

REGULAR MEETING

February 14, 2006

7:00 p.m.

The Board of Supervisors convened under the rules of regular session. Meeting was called to order with all members present. The mother of John Nabinger, Asst. Public Defender, was remembered during the Moment of Silence.

Presentations and Petitioners:

School Superintendents Gerald Macaluso, Janie L. Nusser, Michael Midey, and Tracey Flash of school districts for Seneca Falls, South Seneca, Romulus, and Waterloo respectively; and Ann Morgan, President, Romulus Central School District. Revenue sharing from sales tax between the County and School Districts. Written statement filed with the office of Clerk of the Board of Supervisors.

Mike Rusinko, President of Finger Lakes Tourism Alliance. Promoting tourism in Seneca County.

Supvr. Barto made a motion, seconded by Supvr. Smith, that the following vouchers, having gone through the proper auditing process be approved for payment. Motion was carried.

Supervisors' vouchers # 110 - 1456 totaling	\$ 677,765.12
Office of the Aging vouchers # 165 - 198 totaling	88,265.51
Workforce Development vouchers # 47 - 59 totaling	20,788.73
Insurance vouchers # 18 - 22 totaling	327,724.60
County Airport vouchers # 28 - 32 totaling	917.71
Airport Capital Project vouchers # 5 totaling	16,056.14
Jail Capital Project vouchers # 42 - 52 totaling	1,328,280.49
Highway Transportation:	
Maintenance & State snow vouchers # 86 - 116 totaling	198,122.77
Highway Machinery vouchers # 107 - 141 totaling	45,681.70

Minutes for board meetings January 10 and 24 were approved as printed.

Reports of Standing Committees:

The following committee reports were offered by the respective Chairman of said committee. Copy of the reports is on file at the office of the Clerk of the Board of Supervisors.

Public Works, Planning, Development, Agriculture & Tourism Committee. Supvr. Mooney, as Board representative, also gave a report on recent activity of the Seneca County IDA.

Indian Land Claim Committee, David Dresser, Chairman.

Public Safety & Jail Construction Oversight Committee, Sean Anglim, Chairman.

County Attorney's Remarks:

Mr. Getman presented his 2005 Activity Report for the office of the County Attorney. A copy of the report is on file at the office of the Clerk of the Board of Supervisors.

The following communications were received and filed:

30. From Senator Nozzolio, a copy of a letter dated January 18, 2006 to Commissioner Andrew S. Eristoff, NYS Department of Taxation and Finance, urging the State Tax Department to begin the collection of sales tax on cigarettes sold by Native American Tribes.

31. From Senator Nozzolio, an acknowledgment of receipt of the Board of Supervisors adopted Resolution No. 03-06, A Resolution Addressed to the New York Division of Criminal Justice Services Demanding that Sex Offenders not be located within the County of Seneca.

32. From Assemblyman Brian M. Kolb, a copy of the proposed agenda items entitled, Restore New York - The Assembly Republican Plan to Build a Better Empire State, to be presented at the 2006 Legislative session.

33. From Gina L. Bianchi, Deputy Commissioner and Counsel, NYS Division of Criminal Justice Services, a letter dated January 20, 2006 explaining that the Division does not have any role in the placement of registered sex offenders.

34. From Charlie McCann, Director, Emergency Management, Seneca County, a copy of the completed and submitted, NYS Office of Homeland Security (NYS OHS) Capability Survey.

35. From Steven J. Getman, County Attorney, copies of letters addressed to Clerks of Towns and Villages in Seneca County, regarding the forwarding to the County Treasurer any notices received of bankruptcy under RPTL 1140(1) naming the Town or Village in the bankruptcy petition.

36. From John Clarkson, Assistant Comptroller, NYS Office of the State Comptroller, a copy of a letter dated January 27, 2006 to Nicholas Sciotti, Seneca County Treasurer, notifying him that the Indigent Legal Services Fund (ILSF) 2005 Annual Report must be submitted by March 1, 2006 to ensure receipt of the county share of the ILSF distribution.

37. From Noelle M. Kinsch, LeBoeuf, Lamb, Greene & MacRae LLP, lawyers for Columbia Natural Resources, LLC and Chesapeake Appalachia, L.L.C., a copy of the Verified Petition of Columbia Natural Resources, LLC and Chesapeake Appalachia, L.L.C. for Approval of Transfer of Certificates of Environmental Compatibility and Public Need, sent to Secretary Brilling, NYS Public Service Commission.

38. From Otto N. Suriani, Acting Manager, New York Airports District Office, two copies of the revised Airport Improvement Program (AIP) Master Agreement dated January 20, 2006.

39. From Manhattan Institute for Policy Research, a copy of the report, Albany, Inc.: The Special-Interest Conglomerate that Runs New York.

40. From Charles Nightingale, Commander, VFW Post #6433, an invitation to participate in the Waterloo Memorial Day Parade on May 30, 2006.

41. From Susan Sauvageau, Director, Seneca County Weights & Measures, a copy of the 2005 State Annual Report for Weights & Measures.

42. From Rochester/Genesee Regional Council, a copy of December 8, 2005 meeting minutes.

43. From Western Finger Lakes Solid Waster Management Authority, a copy of December 19, 2005 meeting minutes.

44. From Seneca County Planning Board, a copy of January 12, 2006 meeting minutes.

45. From Seneca County Industrial Development Agency, a copy of January 5, 2006 meeting minutes.

The following communications were received and referred to the Public Works, Planning, Development, Agriculture & Tourism Committee.

46. From NYS Department of Agriculture and Markets, in compliance with the Agriculture & Markets Law, notification to initiate a review of Seneca County Agricultural District No. 8.

47. From Shawn Bossard, Executive Director, Seneca County Cornell Cooperative Extension, a letter welcoming Mr. Peter Same to be re-appointed to the Cornell Cooperative Extension Board for a new term as Board of Supervisors representative.

SENECA COUNTY TREASURER APPORTIONS DOG MONIES

RESOLUTION NO. 33-06, moved by Mr. Barto, seconded by Mr. Kaiser, and adopted by 690 ayes (Barto, Kaiser, Reynolds, Smith, O'Neill, Dresser, Same, Lafler, Anglim, Amidon, Teichner, Mooney, Shipley), and 60 absentees (Trickler).

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

WHEREAS, there is a surplus of \$4,041.14 and pursuant to Section 111 of the New York State Agriculture and Markets Law, 75% of these funds (\$3,030.86) 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	\$ 264.45
Fayette	392.93
Junius	168.06
Lodi	165.08
Ovid	142.88
Romulus	274.15
Seneca Falls	670.10
Tyre	175.54
Varick	153.14
Waterloo	624.53
Total:	3,030.86

AUTHORIZATION TO MAKE LOAN TO THE COPY SHOP

RESOLUTION NO. 34-06, moved by Mr. Mooney, seconded by Mr. Same and adopted by 690 ayes (Mooney, Same, Reynolds, Barto, Smith, O'Neill, Dresser, Kaiser, Lafler, Anglim, Amidon, Teichner, Shipley), and 60 absentees (Trickler).

WHEREAS, Seneca County is eligible to apply to the New York State Governor's Office for Small Cities for Community Development Block Grant (CDBG) funds to make economic development loans; and

WHEREAS, a loan application for the purchase of equipment for The Copy Shop has been received and reviewed by the CDBG Loan Review Committee and found to be satisfactory; and

WHEREAS, this loan will finance the purchase of equipment and will retain four full-time jobs; now, therefore be it

RESOLVED, that the County of Seneca lend to The Copy Shop, \$42,500 from the New York State Governor's Office for Small Cities CDBG funds to be repaid at terms and conditions agreeable to the State of New York and the CDBG Loan Review Committee.

CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED TO SIGN AGREEMENT WITH THE CENTER FOR ROCHESTER'S HEALTH AT THE UNIVERSITY OF ROCHESTER

RESOLUTION NO. 35-06, moved by Mr. O'Neill, seconded by Mr. Kaiser and adopted by 690 ayes (O'Neill, Kaiser, Reynolds, Barto, Smith, Dresser, Same, Lafler, Anglim, Amidon, Teichner, Mooney, Shipley), and 60 absentees (Trickler).

WHEREAS, FLOSE (Fingerlakes Office of Surveillance and Epidemiology) through the Center for Rochester's Health, was created to provide services to nine counties in the Finger Lakes Region; and

WHEREAS, the goal of FLOSE is to work with the counties to strengthen their capacity for the detection of communicable diseases by providing consultation and training for the development and implementation of syndromic surveillance systems; and

WHEREAS, the program has offered training and education for Health Department staff as well as assisting the staff during the recent Cryptosporidiosis outbreak in August 2005; and

WHEREAS, the cost for this agreement is \$14,557 will be paid from the Bio-Terrorism Grant funds (10-115-5-4014-4370) and will involve no county dollars; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign an agreement with the Center for Rochester's Health at the University of Rochester.

SUPERVISORS AUTHORIZE 2006 MENTAL HEALTH SERVICE PROVIDERS CONTRACTS

RESOLUTION NO. 36-06, moved by Mr. O'Neill, seconded by Mr. Kaiser and adopted by 690 ayes (O'Neill, Kaiser, Reynolds, Barto, Smith, Dresser, Same, Lafler, Anglim, Amidon, Teichner, Mooney, Shipley), and 60 absentees (Trickler).

WHEREAS, the Department of Mental Health enters into services contracts each year with Seneca-Cayuga ARC; Lakeview Mental Health

Services, Inc.; Finger Lakes Parent Network; Cayuga Home for Children; Unity House of Cayuga County; and Council on Alcoholism and Other Chemical Dependencies of the Finger Lakes, Inc., to provided mental health and alcoholism services to the residents of Seneca County; and

WHEREAS, the funds used for these contracts are passed through state aid monies from New York State Office of Mental Health, New York State Office of Mental Retardation and Developmental Disabilities and New York State Office of Alcoholism and Substance Abuse; and

WHEREAS, the total state dollars invested amount is \$1,008,591 (Account #10-319-3-3490) and mandated local share is \$28,230; now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the contract agreements with said mental health service providers for fiscal year 2006.

SUPERVISORS AUTHORIZE CONTRACT FOR PROFESSIONAL MENTAL HEALTH SERVICES
RESOLUTION NO. 37-06, moved by Mr. O'Neill, seconded by Mrs. Amidon and adopted by 690 ayes (O'Neill, Amidon, Reynolds, Barto, Smith, Dresser, Kaiser, Same, Lafler, Anglim, Teichner, Mooney, Shipley), and 60 absentees (Trickler).

WHEREAS, there is a need for a Nurse Practitioner in the Mental Health Department because the current contract service provider is resigning from Clifton Springs Hospital; and

WHEREAS, Pam King has agreed to contract directly with Seneca County for Nurse Practitioner services not to exceed \$10,725 per year, and is licensed to provide such services; and

WHEREAS, said position is fully funded through Mental Health Clinic revenue, from account 10-115-5-4320-4350; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes contracting with Pam King for professional mental health services.

**AUTHORIZATION TO CREATE PART-TIME AGING SERVICES AIDE POSITION IN
THE OFFICE FOR THE AGING**

RESOLUTION NO. 38-06, moved by Mr. O'Neill, seconded by Mr. Smith and adopted by 690 ayes (O'Neill, Smith, Reynolds, Barto, Dresser, Kaiser, Same, Lafler, Anglim, Amidon, Teichner, Mooney, Shipley), and 60 absentees (Trickler).

WHEREAS, the Seneca County Office for the Aging has applied for Health Insurance Information, Counseling and Assistance Program (HIICAP) funds; and

WHEREAS, the Office for the Aging must designate a HIICAP Coordinator whose responsibilities will include recruiting and training of volunteers who in turn will counsel and educate senior citizens on health insurance options available to them; and

WHEREAS, a part-time Aging Services Aide was approved in the Office for the Aging 2006 budget; and

WHEREAS, the Aging Services Aide position is 100% reimbursable; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes the creation of a part-time Aging Services Aide position in the Office for the Aging effective April 1, 2006.

**CHAIRMAN OF THE BOARD AUTHORIZED TO SIGN WORKFORCE DEVELOPMENT 2006
CONTRACT WITH SMALL BUSINESS BUILDERS**

RESOLUTION NO. 39-06, moved by Mr. O'Neill, seconded by Mr. Mooney and adopted by 690 ayes (O'Neill, Mooney, Reynolds, Barto, Smith, Dresser, Kaiser, Same, Lafler, Anglim, Amidon, Teichner, Shipley), and 60 absentees (Trickler).

WHEREAS, the Seneca County Division of Human Services-Workforce Development Department wishes to enter into an agreement with Small Business Builders to provide professional counseling services to Seneca County residents that are starting up a new business or have an existing business during 2006; and

WHEREAS, services include developing a business plan or reviewing an existing business plan, start-up assistance, 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, laying the groundwork for an employee handbook, and obtaining funding; and

WHEREAS, payment is through the Seneca County Department of Workforce Development Microenterprise grant at an hourly rate of \$55.00; and

WHEREAS, this agreement has been approved by the Seneca County Human Services Committee; now, therefore be it

RESOLVED, the Chairman of the Seneca County Board of Supervisors is hereby authorized and directed to sign said agreement with Small Business Builders.

**AUTHORIZATION TO INCREASE HOURS OF TYPIST POSITION IN THE
WEATHERIZATION PROGRAM OFFICE**

RESOLUTION NO. 40-06, moved by Mr. O'Neill, seconded by Mr. Mooney and adopted by 690 ayes (O'Neill, Mooney, Reynolds, Barto, Smith, Dresser, Kaiser, Same, Lafler, Anglim, Amidon, Teichner, Shipley), and 60 absentees (Trickler).

WHEREAS, the Weatherization Program currently has a part-time Typist position (30 hours per week); and

WHEREAS, due to restructuring of said program, a position for Weatherization Aide was left vacant in 2005; and

WHEREAS, the current part-time Typist was re-assigned additional responsibilities due to said vacancy; and

WHEREAS, the current part-time Typist is also the WRAP (Weatherization Referral and Packaging Program) Coordinator, working

with senior citizens helping them to apply for weatherization/energy assistance; and

WHEREAS, a full-time position was previously approved in the 2006 Weatherization Program budget; and

WHEREAS, compensation for said full-time position is 100% reimbursable with federal and state funds; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes an increase of hours from part-time (30 hours per week) to full-time (37.5 hours per week) for said Typist position in the Weatherization Program office effective immediately.

Supvr. Kaiser made a motion, seconded by Supvr. Dresser, to suspend the rules of order to introduce Resolution No. 42-06, which was not previously filed.

SUPERVISORS TO ENTER INTO EXECUTIVE SESSION

RESOLUTION NO. 41-06, moved by Mrs. Amidon, seconded by Mr. Same and adopted by 690 ayes (Amidon, Same, Reynolds, Barto, Smith, O'Neill, Dresser, Kaiser, Lafler, Anglim, Teichner, Mooney, Shipley), and 60 absentees (Trickler).

RESOLVED, that the Seneca County Board of Supervisors does hereby enter into Executive Session prior to adjournment to discuss collective negotiations pursuant to Article 14 of the Civil Service Law and 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 OF THANKS TO LAND-INTO-TRUST TASK FORCE MEMBER AND THEIR RESPONDENTS

RESOLUTION NO. 42-06, moved by Dr. Dresser, seconded by Mr. Kaiser and adopted by 690 ayes (Dresser, Kaiser, Reynolds, Barto, Smith, O'Neill, Same, Lafler, Anglim, Amidon, Teichner, Mooney, Shipley), and 60 absentees (Trickler).

WHEREAS, the Following individuals have served faithfully on Seneca County's Land-into-Trust Task Force from October 2005 until the present:

- James Bastian, Director, Real Property Tax Services
- Leo Connolly, Sheriff
- Glenn Cooke, Director, Economic Development and Planning
- David Dresser, Chair, Indian Land Claim Committee
- Steven Getman, County Attorney
- Gerald Macaluso, Superintendent, Seneca Falls Central School
- Peter Same, Supervisor, Town of Seneca Falls
- Sharon Secor, County Manager
- Robert Shipley, Chair, Board of Supervisors
- Nicholas Sciotti, County Treasurer
- Diana Smith, Mayor, Seneca Falls; and

WHEREAS, numerous businesses and organizations in Seneca County responded on short notice to requests from the Task Force for sales and gaming income data for an important economic impact study in connection with the County's defense against land being taken into trust for the Cayuga Indian Nation by the Bureau of Indian Affairs; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors convey to all Task Force member and all cooperating businesses and organizations the appreciation of the Board of Supervisors for their significant assistance to the County of Seneca in its effort to keep Nation-owned land in the County from becoming tax exempt, sovereign Indian territory.

As there was no further business before the Board, Supvr. Amidon moved the meeting adjourned.