

Fourth Regular Meeting
April 15, 2025

The Fourth Regular Meeting of 2025 was held on April 15, 2025 and was called to order by the Chair at 12:00 P.M. Legislators Brown, Bunce, Ciotoli, Flesher, Monell, Mullen, Roberts, Sauerbrey, and Standinger were present.

Chair Sauerbrey asked Legislator Roberts to have a moment of prayer. "Dear Heavenly Father, we are gathered here today and pray for peace around the world and unity for the citizens. We also thank you so much for the blessings that you give us each and every day. We pray for wisdom and guidance in the decisions we make."

Legislator Roberts led all Legislators and those in attendance in the Pledge of Allegiance.

There were 29 people in attendance.

Chair Sauerbrey asked for a unanimous motion for the following recognition resolution, seconded unanimously and carried.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

Legislator Flesher read and presented the following resolution to Brian Henry, Deputy Sheriff, Sheriff's Office.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 137-25 *RESOLUTION RECOGNIZING
BRIAN HENRY'S 28 YEARS
OF DEDICATED SERVICE TO TIOGA COUNTY*

WHEREAS: Brian Henry was appointed as a Corrections Officer on 12/5/96; then promoted to his current position of Deputy Sheriff on 2/16/08; and

WHEREAS: Brian Henry has been dedicated and loyal in the performance of his duties and responsibilities during the 28 years of service to Tioga County, thereby earning the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Brian Henry will retire from the Tioga County Sheriff's Office on March 28, 2025; 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 Brian Henry for 28 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, Brian Henry.

ROLL CALL VOTE

Unanimously Yes – Legislators Roberts, Sauerbrey, Standinger, Brown, Bunce, Ciotoli, Flesher, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Sheriff Howard spoke. "The tenacity that Brian has when we are looking for somebody, especially in the Candor and Spencer area, we always go to Brian to find the person because if he doesn't know where that person is, he knows somebody who knows where that person is, or he knows somebody who knows somebody that knows where that person is. So, we are going to miss Brian in that respect, but he is not going away. He is still going to be working part-time in Candor, so be careful if you have to travel through that area. Some of the things that I am going to miss about Brian are especially in the fall when the hunting season comes around because we always make time to sit down and make a plan for the hunting season. We look at the solar calendar to see if we believe in it or not.

"Brian is a retired Master Sergeant for the United States Air Force. One year I got a package in the mail with a flag in it that was flown on a mission in a drone while he was over there and just recently, he was in Jordan loading planes with bombs and I got another flag that flew on a mission along with a patch and certificate from the pilot stating that it flew on an important mission over there. Those things are on display; one is in the administrative hallway and the other is in my office. These items are very special to us in the Sheriff's Office. Congratulations, Brian. You are going to be missed for sure. Thank you."

Chair Sauerbrey reported we have three Proclamations: ***In Memory of Kenneth Franklin Easton*** that will be read by Legislator Flesher and presented to the family of Mr. Easton, and ***Fair Housing Month*** and ***Child Abuse Prevention Month*** that will be noted in the minutes.

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

In Memory of Kenneth Franklin Easton

WHEREAS: Kenneth Easton passed away on February 9, 2025; and

WHEREAS: The Tioga County Legislature would like to posthumously recognize Ken Easton for his long-standing commitment to the Owego community; and

WHEREAS: Ken began his life of service in the U.S. Army serving as a medic in Vietnam, then returning home to continue his service to the people of the Village of Owego. He served as fire chief for the Owego Fire Department and retired from Lockheed Martin – Owego; and

WHEREAS: Ken was a Vietnam Veteran and a Purple Heart recipient. He was also awarded National Defense Service Medal, Vietnam Service Medal, one O/S Bar, the Combat Medical Badge, and the Air Medal; and

WHEREAS: Ken and Donna had two children who both chose to serve our country by joining the U.S. Coast Guard and the U.S. Navy. Ken is survived by his daughter and son-in-law, Rebecca and Michael Roden; son, Greg Easton; grandchildren, Emma and Tyler Moore, Michael "Mikey" Roden and his fiancée, Holly Kersten; numerous adopted kids and grandkids; several nieces, nephews, cousins and dear friends; and

WHEREAS: He fiercely loved all his family and friends. He was driven by duty, always acted honorably and continually was a good friend; therefore

THE TIOGA COUNTY LEGISLATURE wishes to express their sincere condolences to the family and friends of Kenneth Easton and acknowledge his steadfast service and generosity to his community.

Legislator Flesher asked everyone to join in a Moment of Silence to remember Ken Easton.

Rebecca Roden spoke. "My sneaky husband decided to tell me that I had to be here today, but did not tell me why I had to be here. So, this kind of knocked me off my feet. I think the most important thing I want everyone to know is that even though Dad and Mom moved away for a long period of time, Owego was his home. You were all his family. It did not matter if you were related or not, he loved everyone evenly and he will be greatly missed. Thank you so much for this honor."

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

WHEREAS: The Fair Housing Act, enacted on April 11, 1968, enshrined into federal law the goal of eliminating racial segregation and ending housing discrimination in the United States; and

WHEREAS: The Fair Housing Act prohibits discrimination in housing based on race, color, religion, sex, familial status, national origin, and disability, and commits recipients of federal funding to affirmatively further fair housing in their communities; and

WHEREAS: Tioga County is committed to the mission and intent of Congress to provide fair and equal housing opportunities for all; and

WHEREAS: Our social fabric, the economy, health, and environment are strengthened in diverse, inclusive communities; and

WHEREAS: More than fifty years after the passage of the Fair Housing Act, discrimination persists, and many communities remain segregated; and

WHEREAS: Acts of housing discrimination and barriers to equal housing opportunity are repugnant to a common sense of decency and fairness; therefore

THE TIOGA COUNTY LEGISLATURE, County of Tioga does hereby proclaim the month of April 2025 as

FAIR HOUSING MONTH

in Tioga County as an inclusive community committed to fair housing, and to promoting appropriate activities by private and public entities to provide and advocate for equal housing opportunities for all residents and prospective residents of Tioga County.

**COUNTY OF TIOGA
EXECUTIVE PROCLAMATION**

CHILD ABUSE PREVENTION MONTH PROCLAMATION

WHEREAS: The Tioga County Department of Social Services received 1072 reports of alleged abuse/neglect involving 2378 children in 2024; and

WHEREAS: Child abuse is a community problem and finding solutions depends on the involvement among people throughout the community; and

WHEREAS: The effects of child abuse are felt by whole communities, and need to be addressed by the entire community; and

WHEREAS: Effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, religious and civic organizations, law enforcement agencies, and the business community; and

WHEREAS: Programs like Cornell Cooperative Extension, Lourdes PACT, Catholic Charities, Hillside's Regional Permanency Center, CASA-Trinity, and Liberty Resources offer support and educational services to families so families can help their child achieve his/her full potential within the community; and

WHEREAS: All citizens should become more aware of the negative effects of child abuse and prevention activities within the community, and become involved in supporting parents and families so that children can live in safe, nurturing homes; now therefore

THE TIOGA COUNTY LEGISLATURE, does hereby proclaim April 2025 as

CHILD ABUSE PREVENTION MONTH

in Tioga County and call upon all citizens, community agencies, religious organizations, medical facilities, and businesses to increase their participation in our efforts to ensure that all children are raised in safe, nurturing families, thereby strengthening the communities in which we live.

There was no privilege of the floor.

Legislator Roberts made a motion to approve the minutes of March 11, 2025 seconded by Legislator Mullen and carried.

Chair Sauerbrey appointed the following Legislators and staff to the ***Tioga County Law Enforcement Association (TCLEA) and Tioga County Corrections Association (TCCA) Negotiations Teams:***

- Legislator Flesher
- Legislator Monell
- Sheriff Howard
- County Administrator Bailey
- Personnel Officer Parke

Chair Sauerbrey stated all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

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

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 138-25 *APPOINT MEMBER TO THE TIOGA COUNTY
LOCAL DEVELOPMENT CORPORATION*

WHEREAS: Dave Astorina resigned from the Local Development Corporation Board at the end of his term effective 3/31/24; and

WHEREAS: Brielle Woods has expressed her desire to serve on the Local Development Corporation Board to fill Dave Astorina's term that expired 3/31/24; and

WHEREAS: The Tioga County Local Development Corporation Board of Directors has found Brielle Woods willing and able to fill said vacancy; therefore be it

RESOLVED: That the Tioga County Legislature hereby appoint Brielle Woods to fill Dave Astorina's expired term 4/15/25 – 3/31/28.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE
ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 139-25 *ERRONEOUS ASSESSMENT*
TOWN OF CANDOR

WHEREAS: An application for Corrected Tax Roll for the year 2025 indicates that parcel #38.00-1-41 in the Town of Candor assessed to Anthony Huizinga, currently under land contract with buyer Nicholas Luu, on the 2024 assessment roll of the Town of Candor is erroneous in the fact that Basic Star was erroneously removed from this property record; therefore be it

RESOLVED: That a new 2025 tax bill be issued by the Town of Candor to Anthony Huizinga/Nicholas Luu for parcel #38.00-1-41 as follows:

38.00-1-41	Original Bill #1456	Corrected Bill #1456
County	416.11	416.11
Townwide	276.81	276.81
Part Town	30.77	30.77
Return School	1072.92	457.92
Candor Fire	68.45	68.45
Total	1865.06	1250.06

And be it further

RESOLVED: That the erroneous County tax \$615.00 be charged back to the proper accounts of the Tioga County Treasurer's Office.

ROLL CALL VOTE

Yes – Legislators Roberts, Standing, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 140-25 *ERRONEOUS ASSESSMENT*
 TOWN OF OWEGO

WHEREAS: Applications for Refund or Credit of Real Property Taxes for the year 2025 were submitted by owner Nancy Brailsford for parcels 117.19-2-87.3 and 117.19-2-87.4 in the Town of Owego; and

WHEREAS: Ms. Brailsford properly paid the 2024-2025 School tax on these two parcels to the School tax collector. However, the payments were not processed correctly due to a computer malfunction at the School District, resulting in School taxes being returned to the County Treasurer and subsequently relieved on the 2025 Town & County tax bill; and

WHEREAS: The School District tax collector has determined that the School tax payment ultimately processed correctly; and

WHEREAS: This meets the criteria of a Clerical Error per RPTL 550 paragraph 2 (h); and

WHEREAS: This owner paid her Town & County tax bills in full on 1/29/2025, therefore be it

RESOLVED: That a refund check for the School relevy for these two parcels in the amount of \$2,033.52 be issued to Nancy Brailsford by the Tioga County Treasurer's Office as determined below:

Parcel	School Relevy Amount
117.19-2-87.3	\$1,791.50
117.19-2-87.4	\$242.02

And be it further

RESOLVED: That the erroneous School relevy of \$2,033.52 be charged back to the proper accounts of the Tioga County Treasurer's Office.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 141-25 *ERRONEOUS ASSESSMENT*
 TOWN OF OWEGO

WHEREAS: Application for Refund or Credit of Real Property Taxes for the year 2025 was submitted by owner Elizabeth Ann McMahon for parcel 152.00-1-44 in the Town of Owego; and

WHEREAS: Ms. McMahon properly paid the 2024-2025 School tax on this parcel to the School tax collector. However, the payment was not processed correctly, due to a computer malfunction at the School District, resulting in School taxes being returned to the County Treasurer and subsequently relieved on the 2025 Town & County tax bill; and

WHEREAS: The School District tax collector has determined that the School tax payment ultimately processed correctly; and

WHEREAS: This meets the criteria of a Clerical Error per RPTL 550 paragraph 2 (h); and

WHEREAS: This owner paid her Town & County tax bill in full on 2/7/2025; therefore be it

RESOLVED: That a refund check for the School relevy for this parcel in the amount of \$1,037.24 be issued to Elizabeth Ann McMahon by the Tioga County Treasurer's Office; and be it further

RESOLVED: That the erroneous School relevy of \$1,037.24 be charged back to the proper accounts of the Tioga County Treasurer's Office.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 142-25 SUPREME COURT ORDER
TOWN OF BARTON

WHEREAS: The Supreme Court of the State of New York has rendered an Order in the matter of 37 North Chemung Street, LLC and 44 Ball Street, LLC v. Town of Barton, New York, its Assessor, and Board of Assessment Review, and has issued Stipulation of Settlement and Order, indicating a reduction of assessment as decided by the parties involved, and the Order was filed on February 12, 2025; and

WHEREAS: The Court Stipulation of Settlement and Order reduces the assessment of 37 North Chemung Street's parcel 166.12-2-1 and of 44 Ball Street's parcel 166.12-2-2 for the tax years of 2020/21, 2021/22, 2022/23, 2023/24, 2024/25, 2025/26, 2026/27, and 2027/28; and

WHEREAS: The 2021, 2022, 2023, 2024, and 2025 Town & County taxes have been paid at the Town of Barton, and the Order stipulates a refund be determined based on the reduced assessment; and

WHEREAS: The following County tax refunds are calculated using the stipulated assessments,

37 North Chemung Street Parcel 166.12-2-1						
Year	Tax Rate	Original Assessment	Original County Tax	Stipulated Assessment	Corrected County Tax	Refund
2021	11.243855	\$4,908,400	\$55,189.34	\$3,120,000	\$35,080.83	\$20,108.51
2022	11.130402	\$4,908,400	\$54,632.47	\$3,200,000	\$35,617.29	\$19,015.18
2023	11.405082	\$4,908,400	\$55,980.70	\$2,936,000	\$33,485.32	\$22,495.38
2024	11.823282	\$4,908,400	\$58,033.40	\$2,400,000	\$28,375.88	\$29,657.52
2025	11.575705	\$4,908,400	\$56,818.19	\$2,420,000	\$28,013.21	\$28,804.98
					Total:	\$120,081.57

44 Ball Street Parcel 166.12-2-2						
Year	Tax Rate	Original Assessment	Original County Tax	Stipulated Assessment	Corrected County Tax	Refund
2021	11.243855	\$1,650,000	\$18,552.36	\$1,248,000	\$14,032.33	\$4,520.03
2022	11.130402	\$1,650,000	\$18,365.16	\$1,280,000	\$14,246.91	\$4,118.25
2023	11.405082	\$1,650,000	\$18,818.39	\$1,174,400	\$13,394.13	\$5,424.26
2024	11.823282	\$1,650,000	\$19,508.42	\$960,000	\$11,350.35	\$8,158.07
2025	11.575705	\$1,650,000	\$19,099.91	\$968,000	\$11,205.28	\$7,894.63
					Total:	\$30,115.24

County Total:	\$150,196.81
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And

WHEREAS: The following fire tax refunds are calculated using the stipulated assessments,

37 North Chemung Street Parcel 166.12-2-1						
Year	Tax Rate	Original Assessment	Original Fire Tax	Stipulated Assessment	Corrected Fire Tax	Refund
2021	1.027253	\$ 4,908,400.00	\$5,042.17	\$3,120,000.00	\$3,205.03	\$1,837.14
2022	1.043953	\$4,908,400.00	\$5,124.14	\$3,200,000.00	\$3,340.65	\$1,783.49
2023	1.066960	\$4,908,400.00	\$5,237.07	\$2,936,000.00	\$3,132.59	\$2,104.48
2024	1.055411	\$4,908,400.00	\$5,180.38	\$2,400,000.00	\$2,532.99	\$2,647.39
2025	1.245678	\$4,908,400.00	\$6,114.29	\$2,420,000.00	\$3,014.54	\$3,099.75
					Total:	\$11,472.25

44 Ball Street Parcel 166.12-2-2						
Year	Tax Rate	Original Assessment	Original Fire Tax	Stipulated Assessment	Corrected Fire Tax	Refund
2021	1.027253	\$1,650,000.00	\$1,694.97	\$1,248,000.00	\$1,282.01	\$412.96
2022	1.043953	\$1,650,000.00	\$1,722.52	\$1,280,000.00	\$1,336.26	\$386.26
2023	1.066960	\$1,650,000.00	\$1,760.48	\$1,174,400.00	\$1,253.04	\$507.44
2024	1.055411	\$1,650,000.00	\$1,741.43	\$960,000.00	\$1,013.19	\$728.24
2025	1.245678	\$1,650,000.00	\$2,055.37	\$968,000.00	\$1,205.82	\$849.55
					Total:	\$2,884.45

Fire Total:	\$14,356.70
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And

WHEREAS: The Court order waived the refund owed by the Town of Barton based on the 2020/21, 2021/22, 2022/23, 2023/24, and 2024/25 Settlement Assessments; therefore be it

RESOLVED: That upon the Judge's final signature of the Order, a refund of \$164,553.51 be issued to the appropriate party, per the Order, by the Tioga County Treasurer's Office, and the erroneous amounts be charged back to the proper accounts in the records of the Tioga County Treasurer's Office; and be it further

RESOLVED: That the assessed value of parcel 166.12-2-1 be calculated for the 2025/26, 2026/27, and 2027/28 tax years so that the full market value of the subject property shall equal \$2,000,000; and be it further

RESOLVED: That the assessed value of parcel 166.12-2-2 be calculated for the 2025/26, 2026/27, and 2027/28 tax years so that the full market value of the subject property shall equal \$1,600,000.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Ciotoli moved for the adoption of the following resolution, seconded by Legislator Mullen.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 143-25 *ADOPTING THE 2025 – 2034
TIOGA COUNTY LOCAL SOLID WASTE
MANAGEMENT PLAN*

WHEREAS: Tioga County Department of Solid Waste has developed a new local solid waste management plan in accordance with 6 NYCRR Part 366; and

WHEREAS: The New York State Department of Environmental Conservation (NYSDEC) has provided an “approvable” letter to the Tioga County Department of Solid Waste indicating that the plan meets the requirements; and

WHEREAS: The Department of Solid Waste solicited public input on the plan during a public comment period and public information session; and

WHEREAS: The Tioga County Legislature supports the adoption of the 2025-2034 Tioga County Solid Waste Management Plan; therefore be it

RESOLVED: That the Tioga County Legislature hereby formally adopts the 2025-2034 Tioga County Local Solid Waste Management Plan. Tioga County will implement and maintain the solid waste management system as described in the Plan and will submit biennial updates to NYSDEC as required by 6 NYCRR Part 366. This resolution shall take effect immediately.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 144-25 *MERGING COUNTY-OWNED PROPERTIES*

WHEREAS: Tioga County owns parcels 128.08-6-3.2, 128.08-6-4.2, 128.08-6-81, 128.08-6-87.2, and 128.08-6-88.2 in the Village of Owego; and

WHEREAS: These five parcels are all parking lots, are all contiguous and are all titled the same; and

WHEREAS: Combining these five parcels into one parcel would facilitate property administration; and

WHEREAS: Parcel 128.08-6-81 has road frontage on Park Street, making it the appropriate parcel number to retain; and

WHEREAS: The Tioga County Office of Real Property Tax Services has recommended that the parcels be merged; therefore be it

RESOLVED: That parcels 128.08-6-3.2, 128.08-6-4.2, 128.08-6-81, 128.08-6-87.2, and 128.08-6-88.2 in the Village of Owego be merged into one parcel, retaining parcel ID 128.08-6-81.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 145-25 *EXECUTE LEASE AND EASEMENT AGREEMENT OF
PROPERTY LOCATED AT TINKHAM ROAD,
WAVERLY, NEW YORK TO MAINTAIN AN
ACCESS ROAD FOR THE RADIO TOWER PROJECT*

WHEREAS: It is necessary for Tioga County to lease a portion of property, in connection with an existing easement, to construct, use, expand and maintain an access road for the Radio Tower Project; and

WHEREAS: Motorola Solutions, as part of the installation and upgrade of the Emergency Services Communication Network, has approved the use of Prospect Tower located at 494 Prospect Hill Road, Waverly, New York for the installation of upgrades to this communication tower; and

WHEREAS: The owners of the property, Edward and Charlotte Williams, agreed to lease a portion of the property to Tioga County for an access road; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a lease with Edward and Charlotte Williams for the lease and easement of property located at 161 Tinkham Road, Waverly, New York which lease shall commence based on the date of the fully executed Lease Agreement.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 146-25 *EXECUTE LEASE AND EASEMENT AGREEMENT OF
PROPERTY LOCATED AT PROSPECT HILL ROAD,
WAVERLY, NEW YORK TO MAINTAIN AN
ACCESS ROAD FOR THE RADIO TOWER PROJECT*

WHEREAS: It is necessary for Tioga County to lease a portion of property, in connection with an existing easement, to construct, use, expand and maintain an access road for the Radio Tower Project; and

WHEREAS: Motorola Solutions, as part of the installation and upgrade of the Emergency Services Communication Network, has approved the use of Prospect Tower located at 494 Prospect Hill Road, Waverly, New York for the installation of upgrades to this communication tower; and

WHEREAS: The owner of the property, Darlene VanHousen, agreed to lease a portion of the property to Tioga County for an access road; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a lease with Darlene VanHousen for the lease and easement of property located at 490 Prospect Hill Road, Waverly, New York which lease shall commence based on the date of the fully executed Lease Agreement.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 147-25 *AUTHORIZE ACCEPTANCE OF
NYS 2024 PSAP OPERATIONS GRANT
SHERIFF'S OFFICE*

WHEREAS: The Sheriff's Office applied for and was awarded a NYS Office of Homeland Security and Emergency Services PSAP Operations grant in the amount of \$109,805; and

WHEREAS: This funding will reimburse the E911 budget for Dispatcher personnel service costs incurred in 2024; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the acceptance of this award; and be it further

RESOLVED: That this funding be receipted to the following 2024 revenue account:

Revenue Account: A3020 433310 \$109,805

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ED&P COMMITTEE
 FINANCE COMMITTEE

RESOLUTION NO. 148-25 *ACCEPT NY SWIMS GRANT AWARD AND
 MODIFY 2025 BUDGET*

WHEREAS: Per Resolution No. 236-24, the Tioga County Legislature authorized a grant application to the NY SWIMS Grant Program in partnership with the Village of Owego to supplement Marvin Park Pool lifeguards' salaries for 2024 and 2025; and

WHEREAS: NYS has awarded this contract in the amount of \$17,725, plus a \$3,545 cash match from the Village of Owego, totaling \$21,270; and

WHEREAS: The Village of Owego has committed in writing to upfront the entire \$21,270 and will be reimbursed by Tioga County via a subrecipient agreement in the amount of \$17,725 from said state grant award; and

WHEREAS: Authorization to accept funding, to modify the 2025 budget, and to appropriate said funds requires Legislative approval; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes acceptance of said grant award to Economic Development & Planning; and be it further

RESOLVED: That the Tioga County Legislature hereby authorizes the Chair of the Legislature to sign any and all grant-related contracts and other paperwork, contingent upon review and approval by the County Attorney; and be it further

RESOLVED: That the 2025 Budget be modified and funds be appropriated to the following accounts:

FROM: A8020 439890 State Aid-Community Service \$17,725

TO: A8020 540140 Contracting Services \$17,725

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 149-25 ACCEPT INDIGENT LEGAL SERVICES AWARD AND
AMEND 2025 BUDGET

WHEREAS: The Assigned Counsel Administrator's Office has been awarded an Indigent Legal Services Grant (C140049) Amendment in the amount of \$61,902; and

WHEREAS: The Tioga County ILS was awarded \$61,902.00 from 01/01/24 through 12/31/26; and this funding now needs to be appropriated and the 2025 Budget needs to be amended; therefore be it

RESOLVED: That the ILS Grant #14 Amendment of \$61,902.00 be appropriated and the 2025 Budget be amended as follows:

Revenue Account: A1173 430260 State Aid- Indigent Grant \$ 61,902.00

Expense Account: A 1173 510010 Full Time Salary	\$ 17,169.93
A 1173 510020 Part Time Salary	\$ 30,000.00
A 1173 540140 Contracted Services	\$ -2,432.00
A 1173 540280 Investigations	\$ -6,336.00
A 1173 540420 Office Supplies	\$ -1,500.00

A 1173 540620 Software Expense	\$ 12,500.00
A 1173 540733 Training/All Other	\$ -850.00
A 1173 583088 Social Security Fringe	\$ 9,300.00
A 1173 584088 Workers Comp. Fringe	\$ 4,000.07
A 1173 588988 EAP Fringe	\$ 50.00

And be it further

RESOLVED: That available funds at year-end of the original \$61,902.00 be carried forward into future years until used.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 150-25 *AUTHORIZE CONTRACT BETWEEN
NYS OFFICE OF INDIGENT LEGAL SERVICES AND
TIOGA COUNTY*

WHEREAS: The New York State Office of Indigent Legal Services has approved the distribution of funds to counties in New York for the purpose of improving the quality of representation for persons who are legally entitled to counsel but cannot afford to hire an attorney; and

WHEREAS: Said funds are available through a three-year agreement with the NYS Office of Indigent Legal Services for the Fourth Family Defense Grant; and

WHEREAS: The NYS Office of Indigent Legal Services intends to add an additional \$256,840.00 in 2025, \$246,580.00 in 2026, and \$246,580.00 to the Tioga County budget to reach a projected total budget of \$750,000.00; and

WHEREAS: It is necessary for Tioga County to approve entering into a three-year agreement with NYS Office of Indigent Legal Services and adopt the total budget of \$750,000.00; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves entering into a three-year contract with the NYS Office of Indigent Legal Services; and be it further

RESOLVED: That the Tioga County Legislature hereby authorizes the Chair of the Legislature to execute the contract with the NYS Office of Indigent Legal Services, subject to review by the County Attorney.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Bunce moved for the adoption of the following resolution, seconded by Legislator Brown.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 151-25 *AUTHORIZE CONTRACT WITH
TRIAD GROUP, LLC FOR
WORKERS' COMPENSATION ADMINISTRATION*

WHEREAS: The Tioga County Self-Insurance Plan has been using the services of Triad Group, LLC (Triad) as the workers' compensation third-party administrator (TPA), professional services since June 1, 2020; and

WHEREAS: The contract is for a three-year period with the option for a one-year renewal up to two years; and

WHEREAS: The three-year contract is for June 1, 2025, through May 31, 2027, at an annual cost of \$32,000, for the first, and second year. The third year's cost is \$32,500, with optional extensions for years four and five at an annual cost of

\$33,000. This is an increase of \$1,000 for the first and second year from the prior contract, and an increase of \$500 for the third year; and

WHEREAS: Triad has a dedicated in-house team of claims adjusters, nurse case managers, legal representatives, and medical bill auditors that work together to provide effective proactive management on all workers' compensation claims; and

WHEREAS: Triad communicates with all representatives of the Tioga County Self-Insurance Plan to ensure that cases are handled appropriately; and

WHEREAS: Tioga County Self-Insurance Plan has approximately one hundred open or reopened claims and continuing with Triad will ensure continuity of claims handling; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to contract with Triad, subject to review by the County Attorney, to continue as the third-party administrator for the Tioga County Self-Insurance Plan for the period of June 1, 2025 through May 31, 2028; and be it further

RESOLVED: That the cost of this contract will be paid out of the Tioga County Self-Insurance Fund Account \$ 1710 (540140).

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:

ITCS COMMITTEE

FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. 152-25

*AUTHORIZE WARRANTY EXTENSION WITH
LYNX TECHNOLOGIES FOR TWO STORAGE AREA
NETWORK APPLIANCES*

WHEREAS: The Chief Information Officer has identified a need and made a recommendation to the Tioga County Legislature to extend the warranty on existing Storage Area Network hardware; and

WHEREAS: \$40,000 of American Rescue Plan Act "ARPA" funds have been appropriated in the Tioga County 2025 Capital Budget in account H1680 520620 M7674 for use specifically as designated by the Tioga County Legislature for Access Control; and

WHEREAS: The Chief Information Officer would like to designate \$24,344.00 of those American Rescue Plan Act "ARPA" funds for use in the purchase of a two-year extended warranty for existing NetApp Storage Area Network appliances; and

WHEREAS: The Tioga County Legislature shall oversee and authorize all ARPA expenditures whether budgeted or not; and

WHEREAS: Legislative approval is needed to amend the ITCS 2025 Capital Budget and transfer funds; therefore be it

RESOLVED: That the Tioga County Legislature authorize the following transfer of funds and amend the ITCS 2025 Capital Budget:

From: H1680 520620 M7674	Software Expense – ARPA	\$24,344.00
To: H1680 521090 M7674	Computer – ARPA	\$24,344.00

And be it further

RESOLVED: The Chief Information Officer is authorized to purchase two warranty extensions from Lynx Technologies from the following account for no more than the amount requested:

From: H1680 521090 M7674	Computer – ARPA	\$24,344.00
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ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 153-25 *AUTHORIZING THE IMPLEMENTATION AND
FUNDING OF THE COSTS OF A TRANSPORTATION
PROJECT, WHICH MAY BE ELIGIBLE FOR FEDERAL-
AID AND/OR STATE-AID OR REIMBURSEMENT
FROM BRIDGE NY FUNDS*

WHEREAS: A project for the East Spencer Road over South Branch Catatonk Creek (BIN 3335020) Bridge Rehabilitation (BNY22) in the Town of Spencer, County of Tioga, PIN 9755.59 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, 23CFR as amended and PUB.L.117-58 also known as the "Bipartisan Infrastructure Law" (BIL); and

WHEREAS: The County of Tioga will design, let, and construct the Project; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100% of the costs of the Preliminary Engineering/Design and Construction/Construction Support/Construction Inspection work for the Project or portions thereof.

NOW, THEREFORE, the Tioga County Legislature, duly convened does hereby

RESOLVE: That the Tioga County Legislature hereby approves the Project; and it is hereby further

RESOLVED: That the Tioga County Legislature hereby authorizes the County of Tioga to pay 100% of the cost of the Construction/Construction Support/Construction Inspection work for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid or reimbursement from Bridge NY funds; and it is further

RESOLVED: That the sum of \$1,131,199 is hereby appropriated from account H5110.540004.H2303 and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED: That the Tioga County Legislature hereby agrees that the County of Tioga shall be responsible for all costs of the Project which exceed the amount of

federal-aid, state-aid, or Bridge NY Funding awarded to the County of Tioga; and it is further

RESOLVED: That in the event the Project costs not covered by federal-aid, state-aid, or Bridge NY funding exceed the amount appropriated above, the Tioga County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Responsible Local Official of the County of Tioga; and it is further

RESOLVED: That the County of Tioga hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED: That the Chair of the Tioga County Legislature be and is hereby authorized to execute on behalf of the County of Tioga all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the 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: That this Resolution shall take effect immediately.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 154-25 *AWARD CONSTRUCTION TO
R. DEVINCENTIS CONSTRUCTION, INC. FOR
EAST SPENCER ROAD BRIDGE BIN 3335020*

WHEREAS: Tioga County was awarded funding from NYSDOT to rehabilitate a bridge, East Spencer Road over South Branch Catatonk Creek BIN 3335020, in the Town of Spencer; and

WHEREAS: The Commissioner of Public Works received sealed bids on March 24, 2025 and the bid results were as follows:

R. DeVincentis Construction, Inc.	\$815,100.00
Vector Construction Corporation	\$818,868.26

And

WHEREAS: McFarland Johnson Engineers have completed the review of the bids and finds the low bidder R. DeVincentis Construction, Inc. meets all the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorizes awarding the bid to R. DeVincentis Construction, Inc. for East Spencer Road Bridge BIN 3335020 not to exceed \$815,100.00 to be paid out of H5110.540004.H2303 Bridge – E Spencer Rd.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
RESOLUTION NO. 155-25 AWARD CONSTRUCTION TO
R. DEVINCENTIS CONSTRUCTION, INC. FOR
HARNICK ROAD BRIDGE BIN 2218720

WHEREAS: Tioga County was awarded funding from NYSDOT for a bridge replacement, Harnick Road over Apalachin Creek BIN 2218720, in the Town of Owego; and

WHEREAS: The Commissioner of Public Works received sealed bids on March 27, 2025 and the bid results were as follows:

R. DeVincentis Construction, Inc.	\$1,508,000.00
Vector Construction Corporation	\$1,588,065.25
Economy Paving	\$1,818,818.18

And

WHEREAS: Delta Engineers have completed the review of the bids and finds the low bidder R. DeVincentis Construction, Inc. meets all the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorizes awarding the bid to R. DeVincentis Construction, Inc. for Harnick Road Bridge BIN 2218720 not to exceed \$1,508,000.00 to be paid out of H5110.540004.H2102 Non Bond Road and Bridge Project.

ROLL CALL VOTE

Yes – Legislators Roberts, Standing, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 156-25 STATE AID CASINO REVENUE
RESERVE ALLOCATION

WHEREAS: Resolution No. 234-22 authorized the Tioga County Legislature to annually determine the designated reserve fund or funds to allocate the funds received from State Aid Casino Revenue; and

WHEREAS: Tioga County received \$1,844,425.34 in State Aid Casino Revenue in 2024; and

WHEREAS: The Tioga County Legislature has agreed to fund the Capital Building Reserve-SAC with the total 2024 amount received in State Aid-Casino Revenue; therefore be it

RESOLVED: That the Tioga County Legislature authorizes an Interfund Transfer, Modification of the 2025 Budget, and the appropriation from the General Operating Fund to the Capital Operating Fund as follows:

FROM:	A9950 593715	TRANSFERS TO CAPITAL FUND	\$1,844,425.34
TO:	H1340 450310	INTERFUND TRANSFERS	\$1,844,425.34

And be it further

RESOLVED: That the SAC Building reserve be funded with Unrestricted Capital Fund Balance as follows:

FROM:	H 390900	FB UNRESTRICTED	\$1,844,425.34
TO:	H 387810	BUILDING RESERVE-SAC	\$1,844,425.34

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 157-25 AMEND BUDGET & APPROPRIATE FUNDS
MENTAL HYGIENE

WHEREAS: The Office of Addiction Services and Supports (OASAS) has awarded the Local Government Unit (LGU) for Tioga County with dollars for the LGU to procure at its discretion based on the allowable use of funds per Settlement and Statute, funding from the Opioid Settlement Fund; and

WHEREAS: The funding is specifically designated for the purpose of Opioid Abatement; and

WHEREAS: Tioga County LGU has identified appropriate use of funds, the recruitment for vacant positions within Tioga County Mental Hygiene; and

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

RESOLVED: That funding be appropriated and the 2025 Budget be modified as follow as follows:

From: A269100 DR104 Deferred Revenue - Opiate	\$40,000
To: A4210 416300 ABATE Narcotic Program Charges	\$40,000
From: A4210 416300 ABATE Narcotic Program Charges	\$40,000
To: A4210 540010 ABATE Advertising	\$13,500
To: A4309 540010 ABATE Advertising	\$ 1,000
To: A4310 540010 ABATE Advertising	\$25,500

And be it further

RESOLVED: That in accordance with Opioid Settlement Funding Statute, any unused portion of this funding be returned to the LGU to be used for other approved Opioid Abatement deliverables within Tioga County.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 158-25 AMEND BUDGET & APPROPRIATE FUNDS
MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene has been awarded state aid funding from the NYS Office of Mental Health (OMH); and

WHEREAS: The funding is designated for Mental Health Mobile Crisis specific and approved uses only; and

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

RESOLVED: That funding be appropriated and the 2025 Budget be modified as follows:

From: A269100 DR001	Deferred Revenue	\$10,000
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To: A4310 434900	State Aid-Mental Health	\$10,000
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From: A4310 434900	State Aid-Mental Health	\$10,000
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To: A4310 540010 MOBIL Advertising \$10,000

And be it further

RESOLVED: That in accordance with OMH State Aid guidelines, any unused portion of this funding be returned to the deferred revenue account to be reclaimed by OMH.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Bunce moved for the adoption of the following resolution, seconded by Legislator Flesher.

REFERRED TO: ITCS COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 159-25 *TRANSFER RESERVE FUNDS TO PURCHASE
UPGRADED COMPUTER HARDWARE COMPATIBLE
WITH MICROSOFT WINDOWS 11*

WHEREAS: The County Information Technology and Communication Services Department has determined due to a recent change in supported computer processors for the current release of Microsoft Windows 11, there is a need to purchase additional computer desktop hardware to upgrade existing and unsupported hardware; and

WHEREAS: The County Information Technology and Communication Services Department has funds available in their current Capital budget to upgrade 83% of the unsupported computer desktop hardware; and

WHEREAS: An additional \$21,000 is needed to purchase 60 computer desktops at \$350 each; and

WHEREAS: The purchase will be funded utilizing Capital Hardware Reserve funds which will be allocated into account H1680 521090; and

WHEREAS: Legislative approval is needed to amend or modify budget and appropriate funds; therefore be it

RESOLVED: That the following funds be transferred and the 2025 budget be modified as follows:

FROM:	H 387805	Capital Hardware Reserve	\$21,000.00
TO:	H1680 521090	Computers	\$21,000.00

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 160-25 *TRANSFER OF RESERVE FUNDS*
2025 BUDGET MODIFICATION
DISTRICT ATTORNEY

WHEREAS: The District Attorney's Office has a need to fund a one-year subscription for the Tioga County Sheriff's Office, Owego Police Department and Waverly Police Department for Callyo services which provide the service of undercover voice, text and multimedia communications and real-time location tracking for undercover Narcotic operations; and

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

RESOLVED: That the District Attorney's budget be modified and the following sums be transferred from within the District Attorney's budget to cover the costs of said subscription.

From: A 388901	Crime Proceeds Restricted	\$4,920.00
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To: A1165 540336 Asset Forfeiture Exp-Restricted \$4,920.00

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 161-25 *APPROVE PURCHASE OF RADAR EQUIPMENT AND
MODIFY 2025 BUDGET
SHERIFF'S OFFICE*

WHEREAS: The Tioga County Sheriff's Office has a need to replace eight Dual – 2 Antenna Radar Systems; and

WHEREAS: Legislative approval is required for all purchases over \$10,000; and

WHEREAS: Stalker Radar is able to provide said radar equipment at a cost not to exceed \$19,360, which is on NY State Contract # PC70500; and

WHEREAS: There are available funds in account H3110.521060 to cover said purchase; and

WHEREAS: Legislative approval is needed to modify the 2025 budget and transfer funds; therefore be it

RESOLVED: That the 2025 budget be modified and transfer of funds be made as follows:

FROM: H3110 521060 Car/Truck \$19,360

TO: H3110520230 Radio & Equipment \$19,360

And be it further

RESOLVED: That the Tioga County Legislature authorizes the Tioga County Sheriff's Office to purchase eight Dual – 2 Antenna Radar Systems from Stalker Radar at a cost not to exceed \$19,360.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 162-25 *REQUESTING TIOGA COUNTY VETERANS' SERVICE AGENCY BE ALLOWED TO EXCEED FOOD & BEVERAGE PURCHASE GUIDELINES*

WHEREAS: The Tioga County Veterans' Service Agency (TCVSA) conducts multiple community outreach events monthly and at these events provides food, beverages, and supplies to those in attendance as well as information on resources, benefits, and services available to veterans, military, and their families; and

WHEREAS: County Policy – Section III; Subsection H. Purchase of Food, Beverages, and Supplies limit expenses to \$150.00 per event; and

WHEREAS: The TCVSA will be holding the following events in April and May, with grant funds being used, that will exceed the \$150.00 per event limit, and requests to exceed the event limit must be made by resolution and require the approval of the County Legislature:

April 22nd & 25th Jewelry Classes (Dwyer)-\$250.00 for each class

May 10th Craft Making Class (Dwyer)- \$250.00 for each class

May 26th – Candy for Owego's Memorial Day Parade (ARPA)- \$300.00

Therefore be it

RESOLVED: That the Tioga County Legislature allow the Tioga County Veterans' Service Agency to exceed the per event limit using grant funding as identified, noting that TCVSA will not exceed the total amount mentioned for each event above.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE, LEGAL AND SAFETY COMMITTEE

RESOLUTION NO. 163-25 *AMEND RESOLUTION NO. 277-06;
AS AMENDED BY RESOLUTION NO. 38-23;
APPOINT ADA COORDINATOR*

WHEREAS: Resolution No. 277-06 was adopted on December 12, 2006, naming the Safety Officer and the Personnel Officer to serve as the County's ADA Coordinators; and

WHEREAS: Resolution No. 38-23 was adopted on January 10, 2023 and amended Resolution No. 277-06 appointing Kevin Humes as the new ADA Coordinator due to the retirement of the Personnel Officer and resignation of the Safety Officer; and

WHEREAS: Doreen Holbrook was hired as the Safety Officer, per Resolution No. 98-23, effective February 27, 2023; therefore be it

RESOLVED: That this resolution shall amend Resolution No. 277-06, as amended by Resolution No. 38-23 and that Doreen Holbrook, Safety Officer, be and hereby is appointed as the second ADA Coordinator for Tioga County; and be it further

RESOLVED: That in the event they are unable to act for any reason, the County Attorney is hereby designated to act in their stead.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 164-25 *AUTHORIZE APPOINTMENT OF
COMMISSIONER OF PUBLIC WORKS
GARY HAMMOND*

WHEREAS: Gary Hammond served for one year as interim Commissioner of Public Works; and

WHEREAS: Resolution 106-16 appointed Gary Hammond Commissioner of Public Works for a four-year term; and

WHEREAS: Resolution 99-20 appointed Gary Hammond Commissioner of Public Works for a five-year term; and

WHEREAS: That term will expire on May 13, 2025; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the appointment of Gary Hammond, Commissioner of Public Works for a five-year term effective May 13, 2025 through May 12, 2030; and be it further

RESOLVED: That Mr. Hammond's salary for 2025 shall remain at his current annual rate.

Legislator Standinger spoke. "I want to commend Mr. Hammond for the work that he does. He is very creative in how he distributes the funds he is in

charge of. He looks at things the way that most of us look at things in our own budget, so I appreciate that."

Legislator Roberts spoke. "I think all of the County does, so thank you Gary."

Legislator Flesher spoke. "I would like to agree and we are lucky to have Gary."

Legislator Mullen spoke. "We are blessed with Gary not only does he work hard to be fiscally responsible, but he is also a man of honor and integrity and I truly appreciate your efforts on our behalf, Gary. We are lucky to have you for another five years; don't retire."

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO:	HEALTH & HUMAN SERVICES COMMITTEE PERSONNEL COMMITTEE
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RESOLUTION NO. 165-25	<i>AUTHORIZE APPOINTMENT OF PUBLIC HEALTH EMERGENCY PREPAREDNESS COORDINATOR PUBLIC HEALTH</i>
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WHEREAS: Legislative approval is required for any appointment to a Management/Confidential position within Tioga County; and

WHEREAS: Resolution No. 311-24 authorized the creation of the Public Health Emergency Preparedness Coordinator; and

WHEREAS: The Public Health Director has identified a candidate who is qualified and willing to accept the appointment for said title; and

WHEREAS: Based on Mackenzie Squair's experience and advanced degree, the Public Health Director, in coordination with the Personnel Officer, has determined that Mackenzie Squair's salary shall start above the minimum base amount; therefore be it

RESOLVED: That Ms. Squair be provisionally appointed to the title of Public Health Emergency Preparedness Coordinator, pending successful completion of civil service examination requirements, at an annual Management/Confidential salary of \$55,741, effective June 2, 2025.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Flesher moved for the adoption of the following resolution, seconded by Legislator Ciotoli.

REFERRED: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 166-25 *AUTHORIZE SALARY ABOVE CSEA BASE FOR
PROBATION OFFICERS*

WHEREAS: Legislative approval is required to hire above the established CSEA salary base; and

WHEREAS: The Probation Director has identified that at the time of hire for Probation Officers Sydney Blinn and Joseph Lanzillotto both had over four years of prior relevant work experience and should have been hired at the maximum as Probation Officer 1 at that time; therefore be it

RESOLVED: That Sydney Blinn and Joseph Lanzillotto are hereby granted an increase of \$1,000 each to their current salary effective April 19, 2025, the beginning of the pay period; and be it further

RESOLVED: That Sydney Blinn and Joseph Lanzillotto will be eligible for an increment upon completion of their tenth year of service.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 167-25 *AUTHORIZE RECLASSIFICATION AND
ESTABLISH SALARY FOR PART-TIME GRANTS AND
PROGRAMS ADMINISTRATIVE ASSISTANT
(TREASURER'S OFFICE)*

WHEREAS: Legislative approval is required for any Management/Confidential reclassification of titles and establishment of salaries; and

WHEREAS: The County has secured a three-year Hurrell-Harring grant intended to increase legal services provided to indigent persons and to fund positions in the Assigned Counsel Office to carry out this mission; and

WHEREAS: The Assigned Counsel Administrator has identified that the modification of position titles and establishment of salaried wages for the part-time staff in the Assigned Counsel Office is necessary; and

WHEREAS: On March 20, 2025, the Personnel Department received a New Position Duties Statement from Irene Graven, Assigned Counsel Administrator; and

WHEREAS: This resulted in the review of work currently performed by Janice Yuricek, Accounting Associate III (PT); and

WHEREAS: Due to the type of work currently assigned and the new duties identified by the New Position Duties Statement, the Personnel Officer has determined that justification exists to reclassify the position of Accounting

Associate III (PT) filled by Ms. Yuricek to Grants and Programs Administrative Assistant (PT); and

WHEREAS: The position of Grants and Programs Administrative Assistant (PT) is pending jurisdictional classification, therefore the position is competitive until approved in another jurisdictional classification; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the reclassification of the Accounting Associate III (PT) position to Grants and Programs Administrative Assistant (PT) and that Janice Yuricek be appointed provisionally to Grants and Programs Administrative Assistant (PT) pending successful completion of civil service examination requirements at an annual Management/Confidential salary of \$25,000, effective April 19, 2025: and be it further

RESOLVED: That the title of Grants and Programs Administrative Assistant (PT) shall not exceed 17.5 hours per week.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PERSONNEL COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 168-25 *AUTHORIZE RECLASSIFICATION AND
ESTABLISH SALARY FOR PART-TIME PARALEGAL
(ASSIGNED COUNSEL PROGRAM)
(TREASURER'S OFFICE)*

WHEREAS: Legislative approval is required for any Management/Confidential reclassification of titles and establishment of salaries; and

WHEREAS: The County has secured a three-year Hurrell-Harring grant intended to increase legal services provided to indigent persons and to fund positions in the Assigned Counsel Office to carry out this mission; and

WHEREAS: The Assigned Counsel Administrator has identified that the modification of position titles and establishment of salaried wages for the part-time staff in the Assigned Counsel Office is necessary; therefore be it

WHEREAS: On March 20, 2025, the Personnel Department received a New Position Duties Statement from Irene Graven, Assigned Counsel Administrator; and

WHEREAS: This resulted in the review of work currently performed by Stephanie Carrigg, Paralegal (PT); and

WHEREAS: Due to the type of work currently assigned and the new duties identified by the New Position Duties Statement, the Personnel Officer has determined that justification exists to reclassify the position of Paralegal (PT) filled by Ms. Carrigg to Paralegal (Assigned Counsel Program) (PT); and

WHEREAS: The position of Paralegal (Assigned Counsel Program) (PT) is pending jurisdictional classification, therefore the position is competitive until approved in another jurisdictional classification; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the reclassification of the Paralegal (PT) position to Paralegal (Assigned Counsel Program) (PT); and that Stephanie Carrigg be appointed provisionally to Paralegal (Assigned Counsel Program) (PT) pending successful completion of civil service examination requirements at an annual Management/Confidential salary of \$35,000, effective April 19, 2025; and be it further

RESOLVED: That the title of Paralegal (Assigned Counsel Program) (PT) shall not exceed 17.5 hours per week.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 169-25 *CREATE AND FILL TEMPORARY,
FULL-TIME CLERK (SEASONAL) POSITION
TREASURER'S OFFICE*

WHEREAS: Legislative approval is required for the creation of any new positions within Tioga County; and

WHEREAS: The Treasurer's Office has a need to hire a temporary, full-time Clerk to work during the summer season to provide clerical support within the office; and

WHEREAS: The Treasurer appropriately budgeted for said position in the approved 2025 budget; therefore be it

RESOLVED: That one (1) temporary, full-time Clerk (Seasonal) position is created at the hourly rate of \$15.50 in accordance with Resolution No. 196-09, effective April 19th, 2025; and be it further

RESOLVED: That the Treasurer shall be allowed to fill said position for a duration not to exceed beyond October 3rd, 2025.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: PUBLIC WORKS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 170-25 *CREATE AND FILL THREE (3)
HIGHWAY WORKER (SEASONAL) POSITIONS
PUBLIC WORKS*

WHEREAS: There will be a need for the Highway Department to employ three (3) Highway Worker (Seasonal) positions for 2025; and

WHEREAS: The Commissioner of Public Works has budgeted money to cover expenditures of such employment; therefore be it

RESOLVED: That the Commissioner of Public Works is hereby authorized to create and fill three (3) temporary full-time Highway Worker (Seasonal) positions effective April 15, 2025 through December 1, 2025 at an hourly rate of \$15.77 (equivalent to CSEA Grade 7), not to exceed \$30,000.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 171-25 *APPOINTMENT OF REPUBLICAN ELECTION CLERK PT*

WHEREAS: Legislative approval is required for any appointment to any position not covered by a collective bargaining agreement or part of the Management/Confidential listing; and

WHEREAS: The position of Republican Election Clerk PT has been vacant since March 26, 2025; and

WHEREAS: A request to backfill the vacancy was approved on April 1, 2025; and

WHEREAS: The Republican Election Commissioner has selected a candidate to fill said vacancy; therefore be it

RESOLVED: That Kristy Whatley shall be appointed as the Republican Election Clerk PT, effective April 21, 2025 at the rate of \$19.22/hr.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Brown moved for the adoption of the following resolution, seconded by Legislator Mullen.

REFERRED TO:	ADMINISTRATIVE SERVICES COMMITTEE
	PUBLIC WORKS COMMITTEE
	PERSONNEL COMMITTEE

RESOLUTION NO. 172-25	<i>ABOLISH POSITIONS OF DRIVER PT</i>
	<i>BOARD OF ELECTIONS</i>

WHEREAS: Legislative approval is required for any abolishment of any position not covered by a collective bargaining agreement or part of the Management/Confidential listing; and

WHEREAS: Two positions for Driver PT were approved by the County Legislature to be added to the Board of Elections authorized part-time headcount and were filled on May 11, 2022; and

WHEREAS: One Driver PT position has been vacant since December 2024; and

WHEREAS: The Driver PT positions are challenging to fill due to the very limited number of days per year; and

WHEREAS: The Department of Public Works has agreed to provide staff for voting machine transportation in exchange for reimbursement based on the average Buildings & Grounds salary plus fringe; and

WHEREAS: The Election Commissioners have decided to abolish both Driver PT positions; therefore be it

RESOLVED: That the two positions for Driver PT be abolished and the Board of Elections authorized part-time headcount be decreased from 240 to 238, effective April 16, 2025.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell made a motion to bring forth four (4) late-file resolutions for Legislature consideration, seconded by Legislator Bunce. Motion carried.

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

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 173-25 *EXECUTE DECOMMISSIONING AGREEMENT OF
PROPERTY LOCATED AT 110 C BABCOCK ROAD,
NICHOLS, NEW YORK FOR THE RADIO TOWER
PROJECT*

WHEREAS: Tioga County intends to build a telecommunications tower at 110 C Babcock Road, in the Town of Nichols; and

WHEREAS: Tioga County intends to permit, construct, operate and maintain telecommunication facilities on a portion of property leased by Tioga County, more particularly identified hereto, and commonly known as 110 C Babcock Road, Town of Nichols, NY 13812 (Tax Parcel ID Number 16.00-1-31.12), the parcel being located within the Town of Nichols, New York; and

WHEREAS: In order to receive the building permit from the Town of Nichols, Tioga County must enter into a decommissioning agreement with the Town of Nichols to ensure that upon decommissioning the tower the land upon which it is built is returned to a state similar to its pre-construction condition; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a decommissioning agreement with the Town of Nichols for the property located at 110 C Babcock Road, Nichols, New York, which agreement shall commence based on the date of the fully executed Lease Agreement.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE, LEGAL & SAFETY COMMITTEE

RESOLUTION NO. 174-25 *APPROVE AGREEMENT WITH
TRUE VIEW SECURITY SOLUTIONS
FOR MOBILE DENTAL - PUBLIC HEALTH*

WHEREAS: Legislature approval is required for contracts exceeding \$10,000; and

WHEREAS: Resolution No. 124-25 appropriated funds for improved safety on the Mobile Dental Van, which Tioga County Public Health (TCPH) has been working on an upgraded safety plan for over the last 10 months; and

WHEREAS: TCPH has worked with the Tioga County Sheriff's Office and ITCS department in reviewing needs and vendor quotes to meet the safety needs of the Mobile Dental unit to protect staff, clients and the physical unit itself; and

WHEREAS: True View Security Solutions has been selected from the vendors for pricing, warranty and ability to complete the project within availability of time constraints; therefore be it

RESOLVED: That the Chair of the Tioga County Legislature be authorized to sign the agreement with True View Security Solutions to provide the security equipment and installation at an amount of \$19,520.20.

Legislator Standing spoke. "I just want to make one comment about the dental van. This is a program that is very useful especially in some of the rural portions of the County. I think that Public Health handles it very well, so I am grateful for that."

ROLL CALL VOTE

Yes – Legislators Roberts, Standing, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE, LEGAL AND SAFETY COMMITTEE

RESOLUTION NO. 175-25 *APPOINT ASSISTANT PUBLIC DEFENDER
PUBLIC DEFENDER'S OFFICE*

WHEREAS: Legislative approval is required for any appointments made to a Management/Confidential position; and

WHEREAS: Due to the announced resignation of Assistant Public Defender James A. Davis effective April 11, 2025; and

WHEREAS: The Public Defender has recruited and identified a satisfactory candidate to fill the position; and

WHEREAS: Mr. Michael L. Arcesi has approximately 25 years of extensive relevant legal experience in every stage of representation of indigent criminal defendants and is well qualified; and

WHEREAS: Extraordinary circumstances exist which justify the authorization of a salary increase of \$6,000 above that presently paid to the resigning employee; therefore be it

RESOLVED: That the Public Defender is hereby authorized to appoint Michael L. Arcesi to the title of Assistant Public Defender, effective May 19, 2025, at an annual Management/Confidential salary of \$95,677.00; and it is further

RESOLVED: That in accordance with Tioga County's Civil Service Rules, Mr. Arcesi shall serve a probationary period of eight to fifty-two weeks; and be it further

RESOLVED: That this resolution will be null and void if Mr. Arcesi fails to pass the County mandated criminal background check.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION
FINANCE, LEGAL AND SAFETY COMMITTEE

RESOLUTION NO. 176-25 *AUTHORIZE APPOINTMENT OF
DIRECTOR OF VETERANS' SERVICE AGENCY*

WHEREAS: Legislative approval is required for any appointments made to a Management/Confidential position; and

WHEREAS: The position of Director of Veterans' Service Agency was vacated on January 15, 2025; and

WHEREAS: A committee was formed to recruit for a replacement and after interviewing a number of candidates, the committee has identified a qualified candidate; therefore be it

RESOLVED: That the Tioga County Legislature appoints Dennis Mullen to the position of Director of Veterans' Service Agency at an annual salary of \$56,740 effective May 3, 2025; and be it further

RESOLVED: That in accordance with Tioga County's Civil Service Rules, Mr. Mullen shall serve a probationary period of eight to fifty-two weeks; and be it further

RESOLVED: That this resolution will be null and void if Dennis Mullen fails to pass the County mandated background check.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Brown, Bunce, Ciotoli, Flesher, Sauerbrey, Monell, and Mullen.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:25 p.m.