



## LEGISLATIVE SUPPORT AGENDA THURSDAY, DECEMBER 7, 2023

### MINUTES

- Approval of November 9, 2023 minutes

### FINANCIAL

- Year to Date Budget Report
- County Auditor Accounts Payable Update

### OLD BUSINESS

- November 2023 Meetings
- Legislative Conference Room Chairs
- Local Law No. 5 of 2023

### NEW BUSINESS

- December 2023 Legislative Meeting
- Review of First Special & Organizational Meeting 2024 Agenda
- MEETING CANCELLATION - 2<sup>nd</sup> Legislative Worksession – December 21, 2023
- SAVE THE DATE! NYSAC Legislative Conference – February 26-28, 2024 (Albany)

### PERSONNEL

- Deputy Legislative Clerk – FMLA until February 20, 2024

### RESOLUTIONS

- L01 – Fix Time of Organizational Meeting
- L02 – Adopt County Budget for 2024, Appropriations and Salary Schedule
- L07 – Authorizing a One-Year Extension of the Tioga County Remote Work Policy – Pilot Program
- L19 – Amend Employee Handbook: Section VI. Travel Policy and Procedures, Subsections V. Reporting and Processing on Return from Approved Travel; VI. Transportation Expenses Allowed; VII. Meal Allowances; and VII. Lodging
- L23 – Appoint Directors Soil & Water Conservation District
- L25 – Authorize Contract with Pracademic Partners for Executive Search for County Administrator Position
- L47 – Authorization for Tioga County Legislature Approval of the Issuance of Revenue Bonds by the Central Bradford Progress Authority (CBPA) and Declaring that it is Desirable for the Health, Safety and Welfare of the People of Tioga County, NY and Other Areas for the CBPA to Finance, Certain Facilities Serving the People of Tioga County, NY

### PROCLAMATIONS

- None

### ADJOURNMENT



# TIOGA COUNTY, NEW YORK

## Tioga County YEAR-TO-DATE BUDGET REPORT

FOR 2023 12

ACCOUNTS FOR: A	General Fund	ORIGINAL APPROP	TRANFRS/ ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
<b>A1010 Legislative Board</b>								
A1010	510010 Full Time	269,807	0	269,807	240,302.09	.00	29,504.91	89.1%
A1010	510050 All other(On Call,	9,894	0	9,894	5,764.64	.00	4,129.01	58.3%
A1010	540010 Advertising	350	250	600	339.17	240.80	20.03	96.7%
A1010	540140 Contracting Servic	100	-84	16	16.20	.00	.00	100.0%
A1010	540180 Dues	100	60	160	160.00	.00	.00	100.0%
A1010	540320 Leased/Service Equ	2,600	84	2,684	1,961.77	568.02	154.01	94.3%
A1010	540340 Literature	545	0	545	464.02	.00	80.98	85.1%
A1010	540390 Mileage Expense	4,650	-1,445	3,205	2,227.29	900.00	77.71	97.6%
A1010	540420 Office Supplies	1,000	-500	500	360.77	.00	139.23	72.2%
A1010	540480 Postage	315	0	315	244.44	.00	70.56	77.6%
A1010	540485 Printing/Paper	350	155	505	501.28	.00	3.72	99.3%
A1010	540520 Recording/Microfil	350	40	390	388.00	.00	2.00	99.5%
A1010	540640 Supplies (Not Offi	400	243	643	541.00	.00	102.00	84.1%
A1010	540660 Telephone	1,205	-60	1,145	586.95	.00	558.05	51.3%
A1010	540732 Training/County Re	2,200	1,500	3,700	3,584.47	.00	115.53	96.9%
A1010	581088 State Retirement F	35,538	0	35,538	28,149.63	.00	7,388.79	79.2%
A1010	583088 Social Security Fr	19,834	0	19,834	17,764.56	.00	2,068.96	89.6%
A1010	584088 Workers Compensati	15,917	0	15,917	13,211.97	.00	2,705.27	83.0%
A1010	585588 Disability Insuran	204	0	204	125.28	.00	78.44	61.5%
A1010	586088 Health Insurance F	192,221	0	192,221	141,896.58	.00	50,324.62	73.8%
A1010	588988 Eap Fringe	190	0	190	158.05	.00	32.31	83.0%
TOTAL Legislative Board		557,770	243	558,013	458,748.16	1,708.82	97,556.13	82.5%
TOTAL General Fund		557,770	243	558,013	458,748.16	1,708.82	97,556.13	82.5%
TOTAL EXPENSES		557,770	243	558,013	458,748.16	1,708.82	97,556.13	

# Office of the Legislative Clerk

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



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**Cathy Haskell** Legislative Clerk **Amy Eiklor** Deputy Legislative Clerk

## COUNTY AUDITOR ACCOUNTS PAYABLE UPDATE – NOVEMBER 2023

<b>MONTH/ QUARTER</b>	<b>AP INVOICES</b>	<b>AP INVOICE TOTALS</b>	<b>P-CARD TRANSACTIONS</b>	<b>P-CARD TOTAL</b>
November	960	\$2,552,364.28	135	\$32,508.44

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Cathy Haskell Legislative Clerk Amy Eiklor Deputy Legislative Clerk

## Legislative Support Minutes

November 9, 2023

1:00 p.m.

### ATTENDANCE

**Legislators:** Legislators Brown, Ciotoli, Flesher, Monell, Mullen, Roberts, Sauerbrey, Standinger, and Weston were present.

**Staff:** Legislative Clerk Haskell, Deputy Legislative Clerk Eiklor, County Attorney DeWind, Budget Officer Bailey, Personnel Officer Parke, and Sheriff Howard.

**Guests:** None

### APPROVAL OF MINUTES

Legislator Brown made the motion, seconded by Legislator Monell to approve the October 5, 2023 Legislative Support minutes, as written. Motion carried.

### FINANCIAL

**2023 YTD Budget Report:** The 2023 Legislative Office YTD Budget Report is included in today's committee agenda packet and was mailed to all Legislators and posted on the County website prior to this meeting. As a point of information, Ms. Haskell reported the Leased Service/Equipment line is for the copier outside the Legislative Office and the Legislative Office is responsible for the monthly maintenance and usage expenses. Previously, Information Technology would charge back each Department based on their own usage. Ms. Haskell reported this line is almost near depletion, therefore, she will need to transfer funds within her budget to cover the expenses for the remainder of the year. Ms. Haskell reported she has spoken to Chief Information Officer Loveland about the possibility of reinstating departmental charge backs if the usage continues to trend upward. For now, no changes are needed, as Ms. Haskell reported her budget can maintain these costs.

**County Auditor Accounts Payable Report:** Legislative Clerk Haskell reported the following accounts payable report for the month of October 2023 and noted this report is included in today's committee agenda packet:

Month/Quarter	AP Invoices	AP Total	P-Card Transactions	P-Card Total
October	672	\$3,438,548.99	193	\$44,404.15

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## OLD BUSINESS

### **October 2023 Meetings:**

Minutes were taken, typed, copied, indexed, and recorded for the Legislature and Journal of Proceedings for the following Legislature meetings in October 2023:

- Tenth Regular Meeting – October 10, 2023
- Public Hearing: LL Introductory No. E of 2023 – October 19, 2023
- Fourth Special Meeting – October 19, 2023

The Legislative Clerk attended the following meetings/events in October 2023:

- Legislative Standing Committees – October 3 and 5, 2023
- Legislative Worksessions – October 5 and 19, 2023
- Finance, Legal & Safety Committee – October 10, 2023
- Tenth Regular Legislature Meeting – October 10, 2023
- Executive Team Meeting – October 12, 2023
- Public Hearing: LL Introductory No. E of 2023 – October 19, 2023
- Fourth Special Legislature Meeting – October 19, 2023
- County Intranet Webinar Training – October 19, 2023
- Leaders Meeting – October 24, 2023

**Legislative Conference Room Chairs:** Ms. Haskell reported Public Works submitted a resolution to transfer funds for the purchase of new conference room chairs. Ms. Haskell notified the vendor that she would be placing an order following the adoption of the resolution at the November 14, 2023 Legislature meeting. The vendor indicated an approximate turnaround time of 2-3 weeks, and this information has been conveyed to Public Works. The existing conference room chairs will be transferred to the Public Works Conference Room.

**Local Law No. 4 of 2023 – Establish Position of County Administrator:** Ms. Haskell reported she received filing notification from the State that Local Law No. 4 of 2023 was filed on September 27, 2023.

**Local Law Introductory No. E of 2023 – Mandatory Source Separation Law:** Ms. Haskell reported the Public Hearing was held on October 19, 2023 with no public comment. The resolution for adoption of Local Law No. 5 of 2023 – Mandatory Source Separation Law will be presented for Legislature consideration at the November 14, 2023 Legislature meeting. This local law will repeal and replace Local Law No. 1 of 2020 entitled the same. Upon adoption, Ms. Haskell will mail the certified copies to the State entities for filing and publish a legal notice in the designated newspapers.

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Cathy Haskell Legislative Clerk Amy Eiklor Deputy Legislative Clerk

**NEW BUSINESS**

**2024 Tentative Budget Public Hearing:** Ms. Haskell reported Budget Officer Bailey will be presenting the 2024 Tentative Budget at the public hearing scheduled for Tuesday, November 14, 2023 at 10:00 a.m. in the Hubbard Auditorium. The legal notices have been published in the designated newspapers, as well as posted on the County website. Ms. Haskell reported a quorum is required for this public hearing.

**DATE CHANGE: 2<sup>nd</sup> Legislature Worksession – TUESDAY, November 21, 2023:** Due to the Thanksgiving holiday, Ms. Haskell reported the 2<sup>nd</sup> Legislative Worksession in November has been rescheduled to Tuesday, November 21, 2023 at the regularly scheduled time of 10:00 a.m. in the Legislative Conference Room.

**November 2023 Legislative Meeting:**

- **Prayer, Pledge, Voting:** Legislator Roberts will lead us in the prayer, pledge and voting process at the November 14, 2023 Legislature meeting.
- **Proclamation (1):** There is one proclamation that has been read and presented previously, therefore, will just be noted in the minutes of the November 14, 2023 Legislature meeting.

**✓ Adoption Awareness Month**

- **Resolutions:** All resolutions presented by the Departments at their respective Legislative Standing Committees were reviewed for Legislature consideration at the November 14, 2023 Legislature meeting.
- **Late-File Resolutions:** Ms. Haskell reported there is a possibility of a late-file resolution from the Treasurer's Office for next week's Finance, Legal & Safety Committee.

**RESOLUTIONS**

Ms. Haskell presented two (2) resolutions for Legislature consideration:

- ✓ K01 - Adopt Local Law No. 5 of 2023
- ✓ K25 - Appointment of Republican Election Commissioner (Board of Elections) – Ms. Haskell reported she received the Republican Committee's Certificate of Recommendation for Kelly Johnson to serve as the Election Commissioner due to Vera Lin Layman's retirement effective December 2, 2023.

With no objections noted, the Legislators were in favor of moving these two (2) resolutions forward for Legislature consideration at the November 14, 2023 Legislature meeting.

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## OTHER

- **Southern Tier Food Bank Holiday Backpack Repack Event** – Ms. Haskell reported she received an invitation for the Legislators, that she forwarded via email, to participate in this event on Wednesday, December 6, 2023 from 3:00 – 4:30 p.m. at the M-E High School to fill packs of food for students to take home during the holiday break.
- **NY Citizens Audit Group Request** – Legislator Mullen presented the request from the NY Citizens Audit Group for a resolution in support of an audit of the NYS 2022 General Election at this week's Administrative Services Committee. After discussion, the Committee was unanimously not in favor of drafting a resolution for Legislature consideration. Following this meeting, the outcome was conveyed to the NY Citizens Audit Group member.

## EXECUTIVE SESSION

None

## ADJOURNMENT

Meeting adjourned at 2:50 p.m.

Respectfully submitted,

*Cathy Haskell*

Legislative Clerk

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -23

FIX TIME OF ORGANIZATIONAL MEETING

RESOLVED: That the Organizational Meeting of this Legislature be held at 9:00 a.m., Tuesday, January 2, 2024.



REFERRED TO:

LEGISLATIVE WORKSESSION  
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23

ADOPT COUNTY BUDGET FOR 2024,  
APPROPRIATIONS AND SALARY SCHEDULE

RESOLVED: That the tentative budget for Tioga County for the year 2024 submitted by the Budget Officer on November 14, 2023 and approved by the Finance Committee be, and the same hereby is adopted as the official Budget for the year 2024; and be it further

RESOLVED: That the several amounts specified in such budget as to the total for the several objects as set forth in Schedule 1 therein be appropriated for such objects, effective January 1, 2024; and be it further

RESOLVED: That the full-time Salary Schedule 5 set forth in the budget be adopted effective January 1, 2024.

REFERRED TO:

LEGISLATIVE WORKSESSION  
PERSONNEL COMMITTEE

RESOLUTION NO. -23

AUTHORIZING A ONE-YEAR EXTENSION  
OF THE TIOGA COUNTY REMOTE WORK POLICY-  
PILOT PROGRAM

WHEREAS: The Tioga County Legislature adopted Resolution No. 265-21 on November 9, 2021, establishing a new policy entitled Tioga County Remote Work supporting the use of remote worksites for a portion of the standard workweek and allowing Department Heads to implement Remote Work Arrangements for eligible Management/Confidential employees, where appropriate; and

WHEREAS: The Tioga County Legislature adopted Resolution No. 47-23 on January 10, 2023 revising the Tioga County Remote Work Policy-Pilot Program in its entirety to include eligible CSEA staff as deemed appropriate by their Department Head; and

WHEREAS: The Tioga County Legislature adopted Resolution No. 94-23 on February 14, 2023 revising the Employee Handbook: Section IV. Personnel Rules; Subsection T. entitled Tioga County Remote Work Policy-Pilot Program, Subsection IV. Policy C. Hardware, Software, and Supplies; and

WHEREAS: Tioga County's current Remote Work Policy-Pilot Program is effective January 1, 2022 – December 31, 2023; and

WHEREAS: The Tioga County Department Heads have expressed an interest in the Legislature considering continuation of this program based on successful results and aiding in recruitment and retention efforts; therefore be it

RESOLVED: That the Legislature is authorizing a one-year extension of the Tioga County Remote Work Policy-Pilot Program with a new expiration date of December 31, 2024; and be it further

RESOLVED: That the Remote Work Policy-Pilot Program remains unchanged.

REFERRED TO: LEGISLATIVE WORKSESSION  
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -23 AMEND EMPLOYEE HANDBOOK:  
SECTION VI. TRAVEL POLICY AND PROCEDURES,  
SUBSECTIONS V. REPORTING AND PROCESSING  
ON RETURN FROM APPROVED TRAVEL;  
VI. TRANSPORTATION EXPENSES ALLOWED; VII.  
MEAL ALLOWANCES, AND VIII. LODGING

WHEREAS: Section VI. Travel Procedures and Procedures has several Subsections in need of revision for the purpose of clarification; therefore be it

RESOLVED: That Section VI. Travel Policy and Procedures, Subsections V. Reporting and Processing on Return from Approve Travel, VI. Transportation Expenses Allowed, VII. Meal Allowances, and VIII. Lodging are hereby amended as follows:

**SUBSECTION V. REPORTING AND PROCESSING ON RETURN FROM APPROVED TRAVEL**

- A. Except for incidental expenses, claims require the review and approval of such charges by the authorizing official prior to being audited and approved.

**SUBSECTION VI. TRANSPORTATION EXPENSES ALLOWED**

E. Public transportation such as taxi, bus, subway, train, or Uber fare at travel destination may be reimbursed without receipt, if in the opinion of the County Auditor, County Treasurer, or appropriating auditing agency, circumstances were such that receipts were not obtainable, the receipt requirement may be waived.

**SUBSECTION VII. MEAL ALLOWANCES**

- A. The County will pay a total per-diem rate for travel. The per-diem rate shall be based upon Standard Daily Rate of \$65.00 for all travel within New York State according to the time the travel takes place and the Meal Reimbursement Allowance Breakdown Rates:

Breakfast: \$14.00  
Lunch: \$16.00  
Dinner: \$30.00  
Incidentals: \$5.00

C. Based on the NYS Standard Daily Rate or Out-of-State GSA rates in effect at time of travel:

1. Meals will be allowed as follows at time of travel:
  - a. Breakfast – When the time of departure from home at the beginning of the trip necessarily occurs before 7:00 a.m.
  - b. Lunch – When the employee is away from their office for more than one-half of the employee's normal workday.
  - c. Dinner – When the time of return home at the conclusion of a trip necessarily occurs after 7:00 p.m.

Meal costs, which are part of a package conference fee, will be allowed even if they exceed these guidelines. Additionally, employees are not eligible for a meal per-diem if the meal is included in the conference and/or hotel fee. This includes a continental breakfast.

#### **SUBSECTION VIII. LODGING**

Removal of Paragraph C. related to telephone and postage charges.

And be it further

RESOLVED: That the remainder of this policy remains unchanged.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -23

APPOINT DIRECTORS  
SOIL & WATER CONSERVATION DISTRICT

RESOLVED: That Legislators W. Jake Brown and Tracy Monell are hereby appointed Directors of the Tioga County Soil & Water Conservation District for a one-year term on January 1, 2024 through December 31, 2024; and be it further

RESOLVED: That Eileen Selnekovic be hereby re-appointed as the Director at Large to the Soil and Water Conservation District Board for a three-year term of January 1, 2024 – December 31, 2026.

REFERRED TO: LEGISLATIVE WORKSESSION  
FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. -23 AUTHORIZE CONTRACT WITH  
PRACADEMIC PARTNERS FOR  
EXECUTIVE SEARCH SERVICES FOR  
COUNTY ADMINISTRATOR POSITION

WHEREAS: The Tioga County Legislature adopted Local Law No. 4 of 2023; A Local Law Establishing the Position of County Administrator on September 12, 2023; and

WHEREAS: The Legislature recognizes the importance of finding a suitable candidate to serve as the County's Chief Administrative Officer and Budget Officer; and

WHEREAS: The Legislature is desirous of entering into a contract with Pracademic Partners for full-service consultative assistance for executive recruitment of a County Administrator; and

WHEREAS: Pracademic Partners has submitted a contract proposal for professional services to carry out the methodology and consultant deliverables listed, but not limited to, for a full-service assistance fee of \$19,500 with 50% (\$9,750) due and payable upon contract signing and the remaining 50% (\$9,750) due and payable 75 days from contract signing date; and

WHEREAS: The Legislature would be responsible for associated advertisement costs, if applicable, in addition to the contract proposal fee, for placements facilitated by the consultant; and

WHEREAS: Said funds have been budgeted in the 2024 County Budget; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a consultant contract with Pracademic Partners, contingent upon review of County Attorney, for \$19,500, plus any additional advertising costs incurred effective immediately to be paid out of the 2024 County Administrator's budget A1230.540140.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. -23

AUTHORIZATION FOR TIOGA COUNTY LEGISLATURE APPROVAL OF THE ISSUANCE OF REVENUE BONDS BY THE CENTRAL BRADFORD PROGRESS AUTHORITY AND DECLARING THAT IT IS DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE OF TIOGA COUNTY, NY AND OTHER AREAS FOR THE CENTRAL BRADFORD PROGRESS AUTHORITY TO FINANCE CERTAIN FACILITIES SERVING THE PEOPLE OF TIOGA COUNTY, NY

WHEREAS: The Tioga County Legislature adopted Resolution No. 13-11 on January 11, 2011, at the request of the Central Bradford Progress Authority (the "Authority") providing "host approval" under Section 147(f) of the Internal Revenue Code (the "Code") in connection with the issuance by the "Authority" of its revenue bonds in a principal amount not to exceed \$300,000,000 for the purpose of making a loan to Guthrie Health, a Pennsylvania non-profit corporation to finance and refinance the costs of acquisition, construction, renovation, equipping, furnishing, and installation of land, buildings, equipment, furnishings, fixtures, and software for the provision of clinical, hospital, inpatient, outpatient, diagnostic, treatment, ancillary, support and/or other health care related services provided by the members of the health care system headed by the Borrowers at various locations, including locations in Tioga County, NY; and

WHEREAS: The Tioga County Legislature adopted Resolution No. 195-21 on September 16, 2021, at the request of the Central Bradford Progress Authority in connection with the proposed conversion of the interest rate on and reissuance of its Revenue Bonds (Guthrie Clinic Issue), Series 2019 (the "Bonds"), originally issued in an aggregate principal amount of \$104,520,000 to a tax-exempt rate. The proceeds of the Bonds were issued in order to finance, refinance, and reimburse a portion of the cost of a project consisting of:

(1) the refinancing of the Authority's Revenue Bonds (Guthrie Clinic Issue), Series 2011, the proceeds of which were used to accomplish:

(i) the financing, refinancing, refunding, and reimbursement of the costs of acquisition, construction, renovation, equipping, furnishing, and installation of various facilities for the provision of clinical hospital, inpatient, outpatient, diagnostic, treatment, ancillary support and other health care related services provided by the System Members, including interest during construction at various locations, including Tioga County, NY locations;

(ii) the refunding of a portion of the outstanding Health Care Facilities Authority of Sayre Revenue Bonds (Guthrie Health Issue), Series A of 2002 used to fund and refinance certain capital projects of the Corporation;

(iii) the financing of the costs of construction of a new critical access hospital for Troy Community Hospital, including interest during construction;

(iv) the refinancing of a portion of the outstanding Health Care Facilities Authority of Sayre Revenue Bonds (Guthrie Health Issue), Series 2007 used to fund and refinance certain capital projects of the Corporation; and

(v) the payment of the costs of issuance of the Series 2011 Bonds; and

(2) the payment of the costs of issuing the Bonds; and

WHEREAS: The Central Bradford Progress Authority (the "Authority") is a body corporate and politic organized and existing under the provisions of the Pennsylvania Municipality Authorities Act, 53 Pa. Cons. Stat. §§5601 – 5622, as amended (the "Act"), having been incorporated by the Borough of Towanda, the Township of North Towanda, the Township of Towanda and the Township of Wysox, all located in Bradford County, Pennsylvania, and is authorized by the Act to finance projects for "hospitals" and "health centers" as defined in the Act; and

WHEREAS: The "Authority" is again requesting the approval of the Tioga County Legislature (the "County") in connection with the issuance by the Authority of its revenue bonds, in multiple series, in a principal amount not to exceed \$280,000,000 (the "Bonds"), including a series of tax-exempt bonds in a principal amount not to exceed \$140,000,000 (the "Tax-Exempt Bonds"), for the purpose of making a loan to The Guthrie Clinic, a Pennsylvania nonprofit corporation, to finance a portion of the costs of a project relating to (1) the affiliation of The Guthrie Clinic with Our Lady of Lourdes Memorial Hospital, Inc. ("Lourdes"), a New York nonprofit corporation and its wholly-owned subsidiaries, through the assumption of its membership interest, including certain facilities and equipment located at various locations listed in Exhibit B attached hereto, including (a) an acute care hospital known as "Lourdes Hospital" located in Binghamton, New York; and (b) Lourdes and its affiliates' ancillary related healthcare delivery business, including equipment, located at outpatient clinics, medical office buildings, physician offices, and other properties and facilities; and (2) the payment of the costs of issuing the Bonds (the various facilities referenced above are referred to herein as the "Facilities"). Lourdes affiliates include Binghamton Health Corporation, Corbett Corporation, Lourdes Realty Company, Inc., Southern Tier Medical Care, P.C., and Lourdes Health & Fitness, LLC; and

WHEREAS: Section 147(f) of the Internal Revenue Code (the "Code") requires the approval of the governing body or chief elected representative of each state or local government jurisdiction on behalf of which tax-exempt bonds are to be issued, and each state or local government jurisdiction in which tax-exempt bond-financed facilities are located, following a public hearing by an authorized representative of the state or local government jurisdiction; and



WHEREAS: In accordance with the above-mentioned requirement, a public hearing was held by the Central Bradford Progress Authority, on behalf of, and as a joint undertaking of, Tioga County, NY and certain of those other host jurisdictions (the "Consenting Jurisdictions") in which Facilities financed by the Tax-Exempt Bonds are located, respecting the proposed issuance of the Tax-Exempt Bonds and the purposes thereof, after notice of the hearing (the "Hearing Notice") was published prior to the hearing date in one or more newspapers of general circulation in Tioga County, NY; therefore be it

RESOLVED: By the Legislature of the County of Tioga, NY as follows:

1. The issuance of the Tax-Exempt Bonds is hereby approved in accordance with Section 147(f) of the Internal Revenue Code. By way of this Resolution, the Tioga County Legislature does not accept and through this approval does not impose any liability on Tioga County, NY in connection with the issuance of the Bonds, nor shall the credit or taxing power of the Tioga County Legislature be pledged in any way for the issuance of the Bonds or the financing of any projects with respect thereto.
2. It is hereby declared desirable for the health, safety and welfare of the people in Tioga County, NY to have the Central Bradford Progress Authority issue the Bonds for the purpose of financing the costs of the Facilities.
3. The proper officers, authorized representatives or designees of the Tioga County Legislature are hereby authorized, directed and empowered to execute and deliver a copy of these resolutions and such other documents or certifications as may be required or they may deem appropriate to carry out the purposes of these resolutions. Without limiting the generality of the foregoing authorization, a Certificate of Approval shall be executed and delivered in the form attached hereto as Exhibit A.
4. These resolutions shall be effective immediately upon adoption. All prior resolutions inconsistent herewith are hereby repealed to the extent of such inconsistency.

**EXHIBIT A**

Certificate of Approval

The undersigned, being the highest elected official(s) of Tioga County named below, on behalf of Tioga County hereby approves the issuance by the Central Bradford Progress Authority (the "Authority") of its tax-exempt revenue bonds in an aggregate principal amount not to exceed \$140,000,000, to finance costs of health care and related facilities for the benefit of The Guthrie Clinic and its affiliates as further described in the notice of public hearing attached as Exhibit B hereto. The Tioga County Legislature does not accept and through this approval does not impose any liability on Tioga County in connection with the issuance of the Tax-Exempt Bonds, nor shall the credit or taxing power of Tioga County be pledged in any way for the issuance of the Bonds or the financing of any projects with respect thereto.

A public hearing concerning the issuance of the Tax-Exempt Bonds was held at the offices of the Authority on December 8, 2023 and we have received a copy of the transcript of said hearing.

IN WITNESS WHEREOF, this Certificate is executed by the undersigned elected official(s) this \_\_\_\_\_ day of December, 2023.

TIOGA COUNTY, NEW YORK

By: \_\_\_\_\_  
Title:

By: \_\_\_\_\_  
Title:

## EXHIBIT B

### TEFRA Hearing Notice

LEGAL NOTICE OF PUBLIC HEARING																																																																																																																																																																																																																	
CENTRAL BRADFORD PROGRESS AUTHORITY																																																																																																																																																																																																																	
Re: Tax-Exempt Revenue Bonds (The Guthrie Clinic Issue), Series 2024B																																																																																																																																																																																																																	
<p>NOTICE IS HEREBY GIVEN that a public hearing will be conducted by the Central Bradford Progress Authority (the "Authority") by and on behalf of, and as a joint undertaking of, the Pennsylvania municipalities of the Borough of Towanda, the Township of North Towanda, the Township of Towanda and the Township of Wyallo, the Pennsylvania County of Bradford and the New York Counties of Broome, Tioga, and Delaware on December 8, 2023, at 3 p.m. local time at 1 Elizabeth Street, Progress Plaza Education Center, Towanda, Pennsylvania 16848.</p> <p>The hearing will be held by the Authority in connection with the proposed issuance of its Tax-Exempt Revenue Bonds (The Guthrie Clinic Issue), Series 2024B (the "Bonds").</p> <p><b>Project:</b> The Bonds will be issued for the benefit of The Guthrie Clinic, a Pennsylvania nonprofit corporation ("Guthrie Clinic") and certain organizations which are members of an integrated health care delivery system headed by The Guthrie Clinic. The proceeds of the Bonds will be issued in order to finance a portion of the costs of a project relating to (1) the affiliation of The Guthrie Clinic with Our Lady of Lourdes Memorial Hospital, Inc. ("Lourdes"), a New York nonprofit corporation and its wholly-owned subsidiaries, through the assumption of its membership interest, including certain facilities and equipment located at various locations listed on Schedule 1 attached hereto, including (a) an acute care hospital known as "Lourdes Hospital" located in Binghamton, New York; and (b) Lourdes and its affiliates' ancillary related healthcare delivery business, including equipment, located at outpatient clinics, medical office buildings, physician offices, and other properties and facilities; and (2) the payment of the costs of issuing the Bonds. Lourdes affiliates include Binghamton Health Corporation, Corbett Corporation, Lourdes Realty Company, Inc., Southern Tier Medical Care, P.C., and Lourdes Health &amp; Fitness, LLC.</p> <p><b>Maximum Amount:</b> \$140,000,000 maximum aggregate principal amount of tax-exempt revenue bonds.</p> <p><b>Initial Legal Owner/Principal User/Beneficial Owner:</b> Guthrie Clinic, as sole member of Lourdes; Lourdes and the Lourdes Affiliates, as initial legal owner and operator of the facilities listed on Schedule 1. The address of Guthrie Clinic is One Guthrie Square, Sayre, Pennsylvania 16840.</p> <p><b>Project Locations:</b> Various locations set forth on Schedule 1 attached hereto.</p> <p>Members of the public are invited to attend the public hearing and/or to submit written comments on the issuance of the Bonds and the above-described projects on or before the hearing date. Written comments should be submitted to the Central Bradford Progress Authority, c/o Anthony J. Ventralo, Executive Director, 1 Elizabeth Street, Suite 3, Towanda, PA 16848.</p> <p style="text-align: center;">CENTRAL BRADFORD PROGRESS AUTHORITY</p> <p style="text-align: center;"><u>Schedule 1</u></p> <p><b>Project Real Property:</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Street Address</th> <th>Municipality</th> <th>County</th> <th>State</th> <th>Zip Code</th> </tr> </thead> <tbody> <tr><td>109 Riverside Dr</td><td>Binghamton</td><td>Broome</td><td>NY</td><td>13905</td></tr> <tr><td>187 Riverside Dr</td><td>Binghamton</td><td>Broome</td><td>NY</td><td>13905</td></tr> <tr><td>161 Riverside Dr</td><td>Binghamton</td><td>Broome</td><td>NY</td><td>13905</td></tr> <tr><td>3660 Main St</td><td>Whitney Point</td><td>Broome</td><td>NY</td><td>13902</td></tr> <tr><td>27-29 Lourdes Rd</td><td>Binghamton</td><td>Broome</td><td>NY</td><td>13905</td></tr> <tr><td>30 E Main St</td><td>Hancock</td><td>Delaware</td><td>NY</td><td>13788</td></tr> </tbody> </table> <p><b>Project Equipment:</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Street Address</th> <th>Municipality</th> <th>County</th> <th>State</th> <th>Zip Code</th> </tr> </thead> <tbody> <tr><td>105 Ridgehaven Drive</td><td>Vestal</td><td>Broome</td><td>NY</td><td>13850</td></tr> <tr><td>1060 State Route 98</td><td>Owego</td><td>Tioga</td><td>NY</td><td>13827</td></tr> <tr><td>1130 Upper Front St</td><td>Binghamton</td><td>Broome</td><td>NY</td><td>13901</td></tr> <tr><td>116 N. 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