

Seneca County Board of Supervisors  
Regular Meeting  
Three Bears Courthouse, Ovid, NY  
September 23, 2008  
8:00 p.m.

Call to Order

Chairman Lafler called the meeting to order at 7:58 p.m.

Roll Call of Members by the Clerk

Thirteen members of the Board of Supervisors answered roll call. Mr. Westfall was absent.

Pledge of Allegiance and Moment of Silence

Public Hearing:

PROPOSED LOCAL LAW B, YEAR 2008 TO EXEMPT PART-TIME SHERIFF'S DEPUTIES FROM  
THE PROVISIONS OF §3 OF THE PUBLIC OFFICERS LAW

SECTION I.

In the County of Seneca, the provisions of Section 3 of the Public Officers Law of the State of New York requiring a person holding a civil office to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within which such person's official functions are required to be exercised, shall not prevent a person from holding the office of part-time Sheriff's Deputy in Seneca County, provided, however, that such person performing the duties and functions of part-time Sheriff's Deputy resides in Seneca County or any adjoining county within New York State, unless otherwise provided by an act of the State Legislature.

SECTION II – Definitions.

For purposes of this local law, the term "part-time" shall mean any employment or combination of one or more employments within the Seneca County Sheriff's Department in which an individual works twenty (20) hours or less, or wherein the employee earns not more than one-half (1/2) of the rate assigned to the position if the position has been allocated to a graded salary schedule.

SECTION III – Effective Date.

This local law shall take effect immediately upon filing the secretary of state in accordance with Section 27 of the New York State Municipal Home Rule Law.

No comments were heard from the public. The public hearing was closed.

Presentations / Petitioners

a. David Jensen, President, Seneca County Sheriff Employees Association regarding training and accreditation of Sheriff employees. Mr. Jensen's comments were followed by a discussion involving

Sheriff Stenberg and several supervisors with the Chairman referring the matter of training and accreditation of Sheriff employees to the Public Safety Committee.

b. Jenny McWhorter, Founder, Dog Rescue Society, MacDougall. Chairman Lafler referred the issue to the Board of Supervisors oversight committees for finance and public safety.

#### Approval of Meeting Minutes

The August 26, 2008 minutes were approved.

#### Reports of Standing Committees

Public Works Committee, Mr. Davidson, Chairman, reported that the committee authorized the renewal of the Snow and Ice Agreement with the NYS Department of Transportation for the 2008 and 2009 season. The committee also discussed the painting of the Seneca County Courthouse and recommended moving forward with publishing acceptance of Request for Proposals in the official newspapers. There was also a discussion on the status of the courthouse and former jail building regarding the location of the office of the District Attorney and the location of the E911 offices.

Public Safety Committee, Mr. Shipley, Chairman, reported that the Committee approved the acceptance of a grant from NYS Office of Homeland Security for UHF Data Radio Network for \$856,080 for a resolution on the meeting agenda

Human Services Committee, Mr. Mooney, Chairman, reported that the Committee approved amending the budget for the Office of the Aging for an increase in funding for the Supplemental Assistance Nutrition Program (SNAP), for the program year 2008-09. The Committee also approved acceptance of the United Way SURGE Program grants funding for \$13,000 for direct services to the SURGE After School Program. Mr. Mooney also said the Board of Supervisors would be voting on two recommendations from the Committee. One was a proclamation resolution recognizing October 4 as At Home with Books: READ! Day. The other was for the Chairman of the Board to sign funding applications as part of the Office for the Aging Annual Implementation Plan.

Personnel and Technology Committee, Dr. Dresser, Chairman, reported that the Committee approved replacing the AS400 computer with the ISeries 515 computer and that he would introduce a resolution later on the agenda under Suspension of the Rules. The Committee also approved abolishing four part-time cleaner positions and creating and filling one full-time cleaner position for the Facilities Department. Dr. Dresser also said that the Board of Supervisors would be voting on a resolution later on the agenda introducing a proposed local law to exempt Special Patrol Officers from the requirement of having to reside within Seneca County; and there was a public hearing on a proposed local law that would exempt part-time Sheriff deputies.

Indian Affairs Committee, Mr. Same, Chairman, reported that the Committee discussed a proposed resolution before the Inter-County Association of Western New York titled "Recommendations

for Responsible New York State Budget Corrections”. It was agreed that the resolution should be amended to include language that urges the Governor to collect sales tax on gas and cigarette purchases made by non-Indians at Indian businesses. The Board of Supervisors would vote on a resolution later during the meeting directing our Inter-County representatives to make a motion to amend the resolution about the NYS budget at the next Inter-County meeting. Mr. Same reminded everyone about the October 4 Motorcade urging the Governor to sign legislation that passed in the Senate and Assembly to collect sales taxes on gas and cigarettes sold to non-Indians at Indian businesses. Another discussion during the Committee meeting regarded changing legal representation to Bond, Schoeneck & King for Indian land in trust issues and to set up a meeting with Cayuga County to discuss the legal representation. There was information on the law firms of Harris Beach and BS&K available for distribution.

Planning, Development, Agriculture & Tourism, Mr. Kaiser, Chairman, reported on the Committee’s approval for the Chairman of the Board to sign the Access Agreement with New York State Electric and Gas (NYSEG) for the purpose of Environment and Design Studies for the development of the Cayuga – Seneca Canalway Trail and a contract for services with Wendel Duchscherer as consultants for a Master Plan and design services for the Sampson Veterans Memorial Cemetery. Mr. Kaiser also said the Committee approved advertising for Requests for Proposals for the stabilization of the building commonly known as “Mama Bear” at the Historic Ovid Courthouse Complex.

#### County Manager’s Remarks

Suzanne Sinclair, County Manager said that she was recently appointed as a member of the Finger Lakes Community College Community Outreach Committee. It is an eleven member committee and four of the members are from Seneca County. The goal of the Outreach Committee is to create ways to heighten public awareness of the resources offered by Finger Lakes Community College. Ms. Sinclair stated she was looking forward to serving on the Committee and was honored to represent Seneca County.

#### Communications

169. A letter, dated September 7, 2008, from the Waterloo Library & Historical Society, of appreciation for the County’s continued support and funding of the Polaris System.

170. A letter, dated September 9, 2008, from the NYS Executive Chamber, acknowledging receipt of a copy of Seneca County Resolution No. 215 relating to tax collection on sales by Native Indian owned establishments.

171. A copy of minutes of the Western Finger Lakes Solid Waste Management Authority August 16, 2008 meeting.

172. A copy of the Countrywide Collaborative Assessing Considerations for Seneca County report, submitted by Randy H. Deal, I.A.O., C.D.D., dated September 8, 2008.

173. From NYS Department of State, information regarding the Local Government Efficiency Grant Program for 2008-2009. Referred to the Government Operations Committee.

174. From NYS Office of Children & Family Services, information regarding Seneca County's Resource Allocation Plan (RAP) for 2008. Referred to the Human Services Committee.

175. From NYS Office for the Aging, information regarding the Single Audit Report for 2007. Referred to the Human Services Committee.

176. From NYSAC, a memorandum to all counties, requesting the adoption of a resolution calling on the NY Congressional delegation to support an increase in the Federal Medical Assistance Percentage (FMAP) to provide NYS counties with property tax relief. Referred to the Human Services Committee.

177. From NYS Department of State, information regarding the Local Enhance Wireless 911 Program reimbursement program for 2008 – 2009. Referred to the Public Safety Committee.

Resolutions and Motions

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN  
A CONTRACT WITH DEC FOR FINANCIAL ASSISTANCE FOR  
HOUSEHOLD HAZARDOUS WASTE COLLECTION DAY**

RESOLUTION NO. 238-08, moved by Mr. Hayssen, seconded by Mr. Barto and adopted by 690 ayes (Hayssen, Barto, Reynolds, Serven, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Mooney, Shipley) and 60 absentees (Westfall).

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, Seneca County, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York, and the Municipality deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between the People of the State of New York, herein called the State, and the Municipality be executed for such state-aid; now, therefore be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors is hereby authorized and directed, as the official representative of the Municipality, to act in connection with the application and to provide such additional information as may be required, and to sign the resulting contract if said application is approved by the State; and be it

FURTHER RESOLVED, that the County of Seneca agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the state share of such costs; and be it

FURTHER RESOLVED, that five (5) certified copies of this resolution will be forwarded to the New York State Department of Environmental Conservation together with a completed application; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

**CHAIRMAN OF THE BOARD OF SUPERVISORS HEREBY AUTHORIZED AND DIRECTED  
TO SIGN A CONTRACT WITH FRANZISKA RACKER CENTER**

RESOLUTION NO. 239-08, moved by Mr. Hayssen, seconded by Mr. Mooney and adopted by 690 ayes (Hayssen, Mooney, Reynolds, Barto, Serven, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Shipley) and 60 absentees (Westfall).

WHEREAS, the Franziska Racker Center in Ithaca has provided services for the Early Intervention Program for many years; and

WHEREAS, it is necessary to renew this contract for services to continue; and

WHEREAS, the money for this contract is in the Public Health budget 4145.470; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with Franziska Racker Center for the provision of services for the Early Intervention Program.

**AUTHORIZE CHAIRMAN OF BOARD OF SUPERVISORS TO SIGN AGREEMENT FOR  
ACCESS TO NYSEG PROPERTY FOR ENVIRONMENT AND DESIGN STUDIES FOR  
CAYUGA-SENECA CANALWAY TRAIL**

RESOLUTION NO. 240-08, moved by Mr. Kaiser, seconded by Mr. Shipley and adopted by 690 ayes (Kaiser, Shipley, Reynolds, Barto, Serven, Davidson, Dresser, Same, Lafler, Terryberry, Amidon, Hayssen, Mooney) and 60 absentees (Westfall).

WHEREAS, the proposed Cayuga-Seneca Canalway Trail Project involves lands owned by New York State Electric and Gas; and

WHEREAS, the project requires additional environmental and design studies; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on September 9, 2008; now, therefore be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors is authorized and directed to sign the Access Agreement with New York State Electric and Gas (NYSEG) for the purpose of Environment and Design Studies for the development of the Cayuga-Seneca Canalway Trail.

**BOARD OF SUPERVISORS AUTHORIZES AND DIRECTS THE CHAIRMAN TO SIGN  
CONSULTANT SERVICES AGREEMENT FOR SAMPSON VETERANS MEMORIAL  
CEMETERY MASTER PLAN AND DESIGN DEVELOPMENT**

RESOLUTION NO. 241-08, moved by Mr. Kaiser, seconded by Mr. Shipley and adopted by 690 ayes (Kaiser, Shipley, Reynolds, Barto, Serven, Davidson, Dresser, Same, Lafler, Terryberry, Amidon, Hayssen, Mooney) and 60 absentees (Westfall).

WHEREAS, Seneca County recently accepted title to lands formerly part of the Sampson Air Force Base for the purpose of developing a Veterans Memorial Cemetery; and

WHEREAS, the development of the cemetery will require the development of a Master Plan and design considerations; and

WHEREAS, state funding has been secured through the efforts of Senator Michael F. Nozzolio to support development of the Master Plan and design for the cemetery; and

WHEREAS, Requests for Proposals for professional services were solicited to assist the County in preparing a Master Plan and progressing the development of a design; and

WHEREAS, the County solicited for proposals for consultant services and in response received two proposals; and

WHEREAS, said proposals were reviewed for completeness and appropriateness in furthering the County's plans; and

WHEREAS, the firm of Wendel Duchscherer demonstrated the ability to best serve the interest of Seneca County in progressing this important project; and

WHEREAS, the contract for services is not to exceed \$144,300 plus estimated reimbursable expenses of \$8,900; all of which will be fully reimbursed through a New York State Grant; and

WHEREAS, any reduction in grant allocations will be cause for Seneca County to amend the scope of services with the consultant; and

WHEREAS, Seneca County will provide staff support from the Department of Planning and Community Development to further this project; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on September 23, 2008; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes and directs the Chairman of the Board to sign a contract for services with Wendel Duchscherer as consultants for a Master Plan and design services for the Sampson Veterans Memorial Cemetery.

**RESOLUTION TO RECOMMEND AMENDMENT OF INTER-COUNTY ASSOCIATION OF  
WESTERN NEW YORK RESOLUTION ENTITLED "RECOMMENDATIONS FOR  
RESPONSIBLE NEW YORK STATE BUDGET CORRECTIONS"  
REGARDING COLLECTION OF TAX ON SALES OF CIGARETTES,  
GASOLINE AND DIESEL FUEL AT INDIAN OWNED ESTABLISHMENTS**

RESOLUTION NO. 242-08, moved by Mr. Same, seconded by Mrs. Amidon and adopted by 690 ayes (Same, Amidon, Reynolds, Barto, Serven, Davidson, Dresser, Kaiser, Lafler, Terryberry, Hayssen, Mooney, Shipley) and 60 absentees (Westfall).

WHEREAS, the Seneca County Board of Supervisors, through its delegate to the Inter-County Association of Western New York has been made aware of a resolution of that body entitled “Recommendations For Responsible New York State Budget Corrections”; and

WHEREAS, the Board notes that such resolution lacks reference to the failure of the State of New York to enforce existing law requiring collection of tax on sales of cigarettes, gasoline and diesel fuels at Indian owned establishments; and

WHEREAS, current State Law authorizes and requires collection of such tax on sales by Indian Owned establishments to non-Indian purchasers; and

WHEREAS, the failure to collect such sales tax has resulted in the loss of millions of dollars annually in revenue to both the state and to local government; now therefore be it

RESOLVED, that the Representative of the Seneca County Board of Supervisors to the Inter-County Association of Western New York is authorized and directed to move the amendment of a certain resolution of that body entitled “Recommendations For Responsible New York State Budget Corrections” to add a provision recommending that the State Legislature take all lawful steps to collect all New York State Sales taxes due upon sales of cigarettes, motor fuel and other products by Indian owned establishments throughout the state of New York.

**A RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW NUMBER C TO CHANGE  
RESIDENCY REQUIREMENTS FOR SPECIAL PATROL OFFICERS AND  
PROVIDING FOR PUBLIC HEARING**

RESOLUTION NO. 243-08, moved by Dr. Dresser, seconded by Mr. Davidson and adopted by 690 ayes (Dresser, Davidson, Reynolds, Barto, Serven, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen, Mooney, Shipley) and 60 absentees (Westfall).

WHEREAS, the provisions of §3 of the Public Officers Law of the State of New York requires a person holding a civil office to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within which such person's official functions are required to be exercised; and

WHEREAS, this section currently applies to Special Patrol Officers employed by the Seneca County Sheriff’s Department; and

WHEREAS, in order to attract additional qualified personnel to this position, it is recommended by the Seneca County Sheriff that there be introduced a Local Law authorizing Special Patrol Officers,

employed by the County of Seneca to reside in Seneca County or any adjoining county within New York State; now, therefore be it

RESOLVED, that Local Law number C of 2008 entitled “A LOCAL LAW TO EXEMPT SPECIAL PATROL OFFICERS EMPLOYED BY THE SENECA COUNTY SHERIFF’S DEPARTMENT FROM THE PROVISIONS OF §3 OF THE PUBLIC OFFICERS LAW” be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

SECTION I.

In the County of Seneca, the provisions of Section 3 of the Public Officers Law of the State of New York requiring a person holding a civil office to be a resident of the political subdivision or municipal corporation of the state for which such person shall be chosen or within which such person’s official functions are required to be exercised, shall not prevent a person from holding the office of Special Patrol Officer in Seneca County, provided, however, that such person performing the duties and functions of Special Patrol Officer resides in Seneca County or any adjoining county within New York State, unless otherwise provided by an act of the state legislature.

SECTION II, Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the New York State Municipal Home Rule Law; and be it further

RESOLVED, that copies of the aforesaid proposed local law be laid upon the desks of each member of the County Board; and, be it further

RESOLVED, that the County Board hold a public hearing on said proposed Local Law at the County Office Building, 1 DiPronio Drive, Waterloo New York on October 14 2008 at 8:00 p.m.; and, be it further

RESOLVED, that the Clerk of the Board publish or cause to be published a notice of said public hearing in the official newspapers of the County at least ten (10) days prior thereto.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED TO SIGN THE OFFICE  
FOR THE AGING ANNUAL IMPLEMENTATION PLAN FOR  
SERVICES AND FUNDING APPLICATIONS**

RESOLUTION NO. 244-08, moved by Mr. Mooney, seconded by Mr. Shipley and adopted by 690 ayes (Mooney, Shipley, Reynolds, Barto, Serven, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen,) and 60 absentees (Westfall).

WHEREAS, the Seneca County Office for the Aging is required to submit the Annual Implementation Plan (AIP) for services for the period April 1, 2009 – March 31, 2010 for Seneca County which includes funding applications; and

WHEREAS, two public hearings have been held on September 17, 2008 in Ovid, NY and September 19, 2008 in Waterloo, NY on said plan; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the Office for the Aging Annual Implementation Plan and funding applications and be it

FURTHER RESOLVED, that the Director of the Office for the Aging is hereby authorized and directed to submit such funding applications and enter into agreements and contracts as described in said plan.

**TREASURER AUTHORIZED TO AMEND 2008 COUNTY BUDGET FOR OFFICE FOR  
THE AGING FOR SNAP FUNDING INCREASE**

RESOLUTION NO. 245-08, moved by Mr. Mooney, seconded by Mrs. Amidon and adopted by 690 ayes (Mooney, Amidon, Reynolds, Barto, Serven, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Hayssen, Shipley) and 60 absentees (Westfall).

WHEREAS, the Seneca County Office for the Aging has been awarded an increase in funding for the Supplemental Assistance Nutrition Program (SNAP), for the program year 2008-09; and

WHEREAS, the SNAP award is higher than that which was approved in the 2008 Office for the Aging county budget; and

WHEREAS, this resolution was approved by the Human Services Committee at its meeting on September 9, 2008; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the County Treasurer to amend the 2008 Office for the Aging budget 10-125-5-6572 to add \$26,712 to line item 6572.4520 (food Supplies) and also add \$26,712 to revenue line 6572.3803 (state aid).

**SUPERVISORS PROCLAIM OCTOBER 4 AS AT HOME WITH BOOKS: READ! DAY**

RESOLUTION NO. 246-08, moved by Mr. Mooney, seconded by Dr. Dresser and adopted by 690 ayes (Mooney, Dresser, Reynolds, Barto, Serven, Davidson, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen, Shipley) and 60 absentees (Westfall).

WHEREAS, the Seneca County Partners for Children, Youth & Families is celebrating the importance of literacy during the fourth annual county literacy event October 4, the theme is "***Adventure with Books: READ!***"; and

WHEREAS, the Seneca County Partners for Children, Youth & Families define *literacy* as, "the essential skill that encompasses the use of reading, writing, speaking, and listening to find meaning, solve problems, and communicate information for a variety of personal and professional uses"; and

WHEREAS, the Seneca County Partners for Children, Youth & Families emphasizes the importance of promoting literacy in Seneca County based on the following points:

- A high percentage of students during Kindergarten screening fall below average in school readiness skills and have no ‘book of their own’
- Many parents lack the information on ways to provide pre-literacy experiences for their children.
- Early literacy prevention support and strategies can prevent children from becoming classified as special needs students requiring costly support services
- Higher literacy in adults can lead to better paying jobs, wage gains and an opportunity for families to break out of the cycle of poverty; and

WHEREAS, the Seneca County Partners for Children, Youth & Families furthermore recognizes that a large percentage of low-income families have no books at home for their children; and

WHEREAS, the Seneca County Partners for Children, Youth & Families will host a Literacy Celebration on October 4, 2008 from 1:00-4:00 p.m. at the Seneca County Office Building; now therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby proclaim October 4 as *At Home with Books: READ! DAY*, as the fourth annual literacy event in Seneca County; and be it further

RESOLVED, the Seneca County Board of Supervisors urges all of our citizens to join forces increasing literacy awareness; thus providing greater opportunities for success of our children and families.

**THE SENECA COUNTY BOARD OF SUPERVISORS TO APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN UNITED WAY OF SENECA COUNTY, INC. AND SENECA COUNTY DIVISION OF HUMAN SERVICES DIRECT SERVICES FOR SURGE AFTER SCHOOL PROGRAM**

RESOLUTION NO. 247-08, moved by Mr. Mooney, seconded by Mr. Terryberry and adopted by 690 ayes (Mooney, Terryberry, Reynolds, Barto, Serven, Davidson, Dresser, Kaiser, Same, Lafler, Amidon, Hayssen, Shipley) and 60 absentees (Westfall).

WHEREAS, This Agreement will be in effect for the period of September 1, 2008 through June 30, 2009; and

WHEREAS, it is made between the United Way of Seneca County, Inc. and Seneca County Division of Human Services Workforce Development, an agency of the County of Seneca; and

WHEREAS, the Division of Human Services submitted a Proposal to United Way for SURGE After School Programming utilizing staff from Workforce Development and the Youth Bureau; and

WHEREAS, the proposal aims to serve 90 youth, 15 at each SURGE program sites with youth development programming, including youth driven activities, incorporating the developmental assets, community and self awareness, career exploration field trips, community service events, skill building activities, and leadership training; and

WHEREAS, SURGE Program sites include: South Seneca Middle and High School, Romulus, Seneca Falls Middle and Waterloo Middle and High School; and

WHEREAS, the contract provides grant funding in the amount of \$13,000.00 payable to Workforce Development; and

WHEREAS, the budget line items are the following:

|                  |               |               |
|------------------|---------------|---------------|
| Revenue Account: | 20-320-3-4920 | + \$13,000.00 |
|                  | 20-320-3-4625 | - \$13,000.00 |

WHEREAS, this contract 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 Memorandum of Understanding between the United Way of Seneca County, Inc. and the Seneca County Division of Human Services direct services to SURGE After School Program.

Dr. Dresser moved to Suspend the Rules of Order to introduce a resolution not previously filed.

**RESOLUTION AUTHORIZING IT DEPARTMENT TO PURCHASE AN IBM I-SERIES 515  
COMPUTER TO REPLACE THE CURRENT IBM AS400 COMPUTER**

RESOLUTION NO. 248-08, moved by Dr. Dresser, seconded by Mr. Same and adopted by 690 ayes (Dresser, Same, Reynolds, Barto, Serven, Davidson, Kaiser, Lafler, Terryberry, Amidon, Hayssen, Mooney, Shipley) and 60 absentees (Westfall).

WHEREAS, the AS400 computer system is approximately 10 years old and its current release level 4.5 of the operating system is no longer supported by IBM. The last and final release for AS400 systems announced by IBM is 5.3; and

WHEREAS, ACS, the software vendor for payroll and budgeting/accounting also announced it will no longer provide software updates under the current release level 4.5 on the AS400 or any release levels under 5.3. Therefore, IT would no longer receive the proper software updates necessary to perform year end processing functions, e.g. W2s and 1099s; and

WHEREAS, new parts are no longer manufactured for the AS400 model 170 and used / refurbished parts are becoming scarce and expensive. The main concern would be the event of hardware failure, e.g. disk crash; and

WHEREAS, the new system will allow Seneca County to continue running all existing software applications more efficiently and also have room to grow. It also has the capability of running new software applications currently under consideration; and

WHEREAS, prices quotations were obtained from third party vendors including ACS at \$27,303.00; IBM provided the lowest price of \$15,908.02 under NYS Contract; and

WHEREAS, funds are available in the 2008 budget for the new system and IT also eliminated the expense for outside consultants; now, therefore be it

RESOLVED, the IT Department is authorized to purchase an IBM I-Series 515 computer system from IBM under New York State Contract (PT63994) for the cost of \$15,908.02 using funds from the computer equipment account 10-101-5-1680-2300.

Unfinished Business

Mr. Davidson handed a letter out to the Board informing of the meetings with various water authorities from other counties attended by himself, Mitch Rowe, Jason McCormick and Suzanne Sinclair. He advised that they had gathered a large amount of information which over the “next couple of weeks” he and the others will analyze the data and prepare a detailed report with recommendations to be given to the Board.

Dr. Dresser thanked Dan Motill and the Friends of the Three Bears for their contribution for the evening.

New Business:

Dr. Dresser moved to enter Executive Session for the purpose of holding discussions regarding proposed, pending or current litigation.

The Board of Supervisors reconvened in regular session. No action resulted from the Executive session.

Special Order of the Day

The meeting was adjourned at 8:52 p.m.