

REGULAR MEETING

April 25, 2006

7:00 p.m.

The Board of Supervisors convened under the rules of regular session with all members answering roll call. The family and friends of Nancy Gigliotti, a Seneca County employee who passed away, and New York State Trooper Chris Todeshini, who died in the line of duty, were remembered during the Moment of Silence.

Minutes of April 11, 2006 board meeting were approved as printed.

Reports of Standing Committees:

The following committee reports were given by the respective Chairman of said committee. Copies of each report were filed with the office of the Clerk of the Board of Supervisors.

Commented [sjg1]:

Indian Land Claim Committee - David Dresser, Chairman.

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

Government Operations, Personnel & Technology Committee - David Kaiser, Chairman.

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

Finance, Assessment & Insurance Committee - Edward Barto, Chairman.

Chairman's Remarks:

Chairman Shipley addressed the board regarding the current state of Medicaid, the relationship between the outboarding of inmates and NYS Department of Corrections mandated regulations associated with separation of prisoners, and the increasing price of gasoline.

County Manager's Remarks:

Ms. Secor informed the Board that IESI-Seneca Meadows, Inc. has agreed to waive the tipping fee of approximately \$4,000 for the debris from the demolition of a vacant building owned by the Seneca County Soil & Water Conservation District in the Village of Waterloo.

County Attorney's Remarks:

Mr. Getman informed the Board that the Supreme Court would be making the decision on whether to hear the Cayuga Nation's appeal. He anticipates the decision could be made as early as May 15, 2006.

The following communications were received and filed:

99. From NYS Public Service Commission, notice of public statement hearings on proposals for NYS Electric & Gas Corporation's Electric Rates scheduled in Binghamton, NY on May 16, 2006 at 6:30 p.m. and Hornell, NY on May 17, 2006 at 3:00 p.m.

100. From NYS Office for the Aging, a copy of a letter to Angela Reardon dated March 30, 2006 and copies of the Notifications of Grant Awards for state aid funding for the period January 1, 2006 through

December 31, 2006 for programs: Title III-B, Title III-C-1, Title III-C-2 and Title III-D.

101. From NYS Office of Children & Family Services, a notification letter dated April 7, 2006, that the County's Resource Allocation Plan (RAP) for 2006 has been approved.

102. From Kenneth J. Flood, Deputy Director, Governor's Office for Small Cities, a Certificate of Completion dated April 4, 2006, re: Small Cities Project # 1056ED299-01.

103. From NYS Senator Michael Nozzolio, a letter dated April 6, 2006, acknowledging receipt of a certified copy of Resolution No. 71-06 and 7121-06, adopted by the Board of Supervisors.

104. From Frank Sinicropi, Personnel Office, a copy of a letter to Sheriff Connolly dated April 10, 2006, acknowledging the assistance of Stan Schreier, Chuck Maleski and the members of the Jail Transition Team for their assistance during the Correction Officer civil service examination on April 8, 2006.

105. From Sharon L. Secor, a copy of a letter to Donald Gentilcore, District Manager, IESI-Seneca Meadows Landfill, dated April 13, 2006, for waving the tipping fee of approximately \$4,000 for the debris from the demolition of a vacant building owned by the Soil and Water Conservation District in the Village of Waterloo.

106. From Seneca County Solid & Water Conservation District, a copy of March 27, 2006 Board of Directors meeting minutes.

107. From Seneca County Planning Board, a copy of March 9, 2006 meeting minutes.

108. From Genesee / Finger Lakes Regional Planning Council, a copy of March 9, 2006 meeting minutes.

109. From the Agriculture Enhancement Board, a copy of January 26, 2006 meeting minutes.

110. From Western Finger Lakes Solid Waste Management Authority, a copy of Minutes of the Authority Meeting, dated Monday, January 23, 2006, held at the Wayne County Courthouse in Lyons, New York.

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

111. From Putnam County Legislature, a copy of Resolution #66 of 2006 adopted by them on April 4, 2006 resolving that NYS is requested to overhaul its education system and provide further financial relief to residential homeowners by shifting their present portion of the cost of education to another revenue source. Referred to the Committees on Finance, Assessment & Insurance and Government Operations, Personnel and Technology.

EXTEND TAX ROLL AND BILLS FOR SCHOOL DISTRICTS

RESOLUTION NO. 108-06, moved by Mr. Barto, seconded by Mrs. Amidon and adopted by 750 ayes.

WHEREAS, Seneca County has for the past several years extended school rolls and tax bills for the school districts and villages within the County; and

WHEREAS, the school districts and villages are desirous of continuing this service; and

WHEREAS, it would be in the best interest of the County, School Districts and Villages to continue the service; now, therefore be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors, after review and approval by the County Attorney, be and hereby is authorized to sign the annual agreements pertaining to the extension of tax rolls and bills for schools and villages located in towns that utilize the County's computer system in the following school districts: Seneca Falls, Waterloo, Romulus, South Seneca and Phelps-Clifton Springs and in the following villages: Interlaken, Lodi, Ovid, Seneca Falls and Waterloo.

**TREASURER AUTHORIZED TO MAKE PAYMENT TO C & C AUTOMOTIVE
FOR USED VAN**

RESOLUTION NO. 109-06, moved by Mr. Anglim, seconded by Mr. Kaiser and adopted by 750 ayes.

WHEREAS, the Board of Supervisors adopted Resolution No. 69-06 on February 28, 2006 which authorized purchase of a used van for the Sheriff's Department for inmate transports; and

WHEREAS, the vehicle was purchased, invoiced and delivered on March 21st from C & C Auto, Romulus, NY at a cost of \$8,600 plus \$21 for the inspection; now, therefore be it

RESOLVED, that the Seneca County Treasurer is hereby authorized and directed to make payment to C & C Automotive Sales Inc. - 5646 Main Street, Romulus, NY 14541 for the used van for the Sheriff's Department for inmate transports in the amount of \$8,621 from account 3150.260.

**SUPERVISORS AUTHORIZE HIRING DISPATCHER AT HIGHER RATE IN ACCORDANCE
WITH SCSEA CONTRACT**

RESOLUTION NO. 110-06, moved by Mr. Kaiser, seconded by Mr. Same and adopted by 750 ayes.

WHEREAS, Sheriff Connolly has the approval to refill a vacant Dispatcher position in the 911 center; and

WHEREAS, the SCSEA contract allows the Board of Supervisors to authorize hiring a transfer at step 3 hourly rate for dispatcher (\$13.784/hr); and

WHEREAS, Seneca County has the opportunity to transfer a fully trained dispatcher from another municipality; now therefore be it

RESOLVED, the Seneca County Board of Supervisors authorizes hiring said dispatcher at the step 3 rate effective immediately.

RESOLUTION OF THE SENECA COUNTY BOARD OF SUPERVISORS

PROCLAIMING MAY 1, 2006 AS "LAW DAY"

RESOLUTION NO. 111-06, moved by Mr. Kaiser, seconded by Mr. Barto and adopted by 750 ayes.

WHEREAS, Law Day is a celebration of our nation's great heritage of liberty, justice and equality under law; and

WHEREAS, our nation's Founders created a doctrine of separation of powers among the three branches of government—executive, legislative, and judicial; and

WHEREAS, in an effort to balance any accumulation of power, our nation's Founders included a system of checks and balances in the Constitution, and this system ensures that each branch serves as a constraint on, and is constrained by, the powers of the other branches; and

WHEREAS, our system of separation of powers and checks and balances stands as a model for other nations of the world, now therefore be it

RESOLVED, the Board of Supervisors of Seneca County, New York, does hereby proclaim Monday, May 1, 2006, as Law Day, and urge the citizens, schools, businesses, and media of Seneca County to use this occasion to preserve and strengthen the rule of law.

TREASURER AUTHORIZED TO PAY MORTGAGE TAX

RESOLUTION NO. 112-06, moved by Mr. Kaiser, seconded by Mrs. Amidon and adopted by 750 ayes.

WHEREAS, the mortgage tax report for the period October 1, 2005 through March 31, 2006 has been received and filed; now, therefore be it

RESOLVED, that the County Treasurer is hereby authorized and directed to pay to the municipalities of Seneca County the amount apportioned as follows:

TOWN	AMOUNT ALLOCATED	VILLAGE SHARE	TOWN SHARE
Covert	\$ 23,672.42	\$ 1,494.44	\$22,177.98
Fayette	34,017.50	2,158.26	31,859.24
Junius	6,759.50		6,759.50
Lodi	12,775.50	597.46	12,178.04
Ovid	18,383.28	1,383.72	16,999.56
Romulus	31,612.03	185.80	31,426.23
Seneca Falls	108,918.18	31,962.20	76,955.98
Tyre	9,214.97		9,214.97
Varick	20,241.12		20,241.12
Waterloo	39,237.16	8,723.92	30,513.24
TOTALS:	\$304,831.66	\$46,505.80	\$258,325.86

SUPERVISORS AUTHORIZE SENECA COUNTY MENTAL HEALTH DEPARTMENT

TO CONTRACT WITH A PART-TIME SEX OFFENDER TREATMENT CONSULTANT

RESOLUTION NO. 113-06, moved by Mr. O'Neill, seconded by Mr. Kaiser and adopted by 750 ayes.

WHEREAS, the Seneca County departments of Probation and Mental Health are working with over forty sex offenders who need monitoring and treatment to keep our communities safe; and

WHEREAS, the Seneca County Mental Health department has an opportunity to contract with a part-time consultant, who is considered and expert in this field, to develop a treatment program for these individuals; and

WHEREAS, the contractor will endeavor to assist the county in obtaining additional grant monies to fund these services; and

WHEREAS, Board of Supervisors' Mental Hygiene, Public Health and Human Services Committee has approved said request; now therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby authorize the Chairman of the Board, on behalf of the county, to execute a contract with consultant, William A. Kelly, LCSW, on a part-time basis up to eight hours per week, at \$110.00 per hour, at an annual contract amount of up to \$30,000.00, to develop and implement such a treatment program; and be it

FURTHER RESOLVED, that in the event that a need arises for additional hours, and if the county is able to obtain grant dollars to fund such additional hours, the parties shall have the option to increase the hours worked under the contract to the amount of any such grant monies.

**SUPERVISORS APPROVE APPLICATION FOR NEW YORK STATE CRIME VICTIMS BOARD
(CVB) VICTIMS OF CRIME GRANT**

RESOLUTION NO. 114-06, moved by Mr. O'Neill, seconded by Mr. Same and adopted by 750 ayes.

WHEREAS, the Seneca County Community Counseling Center has the opportunity to apply for the NYS Crime Victims Board "Victims for Crime" grant funding by May 12, 2006, with no local cash match required; and

WHEREAS, this grant has funded a large portion of the salary and fringe benefits for the Coordinator of Victims Witness Domestic Violence Services since 1997; and

WHEREAS, the grant, if awarded, has a three year cycle to begin October 1, 2006, with requested funding of \$45,000 for Year 1, \$48,000 for Year 2, and \$50,843 for Year 3; and

WHEREAS, services to be provided by the funding include: Criminal Justice, Personal Advocacy, In Person Counseling, Follow-Up, Group Treatment Support, Information and Referral, Telephone Counseling and Home Visits; now, therefore be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors is hereby authorized and directed to sign all necessary application and contract documents for the New York State Crime Victims Board (CVB) Victims of Crime grant to be administered by the Seneca County Community Counseling Center.

SUPERVISORS SUPPORT OBSERVANCE OF CHILDREN'S MENTAL HEALTH WEEK

RESOLUTION NO. 115-06, moved by Mr. O'Neill, seconded by Mrs. Teichner and adopted by 750 ayes.

WHEREAS, the Supervisors of Seneca County value the health of the county's children and adolescents; and

WHEREAS, almost 21% of children and adolescents in the United States have a mental health disorder; nearly 11% suffer from a major mental illness that results in significantly impaired behavior at home, at school, and among peers; 5% have extreme functional impairment in addition to their mental health issues; and

WHEREAS, it is important that children and adolescents, along with their families and communities learn about the warning signs of mental health problems and where to obtain necessary assistance and treatment; and

WHEREAS, obtaining a full and accurate diagnosis of a child requires gathering information from diverse sources, including the family, school, and others involved with that child; and

WHEREAS, early diagnosis and appropriate treatment of mental health problems among children and adolescents provide them better opportunities to lead full and productive lives; and

WHEREAS, the participation of family members in the assessment and treatment of children and adolescents is integral to positive clinical outcomes; and

WHEREAS, Children's Mental Health Week was developed by families of children with mental, emotional, and behavioral needs to focus on the needs of their children and families, it is fitting to increase public awareness among all New Yorkers to this important issue; now, therefore be it

RESOLVED, That the Seneca County Board of Supervisors does hereby proclaim May 1st - 7th, 2006 as CHILDREN'S MENTAL HEALTH WEEK.

SUPERVISORS AUTHORIZE REFILL OF A FOSTER CARE CASEWORKER POSITION

RESOLUTION NO. 116-06, moved by Mr. O'Neill, seconded by Mrs. Teichner and adopted by 750 ayes.

WHEREAS, a Foster Care Caseworker Position was vacated on April 14, 2006; and

WHEREAS, this vacancy will cause extreme pressure to be placed on the two remaining caseworkers; and

WHEREAS, this is considered a public safety issue for the County; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the emergency request to immediately refill a Foster Care Caseworker position in the Division of Human Services.

SUPERVISORS AUTHORIZE REFILL OF THE

COMMISSIONER CONFIDENTIAL SECRETARY ON A TEMPORARY BASIS

RESOLUTION NO. 117-06, moved by Mr. O'Neill, seconded by Mr. Mooney and adopted by 750 ayes.

WHEREAS, the Secretary to the Division of Human Services Commissioner has been on medical leave since November 14, 2005; and

WHEREAS, this position has numerous administrative responsibilities and provides administrative support essential to the Division of Human Services; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize to refill this position immediately on a temporary basis through December 31, 2006.

TRANSFER OF FUNDS IN THE ADMINISTRATION ACCOUNTS FOR REFILL OF THE

COMMISSIONERS CONFIDENTIAL SECRETARY ON TEMPORARY BASIS

RESOLUTION NO. 118-06, moved by Mr. O'Neill, seconded by Dr. Dresser and adopted by 750 ayes.

RESOLVED, that the Seneca County Board of Supervisors authorizes the transfer to the following accounts to implement the Temporary Confidential Secretary to the Commissioner.

Administration Accounts

Account Number	Description	Amount
10-125-5-6020-1-100	Staff Salary	(+) \$8,000
10-125-5-6020-1-200	Part Time Staff Salary	(-) \$8,000

Unfinished Business:

Supvr. Amidon made a motion to take from the table the motion to approve of board meeting minutes of March 14 and 28. Supvr. Same seconded the motion. The motion was carried.

Supvr. Dresser made a motion to approve the minutes of the March 14 board meeting. Supvr. Same seconded the motion. The motion was carried.

Supvr. Dresser made a motion, seconded by Supvr. Same, to amend the March 28 minutes to include a four-part addendum, of which a copy is on file with the office of the Clerk of the Board.

The motion to include the addendum was defeated by 568 nays (Reynolds, Barto, Smith, O'Neill, Kaiser, Anglim, Lafler, Mooney, Trickler, Shipley) and 182 ayes (Dresser, Same, Amidon, Teichner).

Supvr. Dresser made a motion, seconded by Supvr. Amidon to amend the minutes of the March 28 board meeting to include only the last paragraph of the aforementioned addendum.

The motion to include only the last paragraph of the aforementioned addendum was defeated by 568 nays (Reynolds, Barto,

Smith, O'Neill, Kaiser, Anglim, Lafler, Mooney, Trickler, Shipley) and 182 ayes (Dresser, Amidon, Same, Teichner).

Supvr. Dresser made a motion to amend the March 28 board meeting minutes to include his motion to declare the agreement signed by Ms. Secor on January 3, 2006 as null and void, the subsequent action by Supvr. Same and Chairman Shipley, and the complete text of the resolution printed.

Supvr. Same made a subsidiary motion to the motion on the floor, seconded by Supvr. Dresser, to amend the minutes of the March 28 board meeting to include the addendum he submitted regarding the comments he made at the end of that meeting. A copy of the addendum is on file at the office of the Clerk of the Board.

The subsidiary motion was defeated by 568 nays (Reynolds, Barto, Smith, O'Neill, Kaiser, Anglim, Lafler, Mooney, Trickler, Shipley) and 182 ayes (Same, Dresser, Amidon, Teichner).

Supvr. Smith made a motion, seconded by Supvr. Mooney, to lay on the table the motion previously made by Supvr. Dresser until after the draft revision of the minutes for the March 28 meeting was completed for review. The motion was carried by 679 ayes and 71 nays (Same).

As there was no further business before the board, the meeting was adjourned.