

First Regular Meeting
January 13, 2009

The First Regular Meeting of 2009 was called to order by the Chair at 1:30 P.M. All Legislative members were present.

Chair Weston asked Legislator Huttleston to have a moment of prayer. “This is a special occasion and a wonderful example of democracy and what this Country is all about, which many countries are unable to enjoy. Isn’t it great to be an American and we are so lucky and blessed to be born in a great caring, loving, and free Country that gives us the freedom of religious choice and several other freedoms that other people in the world are unable to enjoy. Let us take the time to thank the many people from the past that have given and sacrificed so much to allow us to live free. Let us bless and thank our leaders and military forces who are making many sacrifices to insure and protect our freedom. Let us pray that the entire world will someday be able to live in peace and all people will be free of hate, anarchy, and terrorism. Thank you Lord for this great Country and our freedom, and I ask you to guide and bless this Legislative body, our Department heads, and employees.”

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

There were approximately 45 people in attendance.

Elaine Lasater of the Employee Recognition Committee presented the Employee of the Year 2008 award to Elizabeth Jenkins of the Department of Social Services. “Each year the Tioga County Employee Recognition Committee selects one of the four employees of the quarter to be Employee of the Year. This is not an easy task because in 2008 Laurie Monk, Maria Genovese, Elizabeth Jenkins, and Drew Griffin were all honored as employees of the quarter based upon their strong work ethic, dedication to the County, to the people that they serve, and many other outstanding attributes. The Committee is, however, pleased to announce that Liz Jenkins has been selected as our Employee of the Year 2008.

“Liz Jenkins began her employment with the Tioga County Department of Social Services in February 2001 when she was hired as a Caseworker. In August 2003 she was promoted to a Senior Caseworker and just seven months later she was promoted again to a Grade B Case Supervisor, the title she currently holds.

“In this position Liz is responsible for safeguarding the health and safety of thousands of children in the county, a great task which she is able to do in a professional and compassionate manner. As a Supervisor, Liz has excelled in many areas: curtailing staff turnover, addressing work timeliness, taking the lead in Connections, which is a Services-oriented computerized program, high-density file management, strength-based Casework Practice and much more.

“She sets high standards for her staff and works with them and mentors them to meet those expectations. She always goes above and beyond to do whatever it takes to get the job done. Frequently she is the Supervisor who is contacted by on-call Caseworkers when they have questions or difficult situations. Her work ethic is strong; she is hard-working and dependable; she maintains a positive attitude; she continuously seeks to learn new skills and remains up to date with new laws and legislation relating to child welfare. Liz maintains excellent working relationships with other agencies, including the State Office of Children’s and Family Services and Law Enforcement.

“Outside of Social Services Liz has very close ties with her family who live in the New England States. Please join me in congratulating Liz on being selected Employee of the Year 2008.”

Commissioner Shawn Yetter spoke. “Good afternoon and congratulations Liz. I am going to let Gail do most of the talking because she works directly with and supervises Liz on a daily basis, but I enjoy and appreciate the opportunity that the Legislature gives to have this Committee exist and for us to be able to recognize quality employees that we have within our ranks.

“Commissioners of Social Services traditionally either come up through the eligibility and income maintenance side of the world or the child welfare side of the world. I came up through the income maintenance side of the world, so I have to rely on the expertise of those around me to run and monitor and oversee with skill and grace the very complex world of child welfare, and I fortunately have individuals like Liz to do that. She is someone who allows me to have a high level of confidence in what is happening in our County from every nook and cranny from the outskirts of it into the Villages that our people reside in, that our children are safe. Liz does that with a great amount of skill. With a great amount of patience she teaches those who she supervises with that same level of skill and patience, and she is beyond that absolutely a true delight to always be with and work with, and she has a great sense of humor and a great ability to bring people together and work hard under hard circumstances and have very positive outcomes. On behalf of the Department I congratulate you and thank you Liz.”

Deputy Commissioner Gail Barton spoke. “Good afternoon. I am probably going to repeat some of what Elaine has already said in describing Liz, but I want to talk a little bit about exactly what her job is. In her role as a Child Protective Supervisor and we have two Child Protective Supervisors and two Child Protective Units at Social Services, Liz is responsible for overseeing State Central Register intakes, that is the New York State Hotline, investigative assessments, case planning, and case management. Liz is also expected to assist on-call staff who may call her 24 hours a day, 7 days a week. Liz works closely with School Districts, Law Enforcement Agencies, and other Human Service providers.

“In 2008 CPS and Tioga County received 793 reports involving 1785 children, and while it may be able to be debated I think being a child protective supervisor has got to be one of the most stressful, if not the most stressful job in the County. The responsibility that comes with that position is unbelievable. Liz is a very effective supervisor for many reasons. Liz is very knowledgeable about CPS regulations and legal statutes. Liz is very knowledgeable about the CPS investigative process and CPS casework practice. She understands the steps that must be undertaken and the activities that must be completed to investigate allegations of child neglect and child abuse, and to keep kids safe.

“Liz knows that casework practice is only as good as the workers case documentation of their work on that case. Liz sets high standards for herself and her staff. She mentors staff and holds staff accountable for meeting her high standards. Liz is a very good listener and has excellent communication skills. She does not shy away from having the difficult conversations that are sometimes necessary. Liz is supportive of her staff, readily giving positive feedback and support. Liz is accessible to her staff and treats them fairly, and she always has a bag of chocolates on her desk for them. She is also accessible to on-call staff and willing assists when she is contacted nights and weekends.

“Liz is a team player and works well with many agencies and staff that CPS interacts with. Other supervisors and I rely on Liz’s experience and expertise in the area of child protective services. Liz is highly thought of by DSS staff here in Tioga County as well as staff at the New York State Office of Children and Family Services. Liz always conducts herself in a professional and respectful manner. Liz consistently displays a positive attitude and continues to show a real passion for the work she does, which is often something that is difficult to do when you have been in the field of child welfare and child protective for a number of years. Liz willing tries new things and accepts new challenges. She will be moving to supervise the Foster Care and Adoption Unit in the next couple of months and will be leaving Child Protective Services. I know she will be as effective and successful there as she has been in Child Protective Services. Liz is leaving some pretty big shoes to fill in CPS. Fortunately she will be available to help mentor the person that takes her

place. I thoroughly enjoy working with Liz and offer her my sincerest congratulations on this well deserved recognition.”

Legislator Huttleston presented a plaque and savings bond to Liz Jenkins. “It has been a good year for you. It has been a good year for us too to have you. Congratulations and we really appreciate it. It is people like you that make it so much easier for the Chairman of the Committee and also the Legislative body. We appreciate it.”

Liz Jenkins spoke. “I would like to thank the Employee Recognition Committee. I am sure the choices are never easy, especially for the whole year, so I appreciate that and the thought that goes into that. Thank you to the Legislature for supporting this. It means a lot. I want to thank my staff. You guys make coming to work everyday fun and that is what it is all about. We cannot do this work unless we have a good time and have some chocolate, and you know close the door and have our moments and tears and what not. It is the only way you can do this job. I thank the support of Administration for everything that you do and just thanks.”

Legislator Sauerbrey read and presented the following recognition resolution to Patricia Scott of the Sheriff’s Department.

REFERRED TO:

PUBLIC SAFETY

RESOLUTION NO. 14-09

***RESOLUTION RECOGNIZING
PATRICIA M. SCOTT’S 24 YEARS
OF DEDICATED SERVICE TO
TIOGA COUNTY***

**Adoption moved unanimously,
seconded unanimously.**

WHEREAS: Patricia M. Scott was appointed to part-time Jail Matron on January 2, 1985; appointed to full-time Deputy Sheriff Jailor on January 1, 1988; appointed to Corrections Sergeant on September 1, 1991; and

WHEREAS: Patricia M. Scott has been dedicated and loyal in the performance of her duties and responsibilities during the past 24 years to the Sheriff’s Office, thereby earning the respect of her colleagues and peers throughout Tioga County; and

WHEREAS: Patricia M. Scott will retire from the Tioga County Sheriff’s Office on January 31, 2009; 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 Patricia M. Scott for her 24 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, Patricia M. Scott.

CARRIED UNANIMOUSLY

Legislator Sauerbrey spoke. “I know I have very fond memories of my experiences working with you and I know all of the employees at the Sheriff’s Department hold you in very high esteem, and we are going to miss you and your enthusiasm, and I just want to say I worked with Pat a little bit last year and this year on the Corrections Unit dinner that they had for the families and children of Tioga County, and this is just an example of the kind of things that she does. She does not just do her job, she goes beyond the call of duty, and that is something rare and wonderful and I appreciate that.”

Sheriff Gary Howard spoke. “The first thing I would like to say I would like to recognize Tom Scott. I have known Tom for a long long time and I am sorry Tommy, we tried to prolong this retirement as long as we could, we cannot stop it, she is all yours.

“As the Sheriff I am going to miss Pat. I mean I have known Pat obviously for all the time that she has worked and before, actually before she started working for the Sheriff’s Office as a Matron. She loves that word Matron, so if you see her do not call her Sergeant Scott, you can call her Matron. She prefers Matron. The 24 years plus that I have known Pat one thing I can tell you is she is a dedicated employee, always to work. There have been times where we have had to send her home because she was sick, would come in and we would make her go home. I am going to miss her sense of humor. The inmates are not going to miss her. They are happy that she is leaving, in fact I think they are having a party this afternoon in her honor. I am sure you have a speech prepared, you can see how red she is already. On behalf of myself I know I am going to miss Pat. I enjoy seeing her every morning, always cheerful. The rest of the Department is also going to miss you Pat and it will be a big hole in our Department when you leave.”

Pat Scott spoke. “I just want to thank everybody. This is lovely and I have enjoyed the last 24 years, had a lot of fun, and a lot of hard work from that old place down in Owego with the bars and the dirt running down the walls too, to our new building up on 38. It has been a lot of fun and I enjoyed it, and thank you very very much.”

Legislator Huttleston read and presented the following recognition resolution to Mary Ellen Middleton.

REFERRED TO: HEALTH & HUMAN SERVICES

RESOLUTION NO. 15-09 *RECOGNITION OF
MARY ELLEN MIDDLETON'S
YEARS OF SERVICE
SOCIAL SERVICES*

Adoption moved by unanimously,
Seconded by unanimously.

WHEREAS: Mary Ellen Middleton began her career as a Social Welfare Examiner for the Department of Social Services on June 18, 1974 until October 31, 1978, when she resigned for a short period of time; she then returned to the Department on March 23, 1981 in a temporary capacity as a Clerk-Typist until June 1, 1981 at which time she accepted a temporary Social Welfare Examiner position and later became permanent on June 22, 1981; on May 26, 1986 she was promoted to Job Development Specialist which was later reclassified to Social Services Employment Supervisor and when the Employment Unit was realigned on April 4, 1994, Mary Ellen became a Principal Social Welfare Examiner – the title she holds today; and

WHEREAS: Ms. Middleton has seen many changes within the Social Services Department in her more than thirty years with them and has grown in these changes; and

WHEREAS: Ms. Middleton will retire on January 19, 2009; now 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 and recognize Mary Ellen Middleton for her more than thirty years of service to 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, Mary Ellen Middleton.

CARRIED UNANIMOUSLY

Legislator Huttleston spoke. “From where she started she kept going up and I think Shawn encouraged her to retire before she took his job. Anyway congratulations and I hope you enjoy your retirement. It is people like Mary Ellen that makes it enjoyable and I was up today to the Social Services Department for the Employee of the Quarter, which is a wonderful occasion and I go up there and

they are all bubbly and smiling and everything else, and I come down to the Legislative body and they are not always smiling as much. It is a great group and we really appreciate people like you. I hope you enjoy your retirement and you know you have come and gone a few times, you know you can always come back.”

Commissioner Shawn Yetter spoke. “Thank you to the Legislature and to Dick for recognizing and taking the time to recognize yet another exemplary employee at our Department. I have had the privilege of knowing Mary Ellen since 1981. We worked together four years within Income Maintenance as examiners and seniors, and went up through the ranks together. Mary Ellen’s departure is truly a departure which is someone leaving the Department of Social Services who is an institutional icon. She is someone who when she walks out the door she takes with her years and decades of experience that can never be replaced.

“She has knowledge about our communities and the people that we serve that is hard for anyone to know without actually being there and doing it for the number of years that Mary Ellen has had. One word that definitely comes to mind when I think about Mary Ellen and her career with the Department is adaptability. She has seen so many changes and she has been a critical part of all of those changes, and whether it was my predecessor or myself, or Val or her predecessors, whatever was asked of Mary Ellen she was more than willing to do, and she stepped to the plate and she did it with a huge amount of enthusiasm. I only heard her grumble once or twice maybe over the years.

“The other word that comes to mind with Mary Ellen is one of respect. When I go to community meetings or work with other Departments that have had the privilege of working and interacting with Mary Ellen I always hear nothing but positive comments about Mary Ellen. I hear positive things about how she cares about what she does and how she cares about the people that we serve, and she before the last several years has been the keeper of what we call the front door which is individuals coming through the door and applying for assistance, many for the first time, and I have always had a huge level of confidence in what Mary Ellen was doing at that level. It is a difficult job where we have to balance the goodness of the services that we provide with the realities of the service that we provide, and Mary Ellen has always been able to maintain and do that. We as a Department will miss her. We will miss her knowledge. We will miss her sense of humor which sometimes can be very bizarre, but most of all from my personal perspective I will miss seeing her and I will always hope that the friendships will endure.”

Val Nitti, Director of Employment & Transitional Support, spoke. “I have the privilege of being Mary Ellen’s Administrator and I just wanted to talk a little bit about Mary Ellen. Mary Ellen began her career at Tioga County Department of Social Services as, you have already heard, in 1974 as an Examiner in the Food Stamp Unit, and in her years of service to Tioga County she has held many positions

including Clerk Typist, Examiner, Senior Examiner, Job Development Specialist, Employment Supervisor, and is now retiring as a Principle Social Welfare Examiner.

“Mary Ellen was awarded the Tioga County Department of Social Services Supervisor of the year in 1994. Mary Ellen has an extensive history with our Department and has been involved in many initiatives that have become mainstay operations for the County such as the creation of the One Stop Concept of the Employment Center as well as the centralization of the process for disabled customers to gain assistance in applying for SSI. Mary Ellen’s most recent assignment is that of the Supervisor of our Intake Department or as Shawn noted our front door. Our Intake Department takes and processes applications for all of the financial assistance program areas including emergencies, and although it is common place to find Mary Ellen involved in housing the homeless and feeding the hungry, there have been times of tragedy that Mary Ellen has stood out among us in service.

“Mary Ellen was instrumental in securing housing, food, and special needs to those affected by the flood of 2006. She served on the Tioga Area Resource Partnership or TARP Committee and chaired the unmet needs subcommittee of that group. Mary Ellen has also been very involved in assisting the victims of the tragic fire in the Village of Owego last year with transitional and permanent housing, furniture, and other services that assisted each family. Most recently Mary Ellen has been involved in the creation of the Tioga County Drug Court concept and has been our Department’s representative on that team from the onset. This is something that I know Mary Ellen is deeply proud of and has been one of her favorite assignments.

“During the course of her career whenever there has been innovation, development, or progress toward efficiency, Mary Ellen has been front and center, ready, willing, and able to make a positive contribution. Mary Ellen is what I fondly term a “seasoned employee”. She is very resourceful and knowledgeable in the work that we do at DSS. She is an asset to our Department and to Tioga County in the manner that she has served us and our citizens. I congratulate you Mary Ellen, not only on your recent accomplishments, but in your 30+ years of service to Tioga County and the consistent fine work that you have done, and my thoughts are with you this week as you celebrate this milestone.”

Mary Ellen Middleton spoke. “Okay I have something to say now. I need to retire after all that. I did not realize I did so much, but must be I did not realize it because I enjoyed it so much. It was just a feeling of wanting to help the community and it was so rewarding, and there is a lot I am going to miss severely, but I know it is time to go, especially after the little comment Dick made just now. He asked if that guy with the camera is my husband. It is my father. Thank you so much. This

is a wonderful honor and it is a special occasion in my life, and it is a little scary too, I mean there is an unknown road there for me right now. It is not a comfort zone right now leaving my office. You know it is a sense of power in my little office that I will miss. I will be in my kitchen now, there is no power there. I will enjoy retirement and I hope I can remain retired and not have to go to work, but it will be based on whether my taxes are increased or not. I hope they are not.”

Chair Weston spoke. “Thank you Mary Ellen. I have only known you for about 10 minutes and I am a pretty good judge of character and you are one.”

Joe Albrecht had privilege of the floor. “It is nice to know that employees of Tioga County have an unqualified concern of the health and wellbeing of the citizens of the County by maintaining a continuous source of antioxidants made available to coworkers, guests, clients, and so forth. At this point I would like to request a budget line for chocolates for the lady who was honored here previous to this.

“On a somewhat more serious note and it has been alluded to by a number of people here, my primary interest for the year 2009 deals with sovereignty and to make sure that we are all on the same line I took a couple of definitions out of the dictionary which indicates a group or body of persons, or a State possessing sovereign authority, sovereign authority being supreme as power or authority, so what do we have? My concern deals with how much sovereignty we have as a household, as a Village or a School District, a Town and County, a State or a Country. What do we have? How do we use it and how can we benefit, all of us? On that basis I am going to request from the Legislature at some point an inventory of funded and unfunded mandates from New York State and from the United States Government in addition to executive orders and court decisions that play a significant role in how we deal with our resources.

“New York State is proposing fees, taxes, and so forth to provide fiscal support for many many programs and the President Elect of the United States indicates that we are all going to have skin in this game, and when he says everyone is going to have skin in this game I think it goes in two directions. I would like to have an opportunity to identify departments and their expenditures, and this is everyone because if we are all going to have skin in this game it is going to hit across the board. There will be no exceptions, otherwise it is kind of a ludicrous suggestion that we all are going to be in this game.

“To alleviate that problem I will go back to something I requested before and that is LLC status for every citizen of Tioga County. It may alleviate a whole lot of stress when it comes to redistribution of wealth. I was reasonably pleased that gasoline never got to the same price as the water purchased at the convenience store. A pint of water still gives you about \$8.00 to the gallon, so gasoline did not get to that point. That was a nice situation.

“I will reiterate the caution that I have expressed before to assessors relative to property assessments as may pertain to their value mineral rights. Again the leases are for a certain period of time and if you divide the payment for the leases by the number of years you come down to a number that is very close to the present valuation of the property. I do not mind myself paying the price, what have you, but it is not going on perpetuity and fiscal utilizing governmental entities should not in anyway shape or manner count on this as a resource line forever and ever when you identify programs, word of caution.

“Something that really aggravates me is the idea of climate change being solely a carbon dioxide issue. Those of you who can go back a few hundred years or a few hundred days or what have you, may have heard that water vapor is the primary greenhouse gas. There is no discussion of the effect of water vapor in cap and trade. There is no discussion of water vapor in global climate change and especially significant in Tioga County is the potential for methane gas to be utilized in automotive and other energy requiring situations. Methane gas is one atom of carbon, four atoms of hydrogen. If you combine with oxygen you get one molecule of carbon dioxide and two of water vapor. The carbon dioxide is a primary concern of the people who want to do cap and trade and Legislate carbon utilization. Unfortunately it is not the primary greenhouse gas and again as a Legislative entity you will be reacting to suggestions by outside organizations as to how you deal with it and my hope is that when we begin to deal with these situations legitimately, that we do so from an informed basis, and again a budget line for chocolates in the County budget would be a very acceptable expenditure. Thank you very much.”

George Penney had privilege of the floor. “I would like to urge the Legislature to defeat the resolution which supports the continuation of New York State Empire Zones. Contrary to the expressed resolution, the Empire Zones have failed to be an important financial instrument to retain business. The participants have, in fact, not employed the number of people that they had professed to employ. New businesses in the last many years have arrived here to exploit economic resources such as physical plant and market availability. I therefore urge you to not to support continuation of the Empire Zone. I thank you.”

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

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		1,740.34
A1165	District Attorney	124.50	2,603.78
A1170	Public Defender		7,970.24
A1175	Assigned Counsel		29,737.84
A1185	Medical Examiners/Coroners		402.62
A1325	Treasurer		313.60
A1345	Purchasing		755.01
A1355	Assessments		9,606.22
A1362	Tax Advertising/Expense		7,851.38
A1410	County Clerk		1,729.17
A1411	Department of Motor Vehicles		3,607.97
A1420	Law		7,518.28
A1430	Personnel		3,037.11
A1450	Elections		47,063.74
A1460	Records Management		90.32
A1490	Public Works Administration		836.34
A1620	Buildings	1,261.20	99,613.46
A1680	Information Technology		25,548.99
A2960	Education Handicapped Children		190,448.11
A3020	Public Safety Comm E911 System	439.95	4,055.37
A3110	Sheriff	28.79	15,727.79
A3110.41	Sheriff-Court Attendants		2,013.88
A3140	Probation	35.21	1,943.82
A3241	Alternatives to Incarceration		1,854.00
A3150	Jail	1,427.00	37,184.22
A3315	Special Traffic Programs	5,000.00	1,789.00
A3410	Fire	610.55	7,476.32
A3640	Emergency Management Office		441.25
A3641	EMO Grant Program	421.99	
A4010	Public Health Nursing		54,332.36
A4011	Public Health Administration	169.00	5,266.89
A4012	Public Health Education		456.72
A4042	Rabies Control		2,810.89
A4044	Early Intervention		73,508.73
A4053	Preventive/Primary Health Services		181.97
A4054	Preventive Dental Services	269.99	4,498.54
A4064	Lead Poisoning Program		20,501.79
A4070	Disease Control		10,347.21
A4090	Environmental Health	1,833.99	9,347.97
A4210	Alcohol and Drug Services		13,504.91
A4211	Council on Alcoholism		3,418.00

A4309	Mental Hygiene Co Admin	8,679.73
A4310	Mental Health Clinic	78,155.20
A4311	Rehabilitation Support Services	52,911.25
A4315	Mental Retardation	24,018.99
A4320	Crisis Intervention Services	5,969.34
A4321	Intensive Case Management	2,836.65
A4333	Psycho Social Club	13,407.25
A5630	Bus Operations	81,476.35
A6010	Social Services Administration	150,662.95
A6422	Economic Development	3,163.88
A6510	Veterans' Service	169.25
A6610	Sealer Weights/Measures	204.08
A8020	Planning	503.10
A9060	Health Insurance	108.80
SOLID WASTE FUND		76,148.17
COUNTY ROAD FUND		136,932.82
SPECIAL GRANT FUND		11,395.25
CONSOLIDATED HEALTH FUND		749,279.86
CAPITAL FUND		593,977.87
WORKERS' COMP		<u>3,115.67</u>
GRANT TOTAL		\$ 2,715,874.78

Legislator Huttleston made a motion to approve the minutes of December 4, 9, and 18, 2008, seconded by Legislator McEwen, and carried.

Chair Weston made the following appointments:

Cornell Cooperative Extension Board
Legislator William Oberbeck – 1/1/09-12/31/09

Council of Local Governments Board
Legislator Loretta Sullivan – 1/13/09

Chair Weston announced the following Standing Committees for 2009:

**STANDING COMMITTEES OF THE COUNTY LEGISLATURE
OF THE COUNTY OF TIOGA FOR 2009**

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

Committee meeting reports are on file in the Legislative Clerk’s Office and may be procured there by any interested person.

Legislator McEwen made a motion to have the following 12 resolutions, all on erroneous assessments, passed as one, seconded by Legislator Huttleston and carried.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 16-09

***ERRONEOUS ASSESSMENT
TOWN OF TIOGA***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.**

WHEREAS: The Supreme Court of the State of New York has rendered Consent Order Index nos. 36066 & 37664 filed on November 24th, 2008, between KEVIN T. HARRIS and the Town of Tioga lowering the assessment on the 2008 Tax Roll of the Town of Tioga for the parcels as indicated below:

Owner	Account #	From	To
Kevin T. Harris	1015	\$55,000	\$35,550
Royal Motors, Inc.	1016	\$91,600	\$49,770
Royal Motors, Inc.	45	\$10,000	\$ 5,530

WHEREAS: The 2008 taxes for the above mentioned properties in the Town of Tioga were paid on January 31st and February 28th, 2008; therefore be it

RESOLVED: That a refund of \$11,541.82 be issued KEVIN T. HARRIS/ROYAL MOTORS, INC. and mailed to Patrick J. Raymond as attorney for KEVIN T. HARRIS for overpayment of 2008 Town and County Taxes plus statutory interest at 9%; and be it further

RESOLVED: That the erroneous amount of \$2,946.99 plus interest of \$245.00 be charged back to the Town of Tioga and the erroneous fire tax of \$690.61 and interest of \$57.41 be charged back to the Tioga Fire District, said taxes to be levied and collected on the next tax roll and, when collected, paid to the County Treasurer in satisfaction thereof; and be it further

RESOLVED: That the erroneous solid waste tax of \$293.50 plus interest of \$24.39 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$6,724.85 plus interest of \$559.07 be charged to the proper accounts in the records of the County Treasurer.

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 17-09 *ERRONEOUS ASSESSMENT
TOWN OF CANDOR*

Adoption moved by Legislator McEwen,
seconded by Legislator Oberbeck.

WHEREAS: The Supreme Court of the State of New York has rendered a Consent Order Index nos. 35971 & 37655 filed on November 19th, 2008, between SPECTRASITE COMMUNICATIONS, INC. and the Town of Candor lowering the assessment on the 2008 Tax Roll of the Town of Candor for parcel #1842 as indicated below:

Owner	Account #	From	To
Spectrasite Communications, Inc	1842	\$32,300	\$21,275

WHEREAS: The 2008 taxes for the above mentioned property in the Town of Candor were paid on February 1st, 2008; therefore be it

RESOLVED: That a refund of \$2,297.57 be issued SPECTRASITE COMMUNICATIONS, INC. and mailed to Patrick J. Raymond as attorney for SPECTRASITE COMMUNICATIONS, INC. for overpayment of 2008 Town and County Taxes plus statutory interest at 9%; and be it further

RESOLVED: That the erroneous amount of \$753.97 plus interest of \$64.51 be charged back to the Town of Candor and the erroneous fire tax of \$241.16 and interest of \$20.63 be charged back to the Candor Fire District, said taxes to be levied and collected on the next tax roll and, when collected, paid to the County Treasurer in satisfaction thereof; and be it further

RESOLVED: That the erroneous solid waste tax of \$46.93 plus interest of \$4.02 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$1,074.42 plus interest of \$91.93 be charged to the proper accounts in the records of the County Treasurer.

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 18-09

***ERRONEOUS ASSESSMENT
 TOWN OF TIOGA***

**Adoption moved by Legislator McEwen,
 Seconded by Legislator Oberbeck.**

WHEREAS: An application for corrected tax roll indicates that property #691 assessed to W Michael Brock on the 2009 tax roll of the Town of Tioga is erroneous in that the property should have had an ag building exemption applied, therefore reducing the taxable amount on property #691 from \$23,800 to \$13,800; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to W Michael Brock for property no. 691 by the Town of Tioga as follows:

2009 Corrected Tax

County	\$1,594.05
Recycle	66.94
Townwide	634.45
<u>Tioga Fire</u>	<u>153.42</u>
TOTAL	\$2,448.86

and be it further

RESOLVED: That the erroneous amount of \$459.75 be charged back to the Town of Tioga and the erroneous fire tax of \$111.17 be charged back to the Tioga Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$48.51 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$1,155.11 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 19-09

***ERRONEOUS ASSESSMENT
TOWN OF TIOGA***

Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.

WHEREAS: The Supreme Court of the State of New York has rendered Consent Order Index nos. 36066 & 37664 filed on November 24th, 2008, between KEVIN T. HARRIS and the Town of Tioga lowering the assessment on the 2009 Tax Roll of the Town of Tioga for the parcels as indicated below:

Owner	Account #	From	To
Kevin T. Harris	1015	\$55,000	\$36,360
Royal Motors, Inc.	1016	\$91,600	\$50,904
Royal Motors, Inc.	45	\$10,000	\$ 5,656

be it therefore

RESOLVED: That corrected 2009 tax bills be issued for the above mentioned properties by the Town of Tioga as indicated below:

2009 Corrected Taxes

	<u>Acct # 1015</u>	<u>Acct # 1016</u>	<u>Acct # 45</u>
County	\$4,199.98	\$5,879.97	\$ 653.33
Recycle	176.38	246.94	27.44
Townwide	1,671.65	2,340.31	260.03
Tioga Fire	<u>404.22</u>	<u>565.91</u>	<u>62.88</u>
	\$6,452.23	\$9,033.13	\$1,003.68

and be it further

RESOLVED: That the erroneous amount of \$2,927.68 be charged back to the Town of Tioga and the erroneous fire tax of \$707.95 be charged back to the Tioga Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$308.91 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of 7,355.75 be charged to the proper account in the records of the County Treasurer.

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 20-09

***ERRONEOUS ASSESSMENT
TOWN OF BARTON***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.**

WHEREAS: An application for corrected tax roll indicates that property #11 assessed to Stuart J & Dawn M Etheridge on the 2009 tax roll of the Town of Barton is erroneous in that the assessed value of the property was found by the assessor to be excessive, therefore the taxable amount on property #11 was reduced from \$158,000 to \$48,700; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Stuart J & Dawn M Etheridge for property no. 11 by the Town of Barton as follows:

2009 Corrected Tax

County	\$ 401.00
Recycle	16.85
Townwide	97.37
Returned Village	846.59
Returned School	797.50
<u>Barton Fire</u>	<u>28.69</u>
TOTAL	\$ 2,188.00

and be it further

RESOLVED: That the erroneous amount of \$218.52 be charged back to the Town of Barton and the erroneous fire tax of \$122.19 be charged back to the Barton Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$37.82 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous school tax and 3% penalty of \$1,867.50 be charged back to the Waverly School District; and be it further

RESOLVED: That the erroneous county tax and penalty amount of \$1,086.52 be charged to the proper account in the records of the County Treasurer.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 21-09

***ERRONEOUS ASSESSMENT
TOWN OF BARTON***

**Adoption moved by Legislator McEwen,
 Seconded by Legislator Oberbeck.**

WHEREAS: An application for corrected tax roll indicates that property #492 assessed to Stuart J & Dawn M Etheridge on the 2009 tax roll of the Town of Barton is erroneous in that a garage located on the property was duplicated therefore increasing the assessment, and the assessment should be reduced from \$91,600 to \$55,000; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Stuart J & Dawn M Etheridge for property no. 492 by the Town of Barton as follows:

2009 Corrected Tax

County	\$ 452.87
Recycle	19.03
Townwide	109.96
Returned Village	2,126.94
Returned School	992.63
<u>Barton Fire</u>	<u>52.52</u>
TOTAL	\$ 3,753.95

and be it further

RESOLVED: That the erroneous amount of \$73.18 be charged back to the Town of Barton and the erroneous fire tax of \$34.95 be charged back to the Barton Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$12.66 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$301.36 be charged to the proper account in the records of the County Treasurer.

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 22-09

***ERRONEOUS ASSESSMENT
 TOWN OF CANDOR***

Adoption moved by Legislator McEwen,
 Seconded by Legislator Oberbeck.

WHEREAS: An application for corrected tax roll indicates that property #1842 assessed to Alberta Weisz and Deborah Parmalee on the 2009 tax roll of the Town of Candor is erroneous in that the assessment was lowered from \$46,860 to \$34,440; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Alberta Weisz and Deborah Parmalee for property no. 1842 by the Town of Candor as follows:

2009 Corrected Tax

County	\$ 3,851.71
Recycle	161.73
Townwide	2,001.50
Part Town	440.55
<u>Candor Fire</u>	<u>669.14</u>
TOTAL	\$ 7,124.63

and be it further

RESOLVED: That the erroneous amount of \$892.17 be charged back to the Town of Candor and the erroneous fire tax of \$241.31 be charged back to the Candor Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$59.87 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$1,425.82 be charged to the proper account in the records of the County Treasurer.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 23-09

***ERRONEOUS ASSESSMENT
TOWN OF CANDOR***

**Adoption moved by Legislator McEwen,
 Seconded by Legislator Oberbeck.**

WHEREAS: A Small Claims Court decision lowered the assessment of property #1740 assessed to Patrick Ballester on the 2009 tax roll of the Town of Candor from \$31,300 to \$26,100; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Patrick Ballester for property no. 1740 by the Town of Candor as follows:

2009 Corrected Tax

County	\$ 3,001.60
Recycle	126.04
Townwide	1,537.98
Part Town	338.52
<u>Candor Fire</u>	<u>507.10</u>
TOTAL	\$ 5,511.24

and be it further

RESOLVED: That the erroneous amount of \$373.87 be charged back to the Town of Candor and the erroneous fire tax of \$101.03 be charged back to the Candor Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$25.11 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$598.03 be charged to the proper account in the records of the County Treasurer.

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 24-09

***ERRONEOUS ASSESSMENT
 TOWN OF CANDOR***

Adoption moved by Legislator McEwen,
 Seconded by Legislator Oberbeck.

WHEREAS: A Small Claims Court decision lowered the assessment of property #1381 assessed to Alfonso & Christine Capriglione on the 2009 tax roll of the Town of Candor from \$22,800 to \$17,200; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Alfonso & Christine Capriglione for property no. 1381 by the Town of Candor as follows:

2009 Corrected Tax

County	\$ 1,978.07
Recycle	83.06
Townwide	1,013.54
Part Town	223.09
<u>Candor Fire</u>	<u>334.18</u>
TOTAL	\$ 3,631.94

and be it further

RESOLVED: That the erroneous amount of \$402.62 be charged back to the Town of Candor and the erroneous fire tax of \$108.80 be charged back to the Candor Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$27.04 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$644.02 be charged to the proper account in the records of the County Treasurer.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 25-09

***ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.**

WHEREAS: An application for corrected tax roll indicates that property #13718 assessed to Central New York Oil & Gas, LLC on roll section 6 of the 2009 tax roll of the Town of Owego is erroneous in that the a gas meter station was removed from the property prior to the 2008 taxable status date; therefore the assessment should have been reduced to \$0; be it therefore

RESOLVED: That the erroneous amount of \$1,111.60 be charged back to the Town of Owego and the erroneous fire tax of \$604.92 be charged back to the Owego Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$169.78 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$4,042.75 be charged to the proper account in the records of the County Treasurer.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 26-09

***ERRONEOUS ASSESSMENT
TOWN OF NEWARK VALLEY***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.**

WHEREAS: An application for corrected tax roll indicates that incorrect information was submitted causing an unpaid Village of Newark Valley tax of \$658.06 to be relieved on the bill for property #217 assessed to Clifford & Frances Alexander on the 2009 tax rolls of the Town of Newark Valley; said Village tax should have been relieved on the bill for property #351 assessed to Lori Kunow & Robert Scarinzi on the 2009 tax rolls of the Town of Newark Valley; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Clifford & Frances Alexander for property no. 217 by the Town of Newark Valley as follows:

2009 Corrected Bill for #217 Alexander

County	\$ 820.28
Recycle	34.48
Townwide	356.54
Newark Valley Fire	<u>84.86</u>
TOTAL	\$ 1,296.16

and be it further

RESOLVED: That a corrected 2009 tax bill be issued to Lori Kunow & Robert Scarinzi for property no. 351 by the Town of Newark Valley as follows:

2009 Corrected Bill for #351 Kunow/Scarinzi

County	\$ 672.36
Recycle	28.26
Townwide	292.25
Return Village	658.06
Return School	1,715.91
Newark Valley Fire	<u>69.56</u>
TOTAL	\$ 3,436.40

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 27-09

*ERRONEOUS ASSESSMENT
TOWN OF NEWARK VALLEY*

Adoption moved by Legislator McEwen,
Seconded by Legislator Oberbeck.

WHEREAS: An application for corrected tax roll indicates that incorrect information was submitted causing an unpaid Village of Newark Valley tax of \$732.16 to be relieved on the bill for property #101 assessed to Kenneth Schneider on the 2009 tax rolls of the Town of Newark Valley; said Village tax should have been relieved on the bill for property #315 assessed to James Irvine, Sr. on the 2009 tax rolls of the Town of Newark Valley; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Kenneth Schneider for property no. 101 by the Town of Newark Valley as follows:

2009 Corrected Bill for #101 Schneider

County	\$ 582.71
Recycle	24.49
Townwide	253.28
<u>Newark Valley Fire</u>	<u>60.29</u>
TOTAL	\$ 920.77

and be it further

RESOLVED: That a corrected 2009 tax bill be issued to James Irvine, Sr. for property no. 315 by the Town of Newark Valley as follows:

2009 Corrected Bill for #315 Irvine

County	\$ 851.66
Recycle	35.80
Townwide	370.18
Return Village	732.16
Return School	2,173.49
<u>Newark Valley Fire</u>	<u>88.11</u>
TOTAL	\$ 4,251.40

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

**REFERRED TO: INFORMATION TECHNOLOGY COMMITTEE
 FINANCE COMMITTEE**

**RESOLUTION NO. 28-09 *CO-APPLICANT WITH SOUTHERN TIER EAST
 REGIONAL PLANNING DEVELOPMENT BOARD
 FOR GEOSPATIAL RESOURCE PROGRAM
 SUBMISSION TO NEW YORK STATE'S SHARED
 SERVICES/LOCAL GOVERNMENT EFFICIENCY
 GRANT PROGRAM***

**Adoption moved by Legislator Sauerbrey,
 seconded by Legislator McEwen.**

WHEREAS: The Southern Tier East Regional Planning Development Board has invited its member counties to participate as Co-Applicants in an application titled the Southern Tier East Regional Geospatial Resource (RGR) Program to be submitted to the New York State Department of State's Shared Services/Local Government Efficiency Grant Program; and

WHEREAS: The Southern Tier East Geospatial Resource Program is intended to promote a service sharing arrangement to save County tax dollars by sharing functions such as training, identifying common impediments to Geographical Information System (GIS) programs, and researching a searchable mutually accessible & editable data application resulting in the implementation of the most efficient and effective practices for development and maintenance of spatial data and tools in GIS technology; and

WHEREAS: The funding request for this proposed project is for \$50,000, with a required Local Share of a ten percent cash match or \$5,000 to be provided solely by STERPDB; and

WHEREAS: The application shall not create any financial obligation on the part of the County; and

WHEREAS: It is the intent of the County of Tioga desires to participate in such regional program; therefore be it

RESOLVED: That in furtherance of its participation the County of Tioga hereby designates the Director of the Southern Tier East Regional Planning Development Board, Robert A. Augenstern, as Lead Applicant Contact Person to submit an application for the 2008-2009 program years and authorizes him to execute all financial and/or administrative processes relating to the grant program; and be it further

RESOLVED: The funding request for this proposed project is for \$50,000, with a required Local Share of a ten percent cash match or \$5,000 to be provided solely by STERPDB; and be it further

RESOLVED: That as a Co-Applicant, the County agrees that its GIS personnel will: participate in the Regional GIS User Group; participate in STERPDB sponsored GIS training; contribute information, ideas, comments and critiques to the study/survey and plan to develop a shared searchable web data application.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
COUNTY CLERK’S COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 29–09 *GRANT APPLICATION FOR BACK-FILING
OF DOCUMENTS FOR THE COUNTY
CLERK’S OFFICE*

Adoption moved by Legislator Sullivan,
seconded by Legislator Huttleston.

WHEREAS: The County Clerk’s Department plans to submit a proposal thru the Local Government Records Management Improvement Fund Grant; and

WHEREAS: The \$75,000 grant will be used to hire a firm, to perform back-filing and indexing of documents for the County Clerk’s Office; and

WHEREAS: The Count Clerk will apply for this grant with no local matching funds for the 2009-2010 grant year; therefore be it

RESOLVED: That the back-filing proposal be hereby approved for submission to the New York State Archives for funding the service for the 2009-2010 grant year; and be it further

RESOLVED: That the amount of \$75,000 for Records Management be appropriated from State Aid-Records Management A3060.00 to Appropriation Account A1460.41-140 Records Management State Grant Program.

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

**REFERRED TO: INFORMATION TECHNOLOGY
FINANCE COMMITTEE**

**RESOLUTION NO. 30-09 *GRANT APPLICATION FOR AN E-MAIL
FILING SYSTEM TO PRESERVE AND FILE
E-MAIL ELECTRONICALLY***

**Adoption moved by Legislator Sauerbrey,
seconded by Legislator Roberts.**

WHEREAS: The Information Technology Department plans to submit a proposal thru the Local Government Records Management Improvement Fund Grant; and

WHEREAS: The \$75,000 grant will be used to purchase an e-mail system to perform preservation of e-mail and electronic documents for County departments; and

WHEREAS: Information Technology will apply for this grant with no local matching funds for the 2009-2010 grant year; therefore be it

RESOLVED: That the E-mail system proposal be hereby approved for submission to the New York State Archives for funding the service for the 2009-2010 grant year; and be it further

RESOLVED: That the amount of \$75,000 for Records Management be appropriated from State Aid-Records Management A3060.00 to Appropriation Account A1460.41-140 Records Management State Grant Program.

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

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

**RESOLUTION NO. 31-09 *ENCUMBER FUNDS FROM SHERIFF’S GRANT –
NYS DCJS OPERATION SAFE CHILD GRANT***

**Adoption moved by Legislator Sauerbrey,
Seconded by Legislator Roberts.**

**WHEREAS: The Sheriff’s Office was awarded a DCJS Grant in 2008 for
“Operation Safe Child” (SA-05058050) in the amount of \$15,000; and**

**WHEREAS: This funding was appropriated in 2008 and unspent funds remain and
need to be re-appropriated in 2009; therefore be it**

**RESOLVED: That the remaining funds in DCJS Operation Safe Child Grant
(SA-05058050) be re-appropriated in 2009 as follows:**

From:	State Aid-Sheriff NYS DCJS Grant (SA-05058050)	A3389.00	\$1,070
To:	Sheriff DCJS Grant (SA-05058050) Equipment (Equipment Not Car)	A3997.20.130	\$1,070

**Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED**

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

**RESOLUTION NO. 32-09 *ENCUMBER FUNDS FROM
SHERIFF’S GRANT –NYS WMD
GRANT LE07-1003-EOO***

**Adoption moved by Legislator Sauerbrey,
Seconded by Legislator Roberts.**

**WHEREAS: The Sheriff’s Office was awarded a NYS WMD Grant in 2008 (LE07-
1003-EOO) in the amount of \$54,000; and**

WHEREAS: This funding was appropriated in 2008 and unspent funds remain which need to be re-appropriated in 2009; therefore be it

RESOLVED: That the remaining funds in NYS WMD Grant (LE07-1003-EOO) re-appropriated in 2009 as follows:

From: State Aid-Sheriff LE07-1003-EOO	A3397.00	\$32,186
To: Sheriff LE07-1003-EOO Grant-Personnel	A3117.10.30	\$12,096
Sheriff LE07-1003-EOO Grant-Equipment	A3117.20.130	\$20,090

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

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

RESOLUTION NO. 33-09

***FUND SHERIFF'S GRANT -NYS
CHILD PASSENGER SAFETY
GRANT***

**Adoption moved by Legislator Sauerbrey,
Seconded by Legislator Roberts.**

WHEREAS: The Sheriff's Office has been awarded a Child Passenger Safety Program Grant (CS-5400191) from the NYS Governor's Traffic Safety Committee in the amount of \$1,922; and

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

RESOLVED: That the NYS Child Passenger Safety Grant (CS-5400191) be appropriated as follows:

From: State Aid-Sheriff NYS CPSG(CS-5400191)	A3396.00	\$1,922
To: Sheriff CPSG(CS-5400191) Grant Equipment (Equipment Not Car)	A3116.20.130	\$1,922

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

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

RESOLUTION NO. 34-09 *FUND SHERIFF’S GRANT –
STEP GRANT*

**Adoption moved by Legislator Sauerbrey,
Seconded by Legislator Roberts.**

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 \$24,120; 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 \$24,120

To: A3111.10.30 STEP Grant-Personnel Services (O/T) \$24,120

**Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED**

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

RESOLUTION NO. 35-09 *FUND SHERIFF’S GRANT –
BUCKLE UP NEW YORK GRANT*

**Adoption moved by Legislator Sauerbrey,
Seconded by Legislator Huttleston.**

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 \$3,600; 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 \$3,600

To: A3115.10.30 BUNY Grant-Personnel Services (O/T) \$3,600

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

**RESOLUTION NO. 36-09 *MODIFY FEE SCHEDULE*
*PUBLIC HEALTH***

**Adoption moved by Legislator Huttleston,
seconded by Legislator McEwen.**

WHEREAS: The current rate schedule for Tioga County Department of Public Health services is below the level to insure maximum reimbursement; and

WHEREAS: The Department of Public Health would be able to increase revenues with the adjusted rate; and

WHEREAS: Our independent auditors have recommended that the Public Health services rate be adjusted; therefore be it

RESOLVED: That the fee schedule be modified as follows retroactive to January 1, 2009:

Physical Therapy	\$120.00 per visit
Speech Pathology	\$120.00 per visit
Occupational Therapy	\$120.00 per visit
Home Health Aide	\$ 47.00 per hour

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. 37-09

***SUPPORT OF CONTINUATION OF
NEW YORK STATE EMPIRE ZONE
PROGRAM***

**Adoption moved by Legislator Sauerbrey,
seconded by Legislator Monell.**

WHEREAS: The County of Tioga is desirous of a balanced economy including a broad range of business, industry and tourism; and

WHEREAS: The growth of business and jobs throughout Tioga County and the State of New York is a priority especially in our current economic climate; and

WHEREAS: In an effort to stimulate this growth, various economic development initiatives including the New York State Empire Zone are essential to compete in the global economy; and

WHEREAS: The availability of New York State Empire Zone program incentives in Tioga County since 1998 has been an important financial instrument to attract and retain business; and

WHEREAS: Partnering the Empire Zone with various loan & grant programs and tax incentives programs insures the competitive advantage of locating to our rural county; and

WHEREAS: The New York State Empire Zone program currently has a sunset date of June 30, 2011; therefore be it

RESOLVED: That the Tioga County Legislature hereby requests the State of New York to continue the existence and administrative grant support of the Empire Zone program to the sunset date of June 30, 2011; and be it further

RESOLVED: That the Tioga County Legislature concurs with other counties in the State of New York who also agree in the importance of maintaining the continued operation and incentives that the New York State Empire Zone program offers; and be it further

RESOLVED: That the Tioga County Legislature forward this resolution supporting the continuation of the New York State Empire Zone Program to New York State Governor David A. Paterson, Senate Majority Leader, Assembly Speaker, Assembly Majority Leader, Senate Minority Leader, State Senator Thomas W. Libous, Assemblyman Gary D. Finch, Assemblywoman Donna Lupardo and Assemblyman Thomas O'Mara, to encourage and enlist their support.

On roll call vote on the above resolution, six members voted Aye, Legislators Oberbeck, Quinlan, and Roberts voting no, and the resolution was adopted.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 38-09 *RESOLUTION TO APPOINT VICKI
COMSTOCK TO THE COMMUNITY
SERVICES BOARD*

Adoption moved by Legislator Huttleston,
seconded by Legislator Roberts.

WHEREAS: The Tioga County Community Services Board has vacant positions available; and

WHEREAS: Vicki Comstock, residing at Owego, NY, has expressed interest in filling a vacant position; and

WHEREAS: The Community Services Board formally nominated Vicki Comstock for a position at its December 2008 meeting, and recommends to the Tioga County Legislature that she be appointed to the Community Services Board; now therefore be it

RESOLVED: That the Tioga County Legislature hereby appoints Vicki Comstock to the Tioga County Community Services Board for the remainder of a vacant term ending December 31, 2009.

CARRIED

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 39-09 *APPOINT - FIRE ADVISORY BOARD*

Adoption moved by Legislator Sauerbrey.
Seconded by Legislator Roberts.

RESOLVED: That upon recommendation of the Tioga County Fire Chiefs, the following members be and are hereby appointed to the Tioga County Fire Advisory Board for the year 2009:

OFFICERS: **CHAIRMAN** **STEVE FEDOROWICZ**
 VICE CHAIRMAN **DON HOWARD**
 SECRETARY **MICHAEL RODEN**

Membership:

DEPARTMENT	DELEGATE	ALTERNATE
APALACHIN	MICHAEL RODEN	SHAUN FOLAND
BERKSHIRE	BRET WELCH	DELBERT ARMSTRONG
CAMPVILLE	KEN SCHNEIDER	ROB ZIEMBA
CANDOR	JOHN ROMAN Jr.	TOM KING
HALSEY VALLEY	RON FRISBIE	DAVE BUMP
LOCKWOOD	DAVE CURTIS	BOB LONG
NEWARK VALLEY	ERNIE TUETKIN	GEORGE WAHL
NICHOLS	TRUMAN KITTLE	JEFF HILLER
OWEGO	TOM TAFT	TYLER BOLAND
RICHFORD	KENNETH GORDINIER	JOHN KEENER
SOUTHSIDE	FRANK OKRASINSKI	JOE STOCKS
SPENCER	CHRIS GARLAND	DEREK GRIER
TIOGA CENTER	MILTON KEMP	ART MAYER
WAVERLY	DON HOWARD	JEFF WHEELER
WELTONVILLE	STEVE GUNTHER	RON HOLBROOK

CARRIED

REFERRED TO: **HEALTH & HUMAN SERVICES COMMITTEE**

RESOLUTION NO. 40-09 *REAPPOINT MEMBERS*
 PUBLIC TRANSIT ADVISORY COUNCIL
 SOCIAL SERVICES

Adoption moved by Legislator Huttleston,
 Seconded by Legislator Roberts.

RESOLVED: That the following members be and hereby are reappointed to the Public Transit Advisory Council for a four year term of January 1, 2009 through December 31, 2012:

Director of Aging Services
Representative Tioga County Tourism
Rider County Transit System
Rider County Transit System
Representative NYS DOT
Representative Broome Metropolitan Transit
Representative Non-Profit Human Services Agency
Representative Community at large

CARRIED

REFERRED TO: LEGAL

**RESOLUTION NO. 41-09 *TRANSFER PORTION OF OLD ROUTE 96 TO
ADJACENT LANDOWNER***

**Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.**

WHEREAS: Resolution 203-07 accepted Maintenance Jurisdiction from New York State Department of Transportation over a certain portion of Old Route 96, the custody and control of which was taken over by the State of New York; and

WHEREAS: The intent of the accepting of Maintenance Jurisdiction was and is to convey that portion of Old Route 96 to Robert W. and Joan M. Weiss, the adjacent landowners, as the property itself has no public purpose to the State in maintenance of the new Route 96; and

WHEREAS: On August 15, 2008, New York State officially discontinued maintenance and abandonment of that portion of Old Route 96, leaving the County with full ownership and control of that portion; and

WHEREAS: Surveys of that portion of Old Route 96 to be transferred have been completed; and

WHEREAS: The County Attorney has reviewed the surveys and prepared a deed from the County to Robert W. and Joan M. Weiss describing the Old Route 96 property to be conveyed; therefore be it

RESOLVED: That the Chair of the Tioga County Legislature is authorized to execute a Quit Claim deed and any related documents to effectuate the transfer to Robert W. and Joan M. Weiss.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

Legislator Sullivan introduced Local Law Introductory No. A of 2009.

County of Tioga

Local Law No. of the Year 2009.

A Local Law authorizing the adjustment of exemptions for veterans under Real Property Tax Law Section 458(5), which law shall be known as the Veterans' Eligible Funds Adjustment Law.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION I: LEGISLATIVE INTENT

It is the purpose and intent of this local law to authorize adjustment in the amount of exemption under Real Property Tax Law Section 458(5) if the total assessed value of the real property for which such exemption has been granted increases or decreases as the result of a revaluation or update of assessments, and a material change in level of assessment, as provided in title two of article twelve of the Real Property Tax Law, is certified for the assessment roll pursuant to the rules of the state board.

SECTION II: LEGISLATIVE AUTHORITY

This local law is enacted pursuant to the provisions of Real Property Tax Law Section 458 (5).

SECTION III: SHORT TITLE

This local law shall be known as the Veterans' Eligible Funds Adjustment Law.

SECTION IV: CHANGE IN EXEMPTION

If in any village or town the total assessed value of the real property for which such the eligible funds veterans' exemption has been granted increases or decreases as the result of a revaluation or update of assessments, and a material change in level of assessment, as provided in title two of article twelve of the Real Property Tax Law, is certified for the assessment roll pursuant to the rules of the state board, the village or town assessor, as applicable, shall increase or decrease the amount of eligible funds veterans' exemption applicable to any County levied tax by multiplying the amount of the exemption by the change in the level of assessment for the County, as determined by and certified by the New York State Office of Real Property Services pursuant to the rules of that Office.

SECTION V: OWNER APPLICATION; RECOMPUTING OF EXEMPTIONS

1. At any time within one year after an assessment change which falls under Real Property Tax Law Section 458(5), any owner of property who previously received an exemption pursuant to Section 458 of the Real Property Tax Law but opted instead, as a result of a revaluation or update, to receive exemption pursuant to Section 458-a of the Real Property Tax Law may apply to the local assessor to again receive exemption under Section 458.
2. The local assessor shall recompute all exemptions granted under Section 458 in the manner set forth in Section 458(5)(b) of the Real Property Tax Law.

SECTION VI: EFFECTIVE DATE

This local law shall take effect upon its filing with the Secretary of State in and for the State of New York.

REFERRING TO: ADMINISTRATIVE SERVICES COMMITTEE

**RESOLUTION NO. 42-09 SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY
NO. A OF 2009**

**Adoption moved by Legislator McEwen,
Seconded by Legislator Sullivan.**

RESOLVED: That a public hearing shall be scheduled on Introductory Local Law No. A of 2009 A Local Law authorizing the adjustment of exemptions for veterans under Real Property Tax Law Section 458(5), which law shall be known as the Veterans' Eligible Funds Adjustment Law in the Edward D. Hubbard Auditorium of the County Office Building, 56 Main Street, Owego, New York 13827 on Thursday, February 5, 2009 at 1:30 P.M. All persons desiring to present written or oral comments may do so at said time.

CARRIED

REFERRED TO: LEGISLATIVE SUPPORT COMMITTEE
FINANCE COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 43–09 *AUTHORIZE MEMORANDUM OF UNDERSTANDING BETWEEN TIOGA COUNTY AND RURAL ECONOMIC AREA PARTNERSHIP (REAP)*

Adoption moved by Legislator Oberbeck,
seconded by Legislator Sullivan.

WHEREAS: Rural Economic Area Partnership (REAP) is in need of contracting for secretarial and other administrative support services; and

WHEREAS: Tioga County is able to provide such services under the terms and conditions set forth in the Memorandum of Understanding; and

WHEREAS: The Deputy Clerk to the Tioga County Legislature is willing to provide the necessary secretarial and other administrative support services set forth in the Memorandum of Understanding; and

WHEREAS: The Legislative Clerk is willing to allow such services to be rendered in the total amount of \$1,224.00 as set forth in the Memorandum of Understanding; and

WHEREAS: The County Attorney has reviewed and approved said Memorandum of Understanding; therefore be it

RESOLVED: That the Tioga County Legislature authorize the Legislative Chair to enter into contract via said Memorandum of Understanding with Amber Keefer providing the secretarial and other administrative support services to Rural Economic Area Partnership for the six month period of January 1, 2009 through June 30, 2009; and be it further

RESOLVED: That the Legislative Clerk will invoice Rural Economic Area Partnership for six equal payments of \$204.00 per month for the total amount of \$1,224.00 for said secretarial and other administrative services and monies received shall be forwarded to Tioga County Treasurer's Office for deposit in Other General Government Income Revenue Account 1289.10.

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

**HEALTH & HUMAN SERVICES
PERSONNEL COMMITTEE**

RESOLUTION NO. 44-09

***AUTHORIZE CONTRACT WITH
LIBERTY RESOURCES, INC.
SOCIAL SERVICES***

**Adoption moved by Legislator Huttleston,
Seconded by Legislator McEwen.**

WHEREAS: Legislative approval is required according to County Policy 46 prior to entering into any new contractual agreements for Tioga County; and

WHEREAS: The steps outlined in County Policy 46 have been completed and approval to proceed has been received; and

WHEREAS: Tioga County's 2009 Flexible Funding for Family Services Plan includes 100% State funding for the provision of multi-systemic therapy (MST), a family-focused and community-based preventive treatment program; and

WHEREAS: These State allocations are time-limited and do not warrant the hiring of a permanent County employee; and

WHEREAS: The Department has found Liberty Resources, Inc. willing and able to provide the resources necessary to move forward with this program; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Commissioner of Social Services to sign a contract with Liberty Resources, Inc. for the provision of multi-systemic therapy.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: **HEALTH & HUMAN SERVICES
PERSONNEL COMMITTEE**

RESOLUTION NO. 45-09 ***AUTHORIZE CONTRACT WITH TIOGA
OPPORTUNITIES, INC.
SOCIAL SERVICES***

**Adoption moved by Legislator Huttleston,
Seconded by Legislator McEwen.**

WHEREAS: Legislative approval is required according to County Policy 46 prior to entering into any new contractual agreements for Tioga County; and

WHEREAS: The steps outlined in County Policy 46 have been completed and approval to proceed has been received; and

WHEREAS: Tioga County’s 2009 Flexible Funding for Family Services Plan includes 100% State funding for the provision of Intensive Case Management Services for the Disabled Population remaining on Public Assistance and a Work Experience Crew Coordinator; and

WHEREAS: These state allocations are time-limited and do not warrant the hiring of a permanent County Employee; and

WHEREAS: Tioga Opportunities, Inc. has agreed to provide the services and is well-equipped within the community to provide said services; therefore be it

RESOLVED: That Tioga County DSS utilize FFFS funding to contract with Tioga Opportunities, Inc. for the provision of Intensive Case Management Services for the Disabled Population remaining on Public Assistance and a Work Experience Crew Coordinator.

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 46-09 APPOINT STOP DWI
SCHOOL ASSOCIATES

Adoption moved by Legislator Sauerbrey,
Seconded by Legislator Sullivan.

WHEREAS: It is the desire of the STOP DWI Program to appoint STOP DWI School Associates in the following School Districts: Candor, Newark Valley, Owego Apalachin, Spencer VanEtten, Tioga, and Waverly; and

WHEREAS: It is the desire of the following persons to fill the STOP DWI School Associate positions for the calendar year 2009 with the exception of the months of July and August: Matt Gelder to serve the Candor School District; Matthew Cicchetti to serve the Newark Valley School District; Joan Beck to serve the Owego Apalachin School District; Michelle McNamara to serve the Spencer VanEtten School District; Janice Barto to serve the Tioga Central School District and Debra Lauper to serve the Waverly School District; and

WHEREAS: The Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties involved and that outlines the compensation to be paid to the STOP DWI School Associates. The Contract further defines the STOP DWI School Associates as Independent Contractors not entitled to County employee benefits; be it therefore

RESOLVED: That Matt Gelder be appointed STOP DWI School Associate to serve the Candor School District for the calendar year 2009; Mathew Cicchetti be appointed STOP DWI School Associate to serve the Newark Valley School District for the calendar year 2009; Joan Beck be appointed STOP DWI School Associate to serve the Owego Apalachin School District for calendar year 2009; Michelle McNamara be appointed the STOP DWI School Associate to serve the Spencer VanEtten School District for the calendar year 2009; Janice Barto be appointed the STOP DWI School Associate to serve as the Tioga Central School District for calendar year 2009; and Debra Lauper be appointed STOP DWI School Associate to serve the Waverly School District for the calendar year 2009 in accordance with the signed and approved STOP DWI School Associate Agreement for 2009.

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

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

Legislator McEwen made a motion to have the following 17 resolutions, all on erroneous assessments, passed as one, seconded by Legislator Oberbeck and carried.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 47-09 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 56, assessed to Maray Adams on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Maray Adams for property no. 56 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 120.76
Recycle	5.07
<u>Townwide</u>	<u>9.83</u>
TOTAL	\$ 135.66

and be it further

RESOLVED: That the erroneous school tax and interest of \$292.13 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$20.45 be charged to the proper account in the records of the County Treasurer

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 48-09 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 77, assessed to Lori Willchock on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Lori Willchock for property no. 77 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 748.72
Recycle	31.44
<u>Townwide</u>	<u>60.95</u>
TOTAL	\$ 841.11

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,147.15 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$80.30 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 49-09 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 323, assessed to Loan Mortgage Corporation Fed. on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Loan Mortgage Corporation Fed. for property no. 323 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 599.61
Recycle	25.18
Townwide	<u>48.81</u>
TOTAL	\$ 673.60

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,450.46 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$101.53 be charged to the proper account in the records of the County Treasurer

Roll Call:
 Ayes 09
 Noes 00
 Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 50-09 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 570, assessed to Kenneth Brown on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Kenneth Brown for property no. 570 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 630.06
Recycle	26.46
<u>Townwide</u>	<u>51.29</u>
TOTAL	\$ 707.81

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,524.12 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$106.69 be charged to the proper account in the records of the County Treasurer

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 51-09

***ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 932, assessed to Russell Fuller on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Russell Fuller for property no. 932 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 381.19
Recycle	16.01
<u>Townwide</u>	<u>31.03</u>
TOTAL	\$ 428.23

and be it further

RESOLVED: That the erroneous school tax and interest of \$922.09 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$64.55 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 52-09 *ERRONEOUS ASSESSMENT*
TOWN OF OWEGO

Adoption moved by Legislator McEwen,
 seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 1595, assessed to Darea A Marye on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Darea A Marye for property no. 1595 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 363.33
Recycle	15.26
<u>Townwide</u>	<u>29.58</u>
TOTAL	\$ 408.17

and be it further

RESOLVED: That the erroneous school tax and interest of \$214.90 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$15.04 be charged to the proper account in the records of the County Treasurer

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 53-09

***ERRONEOUS ASSESSMENT
TOWN OF OWEGO***

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 4214, assessed to Cindy L Powell on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Cindy L Powell for property no. 4214 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 678.36
Recycle	28.49
Townwide	55.22
Part Town	131.30
<u>Apalachin Fire</u>	<u>123.86</u>
TOTAL	\$ 1,017.23

and be it further

RESOLVED: That the erroneous school tax and interest of \$976.97 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$68.39 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 54-09 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 7907, assessed to the Quinn Family Irrev. Trust on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to the Quinn Family Irrev. Trust for property no. 7907 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 1,170.86
Recycle	49.17
Townwide	87.99
Part Town	209.22
<u>Apalachin Fire</u>	<u>232.19</u>
TOTAL	\$ 1,749.43

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,817.52 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$127.23 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 55-09 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 10095, assessed to Richard C. Barto on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Richard C. Barto for property no. 10095 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 702.52
Recycle	29.50
Townwide	57.19
Part Town	135.98
<u>Owego Fire</u>	<u>105.12</u>
TOTAL	\$ 1,030.31

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,699.40 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$118.96 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO: FINANCE COMMITTEE

**RESOLUTION NO. 56-09 *ERRONEOUS ASSESSMENT*
*TOWN OF OWEGO***

**Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.**

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 12759, assessed to Gregory R. Woolever on the 2009 tax roll for the Town of Owego is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Gregory R. Woolever for property no. 12759 by the Town of Owego as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 1,063.75
Recycle	44.67
Townwide	86.60
Part Town	205.90
Owego Fire	<u>159.17</u>
TOTAL	\$ 1,560.09

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,909.22 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$133.65 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 57-09

***ERRONEOUS ASSESSMENT
TOWN OF TIOGA***

**Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.**

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 1346, assessed to Richard Barto on the 2009 tax roll for the Town of Tioga is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Richard Barto for property no. 1346 by the Town of Tioga as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 970.29
Recycle	40.75
Townwide	386.19
<u>Tioga Fire</u>	<u>93.39</u>
TOTAL	\$ 1,490.62

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,658.51 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$116.10 be charged to the proper account in the records of the County Treasurer

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 58-09

***ERRONEOUS ASSESSMENT
TOWN OF TIOGA***

**Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.**

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 570, assessed to Steven & Penny Holmes on the 2009 tax roll for the Town of Tioga is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Steven & Penny Holmes for property no. 570 by the Town of Tioga as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 554.45
Recycle	23.28
Townwide	220.68
<u>Tioga Fire</u>	<u>53.36</u>
TOTAL	\$ 851.77

and be it further

RESOLVED: That the erroneous school tax and interest of \$656.73 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$45.97 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 59-09

***ERRONEOUS ASSESSMENT
TOWN OF TIOGA***

**Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.**

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property no. 2191, assessed to Frances & Kendall Leek on the 2009 tax roll for the Town of Tioga is erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That a corrected tax bill be issued to Frances & Kendall Leek for property no. 2191 by the Town of Tioga as follows:

<u>2009 Corrected Tax Bill</u>	
County	\$ 623.76
Recycle	26.20
Townwide	248.26
<u>Tioga Fire</u>	<u>60.03</u>
TOTAL	\$ 958.25

and be it further

RESOLVED: That the erroneous school tax and interest of \$823.69 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$57.66 be charged to the proper account in the records of the County Treasurer

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 60-09 *ERRONEOUS ASSESSMENT
TOWN OF TIOGA*

Adoption moved by Legislator McEwen,
seconded by Legislator Roberts.

WHEREAS: The school tax collector for the Owego Apalachin School District has informed the Tioga County Treasurer that the returned school taxes on property nos. 1260, 859, and 1083, assessed to Russell D. Shoultes on the 2009 tax roll for the Town of Tioga are erroneous in that the school taxes were paid to the school tax collector; be it therefore

RESOLVED: That corrected tax bills be issued to Russell D. Shoultes for property nos. 1260, 859, and 1083 by the Town of Tioga as follows:

#1260	#859	#1083
<u>2009 Corrected Tax Bill</u>	<u>2009 Corrected Tax Bill</u>	<u>2009 Corrected Tax Bill</u>
County \$ 161.72	County \$ 173.27	County \$ 800.49
Recycle 6.79	Recycle 7.28	Recycle 33.62
Townwide 64.36	Townwide 68.96	Townwide 318.61
Tioga Fire 15.56	Tioga Fire 16.68	Tioga Fire 87.83
<u>TOTAL</u> \$ 248.43	<u>TOTAL</u> \$ 266.19	<u>TOTAL</u> \$ 1,240.55

and be it further

RESOLVED: That the erroneous school tax and interest of \$1,719.73 be charged back to the Owego Apalachin School District; and be it further

RESOLVED: That the erroneous county penalty of \$120.38 be charged to the proper account in the records of the County Treasurer

Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 61-09

*ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

Adoption moved by Legislator McEwen,
Seconded by Legislator Roberts.

WHEREAS: An application for corrected tax roll indicates that a utilities charge of \$1,008.70 added to property no. 10279 assessed to the Butterworth Family in the 2009 tax roll of the Town of Owego was erroneous in that it should have been added to property no. 12313 assessed to Christopher J Kelly; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to the Butterworth Family for property no. 10279 by the Town of Owego as follows:

2009 Corrected Bill for #10279 Butterworth

County	\$ 941.94
Recycle	39.56
Townwide	67.77
Part Town	161.13
<u>Owego Fire</u>	<u>166.08</u>
TOTAL	\$ 1,376.48

and be it further

RESOLVED: That a corrected 2009 tax bill be issued to Christopher J Kelly for property no. 12313 by the Town of Owego as follows:

2009 Corrected Bill for #12313 Kelly

County	\$ 1,233.87
Recycle	51.82
Townwide	100.44
Part Town	238.82
Owego Fire	184.62
<u>Utilities</u>	<u>1,008.70</u>
TOTAL	\$ 2,818.27

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 62-09

***ERRONEOUS ASSESSMENT
TOWN OF BARTON***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Roberts.**

WHEREAS: A Small Claims Court decision lowered the assessment of property #1934 assessed to Julie L Kipling on the 2009 tax roll of the Town of Barton from \$225,000 to \$190,000; be it therefore

RESOLVED: That a corrected 2009 tax bill be issued to Julie L Kipling for property no. 1934 by the Town of Barton as follows:

2009 Corrected Tax

County	\$ 1,564.46
Recycle	65.74
Townwide	379.87
<u>Lockwood Fire</u>	<u>193.37</u>
TOTAL	\$ 2,203.44

and be it further

RESOLVED: That the erroneous amount of \$69.97 be charged back to the Town of Barton and the erroneous fire tax of \$35.62 be charged back to the Lockwood Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$12.11 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$288.19 be charged to the proper account in the records of the County Treasurer.

**Roll Call:
Ayes 09
Noes 00
Absent 00
CARRIED**

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 63-09

***ERRONEOUS ASSESSMENT
TOWN OF BARTON***

**Adoption moved by Legislator McEwen,
Seconded by Legislator Roberts.**

WHEREAS: An application for corrected tax roll indicates that property #12132 assessed to Hagen Pet Foods on the 2009 tax roll of the Town of Barton is erroneous in that the property is in an Empire Zone with a 485E exemption, therefore the parcel should have been exempt from taxes with \$0 taxable value; be it therefore

RESOLVED: That the erroneous amount of \$2,811.02 be charged back to the Town of Barton and the erroneous fire tax of \$1,342.66 be charged back to the Barton Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$486.48 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$11,577 be charged to the proper account in the records of the County Treasurer.

Roll Call:

Ayes 09

Noes 00

Absent 00

CARRIED

Legislator Monell made a motion to adjourn at 2:34 P.M., seconded by Legislator Oberbeck, and the motion to adjourn was carried.