

First Regular Meeting
January 12, 2021

The First Regular Meeting of 2021 was held on January 14, 2021 and was called to order by the Chair at 12:00 P.M. Eight Legislative members were present with Legislator Roberts being absent.

Chair Sauerbrey asked for a moment of prayer. "Lord God, we thank you for our freedoms. We ask that you bless this nation, heal this nation from dissension and bring us peace."

Chair Sauerbrey led all Legislators and those in attendance in the Pledge of Allegiance.

There were three people in attendance.

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

The following recognition resolution for June Sisenstein, Department of Social Services, was noted. Ms. Sisenstein was not in attendance.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 12-21 *RECOGNIZE JUNE SISENSTEIN*
24 YEARS OF DEDICATED SERVICE
DEPARTMENT OF SOCIAL SERVICES

WHEREAS: June Sisenstein began her career with Tioga County as an Account Clerk Typist January 6, 1997 for the Department of Social Services in the Accounting Unit. In September 2005, she was promoted to the position of Executive Secretary. At the time of her retirement, June served as the Executive Secretary to the Director of Employment and Transitional Supports; and

WHEREAS: June Sisenstein has been a dedicated and loyal employee in the performance of her duties; and

WHEREAS: June Sisenstein has shown the highest levels of reliability, trust, loyalty and competence in the performance of her duties; and

WHEREAS: June Sisenstein will retire on January 30, 2021; 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 June Sisenstein for her twenty-four years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this loyal, dedicated and outstanding employee, June Sisenstein.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED UNANIMOUSLY.

There was no privilege of the floor.

Legislator Mullen made a motion to approve the minutes of December 15 and 22, 2020, seconded by Legislator Balliet and carried.

Chair Sauerbrey made the following appointment to the Cornell Cooperative Extension Board for a one-year term for 2021:

Legislator Cliff Balliet – 1/1/21-12/31/21

Chair Sauerbrey thanked Mr. Balliet for his willingness to continue to serve.

Chair Sauerbrey announced the following Standing Committees for 2021 noting there is no change from 2020:

STANDING COMMITTEES OF THE COUNTY LEGISLATURE OF THE COUNTY OF TIOGA FOR 2021

	Chairman			
1. Administrative Services (County Clerk, Historian, Real Property, Veterans, Elections)	Balliet	Mullen	Standinginger	Sullivan
2. Economic Development/ Planning/ Tourism/ Agriculture	Weston	Hollenbeck	Mullen	Roberts
3. Finance/Legal & Safety	Monell	All Legislators		
4. Information Technology	Sullivan	Balliet	Monell	Roberts
5. Legislative Worksessions/ Legislative Support	Sauerbrey	All Legislators		
6. Health & Human Services	Standinginger	Monell	Mullen	Sullivan
7. Public Safety/ Probation & DWI	Mullen	Hollenbeck	Standinginger	Weston
8. Public Works/ Capital Projects	Roberts	Balliet	Standinginger	Weston
9. Personnel/ADA	Hollenbeck	Balliet	Monell	Weston

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 Weston made a motion to have the following six resolutions, all re-appointments to the Broome-Tioga Workforce Development Board, passed as one, seconded by Legislator Hollenbeck and carried.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 13-21 REAPPOINT MEMBER TO THE
BROOME-TIOGA WORKFORCE
DEVELOPMENT BOARD

WHEREAS: Shawn Yetter's position on the Broome-Tioga Workforce Development Board representing the Public Sector is up for reappointment; and

WHEREAS: Shawn Yetter has agreed to continue to serve for a two-year term on the Broome-Tioga Workforce Development Board; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint Shawn Yetter to the Broome-Tioga Workforce Development Board for a two-year term effective January 1, 2021 through December 31, 2022.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 14-21 *REAPPOINT MEMBER TO THE
BROOME-TIOGA WORKFORCE
DEVELOPMENT BOARD*

WHEREAS: LeeAnn Tinney's position on the Broome-Tioga Workforce Development Board representing the Public Sector is up for reappointment; and

WHEREAS: LeeAnn Tinney has agreed to continue to serve for a two-year term on the Broome-Tioga Workforce Development Board; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint LeeAnn Tinney to the Broome-Tioga Workforce Development Board for a two-year term effective January 1, 2021 through December 31, 2022.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 15-21 *REAPPOINT MEMBER TO THE
BROOME-TIOGA WORKFORCE
DEVELOPMENT BOARD*

WHEREAS: Karen Shelp's position on the Broome-Tioga Workforce Development Board representing the Private Sector is up for reappointment for a term of 3 years; and

WHEREAS: Karen Shelp has agreed to continue to serve for a three-year term on the Broome-Tioga Workforce Development Board; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint Karen Shelp to the Broome-Tioga Workforce Development Board for a three-year term effective January 1, 2021 through December 31, 2023.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE
RESOLUTION NO. 16-21 REAPPOINT MEMBER TO THE
BROOME-TIOGA WORKFORCE
DEVELOPMENT BOARD

WHEREAS: J. Brian Scanlon's position on the Broome-Tioga Workforce Development Board representing the Private Sector is up for reappointment for a term of 3 years; and

WHEREAS: J. Brian Scanlon has agreed to continue to serve for a three-year term on the Broome-Tioga Workforce Development Board; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint J. Brian Scanlon to the Broome-Tioga Workforce Development Board for a three-year term effective January 1, 2021 through December 31, 2023.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE
RESOLUTION NO. 17-21 REAPPOINT MEMBER TO THE
BROOME-TIOGA WORKFORCE
DEVELOPMENT BOARD

WHEREAS: Chris Powers' position on the Broome-Tioga Workforce Development Board representing the Private Sector is up for reappointment for a term of 3 years; and

WHEREAS: Chris Powers has agreed to continue to serve for a three-year term on the Broome-Tioga Workforce Development Board; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint Chris Powers to the Broome-Tioga Workforce Development Board for a three-year term effective January 1, 2021 through December 31, 2023.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 18-21 *REAPPOINT MEMBER TO THE
BROOME-TIOGA WORKFORCE
DEVELOPMENT BOARD*

WHEREAS: Maureen Abbott's position on the Broome-Tioga Workforce Development Board representing the Public Sector is up for reappointment; and

WHEREAS: Maureen Abbott has agreed to continue to serve for a four-year term on the Broome-Tioga Workforce Development Board; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint Maureen Abbott to the Broome-Tioga Workforce Development Board for a four-year term effective January 1, 2021 through December 31, 2024.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 19-21 *RECOMMEND MEMBERS TO THE
SUSQUEHANNA HERITAGE AREA COMMISSION*

WHEREAS: Per Resolution 25-16, the Tioga County Legislature resolved that the Economic Development and Planning Committee recommend designees for the Municipal Representative and also the Advisory Board Member on the Susquehanna Heritage Area (SHA) Commission for the term of office of the County Legislative Chair who appoints said persons; and

WHEREAS: Currently Rebecca Maffei, Tioga County Tourism Director, and Abbey Hendrickson, Community Development Specialist of Economic Development and Planning, have been serving as the two (2) SHA Commission members; and

WHEREAS: Rebecca Maffei, Tioga County Tourism Director, and Abbey Hendrickson, Community Development Specialist of Economic Development and Planning, are willing to serve as the two (2) SHA Commission members; therefore be it

RESOLVED: That the Economic Development and Planning Committee recommend Rebecca Maffei, the Tioga County Tourism Director, continue to serve as the Municipal Representative and Abbey Hendrickson, Community Development Specialist, continue to serve as the Advisory Board member on the Susquehanna Heritage Area Commission for the term of office of the County Legislative Chair who appoints said person.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 20-21 *HISTORY OF TIOGA COUNTY BELL OF SESSIONS AND RETURN OF HISTORICAL ARTIFACT*

WHEREAS: In 1823, the first Tioga County Courthouse was built in Owego and in 1855 improvements were made to the building including a cupola for a bell; and

WHEREAS: The Tioga County Board of Supervisors approved the sum of \$300.00 be raised for the purpose of procuring a suitable courthouse bell to be hung in the cupola of the courthouse as documented in the November 16, 1855 journal of proceedings; and

WHEREAS: The actual cost of the bell was only \$200.00 due to the foundry granting a discount because of failure to enter a complete year date on the bell and only scribed 185 that should have been the year 1855 or 1856; and

WHEREAS: In 1868, the courthouse was declared unsuitable for legal business; and

WHEREAS: In 1871, the Village of Owego deeded a plot of land on the public square for Tioga County to build a new courthouse, which was erected in 1872-1873. After the construction of the new courthouse, the bell was removed from the former courthouse and installed in the southwest tower and used as the Bell of Sessions on November 25, 1873; and

WHEREAS: In 1931, it was determined the towers on the 1872 courthouse were in disrepair and too costly to rebuild back to their original design. Therefore, the towers were lowered and the courthouse Bell of Sessions was removed from the tower and no longer used by Tioga County; and

WHEREAS: The Village of Owego Board of Trustees requested the Bell of Sessions be loaned to the Village of Owego and placed in the Croton Hose Co. No. 3 fire station on Talcott Street to be used as the fire bell with the stipulation that it is to be returned to the County of Tioga, upon request of this Board, or at such time the Croton Hose Co. No. 3 fire station deemed the bell was no longer needed; and

WHEREAS: In December 1952, the Croton Hose Co. No. 3 fire station removed the bell and replaced it with a siren. It is at this time the bell should have been returned to Tioga County, as previously stipulated; and

WHEREAS: In 1953, Croton Hose Co. No. 3 inadvertently donated the bell to the Lounsberry Methodist Church in Nichols, NY. The Lounsberry Methodist Church was in the process of rebuilding their church due to their former church being destroyed by fire in October 1952. The church held their opening for worship of the rebuilt

church on April 3, 1955 noting the church bell donation from the Owego Fire Department in their Souvenir Booklet of the Opening for Worship of the Rebuilt Lounsberry Methodist Church; and

WHEREAS: Tioga County Historian Emma Sedore has researched and outlined the timeline of the Tioga County Bell of Sessions as documented by Tioga County Journal of Proceedings, Croton Hose Co. No. 3 Minute Book; and the Souvenir Booklet of the Opening for Worship of the Rebuilt Lounsberry Church; and

WHEREAS: The church bell in the steeple of the Lounsberry United Methodist Church located at 3586 East River Road, Nichols, NY is the original bell that was purchased by Tioga County and hung in the cupola of the first courthouse in Owego, NY; therefore be it

RESOLVED: The Bell of Sessions is a historical artifact and is legally the property of Tioga County, NY and must be returned to Tioga County, NY if the Lounsberry United Methodist Church deems it is no longer of use to them or upon request of the County for any reason; and be it further

RESOLVED: That a copy of this resolution be sent to the Lounsberry United Methodist Church.

Legislator Standinger spoke. "I just want to thank Emma Sedore for all the research she did. She really devoted a lot of time and energy in locating this bell. She took it on as a personal project and it is a treasure to have somebody like that as a historical investigator. I commend her efforts."

Chair Sauerbrey spoke. "I concur with Legislator Standinger."

Legislator Mullen spoke. "It was an amazing story. She did an incredible job."

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 21-21 ADOPT LOCAL LAW NO. 1 OF 2021

WHEREAS: A public hearing was held on January 7, 2021 following due notice thereof to consider the adoption of Local Law Introductory No. A of the Year 2021 A Local Law to establish the staggered terms of Tioga County Legislators as established in Local Law No. 2 of 1994 and Local Law No. 2 of 2011; and

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will be Local Law No. 1 of 2021; therefore be it

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

County of Tioga

Local Law No. 1 of the Year 2021.

A Local Law to establish the staggered terms of Tioga County Legislators as established in Local Law No. 2 of 1994 and Local Law No. 2 of 2011.

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

SECTION 1: TERMS OF OFFICE

Notwithstanding the provisions of any general, special or local law to the contrary, members of the Tioga County Legislature shall continue to be elected to staggered terms of three and four years over a ten-year cycle as established in Local Law No. 2 of 1994 and Local Law No. 2 of 2011.

SECTION 2: STAGGERED TERMS OF OFFICE

A. The seven County Legislative Districts shall be divided into two groups as follows:

1. Group One shall consist of:
 - a. The representative from District No 1
 - b. The representative from District No 2
 - c. The representatives from District No. 4
 - d. The representative from District No. 5
2. Group Two shall consist of:
 - a. The representative from District No. 3
 - b. The representative from District No. 6
 - c. The representatives from District No. 7

B. The County Legislators elected from the County Legislative Districts included in Group One shall be elected for a term of four (4) years at the general

election to be held in the year Two Thousand Twenty-One (2021) and shall be elected for a term of three (3) years at the general elections to be held Two Thousand Twenty-Five (2025) and Two Thousand Twenty-Eight (2028).

C. The County Legislators from the County Legislative Districts included in Group Two shall be elected for a term of three (3) years at the general elections to be held in the years Two Thousand Twenty-One (2021) and Two Thousand Twenty-Four (2024) and shall be elected for a term of four (4) years at the general election to be held in Two Thousand Twenty-Seven (2027).

D. Subject to reapportionment, if necessary, staggered terms shall be utilized in the general elections following succeeding federal decennial censuses.

SECTION 3: COUNTY ATTORNEY

The term of office of the County Attorney shall be the same as the term of office of the Legislators in Group One.

SECTION 4: LEGISLATIVE CLERK

The term of office of the Legislative Clerk shall be the same as the term of office of the Legislators in Group One.

SECTION 5: BUDGET OFFICER

The term of office of the Budget Officer shall be the same as the term of office of the Legislators in Group One.

SECTION 6: EFFECTIVE DATE

This local law shall be effective on the date of adoption.

And be it further

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

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

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 22-21 *RESOLUTION TO CONTRACT WITH NATIONAL TEST SYSTEMS FOR INSTANT URINE TESTS AND LAB TESTING*

WHEREAS: Tioga County Probation needs to purchase instant urine testing products and lab services to provide confirmed test results for defendants and respondents court ordered to submit to substance abuse testing; and

WHEREAS: Tioga County Probation has obtained three estimates for the purchase of instant urine testing products as follows:

1. MED-TOX (NYS Contract) \$4.13 each for 5 panel test (THC/COC/OPI/AMP/PCP)* not enough drugs
 2. Premier Biotech- \$7.87 each for 9 panel test
 3. Mercedes Premier \$4.13 each for 12 panel test (AMP/BAR/BZO/COC/MET/MDMA/MTD/MOP/OXY/THC/BUP/ETG)
- National Test Systems \$3.60 each for 12 panel test plus adulterant test (COC/THC/MOP/AMP/MET/BZO/MTD/OXY/MDMA/BUP/FEN/ETG)

The cost to purchase testing supplies from National Test Systems is less expensive and more expeditious for Probation's testing program; and

WHEREAS: Tioga County Probation previously sent urine samples for confirmation testing to Thomas G. Rosano PhD. LLC DBA National Toxicology Center in Albany,

NY. This testing service has increased in price to the point that it is no longer fiscally prudent for Probation to continue using; and

WHEREAS: National Test Systems also has lab services available for urine samples confirmation with pricing as follows:

Class I Drugs: (AMP/MET/MDMA/THC/COC/BAR/MTD/PCP)	\$17.00/ drug
Class II Drugs: (OPI/OXY/6MAM/BZO/BUP/FYL/GABA/KRA/TRAM)	\$24.00/ drug
Class III Drugs: (K2/SPICE)	\$44.00/ drug

Therefore be it

RESOLVED: That the Tioga County Probation Director is approved to contract with National Test Systems to purchase instant testing supplies and lab services in 2021, if the contract is approved by the County Attorney.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 23-21 AUTHORIZE ACCEPTANCE OF 2021 NYS PTS GRANT
(PTS-2021-Tioga Co SO-00215-054)
APPROPRIATION OF FUNDS & MODIFY 2021 BUDGET
SHERIFF'S OFFICE

WHEREAS: The Sheriff's Office applied for and was awarded a NYS PTS (Police Traffic Services) grant (PTS-2021-Tioga Co-SO-00215-054) in the amount of \$14,580; and

WHEREAS: This funding must be accepted and appropriated; therefore be it

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

RESOLVED: That the 2021 budget be modified and funds be appropriated to the following accounts:

FROM:	A3110.433900 Sheriff-State Aid	\$14,580
TO:	A3110.510030 Sheriff Overtime	\$14,580

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 24-21 *APPLY FOR NYS ELECTIONS CYBERSECURITY
REMEDATION GRANT PROGRAM*

WHEREAS: The New York State Board of Elections authorizes a total of \$9 million from federal HAVA funds for use by county boards of elections to implement cybersecurity remediation and mitigation services; and

WHEREAS: Tioga County is authorized to receive up to \$74,661.73 reimbursement from these funds for eligible expenses related to remediation and mitigation services for elections cybersecurity, which have taken place between December 21, 2019 and December 31, 2021; and

WHEREAS: To be eligible for this grant program, the Tioga County Chief Information Officer and Election Commissioners developed a cybersecurity remediation plan

during July and August of 2020, which was approved by the NYS Board of Elections in September of 2020; and

WHEREAS: All claims for payment must be submitted to NYS Board of Elections no later than December 31, 2021; and

WHEREAS: This funding must be accepted and appropriated; therefore be it

RESOLVED: That the Tioga County Board of Elections is authorized to apply for the NYS Elections Cybersecurity Grant Program as soon as practicable; and be it further

RESOLVED: That the 2021 budget be modified and funds be appropriated to the following accounts:

FROM:	H1450-440890	CYBER Federal Aid- HAVA	\$74,661.73
TO:	H1450-520620	CYBER Software Expense	\$74,661.73

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 25-21 *AUTHORIZE BOARD OF ELECTIONS TO PURCHASE
NEW DOMINION VOTING MACHINES AND
AMEND BUDGET*

WHEREAS: The Tioga County IT capital plan included replacing the aging optical scan voting machines in 2020; and

WHEREAS: The Election Commissioners opted to postpone the replacement of voting machines to 2021, considering that 2020 would be (and was) a very busy Presidential Election year and the introduction of additional new technology on top of the changes implemented in 2019, such as ePollbooks, could be too much all at once for BOE staff and election inspectors; and

WHEREAS: Dominion Voting Systems provided the Board of Elections with a quote for 26 ImageCast Evolution (ICE) voting machines (state contract number PC66393), and staff training, for \$284,154.00, which would replace the current Ballot Marking Device (BMD) voting machines, and the BOE would retain eight ImageCast Precinct (ICP) scanners for continued use; and

WHEREAS: Only one other voting system vendor is authorized for use in New York State, and a switch to the other vendor would be more costly because it would require purchase of significantly more machines (to also replace the Dominion ICPs, and the competitor's machines cannot accommodate as many voters as a Dominion machine) as well as a whole new election software program to interface with their machines; and

WHEREAS: For the past three years, a dedicated amount has been budgeted and not used in anticipation of funding the Hardware Reserve for the purchase of the new voting machines, \$110,000 in 2018, \$120,000 in 2019, and \$120,000 in 2020, a total of \$350,000; and

WHEREAS: Legislative approval is needed to transfer funds to a Hardware Reserve; therefore be it

RESOLVED: That the Tioga County Board of Elections is authorized to enter into a purchase agreement with Dominion Voting Systems for 26 ICE machines at a capital expense of \$284,154.00, and that the Board of Elections 2021 capital fund for voting machines H1450 520300 shall include \$284,154.00; and

RESOLVED: That the following funds be transferred from the Unrestricted Fund Balance to the Hardware Reserve for the purchase of the Dominion Voting Machines, but also to earmark for future voting machine upgrades:

FROM:	H 390900 Fund Balance - Unrestricted	\$350,000.00
TO:	H 387805 Capital Hardware Reserve Fund	\$350,000.00

Legislator Standinger spoke. "I am going to vote a qualified yes under the assurance that our Board of Elections employees are going to continue to monitor the Dominion Voting System and the objections that were raised over the Dominion Voting System and the recent Presidential election. They have made their case that

we need to go with new machines for various reasons and I understand that, but I still have some concern about whether or not fraud could take place. I think my concerns are satisfied at this point, but I want to make sure that they continue to monitor the situation with Dominion Voting Systems.”

Legislator Balliet spoke. “One of the requests I am going to make with the Board of Elections employees is that they do periodic communications with the NYS Board of Elections and to make sure they get the latest updates. I will be working with them to do that for the Administrative Services Committee meetings.”

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 26-21 *AWARD DESIGN SERVICES TO DELTA ENGINEERS
FOR TALCOTT STREET BRIDGE REPAIR*

WHEREAS: The Commissioner of Public Works budgeted for the repair of Talcott Street Bridge; 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 \$24,868; therefore be it

RESOLVED: That the Tioga County Legislature award the design services contract for Talcott Street Bridge to Delta Engineers, Endwell NY not to exceed \$24,868 to be paid out of the following account:

H5110.540004.H2101 – Talcott Street Bridge

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 27-21

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 Tioga County Bridge Preventative Maintenance Program Phase (FFY 2021), PIN 9754.31 (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 Engineering/Design work.

NOW, THEREFORE, the Tioga County Legislature, duly convened does hereby

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

RESOLVED: That the Tioga County Legislature hereby authorized the County of Tioga to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Preliminary Engineering / Design work for the Project or portions thereof; and it is further

RESOLVED: That the sum of \$10,000 is hereby appropriated from account D5110.540050 and made available to cover the costs of participation in the above phase 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: This Resolution shall take effect immediately.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 28-21 *AMEND RESOLUTION NO. 267-20;
TIOGA COUNTY LEGISLATIVE SUPPORT OF
TERMINATION OF CENTRAL NEW YORK OIL AND
GAS COMPANY LLC PAYMENT IN LIEU OF TAX
AGREEMENT AND ESTABLISHMENT OF
STAGECOACH GAS SERVICES LLC
PAYMENT IN LIEU OF TAX AGREEMENT*

WHEREAS: The Tioga County Legislature approved the support request for the termination of Central New York Oil and Gas Company LLC Payment in Lieu of Tax (PILOT) agreement and for the establishment of Stagecoach Gas Services LLC Payment in Lieu of Tax (PILOT) Agreement by way of Resolution #267-20 adopted December 15, 2020; and

WHEREAS: An error was discovered in the ninth WHEREAS statement in Resolution #267-20 with an erroneous date of 200; and

WHEREAS: The remainder of Resolution #267-20 remains intact; therefore be it

RESOLVED: That Resolution #267-20 be amended as follows to reflect the change of the erroneous date of 200 to 2022 in ninth WHEREAS statement:

The newly established Payment in Lieu of Tax Agreement should call for the payment of one hundred percent (100%) of real property taxes to be paid on the assessed value of the identified tax map 161.00-1-25.1 for the tax year 2022 and ninety percent (90%) of the real property taxes to be paid on the assessed value of the identified tax map 107.00-1-8.12 for the tax year 2022 to be increased to one hundred percent (100%) for each subsequent years by Stagecoach Gas Services LLC to be collected from the commencement of the Agreement.

and be it further

RESOLVED: That the remainder of Resolution #267-20 is unchanged.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 29-21 *RE-ESTABLISH PRIOR YEAR 2020 CAPITAL PROJECTS AND BRIDGE PREVENTIVE MAINTENANCE FOR 2021 BUDGET*

WHEREAS: Prior year Capital Projects and Capital Equipment Requests need to be re-established for the remaining unspent balance as of year-end 2020 for purchase or completion in 2021; therefore be it

RESOLVED: That the following accounts and amounts be re-established:

Non Bond Bridge Projects Reso177-18;178-18 BIN 3335360

H5110 540004 H1903 West River Drive	\$	67,618.57
H5110 445020 H1903 West River Drive	\$	310,558.72
H5110 540004 H1904 West Creek Road	\$	1,784,867.98
H5110 445020 H1904 West Creek Road	\$	1,780,669.38

Capital Building Projects

H1620 520911 Renovations 56 Main Street	\$	48,000.00
H1620 521988 Court House Renovations	\$	19,141.68
H1620 520994 Building Construction	\$	55,000.00

Capital Equipment

H1620 520923 Standby Generator	\$	32,400.00
H1621 520929 Boiler HHS	\$	20,000.00
H5130 521060 Car/Truck	\$	30,000.00
H1680 521090 SSG19 Computer	\$	21,206.46
H1680 430970 SSG19 State Aid Local Efficiency Grant	\$	21,206.46
H1325 520620 Software Expense	\$	70,340.00

And be it further

RESOLVED: That any applicable corresponding revenue sources or reserve account funds per prior Resolution shall also be re-established in the 2021 modified budget.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 30-21 RE-ESTABLISH PRIOR YEAR 2020 GRANTS
FOR 2021 BUDGET

WHEREAS: Prior Year Grant Funds need to be re-established for the remaining unspent balance as of year-end 2020 for purchase or completion in 2021; and

WHEREAS: Some amounts are subject to change based on year-end encumbrances and general billing adjustments; therefore be it

RESOLVED: That the following accounts and estimated amounts are re-established and the 2021 budget is amended:

<u>ILS - Reso 88-19 : 25-19 /Indigent Legal Services</u>	<u>Amount to Re-Establish</u>
A1173 540040 Books	\$ 2,596.02
A1173 540280 Investigations	\$ 7,899.00
A1173 540320 Leased Services	\$ 3.66
A1173 540420 Office Supplies	\$ 493.00
A1173 540620 Software	\$ 7,888.68
A1173 540700 Transcripts	\$ 1,500.00
A1173 540733 Training	\$ 1,975.46
A1173 430260 State Aid Indigent Legal Service	\$ 22,355.82

ILS - Reso 87-19 : 25-19 /Hurrell & Harring

A1174 520090 Computer	\$	36.76
A1174 520200 Office Equipment	\$	2,141.00
A1174 540320 Leased/ Service Equipment	\$	182.47
A1174 540420 Office Supplies	\$	1,290.64
A1174 540480 Postage	\$	50.00
A1174 540550 Rent	\$	1,250.00
A1174 540620 Software	\$	16,219.21
A1174 540660 Telephone	\$	200.00
A1174 540733 Training	\$	6,765.61
A1174 430260 State Aid Indigent Legal Service	\$	28,126.69

Sherriff – PTS Reso 276-19

A3115 445890 Federal Aid-Other Transp NPSP	\$	17,000.00 Est.
A3115 540590 Services Rendered-STOP DWI	\$	17,000.00 Est.

Fire – SEN10 Reso 278-19 Senator's Grant Training Room Update

A3410 521130 SEN10 Equipment (Not Car)	\$	15,000.00
A3410 433060 SEN10 State Aid Fire	\$	15,000.00

Fire – IO18F Reso 44-19 Interoperable Grant

A3415 520230 IO18F Radio Equipment	\$	16,938.09
A3415 540140 IO18F Radio Equipment	\$	393,382.60
A3415 433063 IO18F State Aid -Interoperable Grant	\$	410,320.69 Est.

Fire – IO19F Reso 55-20 Interoperable Grant

A3415 520230 IO19F Radio Equipment	\$	20,000.00
A3415 540140 IO19F Radio Equipment	\$	364,607.00
A3415 540180 IO19F Radio Equipment	\$	30.01
A3415 433063 IO19F State Aid -Interoperable Grant	\$	384,637.01

EMO – SHS18 Reso 226-18

A3360 540140 SHS18 Contracted Services	\$	1,672.46
A3360 433567 SHS18 State Aid SHSP 18	\$	1,672.46
H3360 520060 SHS18 Car/Truck	\$	1,848.81
H3360 433567 SHS18 State Aid SHSP 18	\$	1,848.81
A3361 520215 SHS18 Personal Protective Gear	\$	406.00
A3361 433567 SHS18 State Aid SHSP 18	\$	406.00

EMO – SHS19 Reso 279-19

A3360 520130 SHS19 Equipment (Not Car)	\$	16,303.98
A3360 540140 SHS19 Contracting Services	\$	3,465.79
A3360 540140 SHS19 CS Encumbered	\$	13,861.01
A3360 433567 SHS19 State Aid SHS19	\$	33,630.78
A3361 520130 SHS19 Equipment (Not Car)	\$	17,495.00
A3361 433567 SHS19 State Aid SHS19	\$	17,495.00

EMO – SHS19 Reso 279-19

A3360 520130 SHS19 Equipment (Not Car)	\$	16,303.98
A3360 540140 SHS19 Contracting Services	\$	3,465.79
A3360 433567 SHS19 State Aid SHS19	\$	19,769.77
A3361 520130 SHS19 Equipment (Not Car)	\$	17,495.00
A3361 433567 SHS19 State Aid SHS19	\$	17,495.00

EMO – SHS20 Reso 259-20

A3360 520130 SHS20 Equipment (Not Car)	\$	30,777.00
A3360 540140 SHS20 Contracting Services	\$	11,000.00
A3360 520620 SHS20 Software Expense	\$	30,777.00
A3360 433567 SHS20 State Aid SHS20	\$	50,118.00
A3361 520130 SHS19 Equipment (Not Car)	\$	16,706.00
A3361 433567 SHS19 State Aid SHS19	\$	16,706.00

EMO – HME19 Reso 277-19 Hazardous Material

A3360 540140 HME19 Contracted Services	\$	6,465.00
A3360 433567 HME19 State Aid	\$	5,172.00

Information Technology – Reso 193-19

A1680 540640- SSG19 Supplies Local Efficiency Grant	\$	2,421.90 Est.
A1680 540140- SSG19 Supplies Local Efficiency Grant	\$	4,262.00 Est.
A1680 430891- SSG19 Supplies Local Efficiency Grant	\$	6,683.90 Est.

Elections – Reso 214-20 Center for tech and Civic Life's (CTCL)

A1450 422800 CTCL Grants-Non State or Federal	\$	19,262.50
A1450 540490 CTCL Elections Expense	\$	19,262.50

And be it further

RESOLVED: That any applicable corresponding revenue sources or reserve account funds per prior Resolution shall also be re-established in the 2021 modified budget.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 31-21 RE-ESTABLISH PRIOR YEAR 2020 GRANTS FOR HHS FOR 2021 BUDGET

WHEREAS: Prior Year Grant Funds need to be re-established for the remaining unspent balance as of year-end 2020 for purchase or completion in 2021; and

WHEREAS: Some amounts are subject to change based on year-end encumbrances and general billing adjustments; therefore be it

RESOLVED: That the following HHS accounts and estimated amounts be re-established and the 2021 budget be amended:

PUBLIC HEALTH – Reso 98-20 COVID 2019-NYSDOH

A4011 540487 COV19	Program Expense	\$	60,281.00
A4011 434011 COV19	State Aid-Preventive & Primary	\$	60,281.00

PUBLIC HEALTH – Reso 160-20 COVID 2019-NYSDOH

A4011 540487 COV19	Program Expense	\$	255,487.00
A4011 434011 COV19	State Aid-Preventive & Primary	\$	255,487.00

PUBLIC HEALTH – Reso 148-20 COVID 2019-NYSDOH

A4011 540487 COV19	Program Expense	\$	5,607.68
A4011 520130 COV19	Equipment	\$	1,881.32
A4011 434010 COV19	State Aid-Public Health	\$	7,489.00

PUBLIC HEALTH – Reso 111-20 Healthy Neighborhoods

A4090 540595 Services Rendered	\$	30,153.00
A4090 434640 State Aid-Environmental Health	\$	30,153.00

PUBLIC HEALTH – Reso 189-20 NYSACHO

A4090 540595 Services Rendered	\$	1,523.11
Received Revenue in 2020		

TRANSPORTATION – Reso 159-18 Federal 5311 Funds

A5630 540140 Transportation-Contracting Services	\$	87,993.24
A5630 440900 Federal Aid – Transportation	\$	78,363.61
A5630 430900 State Aid –Transportation	\$	9,795.29

DSS ADMIN – Reso 220-19-Family First Transition

A6010 540487 Program Expense	\$	12,902.35
A6010 436100 State Aid-Social Service Admin	\$	12,902.35

DSS ADMIN – Reso 231-20-Emergency Services Grant

A6010 540487 Program Expense	\$	205,213.00
A6010 436100 State Aid-Social Service Admin	\$	205,213.00

DSS ADMIN – Reso 82-20-Safe Harbor Funds

A6010 540487 Program Expense	\$	11,643.29
A6010 436100 State Aid-Social Service Admin	\$	11,643.29

TRANSPORTATION – Reso 143-20 CARES

A5630 540140 CARES Contracting Services	\$	318,053.00
A5630 440900 CARES Federal Aid – Transportation	\$	318,053.00

And be it further

RESOLVED: That any applicable corresponding revenue sources or reserve account funds per prior Resolution shall also be re-established in the 2021 modified budget.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 32-21 *RE-ESTABLISH FUNDS PRIOR YEAR 2020 AND AMEND 2021 BUDGET FOR COVID STOCKPILE EMERGENCY SERVICES*

WHEREAS: Resolution No. 95-20 and 149-20 approved the transfer of contingency funds to the Emergency Services budget to order a stockpile of COVID supplies; and

WHEREAS: Due to the widespread impact of the Coronavirus, emergency supplies have been in high demand and difficult to obtain; therefore be it

RESOLVED: That the following contingency fund be re-established and the 2021 Emergency Services budget be amended as follows:

A3640.540640.COVID19 Supplies (not office)	\$71,427.50
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ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 33– 21 *AUTHORIZATION FOR A 2021 BUDGET MODIFICATION AND BUDGET ADDITION AS NEEDED*

WHEREAS: The Tioga County Legislature by way of Resolution #15-20 accepted the 2019 New York Main Street Program grant for \$250,000.00 to be administered by the Tioga County Economic Development and Planning Office; and

WHEREAS: By the same 2020 Resolution, the grant award warranted a 2020 budget modification in the amount of \$231,250.00 in Account #ORG CE8510, OBJ 4399001, PROJ CE003; and

WHEREAS: By the same 2020 Resolution, an additional budget amendment was made adding \$18,750.00 for 7.5% administrative fee to be received in the Economic Development Revenue Account A6422 OBJ 437170; and

WHEREAS: The 2019 New York Main Street Program will not commence until 2021; and

WHEREAS: The 2021 budget must be modified to reflect the additional funds; therefore be it

RESOLVED: That the 2021 Budget be Amended and Modified as follows:

2021 Budget Modification:

Revenue Account #ORG CE8510 OBJ 4399001 CE003	\$231,250.00
Expense Account #ORG CE8510 OBJ 540487 CE003	\$231,250.00
Name: North Avenue Main Street Grant	

2021 Budget Addition:

Revenue Account #ORG A6422 OBJ 437170	\$ 18,750.00
Name: State Aid ED Administrative Fee	

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE
 RESOLUTION NO. 34-21 TRANSFER OF FUNDS
 BUDGET MODIFICATION
 DISTRICT ATTORNEY

WHEREAS: The District Attorney's Office was in need of a Webcam and Wall Mount, to conduct virtual court and have virtual meetings in their conference room in 2020; and

WHEREAS: The IT Department purchased the Webcam and Mount in August 2020 and sent the invoice to the District Attorney's office on January 4, 2021;

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

RESOLVED: That the District Attorney's budget be modified and the following sums be transferred from within the District Attorney's budget to cover the costs of said equipment.

From: A1165 540280	Investigations	\$515.94
To: A1165 520020	Audio Visual Equipment	\$515.94

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
 RESOLUTION NO. 35-21 APPOINTMENT OF ADMINISTRATIVE CORONER

WHEREAS: The Tioga County Coroners have selected an Administrative Coroner for 2021; and

WHEREAS: Such Administrative Coroner will perform the supervisory duties of managing their budget, paying the bills, and various office functions of the Coroner’s office; and

WHEREAS: The Administrative Coroner will have no supervisory authority over the other Coroners; therefore be it

RESOLVED: That W. Stewart Bennett, Tioga County Coroner, has been selected by the four duly elected County Coroners to be designated as the Administrative Coroner for 2021 and be given a stipend of \$5,000 as set forth in the County budget.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 36-21 2021 STAFF CHANGES
DEPARTMENT OF SOCIAL SERVICES

WHEREAS: The Department of Social Services requested a staffing change as part of the 2021 Budget process; and

WHEREAS: This request was approved by the County Legislature; therefore be it

RESOLVED: That the following staffing changes be effective January 1, 2021:

<u>Name</u>	<u>Current Title/Salary</u>	<u>New Title/Salary</u>	<u>Budget Impact</u>
Vacant	Community Services Worker (CSEA Grade IV)	Abolish	- \$28,352

and be it further:

RESOLVED: That the Department of Social Services authorized 2021 full-time headcount is reduced from 87 to 86.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 37-21 ABOLISH/CREATE POSITION
PROBATION DEPARTMENT

WHEREAS: As a result of the series of internal promotions, a Probation Officer position (CSEA Salary Grade XI; \$44,572) will become vacant on February 1, 2021; and

WHEREAS: It has been determined that a part-time (up to 17 hours per week) Probation Supervisor 1 position will better meet the needs of the agency; therefore be it

RESOLVED: That one vacant full-time position of Probation Officer shall be abolished and one part-time Probation Supervisor 1 position shall be created and filled effective February 2, 2021; and be it further

RESOLVED: That the hourly rate for the part-time Probation Supervisor 1 shall be \$32.28; and be it further

RESOLVED: That the headcount for the Probation Department shall include 17 full-time and 1 part-time positions.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 38-21 *AUTHORIZE APPOINTMENT:
PROBATION DIRECTOR (GROUP A)*

WHEREAS: The position of Probation Director (Group A) will become vacant as of January 31, 2021 due to retirement; and

WHEREAS: In anticipation of this vacancy the department has been succession planning and training a replacement; and

WHEREAS: All civil service requirements for permanent appointment have been met, therefore be it

RESOLVED: That Brian Cain is hereby promoted to the Probation Director (Group A) position on a permanent probationary basis effective February 1, 2021 at an annual salary of \$73,923.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH AND HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 39-21 *AUTHORIZE POSITION RECLASSIFICATION*

DEPARTMENT OF SOCIAL SERVICES

WHEREAS: Legislative approval is required for any position reclassification; and

WHEREAS: Due to retirement, an Executive Secretary position (CSEA Salary Grade VII, \$36,622) will become vacant on January 29, 2021 within the Department of Social Services; and

WHEREAS: The Personnel Department had earmarked this title for potential reclassification during a prior classification review conducted in 2017 as reflected in Resolution 55-17; and

WHEREAS: The Personnel Officer has determined that Office Specialist III (CSEA Salary Grade VII, \$36,622) is the appropriate classification of said vacancy; therefore be it

RESOLVED: The vacant Executive Secretary position shall be reclassified as Office Specialist III (CSEA Salary Grade VII, \$36,622), effective January 30, 2021; and be it further

RESOLVED: That the Commissioner of Social Services is able to provisionally promote and fill the vacant Office Specialist III in accordance with Resolution 195-20 and pending the outcome of the upcoming civil service examination.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION
 PERSONNEL COMMITTEE

RESOLUTION NO. 40-21 *AMEND EMPLOYEE HANDBOOK*

*SECTION I – RULES OF THE LEGISLATURE;
SUBSECTION (1) ORGANIZATIONAL MEETING*

WHEREAS: Tioga County Employee Handbook Section I – Rules of the Legislature; Subsection (1) Organizational Meeting reflects Local Law No. 2 of 2011 for Legislator staggered terms and appointments of Legislative Clerk, County Attorney, and Budget Officer; and

WHEREAS: The Legislature adopted Local Law No. 1 of 2021 for Legislator staggered terms of office; and

WHEREAS: The appointments of Legislative Clerk, County Attorney, and Budget Officer hold the same term of those Legislators in Group One; therefore be it

RESOLVED: That the Employee Handbook Section I – Rules of the Legislature; Subsection (1) Organizational Meeting be amended to reflect newly adopted Local Law No. 1 of 2021 for Legislator staggered terms and the appointments of Legislative Clerk, County Attorney, and Budget Officer that hold the same term of those Legislators in Group One.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

Legislator Monell made a motion to have the following late-file resolution considered, seconded by Legislator Sullivan and carried.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 41-21 *AUTHORIZE APPOINTMENT OF
SAFETY OFFICER (PT)*

WHEREAS: Since September 27, 2020, the position of Safety Officer (PT) has been vacant due to resignation; and

WHEREAS: The County Attorney has recruited and has identified a qualified candidate whom he would like to hire for said position; therefore be it:

RESOLVED: That the County Attorney is hereby authorized to appoint Dawn Thorpe to the title of Safety Officer (PT) effective February 1, 2021, at an annual non-union salary of \$29,180.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Roberts.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:13 P.M.

