


<p><b>Agenda</b></p> 	<p style="text-align: center;"><b>TIOGA COUNTY LEGISLATURE</b></p> <p style="text-align: right;">6/11/2019 6:00 PM EDWARD D. HUBBARD AUDITORIUM Ronald E. Dougherty County Office Building 56 Main Street Owego NY 13827</p>	
<p>Meeting called by:</p>	<p>Chair Martha Sauerbrey</p>	
<p>Type of meeting:</p>	<p>6<sup>th</sup> Regular</p>	
<p>Attendees:</p>	<p>Legislator Balliet Legislator Hollenbeck Legislator Monell Legislator Mullen Legislator Roberts Legislator Sauerbrey Legislator Standinger Legislator Sullivan Legislator Weston</p>	
<p><b>Agenda topics</b></p>		
<p>Invocation Pledge of Allegiance  Proclamations (2)  Privilege of the Floor</p>	<p>Legislator Mullen Legislator Mullen  Plastic Free Day Vector-Borne Diseases</p>	

<p>Approval of Minutes</p> <p>Petitions, Communications &amp; Notices</p> <p>Appointments/Reappointments</p> <p>Reports Standing Committees</p>	<p>May 14 and 23, 2019</p>	
<p>RESOLUTIONS:</p>	<ol style="list-style-type: none"> <li>1. Opposing Senate Bill S1747 and Assembly Bill A3675 Driver's License Access and Privacy Act</li> <li>2. Award Bid for Transportation Services to Early Intervention and Preschool Special Education Children's Program Public Health</li> <li>3. Accept Indigent Legal Services Award</li> <li>4. Authorize the Submission of Homeland Security Grant Application (SHSP19) Office of Emergency Services</li> <li>5. Approve Funding 2019 Youth Bureau Program Funding</li> <li>6. Amend Budget &amp; Appropriate Funds Public Health</li> <li>7. Authorization to Submit Application to New York Homes and Community Renewal for Funding and to Administer a 2019 New York Main Street Program for the 2019 Owego – North Avenue Revitalization Program</li> <li>8. Appoint Member to the Tioga County Industrial Development Agency (TCIDA)</li> <li>9. Establish Fee Structure for Online and in Person Application Fees for Civil Service Examinations Personnel</li> <li>10. Amend Resolution 50-94 as amended by Resolution 361-01, as amended by Resolution 260-09, as amended by Resolution 186-10, as amended by 223-13: Retiree Health Insurance Contributions</li> <li>11. Amend Resolution 277-13 Retiree Health Plans</li> <li>12. Authorization to Create and Fill one, full time Senior Support Investigator Position Social Services</li> <li>13. Create and Fill Clerk (Seasonal) Position Public Health</li> </ol>	

County of Tioga  
EXECUTIVE PROCLAMATION

WHEREAS: Tioga County recognizes that waste disposal and recycling issues have both environmental and economic costs; and

WHEREAS: These issues lessen the effectiveness of our businesses and increase pressure on the environment through loss of natural resources, harming the vitality of our communities; and

WHEREAS: The economic burden is amplified in Tioga County due to the lack of a landfill within the County; and

WHEREAS: Recent articles and programs, have brought to life the risk that single-use plastic has on our resources and the environment; and

WHEREAS: Educating and raising the awareness of residents and businesses about the benefits of going single-use plastic free by columns, art exhibits, and other activities; and

WHEREAS: Each of us needs to do our part by taking personal responsibility to improve behaviors and practices by learning how we can reduce or even eliminate our usage of single-use plastics; and

WHEREAS: Both the Tioga County Sustainability Manager and Tioga County Public Health support these initiatives; therefore be it

RESOLVED: THE TIOGA COUNTY LEGISLATURE does hereby proclaim the week of June 29, 2019 as

PLASTIC FREE DAY

And urges all residents to take steps to educate themselves, their families, and the community about the role of reducing or even eliminating our usage of single-use plastics.

**COUNTY OF TIOGA  
EXECUTIVE PROCLAMATION**

WHEREAS: Summer in upstate New York is upon us and that means it is mosquito, flea, and tick season; and

WHEREAS: Vector-borne diseases account for more than 17% of all infectious diseases, causing more than 700,000 deaths annually. Vector-borne diseases have a long history of death and illness, including the "Great Plague" and malaria; and

WHEREAS: Nationally, cases of vector-borne diseases have tripled. Tioga County Public Health reports a steady climb in Lyme disease cases spread by deer ticks; and

WHEREAS: Vector-borne diseases are to be taken seriously as they can significantly impact the health of our community; and

WHEREAS: Vectors include mosquitos, fleas, and ticks, which are capable of spreading diseases through tiny bites which often go undetected; and

WHEREAS: Preventing mosquito, flea, and tick bites is important. This is as easy as using insect repellent, wearing long-sleeves, and checking for ticks on your body daily; therefore

THE TIOGA COUNTY LEGISLATURE recognizes the importance of preventing vector-borne disease and urges all the citizens of our county take action to protect themselves and their family.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO: -19 OPPOSING SENATE BILL S1747 AND  
ASSEMBLY BILL A3675  
DRIVER'S LICENSE ACCESS AND  
PRIVACY ACT

WHEREAS: Holding a driver's license in New York State is a privilege, not a right; and

WHEREAS: The granting of a driver's license is a privilege for people who have followed the law and have proven themselves capable of operating an automobile; and

WHEREAS: This Legislature supports current statutes that authorize the issuance of driver's licenses to eligible individuals who enter the country in accordance with laws of the United States of America and New York State; and

WHEREAS: A bill known as the "Driver's License Access and Privacy Act" has been introduced in the New York State Senate (S.1747) and the New York State Assembly (A.3675) which, if enacted into law, would permit undocumented individuals who are present in the United States of America illegally under federal law to obtain a driver's license; and

WHEREAS: New York State presently suspends or revokes driver's licenses for various illegal acts, including non-payment of child support, delinquent taxes, and refusal to submit to a breathalyzer, yet this Act would reward illegal entry into the United States with a driver's license; and

WHEREAS: Adoption of the Act would create unacceptable security risks because:

- there is no guarantee the identity of undocumented individuals can be properly verified by the State of New York if the federal government has not issued a green card or visa, and the Act's proposed privacy protections may frustrate federal immigration enforcement efforts; and
- local Department of Motor Vehicles (DMV) offices do not have the expertise needed to determine the authenticity of foreign birth certificates, foreign passports, consular cards or to verify evidence of an undocumented individual's residency in the state; and
- driver licenses can be used to obtain additional official identification documents intended only for United States citizens; and
- the Act would eliminate the NYS DMV's 2002 requirement that Social Security Numbers be verified with the Social Security Administration to

confirm an applicant's full identity when obtaining a standard driver's license or non-driver ID, which requirement has led to the discovery of massive amounts of fraudulent activity, including identity theft, bank fraud, insurance fraud, and multiple licenses to avoid loss of driving privileges or active warrants; and

WHEREAS: There is no guarantee that passage of the Act would make New York State roads safer; and

WHEREAS: The approval of the Act would increase opportunities for voter fraud as illegal immigrants applying for a driver's license would be prompted by the NYS DMV's license registration system to register to vote, and there are currently no protections in the system that would prevent an illegal immigrant from registering to vote; and

WHEREAS: The Tioga County Legislature encourages all immigrants to pursue the path to legal citizenship, and recognizes and appreciates the efforts that immigrants must undertake to become United States citizens; and

WHEREAS: Legal immigrants are lawfully entitled to obtain a license or non-driver ID during their stay; and

WHEREAS: Our Administrative Services Committee, the Tioga County District Attorney Kirk O. Martin, Tioga County Sheriff Gary Howard, and Tioga County Clerk Andrea Klett have all recommended that this Legislature express its strong opposition to the adoption and enactment into law of the "Driver's License Access and Privacy Act"; now therefore be it

RESOLVED: That the Tioga County Legislature hereby opposes the adoption of the "Driver's License Access and Privacy Act" which would allow the issuance of licenses to undocumented individuals and create security risks, and because driving is a privilege, not a right; and be it further

RESOLVED: That the Clerk of this Board shall send a copy of this resolution to Governor Andrew M. Cuomo, Temporary President and Majority Leader of the Senate Andrea Stewart-Cousins, Speaker of the Assembly Carl E. Heastie, Senate Minority Leader John J. Flanagan, Assembly Minority Leader Brian M. Kolb, and our local State legislators.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. -19 AWARD BID FOR TRANSPORTATION SERVICES TO EARLY INTERVENTION AND PRESCHOOL SPECIAL EDUCATION CHILDREN'S PROGRAM PUBLIC HEALTH

WHEREAS: Bids have been received for the Provision of Transportation Services to Early Intervention and Pre-School Special Education Children; and

WHEREAS: Only one bid was received (pricing based on a one-way trip) and was opened on May 30, 2019, and the bid result was as follows:

Serafini Transportation Corp.  
Zone 1: \$49.21 (including monitor)  
Zone 2: \$66.12 (including monitor)  
Blending of Zone 1 & 2: \$53.81 (including monitor)

and

WHEREAS: Funds have been included in the Public Health Department budget for this service; and

WHEREAS: Serafini Transportation Corp. has been determined to be the responsible bidder proposing the lowest unit price per child based on a one-way transportation cost, and whose proposal complies with all provisions to render it formal and legal and whose proposal is considered to be in the best interest of Tioga County; and

WHEREAS: The Director of Public Health is in agreement with this determination in the provision of transportation of Tioga County's most vulnerable young citizens; therefore be it

RESOLVED: That the Tioga County Legislature authorize the Public Health Department to enter into a contract with Serafini Transportation Corp. for the Provision of Transportation Services to Early Intervention and Preschool Special Education Children based on stated stipulated cost of \$49.21 for Zone 1; \$66.12 for Zone 2; and \$53.81 for blended Zone 1 and Zone 2 per one-way trip for the period of July 1, 2019 through June 30, 2022.

REFERRED TO:

FINANCE/LEGAL

RESOLUTION NO. -19

ACCEPT INDIGENT LEGAL  
SERVICES AWARD

WHEREAS: The Assigned Counsel Administrator's Office has been awarded The Statewide Expansion of the Hurrell-Harding Grant in the amount of \$2,313,043.26 to be spent from April 1, 2018 to March 31, 2023; and

WHEREAS: The 2019 Budget appropriation of \$154,202.88 for the first year was done 1/15/19; in order to fund the Public Defender's Office Expansion. Future year Budget Amendments will be done upon Budget Approval of NYS; therefore be it

RESOLVED: That the ILS Grant of \$2,313,043.26 be accepted and approved.



REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. -19 AUTHORIZE THE SUBMISSION OF  
HOMELAND SECURITY GRANT  
APPLICATION (SHSP19)  
OFFICE OF EMERGENCY SERVICES

WHEREAS: The Office of Homeland Security has issued a grant of \$69,980 to the Tioga County Office of Emergency Services. The grant will be used for equipment, planning, and an emergency notification system. 25% of the monies will be appropriated to the Sheriff's Office (\$17,495) and 75% to Emergency Management (\$52,485); and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant application is submitted. However, due to the short notification period, the Tioga County Office of Emergency Services had to submit an application for this funding by May 15, 2019; therefore be it

RESOLVED: That the Tioga County Emergency Management Office be authorized to apply for this grant application, after the fact, to be in compliance with county policy.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. APPROVE FUNDING  
2019 YOUTH BUREAU PROGRAM FUNDING

WHEREAS: The Tioga County Legislature approves Youth Bureau program funding which is 100% reimbursable from the New York State Office of Children and Family Services; and

WHEREAS: The Tioga County Youth Board has reviewed 2019 applications for funding which are consistent with guidelines previously presented to the Legislative Committee; now therefore be it

RESOLVED: That the following programs recommended by the Tioga County Youth Board for program year 2019 be approved by the Tioga County Legislature in the amounts indicated:

Cornell Cooperative Extension 4H Summer Youth Enrichment	\$ 4,000
Big Brothers Big Sisters Mentoring	\$ 3,000
Village of Newark Valley Summer Rec	\$ 2,250
Cornell Cooperative Extension Family Resource Center	\$ 5,000
Spencer Van-Etten Schools PAVE	\$ 5,175
Tioga Central Schools Summer Rec	\$ 8,000
Village of Waverly Summer Rec	\$ 5,000
Casa Trinity Teen Space	\$ 2,880
Catholic Charities YES	\$ 4,500
Kali's Klub House 7 Keys to Success	\$ 4,000
Tioga County Boys and Girls Club Outreach	\$ 2,215
Total Allocations	\$46,020

REFERRED TO: HEALTH & HUMAN SERVICES  
COMMITTEE  
FINANCE COMMITTEE

RESOLUTION NO. -19 AMEND BUDGET & APPROPRIATE  
FUNDS  
PUBLIC HEALTH

WHEREAS: Tioga County Public Health has been awarded funding from the Floyd Hooker Foundation; and

WHEREAS: The funding is designated for car seats to support the Child Passenger Safety Program; and

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

RESOLVED: That funding be appropriated as follows:

From: A4053 422800 Public Health: Local Grants \$ 5,000

To: A4053 540640 Public Health: Supplies \$ 5,000

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. -19

AUTHORIZATION TO SUBMIT APPLICATION TO NEW YORK HOMES AND COMMUNITY RENEWAL FOR FUNDING AND TO ADMINISTER A 2019 NEW YORK MAIN STREET PROGRAM FOR THE 2019 OWEGO – NORTH AVENUE REVITALIZATION PROGRAM

WHEREAS: Per Resolution 94-14, Tioga County Economic Development and Planning desires to apply for up to \$500,000.00 in financial assistance through the 2019 Consolidated Funding Application under the 2019 New York Main Street Program; and

WHEREAS: The application proposes funding to assist property owners to complete interior and exterior building renovations to targeted, contiguous downtown "main street" buildings including 53 through 88 North Avenue and 177 and 185 Main Street from the Main Street area along North Avenue to Temple Street in the downtown central business district of the Village of Owego; and

WHEREAS: The proposed funding will contribute to the ongoing community revitalization efforts; and

WHEREAS: The grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality making application and in which the project will be located; and

WHEREAS: The Village of Owego is in support of this application to the 2019 New York Main Street program for revitalization of commercial and residential properties that make up the "Main Street" including 53 through 88 North Avenue and 177 and 185 Main Street from the Main Street area along North Avenue to Temple Street in the downtown central business district of the Village of Owego; therefore be it

RESOLVED: That the Tioga County Legislature approves and endorses the 2019 New York Main Street Program grant application for assistance prepared and to be submitted by the Tioga County Economic Development and Planning Office.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. -19 APPOINT MEMBER TO THE TIOGA COUNTY  
INDUSTRIAL DEVELOPMENT AGENCY (TCIDA)

WHEREAS: Pursuant to §856(2) of the General Municipal Law the members of the Tioga County Industrial Development Agency (TCIDA) serve at the pleasure of the Legislature without a term until they either resign or are replaced by the Legislature; and

WHEREAS: Kevin Dougherty has resigned from the Tioga County Industrial Development Agency Board of Directors effective April 29, 2019; and

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

WHEREAS: Eric Knolles has expressed a desire to serve on the Tioga County Industrial Development Agency (TCIDA); therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Kevin Dougherty for his loyal service to the residents of Tioga County; and be it further

RESOLVED: That the Tioga County Legislature hereby appoints Eric Knolles to replace Kevin Dougherty's position on the Tioga County Industrial Development Agency Board of Directors effective June 12<sup>th</sup>, 2019.

REFERRED TO:

PERSONNEL COMMITTEE

RESOLUTION NO. -19

ESTABLISH FEE STRUCTURE FOR  
ONLINE AND IN PERSON  
APPLICATION FEES FOR CIVIL SERVICE  
EXAMINATIONS  
PERSONNEL

WHEREAS: Tioga County Department of Personnel & Civil Service is preparing to launch an online application portal to the public; and

WHEREAS: Part of the online feature will include the ability for applicants to electronically pay for application submissions tied to civil service examinations; and

WHEREAS: Due to transaction fees associated with online payments, there is a need to establish a fee structure for both online and in person application fees for civil service examinations; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following fee structure be established as of June 12, 2019, for applications associated with civil service examinations:

Online Application Submissions:	\$16.00 (non-uniform exams) \$26.00 (uniform exams)
In Person Application Submissions:	\$15.00 (non-uniform exams) \$25.00 (uniform exams)

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO -19 AMEND RESOLUTION 50-94 AS AMENDED BY RESOLUTION 361-01, AS AMENDED BY RESOLUTION 260-09, AS AMENDED BY RESOLUTION 186-10, AS AMENDED BY 223-13: RETIREE HEALTH INSURANCE CONTRIBUTIONS

WHEREAS: Resolution 50-94 established contributions for retirees eligible under Section IV.A. of Employee Handbook Policy "Orientation/Exit Interviews/Recruitment/Retirement" (formerly Policy # 3) at \$5.00 or \$7.50 per month; and

WHEREAS: Resolution 361-01 increased those same retirees' contributions to \$10.00 or \$15.00 per month; and

WHEREAS: Resolution 260-09 increased those same retirees' contributions to \$20.00 or \$25.00 per month; and

WHEREAS: Resolution 186-10 required retirees under Section IV.A. who continued to carry the more expensive Excellus Blue Cross Blue Shield Classic Blue plan to pay \$20.00 or \$25.00 per month plus the difference between the monthly premiums of the Excellus Classic Blue product and the Excellus PPO Option H-Split Product; and

WHEREAS: Resolution 223-13 required Medicare eligible retirees and spouses of retirees who are Medicare eligible to change to a Medicare Supplemental Plan effective January 1, 2014 and set the contribution rate for those retirees eligible under Section IV.A. at \$20.00 per month for retiree coverage or \$40.00 per month for retiree and spouse coverage; and

WHEREAS: The Excellus PPO Option H-Split contributions for retirees eligible under Section IV.A. has remained at \$20.00 or \$25.00 per month since 2009; and

WHEREAS: Health insurance costs continue to increase; therefore be it

RESOLVED: That effective January 1, 2020 retirees eligible under Section IV.A. be required to pay 2% of the monthly premium of individual coverage or 2% of the monthly premium of family coverage.

REFERRED TO:

PERSONNEL COMMITTEE

RESOLUTION NO -19

AMEND RESOLUTION 277-13  
RETIREE HEALTH PLANS

WHEREAS: Resolution 277-13 provided that effective January 1, 2014 CSEA and Non-Union employees who qualified for health insurance upon retirement and who were not yet Medicare eligible shall only have the choice of Excellus Blue Cross Blue Shield Classic Blue Indemnity, if eligible as an active employee, or PPO Option H-Split coverage; and

WHEREAS: All other active employee groups have eliminated the Classic Blue plan and only have the option of PPO Option H-Split coverage, if not Medicare eligible, upon retirement; and

WHEREAS: The Classic Blue plan does not provide any cost containment features such as case management or disease management; and

WHEREAS: The PPO Option H-Split plan provides excellent coverage and is a less expensive plan; and

WHEREAS: Health insurance costs continue to increase; therefore be it

RESOLVED: That Resolution 277-13 is hereby amended to indicate that effective January 1, 2020 non-Medicare eligible retirees shall only have the option of Excellus Blue Cross Blue Shield PPO Option H-Split plan.



REFERRED TO: HEALTH AND HUMAN SERVICES  
PERSONNEL COMMITTEE

RESOLUTION NO. -19 AUTHORIZATION TO CREATE AND FILL  
ONE, FULL TIME SENIOR SUPPORT  
INVESTIGATOR POSITION  
SOCIAL SERVICES

WHEREAS: Legislative approval is required for the creation of new positions and position reclassifications; and

WHEREAS: The Commissioner of Social Services has discussed succession plans and staffing needs for the Support & Collection unit with the Personnel Officer; and

WHEREAS: A promotional examination was recently conducted for the title Senior Support Investigator; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the creation and filling of one, full-time Senior Support Investigator position (CSEA salary grade IX) effective June 22, 2019; and be it further

RESOLVED: That the Commissioner of Social Services shall be authorized to accomplish this by reclassifying one, full-time Support Investigator (CSEA salary grade VII) position to the title of Senior Support Investigator upon an appointment from the current civil service eligible list, effective June 22, 2019; and be it further

RESOLVED: That the Senior Support Investigator position is reflective of an annual salary increase of \$4,152, but shall not represent an increase to the department's full time headcount.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE  
PERSONNEL COMMITTEE

RESOLUTION NO. -19 CREATE AND FILL CLERK (SEASONAL)  
POSITION  
PUBLIC HEALTH

WHEREAS: In order to maintain service delivery due to summer vacation coverage, the Public Health Department has identified the need to employ a temporary clerical position during the summer; and

WHEREAS: Public Health has funds available in the 2019 budget due to position vacancies to cover the expenditures of such employment; therefore be it

RESOLVED: That the Public Health Director is hereby authorized to create and fill one (1) temporary full-time Clerk (Seasonal) position effective June 24, 2019 through August 31, 2019 at an hourly rate range of \$12.10 to \$12.20.