

REGULAR MEETING

October 10, 2006

7:00 p.m.

The Board of Supervisors convened under the Rules of Regular session with eleven members present. Supervisors Barto, Lafler and Anglim were absent.

Presentations:

Veterans Award Ceremony: Veterans of Seneca County were recognized and presented with medals and awards they earned while serving in our Armed Forces. Veterans were recognized who served during World War II, the Korean War, the Vietnam War, and the Gulf War. A complete list of names of Veterans honored is on file with the Office of the Clerk of the Board.

Cayuga Scenic Byway: Cayuga Scenic Byway Board members addressed the Board of Supervisors regarding the Cayuga Scenic Byway as a major tourism attraction and Seneca County highlighted on the western side of Cayuga Lake.

Submission of Claims for Audit:

Supervisors' vouchers # 3354 - 3816 totaling	\$ 690,642.69
Office of the Aging vouchers # 496 - 544 totaling	49,234.82
Workforce Development vouchers # 179 - 182 totaling	22,064.80
Insurance vouchers # 54 - 56 totaling	4,332.49
County Airport vouchers # 87 - 95 totaling	1,149.74
Airport Capital Project vouchers # 8 totaling	50.00
Jail Capital Project vouchers # 121 - 138 totaling	414,791.12
E-911 vouchers # 15	10,095.29
Highway Transportation vouchers:	
Maintenance & State snow # 277 - 307 totaling	99,125.78
Highway Machinery # 296 - 334 totaling	16,170.32

Approval of Minutes:

Minutes of Seneca County Board of Supervisors meeting of September 12, 2006 were approved as printed.

Standing Committee Reports:

The following committee reports, a copy having been filed with the Office of the Clerk of the Board of Supervisors, was given by the respective Chairman of said committee.

Native American Affairs Committee, Supervisor Dresser, Chairman.

Public Works & Planning, Development, Agriculture & Tourism Committee, Supervisor Mooney, Chairman.

Chairman's Remarks:

In Chairman Shipley's remarks, he highlighted some initiatives that he thought would lessen the tax burden in Seneca County. They included the STAR program, retail development in Waterloo and the renewable resource park in Seneca Falls, and capping the county gasoline sales tax. A copy of Chairman Shipley's complete remarks was filed with the Office of the Clerk of the Board of Supervisors.

Communications:

The following communications were received and filed:

220. From Neal E. Lane, Director, NYS Office for the Aging, an official copy of the Notifications of Grant Award and approved application for the Title V Senior Community Service Employment Program for the period July 1, 2006 through June 20, 2007.

221. From Mike Asencio, Sr. Accountant, NYS Office for the Aging, a letter dated September 26, 2006 regarding the single Audit Report and a copy of the §320(e)(2) letter for the period ending December 31, 2005.

222. From Kenneth J. Flood, Director, Governor's Office for Small Cities, a letter dated September 28, 2006 commending the excellent work in administering the Small Cities grant for Project Numbers 1056ME37-04 and 1056ME30-03, found in the Comprehensive Monitoring Report for said projects.

223. From Sandra L. Allen, Director, Division of Water, NYS Department of Environmental Conservation, an information packet that explains the roles and responsibilities of the Division of Water, the community, other government agencies and the private sector and assist in the development and maintenance of the local infrastructure.

224. From Franziska Racker Centers, Ithaca, NY, a copy of the quarterly newsletter, *Outlook*.

225. From Western Finger Lakes Solid Waste Management Authority, a copy of the 2005 Financial Statements for the Western Finger Lakes Solid Waste Management Authority.

226. From Nassau County Legislature, a copy of an inter-departmental memo dated September 20, 2006 to the Honorable Judy Jacobs, Presiding Officer, from Eric Naughton, Director, Office of Legislative Budget Review, information regarding the fiscal and economic impact to Nassau County of imposing its own \$1.50 per pack cigarette tax.

227. From Boylan, Brown, Code, Vigdor & Wilson, LLP, a photocopy of Notice of Lien for Public Improvement.

228. From Genesee/Finger Lakes Regional Planning Council, a copy of meeting minutes of September 14, 2006.

229. From Seneca County Board of Health, a copy of meeting minutes of September 20, 2006.

230. From Seneca County Economic Development Corporation, a copy of meeting minutes of September 7, 2006.

231. From Seneca County Federation of Sportsmen's Clubs, Inc., a copy of meeting minutes of September 20, 2006.

232. From Seneca County Industrial Development Agency, a copy of meeting minutes of September 7, 2006.

233. From Seneca County Soil & Water Conservation District, a copy of the Board of Directors' meeting minutes of August 28, 2006.

234. From Western Finger Lakes Solid Waste Management Authority, a copy of meeting minutes of August 21, 2006.

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

235. From Seneca County Soil & Water Conservation District Board of Directors, a request to appoint a District Director - Grange representative to fill an unexpired term through December 31, 2007. Referred to the Planning, Development, Agriculture & Tourism Committee.

236. From Genesee Transportation Council, a copy of a memorandum soliciting transportation planning proposals for the FY 2007-2008 Unified Planning Work Program (UPWP) for the period April 1, 2007

through March 31, 2008. Referred to the Planning, Development, Agriculture & Tourism Committee.

237. From Patrick J. Morrell, Attorney, Town of Seneca Falls, a letter dated October 2, 2006 on behalf of the Seneca Falls Town Board, requesting that the County review the speed limit for Balsley Road. Referred to the oversight committee for Public Safety.

SUPERVISORS AUTHORIZE PURCHASES FOR THE NEW LAW ENFORCEMENT CENTER
RESOLUTION NO. 249-06, moved by Mrs. Teichner, seconded by Mr. Smith and adopted by 525 ayes (Teichner, Smith, Reynolds, O'Neill, Dresser, Kaiser, Same, Amidon, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, it is necessary to purchase equipment and office products due to the upcoming relocation of the Sheriff's Department and Jail to the new Law Enforcement Center; and

WHEREAS, the Public Safety and Jail Construction Committee has recommended the purchases be authorized and funds for said purchases have been appropriated within the Jail Capital Project budget; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the purchase of the following to be paid from the Jail Capital Project budget:

<u>Moore Medical, LLC</u> P.O. Box 1500 New Britain, CT 06050	Medical supplies and equipment	\$8,212.97
<u>Buffalo Hotel Supply Co.</u> 5801 County Road 41 Farmington, NY 14425	Kitchen Utensils	\$63.01
<u>Joseph Flihan Company</u> P.O. Box 4039 Utica, NY 13504	Kitchen Utensils	\$233.00
<u>Cook's Supply</u> 2200 Ogden Ave., Suite 500 Lisle, IL 60532	State Contract #PC58605 Kitchen Utensils	\$5,432.00
<u>Seneca Office Products</u> 59 Fall Street Seneca Falls, NY 13148	Office Products and Supplies	\$932.20

B & W Supply Co.
510 Third Street
Ithaca, NY 14850

Kitchen Utensils

\$1087.33

TOTAL PURCHASES

\$15,960.51

SUPERVISORS AWARD BID FOR FURNITURE AND FURNISHINGS

FOR NEW LAW ENFORCEMENT CENTER

RESOLUTION NO. 250-06, moved by Mrs. Teichner, seconded by Mr. O'Neill and adopted by 525 ayes (Teichner, O'Neill, Reynolds, Smith, Dresser, Kaiser, Same, Amidon, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, it is necessary to purchase furniture items due to the upcoming relocation of the Sheriff's department and jail to the new law enforcement center; and

WHEREAS, seven bids (7) were sent out and only one (1) was received; and

WHEREAS, the Public Safety and Jail Committee has recommended that the purchases be authorized and funds for said purchases have been appropriated within the Jail Capital Project budget; now, therefore be it

WHEREAS, the terms of payment shall be as follows: Payment drawn on the Jail Capital Project account 80 -101- 5-1622- 2000 at a sum not to exceed \$39,999.76 and therefore be it

RESOLVED the Board of Supervisors does hereby award the bid for the purchase of furniture and furnishings and installation to Seneca Office Products, 59 Fall Street, Seneca Falls, New York 13148 in an amount not to exceed \$39,999.76.

CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN

MAINTENANCE CONTRACTS WITH KISTLER SERVICE CORPORATION

d/b/a EMERGENCY POWER SYSTEMS

RESOLUTION NO. 251-06, moved by Mr. O'Neill, seconded by Dr. Dresser and adopted by 525 ayes (O'Neill, Dresser, Reynolds, Smith, Kaiser, Same, Amidon, Teichner, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, Kistler Service Corporation, d/b/a Emergency Power Systems has agreed to provide maintenance for the condensers and air handling system and the 80kW generator at the Health Building; and

WHEREAS, it is proposed to enter into a five year contract with an annual escalation rate not to exceed 3%; and

WHEREAS, the cost of these maintenance contracts is \$475 per year for the generator and \$1,600 for the condensers and air handling systems; and

WHEREAS, the costs of these expenses will be split between Public Health account number 10-115-5-4010-410 and Mental Health account number 4320.410; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign these maintenance contracts with Kistler Service Corporation.

**BOARD OF SUPERVISORS AUTHORIZES DIRECTOR OF PUBLIC HEALTH TO SIGN
CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR THE YOUTH
TOBACCO ENFORCEMENT AND PREVENTION ACT (ATUPA) GRANT**

RESOLUTION NO. 252-06, moved by Mr. O'Neill, seconded by Mrs. Amidon and adopted by 525 ayes (O'Neill, Amidon, Reynolds, Smith, Dresser, Kaiser, Same, Teichner, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, the Health Department will be receiving \$27,564 for the time period 10-01-06 to 9-30-07 for the Youth Tobacco Enforcement and Prevention Act Grant; and

WHEREAS, the individual authorized to sign this agreement is the designated Tobacco Enforcement Officer or designee; and

WHEREAS, the Tobacco Enforcement Officer for Seneca County is the President of the Seneca County Board of Health, Barbara McCall; and

WHEREAS, Ms. McCall has designated the Public Health Director as her designee; now, therefore be it

RESOLVED, the Board of Supervisors authorizes the Director of Public Health to sign the contract with the New York State Department of Health.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN A
CONTRACT WITH 5R PROCESSOR FOR THE ELECTRONIC DISPOSAL AT HOUSEHOLD
HAZARDOUS WASTE COLLECTION DAY**

RESOLUTION NO. 253-06, moved by Mr. O'Neill, seconded by Mr. Same and adopted by 525 ayes (O'Neill, Same, Reynolds, Smith, Dresser, Kaiser, Amidon, Teichner, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, the Seneca County Health Department has received four quotes for the disposal of electronics for the annual Household Hazardous Waste Collection Day; and

WHEREAS, 5R Processors, 121 West Centre Stage, Clinton, TN was the lowest quote at \$2,700; and

WHEREAS, the money for this contract is in the Public Health budget 10-115-5-4011-4280; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the contract with 5R Processors.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN
CONTRACTS WITH ADDITIONAL SERVICE PROVIDERS FOR
THE EARLY INTERVENTION AND 3-5 PROGRAMS**

RESOLUTION NO. 254-06, moved by Mr. O'Neill, seconded by Mrs. Teichner and adopted by 525 ayes (O'Neill, Teichner, Reynolds, Smith, Dresser, Kaiser, Same, Amidon, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, it is the county's responsibility to secure contracts with Professionals to provide services for the Early Intervention and 3-5 Programs; and

WHEREAS, Kristina Wight, OT, 630 Warren Place, Ithaca, NY; and Joanne Corey ST, 2932 Rt. 96 Waterloo, NY wish to provide services for these programs; and

WHEREAS, the money for these contracts is in the Public Health Budget accounts 4145.470 (Early Intervention) and 2960.470 (3-5 Program); now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the contracts with these service providers.

**RESOLUTION PROVIDING FOR PUBLIC HEARING INTRODUCING PROPOSED LOCAL LAW
NO. 2 OF THE YEAR 2006 PROVIDING FOR THE ADMINISTRATION AND
ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING
CODE AND THE STATE ENERGY CONSERVATION CONSTRUCTION CODE**

IN THE COUNTY OF SENECA

RESOLUTION NO. 255-06, moved by Mr. O'Neill, seconded by Mr. Mooney and adopted by 525 ayes (O'Neill, Mooney, Reynolds, Smith, Dresser, Kaiser, Same, Amidon, Teichner, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, it has been recommended by the Public Health Director and the Board of Supervisors' Mental Health Public Health and Human Services committee that it is in the best interests of the County that there be introduced a Local Law Providing For The Administration And Enforcement Of The New York State Uniform Fire Prevention And Building Code And The State Energy Conservation Construction Code In The County Of Seneca; and

NOW, THEREFORE, BE IT RESOLVED, that the Clerk to the Board publish or cause to be published in the official newspaper of the County at least ten (10) days prior thereto, a notice that the County Board will hold a public hearing on said proposed Local Law at the County Office Building, 1 DiPronio Drive, Waterloo New York at 7:00 p.m. on the 14th day of November, 2006; 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 proposed Local Law No. 2 of the year 2006 entitled "A Local Law Providing For The Administration And Enforcement Of The New York State Uniform Fire Prevention And Building Code And The State Energy Conservation Construction Code In The County Of Seneca" be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York; and

BE IT FURTHER RESOLVED, that the Seneca County Board of Supervisors declares itself Lead Agency under section 617.6 of the New York State Environmental Conservation Law.

**CHAIRMAN OF THE BOARD AUTHORIZES SIGNATURE OF AGREEMENT WITH THE YOUTH
ADVOCATE PROGRAM, INC. (YAP) FOR ANGER MANAGEMENT SERVICES**

RESOLUTION NO. 256-06, moved by Mr. O'Neill, seconded by Mrs. Teichner and adopted by 525 ayes (O'Neill, Teichner, Reynolds, Smith, Dresser, Kaiser, Same, Amidon, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, the Division of Human Services would like to enter into agreement with the Youth Advocate Program, Inc. (YAP) for Anger Management services; and

WHEREAS, the Youth Advocate Program, Inc. (YAP) is proposing to serve approximately 40 youth during a 10-week period beginning as soon as possible; and

WHEREAS, the proposed operating budget for the proposed program totals \$27.00 per hour; and

WHEREAS, this funding is currently available in the 2006 budget, under line item 10-125-5-6070-4747, and planned for in the 2007 budget; and

WHEREAS, this upcoming 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 sign agreement with the Youth Advocate Program, Inc. (YAP) for Anger Management Services.

**CHAIRMAN OF THE BOARD AUTHORIZES SIGNATURE OF AGREEMENT BETWEEN THE
YOUTH ADVOCATE PROGRAM, INC. (YAP) AND SENECA COUNTY YOUTH BUREAU FOR
ANGER MANAGEMENT SERVICES**

RESOLUTION NO. 257-06, moved by Mr. O'Neill, seconded by Mrs. Teichner and adopted by 525 ayes (O'Neill, Teichner, Reynolds, Smith, Dresser, Kaiser, Same, Amidon, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, the Seneca County Youth Bureau would like to enter into agreement with the Youth Advocate Program, Inc. (YAP) for Anger Management services; and

WHEREAS, the Youth Advocate Program, Inc. (YAP) will provide individual sessions at a rate of \$27.00 per hour, not to exceed a sum of \$1,400.00; and

WHEREAS, this funding is in the current 2006 budget, under line item 10-130-5-7316-4720, and planned for in the 2007 budget; and

WHEREAS, this upcoming 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 sign agreement between the Youth Advocate Program, Inc. (YAP) and Seneca County Youth Bureau for Anger Management Services.

CHAIRMAN OF THE BOARD TO SIGN AGREEMENT BETWEEN FINGER LAKES HEALTH SYSTEMS AGENCY AND SENECA COUNTY DIVISION OF HUMAN SERVICES

RESOLUTION NO. 258-06, moved by Mr. O'Neill, seconded by Mr. Same and adopted by 525 ayes (O'Neill, Same, Reynolds, Smith, Dresser, Kaiser, Amidon, Teichner, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, the Division of Human Services would like to enter into agreement with the Finger Lakes Health Systems Agency to secure professional services required for Point of Entry; and

WHEREAS, the rate for services is \$100.00 per hour, not to exceed the sum of \$32,000.00; and

WHEREAS, these services include the following:

- Write Application
- Develop "Readiness" for Assumption of POE Services
- Staffing of Advisory Council
- Write follow-up grant application; and

WHEREAS, Committee recommendation to have the County Treasurer increase and establish the following accounts:

+ 32,000.00	State Aid Revenue 3610
+ 32,000.00	Finger Lakes Health Systems POE-10-125-5-6070-4749

WHEREAS, this upcoming 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 sign the agreement between Finger Lakes Health Systems Agency and Seneca County Division of Human Services.

SUPERVISORS SUPPORT "RED RIBBON WEEK"

RESOLUTION NO. 259-06, moved by Mrs. Amidon, seconded by Mr. Same and adopted by 525 ayes (Amidon, Same, Reynolds, Smith, O'Neill, Dresser, Kaiser, Teichner, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, alcohol and other drug abuse in the nation has reached epidemic stages; and

WHEREAS, local leaders are becoming increasingly concerned about the rise in use of alcohol and other drugs in Seneca County; and

WHEREAS, the Seneca County community understands that the problems of alcohol and other drug abuse must be attacked through a variety of protection programs, including: public awareness, prevention education, and family based programming, treatment, and law enforcement actions; and

WHEREAS, the National Family Partnership is sponsoring the National Red Ribbon Campaign which offers citizens the opportunity to demonstrate their commitment to drug free lifestyles; and

WHEREAS, business, government, law enforcement, schools, youth, physicians, senior citizens, military, sports teams, religious institutions, service organizations, and individuals will demonstrate their commitment to drug free, healthy lifestyles by wearing and displaying red ribbons during this week long campaign; and

WHEREAS, the County of Seneca further commits its resources to ensure the success of the Red Ribbon Campaign; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby support October 23 - 31, 2006 as "Red Ribbon Week" and encourages its citizens to participate in drug prevention education activities, making a viable statement that we are strongly committed to a drug-free community.

**MOTION TO ENTER EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING THE
MEDICAL, FINANCIAL, CREDIT OR EMPLOYMENT HISTORY OF A PARTICULAR
PERSON OR CORPORATION, OR MATTERS LEADING TO THE APPOINTMENT,
EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL OR
REMOVAL OF A PARTICULAR PERSON OR CORPORATION**

RESOLUTION NO. 260-06, moved by Mr. Same, seconded by Mr. O'Neill and adopted by 525 ayes (Same, O'Neill, Reynolds, Smith, Dresser, Kaiser,

Amidon, Teichner, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

WHEREAS, Under New York State Public Officers Law Article 7, upon a majority vote of its total membership, taken in an open meeting pursuant to a motion identifying the general area or areas of the subject or subjects to be considered, a public body may conduct an executive session for the purpose of discussing the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors will convene in Executive session for the purpose aforementioned.

The Board of Supervisors returned to Regular Session.

**RESOLUTION APPOINTING MEMBERS TO SEARCH COMMITTEE
FOR THE POSITION OF COUNTY MANAGER (EXECUTIVE SESSION)**

RESOLUTION NO. 261-06, moved by Mr. Same, seconded by Mr. Kaiser and adopted by 525 ayes (Same, Kaiser, Reynolds, Smith, O'Neill, Dresser, Amidon, Teichner, Mooney, Trickler, Shipley) and 225 absentees (Barto, Lafler, Anglim).

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint the following people to serve on the County Manager Search Committee:

Community members: Herbert Holden, Howard Relin, and Kenneth Padgett

Seneca County staff members: Vickie Swinehart and John Vaughn

Alternate community member: David Swenson; and be it

FURTHER RESOLVED, that Chairman Shipley will contact the selected committee members.

Roll Call Vote:

Peter Same - aye

David Kaiser - aye

Dale Smith - aye

Joan Teichner - aye

Robert Shipley, Jr. - aye

Absent:

Chuck Lafler

Sean Anglim

Ed Barto

Patsy Amidon - aye

Jim Mooney - aye

Fred Trickler - aye

Mike Reynolds - aye

Barry O'Neill - aye

David Dresser - aye

As no further business was before the Board, Supervisor Smith moved the meeting adjourned.