

**Tompkins County Legislature**  
**June 15, 2010**

**Approved 7-6-10**

**Call to Order**

Chair Robertson called the meeting to order at 5:32 p.m.

**Pledge of Allegiance to the Flag and Roll Call of Members**

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

Present: 15 Legislators (Legislator Stein arrived at 5:36 p.m.).

**Announcement**

Ms. Robertson announced an executive session would be held later in the meeting to discuss real estate negotiations and a personnel matter.

**Privilege of the Floor by the Public**

Brian Zapf of the Alternatives Federal Credit Union expressed appreciation for the support the Legislature has provided. He then thanked the many volunteers who trained and put in over 1,900 hours assisting individuals with filing of income taxes. As a result of the work completed over \$3.5 million was refunded to members of the community, saving over \$350,000 in tax preparation fees. Mr. Zapf said the program is earmarked for low-income families and the refunds were mainly from Earned Income and Child Tax Credits.

Mr. Stein arrived at this time.

Doug Brittain, 135 Warren Road, addressed the upcoming Special Legislature meeting on June 30<sup>th</sup> relating to Hanshaw Road and asked Legislators to drive to an area similar to Hanshaw Road to view the effects of reconstruction. Mr. Brittain suggested Route 366 in Varna and Pleasant Grove Road as possible sites. He said the profile of the road becomes smooth and it does not feel as though you are driving through a neighborhood. In addition, he noted that crossing roads becomes more difficult since it is hard to tell how far away a vehicle is from you.

**Report from Municipal Officials**

No municipal official was present.

**Privilege of the Floor by Legislators**

Ms. Kiefer, District No. 10 Legislator, reported on the Tompkins County League of Women Voters' leading role at the National Convention in Atlanta. She said they have been working with League of Women Voters in Pennsylvania and Midwest on a resolution in support of safe drilling and mining for energy resources, which although not on the National League's agenda, received support and was adopted. This will mean that Leagues in every state will be lobbying to have the exemption for mining activities removed from other Federal legislation and similar kinds of issues. She said it is a great victory for the local League.

Mr. Stein, District No. 11 Legislator, suggested the Legislature consider holding itself to the same three-minute discussion limit as requested of the public. Legislators have the ability to discuss concerns more directly and he feels hearing from the public is more important.

Ms. Chock, District No. 3 Legislator, reported on her attendance in Syracuse today with a newly formed group of young people working on the issue of hydraulic fracturing. The group put together a series of press conferences to take place in six regional New York State Department of Conservation offices to show support for the bill sponsored by Assemblyman Steven Englebright and Senator Joseph Addabbo that went to the Environmental Conservation Committee of the Senate yesterday. She was asked to provide input on what the County had done regarding the matter. The bill is still sitting in the Environmental Conservation Committee. However, the Committee passed the Thompson/Sweeney bill that provides a one-year moratorium on new hydrofracking permits. It is a start that acknowledges New York State needs to do more before completing regulations. This bill will now go to the Senate Rules Committee. Ms. Chock then announced the documentary "Gasland" will be appearing on HBO on June 21<sup>st</sup>.

Mrs. McBean-Clairborne, District No. 2 Legislator, announced this Saturday is the Juneteenth Community Celebration. She noted this celebration is the oldest known celebration of the final ending of slavery in the United States, 2.5 years after President Lincoln's Emancipation Proclamation. On June 19, 1865 General Gordon Granger led Union soldiers into Galveston, Texas, and delivered the message that all of the Black people were now free. This announcement led to many celebrations and years later, the phrase "Juneteenth" was coined to commemorate the event. Mrs. McBean-Clairborne announced last Saturday was the Open House for the newly renovated Greater Ithaca Activities Center. After having been relocated for almost a year they are now moving back into the location, however, the building will not be open to the public until July 6<sup>th</sup>. She expressed appreciation to those attending the event.

Mr. Dennis, District No. 15 Legislator, referred to Mr. Zapf's report and noted that the County support of \$9,500 returned over \$3 million to County residents; this is a great return and shows effective use of County funds.

Mr. Proto, District No. 7 Legislator, reported the Dryden Dairy Days was held this past weekend and was well attended. He noted Mr. Lane has made every presentation of the Dairy Princess within the County and deserves congratulations for his efforts. This year there were 8-10 girls in the Court who will travel throughout the state as representatives of the County. He then reported on the annual Envirothon, an event of high school student teams on the topic of environment, farming, citizenship, etc. This year as the Lansing team was unable to go, Trumansburg represented the County, having brought together a team in a single day, and scored well. He congratulated them on the effort. Mr. Proto suggested the Civil War Commission provide a presentation to the Legislature on work done for the event. One recommendation is to have a nursing scholarship awarded. He noted the field nurses during the Civil War were overlooked with regard to the importance of the work they did.

Ms. Mackesey, District No. 1 Legislator, announced the New York State Department of Transportation is at City Hall Common Council chambers discussing proposed changes to reduce garbage truck traffic in the region. She said once the State decides its course of action she would give a presentation to the Legislature.

Mr. Lane, District No. 14 Legislator, said the Dryden Dairy Days was a wonderful event celebrating Dairy throughout Tompkins County and had a bigger crowd than previous celebrations. In addition to the vendors and displays, over 50 decorated cows were on display at Times Square in the village. Mr. Lane spoke of the State budget being delayed 11 weeks. He said news from Albany such as cuts in social service programs and other areas also cause concern, particularly those that the State mandates but may not fund. He would like Legislators to be aware of the situation and let State representatives know it is not acceptable. He also spoke of how the delay in the State budget is creating concern in financial markets such as municipal bonding.

Mr. Robison, District No. 9 Legislator, thanked the Legislature for the recognition certificate presented to the Village of Groton for their recent celebration. He said a representative from Senator Arcuri's office as well as Assemblywoman Lifton were present. Numerous former mayors were also present at the event and he learned more of the Village's history by participating.

### **Presentation – Downtown Ithaca Alliance Strategic Plan**

Gary Ferguson, Executive Director of the Downtown Ithaca Alliance, provided the Legislature with an executive summary of the draft strategic plan as well as an overview of its contents. The presentation included the following points:

#### Key Concepts and Big Ideas

- Downtown is a dense urban environment
- The downtown streetscape must provide a preference to pedestrians
- The downtown streetscape must preserve, protect, and enhance the retail core
- New projects and buildings should be mixed use
- In-fill development is the preferred way to develop downtown
- Reducing downtown dependence on automotive usage is a key goal
- There are transitional zones between downtown and abutting neighborhoods
- The Commons is an integral part of the downtown transit hub
- We must seek to cluster pedestrian foot traffic generating uses into downtown
- Downtown is the community's focal center
- Downtown should serve as a showcase for the community's interest in green and sustainable practices

#### Volumetric Study of Downtown

- Downtown can support another 1.4 million Square Feet of new development
- There are approximately 25 locations for in-fill and/or redevelopment opportunities

#### Downtown Housing

- Add up to 500 new units in downtown (2010-2020)
- Need to provide assistance and subsidy for downtown housing projects
- Need to provide additional subsidy for projects that feature affordable housing units

#### Tourism

- Downtown is a key regional tourist destination (second only to State Parks and gorges)
- Rebuild and expand the Ithaca Commons
- Add meeting/function space in downtown that can accommodate conferences
- Build at least one additional hotel to create a critical mass of room in downtown and ensure that assistance and subsidy is available for these projects
- Improve way-finding signage to downtown and within downtown
- Create a joint community/CU/IC/TC3 downtown welcome center

#### Office Development

- Need to increase the supply to downtown office space by 200,000 Square Feet by adding another 1-2 new buildings
- Goal of adding 600 new employees to greater downtown workforce
- Downtown should strive to retain 50% of the region's commercial office space
- Work with the County and City on a joint new administrative office building, freeing up existing buildings and spaces for re-use
- Much of this new growth will be institutional in nature (governmental/education)

### Transportation

- Institute transportation demand management (TDM) practices to reduce the usage of automobile trips for downtown employees
- Create a transit shuttle route connecting downtown and Ithaca College
- Further improve the transportation linkage between downtown and Cornell University/Collegetown by pursuing a fixed rail trolley route or some other alternative transit
- Ensure that downtown has sufficient parking capacity for the proposed new development, first using transportation demand management strategies and then, if needed, from adding additional parking capacity for cars, bicycles, and mopeds

### Connecting Downtown

- Explore ways to better connect downtown with Ithaca College, both physically and through transit enhancements
- Explore ways to better connect downtown with Cornell University/Collegetown, physically and through collaborative marketing
- Explore ways to better connect downtown to the West End and Inlet Island, physically and through collaborative marketing

### Regional Growth and Development

- Collaborate with Tompkins County and other entities on efforts to strengthen and improve traditional and historical village center and hamlet nodes
- Collaborate with Tompkins County and other entities on regional efforts to contain and reduce sprawl, thereby creating a more sustainable and green community
- Undertake an economic assessment and possible recalibration of the Community Investment Incentive Program (CIIP) tax abatement program

Mr. Ferguson said the document is being revised and it is anticipated the final report will be completed by the fall. He said the full copy of the draft can be reviewed at [www.downtownithaca.com](http://www.downtownithaca.com).

Mr. Proto asked if Ithaca College would be included in the community/college Welcome Center. Mr. Ferguson said all the schools would be included. The Welcome Center would act much like a museum as well as a welcome center, acting as a point of entry for visitors and those seeking higher education. Ms. Kiefer mentioned the desirability of including green spaces and pocket parks in the planning. Mr. Ferguson said that is being looked at. In response to Ms. Chock's comments about the importance of recognizing how downtown serves as a point of focus for the entire county, Mr. Ferguson said the Convention and Visitors Bureau study recently done indicated downtown is key in drawing people from outside. He also said that contrary to some opinions that if enough building took place the City could be self-sufficient without outsiders is inaccurate and that the success of downtown has been proven to be by people coming into the region.

### Chair's Report

Ms. Robertson noted the Greater Ithaca Activities Center renovations are wonderful and she was pleased to tour the facility. It will be a community center that can serve a broader community.

Ms. Robertson is grateful the Legislative bill enacting a moratorium on gas drilling passed the Assembly Environmental Conservation Committee, and she believes the residents of Tompkins County had a great deal to do with the lobbying to get action passed thus far. She reported having been in New York City as a guest speaker for the Sierra Club about actions taken in support of the Englebright/Addabbo legislation and a rally on the Ithaca Commons on Saturday calling attention to the documentary "Gasland".

Ms. Robertson expressed appreciation to Legislators for their flexibility to hold a special Legislature meeting on June 30<sup>th</sup> to take action on findings related to the Hanshaw Road project and noted staff will be bringing information regarding the project and will allow the Legislature to have a full discussion of findings and project information.

**Report from the County Administrator**

Mr. Mareane spoke of the State budget extenders being passed and said staff is analyzing them. Although there is concern, one extender provided full funding for the Consolidated Highway Improvement Plan (CHIPS), which will allow the County to proceed with the approved projects, and approximately \$160,000 was approved for summer youth employment programs. With regard to the County budget, rather than a line-item review, the inventory and assessment of programs will assist in making decisions during the 2011 budget process. He thanked staff for their efforts in compiling the information. Mr. Mareane spoke of the New York State Association of Counties continued effort regarding public safety broadband. It appears there is an opportunity for federal stimulus funds to support broadband public safety communications, leading to an application for funding. If approved it will assist in advancing current technology in the public safety areas.

**Report from the County Attorney**

Mr. Wood reported, as a follow-up to action taken regarding Lakeside Nursing Home's bankruptcy. The County received a check for the remaining balance of \$338,000. A payment of \$373,000 had already been received.

**Report from the Finance Director**

Mr. Squires was not present due to the foreclosure auction scheduled for the same time as the Legislature meeting.

**Addition of Resolution(s) from the agenda**

It was MOVED by Mr. Dennis, seconded by Ms. Herrera, and unanimously adopted by voice vote, to add the resolution to the agenda entitled Rescission of Resolution No. 84 of 2010 and Endorsement of Legislative Bills S7652A and A10127A Authorizing a \$0.25 Per \$100 Mortgage Recording Tax on Obligations Secured by a Mortgage on Real Property.

It was MOVED by Mr. Proto, seconded by Ms. Mackesey, and unanimously adopted by voice vote, to add the resolution to the agenda entitled In Appreciation of Retiring Public Health Director Alice Cole.

It was MOVED by Mr. Proto, seconded by Ms. Mackesey, and unanimously adopted by voice vote, to add the resolution to the agenda entitled Request Regarding Delays in Release of Quarterly Statewide Mass Transit Operating Assistance Payments from the State of New York.

**Resolution(s) Withdrawn from the Agenda**

There were no resolution(s) withdrawn from the Agenda

**Individual Member-Filed Resolution(s)**

**RESOLUTION NO. 91 - IN APPRECIATION OF RETIRING PUBLIC HEALTH DIRECTOR,  
ALICE COLE**

It was MOVED by Mr. Proto, and unanimously seconded, and adopted by voice vote. Ms. Robertson said a celebration of Ms. Cole's career is planned for June 18<sup>th</sup>. Mr. Proto said there is a great deal more work that Ms. Cole has completed in her career than could be listed in the resolution.  
RESOLUTION ADOPTED.

WHEREAS, Alice Cole began working for Tompkins County as a Supervising Public Health Nurse in 1989, was promoted to Director of Patient Services in 1991 and promoted to Public Health Director on July 13, 1993, and

WHEREAS, under Alice's guidance and management the department addressed and developed plans and programs to meet requirements for preparedness planning, including most recently the H1N1 pandemic, and

WHEREAS, Alice developed, supported and provided effective leadership in many areas, including a needle-exchange program, bloodborne pathogen policy and training, preventive dental health initiative with the Department of Social Services, interagency work with primary schools and colleges, Health Planning Council, Cayuga Medical Center and other community organizations, and

WHEREAS, Alice has been a powerful educator and advocate about public health services, emerging critical issues and essential funding needs in the community, and

WHEREAS, Alice is known and respected for her leadership, passion for public health, and encouraging staff to seek creative ways to provide service while maintaining efficiency, effectiveness, and high standards of public service to the community, and

WHEREAS, Alice is a lifelong resident of Tompkins County with over thirty-five years of nursing experience, with twenty-one years of service with the Tompkins County Health Department, now therefore be it

RESOLVED, That the Tompkins County Legislature recognizes, on the occasion of her retirement, the many significant contributions Alice has made to promote, protect, and improve the health of the people of Tompkins County consistent with Public Health Law,

RESOLVED, further, That the Tompkins County Legislature extends its sincere appreciation and best wishes for a healthy and happy retirement to Alice on this well-deserved occasion.

**SEQR ACTION: TYPE II-20**

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**Approval of Resolution(s) Under the Consent Agenda**

It was MOVED by Ms. Herrera, seconded by Ms. Kiefer, and unanimously adopted by voice vote, to approve the following resolution(s) under the Consent Agenda:

**RESOLUTION NO. 93 - AUTHORIZATION FOR PUBLIC HEARING - TOMPKINS  
CORTLAND COMMUNITY COLLEGE OPERATING BUDGET -  
2010-2011**

It was MOVED by Ms. Herrera, seconded by Ms. Kiefer, and unanimously adopted by voice vote, under the Consent Agenda.

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 and Capital Committee, That a public hearing be held on July 6, 2010, at 5:30 o'clock in the evening thereof in the Legislature's Chambers of the Tompkins County Courthouse, 320 North Tioga Street, Ithaca, New York, concerning the 2010-2011 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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**Appointment(s) Approved Under the Consent Agenda**

It was MOVED by Ms. Herrera, seconded by Ms. Kiefer, and unanimously adopted by voice vote, to approve the following appointment(s) under the Consent Agenda.

Ethics Advisory Board

Willard Ticknor Daetsch - term expires December 31, 2013

Workforce Diversity and Inclusion Committee

Jamaica Breedlove - County staff representative; term expires December 31, 2012

Anita Fitzpatrick - County staff representative; term expires December 31, 2012

Tompkins County Youth Services Board

Patricia M. Van de Bogart – At-large representative; term expires December 31, 2012

**Report and Presentation of Resolution(s) from the Budget and Capital Committee**

Mr. Dennis, Chair, reported the Committee heard information regarding the Tompkins Cortland Community Budget and will approve it at the next meeting.

**RESOLUTION NO. 92 - RESCISSION OF RESOLUTION NO. 84 OF 2010 AND ENDORSEMENT OF LEGISLATIVE BILLS S7652A AND A10127A AUTHORIZING A \$0.25 PER \$100 MORTGAGE RECORDING TAX ON OBLIGATIONS SECURED BY A MORTGAGE ON REAL PROPERTY**

It was MOVED by Mr. Dennis, seconded by Ms. Kiefer. Mr. Mareane said the resolution will correct the State’s error of not including the sunset clause on their legislative bills.

Ms. Herrera said she opposes adding resolutions to the agenda, however, the resolutions added this evening praises departing staff, corrects a mistake made by the State, and due to a time constraint asks for State funding. Therefore she supports the additions and noted she would accept this resolution due to the sunset clause being added.

A voice vote on the resolution resulted as follows: Ayes – 13, Noes – 2 (Legislators Lane and Proto). RESOLUTION ADOPTED.

WHEREAS, Resolution No. 185 of 2009 requested the New York State Legislature to introduce legislation authorizing the County to impose a \$0.25 per \$100 Mortgage Recording Tax on obligations secured by a mortgage on real property, and

WHEREAS, Resolution No. 84 of 2010 endorsed New York State Legislation Bills S07652 and A10127 authorizing the County to impose a \$0.25 per \$100 Mortgage Recording Tax on obligations secured by a mortgage on real property, and

WHEREAS, the legislation was amended and as proposed is inconsistent with the County’s request as adopted by Resolution No. 84 of 2010, and

WHEREAS, the New York State Legislature introduced S7652A and A10127A “An Act to amend the tax law, in relation to authorizing the County of Tompkins to impose a county recording tax on

obligation secured by a mortgage on real property,” and

WHEREAS, the proposed State legislation also provides that the authorization to impose the Tax shall expire on December 1, 2013, now therefore be it

RESOLVED, on recommendation of the Budget and Capital Committee, That Resolution No. 84 of 2010 be rescinded,

RESOLVED, further, That the Tompkins County Legislature endorses and requests State approval of legislation known as S7652A and A10127A authorizing the County to adopt a local law imposing a twenty-five cent per each one hundred dollars mortgage recording tax on obligations secured by a mortgage on real property.

**SEQR ACTION:** TYPE II-20

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### **Report from the Public Safety Committee**

Mr. Shinagawa, Chair, reported the Committee met on June 7<sup>th</sup>. Assigned Counsel provided a report showing the utilization of counsel by high school and college students, which indicates assistance is mainly for high school students. The Committee had a presentation by Dr. Them, Head of the Occupational Safety Practice section of the Guthrie Health Facility, regarding the social and public safety implications of hydrofracture gas-drilling. Dr. Them had lived in Wyoming and Texas, working as a chemist within the natural gas industry for eight years. Dr. Them did not discount the County’s concerns, however, he said there will be a greater frequency of things the County would be handling due to the increased number of trucks containing chemicals and dealing with situations of workers during off-work periods. He also spoke of residents who held leases on land making a great deal of money; they subsequently were targets for scam artists, many of whom lost their money. Mr. Shinagawa said he believes Dr. Them would be able to present at a future Health and Human Services Committee meeting.

Mr. Dennis said one area of concern, in the event of gas drilling, is rental property. The people working for the gas companies require housing, which then displaces local residents. Ms. Chock said the Bradford County Soil and Water Conservation District reported in that County costs increased from \$7,000 to over \$300,000, with the majority of the increase due to public safety and assessments. Mr. Proto said some of the housing loss would be for a temporary period; he suggested the possibility of a room tax to assist in offsetting additional expenses.

### **Report from the Workforce Diversity and Inclusion Committee**

Mrs. McBean-Clairborne, Chair, said the Committee meets on June 23<sup>rd</sup>. She spoke of the Ithaca Dragonboat Festival and urged Legislators to participate or become a sponsor. It was noted there would be a practice session prior to the race.

### **Report and Presentation of Resolution(s) from the Health and Human Services Committee**

Mr. Proto, Chair, reported the Committee met on June 4<sup>th</sup> and acted upon resolutions coming to the Legislature. In addition, a discussion took place regarding amendments to the Board of Health bylaws; Ms. Kiefer offered suggestions that will require Board of Health approval prior to the resolution coming before the Legislature. He announced the Health Department will move to Brown Road mid-July and will open to the public on July 19<sup>th</sup>. The Public Health Director search is continuing; reviewing applicants is taking longer than anticipated due to international credentials. The Committee was informed that the Human Services group met for the first time to discuss a variety of topics relating to budgeting concerns. The group will meet again on June 30<sup>th</sup> at 2:00 p.m. to discuss the impacts of the State’s reductions. Mr. Proto said he met with Mr. Schlather, Executive Director of Cornell Cooperative Extension, to discuss the proposed changes regarding regionalization of Extension offices and how it

would affect their agency. Mr. Proto said a copy of the Health Department Annual Report is available in the Legislature office. The next meeting is July 14<sup>th</sup>.

**RESOLUTION NO. 94 - AUTHORIZATION TO ACCEPT AND ADMINISTER 'COMMUNITY SOLUTIONS FOR TRANSPORTATION' GRANT - DEPARTMENT OF SOCIAL SERVICES**

It was MOVED by Mr. Proto, seconded by Ms. Kiefer, and unanimously adopted by voice vote. RESOLUTION ADOPTED.

WHEREAS, the Department of Social Services has been awarded a \$25,239 TANF-funded Community Solutions for Transportation (CST 9) grant, accessible only through a contract with New York State Department of Transportation (NYSDOT), and having an expenditure deadline of June 30, 2010, and

WHEREAS, the grant will fund transportation services targeted to eligible participants, defined as family assistance recipients and persons with incomes under 200% of federal poverty rate, in accordance with procedures established by the NYSDOT and the Office of Temporary Disability Assistance as follows, and

WHEREAS, the Department intends to use these funds for the pre-approved purposes of a Working Families Bus Pass program (\$10,000) and a Working Families Gas Cards program (\$15,239), and

WHEREAS, the county's Community Transportation 2 program is well suited to administer those programs, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Department of Social Services is authorized to accept the CST 9 award, enter into a contract with NYSDOT accordingly, and to execute and implement a Memorandum of Understanding with Community Transportation 2,

RESOLVED, further, That the Director of Finance is authorized to make the following adjustment to Social Services' 2010 budget:

Appropriation: 6010.54442	Professional Services	\$25,239
Revenue: 6010.44609	Fed: AFDC	\$25,239

**SEQR ACTION:** TYPE II-20

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**RESOLUTION NO. 95 - ALLOCATION OF 2006 FEDERAL JOB ACCESS AND REVERSE COMMUTE GRANT (JARC) AMONG TOMPKINS COUNTY, TCAT, AND OTHER PARTIES**

It was MOVED by Mr. Proto, seconded by Mr. Dennis. Mr. Proto explained the importance of using the grant funding and how the reporting provides benchmarks. A voice vote on the resolution resulted as follows: Ayes – 15, Noes – 0. RESOLUTION ADOPTED.

WHEREAS, Tompkins County was awarded \$544,963 in Federal Transit Administration (FTA) Section 5316, Job Access and Reverse Commute (JARC) funds in 2006, as authorized by County Resolution No. 76 of 2006, with said funds proposed for use by Tompkins County and Tompkins Consolidated Area Transit, Inc. (TCAT), and

WHEREAS, the County, TCAT, and Ithaca-Tompkins County Transportation Council (ITCTC) agreed to allocate the remaining sum of \$165,713 in FTA grant funds through a public request for proposal process conducted by the ITCTC in February and March of 2010, now therefore be it

RESOLVED, on recommendation of the Health and Human Services Committee, That the Tompkins County Legislature obligates the remaining 2006 three-year JARC grant funds (NY-37-X053) to result in a total distribution as follows:

Sponsor	Project	Federal (FTA)
TCAT	TCAT Rural Demand Response 2010-11	\$ 146,250
DSS	CityVan - Ithaca Dispatch 2010-11	\$ 159,468
DSS	Working Families Taxi Vouchers 2010-11	\$ 3,000
DSS	Guaranteed Ride 2010-11: DSS 2010-11	\$ 3,000
DSS	Wheels for Work - Car Loans 2010-11	\$ 72,180
Catholic Charities	Catholic Charities Car Repair 2010-11	\$ 15,000
CCETC	Way2Go mobility education program - 2010-11	\$ 65,000
Challenge, Inc.	Individual Travel Training Program 2010-11	\$ 12,900
FISH	Volunteer Driver Medical Transportation 2010-11	\$ 5,984
GADABOUT	Operating assistance to Challenge, Inc 2010-11	\$ 21,656
Ithaca Carshare	GIAC, Way2Go, Ithaca Carshare Pilot 2010-2011	\$ 22,500
L.Lightborne Enterprises	Driver Safety Training 2010-11	\$ 15,025
WOC	Taxi Vouchers 2010-2011- WOC	\$ 3,000
	Total	\$ 544,963

RESOLVED, further, That the FTA funds will be made available to the sponsors contingent upon their compliance with all applicable Federal requirements,

RESOLVED, further, That the County, as the FTA recipient and grant manager, may amend the allocation of FTA funds if project sponsors are unable to expend FTA funds before January 1, 2012,

RESOLVED, further, That the Tompkins County Administrator or designee is authorized to sign any and all agreements between Tompkins County and third party contractors necessary to complete the project.

**SEQR ACTION: TYPE II-20**

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**Report and Presentation of Resolution(s) from the Facilities and Infrastructure Committee**

Ms. Kiefer, Chair, reported the Committee met on June 4<sup>th</sup> and discussed the determinations and findings statement for the eminent domain hearing for the Hanshaw Road project. She asked that all Legislators be provided a copy of the mailing that went to approximately twenty property owners who had not previously received notice of the hearing. At the meeting a presentation was made by the City Public Arts Commission on the Street Arts Program. This group identified two County buildings as potential sites: the curved wall of the Old Library and the East side of Building "C". Ms. Grubb, the presenter, explained the process involved. The Committee took the information under advisement and will discuss possible action at the next meeting.

With regard to the Hanshaw Road project, Ms. Kiefer said a special meeting of the Legislature will be held on June 30<sup>th</sup> to consider the resolution to accept the determinations and findings. Subsequent to the June 4<sup>th</sup> Committee meeting, additional discussion took place at the administrative level to determine how to assist in clarifying information regarding ownership of property along the 1.3 centerline miles of Hanshaw Road affected by the rehabilitation project. The project will have driving lanes the same width (11 feet), paved shoulders (4 feet, the State minimum based on Federal standards), and will include a sidewalk on the north side of the road that was requested by the Town of Ithaca. Four to five years ago there were many meetings held at the Town level and eventually at the County level regarding the inclusion of sidewalks. The last meeting the County held was in 2007; since then the project has been

awaiting comments and funding from the State. Between 2007 and now, approximately six houses have changed ownership and not all were aware of the pending roadwork. Ms. Kiefer apologized and noted the project pre-dated their ownership, with the County having made accommodations for landscaping with the previous owners. Since they are new homeowners the County will be contacting them as well.

Ms. Kiefer said that when the eminent domain consultants went to meet with homeowners and review maps they were told to apply the Coddington Road decision. However, property deeds on Hanshaw Road are not like those on Coddington Road. The Coddington Road deeds indicated the County had a right-of-way up to 25 feet from the center line. The court decision indicated that is not adequate and that the County has to be able to show ownership. Since the use of that space as a County road pre-dated any records the County could not show the ownership, and therefore, the County could only have control of what it already used, which is less than 25 feet from the centerline in some instances. What is different about the Hanshaw Road is that many, possibly most of the properties there do not show deeds where the property owner owns not to the center line or to the edge of the road, but their properties stop somewhere short of 25 feet from the center line which means between 25 feet from the center line and their property there is kind of a “no-man’s” land” and it is unclear who owns that. Because of this “no-man’s” land, the County decided to act as though the County owns up to the point of its use and to pay the property owners for the use of that land.

Ms. Kiefer said there were approximately 20 property owners who had not been notified of the eminent domain hearing. Although it would not be considered an error in the process, the County has determined to open up the record of the public hearing for those property owners and asked for comments by 4:30 p.m. on June 24<sup>th</sup>. This will allow staff time to analyze and respond to the comments prior to action on the findings statements.

Ms. Kiefer said Hanshaw Road has an average daily traffic of 6,000 vehicles per day and is classified as an urban collector and minor arterial. She noted residents are concerned about speeding along the road, however, for the Sheriff to provide additional patrols a request would need to come from the Town of Ithaca. Ms. Kiefer said highway design law requires consideration of actual traffic speed, although this design is not what the County would prefer, it is required. When the project goes out to bid the County will ask to include traffic calming measures such as colored shoulders and the traffic light, but they may not be included in what the County can afford. The next steps will be to have the consultants, Fisher Associates, provide revised rights-of-way maps by the end of August and hold an additional public information meeting in September. It is anticipated that the appraisal process will be completed by December.

Ms. Robertson said comments received will be forwarded to Mr. Lampman and that the recent mailing was copied to other residents within the project area. Ms. Robertson stated the new requirements of Eminent Domain Law includes strict-sounding language as well as the requirement to not use in-house staff negotiation.

Mr. Wood said the law requires a legal notice be placed in the newspaper and to serve all property owners who would be affected personally or by certified mail and the Highway Division prepared said notices. The law also states inadvertent failure to notify does not negate the hearing or findings. In addition, the law requires specific language stating if property owners do not come to the hearing they lose the right to challenge on anything they could have raised at the hearing. While the terminology could be better, the County followed the law exactly. He said that professional consultants are being used with regard to contacting individuals to negotiate and address the taking of land for the right-of-way.

Mrs. McBean-Clairborne asked if it was too late to address traffic-calming measures. She is uncertain colored shoulders would be adequate to slow traffic and asked if consideration of alternative

traffic calming could be done. Ms. Kiefer responded that during design several alternatives were considered and asked if there are specific ideas to submit them for consideration. In response to Mrs. McBean-Clairborne's suggestion of speed tables, they were ruled out due to the urban collector and minor arterial designation. Mrs. McBean-Clairborne then asked if it is possible to amend the designation. Ms. Kiefer noted the public information meeting would also provide an opportunity for residents to address concerns.

Ms. Kiefer referred to Mr. Brittain's comments about comparing Varna and Pleasant Grove Road and noted Varna has more commercial properties, and Pleasant Grove Road does not have housing on both sides of the road, which makes them different. Ms. Robertson said the residents of Varna would welcome sidewalks.

Mr. Stein said there is no question that vehicles travel above the speed limit on Hanshaw Road. Also there is a difference of opinions between residents and staff that the ambient speed will increase. He said in a sense the question is irrelevant; at the present time speeds are unacceptable and should be addressed. He explained in order to determine whether the reconstruction created higher speeds is to get accurate measurement of speeds as function of distance before and after the work. If it were proven to be true that speeds increased then something should be done. He said traffic-calming measures such as planting of trees, or rumble strips between the road and shoulder to announce a driver is going off the travel lane may be appropriate. He also suggested the signs that clearly tell drivers their current speed helps to bring about awareness.

Ms. Robertson spoke of similar issues in her district and that the staff is open to listen to residents; the eminent domain hearing does not mean changes cannot occur.

**RESOLUTION NO. 96 - AUTHORIZING AN INTERFUND LOAN FROM THE GENERAL FUND TO AIRPORT CAPITAL PROJECT FUND TO FINANCE THE DESIGN AND CONSTRUCTION OF AN EXPANSION OF THE LONG-TERM PARKING LOT – ITHACA TOMPKINS REGIONAL AIRPORT**

It was MOVED by Ms. Kiefer, seconded by Mrs. McBean-Clairborne. It was noted the parking lot expansion is due to an increased use of the airport by passengers residing outside of the County. The plan will remove some trees to expand the lot. At this time the Airport cannot directly pay for the project and will borrow from the General Fund. The increased parking revenue will be used to pay back the loan. A brief discussion took place regarding the interest rate being charged. Mr. Mareane explained that the interest rate is in line with current interest rates. Mr. Burbank would like the Committee to take tree removal/replacement into consideration when the award of bid takes place. Mr. Lane said he believes the interest rate is appropriate due to staff providing administrative services.

A short roll call resulted as follows: Ayes – 14, Noes – 1 (Legislator Burbank). RESOLUTION ADOPTED.

WHEREAS, the recent increases in passengers using the airport terminal have caused repeated capacity problems in the airport's long-term parking lot, and

WHEREAS, the existing airport master plan included an expansion of the parking lot in 2011, and

WHEREAS, the airport's passenger enplanements and deplanements have increased at a much greater level than anticipated, such that there are concerns that the public's parking needs will exceed capacity during the traditionally busy Thanksgiving and Christmas holiday periods, and

WHEREAS, the airport's engineering consultants, C&S Companies of Syracuse, New York (C&S), have provisionally indicated the long-term lot can be expanded by approximately 65 spaces to

relieve the capacity problems for the foreseeable future, and

WHEREAS, the Airport Fund does not currently have sufficient liquidity to finance the parking lot expansion, and

WHEREAS, revenues from the parking lot are currently 18.5% over budget, and combined with incremental income from the facility expansion, are considered sufficient to secure a \$140,000 Interfund Loan from the General Fund in order to expedite needed improvements, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure and the Budget and Capital Committees, That additional parking capacity is desirable and the Director of Finance is authorized to provide an Interfund Loan to the Airport and implement the following budget adjustment:

From: General Fund Account 9576.54400 Contribution to Construction \$140,000

To: Airport Capital Project Fund HT5601.45031 Interfund Revenues \$140,000

Airport Capital Project Fund HT5601.59239 Project Expense \$140,000

RESOLVED, further, That the Airport is directed to make provisions in future budgets to amortize the \$140,000 loan over a three-year term at 3.5% interest, and annual repayment of \$49,228, principal plus interest.

**SEQR ACTION:** TYPE II-7

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**RESOLUTION NO. 97 - AUTHORIZING A CONSULTANT AGREEMENT WITH C&S COMPANIES TO DESIGN AND INSPECT AN EXPANSION OF THE LONG-TERM PARKING LOT – ITHACA TOMPKINS REGIONAL AIRPORT**

It was MOVED by Ms. Kiefer, seconded by Mrs. McBean-Clairborne. Ms. Kiefer recognized the concerns regarding the removal of trees and said the Committee requested Mr. Nicholas look at possibly replanting trees elsewhere. It was noted the trees facing the airport along the sidewalk would not be removed. A voice vote on the resolution resulted as follows: Ayes – 15, Noes – 0. RESOLUTION ADOPTED.

WHEREAS, the recent increases in passengers using the airport terminal have caused repeated capacity problems in the airport's long-term parking lot, and

WHEREAS, the existing airport master plan included an expansion of the parking lot in 2011, and

WHEREAS, the airport's passenger enplanements and deplanements have increased at a much greater level than anticipated, such that there are concerns that the public's parking needs will exceed capacity during the traditionally busy Thanksgiving and Christmas holiday periods, and

WHEREAS, the airport's engineering consultants, C&S Companies of Syracuse, New York, (C&S) have provisionally indicated the long-term lot can be expanded by approximately 65 spaces to relieve the capacity problems for the foreseeable future, and

WHEREAS, in keeping with the airport's environmental goals it is considered desirable, if feasible, to replant an equal number of trees to those removed during the course of the parking lot expansion project, and

WHEREAS, the Facilities and Infrastructure Committee will review the final design of parking lot expansion project before bids are requested, and

WHEREAS, C&S' estimated construction costs for said expansion is \$117,000, and

WHEREAS, C&S is proposing to design and inspect said expansion project for a fee of \$23,000, and

WHEREAS, revenues from the parking lot for 2010 are currently 18.5% over budget and are considered more than ample to pay debt service on a loan to finance the project, now therefore be it

RESOLVED, on recommendation of the Facilities and Infrastructure Committee, That C&S Companies be awarded the contract to design and inspect the long-term parking lot expansion,

RESOLVED, further, That the County Administrator be and hereby is authorized to execute the

required contract documents.  
**SEQR ACTION: TYPE II-7**

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**Report from the Capital Plan Review Committee**

Ms. Robertson, Chair, reported the Committee met on June 10<sup>th</sup>. Mr. Marx provided a review of the anticipated 2011 Capital Program, which is mainly a continuation of projects underway by the Highway and Facilities Divisions. The Committee discussed the possibility of a capital project for deferred maintenance of buildings similar to the one used for deferred maintenance of highways.

**Report from Government Operations Committee**

Mr. Lane, Chair, said the Committee met prior to the Legislature meeting. The next meeting will be on June 17<sup>th</sup>.

**Report and Presentation of Resolution(s) from the Planning, Development, and Environmental Quality Committee**

Ms. Chock, Vice Chair, reported Steve Penningroth presented information on the inlet monitoring project. This presentation provided information on chemicals and sediments being distributed from tributaries. The Committee heard from Donald Hassig, CancerAction, who asked the County to support State and Federal legislation providing education on the hazards of dioxins and other carcinogenic persistent organic pollutants (POPS) in the food supply. The Strategic Tourism and Planning Board provided an introduction to their budget, which provided insight to the new program-based budgeting. Mr. Marx shared information on the public meeting held to discuss the County's development focus area strategy. This meeting explained what nodal development is and the potential impacts.

Mr. Proto expressed appreciation to Mr. Mareane who assisted in the development of the Strategic Tourism Planning Board budget; it was a very readable format that makes it easier to develop questions.

**RESOLUTION NO. 98 - AUTHORIZING A CONTINUATION OF THE GRANT AGREEMENT BETWEEN TOMPKINS COUNTY AND TOMPKINS COUNTY AREA DEVELOPMENT, INC., FOR THE TOMPKINS COUNTY AREA DEVELOPMENT COUNTYWIDE LOAN FUND**

It was MOVED by Ms. Chock, seconded by Ms. Pryor, and unanimously adopted by voice vote.  
RESOLUTION ADOPTED.

WHEREAS, the Tompkins County Legislature through Resolution No. 2008-127, authorized granting of Tompkins County Economic Development Revolving Loan Funds to Tompkins County Area Development, Inc. (TCAD), and

WHEREAS, the Tompkins County Economic Development Revolving Loan Fund has been capitalized through repayment of loans made with grants from the United States Department of Housing and Urban Development (HUD) and from the New York State Office for Small Cities, and

WHEREAS, the current agreement with TCAD regarding the grants to the TCAD Countywide Loan Fund will expire in September 2010 with a remaining balance of thirteen thousand dollars (\$13,000), and

WHEREAS, TCAD has expressed its desire to continue the agreement to support the TCAD Countywide Loan Fund for the purpose of making economic development loans that meet HUD funding criteria, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That Tompkins County shall provide grants to TCAD of Tompkins County Economic Development Revolving Loan Funds for the purpose of funding economic development loans to assist businesses that will provide economic benefits to Tompkins County and its residents in accordance with HUD standards,

RESOLVED, further, That the County shall make funds available based upon the currently available funds and other community development priorities of the County, and such amount shall be derived from the County's CDBG Economic Development Funds,

RESOLVED, further, That the grant program will be for the term of three years with an end date of September 2013 at which time this agreement may be extended for an additional year, and additional funds added to the TCAD Countywide Loan Fund as funds permit,

RESOLVED, further, That in September of each year, the Tompkins County Planning Department will provide TCAD with a balance figure for the year based on funds available for that year after consideration of other county community development needs and a review by the Planning, Development, and Environmental Quality Committee,

RESOLVED, further, That the County Administrator or his designee be authorized to execute agreements in order to effect this grant program consistent with this resolution.

**SEQR ACTION:** TYPE II-20

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**RESOLUTION NO. 99 - REQUESTING DETERMINATION OF THE POTENTIAL ROLE OF THE UPPER SUSQUEHANNA COALITION AND ITS MEMBER SOIL AND WATER CONSERVATION DISTRICTS IN PROVIDING TECHNICAL ASSISTANCE TO SERVE LOCAL AGRICULTURAL AND PUBLIC INTERESTS DURING POTENTIAL DEVELOPMENT OF NATURAL GAS PRODUCTION**

It was MOVED by Ms. Chock, seconded by Ms. Kiefer. Ms. Chock explained the resolution and said the Upper Susquehanna Coalition and local Soil and Water Conservation Districts recognized the amount of potential work that could come to their offices as a result of gas drilling. Because they are professionals they recognized they would be called upon to provide accurate information for things such as pad siting, wetland location, pipeline routing, soil conditions, avoiding erosion, sediment control, etc., which would be in the public interest. They recognized this could take many hours of their time, as has occurred in Bradford County, and needed to determine how they would be compensated. The resolution was brought to Tompkins County for consideration and, upon review, it was determined that not only was Tompkins County also within the Great Lakes Basin, but with other shales throughout New York State all Soil and Water Conservation Districts could be affected.

Mr. Proto suggested the title retain the reference to the Upper Susquehanna Coalition as it was mentioned within the "Resolved" paragraph and said at the appropriate time he will ask to restore Upper Susquehanna Coalition to the title.

Ms. Chock said a great deal of work occurred after the first meeting. Mr. Proto noted that that work was reflected in the resolution initially appearing in the Legislature packet; what is before the Legislature now did not include all Committee members. Ms. Chock said as a result of other concerns voiced, Ms. Kiefer, Ms. Mackesey, Ms. Chock, and Mr. Schutt of the Soil and Water Conservation District worked to address each. One concern was how to modify the resolution to clearly indicate all parties potentially involved in assisting gas drilling companies and what is the mechanism by which the Soil and Water Districts could potentially receive payment. She noted Mr. Schutt did not have objection to the revisions and felt it strengthened the case for all Soil and Water Conservation Districts.

Following discussion and suggestions to amend the title of the resolution, it was MOVED by Mr. Lane, seconded by Mr. Dennis, to call the question. A voice vote resulted as follows: Ayes – 5 (Legislators Dennis, Lane, McBean-Clairborne, Robertson, and Shinagawa), Noes – 10 (Legislators Burbank, Chock, Herrera, Kiefer, Mackesey, McKenna, Proto, Pryor, Robison, and Stein). MOTION FAILED.

It was MOVED by Mr. Stein, seconded by Ms. Kiefer, to refer the resolution to Committee. Ms. Chock said to assist the Upper Susquehanna Coalition with their request it should be done at this time. Mr. Proto spoke of the resolution within the agenda packet having been passed after two-months of discussions and approval by the Committee. He said the revised resolution had been worked on by three people, one of whom was not a Committee member. Although this is causing confusion, rather than sending the revised resolution back to the Committee he would like to see action on the original resolution as passed by the Committee.

Ms. Kiefer said she would like to amend Mr. Stein's motion and offer a substitute resolution, but understands that it is not possible. She spoke in favor of moving forward with the resolution and not referring it to Committee.

Ms. Robertson said she opposes the motion to refer the resolution to Committee.

A voice vote on the motion to refer the resolution to Committee resulted as follows: Ayes – 5 (Legislators Dennis, McKenna, Robison, Shinagawa, and Stein), Noes – 10 (Legislators Burbank, Chock, Herrera, Kiefer, Lane, Mackesey, McBean-Clairborne, Proto, Pryor, and Robertson). MOTION FAILED.

It was MOVED by Ms. Chock, seconded by Ms. Kiefer, to amend the title to read: "Requesting Determination of the Potential Role of the Upper Susquehanna Coalition and other relevant Soil and Water Conservation Districts...".

It was MOVED by Mr. Proto, seconded by Ms. Pryor, to amend the amendment to the title as follows: "Requesting Determination of the Potential Role of the Upper Susquehanna Coalition and Its Member Soil and Water Conservation Districts in Providing Technical Assistance to Serve Local Agricultural and Public Interests During Potential Development of Natural Gas Production."

A voice vote on the amendment to the amendment resulted as follows: Ayes – 14, Noes – 0, Temporarily out of Room – 1 (Legislator Shinagawa). MOTION CARRIED.

A voice vote on the amendment as amended resulted as follows: Ayes – 15, Noes – 0. MOTION CARRIED.

Ms. Herrera requested clarification on the resolution to be considered. It was noted it is the revised resolution with the amended title.

A voice vote on the resolution resulted as follows: Ayes – 15, Noes – 0. RESOLUTION ADOPTED.

WHEREAS, gas drilling in the Marcellus Shale and other low permeable natural gas bearing formations, and the construction of gathering lines, will involve critical questions regarding soil and water resources, and

WHEREAS, siting potential locations of drilling sites and the activities associated with all the phases of the extraction, and the placement of gathering lines, depends upon a technical understanding of local soil types, land use, hydrology including drainage characteristics of prospective sites, topography, and other relevant landscape features, and

WHEREAS, it is unlikely well drillers will have local knowledge and experience to best accommodate all the soil and water factors that should be taken into consideration, and

WHEREAS, much of the land at issue is active farmland, and gas well drilling activities and pipeline construction can significantly affect agricultural resources, and

WHEREAS, relevant local technical expertise is available in respective County Soil and Water Conservation Districts, and

WHEREAS, Districts have authority to provide technical support as provided in New York State Soil and Water Conservation District Law (“SWCDL”) Section 9, and

WHEREAS, we recognize providing technical information and advice can potentially take much SWCD staff time and therefore be costly, and we are concerned that SWCDs be compensated for that staff time without compromising SWCD’s autonomy, since there is a potential were they to receive payments or contributions from the gas industry that could constitute the appearance of a conflict of interest, and

WHEREAS, the gas drilling will take place largely within the Upper Susquehanna River Basin, but may also take place in the Great Lakes Basin, and

WHEREAS, geographically these basins fall within the scope of the various County Soil and Water Conservation Districts that comprise the Upper Susquehanna Coalition and other relevant watersheds, and

WHEREAS, engagement of Soil and Water Conservation Districts acting in concert through the Upper Susquehanna Coalition is provided for in SWCDL Section 9, “Powers of Districts and Directors” and Section 10, “Cooperation Between Districts”, now therefore be it

RESOLVED, on recommendation of the Planning, Development, and Environmental Quality Committee, That the Tompkins County Legislature requests that the Upper Susquehanna Coalition explore how the member Soil and Water Conservation Districts of the Upper Susquehanna Coalition might be engaged to assist landowners, especially farmers, New York State Department of Environmental Conservation, and others concerned with the public interest associated with drilling activities and gathering lines, with the purpose of providing sound technical assistance within the power of Districts as described in SWCDL Sections 9 and 10, and as may be granted in other sections of the SWCDL, for the planning and possible implementation of drilling and associated activities, including pipeline construction, using proven local soil and water technical capability to ensure the best use and protection of natural resources, as they answer questions and provide technical information to gas drilling companies,

RESOLVED, further, That this exploration should include a mechanism that would allow SWCD’s to be compensated for time spent providing technical assistance to industries, not by direct payments or contributions, but in a manner that maintains the SWCD’s autonomy and independence,

RESOLVED, further, That the Clerk of the Legislature shall forward certified copies of this resolution to the above-mentioned organizations.

**SEQR ACTION:** TYPE II-20

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### **Report from the 2010 Complete Count Census Committee**

Ms. Mackesey, Chair, said the census enumeration work is coming to a close. Landlord groups are completing the last of the information being requested.

### **Member-Filed Resolution**

**RESOLUTION NO. 100 - REQUEST REGARDING DELAYS IN RELEASE OF QUARTERLY STATEWIDE MASS TRANSIT OPERATING ASSISTANCE PAYMENTS FROM THE STATE OF NEW YORK**

It was MOVED by Mr. Proto, seconded by Ms. Herrera. Mr. Proto said the resolution is to request the State provide the funding. He noted that previous resolutions passed by the Legislature provided the ability to borrow funds based upon anticipated Statewide Mass Transit Operating Assistance revenue. Due to the extensive delays by the State the County is not in a position to continue to do so. A voice vote resulted as follows: Ayes – 15, Noes – 0. RESOLUTION ADOPTED.

WHEREAS, Tompkins Consolidated Area Transit, Inc. (“TCAT”), on May 10, 2010, learned that quarterly payments expected in the third week of May would be delayed in the absence of a State budget, and

WHEREAS, a request to include the critical quarterly STOA (State Transit Operating Assistance) payment for all of the State’s transportation systems in an emergency spending bill was rejected by the Governor’s office, and

WHEREAS, TCAT was then forced to undertake unbudgeted and expensive short-term borrowing to make payrolls in May, June, and July, with the assumption that borrowing will be sufficient only if a state budget is approved by the end of that period, and

WHEREAS, TCAT learned on June 14, 2010, that a subsequent emergency spending bill included some STOA funding, and

WHEREAS, TCAT learned that the emergency STOA appropriations are still insufficient to cover expenses, and

WHEREAS, if no State budget is approved by the end of July, 2010, TCAT, which has exhausted its line of credit, could be forced to consider reducing service, and

WHEREAS, STOA accounts for approximately 36 percent of TCAT’s operating budget and is critical to TCAT’s ability to offer its services, which, in turn, are key to local economic recovery and economic development, and

WHEREAS, continued gridlock in the Legislature over the State budget has caused TCAT to incur borrowing-interest expenses and will continue to add hardship to TCAT as well as other STOA-dependent agencies across the state, now therefore be it

RESOLVED, That the Tompkins County Legislature hereby strongly urges the State Legislature to act now and adopt a State budget and appropriate STOA funding to avoid further harm to TCAT operations and the local economy,

RESOLVED, further, That if no State budget is passed soon, the Tompkins County Legislature strongly urges another mechanism be found to appropriate and release sufficient STOA money,

RESOLVED, further, That the TCAT General Manager is directed to send copies of this resolution to Governor David Paterson; all New York State Senators and Assemblypersons representing constituents in TCAT’s service areas in Tompkins County; Tioga County and Schuyler County; New York State Department of Transportation Acting Commissioner Stanley Gee; City of Ithaca Mayor Carolyn Peterson; and Cornell University President David Skorton.

**SEQR ACTION:** TYPE II-20

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**Approval of Minutes of June 1, 2010**

It was MOVED by Mr. Proto, seconded by Mrs. McBean-Clairborne, to approve the minutes of June 1, 2010, as corrected. A voice vote resulted as follows: Ayes – 13, Noes – 1 (Legislator Dennis), Temporarily out of room – 1 (Legislator Herrera). MINUTES APPROVED.

**Recess**

Ms. Robertson declared recess from 8:39 p.m. to 8:45 p.m.

Mr. Shinagawa was excused at 8:39 p.m.

Tompkins County Legislature  
June 15, 2010

**Executive Session**

It was MOVED by Mr. Robison, seconded by Mr. Proto, and unanimously adopted by members present, to enter into an executive session to discuss real estate negotiations and a personnel matter. An executive session was held at 8:45 p.m. and returned to open session at 9:03 p.m.

**Adjournment**

On motion the meeting adjourned at 9:03 p.m.

Respectfully submitted by Karen Fuller, TC Legislature Office