

Seventh Regular Meeting
July 10, 2012

The Seventh Regular Meeting of 2012 was held on July 10, 2012 and was called to order by the Chair at 12:03 P.M. Eight Legislative members were present.

Chair Weston asked for a moment of prayer. "I would request a moment of silence for all the families of the Veterans' that have made the supreme sacrifice."

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

There were 26 people in attendance.

Jamie Cornell of the Employee Recognition Committee presented the Employee of the 2nd Quarter 2012 to Teresa Saraceno of the Economic Development & Planning Department.

Jamie Cornell spoke. "The Employee Recognition Committee is pleased to announce that the Employee of the 2nd Quarter for 2012 is Teresa Saraceno. Teresa started with Tioga County on April 19, 1999 and is employed as an Economic Development Specialist, Small Business Contact. In this capacity, Teresa is responsible for assisting new and existing businesses to locate and expand within Tioga County through her promotion and utilization of the New York State Empire Zone Program.

"Teresa leads the County's Small Business Assistance Program. She additionally coordinates and develops resource referrals for our business customers. Prior to joining Tioga County in 1999, Teresa worked with the City of Binghamton Department of Economic Development for 12 years.

"Teresa was one of those people that came to work when many of the county employees were told to stay home during the first few days following the flood of 2011. She went out and gathered damage information on 120 businesses to assess the level of damage and to assist the State in determining the most immediate needs of these businesses. This information was then used by both State and Federal officials in determining appropriate response in Tioga County. The main reason for this recognition has to do with the effort Teresa has put forth in the last four months relative to our business community.

"She secured a \$500,000 grant that was to be used to assist local businesses with flood recovery. This project meant reaching out to all of the businesses, informing them of the parameters of the grant, preparing an application, meeting with each grant applicant, and verifying that all of the required documentation such as receipts, pictures, canceled checks, and other documents have been filed. In all cases she has to verify that work has been completed and eligible purchases were made. There were 59 businesses that applied and were eligible, and each of these 59 applicants required scrutiny. It has become a full time commitment on Teresa's part. She has managed this program while still fulfilling her normal work obligations."

Legislator Mike Roberts spoke. "Congratulations. I have personally had some business dealings with Teresa and I can honestly say that she goes way above and beyond what is needed. I am very impressed with her job. I would like to say again thank you and the County thanks you."

Doug Barton, Director of Economic Development and Planning spoke. "The Employee Recognition Committee has clearly stated why Teresa is the Employee of the Quarter in their write-up, but there is one more very important reason that she is deserving of this award, Teresa cares. She cares about our businesses and their ability to survive. She cares about the people who possess the creativity, initiative, energy, and fortitude that is required to survive in small business arena. She cares enough to help people get to the point of finding a way to make the dream of owning a small business happen. She cares enough to stop someone from allowing an ill planned dream of business ownership from moving forward. She cares what our community looks like. Currently there are no less than three buildings downtown receiving facelifts due to grants that Teresa has solicited and is administering.

"Tri Town Insurance, the Cellar, and the Auto Parts Store at the corner of Main and Central are just three examples. She is working with the Village of Nichols in a similar effort. Teresa wants to see that our community and its people are the best that they can be. Her efforts in bringing Broome Community College classes to Tioga County certainly represents that desire to help people move toward their goal of a better life. Teresa with this most recent project of bringing grant funds to local businesses for flood damage assistance has shown an ability to grasp the new program and reach out to an entire business community to offer assistance. This took a great deal of patience in explaining the program and then monitoring the progress of nearly 60 different businesses. I am convinced that this program has been very successful due to Teresa's hard work that is driven because she cares. Congratulations."

WHEREAS: Thomas E. Duff has been extremely dedicated and loyal in the performance of his duties and responsibilities during the past 30 years. He has earned the respect of his staff, colleagues, and peers throughout Tioga County; and

WHEREAS: Thomas E. Duff will retire on July 16, 2012; 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 Thomas E. Duff for his 30 years of dedicated and loyal service to the residents of Tioga County; and be it further

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

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Sauerbrey spoke. "This plaque is something for you to put up there and help you remember all your hours of dedication and hard work of which we are really really appreciative, and I know that the Team is going to miss you very much."

Joy Bennett, Probation Director, spoke. "If Tom was a master carpenter, you could see a beautiful chest or a bureau or something that would display his skill, but Tom's craftsmanship is with people, and for the last 30 years Tom has dedicated himself to working with people and for the last significant number of years he has been at the Probation Department working with children. Perhaps our greatest resource in this community is our children and Tom's work with young people in changing their lives and making decisions about their futures. I think Tom's greatest gift is the number of children that he has affected to come only once to the Probation Department and to never darken our doors again.

“The Probation Department and I would just like to join in thanking Tom for his years of service and we will certainly miss his influence and wisdom.”

Tom Duff spoke. “It has been a very enjoyable 30 years, a pleasure working for the County. I enjoyed all of the jobs that I have held. It has just been wonderful. The staff, past and present, have supported me throughout my career and I appreciate it greatly. Thank you.”

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		120.95
A1165	District Attorney		4,922.61
A1170	Public Defender		2,209.20
A1172	Assigned Counsel		18,465.39
A1325	Treasurer		212.06
A1355	Assessments		680.23
A1410	County Clerk		9,320.55
A1411	Department of Motor Vehicles		111.08
A1420	Law		5,936.85
A1430	Personnel		3,040.52
A1450	Elections		11,721.74
A1460	Records Management		125.95
A1460.41	Records Management Grant		1,370.69
A1620	Buildings	279.00	33,265.24
A1621	Buildings		28,530.61
A1680	Information Technology		12,436.82
A2490	Community College Tuition		20,299.06
A2960	Education of Handicapped Children		134,611.56
A3020	Public Safety Comm E911 System		5,058.72
A3110	Sheriff	20.97	23,541.53
A3119	LE09-1035-E00	144.99	
A3140	Probation		412.08
A3146	Sex Offender Program		18,480.00
A3150	Jail		48,950.13
A3315	Special Traffic Programs	309.00	60.00
A3410	Fire		1,675.16
A3640	Emergency Mgmt Office		820.95
A3957	Hazard Mitigation Plan		17,850.00
A3992	EMO C837990 Grant		15,280.00

A4010	Public Health Nursing	33,384.92
A4011	Public Health Administration	12,323.09
A4012	Public Health Education	104.46
A4042	Rabies Control	2,842.93
A4044	Early Intervention	46,149.71
A4054	Preventive Dental Services	5,958.42
A4062	Lead Poisoning Program	19.00
A4064	Managed Care-Dental Services	34,570.16
A4070	Disease Control	2,808.53
A4090	Environmental Health	622.67
A4210	Alcohol and Drug Services	3,989.18
A4211	Council on Alcoholism	10,990.34
A4309	Mental Hygiene Co Administration	12,575.29
A4310	Mental Health Clinic	103,957.85
A4311	Rehabilitation Support Services	1,854.00
A4320	Crisis Intervention Services	19,101.04
A4321	Intensive Case Management	2,539.68
A4333	Psycho Social Club	37,546.75
A6010	Social Services Administration	49,963.58
A6422	Economic Development	562.49
A6610	Sealer Weights and Measures	646.85
A8020	Planning	21.79
A9060	Health Insurance	1,309.80
SOLID WASTE FUND		92,996.28
SPECIAL GRANT FUND		1,176.80
LIABILITY INSURANCE FUND		201.51
CONTY ROAD FUND		59,845.10
CAPITAL FUND		817,746.66
CONSOLIDATED HEALTH INSURANCE		333,138.15
SELF INSURANCE FUND		<u>1,310.00</u>
GRAND TOTAL		\$ 2,110,520.67

Legislator Monell made a motion to approve the minutes of June 12, 2012, seconded by Legislator Hollenbeck, and carried.

Chair Weston made the following appointments to Information Technology Services Review Committee:

- Part Time Project Manager
- Budget Officer
- Personnel Officer
- Commissioner of Social Services
- 1st Assistant County Attorney
- Legislator Hollenbeck
- Legislator Sauerbrey
- Legislator Standinger

Standing Committees for 2012 have been and revised and the new Standing Committees for 2012 are as follows:

**STANDING COMMITTEES OF THE COUNTY LEGISLATURE
OF THE COUNTY OF TIOGA FOR 2012**

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

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 162-12 *APPROPRIATE FUNDS*
SOLID WASTE

WHEREAS: Upstate Shredding-Ben Weitsman has donated \$10,000 to Tioga County Solid Waste; and

WHEREAS: It was agreed that the said monies would be used for Tire Cleanup Events; therefore be it

RESOLVED: That the Tioga County Legislature appropriate \$10,000 from Tipping Fees Revenue Account B1221 into Solid Waste Account B8160.42-680.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 163-12 *AUTHORIZE RE-FUNDING OF*
THE FINGERPRINT ESCROW
ACCOUNT

WHEREAS: The NYS Division of Criminal Justice Service (DCJS) will only accept digital Civil Fingerprint cards which are routinely submitted for Pistol Permit applications; and

WHEREAS: DCJS requires that a submitting agency establish an escrow account with money deposited up front for the payment of fingerprint search fees, which would be deducted at the time the fingerprint transaction is launched to DCJS for processing; and

WHEREAS: An escrow account was previously created and is reimbursed with money received from Pistol Permit Application fees; and

WHEREAS: The escrow account will soon be depleted; therefore it be

RESOLVED: That the Tioga County Legislature hereby authorizes the re-funding of said fingerprint escrow account as follows:

From: Revenue A2545 Licenses	\$10,000
To: Appropriation A3110.40.444-Sheriff-Fees	\$10,000

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -12 PROBATION DEPARTMENT STATE AID
BLOCK GRANT FOR THE 2012-2013 STATE
FISCAL YEAR

WHEREAS: The Tioga County Probation Department has been advised by New York State Division of Criminal Justice Services that NYS will continue to assist Tioga County with expenditures associated with Regular State Aid (RSA) and Enhanced Supervision of Sex Offenders (ESSO) Program; and

WHEREAS: Tioga County Probation was advised on June 4, 2012 that the Department has been allocated \$125,463 for the 2012-2013 state fiscal year. These funds will be proportionally disbursed four times in the SFY, as follows:

Quarterly Payment Month	Regular State Aid to account A3310	Enhanced Supervision of Sex Offenders to account A 3316
July 2012 \$ 31,365.75	\$ 26,660.88	\$ 4,704.86
September 2012 \$ 31,365.75	\$ 26,660.88	\$ 4,704.86
December 2012 \$ 31,365.75	\$ 26,660.88	\$ 4,704.86
March 2013 \$ 31,365.75	\$ 26,660.88	\$ 4,704.86
Total \$125,463	\$106,643.55	\$18,819.45

WHEREAS: DCJS will send quarterly payments of \$31,365.75 (totaling the above amount) in July 2012, September 2012, December 2012 and March 2013; therefore be it

RESOLVED: That these monies be credited by the Treasurer's Office to two different accounts, Account A3310 Regular State Aid in the amount of \$106,643.55 and Account A3316 Enhanced Supervision of Sex Offenders in the amount of \$18,819.45 as listed above.

Legislator Sauerbrey made a motion to withdraw the above resolution, seconded by Legislator Roberts.

ROLL CALL VOTE TO WITHDRAW RESOLUTION

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

No – None.

Absent – None.

RESOLUTION WITHDRAWN.

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

REFERRED TO: ED&P AND AG COMMITTEES

RESOLUTION NO. 164-12 *RESOLUTION TO HOLD A PUBLIC
HEARING FOR THE
OWEGO-NICHOLS EIGHT-YEAR
AGRICULTURAL DISTRICT REVIEW*

WHEREAS: The Tioga County Legislature is reviewing a proposed plan for revision of the Owego-Nichols Agricultural District; and

WHEREAS: This review is being conducted pursuant to Article 25-AA of the New York State Agricultural & Markets Law; and 6NYCRR Part 617 State Environmental Quality Review Act; and

WHEREAS: The proposed plan and map, as recommended by the Tioga County Agriculture & Farmland Protection Board and the Tioga County Planning Board, is available for public inspection at the Clerk of Legislature's Office at 56 Main St. in Owego and the Town Halls of Owego and Nichols; now therefore be it

RESOLVED: That a public hearing will be held on Wednesday, July 25, 2012 at the Owego Town Hall, 10:00 am. All interested parties will be heard by the Tioga County Legislature at this hearing.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 165-12 *APPOINT MEMBER TO THE
TIOGA COUNTY PLANNING
BOARD*

WHEREAS: The Tioga County Planning Board position from the Town of Spencer has not been filled since 11/2009; and

WHEREAS: The Spencer Town Board has found Nathan Clark willing to serve and nominated him to this position; therefore be it

RESOLVED: That the Tioga County Legislature appoints Nathan Clark to serve as the Town of Spencer representative on the Tioga County Planning Board replacing Frank Koehler, to serve a term of 7/10/2012 - 12/31/2013.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 166-12 *AUTHORIZE THE SUBMISSION OF AN
FY2012 ASSISTANCE TO FIREFIGHTERS
GRANT APPLICATION – FIRE
COORDINATORS OFFICE*

WHEREAS: The NYS Division of Homeland Security and Emergency Services has announced Assistance to Firefighters grant funding; and

WHEREAS: Applications for this grant must be received no later than July 6, 2012; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant application be submitted; therefore be it

RESOLVED: That the Tioga County Fire Coordinators Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 167-12

*AUTHORIZE THE SUBMISSION OF A
ROUND 2 STATEWIDE INTEROPERABLE
COMMUNICATIONS GRANT
APPLICATION – FIRE COORDINATORS
OFFICE*

WHEREAS: The NYS Division of Homeland Security and Emergency Services has announced Interoperable communications grant funding; and

WHEREAS: Applications for this grant must be received no later than July 16, 2012; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant application be submitted; therefore be it

RESOLVED: That the Tioga County Fire Coordinators Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 168-12

*AUTHORIZE THE CHAIR OF THE
LEGISLATURE TO ENTER INTO THE
SOUTHERN TIER EAST REGIONAL
EMERGENCY SERVICE INTEROPERABLE
COMMUNICATION ALLIANCE
AGREEMENT – FIRE COORDINATORS
OFFICE*

WHEREAS: There is a need to cooperate and establish an interoperability communications network for emergency service communications to serve the Southern Tier East Region; and

WHEREAS: This need has been expressed in the National SAFECOM program, is encouraged by the Federal Government through a number of federal grant programs, and is well recognized as the future for planning interoperable communications systems; and

WHEREAS: In order to seek federal funding for such initiatives, it is the desire of the Counties of Broome, Chenango, Cortland, Delaware, Otsego, Schoharie, Tioga and Tompkins, to form the Emergency Service Interoperable Communication Alliance for the Eastern Southern Tier (hereinafter referred to as "Regional Interoperable Communications Alliance"; and

WHEREAS: It is desirable that the Regional Interoperable Communications Alliance be endorsed by its participant active counties, and that its responsibilities be formally set forth; now therefore be it

RESOLVED: That the County of Tioga, for the reasons set forth above , and pursuant to the authority provided under Article 5-G of the New York State General Municipal Law, hereby expresses its desire to work with its neighboring counties as an active member of the Southern Tier East Emergency Service Interoperable Communication Alliance and officially designates its (E-911 Coordinator/ Emergency Services Coordinator/ Chief Communications Officer/ or Fire Coordinator) to be its official representative to said Alliance, and be it further

RESOLVED: That once activated the Regional Interoperable Communications Alliance will be governed in the manner set forth in the Memorandum of Understanding; and be it further

RESOLVED: That the Regional Interoperable Communications Alliance shall be activated upon the adoption of this resolution by this county and any two other counties listed as potential member counties, and that the Alliance shall only represent those counties with active memberships.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 169-12 *HIRE DELTA ENGINEERS FOR
INSPECTION SERVICES FOR PSB
MECHANICAL EQUIPMENT ROOM
UPGRADES PROJECT*

WHEREAS: The Commissioner of Public Works included in the 2012 budget, funds for the Public Safety Building Boilers; and

WHEREAS: June 12, 2012 the Tioga County Legislature awarded the Mechanical Room Upgrades for the Public Safety Building to Evans Mechanical; and

WHEREAS: Delta Engineers, Endwell, NY did the design work for this project; therefore be it

RESOLVED: That the Tioga County Legislature hire Delta Engineers, Endwell, NY for inspection services for this project not to exceed \$32,540 to be paid out of the Buildings Capital Boiler account H1620.21-929.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 170-12 *RESOLUTION CANCELLING THE
ENFORCEMENT OF THE COLLECTION OF
DELINQUENT TAXES AND FUTURE TAXES OF
CERTAIN PROPERTIES PURSUANT TO ARTICLE
ELEVEN OF THE REAL PROPERTY TAX LAW*

WHEREAS: The Treasurer of the County of Tioga has recommended that the properties listed below be removed from the collection of past delinquent taxes and future Real Property taxes due to the environmental contamination on the property; and

WHEREAS: The Legislature has reviewed the properties and has concurred with this recommendation; now be it therefore

RESOLVED: That the Tioga County Legislature has and does hereby determine that there is no practical method to enforce the existing tax lien on the following property and that a supplementary proceeding under §1138(5) of the Real Property Tax Law would not be effective; and be it further

RESOLVED: That the Legislature further has and does hereby determine that there is no practical method to enforce any future tax liens against the said parcel, and directs the enforcing officer to issue a Certificate of Prospective Cancellation and file a copy of the Certificate with the Assessor of the assessing unit in which the parcel is located and with the County Director of Real Property Tax Services; and be it further

RESOLVED: That the Treasurer chargeback any portion of the cancelled tax which has been guaranteed to the appropriate Town, Village and School District of the following property:

Northern Tioga Enterprises, LLC – Owned by Leroy Eiklor
Town of Newark Valley
Act. 65
Taxes owed: 2010, 2011 & 2012 (\$34,590.50)
Tax Map Number: 64.19-3-32.2

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 171-12

AUTHORIZE THE SALE OF FRED L. & HELEN M. DRAKE PROPERTY LOCATED IN THE TOWN OF SPENCER TO PATRICIA ADAMS OR HER ASSIGNS

WHEREAS: Property located in the Town of Spencer, assessed to Fred L. & Helen M. Drake, identified as Tax Map number 69.00-2-23.10, parcel number 667 owes 2010, 2011 and 2012 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by Fred L. Drakes sister, Patricia Adams, who has made an offer to purchase the property for \$1900.00, "as is", thereby placing the property back on the tax rolls; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$1,900.00 and recording costs of \$310.00, a Quit Claim Deed conveying the property assessed to Fred L. & Helen M. Drake, located in the, Town of Tioga, identified on the Town of Tioga Tax Map as number 69.00-2-23.10, parcel number 667, to Patricia Adams, or her assigns.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 172-12 *AUTHORIZE THE SALE OF BETH STILSON PROPERTY LOCATED IN THE TOWN OF TIOGA TO MARK STILSON OR HIS ASSIGNS*

WHEREAS: Property located in the Town of Tioga, assessed to Beth Stilson, identified as Tax Map number 126.00-1-12.15, parcel number 754 owes 2010, 2011 and 2012 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by Mark Stilson, who has made an offer to purchase the property for \$7,700.00, "as is", thereby placing the property back on the tax rolls; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$7,700.00 and recording costs of \$185.00, a Quit Claim Deed conveying the property assessed to Mark Stilson, located in the, Town of Tioga, identified on the Town of Tioga Tax Map as number 126.00-1-12.15, parcel number 754, to Mark Stilson, or his assigns.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 173-12 *AUTHORIZE TIOGA COUNTY TO HIRE MANASSE AUCTIONEERS TO AUCTION REAL PROPERTY ACQUIRED BY COUNTY FORECLOSURE*

WHEREAS: James P. McFadden, Tioga County Treasurer is in charge of implementing the foreclosure of taxes under Article Eleven of the Real Property Tax Law; and

WHEREAS: Tioga County is the owner of numerous properties which it has acquired for delinquent taxes, which are surplus to the County needs; and

WHEREAS: Manasse Auctioneers has been contacted to perform the services of a public auction and Manasse Auctioneers has agreed to compensation of a uniform seven percent (7%) buyers premium, Tioga County will pay no expenses; and

WHEREAS: It is the intent of the Tioga County Legislature to place the properties back on the tax rolls; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to contract the services of Manasse Auctioneers for the public auction of tax foreclosure properties, pending approval by the County Attorney as to form.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 174-12 *AUTHORIZE SALE OF COUNTY
OWNED PROPERTIES ACQUIRED
FOR DELINQUENT TAXES*

WHEREAS: Tioga County is the owner of numerous properties which it has acquired for delinquent taxes, which are surplus to the County needs; and

WHEREAS: It is the intent of the Tioga County Legislature to place the properties back on the tax rolls; be it therefore

RESOLVED: That the following properties be sold at public auction to be held in the Edward D. Hubbard Auditorium in the Tioga County Office Building, 56 Main Street, Owego, New York on August 8, 2012 at 6:00 p.m. conducted by Manasse Auctioneers.

Town of Barton:

146.00-1-1.20, John & Mary Lou Darrah

122.18-21-25.10, Guy & Jennifer Leach

Town of Berkshire:

14.00-2-1, Estate of David N DeGruttalo

22.00-1-5.6, William L McKinnon Jr.

Town of Newark Valley:

64.15-3-32, Joseph Breitwiser

54.00-1-26.12, John & Carol Dingman

64.19-1-20.12, Elsie Muzek

53.00-1-44.20, Diana Ogden

Town of Owego:

175.00-2-57, Marian Card

131.20-1-13, Anna Cederborg

117.19-2-12, Daniel R & Ellen S. Cronk

131.17-2-3.4, Leo & Sheila Cueto

117.20-1-8, Ellen D & Lester L. Harris

152.00-1-12, Charles R. Hawk

152.00-1-11, Charles R. Hawk

152.16-1-2, Walter & Hannah Hickey

162.00-1-22, Michael R. Lindsey

130.00-1-70, Loco Holdings, LLC

142.14-1-27.21, Loco Holdings, LLC

129.00-2-31, Richard McCann

128.08-3-42, Diana Predmore

128.08-3-17, Wendy E. Van Der Karr

132.09-1-7, Evelyn M. Vavra

129.05-3-7, County of Tioga (17 Fulton Street)

Town of Richford:

14.00-1-21, David N. & Gloria M. DeGruttlaio

16.00-1-16, Vernon Gehm

Town of Spencer:

80.00-1-33.10, John Jeffords

69.00-1-25.20, County of Tioga (David Neilsen)

Town of Tioga:

116.00-1-10.11, Grace I. Blunt

102.16-1-5.20, Carl F. & Ami L. Pierce

149.09-1-16, Daniel A. & Bruce P. Stauder

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 175-12

*AMEND POLICY 29
RULES OF PROCEDURE OF THE
TIOGA COUNTY LEGISLATURE*

WHEREAS: Policy 29 Rules of Procedure of the Tioga County Legislature needs to be amended regarding committees and a couple of other minor changes; therefore be it

RESOLVED: That Policy 29 Rules of Procedure of the Tioga County Legislature be and hereby is amended as follows:

Section 1-Organization & Procedure – I. Meetings – (1) Organizational Meeting. The fourth paragraph needs to be changed to reflect “Local Law 2 of the year 2011”.

Section 2 – Committees (11) standing committees needs to be changed as follows: Economic Development/Planning/Tourism/Tioga Employment Center & Agriculture. Tioga Employment Center needs to be removed in the title of the committee and paragraph (4) needs to be eliminated.

Section 2 – Committees (11) standing committees needs to be changed as follows: Health & Human Services. A paragraph (5) needs to be added as follows: (5) All matters pertaining to the operation of the Tioga Employment Center Office.

Section 2- Committees (11) standing committees needs to be changed as follows: Public Works. Paragraph (4) needs to have the words “solid waste” removed.

Section 4 – Appointments (2) (o) needs to read “Manager of Employment & Training who shall serve according to Civil Service Law”.

And be it further

RESOLVED: That the remainder of Policy 29 Rules of Procedure of the Tioga County Legislature shall remain in full force and effect.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: COUNTY CLERK’S COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 176-12 RECLASSIFY VACANT ACCOUNT CLERK-TYPIST
POSITION TO MOTOR VEHICLE EXAMINER;
REQUEST WAIVER OF 90-DAY HIRING DELAY
COUNTY CLERK’S OFFICE

WHEREAS: Legislative approval is required for positions to be reclassified; and

WHEREAS: Resolution 277-11 extended the 90-day hiring delay through December 31, 2012; and

WHEREAS: The County Clerk's Office, Department of Motor Vehicles, will experience a vacancy on August 31, 2012, when a long term employee, Patricia Zorn, retires from the position of Account Clerk-Typist ; and

WHEREAS: Said position has been ear marked for reclassification upon vacancy due to a classification review conducted in 2004 which created the title of Motor Vehicle Examiner to better reflect the duties performed within the Department of Motor Vehicles; and

WHEREAS: The upcoming vacancy for this revenue generating department will result in diminished services to the public; and

WHEREAS: The Department of Motor Vehicles currently has a part-time staff person serving in the title of Motor Vehicle Examiner who has expressed interest in being reassigned to full-time employment; therefore be it

RESOLVED: That upon Ms. Zorn's retirement, the vacant position of Account Clerk-Typist (CSEA salary grade IV) shall be reclassified to Motor Vehicle Examiner (CSEA salary grade IV); and be it further

RESOLVED: That the County Clerk is hereby granted a waiver from the 90-day hiring delay and is authorized to fill a full-time, Motor Vehicle Examiner position at an annual salary of \$23,621 (CSEA salary grade IV) with the reassignment of Rebecca Gallo from part-time to full-time effective August 31, 2012.

ROLL CALL VOTE

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

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Huttleston made a motion to have the following late-filed resolutions considered, seconded by Legislator Hollenbeck and carried.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 177-12

AUTHORIZE THE SALE OF ERIC C. & NANCY ANDERSON PROPERTY LOCATED IN THE TOWN OF OWEGO TO ERIC C. ANDERSON OR HIS ASSIGNS

WHEREAS: Property located in the Town of Owego, assessed to Eric C. & Nancy Anderson, identified as Tax Map number 162.00-2-19.2, parcel number 7279 owes 2010, 2011 and 2012 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by Eric C. Anderson who has made an offer to purchase the property for \$2134.00, "as is", thereby placing the property back on the tax rolls; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$2134.00 and recording costs of \$310.00, a Quit Claim Deed conveying the property assessed to Eric C. & Nancy Anderson, located in the, Town of Owego, identified on the Town of Owego Tax Map as number 162.00-2-19.2, parcel number 7279 to Eric C. Anderson, or his assigns.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

ROLL CALL VOTE

Yes – Legislators Weston, Sauerbrey, Hollenbeck, Huttleston, and Monell.

No – None.

Absent – Legislators Roberts, Standinger, and Sullivan.

RESOLUTION ADOPTED.

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

REFERRING TO: PUBLIC SAFETY COMMITTEE
 PERSONNEL COMMITTEE

RESOLUTION NO. 179-12 *BACKFILL FULL-TIME DEPUTY
SHERIFF POSITION ABOVE BASE SALARY
SHERIFF'S OFFICE*

WHEREAS: Tioga County Resolution 211-99 requires legislative approval for any appointments made above an established base salary amount; and

WHEREAS: The Sheriff has satisfied the 90-day wait to backfill a vacant budgeted Deputy Sheriff position and intends to fill with Samuel Tombs, who has applied to transfer from the City of Binghamton Police Department and who has successfully completed and graduated from the basic Police Academy ; and

WHEREAS: The Sheriff has approval from the TCLEU to hire a new Deputy Sheriff who has successfully completed the basic Police Academy training at the salary reflecting 1 year of experience per the current union contract, or \$46,504; and

WHEREAS: Mr. Tombs has been found to be eligible for a lateral transfer and willing to accept appointment to such position; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the appointment of Mr. Tombs to the vacant full time Deputy Sheriff position at an annual salary of \$46,504 effective 7/21/12.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:28 P.M.