

Agenda



TIOGA COUNTY LEGISLATURE

3/9/2010

6:00 PM

EDWARD D. HUBBARD AUDITORIUM

56 Main Street

Owego NY 13827

Meeting called by:

Chair Dale Weston

Type of meeting:

3rd Regular

Attendees:

Legislator Huttleston
Legislator McEwen
Legislator Monell
Legislator Oberbeck
Legislator Quinlan
Legislator Roberts
Legislator Sauerbrey
Legislator Sullivan
Chair/Legislator Weston

Agenda topics

Invocation
Pledge of Allegiance
Employee of the 1st Quarter
Proclamation
Privilege of the Floor
Approval of Minutes
Petitions, Communications & Notices
Appointments/Reappointments
Reports of Standing Committees
Reports of Special Committees
STATE OF THE COUNTY ADDRESS

Legislator Roberts
Legislator Roberts
Richard Dixson, Information Technology Dept
Professional Social Work Month

February 9, 2010

RESOLUTIONS:

1. **Erroneous Assessment Town of Spencer**
2. **Resolution requesting that the State Department of Agriculture and Markets begin discussions with the State Department of Environmental Conservation (NYSDEC) for compensation of local Soil and Water Conservation Districts for their part in Natural Gas Exploration monitoring and mitigation**
3. **Authorize 2010 requests for inclusion of lands in Agricultural District**
4. **Resolution in opposition to the IDA tax imposed on Local Industrial Development Agencies by New York State as a means to help close the state's budget deficit**
5. **Apply for New York State Housing Trust Fund Corporation-2010 New York Main Street Program Grant Funds**
6. **Authorize increase in administering mortgage tax by the Tioga County Clerk as approved by New York State Department of Taxation and Finance**
7. **Appropriation of additional revenue for the Snowmobile Grant Program-Economic Development & Planning**
8. **Fund Sheriff's Grant Buckle Up New York Grant**
9. **Fund Sheriff's Grant-Step Grant**
10. **Amend Tioga Employment Center Budget**
11. **Transfer Funds**
12. **Create new project Bond Issue and transfer funds**
13. **Create new project Halsey Valley Rd. Bridge over Pipe Creek (BIN: 3334970) and transfer funds**
14. **Award design of Halsey Valley Rd. Bridge (BIN:3334970) over Pipe Creek to McFarland & Johnson**
15. **Authorize Contract for Uniform Dry Cleaning and Laundry Services**
16. **Authorize Contract for Inmate Medical Care**
17. **Requesting support of Counties and State Legislators in relation to Legislation amending County Law, Section 215**
18. **Appoint Members to Traffic Safety Board**
19. **Resolution to change the composition of the Community Services Board from nine (9) to fifteen (15) members**

2010 Proclamation
Professional Social Work Month

WHEREAS: The citizens of Tioga County recognize that Social Workers are dedicated to the successful functioning of every individual in the community, and therefore they are proud to support the observance of March as Professional Social Work Month; and

WHEREAS: Social Workers advocate for all members of the community to ensure that everyone has access to the same basic rights, protections and opportunities; and

WHEREAS: Social Workers are on the frontlines, responding to human needs such as homelessness, poverty, mental illness, substance abuse, developmental disabilities, domestic violence, sexual abuse, divorce, and bereavement; and

WHEREAS: Social Workers have the education, training, and experience to assist individuals, families, and communities through difficult, challenging, and complex situations; and

WHEREAS: Social Workers help many citizens of the community lead more meaningful and rewarding lives; and

WHEREAS: Social Workers offer hope, healing, and recovery to citizens experiencing difficulties in daily functioning; and

WHEREAS: Social Workers demonstrate commitment and dedication to individuals, families, and communities everywhere through service delivery, education, research, and advocacy; and

WHEREAS: Social Workers inspire community action that improves life for all people; and

WHEREAS: Social Workers provide resources, guidance, treatment interventions, referrals, and education to individuals of all ages to support optimum functioning in the community; and

WHEREAS: Social Workers believe that there are no limits to human potential which makes them an inspiration to others; now therefore

THE TIOGA COUNTY LEGISLATURE does hereby ask all residents of our county to join in declaring March 2010 as *Professional Social Work Month* in Tioga County.

Dated: March 9, 2010

DALE WESTON, CHAIR
TIOGA COUNTY LEGISLATURE

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. -10

**ERRONEOUS ASSESSMENT
TOWN OF SPENCER**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: An application for corrected tax roll indicates that property no. 469, assessed to William L Campbell on the 2010 tax rolls of the Town of Spencer is erroneous in that the aged exemption on this property was based upon incorrect income and the incorrect exemption was only applied to county and also applies to town; the corrected exemption reduces the county taxable value from \$19,500 to \$10,500, and the town taxable value from \$21,000 to \$10,500; and

WHEREAS: The 2010 tax bill in the amount of \$1,505.53 was paid to the Town of Spencer tax collector on 1/4/10; be it therefore

RESOLVED: That the Town of Spencer tax collector issue a refund of \$699.24 to William L Campbell for property no. 469 in the Town of Spencer; and be it further

RESOLVED: That the erroneous town tax of \$302.84 be charged back to the Town of Spencer; and be it further

RESOLVED: That the erroneous solid waste tax of \$15.90 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$380.50 be charged to the proper account in the records of the County Treasurer

Roll Call:

Ayes

Noes

Absent

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. -10 RESOLUTION REQUESTING THAT THE STATE DEPARTMENT OF AGRICULTURE AND MARKETS BEGIN DISCUSSIONS WITH THE STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (NYSDEC) FOR COMPENSATION OF LOCAL SOIL AND WATER CONSERVATION DISTRICTS FOR THEIR PART IN NATURAL GAS EXPLORATION MONITORING AND MITIGATION

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Southern Tier region of New York State will begin experiencing a natural gas exploration boom of unprecedented proportion once the draft SGEIS is completed by the NYS Department of Conservation; and

WHEREAS: There will be a need for monitoring and mitigation expertise at the local level to respond to citizen complaints; and

WHEREAS: The local Soil and Water Conservation Districts historically have been that contact locally for landowners and commercial agricultural producers; and

WHEREAS: The local Soil and Water Conservation Districts have the necessary knowledge and expertise to monitor and inspect potential environmental issues in regards to Natural Gas exploration (including well pad development and associated pipeline activities); therefore be it

RESOLVED: That the Tioga County Legislature supports the Department of Agriculture and Markets in pursuing talks with NYSDEC to compensate local Soil and Water Conservation Districts for responding locally to environmental issues associated with natural gas exploration and production.

Roll Call:

Ayes

Noes

Absent

**REFERRED TO: ED&P COMMITTEE
AGRICULTURE COMMITTEE**

**RESOLUTION NO -10 AUTHORIZE 2010 REQUESTS FOR
INCLUSION OF LANDS IN AGRICULTURAL
DISTRICT**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: In accordance with §303-B of the NYS Agricultural and Markets Law 25-AA, the Tioga County Planning Department has solicited agricultural land owners to request inclusion of lands in agricultural districts; and

WHEREAS: Tioga County Planning has received requests for inclusion of land in agricultural districts and prepared a report listing and summarizing these requests which are located within the Owego/Nichols Agricultural District; and

WHEREAS: The Tioga County Agricultural and Farmland Protection Board has reviewed said report and determined that the land to be included consists of viable agricultural land and its inclusion will serve the public interest by helping to maintain a viable agricultural industry within the district and therefore recommends County Legislature approval of inclusion of lands into their respective agricultural districts; and

WHEREAS: The Tioga County Legislature has held the required public hearing and no opposition was heard; therefore be it

RESOLVED: That the Tioga County Legislature approve the 2010 requests for inclusion of land listed in said report into Owego/Nichols Agricultural District, and be it further

RESOLVED: That the Tioga County Legislature directs the Tioga County Planning Department to submit said report to the Commissioner of NYS Department of Agriculture and Markets for final certification.

**Roll Call:
Ayes
Noes
Absent**

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. -10

**RESOLUTION IN OPPOSITION
TO THE IDA TAX IMPOSED ON
LOCAL INDUSTRIAL
DEVELOPMENT AGENCIES BY
NEW YORK STATE AS A
MEANS TO HELP CLOSE THE
STATE'S BUDGET DEFICIT**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: Local Industrial Development Agencies (IDAs) serve as the primary vehicle for the implementation of economic development programs in counties and local communities across New York State; and

WHEREAS: The primary mission of local IDAs is the creation and retention of jobs for New York's residents, through innovative, locally-driven and developed programs to make counties and local communities better places in which to invest, grow productive business enterprises and create better business atmospheres to generate new economic activity, job creation and tax revenue producers; and

WHEREAS: The 2009-2010 State budget contained a maximum statewide "cost recovery" tax of \$5 million to "reimburse to New York State an allocable share of state governmental costs attributable to the provisions of services to industrial development agencies;" and

WHEREAS: The State Department of Taxation and Finance has sent Tax bills to every IDA in the state, for amounts corresponding to 4.7% of the gross revenue received by an IDA in the 2008 calendar year, payable by March 31, 2010; and

WHEREAS: The tax bills received by local IDAs were received long after local IDAs' budgets were developed and implemented, without the inclusion of this new unanticipated tax in their adopted budgets; and

WHEREAS: Imposing a state gross receipts tax on revenues from 2008 that include tax generated resources from the state and federal government is redundant, punitive and will lead to these resources and those appropriated by counties for local job creation to be used instead to help bail out the State during its time of financial crisis; therefore be it

RESOLVED: That the Tioga County Legislature strongly opposes the imposition of the new tax on the gross revenues of local Industrial Development Agencies as a means to help eliminate the state budget deficit; and be it further

RESOLVED: That the Tioga County Legislature shall forward copies of this resolution to Governor David A. Paterson, the New York State Legislature and all others deemed necessary and proper.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO.-10

**APPLY FOR NEW YORK STATE
HOUSING TRUST FUND
CORPORATION – 2010 NEW YORK
MAIN STREET PROGRAM GRANT
FUNDS**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The NYS Housing Trust Fund Corporation through their 2010 New York Main Street Program (NYMS) has made available a funding opportunity for rehabilitation of building stock to foster small business development, expand housing, stimulate reinvestment, enable adaptive reuse, address Americans with Disabilities Act (ADA), address code enforcement issues, energy efficiency and to preserve and revitalize mixed-use (commercial, civic and residential) business districts through building rehabilitation, façade improvement and streetscape improvement grants; and

WHEREAS: The NYMS Program criteria now allows units of government to be eligible applicants and to act as a Local Program Administrator (LPA); and

WHEREAS: The Tioga County Tourism Study (2004) recommends that our revitalization efforts follow the National Trust’s Main Street Center 4-point Approach, one of which is – Design: Enhancing the historic commercial district’s physical appearance through building rehabilitation, compatible new construction, public improvements and design management systems; and

WHEREAS: The Village of Owego has initiated a coordinated effort to revitalize their targeted historic central business district through several recent, significant accomplishments and their Village of Owego Consolidated Master Plan (adopted 2003), includes a strategy in the Economic Development Chapter and Building Improvements and Filling Vacancies section to “Seek... pertinent funding to undertake commercial revitalization”; and

WHEREAS: The Village of Owego has approved a resolution in support of this application to the 2010 NYMS Program by Tioga County and is desirous of the County conducting this activity for them; and

WHEREAS: Several property owners in the Village of Owego downtown business district target area have expressed in writing interest in utilizing this funding to make building improvements; and

WHEREAS: This grant source requires applicants to administer and ensure successful completion of all assisted projects by evaluating and assuring compliance with all local, state and federal laws and regulations, and allows a 7.5% administrative fee as administrative revenue for providing such services; and

WHEREAS: The NYMS Program grant application will be submitted for a total of up to \$500,000 for building rehabilitation and façade improvements with 25% cash match provided by property owners, plus Tioga County Department of Economic Development & Planning will receive revenue for staff time to provide administrative services, therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes submission and administration of said grant to New York State Housing Trust Fund, NYMS Program in the amount of up to \$500,000 with cash match provided by property owners with a 7.5% in administrative revenue to be received for providing such services.

Roll Call:

Ayes

Noes

Absent

**REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE COMMITTEE**

**RESOLUTION NO. -10 AUTHORIZE INCREASE IN
ADMINISTERING MORTGAGE TAX BY
THE TIOGA COUNTY CLERK AS
APPROVED BY NEW YORK STATE
DEPARTMENT OF TAXATION AND
FINANCE**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: Section 262 (Article 11) of the New York State Tax Law mandates that recording officers are entitled to receive for the county all necessary expenses for the purpose of administration of the mortgage tax in their office and approved allowance by the New York State Department of Taxation and Finance; and

WHEREAS: The Tioga County Clerk has requested proper compensation that are reasonable and necessary allowances to cover county expenditures for collection, disbursements of the mortgage tax; and

WHEREAS: The Tioga County Clerk Office has submitted to the New York State Department of Taxation and Finance a mortgage expense request of \$76,977.00 per year; and

WHEREAS: The Tioga County Clerk has been authorized by New York State Department of Taxation and Finance to increase the mortgage expense to be \$76,977.00 for the period of April 2010 – April 2011; be it therefore

RESOLVED: That the County Clerk be authorized to collect or withhold from its disbursements in twelve (12) equal monthly installments of \$6,414.75 at a total annum amount of \$76,977.00.

**Roll Call:
Ayes
Noes
Absent**

REFERRED TO:

**ED&P COMMITTEE
FINANCE COMMITTEE**

RESOLUTION NO. -10

**APPROPRIATION OF
ADDITIONAL REVENUE FOR
THE SNOWMOBILE GRANT
PROGRAM – ECONOMIC
DEVELOPMENT & PLANNING**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Snowmobile Grant Program received an unanticipated additional funding of \$4,669 for the 2010 calendar year; therefore be it

RESOLVED: That the additional \$4,669 be appropriated from A3989 State Aid Snowmobile Grant Program to Snowmobile Grant Account A7180.40-590.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

**PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE**

RESOLUTION NO. -10

**FUND SHERIFF'S GRANT –
BUCKLE UP NEW YORK
GRANT**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: The Sheriff's Office has been awarded a BUNY (Buckle Up New York) Grant PT-5400151 from the Governor's Traffic Safety Committee in the amount of \$3,978; and

WHEREAS: This funding now needs to be appropriated; therefore be it

RESOLVED: That the BUNY Grant be appropriated as follows:

From: A3395. State Aid-Sheriff BUNY Grant PT-5400151 \$3,978

To: A3115.10.30 BUNY Grant-Personnel Services (O/T) \$3,978

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

**PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE**

RESOLUTION NO. -10

**FUND SHERIFF'S GRANT –
STEP GRANT**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: The Sheriff's Office has been awarded a STEP (Selective Traffic Enforcement) Grant PT-5400171 from the Governor's Traffic Safety Committee in the amount of \$27,160; and

WHEREAS: This funding now needs to be appropriated, therefore be it

RESOLVED: That the STEP Grant be appropriated as follows:

From: A3390. State Aid-Sheriff STEP Grant PT-5400171 \$27,160

To: A3111.10.30 STEP Grant-Personnel Services (O/T) \$27,160

**Roll Call:
Ayes
Noes
Absent**

REFERRED TO:

**ED&P COMMITTEE
JOB TRAINING COMMITTEE**

RESOLUTION NO. -10

**AMEND TIOGA EMPLOYMENT
CENTER BUDGET**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Tioga Employment Center, as part of the Broome-Tioga Workforce New York for employment and training services, is funded under the federal Workforce Investment Act; and

WHEREAS: The Tioga Employment Center has been allocated additional funds under New York State Incentive Funds in the amount of \$4,567.00; therefore be it

RESOLVED: That the Tioga Employment Center budget be amended as follows:

From: CD4791 – Federal Aid-Federal Employment Program \$4,567.00

To: CD6293.40- – Federal Employment Program in the following accounts:
- 190 Education Reimbursements: \$3,667.00
- 733 Training/All Other \$ 900.00

Roll Call:
Ayes
Noes
Absent

REFERRED TO:

**PUBLIC WORKS
FINANCE**

RESOLUTION NO. -10

TRANSFER FUNDS

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: Tioga County replaced West Creek Rd. Bridge over West Branch Owego Creek in 2009; and

WHEREAS: NYSDEC is charging a new lead paint disposal surcharge of \$10,000 and there are insufficient funds in the West Creek Rd. Bridge Project H2007.09; and

WHEREAS: The Glen Mary Drive Bridge Project H2008.07 has been completed under budget; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the transfer of \$10,000 from H2008.07 Glen Mary Dr Bridge Project to H2007.09 West Creek Bridge over West Branch Owego Creek.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. -10

**CREATE NEW PROJECT
BOND ISSUE AND TRANSFER FUNDS**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: Tioga County Public Works did a rehabilitation of the Glen Mary Drive Bridge and the project was completed under budget; and

WHEREAS: Tioga County wants to submit an application for a 2010 Bond Issue; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the creation of project H2010.09 Bond Issue and transfer \$50,000 from H2008.07 Glen Mary Drive Bridge Project to H2010.09 Bond Issue.

Roll Call:

Ayes

Noes

Absent

REFERRED TO:

**PUBLIC WORKS
FINANCE**

RESOLUTION NO. -10

**CREATE NEW PROJECT
HALSEY VALLEY RD.
BRIDGE OVER PIPE CREEK
(BIN: 3334970) AND TRANSFER
FUNDS**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: Tioga County Public Works Commissioner sent out request for proposals for the Design Services for Lillie Hill Rd. Bridge over Apalachin Creek (BIN: 3335510) and Straits Corners Rd. Bridge over Pipe Creek (BIN: 3335040); and

WHEREAS: The proposals for these projects came in under the estimates; and

WHEREAS: The next scheduled bridge project is the Halsey Valley Rd. Bridge over Pipe Creek (BIN: 3334970); therefore be it

RESOLVED: That the Tioga County Legislature authorizes the creation of project H2010.10 Halsey Valley Rd. Bridge over Pipe Creek (BIN: 3334970) for design services and transfer \$30,000 from H2010.06 Straits Corners Rd. Bridge over Pipe Creek (BIN: 3334970) and \$30,000 from H2010.07 Lillie Hill Rd. Bridge over Apalachin Creek (BIN: 3335510) into account H2010.10 Halsey Valley Rd. Bridge over Pipe Creek (BIN: 3334970) for a total amount of \$60,000.

Roll Call:

Ayes

Noes

Absent

19

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. -10

**AWARD DESIGN OF HALSEY
VALLEY RD. BRIDGE (BIN 3334970)
OVER PIPE CREEK TO
MCFARLAND & JOHNSON**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: The Commissioner of Public Works requested proposals for design services for the Halsey Valley Rd. Bridge over Pipe Creek (BIN:#3334970); and

WHEREAS: The proposals were as follows:

McFarland & Johnson	Binghamton, NY	\$ 49,347
Delta Engineers	Endwell, NY	\$ 49,950
Shumaker Consulting Engineers	Binghamton, NY	\$ 51,039

Therefore be it

RESOLVED: That the Tioga County Legislature award the design services to McFarland & Johnson, Binghamton, NY in the amount of \$49,347 to be paid out of account H2010.10 Halsey Valley Rd. Bridge (BIN 3334970).

Roll Call:

Ayes

Noes

Absent

**REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE**

**RESOLUTION NO. -10 AUTHORIZE CONTRACT FOR UNIFORM
DRY CLEANING AND LAUNDRY SERVICES**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: The Sheriffs Office is required to provide uniform Dry Cleaning and Laundry services for uniformed officers; and

WHEREAS: Moreton Cleaners of Waverly New York has contracted with the Sheriffs Office to provide this service; and,

WHEREAS: The Sheriffs Office is desirous to extend the current contract one additional year for a annual fee of \$12,250; and

WHEREAS: Funding for this contract has been appropriated in the 2010 budget and the Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties; be it therefore

RESOLVED: That the Tioga County Legislature authorize the Tioga County Sheriffs Office to enter into a contract with Moreton Cleaners.

**Roll Call:
Ayes
Noes
Absent**

**REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE**

**RESOLUTION NO. -10 AUTHORIZE CONTRACT FOR INMATE
MEDICAL CARE**

**Adoption moved by Legislator
Seconded by Legislator**

WHEREAS: The Sheriffs Office contracts with Correctional Medical Care Inc. (CMC) to provide medical care to the inmates of the Tioga County Jail; and

WHEREAS: The Sheriffs Office is desirous to extend the current contract one additional year for an annual fee of \$259,512; and

WHEREAS: Funding for this contract has been appropriated in the 2010 budget and the Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties; be it therefore

RESOLVED: That the Tioga County Legislature authorize the Tioga County Sheriffs Office to enter into a contract with Correctional Medical Care, Inc.

Roll Call:

Ayes

Noes

Absent

RESOLVED: That the Tioga County Legislature requests that each County support this legislation, adopt a resolution formally indicating such support, and urge their respective elected representatives in Albany to become co-sponsors of and work for the passage of such legislation and ultimately its approval by the Governor; and be it further

RESOLVED: That a copy of this Resolution be distributed to County governments, and elected representatives including Senators Thomas W. Libous and James L. Seward, Assemblymen William Magee, Clifford W. Crouch, Gary D. Finch and Peter Lopez, and the New York State Association of Counties.

Roll Call:

Ayes

Noes

Absent

REFERRED TO: PUBLIC SAFETY COMMITTEE
RESOLUTION NO. 10 APPOINT MEMBERS TO
TRAFFIC SAFETY BOARD

Adoption moved by Legislator
seconded by Legislator

RESOLVED: That the following members be reappointed to the Traffic Safety Board for a term as follows:

TITLE	TERM
Arthur Cacciola-Candor	4/1/10-3/31/13
Public Works Commissioner or designee	4/1/10-3/31/13
Tioga County EMO Director	4/1/10-3/31/13
Tioga County Sheriff or designee	4/1/10-3/31/13
Tioga County Economic Development or designee	4/1/10-3/31/13
Jerry Hyatt-County Representative	4/1/10-3/31/13
Public Health Director or designee	4/1/10-3/31/13

Roll Call:
Ayes
Noes
Absent

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

**RESOLUTION NO. -09 RESOLUTION TO CHANGE THE
COMPOSITION OF THE COMMUNITY
SERVICES BOARD FROM NINE (9) TO
FIFTEEN (15) MEMBERS**

**Adoption moved by Legislator
seconded by Legislator**

WHEREAS: Resolution 310-06 authorized the reduction in the number of Tioga County Community Services Board members from fifteen (15) to nine (9); and

WHEREAS: New York State Mental Hygiene Law, Section 41.11 (a) states: “In all local governments with a population less than one hundred thousand, community services boards, at the option of the local government, shall have either nine or fifteen members appointed by the local government”; and

WHEREAS: Tioga County has interest in an active Community Services Board whose composition accurately reflects the needs of the community; and

WHEREAS: The Community Services Board desires to change its membership back to fifteen (15) members to allow for a more diverse panel of participants to monitor community needs; and

WHEREAS: The Community Services Board and the Director of Community Services recommend an increase in the number of board members from nine (9) to fifteen (15); therefore be it

RESOLVED: That the Tioga County Community Services Board shall revert to fifteen (15) members; and be it further

RESOLVED: That the increase from nine (9) to fifteen (15) members on the Community Services Board will become effective on April 1, 2010.

**Roll Call:
Ayes
Noes
Absent**