

REGULAR MEETING

October 24, 2006

7:00 p.m.

The Seneca County Board of Supervisors convened in Regular session with all members answering the roll call.

Petitioners:

Doris Wolf and Kristin Nilsen-Rice went before the Board of Supervisors, requesting county funding for Beverly's Animal Shelter to prevent the shelter from closing. Dallyn Jenkins, of the shelter also addressed the Board, thanking them for financial assistance.

Supervisor Trickler, gave \$100 to the shelter, and challenged his fellow supervisors to match his donation.

Approval of Minutes:

Minutes of Seneca County Board of Supervisors meeting of September 26, 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, were given by the respective Chairman of said committee.

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

Native American Affairs Committee, Mr. Dresser, Chairman.

Government Operations, Personnel & Technology, Mr. Kaiser Chairman.

Public Safety & Jail Construction Committee, Mr. Anglim, Chairman.

Finance, Assessment & Insurance Committee, Mr. Barto, Chairman.

Chairman's Remarks:

Chairman Shipley's remarks addressed the November 7 elections, urging support for lawmakers who oppose "out-of-state" Indian tribes entitlement to operate casinos in New York State, as well as those who oppose land-into-trust status for Indian tribes. He also expressed support for property tax relief and workers' compensation reform.

County Attorney Remarks:

Mr. Getman said he spoke with representatives from Beverly's Animal Shelter regarding a contract between the shelter and Seneca County so that the service provided to animals will continue.

Communications:

The following communications were received and filed:

238. From Tina Orcutt, Superintendent, U.S. Department of the Interior, a letter dated October 4, 2006 requesting comments regarding the proposal to discontinue the admission fee for the Women's Rights National Historical Park and the Stanton House Tours.

239. Letters from five individuals supporting a county funded animal shelter and requesting county intervention in the closing of the Beverly Animal Shelter, Waterloo, NY.

240. From John R. Gibb, Director, NYS Emergency Management Office, a letter dated October 3, 2006, regarding the approved application for participation in the FFY06 Local Emergency Management Performance Grant for \$12,357.

241. From Neal E. Lane, NYS Office of the Aging, a letter dated September 27, 2006 regarding the Notification of Grant Award for FFY 2006 III-B, III-C, III-C-2, and III-D programs.

242. From James W. McMahon, Director, NYS Office of Homeland Security, a copy of the NYS Office of Homeland Security "FY06 Capability Survey".

243. From Mitchell S. Morris, Associate Counsel, NYS Office of the State Comptroller, a letter dated October 4, 2006, acknowledging receipt of a certified copy of Seneca County Resolution No. 142-2006.

244. From Seneca County Soil & Water Conservation District, a copy of September 25, 2006 Board of Directors meeting minutes.

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

245. From William Atkachonis, Planning Board Chairman, Town of Waterloo, a copy of Lead Agency Notification regarding the application from the Pioneer Seneca Co. LLC for site plan approval for development of a retail shopping center in the Town of Waterloo; deadline for written objection from the County November 2, 2006. Referred to the oversight committee for Planning, Development, Agriculture & Tourism.

246. From Darby K. Kiley, Watershed Project Manager, a letter date October 10, 2006, requesting its annual fee from municipalities. Referred to the oversight committee for Finance.

247. From David Haines, Board member, Chair - Building Committee, North Seneca Ambulance, a letter dated October 17, 2006, regarding its relocation and requesting county contribution of \$100,000. Referred to the oversight committee for Finance.

**RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT FOR FORENSIC SERVICES  
BETWEEN THE COUNTY OF MONROE AND COUNTY OF SENECA FOR  
PERIOD JANUARY 1 2007 THROUGH DECEMBER 31 2007**

RESOLUTION NO. 262-06, moved by Mr. Anglim, seconded by Mr. Trickler and adopted by 750 ayes (Anglim, Trickler, Reynolds, Barto, Smith, O'Neill, Dresser, Kaiser, Same, Lafler, Amidon, Teichner, Mooney, Shipley).

WHEREAS the County of Monroe Public Safety Laboratory operates a regional crime laboratory (hereinafter referred to as laboratory) that provides forensic laboratory services to counties within the Genesee/Finger Lakes region; and

WHEREAS the County of Seneca is desirous of receiving continued services from the laboratory; and

WHEREAS, the County of Monroe has notified the Sheriff of Seneca County that the contract fee for 2007 will be \$12,440.00, a savings of \$4,870.00 from the 2006 contract fee;

NOW, THEREFORE, BE IT RESOLVED that the Chair of the Board of Supervisors is hereby authorized and directed to execute the contract documents necessary with the terms of this resolution and the contract.

**SUPERVISORS CREATE FULL-TIME NURSE POSITION AT SENECA COUNTY JAIL**

RESOLUTION NO. 263-06, moved by Mr. Anglim, seconded by Mrs. Teichner and adopted by 750 ayes (Anglim, Teichner, Reynolds, Barto, Smith, O'Neill, Dresser, Kaiser, Same, Lafler, Amidon, Mooney, Trickler, Shipley).

WHEREAS, the New York State Commission of Corrections has indicated that a full-time Nurse be on site at the new correctional

facility upon the opening of the jail or effective January 1, 2007, whichever occurs first; now, therefore, be it

RESOLVED, the Seneca County Board of Supervisors hereby creates a full-time Nurse position at the Seneca County Jail to be filled by the opening of the jail or effective January 1, 2007, whichever occurs first.

**SUPERVISORS AUTHORIZE PURCHASES FOR THE NEW LAW ENFORCEMENT CENTER**

RESOLUTION NO. 264-06, moved by Mr. Anglim, seconded by Mr. Lafler and adopted by 750 ayes (Anglim, Lafler, Reynolds, Barto, Smith, O'Neill, Dresser, Kaiser, Same, Amidon, Teichner, Mooney, Trickler, Shipley).

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 Oversight 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>John Church &amp; Co., Inc</u> Rtes 5 & 20 Waterloo, NY 13165	Blinds and Roller Shades	\$5,665
<u>Galls</u> Dept. 8069 Carol Stream, IL 60122	Body Armor for corrections officers safety	\$2,064
<u>Porter Lee Corp</u> 1901 S. Wright Blvd. Schaumburg, IL 60193-4567	Crime fighter evidence bar coding/tracking system	\$8,752
<u>VanBortel Ford, Inc.</u> 7325 Route 96 Victor, NY 14564	Pickup with snow plow and sander equipment	\$22,967
<u>Cook's Supply</u> 2200 Ogden Ave., Suite 500 Lisle, IL 60532	State Contract #PC58605 Kitchen Utensils(Portion control markers)	\$72

<u>Central Restaurant Products</u> 7750 Georgetown Road Indianapolis, IN 46268-4135	Steam Table Pans & Lids/ Food Processor	\$883
<u>O.D. Tarragin</u> 1400 AliceAnna Street Baltimore, MD	(Ontario Co. Bid Price) Tube Socks for inmates	\$26
<u>Robinson Textiles</u> 152 Walnut Street Gardena, CA	(Ontario Co. Bid Price) 200 pr. of various sizes of men/women inmate shoes	\$411
<u>Bob Barker</u> P.O. Box 429 Faquay Varina, NC	Linens, sheets, blankets, towel, laundry truck for inmates	\$3,326
<u>Bob Barker</u> P.O. Box 429 Farquay Varina, NC	Leg Irons and toiletries for inmates	\$2,118
<u>Bob Barker</u> P.O. Box 429 Farquay Varina, NC	Inmate clothing	\$8,789
<u>TOTAL PURCHASES</u>		<u>\$55,073.00</u>

**RESOLUTION VOICING OPPOSITION TO ANY POTENTIAL ADDITIONAL MANDATE  
REGARDING THE HELP AMERICA VOTER ACT AND MACHINE PURCHASES**

RESOLUTION NO. 265-06, moved by Mr. Kaiser, seconded by Mrs. Amidon and adopted by 750 ayes (Kaiser, Amidon, Reynolds, Barto, Smith, O'Neill, Dresser, Same, Lafler, Anglim, Teichner, Mooney, Trickler, Shipley).

WHEREAS, the New York State Board of Elections has advised that a commission as been appointed and will make recommendations to the State Board by November 13, 2006, regarding the number of voters that will be allowed to cast votes on each machine; and

WHEREAS, the federal government allotment for funds for the purchase of new machines is based on the current number of machines; and

WHEREAS, any additional machines that may be required as a result of these recommendations will be totally at county cost; and

WHEREAS, the Board of Supervisors of Seneca County opposes unfunded mandates as an unfair charge upon its taxpayers, now then be it

RESOLVED, that the Board of Supervisors hereby voices opposition to any potential additional mandate regarding the Help America Voter Act and machine purchases; and be it further

RESOLVED that the Clerk of the Board shall transmit a copy of this resolution to the following elected offices: Governor of the State of New York; New York State Commissioners of Election, as well as to Hon. Michael F. Nozzolio and Hon. Brian Kolb.

**SUPERVISORS ABOLISH TEMPORARY COMPUTER TECHNICIAN POSITION AND CREATE A PERMANENT FULL-TIME COMPUTER TECHNICIAN POSITION EFFECTIVE 10/30/06**  
RESOLUTION NO. 266-06, moved by Mr. Kaiser, seconded by Mr. O'Neill and adopted by 750 ayes (Kaiser, O'Neill, Reynolds, Barto, Smith, Dresser, Same, Lafler, Anglim, Amidon, Teichner, Mooney, Trickler, Shipley).

WHEREAS, the Board of Supervisors created a temporary computer technician a number of months ago; and

WHEREAS, the data processing department has experienced an influx of work due to the new Correctional Facility, new phone system and work in general with all the computers in service in the County; and

WHEREAS, this temporary position has allowed the department to provide the necessary service coverage required; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors abolish the temporary position of Computer Technician and create a permanent full time Computer Technician effective October 30, 2006 and the salary to be in accordance with the current CSEA contract.

**AUTHORIZATION FOR THE CHAIRMAN OF THE SENECA COUNTY BOARD OF SUPERVISORS TO APPLY FOR A NEW YORK STATE DEPARTMENT OF STATE SHARED MUNICIPAL SERVICES INITIATIVE GRANT TO FUND JOINT MUNICIPAL TRUCKWASH**  
RESOLUTION NO. 267-06, moved by Mr. Mooney, seconded by Mr. Kaiser and adopted by 750 ayes (Mooney, Kaiser, Reynolds, Barto, Smith, O'Neill, Dresser, Same, Lafler, Anglim, Amidon, Teichner, Trickler, Shipley).

WHEREAS, there is a competitive statewide program through the NYS Department of State to apply for state funding to reduce service duplication by sharing municipal services with more than one municipality; and

WHEREAS, the Truckwash Facility at the Former Seneca Army Depot owned by Seneca County could provide services to the County Highway

Department, Sheriff's Department, Romulus Central School District, if repaired; and

WHEREAS, the Truckwash is capable of handling the large vehicles, and would help preserve the useful life of the equipment and reduce future maintenance and replacement costs; and

WHEREAS, installing a 2,000 gallon fuel tank at the Highway Department to serve the Highway Department, Romulus Central School, and Sheriff's vehicles would allow combined fuel purchases at a lower cost for all three entities; and

WHEREAS, usage of the Truckwash and fuel tank would be monitored by the County fuel management system; and

WHEREAS, this grant if awarded would provide \$34,448 in funds to purchase and install the new equipment; and

WHEREAS, the grant if awarded would require a Seneca County cash match of \$3,828; and

WHEREAS, this resolution has been reviewed and approved by the Public Works & Planning, Development, Agriculture and Tourism Committee on October 10, 2006; now, therefore be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors be authorized to apply for this grant project through the New York State Department of State Shared Municipal Services Initiative program.

**SUPERVISORS REAPPOINT MEMBERS OF AIRPORT ADVISORY COMMITTEE**

RESOLUTION NO. 268-06, moved by Mr. Mooney, seconded by Mr. Same and adopted by 750 ayes (Mooney, Same, Reynolds, Barto, Smith, O'Neill, Dresser, Kaiser, Lafler, Anglim, Amidon, Teichner, Trickler, Shipley).

WHEREAS, this resolution has been reviewed and approved by the Public Works, Planning, Development, Agriculture and Tourism Committee on October 10, 2006; now, therefore be it

RESOLVED, that Gerard S. Mirabito, Jr., Laverne Sessler, Jr., Dr. Kenneth Padgett and Alfred Johnson be reappointed to the Finger Lakes Regional Airport Advisory Committee for terms of three (3) years to expire on October 31, 2009.

**PROCLAMATION: WILD ABOUT BOOKS! WEEK - NOVEMBER 16 THROUGH 23, 2006**

RESOLUTION NO. 269-06, moved by Mr. O'Neill, seconded by Mrs. Amidon and adopted by 750 ayes (O'Neill, Amidon, Reynolds, Barto, Smith,

Dresser, Kaiser, Same, Lafler, Anglim, Teichner, Mooney, Trickler, Shipley).

WHEREAS, the Seneca County Partners for Children, Youth & Families is celebrating the importance of literacy during the second annual county literacy event November 16-23, 2006, the theme for the week is "Wild About Books!"; 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
- 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
- Literacy in adults can lead to higher paying jobs and an opportunity for families to break the cycle of poverty; and

WHEREAS, the Seneca County Partners for Children, Youth & Families furthermore recognizes that more than 60% of low-income families have no books at home for their children; and

WHEREAS, Seneca County agencies, schools and community have committed to promote literacy efforts during this week as well; now therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby proclaim November 12 - 23, 2006 as *Wild About Books!* Week, the second annual literacy event in Seneca County. A child's literacy development and school success is directly linked to parental involvement and the literacy environment in the home. 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.

Mr. Barto made a motion to Suspend the Rules of Order to introduce a motion not previously filed. Mr. Lafler seconded the motion. The motion was carried.

**RESOLUTION AUTHORIZING AGREEMENT WITH BEVERLY ANIMAL SHELTER, INC.**

RESOLUTION NO. 270-06, moved by Mr. Barto, seconded by Mr. Smith and adopted by 750 ayes (Barto, Smith, Reynolds, O'Neill, Dresser, Kaiser, Same, Lafler, Anglim, Amidon, Teichner, Mooney, Trickler, Shipley).

WHEREAS, Pursuant to New York State Agriculture and Markets Law, any county may contract for pound or shelter services with an appropriate animal protective association; and

WHEREAS, the Certificate of Incorporation of Beverly Animal Shelter, Inc., indicates that the Shelter is a not for profit corporation which includes as its purposes "to provide care for animals in need in order to prevent animal abuse and neglect;" and the bylaws of the shelter, Article II, state that its purpose and policy includes "care and disposition of lost, strayed or homeless animals...maintain a shelter or shelters for dogs, cats and other animals, and to perform all such acts as may be customary and advisable in the operation of an animal shelter, to contract under...the Agriculture and Markets Law of the State of New York, or any other law providing for similar contracts for similar purposes...and to provide for the humane disposition of seized animals as therein provided"; and

WHEREAS, based upon the above, and consideration for the many lost and strayed animals of Seneca County which, but for the shelter, would be loose upon the community,

NOW THEREFORE BE IT RESOLVED that the Chair is authorized and directed to enter into a contract, approved as to form and content by the Seneca County Attorney, with Beverly Animal Shelter, Inc. for shelter services for the time period October 24, 2006 to December 31, 2006 in the amount of \$10,000.00; and be it

FURTHER RESOLVED, that the Seneca County Treasurer is hereby authorized and directed to transfer the sum of \$10,000 from the contingent fund account 1990.470 to account 8794.470 - General Resources Animal Shelter.

Mr. Same said that the Seneca Falls Town Board was reviewing the possibility of providing funds to the Beverly Animal Shelter, and urged the other towns to consider the same.

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