

Seneca County Board of Supervisors
Regular Meeting & Public Hearing
July 10, 2012
6:00 p.m.

Call to Order

Chairman Hayssen called the meeting to order at 6:04 p.m.

Roll Call of Members by the Clerk

All members of the Board answered roll call.

Pledge of Allegiance and Moment of Silence

Public Hearings:

a. NOTICE OF PUBLIC HEARING - proposed Local Law A Year 2012, "A Local Law Amending Local Law Number 9 of 2007"; be amended as follows: "8. Be authorized to transfer funds within the budget within all object codes, up to \$1,000.00 subject to the transfer policy of the Board of Supervisors."

Larry Yehle, resident of the Town of Romulus, was recognized by Chairman Hayssen. Mr. Yehle began speaking about developing financial reports showing the transfers that are made with the dollar amount and the reason for the transfer.

Mr. Kubasik objected to Mr. Yehle's comments stating they were not relative to proposed Local Law A. As there were no other comments heard, the public hearing was moved closed.

b. NOTICE OF PUBLIC HEARING - proposed Local Law B of 2012, "A Local Law to Establish the Voting Power of Each Member of the Board of Supervisors of Seneca County" to read in substantially the following form: Section 1. In all voting by the Seneca County Board of Supervisors the following weights shall apply to the vote of the members representing the following Towns: Covert - 49; Fayette - 89; Junius - 33; Lodi - 35; Ovid - 52; Romulus - 52; Seneca Falls - 68; Seneca Falls - 68; Seneca Falls - 68; Tyre - 23; Varick - 42; Waterloo - 57; Waterloo - 57; Waterloo - 57; Total - 750. Section 2. Local Law No. 2 of 2011 is hereby repealed. Section 3. Effective date: This local law shall become effective in accordance with the New York State General Municipal and Home Rule Laws. Said public hearing will be held on Tuesday, July 10, 2012 at or about 6:00 p.m., at the County Office Building, 1 DiPronio Dr., Board of Supervisors Room – 2nd Floor, Waterloo, NY. There being no speakers, Mr. Shipley made the motion, to close the public hearing, seconded by Mr. Westfall, and carried.

As there were no comments to be heard, the public hearing was moved closed.

Presentations / Petitioners

a.

BRIGHTEST STAR AWARD

RESOLUTION NO. 127-12, moved by Mr. Davidson, seconded by Mrs. Amidon and adopted

WHEREAS, the Seneca County Youth Bureau and Youth Board initiated the Brightest Star Award aimed at honoring two sixth grade students who reside in Seneca County; and

WHEREAS, these students were nominated and chosen for consistently reflecting the 5 Points of Light: Academics; Involvement in School or Community Activities; Responsibility; Respect; and Compassion; now, therefore be it

RESOLVED, the Seneca County Youth Bureau and Youth Board and the Seneca County Board of Supervisors recognize and congratulate the following students for being selected for the 2012 Brightest Star Award.

Emma Voorhees	Jeffery DeJohn
Romulus Central	Seneca Falls Middle
Romulus	Seneca Falls

Emma is the daughter of Mary Voorhees of Romulus. Emma is a hard worker, is motivated in both school and community. She is involved in various activities including Girl Scouts, the school play, soccer, basketball, and the extracurricular run club. According to her teachers, who nominated her for this award, “she is pleasant and greets them each morning. She asks for extra help when needed. She stands up for students who are being teased. She advocates against bullying in school.” Emma is a fine young lady, who always gives her best!

Jeffery is the son of Cara and Ray DeJohn of Seneca Falls. Jeffery is a hard worker, and excels academically. He was the Spelling Bee Champion of 4th Grade. He plays basketball, baseball and soccer. He has been on both recreation and travel basketball teams. He is very polite and a compassionate student. When a classmate wore the same clothes for a few days in a row, Jeff went home and asked his mom if she could bring the student some clothing. He is a very respectful, responsible and compassionate person!

b. Barbara Risser, President, Finger Lakes Community College, spoke about the growth of the school and the newest programs being offered, including their viticulture studies.

c. Casey McDonald, Event Coordinator, Pathway Home, requested \$5,000 funding for Pathway Home, a hospice care facility located in Seneca County. The property has been designated; however the facility itself is yet to be built. At the request of Mrs. Garlick Lorenzetti, Chairman Hayssen referred this request to the Finance, Assessment & Insurance Committee.

Submission of Claims for Audit

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

Supervisors vouchers	# 1342 - 1610	totaling	\$ 455,061.80
Workforce Development vouchers	# 118 - 149	totaling	\$ 29,477.54
OFA vouchers	# 361 - 414	totaling	\$ 65,071.94
Self Insurance vouchers	# 35 - 37	totaling	\$ 4,338.76
County Airport vouchers	# 56 - 68	totaling	\$ 12,518.23
Sheriff	# 315 - 373	totaling	\$ 106,767.66
Highway Transportation vouchers			
Maintenance & State Snow	# 127 - 149	totaling	\$ 175,386.44
Highway Machinery	# 206 - 229	totaling	\$ 35,840.52
	Highway Total		\$ 211,226.96
Water & Sewer	# 137 - 157	totaling	\$ 207,470.31
Airport Capital voucher	# 11-	totaling	\$ 7,108.98
Financial Software Capital vouchers	# 2 -	totaling	\$ 40,548.75
Veteran Cemetery vouchers	# 21 - 23	totaling	\$ 3,577.88

Reports of Standing Committees:

Planning, Development, Agriculture & Tourism - Mrs. Amidon, Chairwoman. The Committee approved the following items for a board resolution: (1) appointments to the Seneca County Planning Board; (2) award the Carvalho Construction, Inc, Lodi, NY, for to provide for the removal of the old roof and installation of a new shingled roof and water removal system for \$47,197.87. The roof replacement project will be wholly covered with funds from a member item grant secured through the efforts of State Senator Michael F. Nozzolio; (3) appointments to the Finger Lakes Regional Airport Advisory Committee; (4) to accept payment in the amount of \$12,400 from a private citizen to pay for damages his plane caused when it skidded off the runway.

The Committee also met with the County Manager who updated it on the following items: (a) Hampton Inn – Certificate of Occupancy was issued. Grand Opening anticipated for July; (b) McDonalds – construction has been slow but the project continues to move forward; (c) Rite Aid Drugstore – building permit has not been issued; (e) Main Street Grant Funding – awarded to Seneca Falls. Continuing to seek award for Lodi; (f) Realignment of DOT Region 3 to Region 4 – stalled at NYS level. Plans to restructure are canceled.

Human Services - Mr. Davidson, Chairman. The Committee approved for board resolution the following issues: (1) a resolution/proclamation recognizing the recipients of this year's Brightest Star Award; (2) authorizing the Division of Human Services to purchase two 2013 Dodge Grand Caravans from New York State Contract PC63772/51000/C024023 at a total cost not to exceed \$43,000.00. This purchase is 100% reimbursed; (3) an Agreement for the 2013 Seneca County Reintegration Project agreement with the Youth Advocate Programs, Inc. (YAP). The agency is proposing to serve up to 10 youth at any one time with up to 12.5 youth receiving services annually. YAP will successfully return 85% of the youth back into the community. The proposed operating budget for the proposed program is not to exceed \$240,620. This funding is currently available in the 2012 budget, under line item 10-125-5-6070-4-747, and planned for in the 2013 budget; (4) authorizing the Division of Human Services to go out to bid for carpet replacement; (5) to apply for RESTORE funding for emergency repairs for income-eligible elderly homeowners up to \$50,000 for the purpose of emergency repairs for elderly homeowners with incomes below 60% of the Area Median Income. Each home assisted may receive a grant up to \$5,000 for emergency repairs (such as roof, furnace, plumbing) to address critical home safety conditions. There is no matching fund requirement; (6) to introduce a proposed local law and advertise for a public hearing that will prohibit the payment of public assistance rent checks to landlords whose properties are the subject of health code violations or are delinquent in the payment of property taxes for 12 months; (7) to apply for Weatherization Assistance Program funding for \$120,000 in multi-family housing project funds, and \$30,000 in Healthy Homes projects to address mitigating hazardous contamination issues associated with energy efficiency installation projects ("Healthy Homes" projects), weatherizing low-income multi-family apartment buildings, and assisting community revitalization projects serving low-income neighborhoods. Recipients of the energy efficiency improvements must be certified as having household incomes at or below 60% Area Median Income. There is no matching fund requirement; (8) to apply for Community Development Block Grant for Housing Rehabilitation for up to \$750,000 in CDBG funds for homeowner-occupied rehabilitation projects throughout the County, except the villages of Interlaken and Waterloo, which are submitting their own CDBG.

The Committee also gave its approval to refill the positions of Senior Support Investigator position, refill Support Investigator position vacant due to above promotion, temporarily Refill Case Supervisor Grade B position vacant due to medical leave in the Department of Human Services.

Public Safety - Mr. Reynolds, Chairman. The Committee approved the following issues for a board resolution: (1) Authorizing the Chairman of the Board of Supervisors to sign a contract for the Aid to Prosecution Grant in the amount of \$29,200 for the purpose of enhancing the prosecution of repeat violent and serious felony offenders by maintaining experienced prosecution personnel to prosecute said offenders. The grant does not require any County matching funds; (2) amending the budget for E911

Communications by transferring \$36,795 from the Contingency Fund to cover shortages in Overtime, Retirement, and benefits in the E911 budget; (3) a contract with LexisNexis to provide mandated information to the Seneca County Correctional facility for a law library to be used by the inmates. The library consists of single computers available to inmates with hard drives containing all the information needed to provide the required law library services for the inmates. Cost of this service is as follows: June 2012 through May 2013 = \$11,712; June 2013 through May 2014 = \$11,844; (4) to introduce a proposed local law and provide for a public hearing to relocate the Sheriff's Civil Office from the county seat (Waterloo, NY) to the Seneca County Law Enforcement Center (Romulus, NY); (5) application for Statewide Interoperable Communications Grant. The application will be submitted by the E-911 Department, which will administer the project if awarded. Seneca County E-911 is proposing to request up to \$ 6 Million in funds to acquire P25-compliant radio equipment to provide all Seneca County E911, law enforcement, emergency medical, and highway departments, and to provide the software upgrades to the fire service radios. Mr. Kubasik stated that should the grant be awarded to Seneca County, an agreement should be drawn up with the municipalities, determining what each municipality is responsible for (i.e. repairs, maintenance, etc.) after the equipment is installed; (6) to refill the Part-time Cleaner position at the Law Enforcement Center.

Public Health Services - Mr. Earle, Chairman. The Committee approved the following issues for a board resolution: (1) an Agreement with Ontario County for the Cancer Services Program of Ontario, Seneca and Yates Counties. Ontario County contracts with the Health Department for a nurse to coordinate the program for Seneca County. The county will receive \$31,163 in compensation for the nurses' salary and benefits. The contract period is April 1, 2012 through March 31, 2013; (2) a Contract with Health Research, Inc. (HRI) for the Public Health Emergency Preparedness Grant. The Health Department has been awarded \$53,500 for the period July 1, 2012 through June 30, 2013 for the Public Health Emergency Preparedness Grant. These funds will allow the Department to continue emergency planning activities; (3) a Contract with Cathy Bond, Consultant for the Emergency Preparedness Grant. Cathy Bond is a consultant who has been working with the Health Department on Emergency Preparedness planning for seven years. Under the Emergency Preparedness Grant (July 1, 2012 to June 30, 2013) her duties include: the assessment of current plans, re-write and updating of local plans, the development of new plans per NYSDOH deliverable contract requirements, the facilitation of drills and exercises and completion of After Action Reports. She also performs quarterly staff trainings and weekly surveillance at schools, local physicians, Long Term Care Centers, Childcare Centers and veterinarians. She is paid \$60 per hour, not to exceed \$35,000 per grant year; (4) submit an application for state assistance for Household Hazardous Waste Collection Day and for Chairman of the Board of Supervisors to sign Contract with New York State DEC. They will reimburse the municipality 50% of the costs

associated with the event; (5) MOU's for Public Health Emergency Preparedness Program St. Mary and St. Patrick parishes to utilize St. Mary and St. John Boscoe school facilities during an emergency for the purpose of providing mass vaccination or medication dispensing clinics or for staging medical supplies; (6) a resolution authorizing the County Manager to enter into a contract with a vendor to inspect property for asbestos for a cost not to exceed \$1,000 for County-owned property at 5632 State Route 96 in Romulus. The building has structural problems and is a concern because of the fact that the building is physically attached to the apartment building next door. There have been reports of a vermin. Because of the potential for life-safety hazard to the adjacent apartments, the County has contracted with a local pest control service to remove the vermin. Traps are in place and will be monitored weekly for the next two months, and remain in place and monitored monthly through the end of the year.

Public Works - Mr. Kaiser, Chairman. The Committee approved the following issues for a board resolution: (1) to award the County Road 132 / Indian Creek Bridge Replacement Project to Vector, the lowest responsible bidder, at \$750,535; (2) for the Chairman of the Board to execute, with the authority of the Board, seventeen contracts currently existing with other municipalities for various reasons, including but limited to the purchase and sale of water, treatment of wastewater and operation and maintenance of municipal systems; (3) to submit an application for grant funding for waste water treatment plant upgrades for Sewer District No. 1.

The Committee approved the following issues related to staffing:

- Facilities Department - refill two (2) substitute PT Cleaner positions
- County Engineer - abolish this position
- Water & Sewer Department & Maintenance Department - to rescind the position of a Part-time Director of Water/Sewer Districts and to create and fill the position of Director of Water/Sewer Districts and Maintenance. and to fill the position

Other matters discussed by the Committee include the use of water by the county (i.e. Fire Training Facility) that is paid for by the user of the water district. Kaiser stated amount incurred is \$36,208 since the facility opened. The County Manager will meet with the Emergency Services Director for follow-up; an excavator not being used by the Water and Sewer Department. The Highway Department is interested in obtaining this excavator. The purchase of a skidster for use by the Water and Sewer Department was discussed as possibility. More information needed.

Government Operations - Mr. Westfall, Chairman. The Committee approved for referral to the Board for a resolution the following issues: (1) formal dedication of an historic marker denoting the years and activities of the Seneca Army Depot. The historic marker has been placed in the ground near the former main gate entrance for the former Depot, on Route 96 in the hamlet of Romulus; (2) continue participation in the Wayne/Finger Lakes BOCES Cooperative Bids for purchases; (3) amending

Purchasing Policy No. 202.100 to reflect the same dollar limit with respect to purchases and competitive bidding as defined in New York State General Municipal Law (NYS GML); (4) to authorize the Chairman of the Board to send a letter of support as part of the New York State permit process to hold a bicycle red ribbon ride event to combat AIDS. The only county road that the riders will be on is Co. Rd. 119, and that will be on Wednesday, Aug. 22.

The Committee also considered changing the position of Assistant County Attorney from full-time to part-time. There was no support for this issue; it died in Committee.

Finance, Assessment & Insurance - Mr. Prouty, Chairman. The Committee approved the following issues for a board resolution: (1) the Treasurer's calculation of Mortgage Tax Collections and distributions and direct such payments of collected taxes ; (2) to amend the 2012 County Budget to transfer funds from the Risk Management and Insurance Department Budget to the Building & Grounds Department (County Office Building) in the amount of \$30,046.00 for replacement of a 100 horsepower compressor damaged during a recent storm; (3) to adopt the 2013 Workers Compensation Budget as presented by the Risk Manager; (4) to make payment to the Seneca County Agricultural Society for the Seneca County Fair for \$5,400

Chairman's Remarks

Chairman Hayssen made a comment regarding the vendors who worked on the Hampton Inn project. He said sub-contractors allegedly were not paid by the general contractor for a project backed by the IDA with taxpayers' dollars.

A discussion among board members ensued with Mr. Churchill stating that a meeting with the IDA would be helpful to see if the IDA or the Board could resolve the non-payment issue for the sub-contractors and put in place a procedure that this type of situation does not occur in the future.

County Manager's Remarks

The County Manager Rowe reported that on July 14 the Friends of the Three Bears and the Edith B. Ford Memorial Library will have a celebration of the library at its original location, Mama Bear, and its current location in Ovid. Mama Bear was completed and ready for use 150 years ago as the Seneca County Clerk's Office. Later the Ovid library used the building and relocated 50 years ago to its current location as the Edith B. Ford Memorial Library.

Mr. Rowe announced that a meeting is scheduled for July 11 regarding water & sewer and the Town of Fayette; a meeting of the Vacancy Committee is scheduled for July 12; a meeting of the Department Heads to discuss the 2013 budget process is scheduled for July 18; and the Employee Picnic is scheduled for August 16. Finally, after brief feedback from board members, an item will be referred to the Government Operations Committee to amend the Rules of Order for a board meeting in Ovid on September 11.

County Attorney's Remarks

The County Attorney reported that the search for an Assistant County Attorney continues. He expects to make an announcement by next week.

Communications

89. From the Town of Geneva, Notice of Public Hearing on Tuesday, July 10, 2012 regarding the adoption of a local law which would amend Code of the Town of Geneva by adopting regulations pertaining to manure storage for new or additional construction of a manure storage facility, new definitions of "Animal Husbandry" and "Manure Storage Facility", changes in working for permitted uses and regulations on construction requirements and site plan review.

90. A copy of Resolution No. 228, adopted by the Fulton County Board of Supervisors, supporting S5509B / A889A, which would revise the sharing formula for wireless #911 surcharge monies.

91. A copy of the Seneca County Board of Health June 20, 2012 meeting minutes.

92. From Senator Nozzolio, a letter acknowledging receipt of Seneca County resolution supporting bill S3866-C and A5151-B, sponsored by the Senator, to amend the definition of a "qualified reservation" under State tax laws.

93. From Assembly Minority Leader Kolb, a letter acknowledging receipt of Seneca County Resolution No. 126-12 supporting bill S3866-C and A5151-B, to amend the definition of a "qualified reservation" under State tax laws.

94. A copy of the Seneca County Federation of Sportsmen's Clubs, Inc. May 15, 2012 meeting minutes.

95. From Ellen TenEyck, President, Seneca County Fair, a letter dated June 20, 2012 requesting the \$5,400 payment as budgeted by Seneca County for the 2012 County Fair. Referred to the Finance, Assessment & Insurance Committee.

96. From NYS DOH, a letter dated June 8, 2012, to Charles Schillaci, Seneca County DHS Commissioner, advising of the new Medicaid local share cap amounts.

97. A copy of Resolution No. 145-12, adopted by the Tioga County Legislature, in support of Bill No. S5629B / A6575, to amend the tax law, in relation to authorizing certain municipalities to impose up to a four percent rate of sales and compensating use taxes.

98. A copy of the Seneca County Five Libraries newsletter highlighting the Summer Reading Programs being offered this year.

99. A copy of the Seneca County Planning Board June 14, 2012 meeting minutes.

Resolutions and Motions

TREASURER AUTHORIZED TO PAY MORTGAGE TAX

RESOLUTION NO. 128-12, moved by Mr. Prouty, seconded by Mr. Reynolds and adopted.

WHEREAS, the mortgage tax report for the period October 1, 2011 through March 31, 2012 has been 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	19,137.58	1,053.09	18,084.49
Fayette	35,520.00	2,058.43	33,461.57
Junius	5,299.08	0	5,299.08
Lodi	18,979.50	743.74	18,235.76
Ovid	18,253.26	1,131.62	17,121.64
Romulus	21,584.24	105.67	21,478.57
Seneca Falls	51,151.32	13,624.15	37,527.17
Tyre	5,245.27	0	5,245.27
Varick	23,502.00	0	23,502.00
Waterloo	33,991.22	7,335.40	26,655.82
TOTALS	232,663.47	26,052.10	206,611.37

**BOARD OF SUPERVISORS AUTHORIZES AMENDMENT TO
2012 SENECA COUNTY BUDGET**

RESOLUTION NO. 129-12, moved by Mr. Prouty, seconded by Mr. Davidson and adopted.

WHEREAS, Seneca County experienced a severe storm on May 29, 2012; and

WHEREAS, the storm caused the loss of electrical power to the Seneca County Office Building;
and

WHEREAS, the loss of power caused the failure of a 100 hp compressor that serves the Seneca County Office Building; and

WHEREAS, an insurance claim was filed and approved which partially covers the loss; and

WHEREAS, the County Treasurer recommends that the 2012 County Budget be amended to transfer funds from the Risk Management & Insurance Department to the Buildings & Grounds Department (County Office Building) to provide for the cost of the new compressor; and

WHEREAS, this resolution has been reviewed and approved by the Finance, Assessment & Insurance Committees on June 26, 2012; now, therefore, be it

RESOLVED, that the 2012 County Budget be amended to transfer \$30,046 from Account No. 65-101-5-1910-4700 to Account No. 10-101-5-1622-4220.

TREASURER AUTHORIZED TO ISSUE FUNDING FOR 2012 COUNTY FAIR

RESOLUTION NO. 130-12, moved by Mr. Prouty, seconded by Mr. Shipley and adopted.

WHEREAS, the Board of Supervisors wishes to maintain the tradition of the Seneca County Fair; and

WHEREAS, the Seneca County Agricultural Society has organized and operated the Seneca County Fair annually for many years; and

WHEREAS, this resolution has been reviewed and approved by the Finance Committee on June 26, 2012; now, therefore, be it

RESOLVED, that the Treasurer is authorized to issued funding to the Seneca County Agricultural Society, from the County budget for 2012, the sum of \$5,400.00 toward the organization and operation of the 2012 Seneca County Fair; and be it further

RESOLVED, that the Seneca County Agricultural Society provide a report and accounting of the expenditure of said funds to the County Treasurer within ninety days following the conclusion of the 2012 Seneca County Fair.

A RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2012

“A LOCAL LAW TO AMEND LOCAL LAW NUMBER 9 OF 2007”

RESOLUTION NO. 131-12, moved by Mr. Prouty, seconded by Mr. Kubasik and adopted.

WHEREAS, a resolution was duly adopted by the Board of Supervisors of the County of Seneca for a Public Hearing to be held by said County on July 10, 2012 at 8:00 p.m. at the Seneca County Office Building, Waterloo, NY, to hear all interested parties on a proposed Local Law entitled “A Local Law to Amend Local Law Number 2 of 2007”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspapers of the County of Seneca; and

WHEREAS, said public hearing was duly held on July 10, 2012 at 8:00 p.m. at the Seneca County Office Building, Waterloo, NY, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Supervisors of the County of Seneca, after due deliberation, finds it in the best interests of the County of Seneca to adopt said Local Law; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Seneca hereby adopts Local Law No. 1 of the year 2012, as follows:

SECTION 1. Local Law number 9 of 2007, paragraph 8 of Section 8, is hereby amended as follows:
“8. Be authorized to transfer funds within the budget within all object codes, up to \$1,000.00 subject to the transfer policy of the Board of Supervisors.”

SUPERVISORS ADOPT 2013 WORKERS’ COMPENSATION BUDGET

RESOLUTION NO. 132-12, moved by Mr. Prouty, seconded by Mr. Kubasik and adopted.

WHEREAS, the Finance, Assessment & Insurance Committee approved the 2012 Workers’ Compensation Budget on June 26, 2012; and

WHEREAS, the Workers’ Compensation Budget must be filed with the Board of Supervisors by August 15 of each year per Article 5, Section 67 of the New York State Worker’s Compensation Law; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby adopt the Seneca County Workers’ Compensation Budget for the year 2013 as follows:

1710	ADMINISTRATION		
.1100	Personal Service Administrator	\$	\$27,666
.1110	Employee Benefits Assistant		23,396
	Longevity		0.00
.1200	Legal Services Director		0
.1400	Severance		0
.2200	Equipment		500
.2300	Computer Equipment		1,500
.4200	Supplies		800
.4240	Postage		1,600
.4260	Books and Periodicals		200
.4270	Membership and Dues		300
.4280	State Assessment		110,000
.4440	Mileage		400
.4450	Hotels and Meals		600
.4560	Excess Insurance		102,000
.4700	Investigation		3,000
.4701	Training		500
.4702	Legal Services		15,000
.4703	Rehabilitation Services		5,000
.8100	Retirement		7,966
.8300	Social Security		3,166

.8600	Hospitalization		12,650
.8700	Medicare		740
TOTAL ADMINISTRATION			\$316,984
1720	NON-ADMINISTRATION		
.4100	Indemnification/Benefits & Award	\$	340,000
.4110	Long Term Indemnity Liabilities		120,000
.4200	Medical		240,000
.4210	Long Term Medical Liabilities		60,000
.4220	Independent Medical Examinations		8,000
.4440	Mileage/Claimants		6,000
.4700	Reserve		0
TOTAL NON-ADMINISTRATION			\$774,000
GRAND TOTAL			\$1,090,984

**PERMISSION GRANTED FOR AIDS RED RIBBON RIDE TO USE
SENECA COUNTY ROADS ON AUGUST 22 AND 23, 2012**

RESOLUTION NO. 133-12, moved by Mr. Westfall, seconded by Mrs. Amidon and adopted.

WHEREAS, the AIDS Red Ribbon Ride will be going through Seneca County on Wednesday, August 22 and Thursday, August 23, 2012 using County Road 119; and

WHEREAS, the AIDS Red Ribbon Ride (<http://www.aidsredribbonride.org/>) is a five (5) day, 420 mile bike ride through the Finger lakes that serves a fundraiser for AIDS Care of Rochester, New York; and

WHEREAS, as part of the process to hold the bike ride, AIDS Care would like a letter, signed by the Chairman of the Board, supporting and giving permission for this event through Seneca County on August 22 and 23, 2012; and

WHEREAS, this resolution was approved by the Government Operations Committee at its meeting on June 26, 2012; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes and directs the Chairman of the Board to send a letter of support and giving permission for AIDS Care to use County Road 119 within Seneca County for the AIDS Red Ribbon Ride on August 22 and 23, 2012.

**SUPERVISORS REVISE POLICY NO. 201.100 "PURCHASING POLICY"
EFFECTIVE IMMEDIATELY**

Mr. Westfall moved, seconded by Mr. Earle. During the discussion of this motion, Mr. Kubasik, having been recognized by Chairman Hayssen, stated that the document before them, showing the revisions of Policy No. 201.100, had several inconsistencies.

Mr. Kubasik made the motion, seconded by Mr. Lafler, and unanimously carried, to refer the matter back to Committee, for corrected revisions.

SUPERVISORS SUPPORT PARTICIPATING IN A COOPERATIVE BID COORDINATED BY THE BOARD OF COOPERATIVE EDUCATIONAL SERVICES OF ONTARIO, SENECA, WAYNE AND YATES COUNTIES FOR VARIOUS COMMODITIES AND SERVICES

RESOLUTION NO. 134-12, moved by Mr. Westfall, seconded by Mr. Kubasik and adopted.

WHEREAS, the County of Seneca, State of New York desires to participate in a Cooperative Bidding Program conducted by the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties from year to year or, until this Resolution is rescinded, for the purchase of various commodities and/or services; and

WHEREAS, the County of Seneca, State of New York is desirous of participating with the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties in the joint bid of the commodities and/or services mentioned below as authorized by General Municipal Law, Section 119-o; and

WHEREAS, the County of Seneca, State of New York has appointed the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties as representative to assume the responsibility for drafting of specifications, advertising for bids, accepting and opening bids, tabulating bids, reporting the results to the Seneca County Purchasing Department, State of New York and making recommendations therein; and

WHEREAS, this resolution was reviewed and approved by the Finance, Assessment & Insurance committee on June 26, 2012; now, therefore, be it

RESOLVED, that the County of Seneca, State of New York and the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties hereby accepts the appointment of the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters related above; and be it further

RESOLVED, that the County of Seneca, State of New York authorizes the above-mentioned Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties to represent it in all matters regarding the entering into contract for the purchase of the below-mentioned commodities and/or services; and be it further

RESOLVED, that the County of Seneca, State of New York agrees to assume its equitable share of the costs incurred as a result of the cooperative bidding; and be it further

RESOLVED, that the Seneca County Purchasing Agent, on behalf of the County of Seneca, State of New York hereby is authorized to participate in cooperative bidding conducted by the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties for various

commodities and/or services and if requested to furnish the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties an estimated minimum number of units that will be purchased by the Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties. The Board of Cooperative Educational Services of Ontario, Seneca, Wayne and Yates Counties is hereby authorized to award cooperative bids to the bidder deemed to be the lowest responsive and responsible meeting the bid specifications and otherwise complying with Article 5-A of the General Municipal Law of the State of New York relating to public bids and contracts.

A RESOLUTION ADOPTING LOCAL LAW NO. 2 OF 2012, “A LOCAL LAW TO ESTABLISH THE VOTING POWER OF EACH MEMBER OF THE BOARD OF SUPERVISORS OF SENECA COUNTY”

RESOLUTION NO. 135-12, moved by Mr. Westfall, seconded by Mr. Prouty and adopted by 704 ayes and 46 nays (Kaiser).

WHEREAS, a resolution was duly adopted by the Board of Supervisors of the County of Seneca for a Public Hearing to be held by said County on July, 2012 at 8:00 p.m. at the Seneca County Office Building, Waterloo, NY, to hear all interested parties on a proposed Local Law entitled, “A Local Law to Establish the Voting Power of Each Member of the Board of Supervisors of Seneca County”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspapers of the County of Seneca; and

WHEREAS, said public hearing was duly held on July 10, 2012 at 8:00 p.m. at the Seneca County Office Building, Waterloo, NY, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Supervisors of the County of Seneca, after due deliberation, finds it in the best interests of the County of Seneca to adopt said Local Law; now, therefore, be it

RESOLVED, that the Board of Supervisors of the County of Seneca hereby adopts Local Law No. 2 of the year 2012, as follows:

Section 1. In all voting by the Seneca County Board of Supervisors the following weights shall apply to the vote of the members representing the following Towns:

Covert	49
Fayette	89
Junius	33
Lodi	35
Ovid	52
Romulus	52
Seneca Falls	68

Seneca Falls	68
Seneca Falls	68
Tyre	23
Varick	42
Waterloo	57
Waterloo	57
Waterloo	57
TOTAL	750

Section 4. Local Law No. 2 of 2011 is hereby repealed.

Section 5. Effective Date: This local law shall become effective in accordance with the New York State General Municipal and Home Rule Laws.

Mr. Kaiser voted nay because he objects to the way the state prison population is counted in the census.

RESOLUTION ESTABLISHING A FORMAL DEDICATION OF THE HISTORIC MARKER DENOTING THE YEARS AND ACTIVITIES OF THE SENECA ARMY DEPOT

RESOLUTION NO. 136-12, moved by Mr. Westfall, seconded by Mr. Shipley and adopted.

WHEREAS, a group of local historians worked with Seneca County Historian, Walter Gable, upon a series of activities in 2011 to mark the 70th anniversary of the establishment of the Seneca Army Depot in 1941; and

WHEREAS, those activities included the recommendation that the Seneca County Board of Supervisors purchase and erect a historic marker denoting the years and activities of the Seneca Army Depot; and

WHEREAS, for the years of its existence the Seneca Army Depot was a major contributor to the economy of Seneca County; and

WHEREAS, the Seneca County Board of Supervisors purchased a historic marker in 2011 denoting the years and activities of the former Seneca Army Depot; and

WHEREAS, this historic marker has been erected near the former Depot's main entrance on Route 96 in the hamlet of Romulus; and

WHEREAS, it would be appropriate to have a formal dedication of this marker to help commemorate the important role that the former Seneca Army Depot played in both the defense of the United States and the economic health of Seneca County; now, therefore, be it

RESOLVED, that the Board of Supervisors will conduct a formal dedication of the historic marker denoting the years and activities of the former Seneca Army Depot.

BOARD AUTHORIZES ABOLISHING (1) PART-TIME WATER AND SEWER DISTRICT

**MANAGER POSITION AND ABOLISHING (1) FULL-TIME COUNTY ENGINEER POSITION
AND CREATING/FILLING (1) FULL-TIME SUPERINTENDENT OF WATER/SEWER &
FACILITIES EFFECTIVE IMMEDIATELY**

RESOLUTION NO. 137-12, moved by Mr. Kaiser, seconded by Mr. Prouty and adopted by 691 ayes and 59 nays (Kubasik).

WHEREAS, the Public Works and Finance Committees have approved abolishing (1) part-time Water & Sewer District Manager at their last committee meeting on June 26, 2012; and

WHEREAS, the Public Works and Finance Committees have approved abolishing (1) full-time County Engineer position at their last committee meeting on June 26, 2012; and

WHEREAS, the Public Works and Finance Committees have approved the creation/hiring of (1) full-time Superintendent of Water/Sewer & Facilities at their last committee meeting on June 26, 2012; now, therefore, be it

RESOLVED, the Seneca County Board of Supervisors does hereby abolish (1) part-time Water & Sewer District Manager position and abolish (1) full-time County Engineer position effective immediately; and be it further

RESOLVED, the Seneca County Board of Supervisors does hereby create and authorize filling (1) full-time Superintendent of Water/Sewer and Facilities position with a salary of \$59,516 effective immediately; and be it further

RESOLVED, said position will be under the direct supervision of the County Manager.

Mr. Kubasik requested that the job description for the full-time position of Superintendent of Water/Sewer and Facilities include language about who the position reports to.

Mr. Kaiser moved, seconded by Mr. Lafler, and unanimously carried, to insert the following language: "RESOLVED, said position will be under the direct supervision of the County Manager."

**SUPERVISORS AWARD BID FOR CONSTRUCTION OF
BRIDGE REPLACEMENT PROJECT ON COUNTY ROAD 132**

RESOLUTION NO. 138-12, moved by Mr. Kaiser, seconded by Mr. Shipley and adopted.

WHEREAS, solicited bids for the construction phase of the bridge replacement project on County Road 132 were opened on June 26, 2012; and

WHEREAS, Vector Construction Inc. from Cicero, New York presented the lowest bid of \$750,535.00; and

WHEREAS, on June 26, 2012 the Public Works Committee of the Seneca County Board of Supervisors recommended accepting the bid from Vector Construction Inc. from Cicero, New York; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the bid for construction of a bridge replacement project on County Road 132 to Vector Construction Inc. from Cicero, New York at a cost not to exceed \$750,535.00 on the condition that the County Road 132 project is satisfactorily completed; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to execute a contract with Vector Construction Inc. from Cicero, New York consistent with such bid for the construction project to replace the County Road 132 bridge.

**SUPERVISORS AUTHORIZE CHAIRMAN OF THE BOARD TO EXECUTE
CONTRACTS FOR WATER AND SEWER SERVICES IN SENECA COUNTY**

RESOLUTION NO. 139-12, moved by Mr. Kaiser, seconded by Mr. Davidson and adopted by 691 ayes and 59 nays (Kubasik).

WHEREAS, the Seneca County Water and Sewer Districts have inter-municipal relationships for various water and sewer activities within Seneca County; and

WHEREAS, it is in the best interest of the Districts to formalize these relationships with contracts that specify services and rates; and

WHEREAS, draft contracts have been developed and presented to the Public Works Committee; and

WHEREAS, this Resolution has been reviewed and approved by the Public Works Committee on June 26, 2012; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized and directed to sign all necessary contract documents related to inter-municipal water and sewer services in Seneca County.

**SUPERVISORS AUTHORIZE GRANT APPLICATION FOR PROPOSED IMPROVEMENTS
TO TREATMENT FACILITIES AT SENECA COUNTY SEWER DISTRICT NO. 1**

RESOLUTION NO. 140-12, moved by Mr. Kaiser, seconded by Mr. Lafler and adopted.

WHEREAS, the facilities at Seneca County Sewer District No. 1 are in need of capital repairs and improvements; and

WHEREAS, grant funding opportunities currently exist that the District could benefit from; and

WHEREAS, this resolution has been reviewed and approved by the Public Works Committee on June 26, 2012; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized and directed to sign all necessary documentation to submit an application for grant funding to support capital improvements to the Seneca County Sewer District No. 1 facilities.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED TO SIGN A
CONTRACT WITH CATHY BOND FOR EMERGENCY PREPAREDNESS PLANNING**

RESOLUTION NO. 141-12, moved by Mr. Earle, seconded by Mrs. Amidon and adopted.

WHEREAS, Cathy Bond is a consultant who has been working with the Health Department on Emergency Preparedness Planning for five years; and

WHEREAS, under the Emergency Preparedness Grant (July 1, 2012 to June 30, 2013) her duties include the assessment of current plans, re-write and updating of local plans, the development of new plans per NYSDOH deliverable contract requirements, the facilitation of drills and exercises and the completion of After Action Reports; and

WHEREAS, she also performs quarterly staff trainings and weekly disease surveillance at schools, local physician offices, Long Term Care Centers, child care centers and veterinary offices; and

WHEREAS, she will receive \$60 per hour, not to exceed \$37,500 per grant year; and

WHEREAS, the funds for these expenses are in the Public Health budget 10-115-5-4014-4370; and

WHEREAS, the Public Health Committee has approved this contract at its June 26 meeting; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with Cathy Bond for consulting work under the Emergency Preparedness Grant.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO
SIGN A CONTRACT WITH HEALTH RESEARCH, INCORPORATED FOR THE
2012 – 2013 PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT**

RESOLUTION NO. 142-12, moved by Mr. Earle, seconded by Mr. Kubasik and adopted.

WHEREAS, the Seneca County Health Department has been awarded a Public Health Emergency Preparedness Grant for the period July 1, 2012 to June 30, 2013; and

WHEREAS, the grant amount is \$53,500, and is included in the Public Health Budget 10-115-5-4014; and

WHEREAS, in order to receive these grant funds, it is necessary to have a signed contract with Health Research, Inc. (HRI); and

WHEREAS, the Public Health Committee approved this grant at its June 26 meeting; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the Emergency Preparedness Contract with HRI.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN
A CONTRACT WITH ONTARIO COUNTY FOR THE CANCER SERVICES PROGRAM**

RESOLUTION NO. 143-12, moved by Mr. Earle, seconded by Mr. Shipley and adopted.

WHEREAS, Ontario County Public Health is the lead agency for the Cancer Services Program for Ontario, Seneca, and Yates Counties; and

WHEREAS, Ontario County Public Health will be contracting with Seneca County Public Health to provide services to include: perform outreach and education; enroll clients in the programs and ensure follow through; and

WHEREAS, the period for this grant is April 1, 2012 through March 31, 2013; and

WHEREAS, the Health Department will be compensated in the amount of \$41,136 for these services; and

WHEREAS, this revenue is included in the Health Department budget; and

WHEREAS, the Public Health Committee approved this contract at its June 26 meeting; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with Ontario County for the Cancer Services Program.

**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. 144-12, moved by Mr. Earle, seconded by Mrs. Amidon 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 applicable 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; 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.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND
DIRECTED TO SIGN MEMORANDUM OF UNDERSTANDING FOR
PUBLIC HEALTH EMERGENCY PREPAREDNESS PROGRAM**

RESOLUTION NO. 145-12, moved by Mr. Earle, seconded by Mrs. Amidon and adopted.

WHEREAS, the Health Department has secured a Memorandum of Understanding with St. Mary Parish and St. Patrick Parish; and

WHEREAS, the purpose of the MOU is to allow the County to utilize the school facilities at St. Mary School and St. John Bosco School in an emergency for mass vaccination or medication dispensing clinics, or for the staging of medical supplies; and

WHEREAS, the MOUs have been in place for several years and need to be renewed at this time; and

WHEREAS, the Public Health Committee approved the renewal of the MOUs at its June 26 meeting; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the Memorandum of Understanding between St. Mary Parish and St. Patrick Parish.

During discussion of this resolution, the County Attorney, in response to a question from Mr. Churchill, stated that there is no cost charged to the County to use the school facilities.

**SUPERVISORS DIRECT REFERENDUM PURSUANT TO §216 NEW YORK
STATE COUNTY LAW TO REMOVE CIVIL OFFICE OF THE SENECA COUNTY
SHERIFF'S DEPARTMENT FROM THE VILLAGE OF WATERLOO TO THE
LAW ENFORCEMENT CENTER AT 6150 ROUTE 96, ROMULUS, NEW YORK**

RESOLUTION NO. 146-12, moved by Mr. Reynolds, seconded by Mr. Davidson and adopted by 573 ayes (Reynolds, Davidson, Garlick Lorenzetti, Serven, Prouty, Kaiser, Earle, Lafler, Churchill, Amidon, Hayssen) and 177 nays (Westfall, Shipley, Kubasik).

WHEREAS, the Seneca County Sheriff's Department was relocated to the new Law Enforcement Center located at 6150 Route 96 in the Town of Romulus in 2005; and

WHEREAS, since such relocation the Civil Office of the Sheriff's Department has remained in the Village of Waterloo as required under the provisions of §216 of the New York State County Law; and

WHEREAS, this situation has caused inconvenience, inefficiency and expense to the Department; and

WHEREAS, Section 216 of the New York State County Law requires that removal of the Civil Office of a Sheriff's Department from its location within a Village requires the approval of a proposition therefore by the affirmative vote of a majority of the qualified electors of the county voting thereon at a general or special election; and

WHEREAS, this resolution has been approved by the Public Safety Committee; now, therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is directed to transmit, forthwith to the Board of Elections, the following proposition to be placed upon the ballot at the general election to be held on November 6, 2012: "Shall the Civil Office of the Seneca County Sheriff be permanently removed from its present location at the Seneca County Office Building, One DiPronio Drive in the Village of Waterloo, New York, to the Seneca County Law Enforcement Building located in the Town of Romulus at 6150 Route 96, Romulus, New York?"; and be it further

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the clerk of the Board of Supervisors to cause a notice of such an election to be published in the official newspapers of the County once a week for six weeks previous to such election; and that on or before the first day of publication, she cause such notice to be posted upon the bulletin board at the office of each town clerk in the county stating the time of the election, the name of the office or building and the proposed site thereof by a description in general terms sufficient for readily identifying the proposed site and further that she cause a certificate to be filed with the board of elections stating the proposition to be submitted on or before the first publication.

BOARD OF SUPERVISORS AMENDS 2012 COUNTY BUDGET E911 COMMUNICATIONS

RESOLUTION NO. 147-12, moved by Mr. Reynolds, seconded by Mr. Kubasik and adopted.

WHEREAS, the E-911 Center has experienced unforeseen over-time costs; and

WHEREAS, there is a shortfall in the over-time budget line item; and

WHEREAS, the Public Safety Committee recommends transferring funds from the Contingency Account to off-set this shortfall; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the County Treasurer to amend the 2012 County budget by transferring a total of \$30,000 plus fringe benefits in the amount of \$6,795.00, for a total of \$36,795 from the Contingency Account No. 10-101-5-1990-4700 to the following accounts as indicated:

E-911 – Over-Time	10-110-5-3020-1300	\$30,000
E-911 – Retirement	10-110-5-3020-8100	3,900
E-911 – Social Security	10-110-5-3020-8300	1,860
E-911 – Medicare	10-110-5-3020-8700	435

**SENECA COUNTY SUBMITS APPLICATION FOR STATEWIDE
INTEROPERABLE COMMUNICATIONS GRANT**

RESOLUTION NO. 148-12, moved by Mr. Reynolds, seconded by Mr. Lafler and adopted.

WHEREAS, the New York State Division of Homeland Security and Emergency Services (DHSES) has published its competitive 2012 Statewide Interoperable Communications Grant Program application due July 16, 2012; and

WHEREAS, the Seneca County Office of Emergency Services intends to apply for up to \$6,000,000 in funds to implement a county-wide emergency service communication upgrade to facilitate interregional radio communication, including new P25 digital base station and mobile radio equipment, software upgrades, and, tower enclosures; and

WHEREAS, the grant, if awarded, will require no local cash match; and

WHEREAS, this resolution was reviewed and approved by the Public Safety Committee on June 26th, 2012; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign any and all documents necessary to apply for up to \$6,000,000 in funds to the 2012 Statewide Interoperable Communications Grant Program from the New York State Division of Homeland Security and Emergency Services (DHSES).

**CHAIRMAN AUTHORIZED TO SIGN AID TO PROSECUTION GRANT
FOR ACCEPTANCE OF FUNDS**

RESOLUTION NO. 149-12, moved by Mr. Reynolds, seconded by Mrs. Amidon and adopted.

WHEREAS, the New York State Division of Criminal Justice Services has awarded a \$29,200 grant through the 2012 Aid to Prosecution Program for the purpose of enhancing the prosecution of repeat violent and serious felony offenders by maintaining experienced prosecution personnel to prosecute said offenders; and

WHEREAS, the total cost of this grant provides one hundred percent of the cost of these services with no County match required; and

WHEREAS, this resolution was reviewed and approved by the Public Safety Committee of the Board of Supervisors on June 26, 2012; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign all necessary paperwork to accept the Aid to Prosecution Grant.

A RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW C, “A LOCAL LAW TO PROVIDE SAFE, STABLE HOUSING FOR RECIPIENTS OF PUBLIC ASSISTANCE IN SENECA COUNTY” AND PROVIDE FOR A PUBLIC HEARING

RESOLUTION NO. 150-12, moved by Mr. Davidson, seconded by Mr. Shipley and adopted.

WHEREAS, the Seneca County Board of Supervisors, consistent with §143-b of the New York State Social Services Law, recognizes the importance of providing safe and stable housing for County residents including those receiving benefits under the Temporary Assistance programs provided under the Social Services Law; and

WHEREAS, the Board finds that housing of recipients of Temporary Assistance in sub-standard housing, subject to violations of the State Building and Fire Codes constitutes a hazard to the health and safety of the families in receipt of such assistance, many of which include children; and

WHEREAS, the Board also finds that consistent with the implementation of Local Law No. 2 of 2006 as amended by Local Laws No. 1 of 2008 and 1 of 2010, non-payment of real property tax on properties constituting such housing creates further hazards in that such properties are subject to those Local Laws causing delay in remedial action by the owner and subjecting the recipients of such assistance to displacement through foreclosure proceedings; and

WHEREAS, the Board further finds that violations such as those described herein, constitute and render housing dangerous, hazardous and detrimental to the life and/or health of persons entitled to public assistance; and

WHEREAS, it is the recommendation of the Human Services Committee that a local law be established to promote safe and stable housing in Seneca County; now, therefore, be it

RESOLVED, that proposed Local Law C of 2012 titled, “A Local Law to Provide Safe, Stable Housing for Recipients of Public Assistance in Seneca County”, be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

PART 1. Legislative Intent:

The Seneca County Board of Supervisors, consistent with §143-b of the New York State Social Services Law, recognizes the importance of providing safe and stable housing for County residents including those receiving benefits under the Temporary Assistance programs provided under the Social Services Law. The Board finds that housing of recipients of Temporary Assistance in sub-standard housing, subject to violations of the State Building and Fire Codes constitutes a hazard to the health and safety of families in receipt of such assistance, many of which include children. The Board also finds that consistent with the implementation of Local Law No. 2 of 2006 as amended by Local Laws no. 1 of 2008 and 1 of 2010, non-payment of real property tax on properties constituting such housing creates further hazards in that such properties are subject to those Local Laws causing delay in remedial action by the

owner and subjecting the recipients of such assistance to displacement through foreclosure proceedings. The Board further finds that violations such as those described herein, constitute and render housing dangerous, hazardous and detrimental to the life and/or health of persons entitled to public assistance. In furtherance of the goal of promoting safe stable housing in Seneca County, the Seneca County Board of Supervisors enacts the following:

PART 2. Definitions:

1. "TANF" shall mean those programs referred to or formerly referred to as Temporary Assistance to Needy Families, Aid to Dependent Children, Shelter Assistance, Public Assistance, or the program or programs so designated under New York State Social Services Law and the regulations promulgated under Title 18 of the New York Code, Rules and Regulations.
2. "County" shall mean the County of Seneca, State of New York.
3. "Commissioner" shall mean the Commissioner of Social Services for Seneca County.
4. "Code Enforcement Officer" shall mean the Code Enforcement Officer appointed pursuant to subdivision (b) of section 3 of Local Law No. 2 of 2006 and shall, for the purposes of enforcement of this local law, include those persons appointed as "Building Inspectors" by the County.
5. "Code Enforcement Personnel" shall include the Code Enforcement Officer and all Building Inspectors.
6. "Uniform Code" shall mean the New York State Uniform Fire Prevention Code, Residential Code, Property Maintenance Code and Building Code, as currently in effect and as hereafter amended from time to time.

PART 3. Restrictions on Payments of Rent on Behalf of Recipients of Public Assistance or TANF in Seneca County.

1. The Commissioner, in applying the provisions of 18 NYCRR 381.3, for the purposes of making payments on behalf of an applicant for or recipient of Public Assistance or TANF to a landlord pursuant to §143-b(1) Social Services Law and/or 18 NYCRR 381.3(e) shall make inquiry into the safety and stability of the housing unit or units for which such payment or payments are to be made.
2. No such payment shall be made to any landlord or on behalf of any such applicant for or recipient of Public Assistance or TANF where there is found to be, with respect to any such housing unit, any violation of the Uniform Code, or where any real property tax due on any such unit or on the premises upon which such housing unit is situate, is delinquent as defined under §1102 of the New York State Real Property Tax Law.

3. The Commissioner shall be empowered
 - A. To require an inspection of any such housing unit or units by County Code Enforcement Personnel;
 - B. To accept the findings of Code Enforcement Personnel as to the existence or non-existence of any such Uniform Code violation or violations;
 - C. To require of the County Treasurer's Office, accurate and up-to-date information as to the existence of any tax delinquency with respect to any such housing unit or units or the premises upon which such housing unit or units are situate.
4. Nothing contained herein shall be construed so as to alter or limit the authority conferred upon the Commissioner under the provisions of the New York State Social Services Law §143-b.

This local law shall be effective upon filing with the Secretary of State; and be it further RESOLVED, that copies of the aforesaid proposed local law be laid upon the desks of each member of the County Board; and be it further

RESOLVED, that the County Board hold a public hearing on said proposed Local Law at the County Office Building, One DiPronio Drive, Waterloo, New York at or about 8:00 p.m. on August 14, 2012; and be it further

RESOLVED, that the Clerk to the Board publish or cause to be published a notice of said public hearing in the official newspapers of the County at least ten (10) days prior thereto.

**AUTHORIZATION TO APPLY FOR MULTI-FAMILY HOUSING REPAIR FUNDS
THROUGH THE 2012 WEATHERIZATION ASSISTANCE PROGRAM**

RESOLUTION NO. 151-12, moved by Mr. Davidson, seconded by Mrs. Amidon and adopted.

WHEREAS, New York State Homes and Community Renewal (NYS HCR) has published the annual competitive Weatherization Assistance Program Grant Program, which allows counties to apply for up to \$600,000 in funds to mitigate hazardous contamination issues associated with energy efficiency installation; to weatherize low-income multi-family apartment buildings, and to assist community revitalization projects serving low-income neighborhoods; and

WHEREAS, Seneca County Weatherization intends to apply for \$150,000 in funds to weatherize 24 low-income multi-family apartments within Seneca County; and

WHEREAS, if awarded, there is no requirements for County cash match dollars; and

WHEREAS, the Weatherization Assistance Program application is due on July 16th, 2012; and

WHEREAS, this resolution has been reviewed and approved by the Human Services Committee at the June 26, 2012 meeting; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to sign all required documents to apply for up to \$150,000 in multi-family apartment building weatherization funds from New York State Homes and Community Renewal's 2012 Weatherization Assistance Program Grant Program.

AUTHORIZATION TO SUBMIT APPLICATION FOR EMERGENCY REPAIR FUNDS FOR SENIORS UNDER THE 2012 RESTORE GRANT PROGRAM

RESOLUTION NO. 152-12, moved by Mr. Davidson, seconded by Mr. Shipley and adopted.

WHEREAS, New York State Homes and Community Renewal (NYS HCR) has published the annual competitive RESTORE Grant Program which allows counties to apply for up to \$50,000 in funds for the purpose of making emergency repairs for elderly homeowners; and

WHEREAS, if awarded, Seneca County Weatherization will administer the program, providing income eligible elderly homeowners with grants up to \$5,000 each to address emergency housing conditions; and

WHEREAS, the RESTORE application is due on August 3rd, 2012; and

WHEREAS, this resolution has been reviewed and approved by the Human Services Committee at the June 26, 2012 meeting; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to sign all required documents to apply for up to \$50,000 in emergency housing rehabilitation funds from New York State Homes and Community Renewal's 2012 RESTORE Grant Program.

AUTHORIZATION TO SUBMIT APPLICATION FOR HOUSING REHABILITATION FUNDS UNDER THE 2012 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

RESOLUTION NO. 153-12, moved by Mr. Davidson, seconded by Mrs. Amidon and adopted.

WHEREAS, New York State Homes and Community Renewal (NYS HCR) has published the annual competitive Community Development Block Grant Program which allows counties to apply for up to \$750,000 in funds for the purpose of housing rehabilitation; and

WHEREAS, Seneca County is applying for \$750,000 in funds to provide up to \$24,999 in grants to income-eligible homeowners to address critical housing system repairs; and

WHEREAS, conducting rehabilitation work to existing homes is a Type II Action under SEQRA; and

WHEREAS, the Seneca County Board of Supervisors has established itself as Lead Agency for SEQRA purposes; and

WHEREAS, Seneca County has met the CDBG program requirement of holding a single public hearing prior to resolution to submit the application; and

WHEREAS, the CDBG application is due on August 17, 2012 and has no requirement for matching funds from the County; and

WHEREAS, this resolution has been reviewed and approved by the Human Services Committee at the June 26th, 2012 meeting; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors finds that this project is a Type II project and no further SEQR review is required; and be it further

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes and directs the Chairman of the Board of Supervisors to sign all required documents to apply for up to \$750,000 in housing rehabilitation funds from New York State Homes and Community Renewal's 2012 Community Development Block Grant Program.

DIVISION OF HUMAN SERVICES TO PURCHASE TWO 2013 DODGE GRAND CARAVANS

RESOLUTION NO. 154-12, moved by Mr. Davidson, seconded by Mrs. Amidon and adopted.

WHEREAS, the Division of Human Services is requesting authorization to purchase two (2) 2013 Dodge Grand Caravans from the New York State Contract PC63772/51000/C024023 at a total cost not to exceed \$43,000.00; and

WHEREAS, this purchase is 100% reimbursable; and

WHEREAS, the funds are available in account 10-125-5-600 (vehicles); and

WHEREAS, the Human Services Committee approved said purchases on June 26, 2012; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the purchase of two Dodge Grand Caravans from the New York State Contract PC63772/51000/C024023 at a total cost not to exceed \$43,000.00.

CHAIRMAN OF THE BOARD TO SIGN 2013 SENECA COUNTY REINTEGRATION PROJECT AGREEMENT WITH THE YOUTH ADVOCATE PROGRAMS, INC.

RESOLUTION NO. 155-12, moved by Mr. Davidson, seconded by Mr. Shipley and adopted.

WHEREAS, the Division of Human Services would like to renew the agreement with the Youth Advocate Program, Inc. (YAP) for the Seneca County Reintegration Project; and

WHEREAS, the agency is proposing to serve up to 10 youth at any one time with up to 12.5 youth receiving services annually; and

WHEREAS, YAP will successfully return 85% of the youth back into the community; and

WHEREAS, the proposed operating budget for the proposed program is not to exceed \$240,620; and

WHEREAS, this funding is currently available in the 2012 budget, under line item 10-125-5-6070-4747, and planned for in the 2013 budget; and

WHEREAS, the Human Services Committee approved said agreement on June 26, 2012; now, therefore, be it

RESOLVED, the Chairman of the Board of Supervisors is authorized and directed to sign said contracts on behalf of Seneca County.

**BOARD OF SUPERVISORS TO APPROVE THE DIVISION OF HUMAN SERVICES
TO SOLICIT BIDS FOR CARPET REPLACEMENT**

RESOLUTION NO. 156-12, moved by Mr. Davidson, seconded by Mr. Earle and adopted.

WHEREAS, the Seneca County Division of Human Services is requesting to replace the carpeting in the Support Collection and Children & Family Services Units; and

WHEREAS, the carpet replacement is essential to employ safety as noted by the Maintenance Department; and

WHEREAS, on June 26, 2012, the Human Services Committee approved going out to bid for services and materials to replace the carpet; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the Division of Human Services to solicit bids for carpet replacement.

**APPROVAL OF CONTRACT WITH CARVALHO CONSTRUCTION, INC.
TO BE THE CONTRACTOR TO REPLACE ROOF ON THE
FORMER COUNTY COURTHOUSE IN OVID**

RESOLUTION NO. 157-12, moved by Mrs. Amidon, seconded by Mr. Davidson and adopted.

WHEREAS, Seneca County solicited a proposal from qualified firms to provide for the removal of the old roof and installation of a new shingled roof and water removal system; and

WHEREAS, Carvalho Construction, Inc., of 2177 East Seneca Street, Lodi, was the low bidder in the amount of \$47,197.87; and

WHEREAS, New York State Senator Michael F. Nozzolio has secured a grant to cover all of the costs; and

WHEREAS, this grant and contract has not been executed and signed; and

WHEREAS, the resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on June 26, 2012; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors approve the bid of Carvalho Construction, Inc., and that the Chairman of the Board of Supervisors be authorized and directed to sign all necessary documentation when the grant and contract have been executed and signed.

**ACCEPTANCE OF CHECK FOR REPLACEMENT OF RUNWAY LIGHT AND
PAYMENT FOR NEW LIGHT AT THE FINGER LAKES REGIONAL AIRPORT**

RESOLUTION NO. 158-12, moved by Mrs. Amidon, seconded by Mr. Earle and adopted.

WHEREAS, a plane skidded off the runway in August of 2011, and hit the ramp light at the Finger Lakes Regional Airport; and

WHEREAS, the owner did not have insurance and Seneca County’s deductible is \$25,000; and

WHEREAS, the owner agreed to pay the lowest quote to replace the light which was \$12,400; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors accepts a check drawn on the plane owner’s account and approves the replacement of the light for the Finger Lakes Regional Airport, and that the Chairman of the Board of Supervisors be authorized and directed to sign all necessary documentation.

RESOLUTION APPOINTING MEMBERS TO THE SENECA COUNTY PLANNING BOARD

RESOLUTION NO. 159-12, moved by Mrs. Amidon, seconded by Mr. Davidson and adopted.

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture, and Tourism Committee on June 26, 2012; therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint the following persons effective immediately to terms on the Seneca County Planning Board as the representatives of their Town of Residence:

NAME	TOWN OF RESIDENCE	EXPIRATION OF TERM
Betty Berger	Junius	6/30/16
Don Denman	Lodi	6/30/16
Tom Scoles	Seneca Falls	6/30/16
Sally Kenyon	Varick	6/30/16
Edward Franzoni	Romulus	6/30/16
Mark Lott	Fayette	6/30/14;

and be it further

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint the following persons to terms at-large on the Seneca County Planning Board effective immediately:

NAME	TOWN OF RESIDENCE	EXPIRATION OF TERM
Jack Freer	Waterloo	6/30/16
Pam Kirk	Fayette	6/30/16
Gordon Burgess	Seneca Falls	6/30/16

RESOLUTION APPOINTING MEMBERS TO THE FINGER LAKES REGIONAL AIRPORT ADVISORY COMMITTEE

RESOLUTION NO. 160-12, moved by Mrs. Amidon, seconded by Mr. Earle and adopted.

WHEREAS, the Finger Lakes Regional Airport Advisory Committee has recommended that Mr. Gerard S. Mirabito, Jr., Mr. Vern Sessler, Jr., Dr. Kenneth Padgett and Mr. Bill Bordeau be appointed to the Finger Lakes Regional Airport Advisory Committee; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture and Tourism Committee on June 26, 2012; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint the recommended nominees for membership to the Finger Lakes Regional Airport Advisory Committee to expire on October 31, 2015.

Unfinished Business

Mrs. Amidon and Mr. Davidson publicly thanked Seneca County Cornell Cooperative Extension and Ave Bauder, Executive Director for SCCCE, for the Agri-Culture Tour that took place this past weekend; and thanks to the Highway Department for a job well done on the repair of Blackbrook Road.

Mr. Shipley said that at the next Public Works Committee meeting, he would introduce an item for a board resolution stating that the Highway Superintendent would base his decision regarding the crossing of Burgess Road by trucks from the landfill on the Board of Supervisors approval. Mr. Shipley had expected this item to be on the agenda tonight, but there was an oversight.

Mr. Churchill reported that he, the County Manager, and members of Cornell Cooperative Extension met with Senator Schumer, who informed them that New York State is going to be financially assisting local municipalities for the eradication of Hydrilla in the Finger Lakes.

Mrs. Garlick Lorenzetti moved to enter Executive Session to discuss matters leading to the appointment or employment of a corporation to assist the County during collective negotiations. The Board convened in executive session from 7:56 - 9:00 p.m.

Special Order of the Day

The meeting was adjourned at 9:00 p.m.