

First Special & Organizational Meeting
January 3, 2011

The First Special and Organizational Meeting of 2011 was called to order by the Clerk at 9:02 A.M.

The following County Legislators were present:

DISTRICT 1

Richard L. Huttleston

DISTRICT 5

Andrew J. Quinlan

DISTRICT 2

Martha C. Sauerbrey

DISTRICT 6

Dale N. Weston

DISTRICT 3

Michael Roberts

DISTRICT 7

Ronald N. McEwen

Ed Hollenbeck

DISTRICT 4

Loretta A. Sullivan

Tracy Monell

There were 11 people in attendance.

The Clerk asked Legislator Weston to have a moment of Prayer. "I would like a moment of silence for all the public servants throughout the State. I believe we will need it."

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

The Clerk announced that the first order of business was the election of a Chair. Legislator Huttleston nominated Legislator Weston, seconded by Legislator Hollenbeck. Legislator Monell moved to close the nominations, seconded by Legislator McEwen. On roll call vote all members voted Aye and the Clerk cast one ballot and Legislator Weston was appointed Chair of the Tioga County Legislature for a one year term.

County Clerk Robert Woodburn swore Legislator Dale Weston in as Chair of the Tioga County Legislature for 2011.

Chair Weston spoke. "Before I say anything else, I must tell you that given the challenges of these times facing this office, I think this event might be very similar to a prisoner looking out from his cell window watching people build his scaffold.

"Thank you and welcome everyone to the first session of the Tioga County Legislature in 2011. At the time I say thanks to you, the Legislators, for my nomination to the position of Chairperson. We as a Legislature in 2010 made good on our promises for the year by using harsh cost cutting measures. These measures were derived from a list of 53 suggestions submitted by department heads, other Tioga County employees, Legislators, and involved citizens of the County. Without the support and ideas of the aforementioned group we could not have accounted for \$500,000 in savings for the year last year. In the 2011 budget those savings will amount to 1.5 million dollars.

"Unfortunately this seemingly large amount of savings will not be enough to offset the increasingly large cost of pensions and healthcare, two areas of greatest impact to our budget. So we are right back to where we started in 2010 excepting that we have used up many of the 53 measures of potential savings.

"On a brighter note, this year's 2011 budget is history. We are okay for the year if all the promises the State have made come to fruition. On the darker side, it is next year that we have to worry about. Our budget is approximately 93 million dollars, 15 million of which we have control. We saved about 1.5 million dollars or 10% of what we have to work with. I would ask that the State to save us 10% by cutting 8.5 million dollars of our mandated programs required of Tioga County. Simply said, "Let the State reduce our mandated spending by the same amount we have had to sacrifice from our own programs."

"That is enough of my finger pointing for the day. Back to reality. How do we fund the 2012 budget? We need money to do this. From where does it come? Sales tax, we have no control over what we get for sales tax, hope for the best. Property tax, increase the amount, probably not a popular idea. Bonding, which we have done. We have bonded out for three years in our capital projects. We can take money from the fund balance. We can cut our anticipated expenses through loss of employees, wage freezes, loss of benefits, loss of services, consolidation, closing bridges. These are just a myriad of different ways that this whole problem still has to be attacked if we are trying to keep the budget down.

“In a nutshell the buck stops here in more ways than one. We must continue in last year’s direction. It is the duty of the Legislature to make tough decisions that will result in fair and equitable effort to serve the people of Tioga County. Thank you.”

County Clerk Woodburn swore in the two Election Commissioners, Bernadette Toombs, Republican Election Commissioner and John Langan, Democratic Election Commissioner.

The Chair announced the next order of business was the election of a Deputy Chair. Legislator McEwen nominated Legislator Sauerbrey, seconded by Legislator Sullivan. Legislator Sullivan moved to close the nominations, seconded by Legislator Hollenbeck. On roll call vote all members voted Aye and the Chair cast one ballot and Legislator Sauerbrey was appointed Deputy Chair of the Tioga County Legislature for a one year term.

County Clerk Robert Woodburn swore Legislator Sauerbrey in as Deputy Chair of the Tioga County Legislature for 2011.

The Chair called for nominations for Public Information Officer. Legislator McEwen nominated Maureen Dougherty, seconded by Legislator Sauerbrey. Legislator Monell moved to close the nominations, seconded by Legislator McEwen. On roll call vote all Legislators voted for Maureen Dougherty as Public Information Officer, and the Chair cast one ballot and Maureen Dougherty was appointed Public Information Officer for a one year term.

The Chair called for nominations for Republican Majority Leader. Legislator McEwen nominated Legislator Michael Roberts, seconded by Legislator Sauerbrey. Legislator Monell moved to close the nominations, seconded by Legislator McEwen. On roll call vote all Legislators voted for Legislator Michael Roberts as Republican Majority Leader, and the Chair cast one ballot and Legislator Michael Roberts was appointed Republican Majority Leader for a one year term.

Chair Weston asked if there were any disclosures to be made.

Legislator Hollenbeck stated. “I have no disclosures.”

Legislator Huttleston stated. "I have my own real estate appraisal business and I do no work for county properties that are to be sold or owned, or anything involving the County properties that would be a conflict of interest."

Legislator McEwen stated. "I have no disclosures."

Legislator Monell stated. "I have no disclosures."

Legislator/Chair Weston stated. "I have no disclosures."

Legislator Quinlan stated. "I have no disclosures."

Legislator Roberts stated. "I have no disclosures."

Legislator Sauerbrey stated. "I work for the Tioga County Chamber of Commerce, but there is no tax money paid to that organization and I have no disclosures."

Legislator Sullivan stated. "I am a partner in a commercial heating business and we do no business with any County properties."

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

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 1-11 *TRIPS AUTHORIZED*

RESOLVED: That the Chair and the Clerk of the County Legislature, the County Attorney, and County Legislators be, and they hereby are, authorized to make such trips as their duties may require and that their actual and necessary expenses for travel, meals and lodging incurred on such trips be a County charge.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 2-11 DESIGNATION OF OFFICIAL DEPOSITORIES

RESOLVED: That, pursuant to the powers vested in this Legislature by Section 212 of the County Law, as amended, the following Banks within New York State be, and they hereby are designated as depositories for the deposit of all monies received by the County Treasurer, to an amount not to exceed the sum set opposite the name of each Bank as follows:

JP Morgan Chase Bank	\$25,000,000
Chemung Canal Trust Company	\$25,000,000
Citizens Bank, N.A.	\$25,000,000
Community Bank, N.A.	\$25,000,000
HSBC Bank USA, N.A.	\$25,000,000
M&T Bank	\$25,000,000
Tioga State Bank	\$25,000,000
National Bank and Trust Company, N.A.	\$25,000,000

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 3-11 *DESIGNATE OFFICIAL NEWSPAPERS*

RESOLVED: That the Tioga County Courier and the Morning Times are hereby designated official newspapers for the publication of all local laws, notices and other matters required by law to be published pursuant to County Law §214, Subd. 2; and be it further

RESOLVED: That the Press and Sun Bulletin, a daily newspaper, is hereby designated as the official newspaper for purposes of publishing all local laws, notices and other matters required by law to be published at such times that there is insufficient time to publish in the above two newspapers.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 4-11 *DESIGNATION OF NEWSPAPER FOR
REPUBLICAN PARTY*

RESOLVED: That the Morning Times is hereby designated as the newspaper published in the County of Tioga for the Republican Party to publish the Election notices issued by the Secretary of State, and to publish the official canvass pursuant to County Law §214, Subd. 1.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 5-11 *DESIGNATION OF NEWSPAPER FOR
DEMOCRATIC PARTY*

RESOLVED: That the Tioga County Courier is hereby designated as the newspaper published in the County of Tioga for the Democratic Party to publish the Election notices issued by the Secretary of State, and to publish the official canvass pursuant to County Law §214, Subd

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 6-11 SET SALARY OF CHAIR

RESOLVED: That the salary of the Chair of the Tioga County Legislature be set at \$30,400 per year, which includes the salary received as County Legislator of \$9,400 and an additional \$21,000 to serve as Chair.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 7-11 FIX DATES AND TIMES OF
TIOGA COUNTY LEGISLATIVE
MEETINGS

RESOLVED: That the Tioga County Legislature during 2011 shall meet regularly in the Edward D. Hubbard Auditorium of the County Office Building, 56 Main Street, Owego, New York at 1:30 P.M. on the Tuesday following Committees which are held during the first full work week of the month; and be it further

RESOLVED: That the, March, June, September and December 2011 Legislative meetings shall be held at 6:00 P.M.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: ADMINISTRATIVE SERVICES

RESOLUTION NO. 8-11 APPOINTMENT OF
ADMINISTRATIVE CORONER

WHEREAS: The Tioga County Coroners have selected an Administrative Coroner for 2011; and

WHEREAS: Such Administrative Coroner will perform the supervisory duties of managing their budget, paying the bills, and various office functions of the Coroner's office; and

WHEREAS: The Administrative Coroner will have no supervisory authority over the other Coroners; therefore be it

RESOLVED: That W. Stewart Bennett, Tioga County Coroner, has been selected by the four duly elected County Coroners to be designated as the Administrative Coroner for 2011 and be given a stipend of \$3,000.00 as set forth in the County budget.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 9-11 *APPOINT DIRECTORS
SOIL & WATER CONSERVATION
DISTRICT*

RESOLVED: That Legislators Dale Weston and Tracy Monell are hereby appointed Directors of the Tioga County Soil and Water Conservation District for a one year term of January 1, 2011 through December 31, 2011; and be it further

RESOLVED: That John King is hereby appointed the Pomona Grange Representative to the Tioga County Soil and Water Conservation District for a three year term of January 1, 2011 through December 31, 2013.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

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

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 10-11 ANNUAL REVIEW OF PROCUREMENT POLICY

WHEREAS: General Municipal Law §104-b requires an annual review of Tioga County's procurement policy and procedures; now therefore be it

RESOLVED: That the Tioga County Legislature affirms its annual review of its Procurement Policy.

ROLL CALL VOTE

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

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 9:22 A.M.