

Tompkins County Legislature
Regular Meeting Minutes – Approved 6-6-17
Tuesday, May 16, 2017 5:30 PM
Legislature Chambers

Call to Order

Mr. Lane, Chair, called the meeting to order at 5:30 p.m.

Pledge of Allegiance to the Flag

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

Roll Call of Members

Attendee Name	Title	Status	Arrived	Departed
Will Burbank	Member	Present		7:30 PM
Carol Chock	Member	Present		
James Dennis	Member	Present		
Rich John	Member	Late	5:49 PM	
Anna Kelles	Member	Present		
Dooley Kiefer	Member	Present		
Daniel Klein	Vice Chair	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		8:30 PM

Presentation of Proclamations, Petitions, Communications, and Notices

Mr. Lane read and presented the following proclamations:

- Mike Hall, Interim Airport Manager, declaring May 2017 to be General Aviation Month in Tompkins County; and
- Lee Dillon, Executive Director of Tompkins Community Action, declaring May 2017 to be Community Action Month in Tompkins County.

Ms. Robertson read and recognized Charlie Trautmann for his contributions to the community and 26 years of service as Executive Director of the Sciencenter.

Privilege of the Floor by the Public

Denise Gomber, Dryden resident and Executive Director of the Downtown Ithaca Children’s Center, said the agency is a current applicant of the Human Services Coalition offering to become an Early Childhood Care Center for six week olds to 12 year old children. They have worked very hard on development approaches and other efforts to ensure they have talented staff to serve children. A diverse environment has been created that fosters the emotional, social, and intellectual development of children. She believes the Center offers a quality program.

Mr. John arrived at this time.

Lucia Sacco, Dryden resident and Executive Director of Lifelong, said Lifelong is a vibrant center for adults and is celebrating its 55th birthday. She spent 21 years working in long-term care and when she came to Lifelong she was happy to see how engaged the clients were and being active and engaged in many different programs. She reviewed some of the services the agency provides and thanked the Legislature for its support.

Theresa Alt, City of Ithaca resident, spoke in opposition to the resolution on the agenda entitled Resolution in Support of Providing Affordable Housing, Urging New York State to Amend the Real Property Tax Law to Allow Tompkins County the Option to Provide a Partial Exemption to Multi-Unit Residential Properties Converted to Owner-Occupied Residences and said she does not believe it will achieve what the Legislature is looking for and could do the opposite.

Stephanie Heslop, Ithaca resident, said she recently attended IDA meetings and believes developers receiving tax abatements should be paying their employees a living wage. Giving millions of dollars to business who are paying minimum wages is unacceptable.

Mike Koplinka-Loehr, Town of Lansing resident, recognized three retiring individuals in the community he described as “quiet giants”: Carl Haynes, President of Tompkins Cortland Community College, Charlie Trautmann as Executive Director of the Sciencenter, and Ed Marx, Planning and Sustainability Commissioner. He also spoke in support of the resolution on the agenda entitled Establishment of Guidelines and Fiscal Targets for All County Budgeting Units for the Preparation of the 2018 Budget.

Jeff Shepardson, Town of Newfield resident and Executive Director of CDRC (Community Dispute Resolution Center), said he has been here since 1986 serving the community in a number of ways and offering people to engage in different ways. He spoke of the Agency’s work and the number of volunteers who contribute their time. He asked the Legislature for continued support.

Shari Korthuis, Ithaca resident, spoke about tax abatements and said she believes a moratorium should be placed on them. She opposes giving tax breaks to corporations and said it is not benefiting the County; there needs to be quality jobs and affordable housing.

Report from a Municipal Official(s)

Ducson Nguyen, Common Council member, reported at the last Common Council meeting a resolution opposing the Concealed Carry Reciprocity Act of 2017 was passed. He said comments can continue to be received concerning the Waterfront project; the plan is available on the web and he encouraged people to look at it. The Planning Committee approved a resolution requiring landlords to display their certificate of compliance at the entrance of dwellings.

Recess

Mr. Lane declared recess at 7:30 p.m. The meeting reconvened at 7:41 p.m.

Mr. Burbank was excused at this time.

Resolutions Added to and Withdrawn from the Agenda

Mr. Lane gave Ms. McBean-Clairborne permission to withdraw the resolution entitled Acceptance of Anonymous Donation and Budget Adjustment - Department of Social Services from the agenda.

There were no resolutions added to the agenda.

Appointments Approved Under the Consent Agenda

Advisory Board Appointment(s) (ID # 7018)

RESULT:	ADOPTED [12 TO 0]
MOVER:	Glenn Morey, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Carol Chock, James Dennis, Rich John, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler, Peter Stein
EXCUSED:	Will Burbank
AWAY:	Anna Kelles

Workforce Diversity and Inclusion Committee
Marcia Lynch - At-large representative; term expires December 31, 2018

Planning Advisory Board
Susan Mann - Energy representative; term expires December 31, 2019

Air Services Board
Ken Hodges - At-large representative; term expires December 31, 2019

Library Board of Trustees
Jason Moore; term expires December 31, 2019

Resolutions Approved Under the Consent Agenda

RESULT:	ADOPTED [12 TO 0]
MOVER:	Glenn Morey, Member
SECONDER:	Dooley Kiefer, Member
AYES:	Chock, Dennis, John, Kiefer, Klein, Lane, McBean-Clairborne, Robertson, McKenna, Morey, Sigler, Stein
EXCUSED:	Burbank
AWAY:	Kelles

Resolution No. 2017-79: Authorization to Disburse County Funds to OAR's (Opportunities, Alternatives, and Resources) Endeavor House (ID #7012)

WHEREAS, the Tompkins County Legislature through Resolution No. 2015-154 authorized

funding for the Community Housing Development Fund, and

WHEREAS, the Community Housing Development Fund (CHDF) assists with the development costs associated with residential and mixed-use real estate development projects primarily benefiting low- and moderate-income households, and requires that newly constructed or rehabilitated homes supported by the program are not only made available to low- to moderate-income households, but also remain affordable to future generations of renters and buyers, and

WHEREAS, the Notice of Funding Availability was made available to interested parties with a deadline of March 20, 2017, for Round 14, and

WHEREAS, one application was received and reviewed by the CHDF Application Review Committee, which made formal funding recommendations for funding to the CHDF Program Oversight Committee, and

WHEREAS, the Program Oversight Committee accepted and recommended that the following proposal receive funding as indicated in the table:

Applicant	Project	Location	Number of Affordable Units	Dollar Amount Recommended	Sponsor
OAR	Endeavor House	City of Ithaca	2 (<i>the 4 SRO beds are counted as 2 rental units by the program</i>)	\$60,000	Tompkins County

WHEREAS, Tompkins County, with the approval of the U.S. Department of Housing and Urban Development (HUD), uses Program Income Funds for its contributions to the Community Housing Development Fund, and

WHEREAS, the disbursement of any County funds shall not take place until a subcommittee of Program Oversight Committee members representing Tompkins County, the City of Ithaca, and Cornell University meet to review and approve:

- (1) a revised full construction budget based on itemized cost estimates from licensed contractors detailing all aspects of the project;
- (2) updated source of funds documentation demonstrating funds adequate for all project costs; and
- (3) a revised operating budget that accurately reflects cash flow,

now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That Tompkins County authorizes the expenditure of \$60,000 of its Program Income funds to support OAR's Endeavor House project as recommended by the CHDF Program Oversight Committee,

RESOLVED, further, That the Director of Finance be and hereby is authorized to make the following budget adjustment:

Revenue:	CD8695.42411	Program Income	\$60,000
Appropriation:	CD8695.54400	Program Expense	\$60,000

RESOLVED, further, That the County Administrator or his designee be and hereby is authorized

to execute agreements in order to implement this grant program, consistent with this resolution.
SEQR ACTION: TYPE II-2

**Resolution No. 2017-80: Scheduling a Public Hearing for Addition to Agricultural District No. 2
(West Side of Cayuga Lake) (ID #7004)**

WHEREAS, Resolution No. 25 of 2004 designated an annual one-month review period when landowner proposals for inclusion of viable agricultural lands within existing certified agricultural districts will be accepted for review and action by the Tompkins County Legislature, and

WHEREAS, Resolution No. 201 of 2007 revised the schedule of the annual review period so that it begins February 1, and

WHEREAS, Tompkins County has two (2) New York State certified agriculture districts, District 1 is on the east side of Cayuga Lake and District 2 is on the west side of Cayuga Lake, and

WHEREAS, one landowner has requested addition of a parcel totaling 1.73 acres to Tompkins County Agricultural District 2 and no landowners have requested addition of parcels to Tompkins County Agricultural District 1, and

WHEREAS, the County Legislature is required to hold a public hearing and act on such proposals within 120 days under New York State Agriculture District Law, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the public hearing on additions to the Agriculture Districts of Tompkins County be held at the County Legislature meeting scheduled for June 6, 2017, at 5:30 p.m.,

RESOLVED, further, That the Clerk of the County Legislature is authorized to place proper notice, including tax parcel number and street address, of this public hearing in the official newspaper of the County as outlined below:

Tax Parcel: 502200 17.-1-15.34

Street Address: Brown Road, Danby

SEQR ACTION: TYPE II-20

**Resolution No. 2017-81: Authorization for Public Hearing - Tompkins Cortland Community
College Operating Budget – 2017-2018 (ID #7038)**

WHEREAS, Tompkins Cortland Community College is a joint enterprise of Tompkins County and Cortland County whose budgets must be acted on by each county, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That a public hearing be held on June 20, 2017, at 5:30 o'clock in the evening thereof in the Legislature's Chambers of the Governor Daniel D. Tompkins Building, 121 East Court Street, Ithaca, New York, concerning the 2017-2018 operating budget request for Tompkins Cortland Community College. At such

time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Legislature be and hereby is directed to place such notice of public hearing in the official newspaper of Tompkins County.

SEQR ACTION: TYPE II-20

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Resolution No. 2017-82: Award of 2017 Tourism Capital Grants (ID #7002)

WHEREAS, the Tompkins County Tourism Program includes Tourism Capital Grants and Tompkins County Area Development (TCAD) administers the Tourism Capital Grants process, which includes designing the application, reviewing and analyzing the feasibility and economic impact of tourism capital projects, and providing oversight for tourism capital projects, and

WHEREAS, funding exists within the Room Occupancy Tax-funded Tompkins County Tourism Program budget for Tourism Capital Grants, and

WHEREAS, TCAD reviewed the following projects with the Strategic Tourism Planning Board (STPB), and the STPB anticipates that the following projects will encourage the development of tourism products and attractions in order to improve community assets, to increase tourism business in the County, and to increase the income from the Room Occupancy Tax, and the following grant awards have been recommended by the STPB, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the following Tourism Capital Grants be awarded in 2017:

Applicant	Award
Center for the Arts (Hangar) - Dickens	\$20,000
Center for Transformative Action (Floating Classroom) - Study	\$5,500
Community School of Music and Arts - 3rd Floor Phase 2	\$16,500
Finger Lakes Land Trust - Trail	\$10,000
Friends of Stewart Park - Pavilion	\$25,000
Ithaca Youth Bureau - Rink	\$50,000
PRI - Smith Woods	\$5,000
Sciencenter - Get Fit!	\$20,000
The History Center - Heritage Center	\$25,000

RESOLVED, further, That TCAD is paid an amount up to \$12,839 for administrative evaluation and oversight services in 2017,

RESOLVED, further, That the County Administrator or his designee is authorized to sign any agreements with the award recipients and TCAD pertaining to this program,

RESOLVED, further, That the Tourism Capital Grant Program budget for 2017 is increased by \$47,337 bringing the total 2017 budget for this program from \$210,105 to \$257,442:

6475.54625 Tourism Capital Grant Program	\$47,337
6475.41113 Room Tax	\$47,337

SEQR ACTIONS

- Center for the Arts (Hangar) - Dickens - Type II-20
- Center for Transformative Action (Floating Classroom) - Study - Type II-20
- Community School of Music and Arts - 3rd Floor Phase 2 - Type II-1
- Finger Lakes Land Trust - Trail - Type II-1
- Friends of Stewart Park - Pavilion - Type II-1
- Ithaca Youth Bureau - Rink - Type II-2
- PRI - Smith Woods - Type II-10
- Sciencenter - Get Fit! - Type II-20
- The History Center - Heritage Center - Type II-1

Resolution No. 2017-83: Authorization to Execute a Contract with Barton and Loguidice, D.P.C., for Bridge Replacement Design Services – Dodge Road over Cascadilla Creek - BIN 3209890 (Town of Dryden) (ID #7036)

WHEREAS, reconstruction design for the bridge carrying Dodge Road over Cascadilla Creek (BIN 3209890) in the Town of Dryden, is included in the County Capital Budget, and

WHEREAS, with County Highway Department input, the New York State County Highway Superintendent’s Association developed a list of fifteen consulting firms for work in Tompkins County for highway and bridge construction projects in 2016 through 2019, and

WHEREAS, the Facilities and Infrastructure Committee, with input from the County Department of Finance, has previously authorized consultant selection from such consultant lists for locally funded bridge replacement design services, and

WHEREAS, the Tompkins County Highway Director has recommended Barton and Loguidice, D.P.C. (B&L), which is on said consultant list, as best qualified to provide design services for this project, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a contract with Barton and Loguidice, D.P.C., of 443 Electronics Parkway, Liverpool, New York, for design and construction support services in connection with the Project for a contract amount of \$77,300.00.

RESOLVED, further, That the County Administrator or his designee be and hereby is authorized to implement this contract and execute supplemental agreements with total values not to exceed 10% of the aforementioned contract amount on behalf of the County, funds to be provided from the Dodge Road Bridge Capital Account (HZ 5324.59239).

SEQR ACTION: TYPE II-2

Resolution No. 2017-84: Award of Bid – Bridge Painting – Salmon Creek Road Bridge (BIN 3210100) Over Salmon Creek in the Town of Lansing (ID #7030)

WHEREAS, the Department of Finance - Division of Purchasing has duly advertised for bids for the painting of the bridge carrying Salmon Creek Road over the Salmon Creek (BIN 3210100), and

WHEREAS, five (5) bids were received and publicly read on May 8, 2017, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the bid be awarded to Niagara Coatings Services, Inc., of Niagara Falls, New York, lowest responsible bidder, in the amount of \$ 169,728.00,

RESOLVED further, That funds remaining in the 2016 Road Maintenance Program Capital Account, HZ 5118.59239.51.18, are available to fund this work and when depleted that the balance of funds required is available in the 2017 Road Maintenance Program Capital Account, HZ 5120.59239.51.20,

RESOLVED further, That the Highway Department be and hereby is authorized to implement this bid and to execute change orders to the contract up to 10% of the aforementioned bid amount on behalf of the County, funds to be provided from the Road Maintenance Program Capital Account HZ 5120.59239.51.20.

SEQR ACTION: TYPE II-2

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Government Operations Committee

Resolution No. 2017-85: Authorization to Execute a Contract with Clear Impact, LLC, for Performance Measurement Software and Related Consulting Services (ID #6947)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel Klein, Vice Chair
SECONDER:	Carol Chock, Member
AYES:	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
EXCUSED:	Will Burbank

WHEREAS, to improve its management of public resources and the quality delivery of essential programs, Tompkins County desires to establish a countywide performance measurement system, and

WHEREAS, such a system should enable departments to measure their success in attaining intended program outcomes and to make and assess programmatic changes aimed at improving performance, and

WHEREAS, a performance measurement system is expected to become an important addition to the process of decision-making at every level of the County organization, and

WHEREAS, for many years performance measurement has been left to individual departments to initiate and conduct, and

WHEREAS, a single countywide performance measurement system could be more useful than ad hoc or department-specific systems, and

WHEREAS, as a part of the 2017 County Budget, this Legislature authorized multi-year funding to support a three-year project to try out such a performance measurement system and to implement that system in all County departments, and

WHEREAS, the County issued a Request for Proposals (RFP) for a performance measurement system on February 10, 2017, in accordance with established Tompkins County and New York State purchasing procedures, and received four proposals by the March 10th due date for responses, and

WHEREAS, the proposals were evaluated by a team of County department heads and staff based on the criteria established by the RFP, and

WHEREAS, the review team, including the County Administrator whose department will manage and maintain the performance measurement system, has recommended that a contract resulting from the RFP process be awarded Clear Impact, LLC of Rockville, Maryland, for a web-based system that is maintained and updated by the vendor rather than the County, and

WHEREAS, the Government Operations Committee recommends the County undertake a three-year trial of Clear Impact's "Results-Based Accountability" system, during which the County Administrator will report to the Government Operations Committee each June on the progress of the trial and the specific measurements thus far developed, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the County Administrator or his designee be and hereby is authorized to enter into a contract with Clear Impact, LLC of Rockville, Maryland for software and related consulting services to implement its Results-Based Accountability performance measurement system for a three-year contract amount not to exceed \$53,600,

RESOLVED, further, That the County Administrator shall provide a progress report regarding the performance measurement initiative to the Government Operations Committee each June during the three-year trial period.

SEQR ACTION: TYPE II-20

Resolution No. 2017-86: Resolution in Support of Providing Owner-Occupied Housing, Urging New York State to Amend the Real Property Tax Law to Allow Tompkins County the Option to Provide a Partial Exemption to Multi-Unit Residential Properties Converted to Owner-Occupied Residences (ID #7003)

Ms. Chock said she would like to know the County Attorney's opinion on when a Point of Order takes precedence, what would be the next steps if the State passes this, and is there a legal requirement that if someone votes for this here that they would have to vote the same way after hearing from the public.

Mr. Wood said at the time the Point of Order was requested the Chair of the Legislature was still calling on people to speak. He reminded the Legislature that challenging the Chair can be made. In response to the second question, he said there is no requirement that any law be adopted when it comes back from the State. In the past the Legislature has asked State legislators to do whatever is necessary and when passed by the State Legislature and the Governor it would come back to the County Legislature. He believes it would be somewhat unusual to ask them to pass something and then not adopt it locally but permissible.

It was MOVED by Mr. Dennis, seconded by Ms. Kelles, and unanimously adopted by voice vote by members present, to Call the Question. THE QUESTION WAS CALLED.

The following is the vote result for the resolution.

RESULT:	DEFEATED [7 TO 6]
MOVER:	Daniel Klein, Vice Chair
SECONDER:	Martha Robertson, Member
AYES:	Carol Chock, Rich John, Anna Kelles, Dooley Kiefer, Daniel Klein, Leslyn McBean-Clairborne, Martha Robertson
NAYS:	James Dennis, Michael Lane, David McKenna, Glenn Morey, Michael Sigler, Peter Stein
EXCUSED:	Will Burbank

WHEREAS, there is a demonstrable and critical shortage of owner-occupied housing within Tompkins County, and

WHEREAS, this Legislature has attempted to address that shortage through a number of measures, including participation with the City of Ithaca and Cornell University in the development of the Community Housing Fund, and

WHEREAS, the New York State Legislature has authorized many cities to offer an exemption for multi-family housing that was converted to single-family houses under Real Property Tax Law Section 421-‘X’, and

WHEREAS, planned development within Tompkins County will add a significant number of bedrooms over the next year that will result in a higher vacancy rate within the County, and

WHEREAS, the higher vacancy rate would allow for older subdivided and poorly maintained housing to return to an owner-occupied single-family residence with one or two units, and

WHEREAS, it is in the interest of Tompkins County to allow for this transition to happen to encourage owner-occupied homes, now therefore be it

RESOLVED, on recommendation of the Government Operations Committee, That the Tompkins County Legislature urges the New York State Legislature to amend the Real Property Tax Law by creating a new section of law that would allow Tompkins County, by local law, to grant a partial exemption equal to any increase in assessment due to the conversion of a multi-unit rental property to an owner-occupied one- or two-unit residence by foregoing any increase in assessment in year one and thereafter increasing the assessment rate by 12.5% per year,

RESOLVED, further, That the Clerk of the Legislature send copies of the resolution to Governor Andrew Cuomo, Senators James Seward, Pamela Helming, and Tom O'Mara, and Assemblywoman Barbara Lifton, and NYSAC (New York State Association of Counties).

SEQR ACTION: TYPE II-20

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Resolution No. 2017-87: Authorizing a Public Hearing on Proposed Local Law No. c of 2017 – A Local Law Enacting the New York State Real Property Tax Law Section 485-g, Infrastructure Exemption (ID #6997)

Mr. Stein was excused at this time.

RESULT:	ADOPTED [10 TO 2]
MOVER:	Daniel Klein, Vice Chair
SECONDER:	Dooley Kiefer, Member
AYES:	James Dennis, Anna Kelles, Dooley Kiefer, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler
NAYS:	Carol Chock, Rich John
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, the Tompkins County Legislature wishes to encourage more housing units within the County, and

WHEREAS, one of the many impediments to building for-sale housing is the holding costs of the land after expending money on upgrading the infrastructure, and

WHEREAS, the New York State Legislature has authorized an exemption that would provide a three-year abatement on the increase in value due to the improvements made to the public infrastructure (utilities, sidewalks, and roads) so long as the developer retains ownership of the newly subdivided lots, now therefore be it

RESOLVED, on recommendation of the Government Operations Committees, That a public hearing be held before the Tompkins County Legislature in the Legislative Chambers of the Governor Daniel D Tompkins Buildings, 121 E Court St, Ithaca, New York on June 6, 2017, at 5:31 o'clock in the evening thereof concerning proposed Local Law No. c of 2017 - A Local Law Enacting the New York State Real Property Tax Law Section 485-g, Infrastructure Exemption. At such time and place all persons interested in the subject matter will be heard concerning the same,

RESOLVED, further, That the Clerk of the Legislature is hereby authorized and directed to place proper notice of such public hearing in the official newspaper of the County.

SEQR ACTION: TYPE II-20

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Budget, Capital, and Personnel Committee

Resolution No. 2017-88: Establishing the Platinum Plan/Simply Blue Plan Offered through the Greater Tompkins Municipal Health Insurance Consortium as an Option Available to Retirees Eligible for Health Coverage Provided by Tompkins County and Establishing a Premium-Cost Sharing formula for the Retiree Platinum Plan (ID #7001)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James Dennis, Member
SECONDER:	Glenn Morey, Member
AYES:	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
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, Tompkins County currently offers County-supported health insurance benefits to individuals who retire from the County and are eligible for pension benefits through the New York State Retirement System, and

WHEREAS, the health benefit plans offered to retirees are the same as those offered to active County employees, and

WHEREAS, most retirees currently support fifty percent (50%) of the premium cost for individual coverage and sixty-five percent (65%) of the additional premium cost for family coverage, and

WHEREAS, in 2015, the County added the Platinum Plan/Simply Blue Plan (“Platinum Plan”), offered through the Greater Tompkins Municipal Health Insurance Consortium, to the health benefit plans available to active County employees, and

WHEREAS, the Platinum Plan is now the sole health insurance option available to nearly all County employees hired after 2016, and is an optional plan available to other active employees, and

WHEREAS, the Greater Tompkins Municipal Health Insurance Consortium makes periodic adjustments to the Platinum Plan it offers in order to maintain an Actuarial Value as defined by the Patient Protection and Affordable Care Act (ACA) that is equal to an overall plan benefit for the average participant of 90% for the Platinum Plan, meaning that co-pays and deductibles may vary from year-to-year in order to preserve a 90-10 split of approved medical care costs between the insurance plan and covered member, and

WHEREAS, the County now wishes to add the Platinum Plan, or equivalent plans that may succeed it, to the options available to County retirees, thereby allowing retirees an additional choice of

health coverage plans, and

WHEREAS, the County further wishes to pass the cost savings associated with the Platinum Plan to the retirees who select that plan, allowing retirees a lower premium cost without a commensurate increase in health benefit costs borne by County taxpayers, and

WHEREAS, to achieve that desire for the retiree to realize the full cost savings of the Platinum Plan option, each year the County's contribution to the retiree's Platinum Plan premium will be set equal to the lesser of the County's contribution to the "Classic Blue" or equivalent successor plans or 100% of the Platinum Plan premium cost, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That this Legislature directs the Commissioner of Human Resources to make the Platinum Plan option, or its equivalent successor plan, available to retirees, both existing and those who will enter retirement in the future, provided that opting into the Platinum Plan is a one-time election,

RESOLVED, further, That the County's contribution to the premium cost of the Retiree Platinum Plan shall be set and shall remain equal to lesser of the County's contribution to the premium cost of the Retiree Classic Blue Plan, or its equivalent successor plan, or 100% of the premium cost of the Retiree Platinum Plan and that the retiree's share of the premium cost therefore be equal to the difference between the total Platinum Plan premium and the County's contribution to the premium.

SEQR ACTION: TYPE II-20

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Resolution No. 2017-89: Establishment of Guidelines and Fiscal Targets for All County Budgeting Units for the Preparation of the 2018 Budget (ID #7010)

Ms. Chock does not believe the fiscal guideline is high enough and will not support the resolution.

A voice vote on the resolution resulted as follows: Ayes 11, Noes - 1 (Legislator Chock), Excused - 2 (Legislators Burbank and Stein). RESOLUTION ADOPTED.

Mrs. McBean-Clairborne said she wanted to change her vote and MOVED to reconsider the resolution, seconded by Ms. Kiefer. Following a brief discussion, Mrs. McBean-Clairborne withdrew her motion.

Ms. Kiefer MOVED to reconsider the resolution, seconded by Mrs. McBean-Clairborne. A voice vote resulted as follows: Ayes - 11, Noes - 1 (Legislator Morey), Excused - 2 (Legislators Burbank and Stein). MOTION TO RECONSIDER CARRIED.

The following is the final vote on the resolution by roll call.

RESULT:	ADOPTED [9 TO 3]
MOVER:	James Dennis, Member
SECONDER:	David McKenna, Member
AYES:	James Dennis, Rich John, Anna Kelles, Daniel Klein, Michael Lane, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler
NAYS:	Carol Chock, Dooley Kiefer, Leslyn McBean-Clairborne
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, the Tompkins County Fiscal Policy specifies that a fiscal target is the maximum amount of general revenue spending authority that a department head or program director may request without initiating an Over-Target Request, and changes in fiscal targets should be communicated in a timely manner to department heads and program directors in order for them to prepare and submit their 2018 budget requests to the County Administrator by Friday, July 21, 2017, and

WHEREAS, the Tompkins County Legislature wishes to establish targets in order for departments and agencies to submit their 2018 budget requests, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That fiscal targets for all budgeting units for preparation of the 2018 budget are hereby established as follows:

1. For grants to specific not-for-profit agencies, fiscal targets shall be equal to the amount approved in the 2017 adopted budget, less any one-time or re-appropriated funding, then increased by 2.0%.
2. The fiscal targets for all County departments shall be equal to the amount provided by the 2017 adopted budget for discretionary programs and mandated responsibilities, as adjusted by the deletion of any one-time or reallocated funds applied to such costs in the 2017 adopted budget, and by changes such as negotiated wage growth and changes in fringe benefits rates that are established and allocated to the departments by the County Administrator.

SEQR ACTION: TYPE II-20

Resolution No. 2017-90: Establishment of 2018 County Financial Goal (ID #7009)

It was MOVED by Ms. Kiefer to change the word “Goal” to “Tax-Levy Guideline” in the title.
MOTION FAILED DUE TO LACK OF A SECOND.

Ms. Chock does not believe this financial goal is high enough to accomplish the things the County wants to do.

This resolution was adopted by a roll call vote.

RESULT:	ADOPTED [10 TO 2]
MOVER:	James Dennis, Member
SECONDER:	Martha Robertson, Member
AYES:	James Dennis, Rich John, Anna Kelles, Daniel Klein, Michael Lane, Leslyn McBean-Clairborne, Martha Robertson, David McKenna, Glenn Morey, Michael Sigler
NAYS:	Carol Chock, Dooley Kiefer
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, the County Administrator has requested the Legislature to establish a tax-levy guideline to use in working with departments and preparing his recommended budget for 2018, and

WHEREAS, it is currently estimated that the 2018 property tax cap imposed on all local governments and school districts by New York State would be approximately 2.4% for Tompkins County, which is equivalent to approximately \$1.15 million over the 2017 property tax levy, and

WHEREAS, as of April 25, 2017, the County Administrator estimates that a 2.4% increase in the County's property tax levy, including a 0.5% increase dedicated to capital improvements identified in the County's Capital Program, will support a maintenance-of-effort budget for all County departments as well as addressing other critical needs and priorities, and

WHEREAS, it is recognized that the County's fiscal policy allows departments and agencies to request funding in excess of their 2018 spending targets via an "Over-Target Request," thereby allowing the Legislature to consider exceeding the County Administrator's Recommended Budget in the event that compelling reasons to expand or maintain a program or service are presented, and

WHEREAS, it is estimated that, if the 2.4% property tax-levy increase is met, then the additional cost on a \$178,000 2016 assessed median-value Tompkins County home will be approximately \$24.62 per year, and

WHEREAS, it is acknowledged that certain economic and fiscal conditions remain volatile and may improve or deteriorate prior to the introduction of the formal 2018 Recommended Budget in the fall and that the tax cap estimate may change as more precise information becomes available, now therefore be it

RESOLVED, on recommendation of the Budget, Capital, and Personnel Committee, That the Legislature directs the County Administrator to establish departmental and agency spending targets and develop a 2018 operating and capital budget that can be supported with a property tax levy that is 2.4% above the 2017 level.

SEQR ACTION: TYPE II-20

Government Operations Committee

Resolution No. 2017-91: Appropriation from Contingent - Terminal Pay - Assessment Department (ID #6996)

This resolution was adopted by a short roll call vote.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel Klein, Vice Chair
SECONDER:	Carol Chock, Member
AYES:	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
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, the Department of Assessment had requested terminal-pay reimbursement to the Department from the Contingent Fund on December 20, 2016, and

WHEREAS, upon balancing the 2016 budget, it was discovered the funds requested were not enough to cover the terminal pay, and

WHEREAS, based on the Fiscal Policy of Tompkins County the Department of Assessment is requesting the additional 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 Committee, That the Finance Director be and hereby is directed to make the following appropriation on the 2016 books:

From: A1990.54400	Contingent Fund	\$11,076.37
To: A1355.51000796	Senior Valuation Specialist	\$ 7,601.66
A1355.58800	Fringes	\$ 3,474.71

SEQR ACTION: TYPE II-20

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Public Safety Committee

Resolution No. 2017-92: Appropriation from Contingent Fund – Replacement Pay – Department of Emergency Response (ID #6963)

This resolution was adopted by a short roll call vote.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rich John, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	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
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, the Department of Emergency Response had an employee out on disability for greater than two months, and

WHEREAS, Tompkins County Fiscal Policy provides limited reimbursements to departments for costs incurred for disabilities of employees, and

WHEREAS, when a disability occurs within a 24-hour per day title that requires minimum staffing, such as in the 911 Center at the Department of Emergency Response, the absence must be backfilled by another employee within that title, typically through use of overtime assignment and pay, and

WHEREAS, the Department of Emergency Response was subject in 2016 to 800 hours in disability leave by Emergency Services Dispatchers, and

WHEREAS, the Department expended both disability pay for the absences and overtime pay for the backfill in vacancies, thus creating a budgetary shortfall within the payroll for Emergency Services Dispatchers, and

WHEREAS, the Department may apply for contingency funding to cover a portion of the resulting costs, and those costs for Emergency Services Dispatchers amount to \$28,746, and

WHEREAS, the Department covered the additional departmental disability costs and overtime backfill costs exceeding \$45,000 through its management of other budgeted salary and fringe lines, now therefore be it

RESOLVED, on recommendation of the Public Safety and the Budget, Capital, and Personnel Committees, That the Finance Director be and hereby is authorized to make the following adjustment to his books for 2016:

FROM: A1990.54400	Contingent Fund	\$ 28,746
TO: A3410.51400	Disability Pay	\$ 19,728
A3410.58800	Fringes	\$ 9,018

SEQR ACTION: TYPE II-20

Resolution No. 2017-93: Budget Adjustment to Transfer from the Capital Program for Reimbursement of Related-Operations Costs – Department of Emergency Response (ID #6962)

This resolution was adopted by a short roll call vote.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rich John, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	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
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, on August 20, 2013, by Resolution No. 128, the Tompkins County Legislature accepted a New York State Statewide Interoperable Communications Grant in the amount of \$2,854,312 for purposes of extending and regionalizing interoperable radio communications capabilities, and

WHEREAS, to isolate and properly account for all grant expenditures, including construction costs, Capital Project 34.14 was then established and assigned for fiscal management purposes, and

WHEREAS, authorized and reimbursable program expenditures included salary and fringe benefit costs for staff assigned and dedicated to the development, design, and implementation of the project, and

WHEREAS, these staff costs were charged and properly accounted for within the department's operating budget appropriation lines and will be recaptured from the pending reimbursement, now therefore be it

RESOLVED, on recommendation of the Public Safety and the Budget, Capital, and Personnel Committees, That the Finance Director be and hereby is authorized to transfer necessary funds from the capital project to effectuate reimbursement of the identified and submitted personnel costs, including salary and fringe benefits,

RESOLVED, further, That the following 2016 budget lines be amended and adjusted for these purposes:

HI FUND - FIRE & EMS

Incr. Revenue Account: HI3414.43306.34.14 State Aid Homeland Security	\$ 206,110
Incr. Expense Account: HI3414.59239.34.14 Interoperable Communications	\$206,110

A FUND - GENERAL FUND

Incr. Revenue Account: A3410.42801 Interfund Revenues	\$206,110
Incr. Expense Account: A3410.51000 Regular Pay	\$ 133,147
A3410.58800 Fringes	\$ 72,963

SEQR ACTION: TYPE II-20

Resolution No. 2017-94: Budget Adjustment to Transfer from the General Fund Balance and Amend the Capital Program, Increasing the Project Cost – 911 Phone System (ID #6961)

This resolution was adopted by a short roll call vote.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rich John, Member
SECONDER:	Leslyn McBean-Clairborne, Member
AYES:	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
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, in 2014, the Department of Emergency Response was awarded a New York State Public Safety Answering Point (PSAP) Consolidation, Improvements, and Enhancements Grant (grant) to fund replacement of the 911 telephone system and supporting infrastructure and software, and

WHEREAS, the multi-year project costs were identified and established at \$598,093 with the adoption of the 2015 Capital Program, and the grant provided for \$500,000 toward reimbursement of the County's project-related expenditures, and

WHEREAS, by Resolution No. 145 of 2014 the grant was accepted, and the Finance Director was authorized to establish Capital Project 34.16, through which the state-funded project share has been managed, and

WHEREAS, to complete the telephone system improvements and integration of communications systems, the county-approved local share of \$98,093 must be moved to the capital project account, now therefore be it

RESOLVED, on recommendation of the Public Safety and the Budget, Capital, and Personnel Committees, That the 2016-2020 Capital Program be amended to reflect the adopted and intended total project costs of \$598,093 and to reflect a funding contribution of \$98,093 from Tompkins County,

RESOLVED, further, That the Director of Finance be and hereby is authorized to allocate \$98,093 from the Interfund Account to the 911 Phone System Capital Account and amend the following budget lines in 2016:

HI FUND- FIRE & EMS

Increase Revenue Account: HI3416.45031.34.16 - Interfund (A)	\$ 98,093.00
Increase Expense Account: HI3416.59239.34.16 - 911 Phone System	\$ 98,093.00

A FUND- General Fund

Increase Expense Account: A9576.54802 - Contribution to Construction \$ 98,093.00

SEQR ACTION: UNLISTED (Capital Program on file with Clerk of the Legislature, No further action required)

Facilities and Infrastructure Committee

Resolution No. 2017-95: Budget Adjustment due to increased Consolidated Highway Improvement Program (CHIPS) funding, Extreme Winter Recovery, and PAVE NY Apportionments – Highway Department (ID #7032)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	David McKenna, Member
SECONDER:	Glenn Morey, Member
AYES:	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
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, New York State has increased the Consolidated Highway Improvement Program (CHIPS) Extreme Winter Recovery and PAVE NY funding for Tompkins County by 292,272.70 over the 2016 reimbursement, and

WHEREAS, Tompkins County Highway Department wishes the additional funds be allocated to the Highway materials budget account to enable additional road repair and/or reconstruction projects in 2017, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the Director of Finance be and hereby is authorized and directed to make the following budget adjustments:

BUDGET ADJUSTMENT

Revenue:	D5110.43501	CHIPS Revenue (2017 increase)	\$292,272.70
Appropriation:	D5110.54312	Highway Materials	\$292,272.70

Explanation: The Highway Department’s CHIPS funding has been increased for 2017.
SEQR ACTION: TYPE II-20

Resolution No. 2017-96: Authorization to Execute a Contract with Fisher Associates, P.E., L.S., L.A., D.P.C., for Design Services - Ludlowville Road (CR 159) Bridge Replacement Project (PIN 3756.18), Town of Lansing (ID #7031)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	David McKenna, Member
SECONDER:	Glenn Morey, Member
AYES:	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
EXCUSED:	Will Burbank, Peter Stein

WHEREAS, the State of New York has included in the State Transportation Improvement Program (the STIP) a project whereby Federal sources will furnish 80% and State sources will furnish 15% of funding necessary for the reconstruction of Ludlowville Road Bridge (BIN 3314350) located on Ludlowville Road (CR 159) in the Town of Lansing, and

WHEREAS, the project has been evaluated by the Ithaca-Tompkins County Transportation Council to assure consistency with the community goals and objectives established in its Long-Range Plan, and

WHEREAS, the Tompkins County Highway Department employed a consultant selection process in compliance with federal and state requirements called the "Locally Driven Selection Arrangement" (LDSA), and

WHEREAS, Highway Department staff interviewed the five (5) most qualified consultants selected through said LDSA process, and

WHEREAS, the County Highway Director has recommended Fisher Associates as best qualified to provide design and right-of-way support services for the project and New York State Department of Transportation (NYSDOT) has approved this selection, and

WHEREAS, the Ludlowville Road bridge project is to be paid with 80% Federal, 15% State, and 5% local monies with the County responsible for first-instance funding and thereafter applying for reimbursement, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That the County Administrator or his designee be and hereby is authorized to execute a contract with Fisher Associates, P.E., L.S., L.A., D.P.C., of 135 Calkins Road, Suite A, Rochester, New York, for design and right-of-way services in connection with the referenced project for an amount not to exceed \$169,000,

RESOLVED, further, That the County Administrator or his designee be and here is authorized to execute supplemental agreements on behalf of the County with cumulative value not to exceed 10% of the aforementioned contract amount, funds to be provided from the Ludlowville Bridge Capital Project Account (account HZ5326.59239.53.26).

SEQR ACTION: TYPE II- 21

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Minutes of Previous Meeting

May 2, 2017

Minutes
Tompkins County Legislature
Tuesday, May 16, 2017

RESULT:	ACCEPTED [11 TO 1]
MOVER:	Rich John, Member
SECONDER:	Michael Sigler, Member
AYES:	Chock, Dennis, John, Kelles, Klein, Lane, McBean-Clairborne, Robertson, McKenna, Morey, Sigler
NAYS:	Dooley Kiefer
EXCUSED:	Will Burbank, Peter Stein

Adjournment

The meeting adjourned at 9:47 p.m.