

SENECA COUNTY BOARD OF SUPERVISORS

REGULAR MEETING

March 23, 2010

8:00 p.m.

Call to Order

Chairman Lafler called the meeting to order at 8:00 p.m.

Roll Call of Members by the Clerk

Twelve members of the Board answered roll call. Mr. Churchill and Mr. Kaiser were absent.

Pledge of Allegiance and Moment of Silence

Chairman Lafler requested that we reserve the moment of silence for Emily Reynolds, daughter of Supervisor Michael Reynolds, who was in the hospital.

Public Hearing:

Chairman Lafler opened the floor to receive comments regarding Proposed Local Law C of 2010 entitled "A Local Law to Establish Residency Requirements for the position of Assistant District Attorney for Seneca county" to read in substantially the following form:

SECTION 1 the provisions of §3 New York State Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen or within which his or her official functions are required to be exercised, shall not prevent a person from holding the office of Assistant District Attorney of the County of Seneca, provided that such person resides in Seneca County or in an adjoining County within the State of New York;

SECTION 2 the provisions of this local law shall not apply to any person holding the office of First Assistant District Attorney or Chief Assistant District Attorney, the holder of which office would assume the duties of the District Attorney upon the District Attorney's absence from the county or upon the District Attorney's inability to perform his or her duties.

SECTION 3 This local law shall take effect immediately upon filing with the Secretary of State in accordance with §27 of the Municipal Home Rule Law.

Jim Mitchell, resident, Town of Waterloo, opposed the passage of the proposed local law because the person hired for the position in the District Attorney's office should be a resident of Seneca County. He was of the opinion that there were young lawyers recently graduated that would be eager to work in the district attorney office.

Barry Porsche, District Attorney, spoke in favor of passing the proposed local law, stating that there was a small pool of attorneys practicing in Seneca County and none of them were interested in the position. Mr. Porsche's preference is to hire an experienced attorney because of the magnitude of several pending cases.

As no other comments were heard, Mr. Hayssen moved the public hearing closed.

Petitioners

- a. Carol Richardson, resident, Town of Romulus, expressed her opinion that the Environmental Committee and Advisory Committee to that committee should consists of members who “have as their primary goal the health of the community and the protection...of the environment”
- b. Linda Ochs, resident, Town of Waterloo, expressed her opinion that a new recycling contract should include public education regarding recycling and should include “incentives for people to recycle more and trash less”.

Reports of Standing Committees

Planning, Development, Agriculture & Tourism, Mrs. Amidon, Chairperson, reported that her committee approved a MICRO Loan to Blanche Belliveau, for a bakery business in Ovid; and also approved acceptance of a \$300,000 grant from the NYSDOT for crack repair at the Airport.

Public Safety Committee, Mr. Davidson, Chairperson, reported that the Committee recommended for board approval the purchase though state contracts, three marked vehicles and two unmarked vehicles for the Sheriff’s Office; and a contract with Onondaga Health Department for forensic services.

Public Works Committee, Mr. Davidson, Chairperson, reported that his committees approved several preventative maintenance agreements and a resolution will be before the board later in the agenda.

Indian Affairs, Mr. Shipley, Chairperson, reported that he sent a statement to the press, subject being “Major Indian Policy Decision Looms, More Action Needed”. In his statement, Mr. Shipley urges county residents to voice their opinion in favor of enforcing the New York State tax law and collect taxes on sales of cigarettes made at Indian businesses to non-Indian consumers. The deadline is April 26 to submit written statements to the Senate Investigation on the collection of said taxes.

Chairman Lafler recognized Brad Jones, member of the Citizens Advisory Committee (CAC) to the Indian Affairs Committee. Mr. Jones read a statement recommending the Indian Affairs Committee to “ramp up pressure” toward our state and federal officials. The CAC requested that the Board of Supervisors or the Indian Affairs Committee have no objection if the CAC organized public demonstrations (i.e. stacking of tires) in protest of New York State not enforcing its own laws to collect sales taxes on cigarettes.

Chairman Lafler recognized Richard Ricci, member of CAC, former chairman of the Indian Affairs Committee and former member of the Board of Supervisors. Mr. Ricci reviewed several instances in which the Upstate Citizens for Equality (UCE) played a major role in opposing the land claim issue, specifically the prevention of all 165,000 acres of land being awarded to the Cayuga Nation and prevented eviction of landowners and prevented settlement with the Cayuga Nation. He urged the Board

of Supervisors to continue its support of the UCE and the CAC and to never enter into a settlement contract with the Cayuga Nation.

Human Services Committee, Mr. Mooney, Chairperson, said that May is One-Stop Month, celebrating the Finger Lakes Workforce program that helps job seekers acquire skills, find jobs, finds skilled workers for our businesses and helps our businesses upgrade the skills of their existing workforce.

Public Health Committee, Mr. Hayssen, Chairperson, reported that his committee approved moving forward with the repair or removal of an unsafe building in Waterloo, NY; the committee approved a contract with Cathy Bond, Consultant for the Emergency Preparedness and Office of Homeland Security Grants; and they committee approved an agreement with Town of Fayette for Code
County Manager's Remarks

Ms. Sinclair reported that the sales tax for Seneca County shows an increase from this time last year. A copy of the sales tax report was provided to each supervisor.

County Attorney's Remarks

Mr. Fisher said that he and Human Services Commissioner Charles Schillaci attended legal proceedings for the Average Wholesale Price (AWP) litigation. The case involves a lawsuit by New York State counties because of overcharging by pharmaceutical companies for Medicaid prescription drugs. Mr. Fisher gave kudos to Mr. Schillaci, for an excellent job in responding to questions by the legal team for the pharmaceutical companies. Mr. Fisher said he expects that the county will receive a settlement payment in the near future.

Communications:

36. From the Town Board of the Town of Geneva, notice of a Public Hearing in the matter of the Creation of the Modified Water District No. 12 in the Town of Geneva on April 13, 2010 at 7:00 p.m. at the Geneva Town Hall, 3750 County Road 6, Geneva, New York.
37. A copy of the E-911 Board March 9, 2010 meeting minutes.
38. A copy of the Seneca County Planning Board February 11, 2010 meeting minutes.
39. A copy of the Seneca County Federation of Sportsmen's Clubs, Inc., February 16, 2010 meeting minutes.
40. From Phil Cianciotto, President, Seneca Lake Pure Waters Association, a letter dated March 1, 2010, requesting consideration to be a member of any advisory committee that may be created by the Board of Supervisors Standing Committee on Environmental Affairs.
41. From the New York State Department of Labor, Bureau of Immigrant Workers' Rights, information and a request to meet with representatives to discuss the issues faced by "vulnerable populations, low-wage and immigrant workers". Referred to the Personnel Committee.

42. From the Tioga County Legislature and the Schuyler County Board of Supervisors, relating to the exploration and extraction of natural gas from the Marcellus shale, a copy of a resolution, "Requesting Support of Counties and State Legislatures in Relation to Legislation Amending County Law Section 215" by extending the five year limit of a land lease to "such time as the well is productive". Referred to the Public Works Committee.

Resolutions and Motions

**BOARD OF SUPERVISORS DECLARE APRIL 5 – 11, 2010 AS
NATIONAL PUBLIC HEALTH WEEK**

RESOLUTION NO. 62-10, moved by Mr. Hayssen, seconded by Mrs. Amidon and adopted.

WHEREAS, the American Public Health Association has designated April 4 – 11, 2010 as National Public Health Week; and

WHEREAS, National Public Health Week provides an opportunity to recognize the contributions of the Public Health Workforce and to focus more attention on major Public Health issues; and

WHEREAS, the theme for National Public Health Week 2010 is, "A Healthier America: One Community At A Time"; and

WHEREAS, the Public Health Committee has recommended the declaration; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors declare April 5 – 11, 2010 as National Public Health Week in Seneca County.

**BOARD OF SUPERVISORS APPOINT CINDY GARLICK-LORENZETTI TO
S2AY RURAL HEALTH NETWORK BOARD**

RESOLUTION NO. 63-10, moved by Mr. Hayssen, seconded by Mrs. Amidon and adopted.

WHEREAS, the Seneca County Health Department is one of the six member counties in the S2AY Rural Health Network; and

WHEREAS, the Board of Directors for the Network is comprised of the Public Health Directors, a provider, a consumer and a member of the County Board of Supervisors / Legislature for each member county; and

WHEREAS, it is necessary for the Board of Supervisors to appoint a member of the Board to serve on this Board; and

WHEREAS, Cindy Garlick-Lorenzetti has agreed to serve on this board; and

WHEREAS, the Public Health Committee has approved this nomination; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors appoints Cindy Garlick-Lorenzetti to serve on the S2AY Rural Health Network Board of Directors.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN
MOU'S WITH SENECA COUNTY SCHOOLS**

RESOLUTION NO. 64-10, moved by Mr. Hayssen, seconded by Mr. Shipley, and adopted.

WHEREAS, the purpose of these MOU's is to allow the County to utilize the school facilities in an emergency for mass clinics or special needs shelters; and

WHEREAS, these MOU's have been in place for several years and need to be renewed at this time; and

WHEREAS, the Public Health Committee has approved the renewal of these MOU's; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the MOU's with the Superintendent of the Seneca County School Districts.

WAYNE MORRISON AS 2010 RECIPIENT OF SENECA COUNTY HISTORIAN'S AWARD
RESOLUTION NO. 65-10, moved by Mr. Mooney, seconded by Mr. Prouty and adopted.

WHEREAS, Seneca County has a rich history that includes the birth of the women's rights movement, significant abolitionist activity, religion reform, and temperance; and

WHEREAS, there is growing desire to enhance the awareness of Seneca County's rich heritage; and

WHEREAS, the Board of Supervisors established by resolution the Seneca County Historian's Award for persons who are, in the opinion of the historian, instrumental in the advancement of the study and awareness of Seneca County History; and

WHEREAS, Wayne Morrison had devoted much of his professional career to the advancement of the history of Upstate New York, including that of Seneca County; and

WHEREAS, prior to his being a resident of Seneca County, Mr. Morrison was a printer in Clyde, NY, and was historian for the Village of Clyde; and

WHEREAS, Mr. Morrison has been a resident of the Town of Ovid since April 1972; and

WHEREAS, as the owner of W. E. Morrison & Co. Printers, Mr. Morrison has been instrumental in the reprinting of many history books, including those of 20 counties – in New York State, plus various towns – including several of the towns of Seneca County; and

WHEREAS, his first two runs of his reprint of the 1876 Everts History of Seneca County totaled one thousand copies, and he is currently completing his third run of the reprint, thus making that rich historical volume widely available to so many more people for purchase; and

WHEREAS, he has added much of his researched and gathered written and pictorial history of Seneca County history in his "reprints" of previously published history books; and

WHEREAS, the local historians of Seneca County have unanimously endorsed Wayne Morrison to be the recipient of this award, largely because he is the “go to” person whenever they are in need of some specific piece of historical information; now, therefore, be it

RESOLVED, that with great gratitude for his tremendous contributions to the advancement of Seneca County history, the Board of Supervisors hereby endorses the Seneca County Historian’s Office granting the “Seneca County Historian’s Award” for 2010 to Wayne Morrison for the advancement of Seneca County History.

SUPERVISORS ACCEPT BID FOR TUNE AND CLEAN OF PROPANE FIRED HEATING SYSTEMS FOR WEATHERIZATION PROGRAM

RESOLUTION NO. 66-10, moved by Mr. Mooney, seconded by Mr. Prouty, and adopted.

WHEREAS, the County, as part of the New York State Division of Housing and Community Renewal Weatherization Assistance ARRA Program, solicited bids for the completion of Tuning and Cleaning of Propane fired heating systems, including performances of Steady State Efficiency Tests; and

WHEREAS, one bid has been received; and

WHEREAS, funds have been approved in the 2010 Seneca County Weatherization Program budget (100% state & federal aid); and

WHEREAS, all Pro Heating & Air Conditioning , having principle offices at 5666 State Route 414, Romulus, New York was the only responsible bidder; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the 2010-11 Weatherization Program bid for the completion of Tuning and Cleaning of propane fired heating systems, including Performance of Steady State Efficiency Tests to All Pro Heating & Air Conditioning, having principal offices at 5666 State Route 414, Romulus, NY, as follows: \$89.00 per unit; and it is further

RESOLVED, that the Chairman is authorized and directed to execute a contract with All Pro Heating & Air Conditioning consistent with the bid specifications.

SUPERVISORS ACCEPT BID FOR TUNE AND CLEAN OF NATURAL GAS FIRED HEATING SYSTEMS FOR WEATHERIZATION PROGRAM

RESOLUTION NO. 67-10, moved by Mr. Mooney, seconded by Mr. Reynolds, and adopted.

WHEREAS, the County, as part of the New York State Division of Housing and Community Renewal Weatherization Assistance ARRA Program, solicited bids for the completion of Tuning and Cleaning of Natural Gas fired heating systems, including performance of Steady State Efficiency Tests; and

WHEREAS, one bid has been received; and

WHEREAS, funds have been approved in the 2010 Seneca County Weatherization Program budget (100% state & federal aid); and

WHEREAS, All Pro Heating & Air Conditioning, having principle offices at 5666 State Route 414, Romulus, New York, was the only responsible bidder; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the 2010-11 Weatherization Program bid for the completion of Tuning and Cleaning of Natural Gas fired heating systems, including Performance of Steady State Efficiency Tests to All Pro Heating & Air Conditioning, having principle offices at 5666 State Route 414, Romulus, NY, as follows: \$89.00 per unit; and it is further

RESOLVED, that the Chairman is authorized and directed to execute a contract with All Pro Heating & Air Conditioning consistent with the bid specifications.

**SUPERVISORS ACCEPT BID FOR TUNE AND CLEAN OF OIL FIRED HEATING SYSTEMS
FOR WEATHERIZATION PROGRAM**

RESOLUTION NO. 68-10, moved by Mr. Mooney, seconded by Mr. Shipley and adopted.

WHEREAS, the County, as part of the New York State Division of Housing and Community Renewal Weatherization Assistance ARRA Program, solicited bids for the completion of Tuning and Cleaning of oil fired heating systems, including performance of Steady State Efficiency Tests; and

WHEREAS, one bid has been received; and

WHEREAS, funds have been approved in the 2010 Seneca County Weatherization Program budget (100% state & federal aid); and

WHEREAS, All Pro Heating & Air Conditioning, having principle offices at 5666 State Route 414, Romulus, New York was the only responsible bidder; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the 2010-11 Weatherization Program bid for the completion of Tuning and Cleaning of oil fired heating systems, including Performance of Steady State Efficiency Tests to All Pro Heating & Air Conditioning, having principle offices at 5666 State Route 414, Romulus, New York, as follows: \$119.00 per unit; and it is further

RESOLVED, that the Chairman is authorized and directed to execute a contract with All Pro Heating & Air Conditioning consistent with the bid specifications.

**TREASURER AUTHORIZED TO PAY LEGAL FEES INCURRED FOR REPRESENTATION
OF SHERIFF AND DISTRICT ATTORNEY IN CAYUGA INDIAN NATION V. GOULD**

RESOLUTION NO. 69-10, moved by Mr. Shipley, seconded by Mrs. Amidon, and adopted.

WHEREAS, the firm of Harris Beach, Attorneys at Law, were retained by the County in December, 2008 to represent the Seneca County Sheriff and the Seneca County District Attorney in a New York State Supreme Court action entitled Cayuga Indian Nation v. Gould and its resulting appeal process; and

WHEREAS, fees are currently due and payable to the firm in the amount of \$37,308.63; and
WHEREAS, payment of these fees has been reviewed and approved by the Indian Affairs
Committee; now, therefore, be it

RESOLVED, that the Seneca County Treasurer is authorized and directed to pay from the
County's contingency funds, the sum of \$37,308.63 to the law firm of Harris Beach for legal fees incurred
in the representation of the Seneca County Sheriff and District Attorney in the matter of Cayuga Indian
Nation v. Gould.

LOCAL ENHANCED WIRELESS 911 REIMBURSEMENT PROGRAM

RESOLUTION NO. 70-10, moved by Mr. Davidson, seconded by Mr. Shipley and adopted.

WHEREAS, the County of Seneca has received an application to file for Local Enhanced
Wireless 911 Reimbursement money; and

WHEREAS, the Public Safety Committee has approved the acceptance of the appropriated funds
in the amount of \$15,849.00 from the State of New York, Department of State, for reimbursement from
the Local Enhanced Wireless 911 Program; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the Chairman of the Board
of Supervisors to sign this acceptance form for the Enhanced Wireless 911 Reimbursement Program.

APPOINTMENTS TO THE FIRE ADVISORY BOARD

RESOLUTION NO. 71-10, moved by Mr. Davidson, seconded by Mrs. Amidon and adopted.

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint the following
persons to the Seneca County Fire Advisory Board for the term to expire 12/31/11 as follows:

John Morabito	Border City Fire Department
Nate Peckham	Canoga Fire Department
Robert Halladay	Fayette Fire Department
Dale Stannard	Interlaken Fire Department
Ernest Brownell	Junius Fire Department
J. Barry O'Neill	Lodi Fire Department
Roger Waugh	Magee Fire Department
Alvin Deming	Ovid Fire Department
Steve Farnsworth	Red Jacket Fire Department
James Hinman	Romulus Fire Department
Thomas Solan	Seneca Falls Fire Department
Mike Neilsen	Varick Fire Department
Mike Reese	Waterloo Fire Department
Joy Gladis	North Seneca Ambulance

RESOLUTION AUTHORIZING SHERIFF'S OFFICE TO PURCHASE VEHICLES

RESOLUTION NO. 73-10, moved by Mr. Davidson, seconded by Mr. Mooney, and adopted.

WHEREAS, the Seneca County Sheriff's Office requires the purchase of three vehicles under the NYS OGS Contract PC64893 #2 described as follows: three 2010 Ford Crown Victorias with dealer installed option, radio installations and computer equipment swaps, striping, new rhino bars, installation of striping and rhino push bar; and

WHEREAS, the Seneca County Sheriff's Office requires the purchase of two vehicles under NYS OGS Contract PC62760 described as follows: two 2010 Chevrolet Impalas with installation of radio and emergency equipment; and

WHEREAS, the total cost for the five vehicles, including delivery charges is \$127,523.60 and funding for these vehicles will be from the following accounts: Sheriff's Road Patrol Vehicles (10-110-5-3113-2600) - \$127,523.60; and

WHEREAS, this resolution was approved by the Public Safety Committee on March 23, 2010; now, therefore, be it

RESOLVED, that the Seneca County board of Supervisors authorizes the Sheriff's Office to purchase three 2010 Ford Crown Victorias with dealer installed option, radio installations and computer equipment swaps, striping, new rhino bars, installation of striping and rhino push bar under NYS OGS Contract PC64893 #2 at a total cost of \$93,213.60 to be funded by budget line item 10-110-5-3113-2600; and be it further

RESOLVED, that the Seneca County Board of Supervisors authorizes the Sheriff's Office to purchase two 2010 Chevrolet Impalas with installation of radio equipment and emergency equipment under NYS OGS Contract PC62760 for a total cost of \$34,310.00 to be funded by budget line item 10-110-5-3113-2600.

**SUPERVISORS APPROVE PURCHASE OF A 10-WHEEL TRUCK FOR
HIGHWAY DEPARTMENT**

RESOLUTION NO. 74-10, moved by Mr. Davidson, seconded by Mr. Same and adopted.

WHEREAS, funds for the purchase of one (1) 2010 10-wheel International 7600 SFA truck with plow, wing, and sander from State Contract PC62176 in the amount of \$181,456.26 have been appropriated from the 2010 Seneca County Highway Road Machinery Vehicle Account 50-120-5-5130-2600; and

WHEREAS, the purchase was approved by the Public Works Committee of the Seneca County Board of Supervisors on March 9, 2010; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Highway Superintendent to purchase one (1) 2010 10-wheel International 7600 SFA truck

with plow, wing and sander from State Contract PC62176 in the amount of \$181,456.26 with funds appropriated from the 2010 Highway Road Machinery Vehicle Account 50-120-5-5130-2600.

**CHAIRMAN OF THE SENECA COUNTY BOARD OF SUPERVISORS AUTHORIZED TO
SIGN CONTRACTS FOR PREVENTATIVE MAINTENANCE**

RESOLUTION NO. 75-10, moved by Mr. Davidson, seconded by Mrs. Amidon and adopted.

WHEREAS, contracts are required with several vendors to provide preventative maintenance for the Seneca County Office Buildings; and

WHEREAS, this resolution was approved by the Public Works Committee on March 9, 2010 and March 23, 2010; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the following contracts and the terms as stated and authorizes and directs the Chairman of the Board of Supervisors to sign each contract with the following vendors:

Jerome Fire Equipment Company, 8721 Caughdenoy Rd, Clay, NY 13041, to perform all annual Fire Extinguisher Inspections for all buildings that are maintained under the Buildings & Grounds / Facilities Department. The term of the contract is for four (4) years beginning January 1, 2010 with an expiration date of December 31, 2013 for \$1,145.50 for the year 2010; \$877.50 for the year 2011; \$5,974.00 for the year 2012; and \$1,205.50 for the year 2013.

ThyssenKrupp Elevator Corporation, 6067 Corporate Drive, East Syracuse, N.Y. 13057, the contract is for five (5) years beginning January 1, 2010 with an expiration date of December 31, 2014, for (1) Dover Hydraulic Passenger Elevator – Seneca County Courthouse and (1) Dover Hydraulic Passenger Elevator – Seneca County Office Building, for monthly payments of \$191.25 for each elevator.

Day Automation, 7931 Rae Blvd., Victor, New York 14564 for the swipe card access system, term of the contract to begin 1/1/2010 and to expire 12/31/2013, for \$7,237.00 for the years 2010 and 2011, and \$7,382.00 for the years 2012 and 2013.

Davis-Ulmer Fire Protection, 7633 Edgecombe Drive, Liverpool, NY 13088, to perform annual and quarterly maintenance and inspections on one (1) wet sprinkler system, one (1) fire protection backflow inspection and two (2) domestic backflow certification as required by law for the Seneca County Office Building, for three years beginning January 1, 2010 and ending December 31, 2012 which includes a charge of \$200 invoiced after each quarterly inspection for a yearly total of \$800.

**BOARD OF SUPERVISORS APPOINTS REPRESENTATIVES TO THE
FISH AND WILDLIFE MANAGEMENT ADVISORY BOARD**

RESOLUTION NO. 76-10, moved by Mrs. Amidon, seconded by Mr. Davidson, and adopted.

WHEREAS, membership of the Fish and Wildlife Management Advisory Board includes representation of the County Governing Body and County Sportsmen; and

WHEREAS, the term is two calendar years, effective immediately upon appointment and expires on December 31, 2011; and

WHEREAS, the Board of Supervisors Planning, Development, Agriculture & Tourism Committee recommends Supervisor Peter Same of Seneca Falls, John Andrews and Frank Sinicropi to represent Seneca County, each to serve for a term of two calendar years; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint Peter Same of Seneca Falls to fill the seat on the FWMAB as the Seneca County Board of Supervisors representative, and John Andrews be re-appointed as the Seneca County Sportsmen representative, and Frank Sinicropi to serve as an alternate member, each for a term of two calendar years, effective immediately and to expire on December 31, 2011.

Unfinished Business

Mrs. Garlick Lorenzetti made the motion to take from the table the following resolution. Mr Shipley seconded the motion. The motion carried.

A discussion ensued with Jeff Trout, Councilman for the Town Board of Fayette, citing current projects that would be addressed, specifically the Booty Hill project and a pipeline to Lowes.

**BOARD OF SUPERVISORS DIRECTS PLANS AND MAPS FOR PROPOSED
EXPANSION OF WATER DISTRICT NO. 1**

RESOLUTION NO. 77-10, moved by Mr. Davidson, seconded by Mrs. Amidon and adopted.

WHEREAS, a proposal has been made that Seneca County Water District No. 1 be expanded into the Town of Fayette; and

WHEREAS, the Public Works Committee recommends such expansion and finds that such expansion will benefit the residents of the County and recommends further that plans and maps be prepared in compliance with §253 of the New York State County Law; now, therefore, be it

RESOLVED, that pursuant to §253 of the County Law, the Board of Supervisors directs that the County Water and Sewer Department, as County Agency prepare and submit such plans and maps of the proposed expansion of Seneca County Water District No. 1 in the Town of Fayette as comply with §253 County Law; and be it further

RESOLVED, that the Water and Sewer District submit such plans and maps together with their recommendations as to the expansion of such Water District to the Public Works Committee for review.

New Business:

Mr. Same moved the suspension of the rules to introduce the following resolutions:

**ACCEPTANCE OF GRANT FROM THE NEW YORK STATE DEPARTMENT OF
TRANSPORTATION FOR CRACK REPAIR FOR THE
FINGER LAKES REGIONAL AIRPORT**

RESOLUTION NO. 78-10, moved by Mrs. Amidon, seconded by Mr. Same and adopted.

WHEREAS, the New York State Department of Transportation (NYSDOT) sent notification of a grant reward available for crack repair at the Finger Lakes Regional Airport; and

WHEREAS, Seneca County Board of Supervisors may request that the funds be used for other maintenance related projects; and

WHEREAS, the total grant is for \$300,000, with the Seneca County local share up to \$54,500, the match amount will have to be appropriated by the Board of Supervisors; and

WHEREAS, the resolution has been reviewed and approved by the Planning, Development, Agriculture and Tourism Committee on March 23, 2010; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors approves the acceptance of the grant from the NYSDOT for crack repair and that the Chairman of the Board of Supervisors is authorized and directed to sign all necessary contracts and documentation to accept the grant from the NYSDOT.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN
A CONTRACT WITH DEC FOR FINANCIAL ASSISTANCE FOR HOUSEHOLD
HAZARDOUS WASTE COLLECTION DAY**

RESOLUTION NO. 79-10, moved by Mr. Hayssen, seconded by Mr. Davidson and adopted.

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, Seneca County, herein called the Municipality, has examined and duly considered the application laws of the State of New York, and the Municipality deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between the People of the State of New York, herein called the State, and the Municipality be executed for such state-aid; and

WHEREAS, the Public Health Committee has approved this application; now, therefore, be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors is hereby authorized and directed, as the official representative of the Municipality, to act in connection with the application and to provide such additional information as may be required, and to sign the resulting contract if said application is approved by the State; and be it

FURTHER RESOLVED, that the County of Seneca agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the state share of such costs; and be it

FURTHER RESOLVED, that five (5) certified copies of this resolution will be forwarded to the New York State Department of Environmental Conservation together with a completed application; and be it

FURTHER RESOLVED, that this resolution shall take effect immediately.

**BOARD OF SUPERVISORS DETERMINES A CERTAIN BUILDING LOCATED AT 392
WATERLOO – GENEVA ROAD TO BE AN UNSAFE BUILDING AND DIRECTS
DEMOLITION AND REMOVAL OF SUCH BUILDING**

RESOLUTION NO. 80-10, moved by Mr. Hayssen, seconded by Mr. Shipley and adopted.

WHEREAS, a report prepared by the Seneca County Building Inspector, appointed to enforce the provisions of Local Law No. 3 of 2003, Seneca County’s Unsafe Building Law has been received and reviewed by the Board; and

WHEREAS, such report demonstrates the fact that a certain building located at 392 Waterloo – Geneva Road in the Town of Waterloo, Seneca County, New York, has become dangerous and unsafe to the public, is accessible to and an object of attraction to minors, under the age of eighteen years of age as well as other trespassers, may become a place of rodent infestation and is unfit for the purposes for which it may lawfully be used; and

WHEREAS, the Building Inspector recommends that such buildings be ordered demolished and removed on the grounds that the same may not be safely repaired; and

WHEREAS, the Board of Supervisors has given due consideration to such Report; and

WHEREAS, the Public Health Committee has approved this resolution; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors hereby determines that a certain building located at 392 Waterloo – Geneva Road in the Town of Waterloo, Seneca County, New York is unsafe and dangerous and that the same may not safely be repaired; and it is further

RESOLVED, that the Building Inspector is directed to serve Notice upon the owner, owners, executor, administrator, agent, lessee or other person defined under §7 of the Unsafe Buildings Law as such may be shown by the records of the Seneca County Tax Office or of the Seneca County Clerk pursuant to §6 of the Seneca County Unsafe Buildings Law, directing that such building be demolished and removed within thirty days of service of such Notice.

Special Order of the Day

The meeting was adjourned at 9:20 p.m.