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SENECA COUNTY BOARD OF SUPERVISORS

REGULAR MEETING

January 13, 2009

8:00 p.m.

Call to Order

Chairman Lafler called the meeting to order at 8:02 p.m.

Roll Call of Members by the Acting Clerk

All members of the Board of Supervisors were present.

Pledge of Allegiance and Moment of Silence

Petitions/Petitioners

Fred Gaffney, Director of the Seneca County Chamber of Commerce spoke regarding 2009 Preview on Tourism and to request support on budget issues by the Board of Supervisors. Mr. Gaffney indicated that the 2008 Annual Report would be forthcoming by the end of the month. He is expecting the funding from the state to drop to \$63,000 for 2009 from the State.

Approval of Meeting Minutes

The December 9, 2008 board meeting minutes were approved as corrected.

Submission of Claims for Audit

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

Supervisors vouchers	#1 – 244	totaling	\$	325,164.34
OFA vouchers	#1 – 66	totaling	\$	77,175.00
Workforce Development vouchers	#1 – 27	totaling	\$	17,003.03
Insurance vouchers	#1 – 6	totaling	\$	3,160.39
Sheriff vouchers	#1 – 123	totaling	\$	118,504.88
County Airport vouchers	#1 – 10	totaling	\$	11,861.37
Highway Transportation vouchers				
Maintenance & State Snow	#1 – 31	totaling	\$	242,319.89
Highway Machinery	#1 – 36	totaling	\$	50,048.04
		Highway Total	\$	292,367.93
Highway Capital vouchers	#16 & 17		\$	4,457.34
Airport Capital vouchers	#1		\$	141,098.43
Veterans Cemetery Capital Voucher	#1 - 2	Totaling	\$	27,737.43

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Reports of Standing Committees

- a. Government Operations Committee, Mrs. Amidon, Chairperson, indicated that her committee did not meet this evening, but there are three issues that she would like to bring to the committee next meeting, i. The Board picture (possibly outside or in Ovid); ii. Location of the Committee Meetings (possibly the Heroes); iii. Floor Plan of the Board Room
- b. Public Works Committee, Mr. Davidson, Chairman, said that his Committee met this evening and approved applying for a NYS grant for shared municipal services between the county and towns and school districts, for a consolidated transportation and maintenance facility.
- c. Public Safety Committee, Mr. Shipley, Chairman, said that his Committee approved the contract renewal for the District Attorney's office for appeals; approved the Sheriff's Department Contract with lab for forensic services and approved the request for two positions in the Sheriff's Department, all of which will come to the next board meeting.
- d. Human Services Committee, Mr. Mooney, Chairman, reported that his Committee approved the YAP services contract, the purchase of two Dodge Caravans and new positions, all of which will come to the next board meeting.
- e. Personnel and Technology Committee, Dr. Dresser, Chairman, reported that his committee met in Executive Session.
- f. Indian Affairs Committee, Mr. Same, Chairman, reported that his committee did not meet this evening, however he did report that there is website forthcoming, created by Harris Beach, which will be presented to the Board at the meeting on January 27. The purpose of the website is for public comment on the draft environmental impact statement regarding the Cayuga Nations Land-in-Trust application. He also said there would be a Public Meeting about the website on February 25 at the new Cayuga County BOCES
- g. Planning, Development, Agriculture & Tourism, Mr. Kaiser, Chairman, that his committee discussed and approved three resolutions, for the Board this evening regarding the appointment of a replacement for Dan Motill; and an Agreement between Seneca County and the Chamber. The committee also discussed and approved a CDBG grant for the Clarence Hotel project in Seneca Falls. They also discussed taking steps necessary to declare county owned property on the corner of Mound Road and Rtes 5 & 20 as abandoned.
- h. Public Health Services, Mr. Hayssen, Chairman, reported that his committee discussed and approved the grant for shared services, which comes before the Board this evening. His committee discussed and approved contracts with Beverly Animal Shelter and the Seneca County SPCA, which will come to next Board meeting.

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- i. Finance, Assessment & Insurance Committee, Mr. Barto, Chairman, reported that the Committee approved the creation / reclassification of positions in the Sheriff's office and approved funding contracts for Beverly Animal Shelter the Seneca County SPCA.

Chairman's Remarks

Chairman Lafler wished everyone a healthy and happy New Year. He commented on the upcoming inauguration of the President-elect Obama and his message of hope and change. Chairman Lafler said that he was looking forward to working with the supervisors and staff and shared the same hopeful and positive outlook for Seneca County in 2009.

County Manager's Remarks

The County Manager said that 2008 was a year of challenges and learning. She said she was looking forward to the new year and working with the supervisors and staff.

County Attorney's Remarks:

The County Attorney reported that he will have his Department's annual report for the next meeting.

Communications

1. A copy of minutes from the Finger Lakes Resource Conservation & Development Council, Inc.'s November 19, 2008 meeting.
2. A copy of minutes from the Seneca County Planning Board November 13 and December 11, 2008 meetings.
3. A copy of minutes from the Western Finger Lakes Solid Waste Management Authority's October 20, 2008 meeting.
4. A draft copy of minutes from the Seneca County IDA's December 4, 2008 meeting.
5. A copy of minutes from the Seneca County Board of Health's December 17, 2008 meeting.
6. A CD copy of the NYS 2009-10 Proposed Executive Budget from NYSAC.
7. A copy of a letter to Senator Charles E. Schumer from Stephen J. Acquario, Executive Director, NYSAC, dated December 30, 2008, requesting support of an economic stimulus package that will help New York State and NYS county government.
8. From Ducks Unlimited a letter of acknowledgment and appreciation for the donation made by the Board of Supervisors in memory of David A. Bagley.
9. From the Finger Lakes Workforce Investment Board, a copy of Resolution 06-08, of Appreciation and Gratitude to Ms. Jane Shaffer for years of service on the Board.
10. From Renee Damoth and Wendy Scowcroft, emails supporting Counting funding for a spay / neuter program. From Ron Heintzleman, an email supporting County funding for the Beverly Animal Shelter. Referred to the members of the Board of Supervisors.

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11. From the Genesee County Legislature, a copy of Resolution No. 462, requesting NYS Legislation for Rationale Statewide Economic Development Policies and Reauthorizing of Civic Facilities Financing. Referred to the Planning, Development, Agriculture & Tourism Committee.

12. From Kevin Swartley, President, Seneca County Farm Bureau, two letters each dated January 6, 2009, recommending Elisabeth Freier and Roswell Parks to serve on the Seneca County Soil & Water Conservation District Committee; and recommending Brad Huffines and Brendan Zugibe to serve on the Seneca County Agriculture Enhancement Board. Referred to the Planning, Development, Agriculture & Tourism Committee.

RESOLUTIONS AND MOTIONS

BOARD OF SUPERVISORS CREATES POSITION OF DEPUTY DIRECTOR OF PUBLIC HEALTH AND AUTHORIZES FILLING OF SAID POSITION

RESOLUTION NO. 02-09, moved by Mr. Hayssen, seconded by Mr. Same and unanimously adopted.

WHEREAS, the Public Health Director is requesting the creation of a full-time Deputy Director of Public Health position; and

WHEREAS, the employee in said position will assume the duties of the Public Health Director in her absence; and

WHEREAS, the creation of and filling of said position has been approved by the Public Health Committee, the Finance Committee and the Personnel Committee; now, therefore, be it

RESOLVED, that the Board of Supervisors creates the full-time position of Deputy Director of Public Health; and be it further

RESOLVED, that the Director of Public Health is authorized to fill said position; and be it further

RESOLVED, that this person be hired at an annual salary of \$52,449.00.

SENECA COUNTY JOINS TOWN OF FAYETTE'S APPLICATION TO NEW YORK STATE EFFICIENCY IMPLEMENTATION GRANT FOR ZONING CODE ENFORCEMENT SERVICES

RESOLUTION NO. 03-09, moved by Mr. Hayssen, seconded by Mr. Kaiser and unanimously adopted.

WHEREAS, the New York State Department of State, Division of Local Government Services has established a competitive statewide program due on January 14th, 2009 to fund the implementation of shared service initiatives; and

WHEREAS, the Town of Fayette and County of Seneca have agreed and begun implementations of consolidating Zoning Code Enforcement at the County level, wherein Seneca County will provide Zoning Code Enforcement services to the Town of Fayette in order to reduce costs and consolidate services; and

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WHEREAS, the Town of Fayette would act as Lead Applicant with the County of Seneca as co-applicant; and

WHEREAS, the cost of implementing the administration of Town Zoning Code Enforcement at the County level is \$27,778; and

WHEREAS, this grant, if awarded, would provide funds up to a maximum of \$25,000 toward eligible legal, consultant, transitional personnel, and capital costs, with a local cash match being provided by the Town of Fayette; and

WHEREAS, if awarded, all co-applicants will enter into an inter-municipal agreement where the shared services are listed in detail; and

WHEREAS, this resolution has been reviewed and approved by the Public Health Committee at the January 13th, 2009 meeting; now, therefore, be it

RESOLVED, that the County of Seneca supports this shared service project and supports the Town of Fayette's Efficiency Implementation Grant application to the New York State Division of Local Government Efficiency Grant Program.

BOARD OF SUPERVISORS APPOINTS GOBER TO REPLACE MOTILL AS REPRESENTATIVE TO THE FINGER LAKES TOURISM ALLIANCE BOARD

RESOLUTION NO. 04-09, moved by Mr. Kaiser, seconded by Mrs. Amidon and unanimously adopted.

WHEREAS, the Finger Lakes Tourism Alliance is the Regional Tourism Organization; and

WHEREAS, this organization requires a representative from each of the 14 counties; and

WHEREAS, this representative is to be appointed by the County's Legislative Governing Body for a three (3) year term; and

WHEREAS, Dan Motill, who was appointed on December 11, 2007 for a three year term, is unable to complete his term as representative; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on December 23, 2008; now, therefore, be it

RESOLVED, that Joe Gober of Ovid, New York, is appointed to the Finger Lakes Tourism Alliance Board as Seneca County's representative, term to expire December 31, 2010.

RESOLUTION AUTHORIZING AGREEMENT FOR CONSULTING SERVICES BETWEEN SENECA COUNTY AND THE SENECA COUNTY CHAMBER OF COMMERCE, INC.

RESOLUTION NO. 05-09, moved by Mr. Kaiser, seconded by Mr. Shipley and unanimously adopted.

WHEREAS, the Seneca County Chamber of Commerce, Inc., is a not-for-profit corporation organized under the laws of the State of New York; and

WHEREAS, the Board of Supervisors of Seneca County has appointed the Seneca County Chamber of Commerce as the Tourism Promotion Agency ("TPA"); and

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WHEREAS, the Chamber has made a proposal to the Board of Supervisors regarding the performance of certain duties related to tourism promotion of Seneca County; and

WHEREAS, the proposal has been discussed in a meeting of the Planning, and Community Development Committee, which recommends the proposal to the Board of Supervisors; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the Chairman of the Board of Supervisors to sign a contract memorializing the terms of the proposal in a form and content approved by the County Attorney, the term to commence January 1, 2009, through December 31, 2009; and be it also

RESOLVED, that the Treasurer is authorized to release funds to the Chamber according to the terms of Schedule B of said Contract.

SCHEDULE B

Seneca County Chamber of Commerce Contract NYS Matching Funds Program and Tourism Services Payment Schedule for 2009

		Matching Funds Program	Tourism Services
Payment 1	January 2009	\$50,000.00	\$38,854.25
Payment 2	April 2009	28,251.00	34,854.25
Payment 3	July 2009	0.00	34,854.25
Payment 4	October 2009	<u>0.00</u>	<u>34,854.25</u>
		<u>\$78,251.00</u>	<u>\$139,417.00</u>

Total appropriation equals \$217,668 per Adopted 2009 Budget

RESOLUTION TO FILL THREE (3) NEW DISPATCH POSITIONS FOR E911

RESOLUTION NO. 06-09, moved by Mr. Shipley, seconded by Mr. Westfall and unanimously adopted.

WHEREAS, Seneca Falls Police Department will be closing their dispatch center effective May 31, 2009; and

WHEREAS, it is expected that this closure will cause an additional workload of E911 calls, complaints, and NYSPIN files; and

WHEREAS, these positions were reviewed and approved by the Vacancy Committee, Public Safety Committee, and Finance, Assessment & Insurance Committee; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the hiring of three (3) dispatchers for E911 at \$13.495 per hour.

CHAIR OF THE BOARD OF SUPERVISORS IS AUTHORIZED AND DIRECTED TO SIGN A CONTRACT WITH PETERMAN LUMBER TO REPAIR / REPLACE THE ROOF OF MAINTENANCE SHOP 2

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RESOLUTION NO. 07-09, moved by Mr. Davidson, seconded by Mr. Same and unanimously adopted.

WHEREAS, a request for quotation was sent out for the repair / replacement of the Maintenance Shop 2 roof located at West William Street; and

WHEREAS, the current roof has several severe leaks and is in immediate need of repair; and

WHEREAS, the County Engineer has reviewed the requests for quotation and recommends the County retain Peterman Lumber for the services; and

WHEREAS, Peterman Lumber has agreed to provide materials valued in excess of nine hundred dollars and services at a total cost of \$10,900.00; and

WHEREAS, there are funds encumbered in the Special Maintenance Projects, line item #10-101-5-1620-4281; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to sign a contract with Peterman Lumber to repair / replace the roof of Maintenance Shop 2; and be it

FURTHER RESOLVED, that the Seneca County Board of Supervisors authorizes the Seneca County Treasurer to transfer funds in the amount of \$10,900.00 from Special Maintenance Projects, line item #10-101-5-1620-4281 to Projects line item #10-101-5-1620-4280 to repair / replace the roof of Maintenance Shop 2.

SENECA COUNTY TO APPLY FOR NEW YORK STATE DEPARTMENT OF STATE SHARED MAINTENANCE FACILITY SERVICES STUDY

RESOLUTION NO. 08-09, moved by Mr. Davidson, seconded by Mr. Mooney and unanimously adopted.

WHEREAS, the New York State Department of State, Division of Local Government Services has established a competitive statewide program due on February 11th, 2009 to fund high priority planning initiatives that lead to shared services with county-wide cost reduction impact; and

WHEREAS, the County of Seneca, in concert with several towns and school districts, proposes to apply for funding to conduct a Shared Maintenance Facility Study to determine to what extent a single, centralized shared vehicle maintenance facility will reduce the overall maintenance costs to these communities and countrywide, rather than maintaining separate facilities and services; and

WHEREAS, the County of Seneca would act as Lead Applicant with the Towns of Fayette and Varick and the Romulus Central and Seneca Falls School Districts, and other districts and municipalities as indicate their interest, as co-applicants supporting the project; and

WHEREAS, the cost of the proposed feasibility study and engineering documents is estimated at \$32,223; and

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WHEREAS, this grant, if awarded, would begin in Summer, 2009, would provide \$29,000 in funds toward the study, and would require the County to provide a local cash match of \$3,223 (or 10%); and

WHEREAS, if awarded, all co-applicants will enter into an inter-municipal agreement for the purpose of conducting the Study, this agreement listing in detail the duties and requirements of each partner; and

WHEREAS, this Resolution has been reviewed and approved by the Public Works Committee at the January 13th, 2009 meeting; now, therefore, be it

RESOLVED, that Mr. Laverne C. Lafler, Jr., the Chairman of the Board of Supervisors, is hereby authorized and directed to sign any and all necessary grant application documents for the New York State Division of Local Government Services 2009 Local Government Efficiency Grant Program; and be it

FURTHER RESOLVED, that Mr. Jason McCormick, the County Engineer, is hereby appointed as the Primary Contact for the purposes of this project and grant application.

Unfinished Business

None.

New Business:

Mr. Kaiser moved the suspension of the rules to introduce the following resolution:

A RESOLUTION AUTHORIZING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) LOAN TO BEDFORD FALLS LLC (THE CLARENCE HOTEL)

RESOLUTION NO. 09-09, moved by Mr. Kaiser, seconded by Mr. Mooney and unanimously adopted.

WHEREAS, Seneca County has received Community Development Block Grant (CDBG) funds from the United States Department of Housing and Urban Development (HUD) to make economic development loans; and

WHEREAS, businesses to whom these monies have been loaned are repaying the loans, thereby establishing a revolving loan fund for business development and job creation; and

WHEREAS, a loan application for \$200,000 has been received by the CDBG Loan Review Committee and found to be satisfactory and in full compliance with regulations and guidelines applicable to the Revolving Loan Program; and

WHEREAS, this \$200,000 loan at 5% interest for fifteen years for The Clarence Hotel at 108 Fall Street, Seneca Falls, New York, will finance the purchase of the property by Bedford Falls LLC, and will help create forty full-time and twenty part-time jobs with collateral being a mortgage position on the property; and

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WHEREAS, the Seneca County Board of Supervisors approved an initial \$200,000 loan for the Clarence Hotel on August 12, 2008; therefore, the total amount of the two loans will be \$400,000 secured by a third mortgage on the property at 108 Fall Street, Seneca Falls, New York; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on January 13, 2009; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors approves the proposed loan for the sum of two hundred thousand dollars (\$200,000) under the CDBG program from funds account 272310840 under the terms and conditions provided for such loans through the Department of Housing and Urban Development and the CDBG Loan Committee; and be it

FURTHER RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to sign such documents as are necessary to secure the County's position as lien holder as to such collateral.

Chairman Lafler made the following Board of Supervisors representative appointments for a one-year term expiring December 31, 2009:

- Airport Advisory Board: Peter Same
- Chamber of Commerce: Patricia Amidon
- Cayuga-Seneca Canal Trail Association: Suzanne Sinclair

Chairman Lafler announced the following changes to the Standing Committees for 2009:

- Personnel & Technology Committee: Peter Same, Chairman (to replace Dr. Dresser)
- Planning, Development, Agriculture & Tourism Committee: Patricia Amidon, Vice-Chair (to replace Dr. Dresser). Robert Shipley, member
- Human Services Committee: David Dresser, member (to replace Mr. Shipley)
- Indian Affairs Committee: David Dresser, Chairman (to replace Mr. Same)

At 8:42 p.m. Mr. Same moved to enter Executive Session for the purpose of holding discussions on pending and/or current litigation. The Board of Supervisors reconvened in regular session at 9:12 p.m.

Special Order of the Day

The meeting was adjourned at 9:15 p.m.