it and send it in, and they will come back with the results. It is very simple, very cost effective, and then you can find out how healthy your house is, especially in the wintertime. Healthy Neighborhood has several of them they have given out in our community this past year, hopefully they will do more, but it is a very very important thing to remember and thank you very much for this proclamation."

Emma Sedore had privilege of the floor. "You will notice my vote for women. First I want to say I am very pleased to have the privilege of the floor because it is always a privilege to be able to tell Tioga County's history. With this year being the 100<sup>th</sup> anniversary that New York State gave women the right to vote, it was three years before the 19<sup>th</sup> amendment was ratified and to recognize and celebrate this awesome occasion, Governor Cuomo has announced a kickoff and he appointed a 14 member State commission to work with promoting it. Assemblywoman Donna Lupardo is a member of the commission and she is working closely with our Chair, Marte Sauerbrey. Marte in turn has chosen a small core committee who are working to kick this project off by March 1<sup>st</sup>.

"The core committee consists of Marte, Becca Maffei, Leeanne Tinney and myself. First, Tioga County will partner with Broome and they will complement the various events that they will both do during the year. So far key people from each one of our 9 Towns has been selected and they have agreed to be our suffrage leaders as I like to call them, and then they will go back to their Towns and they will kick different people out, maybe different organizations. During the year each one of our Towns will have their own unique way of celebrating this anniversary and they will be able to highlight Tioga County's role in the suffrage movement. One of our main goals is to educate people, especially the young people and they have to learn and we want them to learn how fortunate they are that they had such strong leaders from the 19<sup>th</sup> and 20<sup>th</sup> centuries. I mean it is unbelievable what women went through to get us the privilege of voting and I think today when people go to vote they do not even think about it. They just take it for granted. That includes the young people of today, even the young people that have not even voted yet.

“Hopefully our goal is to have them learn about how it came about and now only that, but be motivated not just to go and vote when they get of age, but to set a higher goal for themselves and inspire to make something of themselves, something really big, so in their future people will look back like we are looking today and say about them, nice going. If this keeps going like that, I mean how can that but not help. It will help our country, it will help our county, it will be a wonderful thing, and then people will thank you to them because that is how I feel about looking back at the people today from my point of view. I say thank you Susan B. Anthony and Elizabeth Cady Stanton and the rest of them.

“We had women suffrage right here in the Village of Owego and in Tioga County. The first day of voting that people voted in Tioga County, the 15<sup>th</sup> amendment was amended on November 6, 1917, so by January the following year the first election took place in Tioga County in the Village of Owego on January 8, 1918 and 94 women showed up to vote. It was a big deal and you can read where the women of Lisle were the first ones to vote in New York State, but Tioga County had one up on them because not only could we vote, but we had women on the ballot. We had two women who ran for school commissioners and they won. That may not sound like a big deal today, but it was back then. I just want to say maybe some of this is kind of boring to you, you might have not even thought about the word suffrage, but we are planning on doing it and by the end of the year you should be a lot more informed than you are right now. Expect to see a lot of events happening during the year, parades with floats, women with long dresses, signs that say “vote for women”, buttons, whatever we can get. It is our way of saying thank you to all the brave women in the past and some of the men too that got us the right to vote as early as 1917. Thank you very much for allowing me to have the privilege of the floor.”

Legislator Mullen made a motion to approve the minutes of December 7 and 13, 2016, seconded by Legislator Sullivan, and carried.

Chair Sauerbrey made the following appointment to the Cornell Cooperative Extension Board for the term of 2017:

William Standinger, Legislator District #7

Chair Sauerbrey announced the 2017 Standing Committee of the County Legislature.

**STANDING COMMITTEES OF THE COUNTY LEGISLATURE  
OF THE COUNTY OF TIOGA FOR 2017**

	<b>Chairman</b>			
<b>1. County Clerk, Historian, Real Property Veterans/Elections,</b>	<b>Huttleston</b>	Sullivan	Mullen	Standing
<b>2. Economic Development/ Planning/ Tourism/ Agriculture</b>	<b>Weston</b>	Roberts	Hollenbeck	Mullen
<b>3. Finance/Legal &amp; Safety</b>	<b>Monell</b>	All Legislators		
<b>4. Information Technology</b>	<b>Sullivan</b>	Roberts	Monell	Huttleston
<b>5. Legislative Worksessions/Legislative support</b>	<b>Sauerbrey</b>	All Legislators		
<b>6. Health &amp; Human Services</b>	<b>Standing</b>	Sullivan	Mullen	Monell
<b>7. Public Safety/ Probation &amp; DWI</b>	<b>Mullen</b>	Hollenbeck	Weston	Standing
<b>8. Public Works/ Capital Projects</b>	<b>Roberts</b>	Sullivan	Huttleston	Weston
<b>9. Personnel/ADA</b>	<b>Hollenbeck</b>	Monell	Weston	Standing

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

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 12-17

*AUTHORIZATION TO ENTER INTO AN AGREEMENT  
WITH TAYLOR GARBAGE TO ACCEPT HOUSEHOLD  
ELECTRONIC WASTE FROM TIOGA COUNTY  
RESIDENTS*



WHEREAS: In January of 2015, New York State banned consumers from disposing of certain types of electronic waste in landfills, waste-to-energy facilities, in the trash, or at curbside for trash pickup; and

WHEREAS: Due to this ban, Taylor Garbage stopped accepting electronic waste for recycling at their transfer station in Owego; and

WHEREAS: The Department of Solid Waste has an electronic waste recycling outlet for residents through their Household Hazardous Waste program; however, residents must transport the waste to the Broome County Landfill; and

WHEREAS: The Department of Solid Waste would like to enter into an agreement with Taylor Garbage where Tioga County residents can drop off their electronic waste; and

WHEREAS: The Department of Solid Waste will pay for the recycling costs for household electronic waste brought to Taylor Garbage's transfer station located at 352 Glen Mary Drive, Owego, NY; therefore be it

RESOLVED: That the Tioga County Legislature authorizes an agreement between Tioga County and Taylor Garbage for electronic waste; and be it further

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair or their designee to sign the said agreement upon its approval by the County Attorney.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standing, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. 13-17

*RE-APPOINT MEMBER TO THE TIOGA  
COUNTY PLANNING BOARD*

WHEREAS: Doug Chrzanowski's position on the Tioga County Planning Board representing the Town of Tioga expired on 12/31/2016; and

WHEREAS: The Tioga Town Board has nominated Doug Chrzanowski to serve another three-year term as their representative, and he is willing and able to do so; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoints Doug Chrzanowski to the Tioga County Planning Board for another three-year term of 1/1/2017 – 12/31/19.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standing, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 14-17 RE-APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD

WHEREAS: Grady Updyke's position on the Tioga County Planning Board representing the Town of Barton expired on 12/31/2016; and

WHEREAS: The Barton Town Board has nominated Grady Updyke to serve another three-year term as their representative, and he is willing and able to do so; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoints Grady Updyke to the Tioga County Planning Board for another three-year term of 1/1/2017 – 12/31/19.

## ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standinger, Sullivan and Weston.

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 15-17 *APPOINT MEMBER TO THE TIOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (TCIDA)*

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: Jan Nolis has resigned from the Tioga County Industrial Development Agency Board of Directors effective December 7, 2016; and

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

WHEREAS: Jenny Ceccherelli has expressed a desire to serve on the Tioga County Industrial Development Agency (TCIDA); 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 Jan Nolis for her loyal service to the residents of Tioga County; and be it further

RESOLVED: That the Tioga County Legislature hereby appoints Jenny Ceccherelli to replace Jan Nolis's position on the Tioga County Industrial Development Agency Board of Directors effective January 10, 2017.

## ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standinger, Sullivan and Weston.

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 16-17      *AWARD BID FOR EMERGENCY  
GASEOUS POWER GENERATOR*

WHEREAS: Tioga County has been awarded a Statewide Interoperable Communications Grant by the State of New York for the improvement of radio communications facilities in Tioga County; and

WHEREAS: The Tioga County Bureau of Fire sought bids for emergency gaseous power generator; and

WHEREAS: The Tioga County Bureau of Fire received a sealed bid on December 21, 2016 and the only bid came in as follows:

Cummins Northeast LLC	\$52,500.00
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And

WHEREAS: Blue Wing Services Inc. has determined that Cummins Northeast, LLC is the lowest responsible bidder in substantial and material compliance with the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature does hereby award the bid to Cummins Northeast, LLC the lowest responsible bidder in material and substantial compliance with the bid specifications for \$52,500.00.

## ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standing, Sullivan and Weston.

No – None.

Absent – None.

## RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 17-17      *AWARD BID FOR RADIO COMMUNICATION  
TOWER  
(CANDOR TOWER)*

WHEREAS: Tioga County has been awarded a Statewide Interoperable Communications Grant by the State of New York for the improvement of radio communications facilities in Tioga County; and

WHEREAS: The Tioga County Bureau of Fire sought bids for Radio Communication Tower; and

WHEREAS: The Tioga County Bureau of Fire received a sealed bid on December 21, 2016 and the only, timely, bid came in as follows:

Sabre Communications Corporation      \$88,334.00

And

WHEREAS: Two additional bids were received several hours after the time of bid opening; and

WHEREAS: Blue Wing Services Inc. has determined that Sabre Communications Corporation is the lowest responsible bidder in substantial and material compliance with the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature does hereby award the bid to Sabre Communications Corporation, the lowest responsible bidder in material and substantial compliance with the bid specifications, for \$88,334.00.

## ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standing, Sullivan and Weston.

No – None.

Absent – None.

## RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. 18-17

*AWARD DESIGN SERVICES TO  
DELTA ENGINEERS FOR DIAMOND  
VALLEY ROAD BIN 2219010*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges; and

WHEREAS: The Diamond Valley Road Bridge BIN 2219010 is a bridge that needs repair due to a NYSDOT Bridge inspection; and

WHEREAS: The Commissioner of Public Works received a proposal for design services for this project from Delta Engineers, Endwell, NY; and

WHEREAS: The proposal for this bridge came in at \$16,660; therefore be it

RESOLVED: That the Tioga County Legislature approve the proposal for the Diamond Valley Rd. Bridge BIN 2219010 for Delta Engineers not to exceed \$16,660 to be paid out of the Diamond Valley Road (BIN 2219010) account H5110 540002 H1707.

## ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standing, Sullivan and Weston.

No – None.

Absent – None.

## RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 19-17                      *AWARD DESIGN SERVICES TO  
DELTA ENGINEERS FOR DIAMOND  
VALLEY ROAD BIN 3335540*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges; and

WHEREAS: The Diamond Valley Road Bridge BIN 3335540 is a bridge in the bond program; and

WHEREAS: The Commissioner of Public Works received a proposal for design services for this project from Delta Engineers, Endwell, NY; and

WHEREAS: The proposal for this bridge came in at \$57,724; therefore be it

RESOLVED: That the Tioga County Legislature approve the proposal for the Diamond Valley Rd. Bridge BIN 3335540 for Delta Engineers not to exceed \$57,724 to be paid out of the Diamond Valley Road (BIN 3335540) account H5110 540002 H1704.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standing, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 20-17                      *AMEND BUDGET AND TRANSFER FUNDS  
PUBLIC WORKS*

WHEREAS: The Commissioner of Public Works has deemed that Bridge Projects funded through the Bond Act for 2017 need to be revised from originally submitted 2017 Budget; and

WHEREAS: Oak Hill Road Bridge (BIN 3334940) and Owl Creek Road Bridge (BIN 2218900) will have work done to them through the Bridge Preventive Maintenance Program and those funds are needed for Diamond Valley Road Bridge (BIN 2219010); and

WHEREAS: Public Works Committee has decided not to rehabilitate West Creek Road Bridge (BIN 3335200) and those funds are needed for Diamond Valley Road Bridge (BIN 3335540); and

WHEREAS: Budget Amendments require Legislative approval; therefore be it

RESOLVED: That funding be transferred as follows:

From:

H5110 540002 H1503	Oak Hill Rd Bridge 3334940	\$94,000
H5110 540002 H1705	West Creek Rd Bridge 3335200	\$500,000
H5110 540002 H1706	Owl Creek Rd Bridge 2218900	\$100,000

To:

H5110 540002 H1704	Diamond Valley Rd Bridge 3335540	\$500,000
H5110 540002 H1707	Diamond Valley Rd Bridge 2219010	\$194,000

#### ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standinger, Sullivan and Weston.

No – None.

Absent – None.

#### RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. 21-17

*AUTHORIZATION TO RENEW CONTRACT  
WITH TRANE TO SERVICE CHILLERS AT PSB  
AND HHS*



WHEREAS: Tioga County uses the services of Trane to maintain and service the chillers at the Public Safety Building and the HHS Building. This agreement includes parts and labor for annual planned maintenance; therefore be it

RESOLVED: That the Chair of the Tioga County Legislature is authorized to execute a three year contract with Trane, upon approval by the County Attorney, renewable every year, with the initial first year cost to be \$13,453, with successive year costs to be adjusted annually based on changes in the cost of service.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standinger, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

PUBLIC WORKS COMMITTEE

RESOLUTION NO. 22-17

*AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS*

WHEREAS: A project for the Day Hollow Road over Foster Creek Bridge Rehabilitation, PIN 9754.14 (the Project) is eligible for funding under Title 23 U.S. Code, as amended that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal Funds and 20% non-Federal Funds; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Design (Phases 1-4) and Right of Way Incidentals work; now therefore be it

RESOLVED: That the Tioga County Legislature hereby approves the above-subject project; and it is hereby further

RESOLVED: That the Tioga County Legislature hereby authorizes the County of Tioga to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Preliminary Design (Phases 1-4) and Right-of-Way Incidentals work for the Project or portions thereof; and it is further

RESOLVED: That the sum of \$57,000 is hereby appropriated from Day Hollow Bridge account H5110 540004 H1606 and made available to cover the costs of participation in the above phases of the Project; and it is further

RESOLVED: That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Tioga County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof, and it is further

RESOLVED: That the Chair of the Tioga County Legislature be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tioga with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED: That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED: That this resolution shall take effect immediately.

#### ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standinger, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 23-17 AMEND BUDGET  
PUBLIC WORKS

WHEREAS: Tioga County is the recipient of funding through New York State Department of Transportation consisting of Federal and non-Federal funds for a bridge project, Day Hollow Road over Foster Creek BIN 3335360; and

WHEREAS: Preliminary design and ROW incidentals have been approved by the New York State Department of Transportation for the amount of \$57,000, in which 80% of Federal Funds and 20% State Funds will be reimbursed to Tioga County; and

WHEREAS: Budget Amendments require Legislative approval; therefore be it

RESOLVED: That revenue accounts be established as follows:

H5110 445020 H1606	Federal Revenue for BIN 3335360	\$45,600
H5110 435020 H1606	State Revenue for BIN 3335360	\$11,400

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standinger, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 24-17 ERRONEOUS ASSESSMENT  
TOWN OF CANDOR

WHEREAS: An application for Corrected Tax Roll for the year 2017 indicates that parcel #1842 in the Town of Candor assessed to Weisz, Stephen & Marjorie L. on

the 2017 tax roll of the Town of Candor is erroneous in that the Veterans exemptions were removed in error and the correct taxable value for town and county purposes should be \$279,860; be it therefore

RESOLVED: That a new bill be issued to Weisz, Stephen & Marjorie L. by the Town of Candor Tax Collector as follows:

	<u>Original Bill #2663</u>	<u>Corrected Bill #2663</u>
County	\$ 2,607.90	\$ 2,404.76
Recycle	120.47	111.09
Town Wide	1,427.18	1,316.02
Part Town	373.14	344.07
Candor Fire	<u>504.56</u>	<u>504.56</u>
	\$ 5,033.25	\$ 4,680.50

And be it further

RESOLVED: That the erroneous town tax of \$140.23 be charged back to the Town of Candor; and be it further

RESOLVED: That the erroneous solid waste tax of \$ 9.38 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$ 203.14 be charged to the proper account in the records of the County Treasurer.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Mullen, Sauerbrey, Roberts, Standing, Sullivan and Weston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:29 P.M.