

Seneca County Board of Supervisors

Regular Meeting

January 23, 2007

7:00 p.m.

Call to Order:

The meeting was called to order by Chairman Barto

Roll Call of Members by the Clerk:

All members of the Board of Supervisors were present

Pledge of Allegiance and Moment of Silence:

Presentations / Petitioners:

a. Employee of the 4th Quarter 2006 – Carmina Russo, Paralegal, County Attorney's Office

Approval of Meeting Minutes:

Minutes of Board meetings December 12, 2006 and December 27, 2006 were approved. Motion made by Mr. Same. Second made by Mr. Lafler. All voted in favor.

Reports of Standing Committees:

The following reports were given by said committee's chairman:

Public Works, Planning, Development, Agriculture & Tourism, Mr. Mooney, Chairman. The report referenced committee approval for a state grant for the operations of Beverly's Animal Shelter; and a resolution proclaiming Entrepreneurship Week. Written copy filed.

Native American Affairs, Dr. Dresser, Chairman. The report highlighted a meeting with Richard Rifkin, Special Counsel to Governor Spitzer for Indian Affairs and Dr. Dresser, Chairman George Fearon, Cayuga County, and Chairman Barto, Seneca County. Proposed written testimony authored by Dr. Dresser, regarding the Draft Environmental Impact Statement for the Oneida Indian Nation was submitted and copies provided to Senators Schumer and Clinton and Congressman Arcuri. Written copy filed.

Government Operations, Personnel & Technology, Mr. Kaiser, Chairman. The committee approved the purchase of a SQL server for statewide database connectivity. The estimated cost for the server and six licenses is \$6,800. Under Personnel the committee approved the position for an engineer for the Code Enforcement Department; the salary for the Community Mental Health Director at \$68,449; hire a MEO Light / Automotive Mechanic for the Highway Department; and charges the Tourism Specialist position from part-time to full-time.

Chairman's Remarks:

Chairman Barto focused his remarks on the current economic development in Seneca County and future development. He spoke of the time when the outlet mall began as an idea and twenty years later is now the number one resource of sales tax revenue for Seneca County, specifically thanking William Leonard,

who was the Supervisor for Junius at the time for his efforts in assisting with the development of the outlet mall.

County Manager's Remarks:

None

County Attorney's Remarks:

None

Communications:

The following communications were received and filed:

10. From James M. Foy, Deputy Director, Finance and Administration, NYS Office for the Aging, a copy of a letter dated January 9, 2007 to Angela Reardon, Director, Seneca County OFA, with a copy of the first Notification of Grant Award (NGA) for the federal fiscal year 2007 Nutrition Services Incentive Program (NSIP).
11. From David J. Swarts, Acting Commissioner, NYS Governor's Traffic Safety Committee, a letter dated January 5, 2007 announcing the approval of the 2007 STOP-DWI plans for Seneca County.
12. From Nicholas Sciotti, Seneca County Treasurer, a copy of the County Financial Officer Dog License Report for the period January 1, 2006 through December 31, 2006.
13. From Seneca County Soil & Water Conservation District, a copy of minutes of the December 18, 2006 meeting.
14. From Seneca County Federation of Sportsmen's Club, Inc., a copy of minutes of the December 19, 2006 meeting.
15. From Seneca County Planning Board, a copy of minutes of the December 14, 2006 meeting.
16. From Max Young, Tuscaloosa, Alabama, a letter of support for the preservation of the white deer herd and wildlife through the development of a conservation area at the former Army depot in Seneca County.

The following communications were received and referred to the committee indicated:

17. From David S. Zorn, Executive Director, Genesee / Finger Lake Regional Planning Council, a letter dated January 3, 2007 regarding membership counties approving an "official undertaking" for the current year. Referred to the Finance, Assessment & Insurance committee and Planning, Development, Agriculture & Tourism committee.

RESOLUTIONS AND MOTIONS:

APPORTION DOG MONIES

RESOLUTION NO. 09-07, moved by Mr. Anglim, seconded by Mr. Smith and adopted by 750 ayes.

WHEREAS, the Annual Report of the County Treasurer on dog moneys has been received; and

WHEREAS, there is a surplus of \$4,352.24 and pursuant to Section 111 of the New York State Agriculture and Markets Law, 75% of these funds (\$3,264.18) can be apportioned to the various Towns; now, therefore be it

RESOLVED, that the Seneca County Treasurer apportion said funds for payment to the Towns as follows:

Covert	\$301.79
Fayette	\$522.34
Junius	\$99.35
Lodi	\$114.39
Ovid	\$139.98
Romulus	\$302.55
Seneca Falls	\$747.39
Tyre	\$215.99
Varick	\$156.54
Waterloo	\$663.84
Total:	\$3,264.18

AND BE IT FURTHER RESOLVED THAT, pursuant to Agriculture and Markets Law §111(3), such money shall be used by the towns only for the purposes of controlling dogs and enforcing the provisions of Article 7 of the Agriculture and Markets Law of the State of New York and/or any rule, regulation, or local law or ordinance adopted pursuant thereto, including subsidizing the spaying or neutering of dogs and any facility, as authorized under section one hundred seventeen of said Article 7, used therefore, and subsidizing public humane education programs in responsible dog ownership.

AUTHORIZATION TO CORRECT & REFUND TAXES TO COUNTY TREASURER

RESOLUTION NO. 10-07, moved by Mr. Anglim, seconded by Mrs. Teichner and adopted by 750 ayes.

WHEREAS, Section 554 (9) & 556 (8) of the Real Property Tax Law authorizes the tax levying body such as the Seneca County Board of Supervisors to delegate its authority to the County Treasurer to correct errors and refund taxes, as provided by Section 554 (1-8) and 556 (1-7) of the said law; and

WHEREAS, it would be in the best interest of the Board of Supervisors and taxpayers of Seneca County to delegate the refunding authority to expedite the corrective refund process; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors delegates the authority to correct and refund taxes pursuant to Section 554 and Section 556 of the Real Property Tax Law to the County Treasurer for the fiscal year 2007 where said applications are for \$2,500.00 or less; and be it

FURTHER RESOLVED, that the County Treasurer submit a report to the Board of Supervisors before the 15th of each month detailing the corrections and refunds granted for the prior month. Said resolution to be effective until December 31, 2007.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN
A CONTRACT WITH BARTON AND LOGUIDICE, P.C. FOR ENGINEERING SERVICES
FOR THE PUBLIC HEALTH AND CODE ENFORCEMENT DEPARTMENTS**

RESOLUTION NO. 11-07, moved by Mr. Smith, seconded by Mr. Kaiser and adopted by 750 ayes.

WHEREAS, it is a requirement for the Public Health Department to have a Professional Engineer available for review/approval of plans for mobile home parks, reality subdivisions, new campgrounds, temporary residences, water systems, and septic systems; and

WHEREAS, Barton and Loguidice, P.C, has provided these services under contract for the last three years; and

WHEREAS, the Department is requesting a renewal of this contract so that said services may continue; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with Barton and Loguidice, P.C. for Professional Engineering services.

**CHAIRMAN OF BOARD AUTHORIZED TO REVISE THE CONTRACT AMOUNT BETWEEN
THE BONADIO & CO., LLP AND THE DIVISION OF HUMAN SERVICES**

RESOLUTION NO. 12-07, moved by Mr. Smith, seconded by Mr. Mooney and adopted by 750 ayes.

WHEREAS, the Division of Human Services would like to revise the contract amount with the Bonadio & Co., LLP from \$5,000 to \$40,000 in order to review self-employed Medicaid recipients; and

WHEREAS, currently, Seneca County has 31 cases under review at a rate of \$150.00 per hour, which will total approximately \$30,000; and

WHEREAS, the cost savings connected to these 31 cases is between \$275,000 - \$437,000; and

WHEREAS, these reviews and this revision in the contract will be conducted at no additional cost to the County, which will come out of account: 10-125-5-6070-4700; and

WHEREAS, the number of cases to review is expected to increase in 2007; and

WHEREAS, this agreement has been reviewed by the Oversight Committee for Human Services and Finance Committee and recommended for full Board approval; now, therefore be it

RESOLVED, the Chairman of the Board authorizes a revision in the contract amount between the Bonadio & Co., LLP and the Division of Human Services.

**CHAIRMAN OF THE BOARD TO SIGN THE CONTRACT BETWEEN SMALL BUSINESS
BUILDERS AND THE SENECA COUNTY
DIVISION OF HUMAN SERVICES**

RESOLUTION NO. 13-07, moved by Mr. Smith, seconded by Mrs. Amidon and adopted by 750 ayes.

WHEREAS, the Seneca County Division of Human Services would like to contract with Small Business Builders to provide professional counseling to the constituents of Seneca County; and

WHEREAS, the services will include assistance to both start-up and existing businesses at a rate of \$55.00 per hour, not to exceed \$68,000, which is paid through the Seneca County Department of Workforce Department Microenterprise grant; and

WHEREAS, areas of consulting include but are not limited to:

- Developing a business plan or reviewing an existing business plan
- Start-up assistance, including advice about market research, deciding if a corporation or a d/b/a is needed, record keeping, permits, licenses, insurance, and more
- Pricing to ensure prices are both competitive and profitable
- Setting up or reviewing a record keeping system
- Marketing research, including how to reach customers in cost-effective ways
- Determining if employees will increase or decrease the bottom line and laying the groundwork for an employee handbook
- Obtaining funding, with step-by-step assistance to assess borrowing potential, determine the best funding sources, prepare a feasibility study, and if appropriate, an entire funding proposal
- Expansion assistance, evaluating options and outcomes; and

WHEREAS, this agreement has been reviewed by the Oversight Committee for Human Services and Finance Committee and recommended for full Board approval; now, therefore be it

RESOLVED, the Chairman of the Board to sign the contract between Small Business Builders and the Seneca County Division of Human Services.

**SUPERVISORS CREATE PART-TIME PHYSICIAN POSITION
FOR SENECA COUNTY JAIL**

RESOLUTION NO. 14-07, moved by Mr. Kaiser, seconded by Mr. Lafler and adopted by 750 ayes.

WHEREAS, the Seneca County Sheriff has recommended that the physician for the correctional facility be a part-time employee rather than a contract employee as it would be more cost effective and better serve the needs of the correctional facility; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby create the position of part-time physician for the Seneca County Correctional Facility at an annual salary of \$12,000 per year; and be it

FURTHER RESOLVED, the Board of Supervisors authorizes 100% payment of health insurance (Blue Choice Select single plan 100%) and licensing fee to be effective immediately.

SUPERVISORS SET SALARY FOR JAIL FULL-TIME NURSE POSITION

RESOLUTION NO. 15-07, moved by Mr. Kaiser, seconded by Mrs. Amidon and adopted by 750 ayes.

WHEREAS, Board Resolution No. 263-06, adopted by the Seneca County Board of Supervisors on October 24, 2006, authorized creating and filling a full-time Nurse position at the Seneca County Jail effective January 1, 2007; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the filling of said position at the hourly rate of \$22.977 per hour to become effective upon relocation of the inmates to the new law enforcement center.

SUPERVISORS AUTHORIZE APPROPRIATION OF FUNDS TO IDA

RESOLUTION NO. 16-07, moved by Mr. Mooney, seconded by Mr. Shipley and adopted by 750 ayes.

WHEREAS, Seneca County is desirous of continuing an aggressive economic development program to promote the retention, expansion, and attraction of business in the community; and

WHEREAS, the Seneca County Industrial Development Agency (IDA) is organized for the promotion and facilitation of economic development within the county and currently engages staff and consultants to carry-out its mission; and

WHEREAS, Section 852 of the General Municipal Law of the State of New York does authorize the County to appropriate funds for the purpose of encouraging industrial and economic development within the county; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby appropriates funds from Account 8020.4371 in the amount of \$80,266 to the Seneca County Industrial Development Agency to engage professional staff needed to promote economic development and improve the County's economic condition.

SUPERVISORS APPROVE BLANKET BOND FOR GENESEE/FINGER LAKES

REGIONAL PLANNING COUNCIL AND TREASURER TO PAY COUNTY'S

SHARE OF OPERATING FUNDS

RESOLUTION NO. 17-07, moved by Mr. Mooney, seconded by Mr. Same and adopted by 750 ayes.

WHEREAS, the County of Seneca has appropriated the sum of \$6,647.00 as its share of the 2007 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David Zorn, Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for the officers and employees of the Council in the amount of \$220,000; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law; and be it

FURTHER RESOLVED, that the Seneca County Treasurer is hereby authorized and directed to pay the Genesee/Finger Lakes Regional Planning Council the sum of \$6,647.00 as the County's share of operating funds for the year 2007 as appropriated in the Planning and Development account 8020.438.

New Business:

Mr. Kaiser made a motion to Suspend the Rules of Order to introduce a resolution that was not prefiled with the Clerk of the Board. A second was made by Mr. Smith. All voted in favor.

**SUPERVISORS AUTHORIZE PURCHASE OF SERVER FOR
HAVA VOTER DATABASES**

RESOLUTION NO. 18-07, moved by Mr. Kaiser, seconded by Mr. Mooney and adopted by 750 ayes.

WHEREAS, Federal HAVA legislation requires Seneca County connectivity to the New York State statewide voter database; and

WHEREAS, the Seneca County IT Director and Network Administrator have recommended that the current county SQL server not be used for this connectivity due to the additional state costs associated with not utilizing a dedicated server in the amount of \$9,000 over 5 years; and

WHEREAS, the cost for the SQL server and licensing for six staff members in the Board of Elections is \$4,800 for the server and \$2,000 for licensing for a total of \$6,800; and

WHEREAS, the NYS Board of Elections requests that the Board of Elections be up and running by January 31, 2007; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the purchase of a SQL server and licenses for the connectivity for the Seneca County Board of Elections to the New York statewide voter database in the amount of \$6,800 to be transferred from the Technology Reserve fund to account 1450.2300 – Board of Elections computer equipment.

Special Order of the Day:

A motion was made to adjourn the meeting. A second was made. All voted in favor.