

# Agenda



## TIOGA COUNTY LEGISLATURE

10/12/2021

12:00 PM

EDWARD D. HUBBARD AUDITORIUM

Ronald E. Dougherty County Office Building

56 Main Street

Owego NY 13827

Meeting called by: Chair Martha Sauerbrey

Type of meeting: 10<sup>th</sup> Regular

Attendees:  
 Legislator Balliet  
 Legislator Hollenbeck  
 Legislator Monell  
 Legislator Mullen  
 Legislator Roberts  
 Legislator Sauerbrey  
 Legislator Standinger  
 Legislator Sullivan  
 Legislator Weston

### Agenda topics

Moment of Silence	Clifford Alexander, Sr. Investigator, Sheriff's Office
Invocation	Legislator Roberts
Pledge of Allegiance	Legislator Roberts
Proclamations (3)	<ul style="list-style-type: none"> <li>• Employee Recognition &amp; Appreciation Week</li> <li>• Green Light for Military Service County</li> <li>• Dental Hygiene Month</li> </ul>
Privilege of the Floor	
Approval of Minutes	September 9 and 16, 2021

Petitions, Communications & Notices Appointments/Reappointments Reports Standing Committees	
RESOLUTIONS:	<ol style="list-style-type: none"> <li>1. Set Public Hearing 2022 Budget</li> <li>2. Resolution Appointing New Member to Community Services Board</li> <li>3. Resolution Appointing New Member to Community Services Board</li> <li>4. Authorizing and Approving a Settlement Agreement with Opioid Supply Chain Participants Concerning Claims Related to the Opioid Crisis</li> <li>5. Authorize the Submission of the Floyd Hooker Foundation Application for the Tioga County Probation Department Youth Program</li> <li>6. 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</li> <li>7. 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</li> <li>8. Authorize Contract with Lifetime Benefit Solutions, Inc. to Administer Flexible Spending and Health Reimbursement Account Programs</li> <li>9. Authorization to Contract with NYSTEC - Radio Consulting State Interoperable 18 Grant</li> <li>10. Erroneous Assessment Town of Spencer</li> <li>11. Amend Budget – Public Works</li> <li>12. Transfer of Funds Budget Modification – Mental Hygiene</li> <li>13. Appropriation of Funds and Budget Modification – Mental Hygiene</li> <li>14. Amend Budget &amp; Appropriate Funds – Public Health</li> <li>15. Transfer of Dog Fund Monies and Appropriation of Funds Other Animal Control Account – Sheriff's Office</li> <li>16. GASB 84 Trust Reclassification to General Fund</li> <li>17. Transfer of Funds 2021 Budget Modification County Liability Insurance Fund</li> </ol>

	<p>18. Authorize the Sale of 113 Liberty Street Located in the Village of Owego to the Tioga County Property Development Corporation</p> <p>19. Authorize Appointment: Secretary to County Attorney</p> <p>20. Standard Work Day and Reporting Resolution</p>
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**County of Tioga  
EXECUTIVE PROCLAMATION**

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

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

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

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

WHEREAS: The Tioga County Legislature would like to especially recognize the following employees who have attained 25 and 35 years since last year's ceremonies:

<u>Name</u>	<u>Department</u>	<u>Years</u>
George Awad	Public Defender	35
Shellianna Decker	Public Safety Dispatcher	25
Clifford Alexander	Senior Investigator (Posthumously)	25

NOW THEREFORE, THE TIOGA COUNTY LEGISLATURE does hereby proclaim and designate the week of October 18<sup>th</sup> – 22<sup>nd</sup>, 2021 as

**EMPLOYEE RECOGNITION AND APPRECIATION WEEK**

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

**COUNTY OF TIOGA  
EXECUTIVE PROCLAMATION**

WHEREAS: Approximately 200,000 service members transition from military to civilian communities annually and there is an anticipated 20% increase in that transition due to the drawdown of the Afghanistan/Iraq War; and

WHEREAS: Current studies indicate that 44-72% of service members experience high levels of stress during the transition period from military to civilian, sadly for these transitioning members they are at the highest risk for suicide during their first year after military service; and

WHEREAS: The Tioga County Legislature appreciates the sacrifices that our United States military personnel have made while defending freedom and believe that specific recognition should be accorded them in appreciation for their service; and

WHEREAS: Designating this as a time to salute and honor our men and women in uniform who are making the transition to civilian life by switching one lightbulb to green to show visible support for these veterans; therefore

The TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim October 13, 2021 through Veterans Day, November 11, 2021 as a:

**GREEN LIGHT FOR MILITARY SERVICE COUNTY**

and in observance of Operation Green Light for Military Services encourages its citizens to recognize the importance of honoring all those who made immeasurable sacrifices in preserving freedom by displaying a green light in a window of their residence and/or business. Green is the color of hope, renewal, and wellbeing, and that by this simple act of changing one light to green, we can spark meaningful conversation regarding the recognition of veterans and help "green light" them forward as valued members of our communities.

**County of Tioga  
EXECUTIVE PROCLAMATION**

WHEREAS: October is nationally recognized as Dental Hygiene Month; and

WHEREAS: Good oral hygiene is important in the prevention of diseases such as tooth decay, periodontitis, gingivitis, and oral cancer; and

WHEREAS: Combining 2019 and 2020 data, the Tioga County Dental Van saw 1690 patients with tooth decay, with almost 60% having extensive disease; and

WHEREAS: Brushing your teeth at least twice per day and flossing no less than once per day are crucial components of good oral health; and

WHEREAS: Consuming a healthy diet which emphasizes fruits and vegetables and limits sugary foods and beverages is also critical for preventing oral disease; and

WHEREAS: Routine visits to a dental professional can aid in early disease detection; and

WHEREAS: The Tioga County Dental Van is an affordable option that is available to all Tioga County residents for routine oral care; therefore

THE TIOGA COUNTY LEGISLATURE does hereby proclaim the month of October 2021as

**DENTAL HYGIENE MONTH**

and urges all residents to practice and prioritize oral hygiene and ensure they are up-to-date on routine examinations and cleanings.

REFERRED TO: FINANCE/LEGAL COMMITTEE  
LEGISLATIVE WORKSESSION

RESOLUTION NO. -21 SET PUBLIC HEARING  
2022 BUDGET

RESOLVED: That the public hearing on the tentative Tioga County Budget for 2022 be held at 9:30 A.M., Tuesday, November 9, 2021, in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE  
RESOLUTION NO. -21 RESOLUTION APPOINTING  
NEW MEMBER TO COMMUNITY  
SERVICES BOARD

WHEREAS: Larissa Pierce has agreed to become a new member; and

WHEREAS: The Community Services Board has recommended Larissa Pierce's appointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That Larissa Pierce be appointed to the Community Services Board to fill the partial term of John Holton, Sr., starting November 1, 2021 and ending March 31, 2022.



REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE  
RESOLUTION NO. -21 RESOLUTION APPOINTING  
NEW MEMBER TO COMMUNITY  
SERVICES BOARD

WHEREAS: Shawn Nalepa has agreed to become a new member; and

WHEREAS: The Community Services Board has recommended Shawn Nalepa's appointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That Shawn Nalepa be appointed to the Community Services Board to fill the partial term of Rose Mumbulo, starting November 1, 2021 and ending May 31, 2022.

REFERRED TO: LEGAL/FINANCE COMMITTEE  
LEGISLATIVE WORKSESSION

RESOLUTION NO. -21 AUTHORIZING AND APPROVING A SETTLEMENT  
AGREEMENT WITH OPIOID SUPPLY CHAIN  
PARTICIPANTS CONCERNING CLAIMS RELATED  
TO THE OPIOID CRISIS

WHEREAS: Tioga County has joined in a legal action seeking compensation from those who are responsible for causing and perpetuating the opioid addiction crisis (the "Action"); and

WHEREAS: The Action is against several defendants, including manufacturers of opioids, distributors of opioids and chain pharmacies; and

WHEREAS: The Action alleges several causes of action against defendants McKesson Corporation, Cardinal Health, Inc. and AmerisourceBergen Corporation together with subdivisions PSS World Medical, Inc., Kinray, LLC, Bellco Drug Corporation and American Medical Distributors (Collectively "Settling Distributors") based on claims that these entities contributed to the opioid epidemic by failing to comply with their obligations under the federal Controlled Substances Act and the New York Controlled Substances Act to implement adequate measures to prevent diversion of the prescription opioids they distributed to pharmacies and others, all of which contributed to a public health crisis in New York; and

WHEREAS: These "Settling Distributors" have offered to settle the claims against them over eighteen (18) years and agreeing to implement injunctive relief under a controlled substance monitoring program; and

WHEREAS: The final amount to be received by Tioga County will have a potential value of between \$805,683.12 and \$1,423,227.69 depending upon overall participation and milestones; and

WHEREAS: It is in the best interest of Tioga County to resolve this matter with respect to these Settling Distributors without further litigation and enter into an agreement to settle all allegations against the Settling Distributors and avoid protracted litigation; therefore be it

RESOLVED: That Tioga County is authorized to settle its claims with the above named Settling Distributors and Tioga County Chair of the Legislature Martha Sauerbrey is authorized to execute such forms and agreements, as approved by the County Attorney, to compromise the claim of these Settling Distributors and distribute the proceeds between the participating Plaintiffs.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -21 AUTHORIZE THE SUBMISSION OF THE  
FLOYD HOOKER FOUNDATION  
APPLICATION FOR THE TIOGA  
COUNTY PROBATION DEPARTMENT  
YOUTH PROGRAM

WHEREAS: The Tioga County Probation Department would like to apply for a grant from The Floyd Hooker Foundation in the amount of \$7,500.00 for the Juvenile/Youth at Probation; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant application is submitted. The Floyd Hooker Foundation's grant application needs to be completed by October 15, 2021; therefore be it

RESOLVED: That the Tioga County Probation Department be given the authorization to apply for The Floyd Hooker Foundation grant application in the amount of \$7,500 to be in compliance with the county policy.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. -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 Culvert Program, Phase 1 (FFY 2022), PIN 9754.94 (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 \$45,000 is hereby appropriated from account H5110.520003.H1008 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.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. -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 8 (FFY 2022), PIN 9754.57 (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.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. -21 AUTHORIZE CONTRACT WITH LIFETIME BENEFIT SOLUTIONS, INC. TO ADMINISTER FLEXIBLE SPENDING AND HEALTH REIMBURSEMENT ACCOUNT PROGRAMS

WHEREAS: Tioga County currently uses the services of Lifetime Benefit Solutions, Inc. to administer Tioga County's flexible-spending and health reimbursement account programs; and

WHEREAS: Lifetime Benefit Solutions, Inc. has submitted a new contract to continue administering said programs and conduct all required compliance testing services; and

WHEREAS: The Flexible-Spending program is a negotiated benefit for all Tioga County unionized employees; and

WHEREAS: The Health Reimbursement Account is a negotiated benefit for CSEA union employees; and

WHEREAS: Both the employees and the County can save tax dollars on money channeled through the flexible spending program; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with Lifetime Benefit Solutions, Inc., subject to review by the County Attorney, for the services stated above for the period of January 1, 2022 through December 31, 2022 and be it further

RESOLVED: That Tioga County will continue with the flexible spending card for the period of January 1, 2022 through December 31, 2022.



REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -21 AUTHORIZATION TO CONTRACT  
WITH NYSTEC - RADIO CONSULTING  
STATE INTEROPERABLE 18 GRANT

WHEREAS: The Tioga County Office of Emergency Services has a need to upgrade and replace its current radio communications system due to poor performance issues; and

WHEREAS: Tioga County has contracted with NYSTEC at a cost of \$117,855.28 for the period June 1, 2021 through October 31, 2021; and

WHEREAS: The Director of Emergency Services would like to amend contract with NYSTEC extending the contract period from October 31, 2021 through June 30, 2022; and

WHEREAS: Said contract amendment will not increase the original contract authorized value; and

WHEREAS: NYSTEC is listed on the Office of General Services Administration contract; and

WHEREAS: There are sufficient funds in account A3415.540140 IO18F (contracted services) State Interoperable Grant18 Radio & Equipment and A3415.540140 IO19F (contracted services) State Interoperable Grant19 Radio & Equipment; therefore be it

RESOLVED: That the Chair of the County Legislature is authorized to execute an amended contract between Tioga County and NYSTEC upon review by the County Attorney.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. -21 ERRONEOUS ASSESSMENT  
TOWN OF SPENCER

WHEREAS: An application for Corrected Tax Roll for the years 2020, 2019, and 2018 indicates that parcel #57.19-1-10 in the Town of Spencer assessed to Jean and Jessica Regis on the 2020, 2019, and 2018 tax rolls of the Town of Spencer is erroneous in that the 41132 Veterans C 25% exemption was not applied; and

WHEREAS: Proper paperwork has been presented proving that this property is and was entitled to this exemption; and

WHEREAS: An Application of Refund or Credit of Real Property Taxes has been filed for paid 2021, 2020, and 2019 Town and County taxes resulting in a refund as follows:

<u>TAX YEAR/ROLL YEAR</u>	<u>REFUND</u>
2021/2020	156.49
2020/2019	192.60
2019/2018	182.14
<b>TOTAL:</b>	<b>531.23</b>

Therefore be it

RESOLVED: That a refund be issued to Jean and Jessica Regis in the amount of \$531.23; and be it further

RESOLVED: That the erroneous county tax of \$ 531.23 be charged to the proper account in the records of the County Treasurer.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. -21 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 project, Tioga County Culvert Program, Phase 1 (FFY22), PIN 9754.94; and

WHEREAS: The project duration will last until December 2022, and is programmed to have a total cost of \$375,000 including all phases of the project, in which 80% of Federal funds and 15% of State funds, will be reimbursed to Tioga County; and

WHEREAS: Remaining funds will be allocated from unrestricted fund balance in the Capital Fund; and

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

RESOLVED: That funding be appropriated and new project accounts established as follows:

From: H5110.445020.H1008	Federal Aid-County Road Bridge	\$300,000.00
H5110.435020.H1008	State Aid-County Road Bridge	\$ 56,250.00
H.390900	Fund Balance Unrestricted	\$ 18,750.00
To: H5110.520003.H1008	Culvert Replacement	\$375,000.00

And be it further

RESOLVED: Appropriations be re-established for the remaining unspent balance as of year-end until projects are completed.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. -21 TRANSFER OF FUNDS  
BUDGET MODIFICATION  
MENTAL HYGIENE

WHEREAS: Tioga County is required to pay the full costs for the treatment of Tioga County residents that have been assigned Criminal Psychiatric services by the NYS Court system; and

WHEREAS: Tioga County Mental Hygiene (TCMH) has received notice that a Tioga County resident was assigned these services, along with the required payment amount; and

WHEREAS: TCMH has determined the amount of additional funding needed for these already incurred mandated expenses within its own budget, yet this will require a budget modification and transfer of funds; and

WHEREAS: Transfer of funds requires Legislative approval; therefore be it

RESOLVED: That the Mental Hygiene budget be modified and funds be transferred as follows:

From:	A4210 510010	Full Time	\$15,000.00
	A4309 510010	Full Time	\$15,000.00
	A4310 510010	Full Time	\$68,315.60
To:	A4390 540590	Criminal Psychiatric: Services Rendered	\$98,315.60

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. -21 APPROPRIATION OF FUNDS AND  
BUDGET MODIFICATION  
MENTAL HYGIENE

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

WHEREAS: TCMH has contracted with Catholic Charities and Rehabilitative Support Services to provide these services to Tioga County residents; and

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

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

RESOLVED: That funding be appropriated as follows:

From: A4310-434900 State Aid-Mental Health	\$ 356.00
To: A4311-540595 Services Rendered (Other)	\$ 112.00
To: A4321-540130 Contracts	\$ 149.00
To: A4321-540590 Services Rendered	\$ 38.00
To: A4333-540130 Contracts	\$ 57.00

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. -21 AMEND BUDGET & APPROPRIATE FUNDS  
PUBLIC HEALTH

WHEREAS: Tioga County Public Health has received funding from the Tioga County Senior Citizens Foundation; and

WHEREAS: Funding is specific to providing items to senior citizens in Tioga County for the safe care of pets; and

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

RESOLVED: That funding be appropriated as follows;

From: A4090 422800	Public Health: Local Grants	\$ 1,500
To: A4090 540640	Environmental Health: Supplies	\$ 1,500

REFERRED TO: PUBLIC SAFETY COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. -21 TRANSFER OF DOG FUND MONIES  
AND APPROPRIATION OF FUNDS  
OTHER ANIMAL CONTROL ACCOUNT  
SHERIFF'S OFFICE

WHEREAS: Resolution 45-11 apportioned dog monies, from a report of the expenditures and surplus from the dog license fund monies, for the year end of December 31, 2010; and

WHEREAS: Tioga County has not been responsible for dog licensing since 2011, and the Tioga County Sheriff's Office has maintained the responsibility and costs associated with Agriculture and Markets violations; and

WHEREAS: Trust account TA 205700 has carried a balance of \$2,593.67 and the Tioga County Treasurer's Office has recommended the abolishment of the TA 205700 trust account and the transfer of the remaining cash balance to the Tioga County Sheriff's Office, Other Animal Control fund; and

WHEREAS: Future funding will be provided through yearly budget carry forward monies, donations, and budget appropriations, as needed, when funds are depleted; and

WHEREAS: The creation of new accounts and the appropriation of funds requires legislative approval; therefore be it

RESOLVED: That the Tioga County Legislature approve the establishment and appropriation of new budgetary account A3520 Other Animal Control and transfer of funds as follows:

From: TA 205700 Dog Monies	\$2,593.67
To: A3520-427700 Other Unclassified Revenues	\$2,593.67

AND

From: A3520-427700 Other Unclassified Revenues	\$2,593.67
To: A3520-540640 Supplies (Not Office)	\$ 593.67
A3520-540590 Service Rendered	\$2,000.00

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. -21 GASB 84 TRUST RECLASSIFICATION TO  
GENERAL FUND

WHEREAS: The Governmental Accounting Standards Board (GASB) issued Statement No. 84 for Fiduciary Activities to improve guidance regarding the identification of fiduciary activities for accounting and financial reporting purposes and how those activities should be reported; and

WHEREAS: The external audit report for 2020 provided by Inero & Co. CPAs, LLP has removed several Trust Activity (TA) accounts and transferred the funds into the General Fund (A) based on the GASB 84 statement requirements; and

WHEREAS: In order for 2020 Tioga County Financials to coincide with the External Auditor's 2020 Financial Report, a transfer of funds from the Trust to the General Fund needs to occur; and

WHEREAS: Legislative approval is needed to transfer between Trust and General Fund accounts; therefore be it

RESOLVED: That the following transfers and reclassifications be made from Trust Accounts (TA) to the General Fund (A).

FROM:

TA	US Savings Bonds	202500	\$ 12.50
TA	Guaranty And Bid Deposits	203000	\$5,000.00
TA	Unclassified Trust	208509	\$1,024.89
TA	Unclaimed Property	209700	\$8,912.14

TO:

A	US Savings Bonds	272500	\$ 12.50
A	Guaranty And Bid Deposits	273000	\$5,000.00
A	Other Liability (Unclassified Trust)	268800	\$1,024.89
A	Due to Other Governments (Unclaimed Property)	263101	\$8,912.14



REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. -21 TRANSFER OF FUNDS  
2021 BUDGET MODIFICATION  
COUNTY LIABILITY INSURANCE FUND

WHEREAS: The funds budgeted for 2021 CI1910 540270 Insurance Premiums will be exceeded in October 2021; and

WHEREAS: The 2021 CI1930 540270 Liability Claims has budgeted funds available for transfer; and

WHEREAS: Transfer of funds and budget modifications requires Legislative approval; therefore be it

RESOLVED: That budgeted funds be transferred as follows:

From: CI1930 540270 Insurance Claims	\$ 26,000.00
To: CI1910 540270 Insurance Premiums	\$ 26,000.00

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. -21 AUTHORIZE THE SALE OF 113 LIBERTY STREET  
LOCATED IN THE VILLAGE OF OWEGO TO THE  
TIOGA COUNTY PROPERTY DEVELOPMENT  
CORPORATION

WHEREAS: Property located in the Village of Owego transferred to Tioga County, identified as Tax Map number 128.08-1-8, parcel number 733 owes 2018, 2019 and 2021 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by the Tioga County Property Development Corporation, who has made an offer to purchase the property for \$1.00 "as is"; therefore be it

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$1.00, a Quit Claim Deed conveying the property transferred to Tioga County, located in the, Village of Owego, identified on the Village of Owego Tax Map as number 128.08-1-8 parcel number 733, to the Tioga County Property Development Corporation or assigns.

REFERRED TO: LEGAL COMMITTEE  
PERSONNEL COMMITTEE

RESOLUTION NO. -21 AUTHORIZE APPOINTMENT:  
SECRETARY TO COUNTY ATTORNEY

WHEREAS: Legislative approval is required for any appointment to a non-union position within Tioga County; and

WHEREAS: The position of Secretary to County Attorney (\$36,742 – 46,742 Non-union) has been vacant since July 7, 2021, due to retirement; and

WHEREAS: The County Attorney has recruited for a replacement and after interviewing, a satisfactory candidate has been identified; therefore be it

RESOLVED: That the Tioga County Attorney is authorized to appoint Christine Freyvogel to the title of Secretary to County Attorney at an annual salary of \$37,102 effective retroactive to October 9, 2021; and be it further

RESOLVED: In accordance with Tioga County policy, Ms. Freyvogel shall be eligible for any authorized 2022 Non-union salary increase effective April 9, 2022, following a successful six month evaluation.

REFERRED TO: LEGISLATIVE WORKSESSION  
PERSONNEL COMMITTEE

RESOLUTION NO. -21 STANDARD WORK DAY AND  
REPORTING RESOLUTION

WHEREAS: The New York State Retirement System created new reporting regulations in 2009 that require establishment of terms and work hours for elected and appointed officials and a resolution stating such at the onset of each term; therefore be it

RESOLVED: That the County of Tioga hereby establishes the following as standard work days for elected and appointed officials, and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by the following officials to the Clerk of this body;

<b>Title</b>	<b>Name</b>	<b>Standard Work Day (Hrs/day)</b>	<b>Term Begins/Ends</b>	<b>Participates in Employer's Time Keeping System (Y/N)</b>	<b>Days/Month (based on Record of Activities)</b>
<b>Elected Officials</b>					
Legislator	S Tracy Monell	6	01/01/19 – 12/31/21	N	6.42

I, Cathy A. Haskell, Secretary/Clerk of the governing board of the County of Tioga, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the XXXX day of XXXX, 20XX on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Tioga County Legislature on this XXXX day of XXXX, 20XXX.