

SENECA COUNTY BOARD OF SUPERVISORS

REGULAR MEETING

July 8, 2008

8:00 p.m.

Call to Order

Chairman Lafler called the meeting to order at 8:07 p.m.

Roll Call of Members by the Clerk

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

Pledge of Allegiance and Moment of Silence

Presentations / Petitioners

Seneca County Department Review highlighted the following:

a. Finger Lakes Regional Airport, Bill Bordeau, Deputy Director, Planning and Community Development

b. Workforce Development, Peg Birmingham, Deputy Commissioner, Division of Human Services

Submission of Claims for Audit

Mr. Barto made a motion, seconded by Mrs. Amidon, and carried that the following vouchers have gone through the proper auditing process be approved for payment.

Supervisors vouchers	#1689 - 1924	totaling	\$	531,744.19
OFA vouchers	#339 - 389	totaling	\$	47,948.20
Workforce Development vouchers	#105 - 128	totaling	\$	22,436.35
Insurance vouchers	#223 - 229	totaling	\$	38,542.48
Sheriff vouchers	#608 - 647	totaling	\$	52,084.68
County Airport vouchers	#57 - 68	totaling	\$	12,467.70
Highway Transportation vouchers				
Maintenance & State Snow	#160 - 188	totaling	\$	165,079.71
Highway Machinery	#202 - 234	totaling	\$	40,268.15
		Highway Total	\$	205,347.86
Highway Capital vouchers	#12	totaling	\$	1,194.14
Jail Capital vouchers	#9	totaling	\$	22,226.00

Reports of Standing Committees

Public Safety Committee, Mr. Shipley, Chair, reported on the Committee's approval for the County to apply two grants. One for the NYS Office of Homeland Security Grant for \$1.14 million federal funds to purchase UHF radio data equipment; and the other for an Emergency Operations Center Grant for

construction or renovation of a primary EOC. The Committee also approved the creation of a part-time Assistant District Attorney position and a part-time Special Investigator Position.

Human Services Committee, Mr. Mooney, Chair, reported on the Committee's approval of a contract with Finger Lakes Workforce Investment Board for the period July 1, 2008 to June 30, 2009, and that a resolution would be presented later on the agenda.

Indian Affairs Committee, Mr. Same, Chair, reported that the Committee met with James Bastian, Director, Real Property Tax, and discussed the effect the purchases of land parcels by the Cayuga Nation have on the tax base of the municipalities and school districts.

Planning, Development, Agriculture & Tourism, Mr. Kaiser, Chair, reported on the Committee's approval of three resolutions relative to the Veteran's Cemetery project that would be need to be introduced under suspension of the rules.

Public Health Services Committee, Mr. Hayssen, Chair, reported on the Committee's approval of renewing the contract between Cathie Bond and the Public Health Department for emergency preparedness training and consultation services.

Finance, Assessment & Insurance Committee, Mr. Barto, Chair, reported on the Committee's approval for several positions to be refilled that were recommended by the Vacancy Committee, including the creation of a part-time Special Investigator position for the District Attorney's office.

Chairman's Remarks

Chairman Lafler said that the Citizens' Advisory Group to the Indian Affairs Committee were in the process of making plans to go to Albany via motorcade in support of the collection of sales tax on gas and cigarette sales to non-Indian consumers by Indian enterprises.

Communications

135. From NYS Department of Labor, notice dated June 18, 2008 that it completed its review of the Local Plan Modification for the Finger Lakes WIB for the period July 1, 2005 to June 30, 2009.

136. From NYS Department of Agriculture and Markets, notice that the district review plan to modify Seneca County Agricultural District No. 8 is consistent with State environmental plans, policies and objectives in accordance with the statutory procedures for certification of agricultural district review plan.

137. From Mark and Jennifer Claxton, a letter dated June 19, 2008 opposing the pursuit of bio-fuel using corn option and supporting the opening of oil resources that exist along the Country's shorelines.

138. Copy of minutes from the June 12, 2008 Seneca County Planning Board meeting.

139. Copy of minutes from the June 5, 2008 Seneca County IDA meeting and June 24, 2008 Seneca County IDA Special meeting.

140. From NYS Office for Technology and NYS Office of Homeland Security, notice dated July 1, 2008 that Seneca County is awarded \$1,141,440.00 under the FY07 Public Safety Interoperable Communications (PSIC) Grant Program. Referred to the Public Safety Committee.

141. From NYS Board of Elections, a letter dated June 25, 2008 explaining the proper storage of voting systems and the anticipated cost of maintaining proper storage. Referred to the Government Operations Committee.

RESOLUTIONS AND MOTIONS

SUPERVISORS AUTHORIZE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN CONTRACT WITH THE JAMES W. SEWALL COMPANY FOR THE EPARCEL HUB AND WEB ENABLEMENT GRANT

RESOLUTION NO. 178-08, moved by Mr. Barto, seconded by Mr. Mooney and adopted by 719 ayes (Barto, Mooney, Reynolds, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, Seneca County received a grant from the Office of Real Property Services to develop software for a E Parcel Hub and Web Enablement Site; and

WHEREAS, MPR Technologies was awarded the project; and

WHEREAS, MPR Technologies is unable to complete the project due to an unforeseen complication and has agreed to transfer the project and obligation to the James W. Sewall Company; and

WHEREAS, the Finance Committee recommended this resolution be approved by the Board of Supervisors at its July 8, 2008 meeting; and now, therefore, be it

RESOLVED, that the Board of Supervisors authorize the Chairman of the Board of Supervisors to sign a contract with the James W. Sewall Company to complete the eParcel Hub and Web Enablement Site Grant

CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN A CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH ZOONOSES PROGRAM FOR THE ADMINISTRATION OF THE RABIES PROGRAM

RESOLUTION NO. 179-08, moved by Mr. Hayssen, seconded by Mr. Mooney and adopted by 719 ayes (Hayssen, Mooney, Reynolds, Barto, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, The Seneca County Health Department receives grant funding from the New York State Department of Health for the provision of human rabies treatment, specimen collection, and pet vaccination clinics; and

WHEREAS, the NYSDOH and Office of the State Comptroller have instituted a five year contract; and

WHEREAS, this five year period will cover the period January 1, 2008 through March 31, 2012;
and

WHEREAS, the total grant award is \$76,663; and

WHEREAS, for the period January 1, 2008 through March 31, 2009, the award is \$ 23,107; and

WHEREAS, the award for each 12 month period thereafter is \$17,852; and

WHEREAS, the funding for this grant is included in the Public Health Budget 4142.470; and

WHEREAS, the Public Health Committee has approved the acceptance of this grant at its June 10, 2008 meeting; and

WHEREAS, it is necessary for the Chairman of the Board of Supervisors to execute the contract to receive this funding; now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with the NYSDOH Zoonoses Program for the Rabies Program.

ESTABLISH DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

RESOLUTION NO. 180-08, moved by Mr. Kaiser, seconded by Mr. Terryberry and adopted by 719 ayes (Kaiser, Terryberry, Reynolds, Barto, Davidson, Dresser, Same, Lafler, Amidon, Hayssen, Mooney, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, the Department of Economic Development and Planning was established by resolution in 1992; and

WHEREAS, the positions of the director of the county department and the Executive Director of the IDA have been separated into two positions, and

WHEREAS, the position of Director of Planning and Community Development has been created and filled, and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on June 24, 2008; now, therefore be it

RESOLVED, that effective immediately the county department portion of the heretofore Office of Economic Development and Planning will be known as the Department of Planning and Community Development.

BOARD OF SUPERVISORS TO APPROVE AN INCREASE IN ACCOUNTS

PER CPS STAFF TO CLIENT RATIOS GRANT FUNDING

RESOLUTION NO. 181-08, moved by Mr. Mooney, seconded by Mr. Reynolds and adopted by 719 ayes (Mooney, Reynolds, Barto, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, the Seneca County Division of Human Services received a grant in 2007 that extended into the County's 2008 fiscal year; and

WHEREAS, the grant includes 100% reimbursement to reduce the staff to client ratios of CPS workers; and

WHEREAS, specifically this grant is used for overtime to reduce paperwork, provide extra time in the field, cell phone connectivity and payments for wireless laptop connectivity to the State Connections database when workers are in the field; and

WHEREAS, these increases have been reviewed by the Oversight Committee for Human Services and Finance Committee and recommended for full Board approval; now, therefore be it

RESOLVED, the Board of Supervisors does hereby authorize the following accounts be increased as indicated in order to claim these funds.

10-125-5-6002-1-310:	Services Overtime	+ \$ 8,000
10-125-5-6002-4-231:	Services Cellular Phone	+ \$ 6,208
10-125-5-6002-4-388:	Connections Fees Local	+ \$ 5,100
10-319-3-3610 :	State Aid – Admin/Revenue	+\$19,308

**BOARD OF SUPERVISORS TO APPROVE THE REQUEST TO NEW YORK STATE TO
INCREASE STATE AID FOR VETERAN SERVICES**

RESOLUTION NO. 182-08, moved by Mr. Mooney, seconded by Mr. Shipley and adopted by 719 ayes (Mooney, Shipley, Reynolds, Barto, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen, Westfall) and 31 absentees (Serven).

WHEREAS, Seneca County receives State Aid in the amount of \$5,000.00 to support Veteran Services in this community and this funding has not seen an increase since the inception of the County Veteran's Service Agency; and

WHEREAS, these services provide assistance to over 3,000 veterans and their dependents in Seneca County and these services are vital to these individuals and families; and

WHEREAS, costs to provide such services have increased over the years; and

WHEREAS, the at its meeting on June 24, 2008, the Human Services Committee recommended this resolution be adopted by the Board of Supervisors; now, therefore be it

RESOLVED, that the Board of Supervisors supports and recommends to the State of New York an increase in these funds to Seneca County for the provision of services to our Veterans.

**SENECA COUNTY BOARD OF SUPERVISORS TO APPROVE CONTRACTS WITH
FINGER LAKES WORKFORCE INVESTMENT BOARD FOR
THE PERIOD JULY 1, 2008 TO JUNE 30, 2009**

RESOLUTION NO. 183-08, moved by Mr. Mooney, seconded by Mr. Same and adopted by 719 ayes (Mooney, Same, Reynolds, Barto, Davidson, Dresser, Kaiser, Lafler, Terryberry, Amidon, Hayssen, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, the Seneca County Department of Workforce Development will provide a variety of services and programs utilizing funds available under the Workforce Investment Act; and

WHEREAS, it is necessary for the County to enter into a variety of financial contracts with the Finger Lakes Workforce Investment Board, acting as Grant Recipient for the Finger Lakes Workforce Investment Area; and

WHEREAS, the following contract with the Finger Lakes Workforce Investment Board is approved; and

20-125-5-6011-4919: Disability Program Navigator + \$ 8,000

WHEREAS, these increases have 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 of Supervisors is hereby authorized and directed to sign said contracts on behalf of the County; now, therefore be it

FURTHER RESOLVED, that the certified copies of this resolution be sent to the Finger Lakes Workforce Investment Board.

Mr. Shipley moved the adoption of a resolution which, after amendment, was adopted as follows:

**DIRECTOR OF EMERGENCY SERVICES AUTHORIZED TO APPLY FOR
U.S. DEPARTMENT OF HOMELAND SECURITY
EMERGENCY OPERATIONS CENTER GRANT (as amended)**

RESOLUTION NO. 184-08, moved by Mr. Shipley, seconded by Mr. Mooney and adopted by 719 ayes (Shipley, Mooney, Reynolds, Barto, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen, Westfall) and 31 absentees (Serven).

WHEREAS, the U.S. Homeland Security has a available grant for renovations of a Emergency Operation Centers; and

WHEREAS, having a fully capable emergency operations center is an essential element of a comprehensive emergency management system and is necessary to ensure continuity of operations and continuity of government in major disasters caused by any hazard; and

WHEREAS, the Office of Emergency Services has preformed an assessment of the Seneca County EOC and has determined that a shortfall exists using wireless telephones. Currently there is a lack of signal in the EOC. In conjunction with the IT Department, a solution has been found, with the installation of a “cell phone antenna signal booster”; and

WHEREAS, the EOC grant amounting to \$45,000.00 has a 75% (\$33,750.00) Federal and 25% (\$11,250.00) local cost share, cash or in-kind match requirement; Dieter Ryrko, IT Director has approved that the 24% match will be in-kind services from the IT Department for the installation; there is also 1% of the total grant for administrative costs; and

WHEREAS, the grant application must be submitted to the New York State Office of Homeland Security prior to July 14, 2008; now, therefore be it

RESOLVED, that the Board of Supervisors does hereby direct the Director of Emergency Services to apply for the U.S. Homeland Security Emergency Operations Center Grant.

CREATE PART-TIME SPECIAL INVESTIGATOR POSITION

RESOLUTION NO. 185-08, moved by Mr. Shipley, seconded by Mr. Barto and adopted by 719 ayes (Shipley, Barto, Reynolds, Davidson, Dresser, Kaiser, Same, Lafler, Terryberry, Amidon, Hayssen, Mooney, Westfall) and 31 absentees (Serven).

WHEREAS, the Seneca County District Attorney's office is in need of an investigator to fulfill its statutory duty to conduct all prosecutions for crimes and offenses cognizable by the courts of the county; and

WHEREAS, the Board of Supervisors' oversight committee for Public Safety and Finance, Assessment & Insurance recommended the creation of a Part-time Special Investigator position for the District Attorney's Office at it July 8, 2008 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby create a part-time Special Investigator position in the Seneca County District Attorney's Office at an annual salary of \$28,000.00, and be it

FURTHER RESOLVED, that the Seneca County Board of Supervisors does hereby approve hiring to fill the position of part-time Special Investigator, and be it

FURTHER RESOLVED, that the Seneca County Treasurer is hereby authorized and directed to amend the 2008 Seneca County District Attorney's budget as follows:

Create and add

Appropriation account 1165.1200 - PT Investigator	\$28,000
Increase account 1165.8300 – Social Security	1,736
Increase account 1165.8400 – Workers Comp	560
Increase account 1165.8700 – Medicare	406

Suspension of the Rules

Mr. Kaiser made a motion to suspend the rules of order to introduce resolutions not prefiled for the agenda. Dr. Dresser seconded the motion. The motion was carried.

BOARD OF SUPERVISORS AUTHORIZES CREATION OF A GENERAL LEDGER ACCOUNT FOR THE PURPOSE OF ACCOUNTING FOR DONATIONS RESTRICTED TO THE CONSTRUCTION OF SAMPSON MEMORIAL VETERANS CEMETERY

RESOLUTION NO. 186-08, moved by Mr. Kaiser, seconded by Mr. Same and adopted by 719 ayes (Kaiser, Same, Reynolds, Barto, Davidson, Dresser, Lafler, Terryberry, Amidon, Hayssen, Mooney, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, the IRC Section 501 (c) (13) cemetery company to be associated with the Sampson Memorial Veterans Cemetery has not yet been approved by the Internal Revenue Service, and

WHEREAS, members of the community are ready to make contributions for the construction and maintenance of the Sampson Memorial Veterans Cemetery; and

WHEREAS, as a municipal entity, Seneca County is a qualified organization for the purposes of charitable contributions when made for a public purpose per Section 170 (c) (1) of the Internal Revenue Code; and

WHEREAS, Seneca County can accept and expend donations restricted for the purpose of construction and maintenance of the Sampson Memorial Veterans Cemetery, and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture and Tourism committee on July 8, 2008;

THEREFORE, BE IT RESOLVED THAT the Seneca County Board of Supervisors hereby authorizes and directs the Seneca County Treasurer to create general ledger account for the purposes of accounting for donations restricted to the construction of Sampson Memorial Veterans Cemetery.

**SENECA COUNTY BOARD OF SUPERVISORS DECLARES INTENT TO BE LEAD AGENCY
FOR SEQRA PURPOSES RE: SAMPSON MEMORIAL VETERANS CEMETERY**

RESOLUTION NO. 187-08, moved by Mr. Kaiser, seconded by Mrs. Amidon and adopted by 719 ayes (Kaiser, Amidon, Reynolds, Barto, Davidson, Dresser, Same, Lafler, Terryberry, Hayssen, Mooney, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, Seneca County is in the process of planning a Veteran's Memorial Cemetery at the former Sampson Naval and Air Base in Romulus that is subject to SEQRA review; and

WHEREAS, Seneca County has applied for a New York State Economic Development Program grant in the amount of \$250,000 for the purpose initiating engineering and site preparation work for the project; and

WHEREAS, determination of Lead Agency is necessary for the SEQRA process and the Seneca County Board of Supervisors is desirous of serving in that capacity; and

WHEREAS, the Seneca County Board of Supervisors, as Lead Agency, will undertake a coordinated review with all involved and interested parties and will oversee the preparation of Parts 2 and 3 of the Environmental Assessment Form (EAF), as well as the preparation of a determination of significance for the project; now therefore be it

RESOLVED, the Seneca County Board of Supervisors hereby declares its intent to be Lead Agency for SEQRA purposes.

**BOARD OF SUPERVISORS AUTHORIZES ACCEPTANCE OF PROPERTY SURROUNDING
SAMPSON MEMORIAL VETERANS CEMETERY**

RESOLUTION NO. 188-08, moved by Mr. Kaiser, seconded by Mr. Terryberry and adopted by 719 ayes (Kaiser, Terryberry, Reynolds, Barto, Davidson, Dresser, Same, Lafler, Amidon, Hayssen, Mooney, Shipley, Westfall) and 31 absentees (Serven).

WHEREAS, the Seneca County Board of Supervisors previously authorized the acceptance of certain property from the NYS Office of General Services for the purpose of developing the Sampson Memorial Veterans Cemetery to be located at the former Sampson Naval and Air Base in Romulus; and

WHEREAS, the NYS Office of Parks, Recreation, and Historic Preservation finds that it would be a public benefit to convey to Seneca County the two additional parcels surrounding the cemetery area; and

WHEREAS, the conveyance would require the additional sum of \$1.00;

WHEREAS, the property proposed for conveyance is described in a certain survey map entitled “Map of Lands to be Acquired Pursuant to State of New York, Office of Parks and Recreation and Historic Preservation Law”, made by John E. Quinn, Jr., Lic. No. 50269 and drafted by Dennis J. Westfall on November 29, 2006, excluding therefrom that portion of said premises which is to be conveyed to Seneca County for purposed of development as a Veterans’ Cemetery; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture and Tourism committee on July 8, 2008;

THEREFORE, BE IT RESOLVED THAT the Seneca County Board of Supervisors hereby authorizes and directs the Chairman to sign all documents necessary to authorize conveyance of this certain property from the New York State Parks, Recreation, and Historic Places department to Seneca County; and

BE IT FURTHER RESOLVED that the Seneca County Board of Supervisors hereby authorizes the payment of \$1.00 (One Dollar) to the State of New York for said property.

**BOARD OF SUPERVISORS AUTHORIZES 2008 QUARTERLY PAYMENT
TO CHAMBER OF COMMERCE**

RESOLUTION NO. 189-08, moved by Mr. Kaiser, seconded by Mrs. Amidon and adopted by 688 ayes (Kaiser, Amidon, Reynolds, Barto, Dresser, Same, Lafler, Terryberry, Hayssen, Mooney, Shipley, Westfall), 31 nays (Davidson), and 31 absentees (Serven).

WHEREAS, Seneca County and the Seneca County Chamber of Commerce, Inc. has signed an agreement to perform certain duties related to tourism promotion of Seneca County; and

WHEREAS, the Seneca County Chamber of Commerce, Inc. has submitted an invoice for reimbursement in the amount of \$26,663.04; and

WHEREAS, to fund such activities transfers need to be made from the following accounts:

10135580211100	\$	56,886.57	10135580214440	\$	1,295.33
10135580212300	\$	842.00	10135580214450	\$	200.00
10135580214200	\$	544.11	10135580218100	\$	2,368.00
10135580214210	\$	200.00	10135580218300	\$	3,540.03
10135580214231	\$	257.17	10135580218400	\$	1,370.00
10135580214270	\$	370.00	10135580218600	\$	9,984.12
10135580214280	\$	804.48	10135580218700	\$	827.31
10135580214390	\$	500.00	10135580218700	\$	827.31

to Account 10-135-5-8021-4380, the total amount of \$79,989.12; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on July 8, 2008; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes transfer of funds and authorizes the Seneca County Treasurer to make payments according to the agreed schedule.

Special Order of the Day

The meeting adjourned at 9:20 p.m.