

Seneca County Board of Supervisors

Board Meeting

Tuesday, February 9, 2016

6:00 p.m.

Call to Order

Chairman Westfall called the meeting to order at 6:00 p.m.

Roll Call of Members by the Clerk

Thirteen members of the Board of Supervisors answered roll call. Supervisor Hayssen was not present.

Pledge of Allegiance and Moment of Silence

Presentation

Appreciation for Service on the Finger Lakes Community College Board of Trustees: Donna Mihalik, President, Board of Trustees, Finger Lakes Community College, presented John Sheppard, Seneca County Manager, with a resolution of the FLCC Board of Directors, in appreciation for his service on that board; and to continue a tradition of the FLCC Board of Trustees, Ms. Mihalik gave Mr. Sheppard his name plate as a keepsake.

Seneca County IDA Bid Process for former army depot property: Tom Macinski, President; Steve Brusso, Vice-President; Tom Kime, board member. The Seneca County IDA made the decision to offer the property at the former army depot through the public bid process. They said it was an open and fair process. They said the award of the bids would not necessarily be determined by the highest bidder, but what is the best value for the county will play a factor in the decision. There is expected to be offers of a conservation area incorporated into some of the bids to protect the white deer.

Petitioners

Jackie O'Neil, property manager for Spring Meadows Apartments, Romulus, NY spoke in opposition to the proposed increase in water rates for Seneca County Water District #1.

Chad Haviland, Fire Chief, Town of Lodi spoke on behalf of the Lodi Volunteer Fire Co., in support of Seneca County to maintain control of the fire training facility located on the former army depot property.

Joanna Armstrong-Bruch, Assistant General Manager, Finger Lakes Railway addressed the Board of Supervisors about the status of the Auburn Road Rail Terminal at the Renewable Resource Park located on the east side of Route 414 N across from the location of the landfill. The supervisors were invited to a private tour of the rail terminal for the ribbon cutting ceremony and media tour on February 24.

Each of the following individuals addressed the Board of Supervisors expressing support for the County to take ownership of the former army depot for the purpose of developing a conservation plan to protect the preservation of the white deer herd.

Dennis Money, President, Seneca White Deer; Diane Potter, resident, Monroe County; Tim Montroy, resident, Wayne County; Carol Doolittle, resident, Seneca County; Dee Calvasina, resident, Broome County; Sylvia Apple, resident, Seneca County; John Ingle, resident, Steuben County; Demaris Verzulli, resident, Wayne County; Aimee Bartelt, resident, Ontario County; Jim Howe, Director, The Nature Conservancy Central & Western; Allison Stokes, resident, Seneca County; Alfred Lipke, resident, Wayne County; Emma Taylor, Board member, Seneca White Deer

Each of the following individuals addressed the Board of Supervisors expressing opposition for the County to take ownership of the former army depot

Tom Bouchard, chairperson, Planning Board Town of Romulus; and Richard Kidder, resident, Seneca County.

Submission of Claims for Audit

Mr. Prouty moved the following vouchers, having gone through the proper auditing process, be approved for payment:

Supervisors vouchers	totaling	\$	907,514.79
Workforce Development vouchers	totaling	\$	32,325.98
Self-Insurance vouchers	totaling	\$	7,679.13
County Airport vouchers	totaling	\$	1,382.82
Highway Transportation vouchers			
	Maintenance & State Snow	totaling	\$ 116,928.68
	Highway Machinery	totaling	\$ 25,337.06
	Highway Total	\$	142,265.74
Water 1	totaling	\$	92,098.48
Sewer 1	totaling	\$	11,272.14
Sewer 2	totaling	\$	24,329.73
Capital Project – Airport	totaling	\$	13,648.94
Capital Project - Building	totaling	\$	323,197.57
Capital Project - Radio Contract	totaling	\$	405,275.00
Capital Project – County Road Projects	totaling	\$	5,357.29
Capital Project – Sewer 318	totaling	\$	13,300.00

Reports of Standing Committees:

Environmental Affairs Committee – Supervisor Churchill, Chairman. The committee recommended a resolution that would authorize the county to take ownership of the property at the former army depot. The intent of the resolution is to make sure the white deer herd is protected. The committee did not think it was in the best interest for the county to have the property sold in a private bid process disallowing the participation by the Board of Supervisors.

Finance, Assessment & Insurance – Supervisor Prouty, Chairman. The committee recommended a resolution authorizing the county treasurer to make amendments to the 2016 county budget with amounts over one thousand dollars.

Government Operations – Supervisor Garlick Lorenzetti, Chairwoman. The County Historian, Walter Gable is authoring a book with the title, Seneca County Chronicles. It will be a compilation of a series of articles on various topics researched and written by Mr. Gable as part of his work these past several years as Seneca County Historian. Publication of the book is scheduled for spring 2017. It is estimated that only a small sum of money will come from royalty revenues for the sale of this book. Mr. Gable estimates that the amount will be about \$100. Those revenues will go to Seneca County, to the general treasury if not directly to the historian budget code.

The Committee approved and recommended a board resolution to (1) rescind the current purchasing policy. The proposed revised policy will increase the authority of both Department Heads and the County Manger to determine levels of purchasing, budget transfers and pricing documentation. This policy brings to date existing procedures now utilized by the MUNIS accounting computer application. This policy will make the county's purchasing process more responsive and efficient; (2) abolish one full-time typist position and create one full-time Staff Resources Assistant Position in the office of the District Attorney.

Public Works Committee – Supervisor Trout, Chairman. The Committee met on January 26 and made the following recommendations for a board resolution: (1) Superintendent of Facilities to send out an RFP to secure engineering services to design and provide a cost assessment for the purchase and installation of Carbon Monoxide Detector Systems. New York State Building Standards and Codes, Article 1228.4 is requiring all commercial buildings to install carbon monoxide detection systems in all public building no later than June 27, 2016; (2) to renew the contract with Power Management Systems for the County's natural gas and electric supply at a fixed rate for period of 36 months with a possible cost savings of \$40,000; (3) abolish two part-time laborer positions and create one full-time laborer position at Grade 2 of the CSEA Salary Schedule; (4) a resolution to adopt the proposed increase rate for Water District #1.

Planning, Development, Agriculture & Tourism – Supervisor Churchill, Chairman. The Committee approved and recommended (1) a board resolution authorizing the County Treasurer to pay the Genesee/Finger Lakes Regional Planning Council the sum of \$6,647.00 as the County's share of operating funds for the year 2016; (2) a resolution authorizing a Community Development Block Grant (CDBG) loan for \$35,000 at 5% for 15 years to Joseph Seamon for his business located at 7182 North Main Street, Ovid. The loan will help stabilize the business and assist in the saving of ten full-time jobs; (3) a resolution to advertise for Requests for Proposal (RFP) from qualified engineering firms to renovate the former Brig at the Sampson Veterans Memorial Cemetery into a maintenance storage facility. A grant of \$200,000 was secured through Assemblyman Palmesano to be administered through the NYS Department of State; (4) a resolution creating the Seneca County Funding Corporation, approving the form of the certificate of incorporation, designating the corporation as issuer of tax-exempt and taxable bonds and authorizing the corporation to perform essential governmental functions including activities associated with the promotion of community and economic development and job creation and the issuance of other bonds on its behalf.

Mental Health Services Committee – Supervisor Hayssen, Chairman. The committee met on January 26 and recommended a board resolution authorizing contracts with various providers for mental health services for the 2016 year.

Public Health Services Committee – Supervisor McGreevy, Chairman. The committee recommended (1) a resolution authorizing a contract with Nancy Fuhr-Bonn to provide social work services. The contract will expire on December 31, 2016 and Ms. Fuhr-Bonn will be compensated at the rate not to exceed \$50 per half hour session; (2) authorize the service agreement with the S2AY Rural Health Network for Network Membership and Quality Improvement Activities.

Public Safety Committee – Supervisor Davidson, Chairman. The Committee met on January 26 and made the following recommendations: (1) to contract with Monroe County Crime Laboratory for forensic services. The agreement is for three year at the rate of \$25,000 in 2016, \$35,000 in 2017, and 35,000 in 2018.

Indian Affairs Committee – Supervisor Shipley, Chairman. The following was discussed at the committee on January 26, 2016: the possibility of reintroducing a resolution at the NYSAC Winter Conference regarding the improper actions by Oneida Nation attempting to derail the Lago Casino and the resolution regarding the potential federal Carcieri Fix legislation.

The status of the foreclosure case: we are waiting for a decision from Judge Siragusa of the US District Court. Once the judgement is received, Bond Schoeneck & King (BSK) will petition the Second Circuit Court of Appeals.

New York State has approved the payment of legal bills by BSK while representing Seneca County under NY State Section 10.

Reports of Special Committees

Seneca County Advisory Committee on Tourism (SCACOT) – Supervisor Shipley. The committee met on February 4 and made the following recommendations: (1) increase the county’s occupancy tax from 3% to 4%. Seneca County’s current rate is the lowest among the five bordering counties; (2) the county should join with the Chamber of Commerce in opposition to the \$15 minimum wage, noting that local tourism businesses will be among the most impacted by the increase. Many businesses continue to adjust to the recent increase at \$9 minimum wage and server-staff increased minimums.

SCACOT passed a resolution: “SCACOT supports the preservation of the Seneca White Deer and recognizes their unique roles as a tourism attractor for Seneca County. The committee urges local officials and prospective buyers to consider mutually beneficial re-uses for the former Seneca Army Depot in pursuit of solutions that keep these indelible assets a fixture in our community for many years to come.”

Communications:

5. Minutes of the Seneca County IDA January 7, 2016 meeting.
6. From the Fire Advisory Board and the Fire Chief’s Association, a letter expressing their support for and urge the Seneca County Board of Supervisors to retain the fire training center located at the former Seneca Army Depot.
7. From the Town of Romulus, Notice of Public Hearing to be held at the Romulus Town Board meeting on February 17, 2016 at 7:30 p.m. to receive comment from the public on proposed Local Law A of 2016, “A local law to amend Town of Romulus, Local Law No. 1 of the Year 2015, “the Zoning Ordinance for the Town of Romulus” at “Article XIV, Property Maintenance, Section 4. Minimum Conditions, B. Exterior Property Areas, 3.3, Sidewalks and driveways”.
8. From the Town of Tyre, NY, a copy a resolution adopted by the Town of Tyre, “The Town of Tyre Board Supports Seneca County Board of Supervisors Resolution No. 270-15 and Opposes IESI Seneca Meadows-New York City Trash by Rail Proposal and Increased Waste being Transported into Seneca County.
9. 2015 annual report for the Seneca County Department of Building & Fire Code Enforcement.
10. A copy of Resolution No. 62-16, “Resolution Calling on the State to Develop a 100 Percent State Funded Indigent Legal Defense System as a way to Provide Mandate Relief and Lower Property Taxes”, adopted by the Cayuga County Legislature.

11. A copy of a letter to the Seneca County Board of Elections from the Seneca Falls Central School District dated January 7, 2016, confirming an agreement that the school district will enter into a contract with the county for use of county voting machines for school district budget voting / elections voting.

12. A copy of Resolution #11-16, "Calling on the State of New York to Restore Funding Parity between the Capital Plans of the Metropolitan Transportation Authority (MTA) and the New York State Department of Transportation", adopted by the Chenango County Board of Supervisors.

13. Minutes from the Seneca County Planning Board January 14, 2016 meeting.

14. A copy of Resolution No. 2016-15 adopted by the Tompkins County Legislature, "Resolution Calling upon Congress to Reject the Trans-Pacific Partnership (TPP) Agreement.

15. From Melissa Lewis, Cruelty Caseworker II, PETA, a copy of an electronic communication to Seneca County Sheriff Timothy Luce, Seneca County District Attorney Barry Porsch and Paul Damato, NYS DEC, dated February 5, 2016, inquiring and seeking additional charges be brought against two individuals who were responsible for setting conibear traps near the fence line of the former Seneca County Army Depot, one of which trapped and killed a dog on January 7, 2016.

RESOLUTIONS & MOTIONS

Supervisor Churchill made a motion, second by Supervisor Kronenwetter, and carried unanimously, to take business out of order and consider the resolution authorizing the county move forward to take ownership of the depot.

Supervisor Churchill made a motion, second by Supervisor Lazzaro, for a resolution to formally request that the remaining properties of the former Seneca Army Depot be relinquished to Seneca County for the purpose of formulating plan for the preservation of the white deer and conservation of their habitat serve as primary considerations in all decisions regarding depot land use.

Supervisor Trout made a motion, second by Supervisor Garlick Lorenzetti, to amend the main motion by deleting / replacing text that references ownership of depot property by Seneca County; that the IDA confide with and give considerable weight to the opinion of the Board of Supervisors during the bid process; and that Seneca County submit a bid to the IDA for that property on the depot where the fire training center is located.

Supervisors Churchill, Lazzaro, and Kronenwetter objected to the amendment stating that it changed the intent of the original resolution – for the county to take ownership of the depot – and that the amendment on the floor was a re-write of the original resolution.

Supervisor Garlick Lorenzetti said that the amendment includes the intent of the original resolution – for the white deer to be preserved and for the Board of Supervisors to have a say in what is best for the white deer when the bids are awarded.

Supervisor Lazzaro made a motion to call the question, second by Supervisor Kaiser and carried with a nay vote by Supervisor Churchill.

The motion to amend the main motion was carried by 447 ayes and 261 nays (Lazzaro, Churchill, Kronenwetter, Westfall) and 42 not present (Hayssen).

**THE SENECA COUNTY INDUSTRIAL DEVELOPMENT AGENCY SHOULD CONFER WITH
THE SENECA COUNTY BOARD OF SUPERVISORS REGARDING THE TRANSFER OF
OWNERSHIP OF THE REMAINING DEPOT PROPERTY(S) (*amended*)**

RESOLUTION NO. 16-16, moved by Supervisor Churchill, second by Supervisor Lazzaro and adopted by 447 ayes (Reynolds, Garlick Lorenzetti, Wadhams, Davidson, Prouty, Kaiser, McGreevy, Shipley, Trout), 261 nays (Churchill, Lazzaro, Kronenwetter, Westfall), and 42 not present (Hayssen).

WHEREAS, the Seneca County IDA has pursued their mission to market the Former Seneca Army Depot Property (Depot) for the past 15 years with some success; and

WHEREAS, the Army Mission at the Depot has ended and the Seneca County IDA has initiated a process to divest itself of all remaining depot property through a bid process ending on February 29th, 2016; and

WHEREAS, the Seneca County IDA has stated that it would considered relinquishing the Depot property in total to Seneca County if requested; and

WHEREAS, this resolution has been approved by the Planning, Development, Agriculture & Tourism Committee of the Board of Supervisors; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors would foremost like to recognize and thank the Seneca County IDA for their service and efforts as proprietor and marketer of the Depot for the past 15 years; and be it further

RESOLVED, that the Seneca County IDA confide with and give considerable weight to the opinion of the Board of Supervisors regarding the remaining property(s) of the former Seneca Army Depot; and be it further

RESOLVED, that the preservation of the White Deer and perpetuation of their habitat is a primary consideration regarding Depot land use; and be it further

RESOLVED, that the County Manager has both the directive and authority to submit a purchasing bid, in the name of Seneca County, specific to the Fire Training Facility and/or the State Police Training Facility in accordance with Board of Supervisor deliberations in executive session.

SUPERVISORS AUTHORIZE AMENDMENTS TO 2016 SENECA COUNTY BUDGET

RESOLUTION NO. 17-16, moved by Supervisor Prouty, second by Supervisor Lazzaro and adopted.

WHEREAS, amendments to the 2016 Seneca County Budget are necessary and appropriate; and

WHEREAS, funding is available in the object codes identified herein; and

WHEREAS, these amendments have been reviewed and approved by the Finance, Assessment and Insurance Committee on January 26, 2016; now, therefore be it

RESOLVED, that the Board of Supervisors authorizes the following amendments to the 2016 Seneca County Budget:

Sheriff's Office

Decrease:	103150-51100 (Sheriff Admin Salaries)	\$ 3,796.00
Increase:	103150-51400 (Sheriff Admin Severance)	\$ 3,796.00

Mental Health

Decrease:	104210-51100 (Substance Abuse Salaries)	\$ 3,380.00
Increase:	104210-51400 (Substance Abuse Severance)	\$ 3,380.00

SUPERVISORS AUTHORIZE SENDING AN RFP TO SECURE ENGINEERING SERVICES

RESOLUTION NO. 18-16, moved by Supervisor Trout, second by Supervisor Shipley and adopted.

WHEREAS, New York State Building Standards and Codes, Article 1228.4 is requiring all commercial buildings to install Carbon Monoxide Detection Systems in all no later than June 27, 2016; and

WHEREAS, the Superintendent of Facilities is requesting permission from the Seneca County Board of Supervisors to send out an RFP to secure engineering services to design and provide a cost assessment for the purchase and installation of Carbon Monoxide Detection Systems required in all county buildings; and

WHEREAS, the Public Works Committee approved this resolution on January 26, 2016, now therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the Superintendent of Facilities to send out an RFP to secure engineering services to design and provide a cost assessment for the purchase and installation of Carbon Monoxide Detector Systems required in all county buildings.

**SUPERVISORS AUTHORIZE RENEWAL OF
POWER MANAGEMENT COMPANY CONTRACT**

RESOLUTION NO. 19-16, moved by Supervisor Trout, second by Supervisor Garlick Lorenzetti and adopted.

WHEREAS, the existing contract for the County's natural gas and electric supply has come up for renewal offering variable or fixed rates for a period of 12, 24 or 36 months with a possible cost savings of \$40,000 based on rates being locked in; and

WHEREAS, Power Management Company currently provides the broker services for the natural gas and electric supply at no charge to the County; and

WHEREAS, the previous natural gas and electric contract brokered by Power Management Company resulted in significant savings to the County; and

WHEREAS, the Superintendent of Facilities recommends the County retain Power Management Company for their services locking in pricing for electric and gas at a fixed rate for period of 36 months with a possible cost savings of \$40,000 plus; and

WHEREAS, the Public Works Committee approved this resolution on January 26, 2016; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors' does hereby authorize the use of Power Management Company to broker the natural gas and electric supply contract for the County; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign any and all necessary contracts for electric and natural gas supply.

BOARD OF SUPERVISORS AUTHORIZES TO ABOLISH (2) PART-TIME LABORER POSITIONS AND CREATE AND FILL (1) FULL-TIME LABORER POSITION EFFECTIVE IMMEDIATELY

RESOLUTION NO. 20-16, moved by Supervisor Trout, second by Supervisor Wadhams and adopted.

WHEREAS, there is a need for a Full-time Laborer in the Facilities Department to help maintain the buildings and grounds; and

WHEREAS, there are funds available in the 2016 building and grounds budget to support abolishing two (2) Part-time Laborer positions and create/fill one (1) Full-time Laborer position; and

WHEREAS, the Public Works Committee approves the abolishing of two (2) Part-time Laborer positions and creating/filling one (1) Full-time Laborer position; now, therefore be it

RESOLVED, the Seneca County Board of Supervisors hereby abolishes two (2) Part-time Laborer positions and creates and authorizes filling one (1) Full-time Laborer position at Grade 2 of the CSEA Salary Schedule effective immediately; and be it further

RESOLVED, that the Board of Supervisors authorizes the following amendments to the 2016 Seneca County Budget:

DECREASE: 101620-51200 (Buildings Part Time Salaries) \$16,805.00
INCREASE: 101620-51100 (Buildings Full Time Salaries) \$16,805.00

Laid on the Table

Supervisor Trout made a motion, second by Supervisor Churchill for a resolution authorizing an increase to the water rates for Water District #1 as indicated in the chart below:

Seneca County Water District Water Rates		
	<u>Current Rates</u>	<u>Proposed Rates to commence with the April 2016 billing</u>

Water Charge	\$5.89 per 1,000 gallons	\$6.98 per 1,000 gallons
O & M	\$30.00 / quarter / unit	\$53.00 /quarter/unit (O & M Fixed Charge)
Minimum Bill 8,000 gallons per quarter	\$47.00	\$55.84
O & M	\$30.00	\$53.00 (O & M Fixed Charge)
Minimum Bill per quarter	\$77.00	\$108.84
A unit is defined as a single family home and for commercial users, it is 60,000 gallons per years or part thereof for average use 2014 and 2015		
<u>In Seneca County District Water Customers (there are town water districts, sharing meters)</u>		
	<u>Current Rates</u>	<u>Proposed Rates to commence with the April 2016 billing</u>
Water Charge	\$4.10 per 1,000 gallons	\$5.20 per 1,000 gallons
		Allocation of debt service and capital is \$21,156 or approximately \$16.50 per quarter per unit

Supervisor Kaiser made a motion, second by Supervisor Garlick Lorenzetti, and carried by 559 ayes (Kaiser, Garlick Lorenzetti, Reynolds, Wadhams, Prouty, Lazaro, Churchill, Kronenwetter, McGreevy, Shipley), 149 nays (Davidson, Westfall, Trout) and 42 not present (Hayssen), to lay the main motion on the table until the March 8 board meeting so that the towns of Fayette, Romulus and Varick could meet to discuss the method of billing for the individuals towns.

**BOARD OF SUPERVISORS APPROVES THE OFFICIAL UNDERTAKING OF
PUBLIC EMPLOYEES FIDELITY BOND FOR GENESEE/FINGER LAKES
REGIONAL PLANNING COUNCIL**

RESOLUTION NO. 21-16, moved by Supervisor Churchill, second by Supervisor Lazzaro and adopted.

WHEREAS, the County of Seneca has appropriated the sum of \$6,647.00 as its share of the Year 2016 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to §119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000; and

WHEREAS, this resolution was reviewed and approved by the Planning, Development, Agriculture & Tourism Committee at a meeting on January 26, 2016; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law; and be it further

RESOLVED, that the Seneca County Treasurer is hereby authorized and directed to pay the Genesee/Finger Lakes Regional Planning Council, 50 West Main Street, Suite 8107, Rochester, New York 14614, the sum of \$6,647.00 as the County's share of operating funds for the year 2016 as appropriated in the Department of Planning and Community Development account 10-135-5-8020.4380 Other Fees and Services.

**BOARD OF SUPERVISORS AUTHORIZES COMMUNITY DEVELOPMENT BLOCK GRANT
(CDBG) LOAN TO JOSEPH SEAMON**

RESOLUTION NO. 22-16, moved by Supervisor Churchill, second by Supervisor Reynolds and adopted.

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

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

WHEREAS, a loan application has been reviewed by the CDBG Loan Review Committee on January 25, 2016, and found to be satisfactory and in full compliance with regulations and guidelines applicable to the Revolving Loan Fund Program; and

WHEREAS, this \$35,000 loan at 5% for 15 years will help stabilize this business and assist in the saving of ten (10) full-time jobs at the business located at 7182 North Main Street, Ovid, New York; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on January 26, 2016; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves the proposed loan for the sum of Thirty Five Thousand Dollars (\$35,000) under the CDBG Program from funds account #272017469 under the terms and conditions provided for such loans through the Department of Housing and Urban Development and the CDBG Loan Committee and authorizes the Chairman of the Board of Supervisors to sign closing documents.

**REQUEST PROPOSALS FOR PROFESSIONAL ENGINEERING SERVICES
FOR RENOVATIONS TO THE FORMER BRIG AT THE
SAMPSON VETERANS MEMORIAL CEMETERY**

RESOLUTION NO. 23-16, moved by Supervisor Churchill, second by Supervisor Shipley and adopted.

WHEREAS, the Sampson Veterans Memorial Cemetery (SVMC) is owned and operated by Seneca County as a municipal cemetery to honor the memory of veterans who have made personal sacrifices in the service of their country; and

WHEREAS, through the efforts of Assemblyman Philip Palmesano, a grant of \$200,000 was secured for facility improvements at SVMC to be administered through New York State Department of State; and

WHEREAS, this grant program required no match from Seneca County; and

WHEREAS, Seneca County Board of Supervisors Resolution No. 243-15 authorized and directed the Chairman to sign all documents necessary to apply for these grants; and

WHEREAS, Seneca County submitted contract documents to New York State Department of State to initiate Phase II of the SVMC project that entails renovation of the former Brig structure and surrounding site to a maintenance storage facility; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on January 26, 2016; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby directs the Department of Planning and Community Development to prepare and issue a Request for Proposal (RFP) from qualified engineering firms to renovate the former Brig to a maintenance storage facility at the SVMC.

APPROVING THE FORM OF THE CERTIFICATE OF INCORPORATION, DESIGNATING THE CORPORATION AS ISSUER OF TAX-EXEMPT AND TAXABLE BONDS AND AUTHORIZING THE CORPORATION TO PERFORM ESSENTIAL GOVERNMENTAL FUNCTIONS INCLUDING ACTIVITIES ASSOCIATED WITH THE PROMOTION OF COMMUNITY AND ECONOMIC DEVELOPMENT AND JOB CREATION AND THE ISSUANCE OF OTHER BONDS ON ITS BEHALF

RESOLUTION NO. 24-16, moved by Supervisor Churchill, second by Supervisor Garlic Lorenzetti and adopted.

WHEREAS, it the policy of the State of New York to promote the economic welfare and prosperity of its inhabitants and to actively promote, attract, encourage and develop economically sound commerce and industry; and

WHEREAS, Seneca County, New York (the "County") is tasked with the responsibility and burden to promote the health, safety and general welfare of the residents of the County by among other things preventing unemployment and economic deterioration including by increasing and maintaining employment opportunities and attracting and sustaining economically sound commerce; and

WHEREAS, it is essential for the County to support the increase of employment opportunities for residents of the County and the ability to provide financing through the issuance of tax-exempt and taxable bonds; and

WHEREAS, in furtherance of the public purposes set forth above, the County wishes to form the Seneca County Funding Corporation (the "Corporation"), a local development corporation authorized under Section 1411 of the New York State Not For Profit Corporation Law (the "NFPCL"); and

WHEREAS, a proposed certificate of incorporation (the "Certificate of Incorporation") has been prepared for review by the County Board of Supervisors and a copy of such proposed Certificate of Incorporation is attached hereto as Schedule A; and

WHEREAS, in furtherance of the public purposes set forth above, a local development corporation formed under the NFPCL is empowered to take all actions authorized pursuant to the Certificate of Incorporation and the NFPCL, including, but not limited to, the following actions: (1) to construct, acquire, rehabilitate and improve for use by others industrial or manufacturing plants in the territory in which its operations are principally to be conducted, (2) to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain such plants for others in such territory, (3) to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto, (4) to acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein, (5) to borrow money and to issue negotiable bonds, notes and other obligations therefor, and (6) to sell, lease, mortgage or otherwise dispose of or encumber any such plants or any of its real or personal property or any interest therein upon such terms as it may determine to be suitable; and

WHEREAS, to accomplish its job creation and other economic development responsibilities and relieve the burdens related to same and to create and preserve employment opportunities for residents of the County, the County desires to task the Corporation with such burdens and responsibilities and authorize the Corporation to issue tax-exempt and taxable bonds on behalf of the County for such public purposes; and

WHEREAS, the County lacks the authority under the Laws of New York State to issue tax-exempt and taxable bonds for the benefit of private entities, and the failure by the County to designate the Corporation as an issuer of such bonds will likely cause the County to lose certain significant projects and related job creation and economic development; and

WHEREAS, in furtherance of its public purposes, the County supports the provision of taxable and tax-exempt financing by the Corporation and of certain other financial incentives to for-profit entities and not-for-profit corporations to promote the creation and preservation of employment opportunities for

residents of the County and development of economically sound commerce consistent with the County's burdens and responsibilities; now, therefore be it

RESOLVED, the County authorizes the creation of the Corporation and the County Legislature approves the form and substance of the Certificate of Incorporation presented at this meeting and attached hereto as Schedule A, all in substantially the form thereof presented to this meeting, with such changes, variations, omissions and insertions as the Chairman and the County Attorney shall approve; and be it further

RESOLVED, that the Corporation is hereby designated as an on behalf of issuer of the County for the purposes of issuing bonds with authority to exercise on the County's behalf all lawful powers as may be deemed necessary to accomplish its public purposes including to enhance, create and preserve employment opportunities for residents of the County, which such powers shall include, but not be limited to, those powers described in NFPCL Section 1411 and the Corporation's Certificate of Incorporation, with the power to issue tax-exempt and taxable bonds, notes, or other obligations on behalf of the County in furtherance of its purposes, provided however that any obligations issued by the Corporation shall never be a debt of the State of New York, the County or any political subdivision thereof (other than Corporation) and neither the State of New York, the County or any political subdivision thereof (other than Corporation) shall be liable thereon; and be it further

RESOLVED, that the County is hereby authorized to covenant and agree with the Corporation in a transaction contemplated by this resolution for the benefit of the Corporation and the holders from time to time of any bonds, notes or other obligations or other securities (hereinafter collectively, the "Securities") issued by the Corporation that the County will not limit or alter the rights of the Corporation to fulfill the terms of its agreements with the holders of the Securities or in any way impair the rights and remedies of such holders of the security for the Securities until the Securities, together with the interest due thereon or payable in respect thereof and all costs and expenses in connection with any action or proceeding by or on behalf of such holders, are fully met and discharged. Authorized representatives of the County are hereby granted the power to make such a covenant to and agreement with the Corporation and to take any and all actions necessary or desirable to cause such covenant and agreement to be made or enforced. The Corporation is hereby authorized to assign to or for the benefit of the holders of their Securities any covenant or agreement made by the County pursuant to the foregoing provisions; and be it further

RESOLVED, that the County Manager or his designated representative is hereby authorized and directed for and in the name and on behalf of the County to do all acts and things required of the County in connection with the issuance of tax-exempt and taxable bonds, and to execute and deliver all such additional certificates, instruments and documents, pay all such fees, charges and expenses and to do all

such further acts and things as may be necessary or, in the opinion of the County Manager or his designated representative, desirable and proper to effect the purposes of the foregoing resolution and to cause compliance by the County with all of the terms, covenants and provisions of all applicable law; and be it further

RESOLVED, that these resolutions shall take effect immediately.

Schedule A

CERTIFICATE OF INCORPORATION

OF

SENECA COUNTY FUNDING CORPORATION

A Not-For-Profit Local Development Corporation
under Section 1411 of the Not-For-Profit
Corporation Law of the State of New York

THE UNDERSIGNED, being over the age of eighteen years, for the purpose of forming a not-for-profit local development corporation pursuant to Section 1411 of the Not-For-Profit Corporation Law of the State of New York, hereby certifies as follows:

FIRST: The name of the corporation shall be "Seneca County Funding Corporation" (hereinafter referred to as the "Corporation").

SECOND: The Corporation will be a corporation as defined in subparagraph (a)(5) of Section 102 of the Not-For-Profit Corporation Law of the State of New York and, as provided in Section 1411 of the Not-For-Profit Corporation Law, will be a charitable corporation as defined in Section 201 of the Not-For-Profit Corporation Law. The Corporation shall serve as a supporting organization for, but operate separate and apart from the County of Seneca, New York (the "County").

THIRD: The purposes for which the Corporation is to be formed and operated are exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, to relieve and reduce unemployment, promote and provide for additional and maximum employment, improve and maintain job opportunities, lessen the burdens of government, and act in the public interest. In furtherance of said purposes, the Corporation's powers shall include:

(a) To construct, acquire, rehabilitate and improve for use by others, facilities in the territory in which its operations are principally to be conducted, to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain and/or lease such facilities on its behalf or for others in such territory; to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto;

(b) To acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein;

(c) To apply for loans and borrow money without limit as to amount; to make, draw, accept, endorse, execute and issue negotiable bonds, debentures, notes and other obligations therefor;

(d) To sell, lease, mortgage or otherwise dispose of or encumber any such facilities or any of its real or personal property or any interest therein upon such terms as it may determine;

(e) To enter into covenants and agreements and to comply with all the terms, conditions and provisions thereof, and otherwise to carry out its corporate purposes and to foster and encourage the location or expansion of facilities and related businesses in the territory in which the operations of the Corporation are principally to be conducted;

(f) To apply for and make grants and loans and to execute any and all documents necessary in connection therewith;

(g) To do any other act or thing incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of its members, directors, officers or any private person.

(h) In general, to perform any and all acts and things, and exercise any and all powers which may now or hereafter be lawful for the Corporation to do or exercise under and pursuant to the laws of the State of New York for the purpose of accomplishing any of the foregoing purposes of the Corporation.

FOURTH: The Corporation's mission and public objective, which the Corporation's purposes will achieve, shall include the lessening of the burdens of government and fostering the creation, retention and expansion of jobs and economic opportunities for the benefit of the County, New York State and local economies.

FIFTH: The operations of the Corporation will be principally conducted within the County of Seneca, New York and surrounding communities.

SIXTH: Pursuant to the requirements of Section 1411(e) of the Not-For-Profit Corporation Law:

(a) All income and earnings of the Corporation shall be used exclusively for its corporate purposes with the intent being that all income and earnings will be expended or deposited in appropriate reserves for corporate purposes; to the extent not so used, the income and earnings will accrue and be paid to the Job Development Authority to the extent required by Section 1411 of the Not-for-Profit Corporation Law.

(b) The property of the Corporation is irrevocably dedicated to its corporate purposes. No part of the income or earnings of the Corporation shall inure to the benefit or profit of, nor shall any distribution of its property or assets be made to, any member, director or officer of the Corporation, or private person, corporate or individual, or to any other private interest, except that the Corporation may

repay loans made to it and may repay contributions (other than dues) made to it to the extent that any such contribution may not be allowable as a deduction in computing taxable income under the Internal Revenue Code of 1986, as amended.

(c) If the Corporation accepts a mortgage loan or loans from the New York Job Development Authority, the Corporation shall be dissolved in accordance with the provisions of paragraph (g) of Section 1411 of the Not-For-Profit Corporation Law upon the repayment or other discharge in full by the Corporation of all such loans.

SEVENTH: (a) The Corporation shall not attempt to influence legislation by propaganda or otherwise, or participate or intervene, directly or indirectly, in any political campaign on behalf of or in opposition to any candidate for public office.

(b) The Corporation shall not engage in any activities not permitted to be carried on by an organization exempt from federal income taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

(c) Nothing in this Certificate of Incorporation shall authorize this corporation, directly or indirectly, to engage in or include among its purposes any of the activities mentioned in Section 404(a)-(w) of the Not-for-Profit Corporation Law, and therefore the corporation is not formed to engage in any activity or for any purpose requiring consent or approval of any state official, department, board, agency or other body and no such consent or approval is required.

EIGHTH: In the event of the dissolution of the Corporation or the winding up of its affairs, the Board of Directors shall, after paying or making provision for the payment of all debts and liabilities of the Corporation of whatsoever kind or nature, distribute all of the remaining assets and property of the Corporation to the County for furtherance of the purposes set forth in Section 1411 of the Not-for-Profit Corporation Law. Any of such assets not so disposed of shall be disposed of by order of the Supreme Court of the State of New York pursuant to Section 1008 of the Not-For-Profit Corporation Law.

NINTH: The office of the Corporation shall be located in Seneca County, New York.

TENTH: The offices of the Corporation shall be functionally separate from those of the County or any of its affiliated entities (collectively, the "County Entities") (although such office may be in a facility leased from the County or any of its affiliates on arms-length terms). The Corporation at all times shall:

(a) maintain separate accounting records and other corporate records from those of the County Entities;

(b) not divert the Corporation's funds to any other person or for other than the use of the Corporation and not commingle any of the Corporation's assets with those of the County Entities;

(c) pay any employee, consultant or agent of the Corporation, or any other operating expense incurred by the Corporation, from the assets of the Corporation and not from the assets of any of the County Entities;

(d) maintain its own deposit account or accounts, separate from those of the County Entities, with commercial banking institutions and/or trust companies;

(e) to the extent that the Corporation contracts or does business with vendors or service providers where the goods and services provided are partially for the benefit of any other person, the costs incurred in so doing shall be fairly allocated to or among the Corporation and such persons for whose benefit the goods and services are provided, and the Corporation and each such person shall bear its fair share of such costs;

(f) conduct its business in its own name and conduct all material transactions between the Corporation and the County Entities only on an arm's-length basis;

(g) observe all necessary, appropriate and customary corporate formalities, including, but not limited to, holding all regular and special members' and directors' meetings appropriate to authorize all corporate action, keeping separate and accurate minutes of such meetings, passing all resolutions or consents necessary to authorize actions taken or to be taken, and maintaining accurate and separate books, records, and accounts, including, but not limited to, intercompany transaction accounts. Regular members' and directors' meetings shall be held at least annually;

(h) ensure that decisions with respect to its business and daily operations shall be independently made by the Corporation (although the officer making any particular decision also may be an employee, officer or director of the County Entities);

(i) act solely in its own corporate name and through its own authorized officers and agents, and use its own stationery;

(j) other than as expressly provided herein, pay all expenses, indebtedness and other obligations incurred by it;

(k) not enter into any guaranty, or otherwise become liable, with respect to any obligation of the County Entities;

(l) cause any financial reports required of the Corporation to be prepared in accordance with generally accepted accounting principles and be audited annually and be issued separately from, although they may be consolidated with, any reports prepared for any member of the County Entities; and

(m) ensure that at all times it is adequately capitalized to engage in the transactions contemplated herein.

ELEVENTH: The types or classes of Membership in the Corporation and the number of Members of the Corporation shall be described in the Corporation's By-laws. The initial Member of the Corporation shall be the County.

TWELFTH: The Corporation shall be managed by a Board of Directors consisting of not less than three (3) nor more than fifteen (15) Directors. Any subsequent increase or decrease in the size of the Board of Directors will require the approval of the Members and the affirmative vote of a majority of the Directors.

THIRTEENTH: The names and addresses of the initial Directors of the Corporation will be as follows:

Name	Address
G. Thomas Macinski	9934 Route 414, Hector, NY 14841
Steven Brusso	228 E. Main St, Waterloo, NY 13165
Robert Kernan	25 Tall Oaks Drive, Seneca Falls, NY 13148

FOURTEENTH: The duration of the Corporation shall be perpetual.

FIFTEENTH: The Corporation shall indemnify each Member, each Director, each officer, and, to the extent authorized by the Board of Directors, each other person authorized to act for the Corporation or on its behalf, to the full extent to which indemnification is permitted under the Not-For-Profit Corporation Law.

SIXTEENTH: The Secretary of State of the State of New York is designated as agent of the Corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the Corporation served upon him is as follows: Seneca County Funding Corporation, 1 DiPronio Drive, Waterloo, NY 13165.

SEVENTEENTH: The By-laws of the Corporation may be adopted, amended or repealed by a majority of the Directors of the Corporation.

EIGHTEENTH: The Corporation will not do any of the following:

(a) Without the affirmative vote of the Members of the Corporation and the affirmative vote of a majority of the Directors, increase or decrease the number of Members of the Corporation or increase or decrease the number of Directors of the Corporation.

(b) Without the affirmative vote of a majority of the Directors of the Corporation and all of the Corporation's members, (i) dissolve or liquidate, in whole or in part, or institute proceedings to be adjudicated bankrupt or insolvent, (ii) consent to the institution of bankruptcy or insolvency proceedings against it, (iii) file a petition seeking or consenting to reorganization or relief under any applicable federal or state law relating to bankruptcy or insolvency, (iv) consent to the appointment of a receiver, liquidator, assignee, trustee, sequestrator or other similar official of the Corporation or a substantial part of its property, (v) make a general assignment for the benefit of creditors, (vi) admit in writing its inability to

pay its debts generally as they become due or (vii) take any corporate action in furtherance of the actions set forth in clauses (i) through (vi) of this paragraph.

(c) Without the affirmative vote of all of the Directors of the Corporation and all of the Corporation's members, merge or consolidate with any other corporation, company or entity or, except to the extent contemplated by paragraph THIRD hereof, sell all or substantially all of its assets or acquire all or substantially all of the assets or capital stock or other ownership interest of any other corporation, company or entity.

**SENECA COUNTY BOARD OF SUPERVISORS' CHAIR AUTHORIZED TO SIGN 2016
MENTAL HEALTH SERVICES PROVIDER-AGENCY CONTRACTS**

RESOLUTION NO. 25-16, moved by Supervisor Kaiser, second by Supervisor Reynolds and adopted.

WHEREAS, the Department of Mental Health enters into services contracts each year with Lakeview Mental Health Services, Inc.; Finger Lakes Parent Network; Glove House; Unity House of Cayuga County; the Franziska Racker Centers; Seneca-Cayuga ARC and the Council on Alcoholism and Other Chemical Dependencies of the Finger Lakes, Inc., to provided mental health and alcoholism services to the residents of Seneca County; and

WHEREAS, the funds used for these contracts are passed though state aid monies from New York State Office of Mental Health and New York State Office of Alcoholism and Substance Abuse Services; and

WHEREAS, the total state dollars-invested amount for these contracts is \$1,008,000 (revenue account 10.4300.43000 and expense account 10.4300.54700) with no local mandated share; and

WHEREAS, these contracts have been approved by the Mental Health Committee of the Seneca Board of Supervisors; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the 2016 services providers' contracts for Lakeview Mental Health Services, Inc.; Finger Lakes Parent Network; Glove House; Unity House of Cayuga County; the Franziska Racker Centers; Seneca-Cayuga ARC and Council on Alcoholism and Other Chemical Dependencies of the Finger Lakes, Inc.

New Business

Supervisor Churchill moved the suspension of the rules in accordance with Rule of Order No. 29 to introduce the following resolution:

**SUPERVISORS ABOLISH (1) FULL-TIME TYPIST POSITION AND CREATE AND
AUTHORIZE FILLING OF (1) FULL-TIME STAFF RESOURCES ASSISTANT POSITION
EFFECTIVE IMMEDIATELY**

RESOLUTION NO. 26-16, moved by Supervisor Davidson, second by Supervisor Reynolds and adopted.

WHEREAS, there are two secretarial positions in the Seneca County District Attorney's Office, a Typist position at Grade 2 of the CSEA Salary Schedule and a Confidential Secretary, a management position that falls near a Grade 6; and

WHEREAS, the Typist position was previously a Paralegal position at Grade 7 in 2010, but was reduced to a Grade 2 Typist position without proper consideration of the work duties and responsibilities; and

WHEREAS, although the pay grade of the Typist position is substantially less than the Confidential Secretary position, the Typist and Confidential Secretary perform many similar duties; and the Typist is expected to cover the Confidential Secretary's duties in the event of an absence; and

WHEREAS, there are funds available in the 2016 District Attorney Budget; and

WHEREAS, the Government Operations Committee approved the abolishing of one (1) Typist position and creating and filling one (1) Staff Resources position (Grade 4) at its meeting on January 26, 2016; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby abolishes one (1) Full-time Typist position and creates and authorizes filling one (1) Full-time Staff Resources position at Grade 4 of the CSEA Salary Schedule effective immediately.

Supervisor Kaiser moved the suspension of the rules in accordance with Rule of Order No. 29 to introduce the following resolution:

MONROE COUNTY CRIME LABORATORY PRICING FOR FORENSIC SERVICES

RESOLUTION NO. 27-16, moved by Supervisor Davidson, second by Supervisor Kaiser and adopted.

WHEREAS, for many years, Seneca County has relied on forensic services contracted with Monroe County Crime Laboratory (the Lab); and

WHEREAS, the law enforcement agencies of Seneca County believe it imperative to continue contracting forensic services with the Lab because of no current, as capable, alternative; and

WHEREAS, the cost for these services was \$14,925 for both FY2014 and FY2015; and

WHEREAS, in August 2015, the Lab identified an intent to significantly increase the cost of forensic services based on historic use and specific types of analysis; and

WHEREAS, Seneca County negotiated a phased in schedule of costs over three years; and

WHEREAS, Seneca County typically appropriates funds for all county forensic services to include the Seneca Falls Police Department, the Waterloo Police Department and the Interlaken Police Department, a service expense of a shared constituency likely born by the county in the absence of these departments; and

WHEREAS, born of a meeting with the Seneca County District Attorney, the Chiefs of Police and the County Manager it is recommended the administration of the annual forensic services contract

remain within the Sheriff's department and be specifically addressed each annual budget process in pursuit of cost reduction and efficiencies; and

WHEREAS, at its January 26, 2016 meeting, the Public Safety Committee recommended this resolution be adopted by the full Board of Supervisors; now, therefore be it

RESOLVED, that Seneca County joins with the Lab to provide forensic services along the schedule; \$25,000 in 2016, \$35,000 in 2017, \$35,000 in 2018 and use a three year moving average of cumulative, actual costs per analysis, in years after; and be it further

RESOLVED, that the County Manager be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes of this Resolution, subject to prior review and approval of those documents by the Office of the County Attorney.

2015-16 PUBLIC SAFETY ANSWERING POINT OPERATIONS GRANT ACCEPTANCE

RESOLUTION NO. 28-16, moved by Supervisor Davidson, second by Supervisor McGreevy and adopted.

WHEREAS, the New York State Division of Homeland Security & Emergency Services announced the 2015-2016 PSAP Operations Grant on November 13, 2015; and

WHEREAS, the Grant allows for State support to counties for eligible public safety call-taking and dispatching expense; and

WHEREAS, the State support is in the form of reimbursement for operating expenses to the PSAP, including personal services; and

WHEREAS, the enacted state budget for 2015 - 2016 appropriates \$10 million for all those eligible (62 counties); and

WHEREAS, the Public Safety Answering Points Operations Grant is non-competitive and will allocate money by a formula which equitably distributes funding among counties based on quantifiable elements and relevant metrics, with no local match; and

WHEREAS, Resolution No. 269-15 authorized the application by Seneca County for this PSAP Operations Grant in the amount of \$159,159.37 and Seneca County was awarded \$166,635.00; and

WHEREAS, \$136,635 of this award will be allocated to purchase networking equipment to add redundancy to the Seneca County network, plus additional equipment to enable a redundant internet connection for Seneca County; and

WHEREAS, the remaining award of \$30,000 will be allocated to fund a consultant to assist with accreditation in the E-911 Center to maximize the efficiency and strive for a higher standard of excellence for emergency dispatch and communication; and

WHEREAS, the 2016 Seneca County budget will be amended to reflect this grant award; and

WHEREAS, the Public Safety Committee approved this resolution on January 26, 2016; now, therefore be it

RESOLVED, the Board of Supervisors accepts this gran and that the County Manager be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes of this Resolution, subject to prior review and approval of those documents by the Office of the County Attorney; and further, therefore be it

RESOLVED, that the county treasurer is hereby authorized to amend the budget as follows:

Increase Revenue Line 103020- 43306: \$166,635

Increase Expense Line 103020-54701: \$166,635

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO
SIGN A CONTRACT WITH NANCY FUHR-BONN TO PROVIDE SERVICES FOR
THE PRE-SCHOOL PROGRAM**

RESOLUTION NO. 29-16, moved by Supervisor McGreevy, second by Supervisor Davidson and adopted.

WHEREAS, the Health Department is required to contract with professionals to provide services for the children enrolled in the pre-school program; and

WHEREAS, there is a need for a social worker to meet the needs of children enrolled in this program; and

WHEREAS, Nancy Fuhr-Bonn, Trumansburg, NY would like to renew her contract to provide these services; and

WHEREAS, the money is in the Public Health Budget 104149-54700; and

WHEREAS, the contract will expire on December 31, 2016 and Ms. Fuhr-Bonn will be compensated at the rate not to exceed \$50 per half hour session; and

WHEREAS, the Public Health Committee has authorized this contract; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with Nancy Fuhr-Bonn to provide services for the pre-school program.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN
A SERVICE AGREEMENT WITH THE S2AY RURAL HEALTH NETWORK FOR NETWORK
MEMBERSHIP AND QUALITY IMPROVEMENT ACTIVITIES**

RESOLUTION NO. 30-16, moved by Supervisor McGreevy, second by Supervisor Churchill and adopted.

WHEREAS, the S2AY Rural Health Network is comprised of the public health departments in eight counties (Schuyler, Steuben, Seneca, Yates, Ontario, Wayne, Livingston and Chemung); and

WHEREAS, the Network has been in existence since 1997 with Seneca County joining in 2003; and

WHEREAS, the Network's mission is to "integrate, promote, and expand appropriate components of the public health service delivery system to improve health outcomes for all residents of the network region. The goal is to ensure coordinated services across an eight county area and to streamline administrative processes, planning and funding activities; and

WHEREAS, the cost of the membership is \$17,000; and

WHEREAS, the funds are in the 2015 departmental budget 104010-54270; and

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a service agreement with the S2AY Rural Health Network for network membership and Quality Improvement activities for 2016 at a cost of \$17,000.

Supervisor Churchill moved the suspension of the rules in accordance with Rule of Order No. 29 to introduce the following resolution:

**CHAIRMAN AUTHORIZED TO SIGN CONTRACT WITH SENECA COUNTY CHAMBER OF COMMERCE RE: NYS MATCHING FUNDS PROGRAM & TOURISM SERVICES AND
TREASURER AUTHORIZED TO RELEASE FUNDS IN ACCORDANCE WITH THE
PAYMENT SCHEDULE FOR 2016**

RESOLUTION NO. 31-16, moved by Supervisor Churchill, second by Supervisor Shipley and adopted.

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

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

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

RESOLVED, that the Seneca County Board of Supervisors authorizes the Chairman of the Board of Supervisors to sign a contract memorializing the terms of the proposal in a form and content approved by the County Attorney, the term to commence January 1, 2016 through December 31, 2016; and be it further

RESOLVED, that the Seneca County Board of Supervisors authorizes the Treasurer to release funds under Seneca County Budget 2016 line 108021-54700 (Tourism-Tourism CO) to the Chamber according to the terms of Schedule B of said Contract:

Schedule B

Seneca County Chamber of Commerce Contract NYS Matching Funds Program and Tourism Services Payment Schedule for 2016

		<u>Matching Funds Program</u>	<u>Tourism Services</u>
Payment 1	February 2016	\$ 59,543.00	\$ 49,231.25
Payment 2	April 2016	0.00	49,231.25
Payment 3	July 2016	0.00	49,231.25
Payment 4	October 2016	0.00	49,231.25
Total		\$ 59,543.00	\$ 196,925.00

Supervisor Kaiser moved the suspension of the rules in accordance with Rule of Order No. 29 to introduce the following resolution:

RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW B OF YEAR 2016 REPEALING LOCAL LAW 1 OF 2012 AMENDING LOCAL LAW NUMBER 9 OF 2007 AND PROVIDING FOR A PUBLIC HEARING

RESOLUTION NO. 32-16, moved by Supervisor Kaiser, second by Supervisor Garlick Lorenzetti and adopted by 640 ayes, 68 abstentions (Lazzaro) and 42 not present (Hayssen).

WHEREAS, Local Law number 9 of 2007 provides for the creation of the position of County Manager and setting the duties and term of office thereof; and

WHEREAS, Section 8 of such Local Law further provides for the specific powers and duties of said office; and

WHEREAS Section 8 of said Local Law was amended by Local Law 1 of 2012; and

WHEREAS it is the recommendation of the Finance Committee that the authority of the County Manager to transfer funds within budget object codes be increased to a maximum amount of \$20,000; and

WHEREAS, this resolution has been introduced from the floor pursuant to Rule 29 of the Board of Supervisors Rules of Order; now, therefore, be it

RESOLVED that Local Law B of 2016 entitled "A Local Law Repealing Local Law 1 of 2012 and amending Local Law No. 9 of 2007" be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

SECTION ONE: Local Law Number 1 of 2012 is hereby Repealed, and

SECTION TWO: Local Law Number 9 of 2007 is hereby amended as follows:

Paragraph 7 of Section 8 of said local law is amended to read as follows: "7. Execute and approve contracts in the name of the County, up to \$20,000, subject to the rules and regulations of the Board of Supervisors."

Paragraph 8 of Section 8 of said local law is amended to read as follows: “8. Be authorized to transfer funds within the budget within all object codes, up to \$20,000.00 subject to the transfer policy of the Board of Supervisors.”

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 in the Board of Supervisors meeting room at the County Office Building, 1 DiPronio Drive, Waterloo New York at 6:00 P.M. March 8, 2016; 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.

Supervisor Davidson moved the suspension of the rules in accordance with Rule of Order No. 29 to introduce the following resolution:

**SUPERVISORS AUTHORIZE THE PURCHASE OF A COMPUTER APPLICATION MODULE
TO AID IN PRESCRIPTION DRUG ADMINISTRATION IN SUPPORT OF THE
LAW ENFORCEMENT FACILITY**

RESOLUTION NO. 33-16 moved by Supervisor Davidson, second by Supervisor Churchill and adopted.

WHEREAS, the Sheriff requested and the Law Enforcement Facility is in need of a computerized prescription drug dispensing and administration capability; and

WHEREAS, Black Creek Integrated Systems Corporation is the operating system currently used by the Law Enforcement Facility; and

WHEREAS, the E-Prescribe Module application software is compatible with the current system in use by the Law Enforcement Facility; and

WHEREAS, the total cost of the application software is \$10,285.00; and

WHEREAS, funding is provided for this purpose in the adopted 2016 Seneca County Budget account line 103150 54700; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the purchase of the application software E-Prescribe Module from Black Creek Integrated Systems Corporation at a cost of \$10,285.00 from account line 103150 54700 in the adopted 2016 Seneca County Budget.

Supervisor Davidson moved the suspension of the rules in accordance with Rule of Order No. 29 to introduce the following resolution:

**SUPERVISORS REAFFIRMATION OF NEW YORK STATE
DIVISION OF CRIMINAL JUSTICE SERVICES GRANT**

RESOLUTION NO. 34-16, moved by Supervisor Reynolds, second by Supervisor Wadhams and adopted.

WHEREAS, the New York State Division of Criminal Justice Services issued a \$20,000.00 grant in 2015 to Seneca County to assist with anti-drug, anti-violence and anti- crime efforts of the District Attorney's Office; and

WHEREAS, the grant covers 100% of the cost of the project with no additional cost to the County; and

WHEREAS, the Seneca County Board of Supervisors accepted the grant by adopting Resolution No. 282-14; and

WHEREAS, \$4,031.00 was expended during FY2015 and no provisions of the remaining \$15,969 were made in the FY2016 budget; and

WHEREAS, the District Attorney identified viable expenditures in concurrence with the grant requirements and the NYS Division of Criminal Justice Services requested a renewed emphasis of the execution of the grant funds, therefore be it

RESOLVED, that the County Manager is hereby authorized and directed to sign any and all necessary contract documents with the New York State Division of Criminal Justice Services; and be it further

RESOLVED, that the Seneca County Treasurer is hereby authorized and directed to amend the proposed 2016 Seneca County Budget as follows:

Create budget account for DCJS LG 14 Grant	
Add Revenue:	101165-43097 +\$15,969.00
Increase Expense:	101165-54701 +\$15,969.00

Under discussion of Resolution No. 34-16, District Attorney Barry Porsch explained that the this resolution did not have time to go before the committee prior to the board meeting because the time frame of when he received the information to amend the grant documents and when it was due back to the state could not wait until the March board meeting.

Executive Session

Supervisor Garlick Lorenzetti moved that the board convene in executive session to discuss the proposed acquisition of real property and publicity would substantially affect the value thereof. The Board of Supervisors met in executive session from 9:05 – 9:20 p.m.

The Board of Supervisors reconvened in open session with no action taken from the executive session.

Special Order of the Day

The meeting adjourned at 9:21 p.m.