

**Tompkins County Legislature**  
Regular Meeting Minutes – Approved 1-3-17  
**Tuesday, December 20, 2016 5:30 PM**  
Legislature Chambers

**Public Hearing - Proposed Local Law No. e of 2016 - Revising the Tompkins County Charter**

Mr. Lane, Chair, opened the public hearing at 5:33 p.m. concerning a local law revising the County Charter and asked if anyone wished to speak.

No one wished to speak and the public hearing was closed at 5:34 p.m.

**Pledge of Allegiance to the Flag**

Members and guests participated in the Pledge of the Allegiance to Flag.

**Roll Call of Members**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>	<b>Departed</b>
Will Burbank	Member	Present	
Carol Chock	Member	Present	
James Dennis	Member	Present	8:12 PM
Rich John	Member	Present	
Anna Kelles	Member	Present	
Dooley Kiefer	Member	Present	
Daniel Klein	Member	Present	
Michael Lane	Chair	Present	
Leslyn McBean-Clairborne	Member	Present	
Martha Robertson	Member	Present	
David McKenna	Member	Present	
Glenn Morey	Member	Present	
Michael Sigler	Member	Present	
Peter Stein	Member	Present	

**Distinguished Youth Award**

Mr. Dennis presented the Distinguished Youth Award for December 1016 to Tyler Romer, a student at Trumansburg High School. Tyler was recognized for his work with the task of supervising the design and construction of a fence in the Trumansburg Mini Village to separate the playground from an adjoining parking lot. The project was part of Tyler achieving the Eagle rank.

**Privilege of the Floor by the Public**

Arthur John Fry, Danby resident, spoke concerning Privilege of the Floor that is afforded to members of the public. He understands the rules that have been set but also expressed concern over the gradual erosion of the Bill of Rights. He believes everyone should have the right to express what they wish without being shut down.

Joanne Cipolla-Dennis, Town of Dryden resident, read and submitted a written statement. She spoke concerning the position of Chair of the Legislature and said she doesn't believe Mr. Lane should be

re-elected to the position in 2017, particularly because of the way in which he has enforced rules relating to Privilege of the Floor by the Public that she believes to have been biased and discriminatory.

**Report from a Municipal Official(s)**

Deborah Cipolla-Dennis, Town of Dryden Board Member, updated the Legislature on the Town's activities relating to the West Dryden Pipeline, a new zoning law for solar development, requests for zoning changes to the Cricket Lane neighborhood, and conservation subdivisions in the Varna Zoning District to allow for more concentrated development and maintaining open space. She said the Board also authorized the Town Supervisor to sign trail easement contracts.

George McGonigal, City of Ithaca Common Council member, said Ithaca Neighborhood Housing Services (INHS) has requested that the City enter into a PILOT (Payment in Lieu of Taxes) agreement that would allow them to rehabilitate 44 rental buildings with 98 units for a period of 30 years. This would reduce their taxes considerably and would affect the Ithaca City School District Tompkins County. The agreement will come before Common Council in January. It would cost the County approximately \$19,000 annually and the City \$32,000. Ithaca Neighborhood Housing Services will require its contractor to give local contractors and local building and sellers equal access to bid on supplies and materials for the project. He said INHS will be able to access \$4 million in funding if this proceeds quickly.

Ms. Robertson said although she is supportive of the rehabilitation of units she thinks the Legislature needs to be informed about this and suggested Paul Mazarella, INHS Executive Director, attend a meeting to provide the Legislature with information. Other Legislators expressed a need to hear more information in addition requesting a copy of the correspondence that was received by Mr. Lane from the City Mayor. Mr. Mareane said Mr. Franklin, Director of Tompkins County Assessment, is looking into this. There was confusion over what approval, if any, is needed by the County; this will also be addressed when further information is presented to Legislators.

**Health and Human Services Committee**

**Resolution No. 2016-265: Resolution in Appreciation of Steve Griffin - Foodnet (ID #6715)**

Mrs. McBean-Clairborne read the following resolution recognizing Steve Griffin, retiring Executive Director of Foodnet, for his 40 years of service.

The resolution was unanimously seconded and adopted.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leslyn McBean-Clairborne, Member
<b>AYES:</b>	Will Burbank, Carol Chock, James Dennis, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein

WHEREAS, Steve Griffin has devoted 40 years to supporting the nutritional health and well-being of Tompkins County's older adults, and

WHEREAS, after graduating from Cornell in 1976, Steve began addressing the dietary needs of seniors by working for the local Salvation Army in its nutrition for the elderly program, and

WHEREAS, in 1986, the entity known as Foodnet was incorporated, with Steve appointed as the Nutrition Program Director, and

WHEREAS, under Steve's leadership, Foodnet has grown from a budget of \$122,500 to \$1,200,000, with 15 full-time and 7 part-time staff, as well as 9 daily volunteers, preparing and delivering fresh hot meals to older adults 5 days per week, and

WHEREAS, the services of Foodnet touch the lives of over 400 Tompkins County residents each day, meeting their nutritional needs as well as providing them with important daily social contact, and

WHEREAS, Steve is described by staff, colleagues, and clients as a compassionate and dedicated leader, known for his integrity, his competence, and his unflinching courtesy to all, and

WHEREAS, Steve leaves a legacy of service, caring, and generosity that has made this community a stronger and better place, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Tompkins County Legislature recognizes the significant contributions Steve has made to improve the health and quality of life for older adults in Tompkins County,

RESOLVED, further, That the Tompkins County Legislature extends its sincere gratitude and appreciation to Steve for his dedicated service, and wishes him the very best in retirement.

**SEQR ACTION: TYPE II-20**

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**Health and Human Services Committee**

**Resolution No. 2016-266: Authorization to Execute Agreement - Development of a Mobile Crisis Team - Tompkins County Mental Health Department (ID #6758)**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Leslyn McBean-Clairborne, Member
<b>SECONDER:</b>	Anna Kelles, Member
<b>AYES:</b>	Will Burbank, Carol Chock, James Dennis, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein

WHEREAS, the Tompkins County Mental Health Department (Department) has recognized the community need for behavioral-health crisis assessment, intervention, and stabilization services 24 hours per day, seven days per week, and 365 days per year, and

WHEREAS, the Department is proposing the development of a Mobile Crisis Team (Team) in order to serve individuals and families who are experiencing urgent concerns related to mental health and/or substance abuse issues, and

WHEREAS, the development of this Team will increase public safety, decrease unnecessary hospitalizations for those experiencing behavioral-health crises, and decrease unnecessary legal

involvement or incarcerations for those experiencing behavioral-health crises, and

WHEREAS, the Delivery System Reform Incentive Payment (DSRIP) program will help fund this Team via the regional Performance Provider System (PPS) - Care Compass Network. The DSRIP program promotes community-level collaborations and restructures the health care delivery system by reinvesting in the Medicaid program to reduce avoidable hospitalizations, and

WHEREAS, the Care Compass Network is a not-for-profit, community organization created to champion new models of providing Medicaid beneficiaries with higher quality care, while reducing expenses through care coordination and community-focused care and education, and

WHEREAS, the Department wishes to enter into a professional services agreement with the Care Compass Network to be eligible for and to receive the financial support for those individuals who are unable to pay for services through conventional means, and

WHEREAS, the Care Compass Network will provide startup funds for the first two years of participation in this DSRIP (Delivery System Reform Incentive Payment)-supported project, and

WHEREAS, this request will result in no change in the target funding from the County since this project is designed to support any additional expense sustained by the Department as one of the goals of the project is to be self-sustaining, that is, that any additional expenses will be covered by the revenue generated by this project, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the County Administrator or his designee is hereby directed and authorized to execute any and all agreements necessary to complete the requirements of this Mobile Crisis Team project.

**SEQR ACTION:** TYPE II-20

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**Facilities and Infrastructure Committee**

**Resolution No. 2016-267: Award of Bid - Laboratory Analytical Testing Services - Solid Waste Division (ID #6734)**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	David McKenna, Glenn Morey
<b>SECONDER:</b>	Anna Kelles, Member
<b>AYES:</b>	Will Burbank, Carol Chock, James Dennis, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein

WHEREAS, the Department of Finance-Division of Purchasing has duly advertised for bids for laboratory analytical services for closed landfills, and

WHEREAS, the Finance Department advertised and received one bid that was publicly opened and reviewed on Tuesday November 22, 2016, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the contract be awarded to TestAmerica Laboratories, Inc., of 10 Hazelwood Drive, Amherst, New York, in the amount of \$18,060 per year for a three-year term from 2017 through 2019,

RESOLVED, further, That funds are available in the Solid Waste Management Division Operating Fund account 8169.54442,

RESOLVED, further, That the County Administrator or his designee be and hereby is authorized to execute a contract with TestAmerica Laboratories, Inc.

**SEQR ACTION: TYPE II - 20**

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**Government Operations Committee**

**Resolution No. 2016-268: Appropriation from Contingent Fund - Information Technology Services (ID #6744)**

This resolution was adopted by a short roll call vote.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Daniel Klein, Member
<b>SECONDER:</b>	Dooley Kiefer, Member
<b>AYES:</b>	Will Burbank, Carol Chock, James Dennis, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein

WHEREAS, Tompkins County has been able to respond to the needs of the community within ever-tightening fiscal constraints by providing information technology services, productivity-enhancing tools, and improved data network reliability and performance, and

WHEREAS, while the County has recently made important investments in major systems and the data network managed by the Department of Information Technology Services (ITS), and

WHEREAS, ITS has undertaken a review of data-network improvements to be implemented by the County to achieve greater efficiency, responsiveness, inter-connectedness, security, data integrity, and redundancy through network-based equipment replacements and upgrades, and

WHEREAS, this review has determined the need to replace the core routers configured in the two County data centers located in the Annex C and Public Health facilities, and

WHEREAS, it has been determined that additional core router features are necessary to enhance disaster recovery and network redundancy resulting in an increase of the core switch replacement project costs as previously budgeted, and

WHEREAS, the on-going net costs of annual maintenance and support service contract for the new core router equipment and operating system are expected to be approximately \$8,020 beginning in 2018, and

WHEREAS, ITS staff have provided direct support, configuration changes, and data processing

to complete the Affordable Care Act (ACA) reporting requirements and respond to the Road Patrol retroactive payments for years 2010-2016, resulting in additional overtime and fringe costs, and

WHEREAS, funds were not adequately budgeted to provide for the proposed core switch replacement project and the additional overtime and fringe costs associated with the ACA implementation requirements and Road Patrol retroactive payment calculations in the 2016 ITS Operation Budget and/or Capital accounts, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That the request for contingency funding be granted to support the procurement of the core network routers and the additional overtime and fringe costs to meet the ACA and Road Patrol retroactive payment requirements,

RESOLVED, further, That the Finance Director be and hereby is authorized to make the following adjustments to his books:

FROM:	A1990.54440	Contingent Fund	\$58,504
TO:	A1680.52202	Network Components	\$52,500
	A1680.51200	Overtime Pay	\$ 4,120
	A1680.58800	Fringes	\$ 1,884

**SEQR ACTION:** TYPE II-20

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**Budget, Capital, and Personnel Committee**

**Resolution No. 2016-269: 2016 Budget Appropriation and Adjustments for Road Patrol Retroactive Wage Increase (ID #6752)**

This resolution was adopted by a short roll call vote.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	James Dennis, Member
<b>SECONDER:</b>	David McKenna, Member
<b>AYES:</b>	Will Burbank, Carol Chock, James Dennis, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein

WHEREAS, the collective bargaining agreement between the Tompkins County Deputy Sheriff's Association and the County of Tompkins, valid from March 1, 2010, through December 31, 2016, that was ratified by the Tompkins County Legislature on February 4, 2016 (Resolution No. 2016-28), awarded retroactive salary and related adjustments for years prior to 2016, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Director of Finance is hereby authorized and directed to make the following appropriation and adjustments during the 2016 fiscal year:

REVENUE: General (A) Fund Reserves \$ 1,494,904

APPROPRIATION AND ADJUSTMENTS:

UNITACCOUNT	TITLE	AMOUNT
3110 51000412	SGT-DEPUTY SHERIFF	\$25,643
3110 51000419	DEPUTY SHERIFF	18,928
3110 51000424	CIVIL/ACCT PER CLERK	18,122
3110 51000425	SECRETARY	4,160
3110 51200412	SGT-DEPUTY SHERIFF	742
3110 51200419	DEPUTY SHERIFF	142
3110 51200424	CIVIL/ACCT PER CLERK	5
3110 51200425	SECRETARY	1
3110 58800	FRINGES	30,966

UNITACCOUNT	TITLE	AMOUNT
3113 51000412	SGT-DEPUTY SHERIFF	\$162,795
3113 51000413	CRIM. INVESTIGATOR	107,715
3113 51000417	SR. CRIM. INVEST.	30,746
3113 51000419	DEPUTY SHERIFF	555,233
3113 51000428	LIEUTENANT DEPUTY SHERIFF	11,760
3113 51200412	SGT-DEPUTY SHERIFF	25,598
3113 51200413	CRIM. INVESTIGATOR	7,854
3113 51200417	SR. CRIM. INVEST.	1,463
3113 51200419	DEPUTY SHERIFF	54,305
3113 51200428	LIEUTENANT DEPUTY SHERIFF	732
3113 58800	FRINGES	437,994

**SEQR ACTION:** TYPEII-20

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**Resolutions Added to and Withdrawn from the Agenda**

Mr. Lane gave the appropriate Committee Chairs permission to withdraw from the agenda the following resolutions entitled:

- Resolution Condemning Violence and Hate Speech, Expressing Solidarity with Muslims and All those Targeted for their Ethnicity, Race, or Religion (ID #6770)
- Amendment to Rule IV - Order of Business (5) Privilege of the Floor - Rules of the Tompkins County Legislature and Functions of Committees (ID #6768)

There were no resolutions added to the agenda.

**Appointments Approved Under the Consent Agenda**

**Advisory Board Appointment(s) (ID # 6709)**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Peter Stein, Member
<b>SECONDER:</b>	Leslyn McBean-Clairborne, Member
<b>AYES:</b>	Will Burbank, Carol Chock, James Dennis, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein

Ethics Advisory Board

Brian Eden - term expires December 31, 2020

Library Board of Trustees

Martha Hardesty - term expires December 31, 2017 (Term to begin immediately)

Emergency Communications Review and Oversight Committee

Mark Bell - Countywide Fire and EMS representative - term expires December 21, 2019

Criminal Justice Advisory/Alternatives-to-Incarceration Board

Susan Cook - County Attorney's Office representative - term expires December 21, 2019

Office for the Aging Advisory Committee

Jenny Chai - term expires December 31, 2019

Environmental Management Council

Michelle Henry - Town of Newfield; term expires December 31, 2017

Recess

Mr. Lane declared recess at 7:42 p.m. The meeting reconvened at 7:52 p.m.

Health and Human Services Committee

Mr. Dennis was excused at this time.

Government Operations Committee

**Resolution No. 2016-270: Appropriation from Contingent Fund - Terminal Pay - County Clerk/DMV (ID #6748)**

This resolution was adopted by a short roll call vote.



<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Daniel Klein, Member
<b>SECONDER:</b>	Peter Stein, Member
<b>AYES:</b>	Will Burbank, Carol Chock, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein
<b>EXCUSED:</b>	James Dennis

WHEREAS, the Department of Motor Vehicles has a retirement in the position of Deputy County Clerk effective December 28, 2016, and

WHEREAS, the Fiscal Policy of Tompkins County allows for terminal-pay reimbursement to the Department from the Contingent Fund, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital, and Personnel Committees, That, upon the retirement of the Deputy County Clerk, the Director of Finance is hereby authorized and directed to make the following budget appropriation:

FROM: A1990.54440	Contingent Fund	\$23,619.00
TO: A1411.51000202	Deputy County Clerk	\$16,209.60
A1411.58800	Fringes	\$ 7,409.40

**SEQR ACTION:** TYPE II-20

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**Resolution No. 2016-271: Appropriation from Contingent Fund - Terminal Pay- Assessment Department (ID #6747)**

This resolution was adopted by a short roll call vote.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Daniel Klein, Member
<b>SECONDER:</b>	Carol Chock, Member
<b>AYES:</b>	Will Burbank, Carol Chock, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein
<b>EXCUSED:</b>	James Dennis

WHEREAS, the Department of Assessment had a retirement in the position of Senior Valuation Specialist effective October 31, 2016, and

WHEREAS, the Fiscal Policy of Tompkins County allows for terminal-pay reimbursement to the department from the Contingent Fund, now therefore be it

RESOLVED, on recommendation of the Government Operations and the Budget, Capital and

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Personnel Committees, That the Director of Finance is hereby authorized and directed to make the following budget appropriation:

FROM:	A1990.54440	Contingent Fund	\$16,630.18
TO:	A1355.51000796	Senior Valuation Specialist	\$ 9,028.52
	A1355.58800	Fringes	\$ 7,601.66

**SEQR ACTION:** TYPE II-20

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**Minutes of Previous Meeting**

December 6, 2016

<b>RESULT:</b>	<b>ACCEPTED [12 TO 1]</b>
<b>MOVER:</b>	Michael Sigler, Member
<b>SECONDER:</b>	Glenn Morey, Member
<b>AYES:</b>	Burbank, Chock, John, Kelles, Klein, Lane, McBean-Clairborne, Robertson, McKenna, Morey, Sigler, Stein
<b>NAYS:</b>	Dooley Kiefer
<b>EXCUSED:</b>	James Dennis

**Adjournment**

The meeting adjourned at 8:20 p.m.