

Seneca County Board of Supervisors
Regular Meeting
April 11, 2017

Call to Order

Chairman Shipley 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. Sprvr. Westfall was not present.

Pledge of Allegiance and Moment of Silence

Presentation

Tourism Promotion Agency – Quarterly Report – Jeff Shipley, President / Executive Director of the Seneca County Chamber of Commerce. The Seneca County tourism industry welcomed the opening of del Lago Resort and Casino in February. In 2016, Seneca County was one of six counties in the region to realize visitor spending growth each year since 2012. First quarter expenses to date totaling \$88,836 (a third was for Regional Marketing and Advertising and Marketing. Future initiatives include Ride Sharing Services with Uber and Lyft - anticipated being in the county this summer; a new visitor center located at Rts 318/414; FAM-iliarization Tour designed to equip industry professionals with first-hand knowledge of our product mix.

Petitioners

a. John C. Garee, resident, Seneca Falls. Mr. Garee said the odors from the landfill remain unchecked. He has complained to the landfill hot line – but to no avail. He claims the host agreement between Seneca Falls and the landfill states the odor has to be kept on landfill property. He and his spouse met with Assembly Minority Leader Kolb; and while Leader Kolb was sympathetic, he said New York State does not have anything to do with the landfill. Mr. Garee suggested the implementation of a tipping fee for any garbage originating outside the county and brought to the landfill.

b. Casey McDonald, resident and property owner, Seneca County. Mr. McDonald urged the Board of Supervisors to reconsider its stance regarding denial of building permits when the property has delinquent taxes and eliminate tax enforcement language from the building permit local law, citing willful misconduct of a reasonable and uniformly enforce rule or policy and a breach of elected officials Oaths of Office.

Sprvrs. Hayssen and Churchill said they did not agree with denying operating or building permits if the property owner is delinquent in taxes. Sprvr. Kaiser said he would like to see a report showing how this law on our books has benefitted the county.

c. Allison Stokes, property owner, Seneca Falls. Ms. Stokes expressed her ongoing opposition to the landfill due to many environmental issues including offensive odors, health concerns, and decline in property value. She questioned why the county has yet to create a county-wide solid waste plan.

Open Privilege of the Floor

Robert McGill, resident, Waterloo. Mr. McGill stated that a tipping fee needs to be imposed by state legislation; that it is not a law that a county have a solid waste plan but it is an expectation of the state without enforcement; that New York City is rated one of the greenest cities in the United States; and that allegations of the landfill emitting toxic substance has never been proven exist – and that all reports to the DEC are in good standing.

Doug Avery, resident, Seneca Falls. Expressed opposition to the landfill saying the entire county’s quality of life is negatively affected. He also disagreed with the Chamber of Commerce’s stance in speaking out in support of the landfill because they are a chamber member. He said the location of the landfill is such that it’s the first sight tourist see when coming down Route 414. He said that in reading reviews of the local hotels near the landfill, some of them mention the odor and the nearness of a landfill. This will certainly have a negative impact on tourism.

John Dendis, resident, Junius, spoke against the landfill, claiming he can’t go outside because of the smell. He admitted the odor has improved since a year ago, but it remains worse than it was two years ago. He thinks young people leave the area because of the landfill odors.

Kyle Black, Seneca Meadows Regional Manager, said they have been working on the odor problem since last year. Eighty percent of the process has been completed. Odor complaints are down.

Sandy Garee, resident, Seneca Falls, said she and her husband were going to retire in Seneca Falls, but have changed their minds and will leave the area because of the odor issue. She said Seneca Falls will do nothing to protect its residents against the landfill.

Chairman Shipley recognized Sprvr. Lazzaro, who objected to the claims that young people are leaving the area because of the landfill and the odor, stating that there are many reasons why young people leave the area such as moving because of job opportunities.

Approval of Meeting Minutes

The minutes for the March 21 board meeting were approved.

Submission of Claims for Audit

Sprvr. Davidson moved that the following vouchers, having gone through the proper auditing process; be approved for payment.

Supervisors vouchers	totaling	\$	1,436,049.66
Workforce Development vouchers	totaling	\$	23,205.39

Self-Insurance vouchers	totaling	\$	6,252.64
County Airport vouchers	totaling	\$	8,067.29
Highway Transportation vouchers			
Maintenance & State Snow	totaling	\$	7,174.29
Highway Machinery	totaling	\$	51,562.08
	Highway Total	\$	58,736.37
Water 1	totaling	\$	691.21
Sewer 1	totaling	\$	13,553.89
Sewer 2	totaling	\$	19,492.14
Capital Project – 318 Sewer	totaling	\$	1,064.75
Capital Project – BonaDent	totaling	\$	6,345.67
Capital Project – Water & Sewer Projects	totaling	\$	23,973.25

Reports of Standing Committees

Public Health Services – Sprvr. McGreevy, Chairman. The Committee recommended that the county amend the fee schedule for Code Enforcement to include operation permits for mass gatherings and large events offered by del Lago Casino and Resort.

We recommended a board resolution supporting funding by state and federal government, to research the cause, determine best management practices for controlling the HABS, and provide funding opportunities to implement these best management practices in our region.

We approved a contract with the NYS Department of Health for the Lead Poisoning Prevention Program Grant in the amount of \$27,386.00 for the period of October 1, 2016 through September 30, 2017.

Public Safety Committee – Sprvr. Davidson, Chairman. At the meeting of the Public Safety Committee we voted in favor of supporting legislation sponsored by Senator Ortt to repeal part of the SAFE Act for counties north of New York City; and we voted in favor of a proposed local law that would allow the sale of sparkler devices in Seneca County. Both of these items are on the agenda tonight.

Finance, Assessment & Insurance Committee – Sprvr. Davidson, Vice-Chairman. The Committee recommended refilling a position for Senior Account Clerk in the Finance Department and any positions vacated due to the refill. We recommended a board resolution to extend the additional 1% sales tax by seeking home rule legislation from our NYS representatives. We do this every two years in accordance with NYS law. We recommended a board resolution to amend the county budget to allow for the revenue received from the casino for gambling prevention and treatment. The budget amendments are ‘net neutral’ meaning any additional revenue is offset by expenses. There is no effect on the undesignated fund balance.

The Finger Lakes regional Land Bank Corporation will be soliciting transfer of residential properties to the Land Bank through the Seneca County Tax Foreclosure process. There are four

properties that are expected to come up at the tax foreclosure sale scheduled for April 1, 2017 that would be good options. Bill Bordeau, president of the FLRLB, said the land bank has \$150,000 in state grant that must be spent by August; in addition, the Land Bank applied for a state grant in the amount of \$500,000. The \$150,000 would be used to purchase the property and make upgrades necessary before they re-sell the property. The buyer must own and reside on the property. The committee scheduled a special meeting for March 14 at 5:30 p.m. to review the list of properties for sale and to recommend which properties on which to bid.

There is a resolution on tonight's agenda to award the Workers Compensation third party administration bid to POMCO, 2425 James St. Syracuse, NY and authorize the County Manager to sign all necessary contract documents in collaboration with the County Attorney and the Risk Manager.

Finally, we voted in favor of extending the tax rolls and bills for the villages, towns and school districts.

Human Services Committee – Sprvr. Lazzaro, Chairman. At its March meeting the committee approved a contract with Glove House, Inc. for child welfare related services, not to exceed \$513,139.00; and we approved several refills as recommended by the Vacancy Committee

Planning, Development, Agriculture & Tourism Committee – David Kaiser, Chairman. The committee recommended several appointments to various boards and committees: reappointing Sprvrs. Reynolds and McGreevy as its representatives on the Seneca County Soil & Water Conservation District Board; a resolution re-appointing Roy Gates, County Highway Superintendent to the GTC Planning Committee for a term of one year ending December 31, 2017 and to re-appoint the County Manager Sheppard as the Alternate for the Board Chairman until such appointment is revoked in writing; a resolution appointing /re-appointing members of the Seneca County Agriculture Enhancement Board in order to align the AEB membership in the proper rotation of terms in accordance with NYS Agriculture and Markets Law Article 25AA §302.

In addition to the appointments, the Committee approved a two-year lease option with Air Methods Corporation to rent a hangar at the FL Airport. The lease shall provide for monthly rental at the rate of \$3,500.00 and for the Lessee to purchase fuel from the County at the County airport for aircraft; we recommended a board resolution calling on the Governor and the New York State Legislature to provide funding statewide to support local, regional, county, and municipal participation in the LUCA Program; we recommended a resolution declaring that the Seneca County Board of Supervisors has amended Part 1 of the FEAF for the Route 318 sanitary sewer Project and notified all involved and interested agencies; has completed a review of updated Parts 2 and 3 of the FEAF and any comments received from involved or interested agencies; and that based upon the examination of the FEAF and other available supporting information, and considering both the magnitude and importance of each

relevant area of environmental concern, and based further upon the County's knowledge of the area surrounding the Project, the Seneca County Board of Supervisors makes the determination that the Project will not have a significant adverse environmental impact; we recommended a resolution authorizing the abolishment of one position for full-time Airport Manager and create three part-time positions for Building Maintenance Mechanic at the Finger Lakes Regional Airport at the hourly rate for the part-time Airport Manager positions be set at \$25.00 per hour and the hourly rate for the part-time Building Maintenance Mechanic positions be set at \$15.00 per hour.

Government Operations Committee – Sprvr. Garlick Lorenzetti, Chairwoman. The committee recommended several resolutions on tonight's agenda. We will be planting a tree to mark the 100th Anniversary of the birth of the Betty Auten, who served as the Seneca County Historian from January 1, 1978 until July 25, 1997; a resolution that would revise our policy on breast and prostate cancer screening to encompass ALL cancer screenings; a resolution directing that a letter be sent to the governor regarding our strong opposition to NYS unfunded mandates. NYSAC is urging counties to send a message to Albany that unfunded state mandates have to stop. Specifically the cap on the county tax levy every year, and the vetoing by the governor of the Public Defense Mandate Relief Act.

Regarding the sales tax sharing, the recommendation of the Government Operations Committee is to first realize the prospective growth of sales tax revenue as a result of the del Lago Resort & Casino as well as other economic development potential before committing to a distribution of County revenue among the 14 municipalities of the County. The Committee was tasked with making recommendations and providing options for the distribution of sales tax revenue to the 14 municipalities concurrent with the annual budget adoption process beginning with FY2018. The members of the committee, appointed by Chairman Westfall, will remain the same under Chairman Shipley. The Government Operations Committee will defer to the Special Sales Tax Committee. Sprvr. Westfall made a comment that if there is any overage for this year, he would like to see some of the revenue distributed in 2017.

Public Works Committee – Sprvr. Trout, Chairman. In addition to the resolutions on tonight's agenda, the Committee discussed the completion of the Seneca-Cayuga Trail. The town of Waterloo has earmarked \$175K to fund the completion of the Sen-Cay Trail (specifically the portion that goes over the railroad tracks on 96A and into the state park). The proposal is for the county to fund \$35K. We are currently looking for sources of funding such as the occupancy tax; tobacco monies; or undesignated reserve fund. The county manager will also reach out to Empire State Development for grant funding.

The Committee is also reviewing a proposal from Day Automation for access controls and closed circuit tv equipment for the Public Health & Senior Services Building (aka: BonaDent building).

Mental Health Services Committee – Sprvr. Wadhams, Chairman. The Committee discussed the condition of the Drop-In Center. The Facilities Superintendent reported that necessary upgrades and

repairs to the Drop-In Center are numerous, estimating the total cost at \$139,647. In the past six years maintenance expenses were \$136,889. There isn't a separate budget for the Drop-In Center. It had originally been funded through the Reinvestment funding program. The desire of the Community Services Board (CSB) for the Drop-In Center is that the location should remain within walking distance of a downtown. Keeping the Drop-In Center in Seneca Falls is preferred. The clients walk to the DIC from Academy Square where the Seneca Ontario Community Services (SOCS) programs are administered. Transportation is not provided by the DIC. And many clients will not use public transportation due to their disability. The building must be ADA compliant.

Chairman's Remarks

Good evening fellow supervisors, county employees and welcomed guests:

On the heels of the county's latest weekly payment to Albany of nearly \$112,000 (for Medicaid), comes news our state leaders have reached a \$153.1 billion budget accord. Each year, the state budget process starts out with hope and optimism by every single hard-working NY taxpayer.

Unfortunately, this year (like too many others) much of that optimism has been replaced by disappointment and anxiety. This new state budget offers no relief for the unreasonable, unfunded mandates that continue to exaggerate all property taxes.

As you have heard me say time and again, New York State's Medicaid program alone is the biggest and most unsustainable in our nation. Instead of finding ways to make the Medicaid program more manageable, the State has doubled down and actually grew the program. Our Governor has suggested any change in Federal policy towards reduced incentives or reimbursements will cause multi-billion dollar deficits to New York State that will, in turn, be passed down to the counties to deal with.

To help "prepare" counties, this new budget also imposes a new mandate - the creation of a county panel to study ways to further reduce property taxes thru shared services. While the initiative may seem logical, it ignores the fact that most upstate counties have already explored and enacted shared-service agreements wherever possible. They did so, out of necessity, to reduce the excessive tax burdens largely created by those same state mandates. Regardless of the new shared-service study findings, I am hopeful that Albany politicians will someday realize that the single greatest way to reduce property taxes in New York is for Albany to cut spending and eliminate the unfunded mandates that are crippling our county budgets.

Until that day, I remind each of you gathered here tonight... that Seneca County is responsible for our own future. We cannot look solely to the state to help solve our problems or

challenges. We must work collaboratively to enact meaningful change that will help our community grow and prosper.

Two areas that can help move Seneca County forward are its workforce and economic development. As discussed in previous remarks, attracting and retaining the best and brightest to Seneca County government should be of utmost importance to all of us. The substantial investment that we make in our employees is effectively lost when they leave our county for higher paying (sometimes lateral) positions in neighboring communities; To demonstrate this reality, County Manager Sheppard and Personnel Director Corona have identified that 64% of employees who resigned within the last two years, left for jobs that paid more. In researching nine of the most common positions, Seneca County had the lowest starting comparable pay among our contiguous neighbors. On average, a new worker starting in Seneca County made 81 percent of their regional counterparts. Needless to say... we need to address this problem sooner not later, to elevate both our compensation and expectation levels for these valuable workers.

Finally, I am pleased to report that the Chamber, IDA and County continue to move forward towards creating a unified strategic economic development plan. This collaboration and leadership is exactly the type of synergy that is needed to make Seneca County a better place to live, work and visit. I encourage all interested stakeholders to become engaged in this process. It is my understanding that an initial public input session has been scheduled for Thursday, May 11 at the South Seneca High School cafeteria. I applaud these efforts and look forward to the input gathered from our community.

Thank you for your attention and your help with improving Seneca County for future generations.

County Manager's Remarks

A meeting with Senator Helming occurred with the county manager, the board chairman, and the majority and minority leaders of the Seneca County Board of Supervisors. The senator was exposed to some long term issues for Seneca County, including, the home rule request to increase the county's occupancy tax by one percent that has been ignored for two years; and the desire for NYS DOT to realign Seneca County from Region 3 to Region 4. Unfunded and underfunded mandates imposed by New York State, coupled with a state imposed property tax cap, was also discussed. Regarding lost property taxes due to Cayuga Nation ownership, Senator Helming said in the FY 2018 NYS budget, Seneca County will receive \$310,000 in tax relief.

Water District 1, which is under the authority of the County, owes abutting districts money. The Finance Director has identified administrative discrepancies and inaccurate meter readings. We need to have confidence in our metering. The next step is the fairness of the distribution of the money owed.

County-wide Shared Services Plan (SSP) – legislation was passed by NYS for counties to create a shared services plan that will lower property taxes. The county manager is designated by statute to coordinate the plan and to head a “Shared Services Panel” whose membership will be the mayors of villages and supervisors of the towns. We need to submit the plan by August 1. Under New Business, the county manager will be seeking authorization by the Board to transfer \$2,000 from Contingency to fund the cost associated with the administration and implementation of the Shared Service Plan & Panel.

Communications

59. From the Office of the State Comptroller, the order of the State Comptroller granting permission for the establishment of Route 318 Corridor Sewer Improvement District in Accordance with the description referred to in a resolution (Res. No. 130-16) duly adopted by the Board of Supervisor on June 14, 2016 at a cost not to exceed \$10,028,000, including any applicable aid and contributions.

60. From the Seneca County IDA, the original copies of the Oath of Office statements for Supervisor Don Trout, who is the BoS representative to the IDA.

61. A copy of *February 2017 Highlights* from Emergency Management Director Melissa Taylor, which summaries the activity of Emergency Management and E911 Communications for the month of February 2016.

62. From Kristin L. Frank, Counsel, Legislative Director, Office of Senator Pam Helming, confirmation that they are in receipt of our Request for Home Rule for extending the 1% sales tax and they are coordinating with Minority Leader Kolb’s office.

63. From NYS Homeland and Emergency Services, notification that Seneca County has been awarded \$476,901 under the NYS 2016 Statewide Interoperable Communications Grant Program (2016 SICG-Formula).

64. A copy of the Seneca County IDA February 2, 2017 meeting minutes.

65. A copy of Resolution No. 070-17, adopted by the Wayne County Board of Supervisors, appointing Cindy Andrews, Baldwin Richardson Foods Advanced Manufacturing, as the Wayne County Representative – Private Sector member of the Finger Lakes Workforce Development Board.

66. A copy of Cattaraugus County Resolution No. 127-2017, Supporting S.879C, A.6140 and S.3382 Regarding Repeal of New York SAFE Act for Upstate New York; Cattaraugus County Resolution No. 131-2017, Urging Adoption of Cancer Presumptive Bills for Volunteer Firefighters (Senate Bill S.1411 and Assembly Bill A.711).

67. A copy of Chenango County Resolution No. 57-17P, Urging NYS to Fully Fund all Costs Related to Raising the age of Criminal Responsibility and Ensure that any Statutory or Administrative Changes fully recognize the Responsibility of Locally Elected District Attorneys to Promote Public Safety, Maintain Victims' Rights and Ensure Accountability in the Justice System.

68. A copy of Erie County adopted resolution (Intro. 6-2 (2017)), supporting Congressman Chris Collins' proposal that would amend the replacement for the Affordable Care Act to provide for relief at the local level by preventing states from imposing Medicaid costs on local municipalities outside of NYC as opposed to forcing them on local municipalities.

69. A copy of Broome County adopted Resolution No. 2017-122, Urging Governor Cuomo and the NYS Legislature to fully Fund Indigent Legal Services across NYS; Resolution No. 2017-121, Urging Governor Cuomo and the NYS Legislature to Rescind or Reduce Unfunded Mandates imposed on Counties, Municipalities, School Districts, and businesses and Supporting the adoption of Senate Bill s.2323 (Griffo) and Assembly Bill A.2922 (Brindisi); Resolution No. 2017-124, Urging Governor Cuomo and the NYS Legislature to fully Reimburse Counties for District Attorney Salary Increases by the State; Resolution No. 2017-123, Urging Governor Cuomo and the NYS Legislature to Increase the Counties Share of DMV Revenue to Provide a more Equitable Share for counties operating local DMV offices and Supporting the Adoption of Senate Bill S.1908 (Ritchie) and Assembly Bill A.3397 (Brindisi).

70. From Casey McDonald, a copy of his oral comments presented to the Board of Supervisors under the Petitioner Section of this agenda, regarding the elimination of the tax enforcement language from the local law regarding building permits being denied if the property currently has taxes owed.

71. A copy of the Seneca County Tourism Promotion Agency 2017 First Quarter Report.

RESOLUTIONS & MOTIONS

SUPERVISORS DIRECT PERSONNEL OFFICE TO ISSUE RFP FOR DEFERRED COMPENSATION PLAN ADMINISTRATORS

RESOLUTION NO. 56-17 moved by Sprvr. Davidson, second by Sprvr. Lazzaro and adopted.

WHEREAS, current contracts with Seneca County's Deferred Compensation Plan Administrators expire on July 25, 2017, and

WHEREAS, the Rules and Regulations of the New York State Deferred Compensation Board require that all contracts and agreements in respect of a deferred compensation plan shall be awarded only after receiving competitive proposals; and

WHEREAS, the Rules and Regulations specify that an announcement requesting competitive proposals be published in the State Register and in the official newspaper(s); and

WHEREAS, the Finance, Assessment and Insurance Committee has reviewed and approved this resolution at its March 28, 2017 meeting; now, therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby direct the Personnel Officer to prepare and issue a Request for Proposals (RFP) from deferred compensation plan administrators as specified by the Rules and Regulations.

Motion to Adopt Guidelines for FY2018-19 County Budget Failed

Sprvr. Davidson offered a motion, seconded by Sprvr. Lazzaro, to adopt the guidelines as prepared by County Manager Sheppard for the FY2018-19 budget as follows:

1. FY2018 and FY2019 County budgets will not exceed the mandated NYS Tax Cap.
2. FY2018 and FY2019 County budgets will minimally maintain a flat, but preferably a decreasing, equalized property tax rate on taxable assessed property.
3. Requested appropriations will support the existing level of services or be justifiably leveraged to enhance efficiencies or cost savings. Departments are expected to provide written justification for each line item and, from that, determine their budget requirements. A brief, written annotation will identify the reasoning behind the budgeted amount. Departments will make every effort to reduce or maintain net county cost at FY2016 levels or, if necessary, defend an increase within tax cap compliance.
4. Departments will make every effort to contain costs for FY2018 and FY2019, specifically overtime and compensation time. A salary adjusted, budgetary base of FY2016 will be the standard. All exceptions will be annotated and justifiable.
5. Changes in the number of full time equivalent positions due to program changes will be considered only if the County Manager has approved the request to move forward. Net increases in full time equivalent positions to support existing operations will not be considered.
6. Continue to critically analyze vacancies for both function and efficiencies with the intent of overall FTE reduction.
7. Total funding for County affiliated agencies will remain at FY2017 levels or be reduced based on prior agreement.
8. Departments which pass State and Federal aid through to contract agencies will continue to maintain a net zero County cost by passing along any reductions in aid to those contract agencies.
9. Capital Improvement Project expenses for Departments are excluded from these budget guidelines and will be considered through a separate process.
10. Acceptance of grant money will only be approved for existing projects, programs or equipment, or for new programs with zero (0) county match. Capital projects are an exception and will be considered on a case-by-case basis.

11. The General Fund, contingency budget, will be held to .5% of total annual appropriations. Undesignated fund balances will not be used for unanticipated expenses absent a formal budget amending process.

Sprvr. Garlick Lorenzetti said she was opposed to the proposed guidelines because she disagrees with numbers 1, 2, 5, 6, and 10. She questioned whether the county would be able to stay within the NYS tax cap or if we will maintain a flat or less equalized property tax rate on taxable assessed property.

Sprvr. Churchill also questioned number 5, saying that it was the Board of Supervisors and Vacancy Committee job to consider filling and creating positions, and not the county manager's job. He also questioned number 7, total funding for county affiliated agencies will remain at FY2017 levels or be reduced, and saying funding outside agencies is negotiable.

Sprvr. Kaiser said good intentions are behind the guidelines, but they do put a lot of constraint on the Board.

County Manager Sheppard said the guidelines are from the Board of Supervisors if they adopt them. The staff is subservient to the Board of Supervisors. By adopting the guidelines, the Board is communicating to the staff what it expects when preparing the budget.

As discussion of the motion continued, Sprvr. Lazzaro withdrew his support of the motion. Sprvr. Trout offered a second. Sprvr. Garlick Lorenzetti offered a motion, second by Sprvr. Churchill to Call the Question. The motion failed

MENTAL HEALTH AGREEMENTS FOR CONTRACT SERVICES

RESOLUTION NO. 57-17 moved by Sprvr. Wadhams, second by Sprvr. Hayssen and adopted.

WHEREAS, the Department of Mental Health has identified a need for additional Psychiatric Nurse Practitioner hours; and

WHEREAS, LocumTenens.com is a Contractor who specializes in Psychiatry related staffing; and

WHEREAS, the agreement will have a rate of pay of \$120.00 per hour, total annual amount not to exceed \$50,000; and

WHEREAS, the funds used to pay for this position would be offset by additional insurance reimbursements; and

WHEREAS, the funds are available in the 2017 County Budget in account 10.4320.54350; and

WHEREAS, this agreement has been reviewed and approved by the Mental Health Committee on 3/28/2017; now, therefore be it

RESOLVED, that the Board of Supervisors authorizes the agreement with LocumTenens.com and directs the County Manager to sign the agreement with LocumTenens.com.

**SUPERVISORS DIRECT COUNTY MANAGER TO ISSUE RFP FOR ADMINISTRATION,
OPERATION AND MAINTENANCE OF WATER DISTRICT ONE IN SENECA COUNTY**
RESOLUTION NO. 58-17 moved by Sprvr. Trout, second by Sprvr. Garlick Lorenzetti and adopted.

WHEREAS, a special meeting of the Public Works Committee was held on February 14, 2017 to discuss the current complications facing Water District 1 in Seneca County; and

WHEREAS, the Public Works Committee recognizes the need for these complications to be addressed; and

WHEREAS, the Public Works Committee recommended the County Manager develop a Request for Proposal for assistance in the administration, operation and maintenance of Water District 1; and

WHEREAS, an announcement requesting competitive proposals be published in the official newspaper(s); and

WHEREAS, the Public Works Committee has reviewed and approved this resolution at its March 28, 2017 meeting; now, therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby direct the County Manager to prepare and issue a Request for Proposals (RFP) for the administration, operation and maintenance of Water District 1 in Seneca County.

**SENECA COUNTY BOARD OF SUPERVISORS (BOS) APPROVES FUNDING TO CONNECT
THE CAYUGA-SENECA CANAL TRAIL WITH SENECA LAKE STATE PARK**

RESOLUTION NO. 59-17 moved by Sprvr. Trout, second by Sprvr. Kronenwetter and adopted.

WHEREAS, BOS resolutions; 76-04, 291-04, 147-06, 174-6,296-07, 46-08, 240-08, 251-08, 271-08, 110-09, 148-09, 190-09, 28-10, 29-10, 229-10, 113-11, 196-13 all relate to enhancing the Cayuga-Seneca Canal Trail (Trail) with the aspiration of connecting the Seneca Lake State Park (SLSP) with the Trail under NYS Route 96A; and

WHEREAS, the Town of Waterloo has appropriated \$175,000 in FY2017 to contribute to the trail connection under NYS Route 96A; and

WHEREAS, recent public works, construction bids, accomplished by the Town of Waterloo, indicate a project construction cost exceeding \$175,000; and

WHEREAS, it is in the best interests of the Town of Waterloo and Seneca County to enhance the existing Trail relative to promoting tourism, quality of life and wellness; and

WHEREAS, several funding sources including County undesignated fund balance, occupancy tax revenue and Seneca Tobacco Asset Securitization Corporate (STASC) bond revenue are identified as possibilities to fund the net difference between existing dedicated funds and Trail construction costs; now therefore be it

RESOLVED, that the County Manager is hereby directed to assist the Town of Waterloo in their public work project connecting the Trail with the SLSP; and be it further

RESOLVED, that the County Manager is given the directive and the authority at his discretion, to commit the net difference between the Town of Waterloo's FY2017 appropriation and the Trail's public work project costs using the identified funding sources above, not to exceed \$50,000.

SENECA COUNTY BOARD OF SUPERVISORS APPROVES FUNDING TO REFURBISH THE REST ROOM FACILITIES IN THE SENECA CONNECTIONS, DROP IN CENTER

RESOLUTION NO. 60-17 moved by Sprvr. Trout, second by Sprvr. Hayssen and adopted.

WHEREAS, resolution 230-15 identified many interior deficiencies in the Drop-In Center and prioritized funding and effort toward replacing the roof before making interior renovations; and

WHEREAS, the Drop-In Center requires refurbishment of the rest room facilities, interior plaster/paint, carpet/flooring, the ADA ramp and other repairs; and

WHEREAS, the refurbishment of the rest room facilities is the priority however no appropriation exists in the FY2017 budget; and

WHEREAS, the Director of Facilities has received a quote from JS Architects for design, bid administration, observation and close out of refurbishing the rest room facilities for \$5,150.00; and

WHEREAS, the JS Architect estimate the cost of refurbishing the rest rooms through a public works project is \$50,000; and

WHEREAS, the County Manager and the Director of Community Services are seeking funding methods for the refurbishment of the Drop-In-Center restrooms; now, therefore be it

RESOLVED, that the County Manager is hereby directed to proceed with the refurbishment of the Drop-In-Center rest rooms at his discretion; and be it further

RESOLVED, that the County Manager is authorized to transfer from the FY2017 budget, contingency line, an amount not to exceed \$61,500.00 (administration, project costs and 10% project contingency) in the absence of any other contributing funds and at his discretion.

SENECA COUNTY SEWER DISTRICT NO. 1 (SCSD1) SAMPSON STATE PARK SEWAGE LIFT STATION IMPROVEMENTS GENERAL CONSTRUCTION

RESOLUTION NO. 61-17 moved by Sprvr. Trout, second by Sprvr. Wadhams and adopted by 698 ayes and 52 nays (Kaiser).

WHEREAS Seneca County accepted bids for the Sampson State Park that were received on October 27, 2016 for General Construction for Lift Station Improvements; and

WHEREAS construction has begun and it is advisable for construction testing and construction observation to be authorized to protect the interest of the County that materials and work is performed in accordance with the approved plans; and

WHEREAS, MRB estimates 60 hours of observation services not to exceed \$6,000 and testing services not to exceed \$3,000; and

WHEREAS, the Public Works Standing Committee approved this resolution at its April 11, 2017 meeting; now, therefore be it

RESOLVED, that Seneca County Board of Supervisors authorizes an amount of \$9,000 to fund observation and testing services, billed on an hourly basis, from the SCSD1 operating budget.

**SENECA COUNTY SEWER DISTRICT NO. 2 (SCSD2) PUMP STATION IMPROVEMENTS-
DEPOT/FIVE POINTS WWTP GENERAL CONSTRUCTION**

RESOLUTION NO. 62-17 moved by Sprvr. Trout, second by Sprvr. Wadhams and adopted.

WHEREAS, Seneca County accepted bids for the Pump Station Improvements-Depot/Five Points WWTP that were received on December 14, 2016 for General Construction for repairs to the existing wet well; and

WHEREAS, on March 31, 2017 it was brought to the attention of the County that the discharge pipe in the wet well is in poor condition (corrosion) and needed to be repaired for the station to continue to function at an estimated cost of \$3,000.00; and

WHEREAS, construction is about to begin and it is advisable for Construction Testing, continuation of Construction Administration and Construction Observation to be authorized to protect the interest of the County that materials and work is performed in accordance with the approved plans; and

WHEREAS, MRB Group estimates administration services, not to exceed 32 hours for the remainder of the project, will not exceed \$3,900.00, 50 hours of observation services for a total cost of \$5,000, and testing services not to exceed \$2,000; and

WHEREAS, the Public Works Standing Committee approved this resolution at its meeting on April 11, 2017; now, therefore be it

RESOLVED, that Seneca County Board of Supervisors authorizes an amount of \$13,900 to fund replacement of piping and construction services, billed on an hourly basis, from the SCSD2 operating budget.

**FINAL RESOLUTION ESTABLISHING SENECA COUNTY
ROUTE 318 CORRIDOR SEWER IMPROVEMENT DISTRICT**

RESOLUTION NO. 63-17 moved by Sprvr. Trout, second by Sprvr. Kaiser and adopted.

WHEREAS, the Chairman of the Seneca County Board of Supervisors was, on May 10, 2016, authorized to accept the Facilities Plan and Map, Plan and Report for the Seneca County Route 318 Corridor Sewer Improvement District (the "District"); and

WHEREAS, a Public Hearing was called and held on June 14, 2016 at 6:00 P.M., in the Supervisors Room of the Seneca County Office Building, One DiPronio Drive, Waterloo, New York,

upon the proposal to establish the District, to comprise of the area described and defined in the Facilities Plan and Map, Plan and Report; and

WHEREAS, said public hearing was duly noticed and held by the Seneca County Board of Supervisors at the time and place set forth in the aforesaid order, and all persons desiring to be heard were duly heard; and

WHEREAS, the Seneca County Board of Elections has Certified that there are no resident electors within an area included in the proposed District; and

WHEREAS, a detailed explanation of the manner by which were computed estimated costs of the proposed District has been filed in the Office of the Seneca County Clerk and Seneca County Department of Planning and Community Development; and

WHEREAS, an application for permission to establish the District was filed with the Office of the State Department of Audit and Control at Albany, New York in accordance with Article 5-A of NYS County Law; and

WHEREAS, by Order dated March 27, 2017 the New York State Comptroller granted permission to establish the District; and

WHEREAS, it is now necessary to adopt a final resolution establishing the District; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby approves the establishment of the Seneca County Route 318 Corridor Sewer Improvement District within the Towns of Tyre and Junius, and the construction of the sewer collection facilities, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$10,028,000. Said District shall be bounded and described as set out in Exhibit A attached hereto and hereby made a part hereof; and be it further

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to cause a certified copy of this resolution to be duly recorded in the Office of the Clerk of Seneca County and filed in the Office of the State Department of Audit and Control at Albany, New York, in the manner and within the time prescribed by Article 5-A of NYS County Law, and be it further

RESOLVED, that this resolution shall take effect immediately.

BOND RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$6,022,400 SERIAL BONDS TO FINANCE THE COST OF THE CONSTRUCTION OF IMPROVEMENTS FOR THE SENECA COUNTY ROUTE 318 CORRIDOR SEWER IMPROVEMENT DISTRICT
RESOLUTION NO. 64-17 moved by Sprvr. Trout, second by Sprvr. Lazzaro and adopted by two-thirds of the majority vote.

BE IT RESOLVED, by the Board of Supervisors of the County of Seneca, New York (the “County”) as follows:

Section 1. The County is hereby authorized to undertake the construction of improvements for the Seneca County Route 318 Corridor Sewer Improvement District sewer system, including gravity sewers, pump stations and force mains across New York State Route 318 within the Towns of Junius and Tyre, a pump station at the Waterloo Outlet Mall, sewer main to connect the Waterloo Outlet Mall to the New York State Route 318 sewer system, decommissioning of the Town of Junius wastewater treatment plant, and original furnishings, equipment, machinery or apparatus required for the Seneca County Route 318 Corridor Sewer Improvement District at a maximum estimated cost of \$10,028,000.

Section 2. The plan for financing of such maximum authorized cost of \$10,028,000 shall be as follows:

(A) by the issuance of not to exceed \$6,022,400 in serial bonds (the “Bonds”) of the County which are hereby authorized to be issued pursuant to this resolution and the Local Finance Law;

(B) by the expenditure of NYS Empire State Development grant proceeds in the estimated amount of \$2,500,000; and

(C) by the appropriation and expenditure of up to \$2,000,000 from the County’s General Fund which appropriation was previously authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose set forth in Section 1 is forty (40) years pursuant to subparagraph 4 of Section 11.00 of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(1) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds. An annual appropriation shall be made in the budget of the County for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of

interest to be due and payable in such year. There shall annually be apportioned and assessed upon the several lots and parcels of land within Seneca County Route 318 Corridor Sewer Improvement District, which the Board of Supervisors shall determine and specify to be especially benefited by the capital purposes described in Section 1 of this resolution, and amount sufficient to pay the principal of and interest on the Bonds and any bond anticipation notes issued in anticipation of the Bonds, as the same becomes due and payable, but if not paid from such source, all the taxable real property in the County shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on such obligations.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00, and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for substantially level or declining annual debt service, is hereby delegated to the County Treasurer.

Section 8. The Bonds, and any bond anticipation notes issued in anticipation of the Bonds, are hereby authorized to be consolidated, at the option of the County Treasurer, with the bonds and bond anticipation notes authorized by other bond resolutions approved by the Board of Supervisors for purposes of sale into one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the bonds, including the dated date of the bonds, the consolidation of the Bonds and bond anticipation notes with other issues of the County and the serial maturities of the Bonds are hereby delegated to the County Treasurer.

Section 9. This resolution shall constitute the declaration of the County's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 10. The County Treasurer is hereby authorized to file an application with the New York State Comptroller pursuant to Section 124.10 of the Local Finance Law to exclude the proposed indebtedness authorized herein from the constitutional and statutory debt limits of the County.

Section 11. The County Treasurer is hereby further authorized, in his sole discretion, to execute a loan agreement, a project finance agreement, and any other agreements with the New York

State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond anticipation note and/or serial bond issue of the County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 12. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if:

- 1) (a) Such obligations are authorized for an object or purpose for which the County is not authorized to expend money; or
- (b) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or
- 2) Such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 13. The County Treasurer is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the bonds, requiring the County to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 14. This resolution, or a summary hereof, shall be published in the Reveille/Between the Lakes and the Ovid Gazette, the official newspapers of the County, together with a notice of the Clerk of the Board of Supervisors in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 15. This resolution is not subject to a mandatory or permissive referendum.

Section 16. The Board of Supervisors hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

**BOARD OF SUPERVISORS AUTHORIZES CHAIRMAN TO REQUEST
AMENDMENT TO §1202-o NEW YORK STATE TAX LAW**

RESOLUTION NO. 65-17 moved by Sprvr. Garlick Lorenzetti, second by Sprvr. Trout and adopted by 572 ayes and 178 nays (Hayssen, Kronenwetter, Churchill).

WHEREAS, New York's counties have varying rates of occupancy tax provided under Article 29 of the Tax Law; and

WHEREAS, many such counties have expanded the scope of the tax provided for under Article 29 to include vacation rentals as well as conventional motel and hotel room rentals; and

WHEREAS, Seneca County's need for revenue for purposes of tourism, promotion and development continues to increase; and

WHEREAS, unlike many counties, the statutory restrictions on Seneca County's occupancy tax remains at the minimum three percent under §1202-o of the Tax Law; and

WHEREAS, this resolution has been approved by the Government Operations Standing Committee; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to request of Seneca County's state legislators that they introduce legislation amending §1202-o of the New York State Tax Law as the same relates to Seneca County, to increase the maximum rate of Seneca County's hotel-motel occupancy tax, authorized thereby from three percent to four percent of the per diem rental rate for each room and to include authorization to impose such tax on vacation rentals; and be it further

RESOLVED, that certified copies of this resolution be sent by the Clerk of the Board to Senator Pamela Helming, Assembly Minority Leader Brian Kolb and Assemblyman Philip Palmesano.

Under discussion on Resolution No. 65-17, Sprvrs. Hayssen and Churchill and Kronenwetter said they would vote against the resolution stating that with a two hundred room hotel opening this summer, and the inclusion of Airbnb and bed and breakfast type lodgings in the occupancy tax, it isn't necessary to increase the rate.

URGING NEW YORK STATE TO FUND PROBATION DEPARTMENTS AND OTHER IMPACTED COUNTY DEPARTMENTS AND AGENCIES THE FULL COSTS ASSOCIATED WITH RAISING THE AGE OF CRIMINAL RESPONSIBILITY TO 18 YEARS OF AGE
RESOLUTION NO. 66-17 moved by Sprvr. Garlick Lorenzetti, second by Sprvr. Wadhams and adopted.

WHEREAS, Governor Cuomo signed Executive Order 131 on April 9, 2014 to establish the Commission on Youth, Public Safety and Justice instructing the Commission to develop a concrete plan to raise the age of criminal responsibility in New York State and make specific recommendations on how the juvenile and criminal justice systems can better serve youth, improve outcomes and protect communities; and

WHEREAS, the Commission completed its report on December 31, 2014 recommending raising the age of criminal responsibility from age 16 to age 18 over a two year period to be completed in a phased in approach; and

WHEREAS, Division of Criminal Justice Statistics reveal the number of arrests among 16 and 17 year olds statewide in calendar year 2015 was 27,281 and that under the proposed change these youth will now be shifted from the criminal courts to local Probation Departments for Intake and Diversion services; and

WHEREAS, the Governor's proposal recommends that the violation level offenses of Harassment, 2nd Degree and Disorderly Conduct shall also be diverted to Probation Departments for Intake and Adjustment services, thus adding substantially to the workload of Probation staff; and

WHEREAS, the Governor's proposal recommends Probation Departments provide a continuum of diversion services that range from minimal intervention for low risk youth and evidence based service for high risk youth; and

WHEREAS, Probation Departments will not be able to absorb the influx of youth requiring Intake and Diversion services at current staffing levels and will require additional staff to perform these duties; and

WHEREAS, these added burdens to county Probation Departments come as the state share of probation costs has fallen from 46.5% in 1990 to 9% in 2016; and

WHEREAS, other County Departments and agencies may be similarly affected by the increase in the age of criminal responsibility in areas that range from juvenile detention to community support services, and do not have alternative sources of income to support the cost of additional responsibilities - and services and at a minimum will require increased staffing in the Family Court and County Attorney's Office responsible for prosecution of newly defined juveniles; and

WHEREAS, Counties cannot absorb the financial cost associated with raising the age without 100% funding of the additional staff and services required by the Governor's proposal; and

WHEREAS, the funding proposal stipulates that only counties who do not exceed the 2% tax cap and can demonstrate to the Division of Budget that funding related services is a fiscal hardship may apply for a waiver of the local share requirement of an expense otherwise incurred; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors insists the State Legislature enact legislation that fully, permanently and unambiguously obligates the State to pay for 100% of all new costs incurred by Probation Departments and other county departments and agencies affected by raising the age of criminal responsibility; and be it further

RESOLVED, that language be included to set aside designated funds from which Counties can draw, eliminating the need for Counties to exceed their 2% tax cap; and be it further

RESOLVED, that the Clerk of the Board shall forward copies of this resolution to Governor Andrew Cuomo, Senator Pamela Helming, Assemblyman Phillip Palmesano, Assemblyman Brian Kolb, and any others deemed necessary and appropriate.

MYNDERSE BLUE DEVILS BOYS BASKETBALL WIN

THE SECTION V CLASS B CHAMPIONSHIP TITLE

RESOLUTION NO. 67-17 moved by Sprvr. Garlick Lorenzetti, second by Sprvr. Lazzaro and adopted.

WHEREAS, on March 6, 2017, the Mynderse Blue Devils Boys Basketball team played against the Newark Reds for the title of Section V Class B Championship; and

WHEREAS, the top-seeded Blue Devils faced off the 2nd seeded Reds with a season record of 21-1, its only loss was to the Newark Reds; and

WHEREAS, the Blue Devils grabbed an early 12-9 lead in the first quarter, holding the Reds to just four points in the second quarter and four in the third quarter, finishing the game with a 50-30 victory for the Blue Devils; and

WHEREAS, the Sectional Championship was the Blue Devils' first since 2013; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby congratulate Coach Pat Prayne and the Mynderse Blue Devils Boys Basketball Team on winning the Section V Class B Championship Title.

**MYNDERSE BLUE DEVILS GIRLS BASKETBALL WIN
THE SECTION V CLASS B CHAMPIONSHIP TITLE**

RESOLUTION NO. 68-17 moved by Sprvr. Garlick Lorenzetti, second by Sprvr. Lazzaro and adopted.

WHEREAS, the Mynderse Academy girls basketball team competed against the Wayland-Cohoctan Eagles for the Section V Class B Championship on March 5, 2017; and

WHEREAS, the first half was a struggle for the Blue Devils, missing several wide open layups, allowing the Eagles to surge ahead with a 21-13 lead before the break; and

WHEREAS, the Eagles, who defeated Mynderse in last year's semifinals, extended its lead to 27-17 midway through the third quarter; and

WHEREAS, in the fourth quarter the Blue Devils fought with stellar defense and potent scoring with outside shots and fast breaks and full-court press, bringing the Blue Devils to a 45-36 victory; now therefor be it

RESOLVED, that the Seneca County Board of Supervisors does hereby congratulates Coach Jerry Anderson and the Mynderse Academy Blue Devils Girls Basketball team on winning the Section V Class B Championship Title.

**SOUTH SENECA LADY FALCONS WIN
THE SECTION V CLASS C2 GIRLS BASKETBALL CHAMPIONSHIP**

RESOLUTION NO. 69-17 moved by Sprvr. Garlick Lorenzetti, second by Sprvr. Kaiser and adopted.

WHEREAS, the South Seneca Lady Falcons played against the Caledonia-Mumford Red Raiders for the 2017 Section V Class C2 girls basketball game on March 5, 2017; and

WHEREAS, South Seneca took an early lead in the first quarter, with Cal-Mum tying the score in the second quarter, the Lady Falcons taking back its lead 21-19 at halftime; and

WHEREAS, at the start of the second half, the Lady Falcons widen its lead by three points, only to be answered by the Red Raiders taking the lead in the fourth quarter; and

WHEREAS, the Lady Falcons finished strong taking the lead and beating the Red Raiders with a 51-42 victory securing the Section V Class C2 Girls Basketball Championship Title for the second straight season and seventh time overall; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby congratulate the South Seneca Lady Falcons on winning the Section V Class C2 Girls Basketball Championship.

SENECA COUNTY ADOPTS NEW YORK STATE UNIFIED SOLAR PERMIT

RESOLUTION NO. 70-17 moved by Sprvr. Kaiser, second by Sprvr. Reynolds and adopted.

WHEREAS, the New York State Energy Research and Development Authority has developed a standardized residential and small business solar power permit process titled the New York State Unified Solar Permit; and

WHEREAS, adoption of the New York State Unified Solar Permit allows Seneca County to be eligible to apply for New York State Energy Research and Development Authority Clean Energy Communities programs through the Consolidated Funding Application; and

WHEREAS, the Seneca County Department of Fire and Building Code Enforcement staff assert that the New York State Uniform Solar Permit process is consistent and compatible with the Seneca County Uniform Fire Prevention and Building Code permitting practices; and

WHEREAS, this resolution has been reviewed and recommended by the Planning, Development, Agriculture & Tourism Committee at its March 28, 2017 meeting; now, therefore be it

RESOLVED, that Seneca County hereby formally adopts the New York State Unified Solar Permit form as the building permit application for solar projects under 25 kW within Seneca County; and be it further

RESOLVED, that the County Manager is hereby authorized and directed to sign all documentation necessary to apply for and accept up to \$5,000 through the NYSERDA Clean Energy Communities Grant program.

RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE SENECA COUNTY ROUTE 318 CORRIDOR SEWER IMPROVEMENT PROJECT

RESOLUTION NO. 71-17 moved by Sprvr. Kaiser, second by Sprvr. Lazzaro and adopted.

WHEREAS, Seneca County (County) has created the Seneca County Route 318 Corridor Sewer Improvement District (Project); and

WHEREAS, the County's Engineer, Barton & Loguidice, D.P.C. (B&L), is in the process of completing the final design, specifications and contract documents for the Project; and

WHEREAS, the County Board of Supervisors wishes to complete the bidding process as expeditiously as possible and without unnecessary delay; and

WHEREAS, the resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on March 28, 2017; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors, does hereby authorize the advertisement for bids for the Seneca County Route 318 Corridor Sewer Improvement District (Project) with the assistance of the County's Engineer (B&L); and be it further

RESOLVED, that the Clerk to the Board of Supervisors is authorized to place an advertisement for bids in the official Seneca County Newspapers.

**APPLICATION AND ACCEPTANCE OF NEW YORK STATE DEPARTMENT OF
TRANSPORTATION (NYSDOT) AVIATION CAPITAL GRANT OF UP TO \$1,500,000
TO DESIGN AND RELOCATE FUELING SYSTEM AT THE FINGER LAKES
REGIONAL AIRPORT (FLRA)**

RESOLUTION NO. 72-17 moved by Sprvr. Kaiser, second by Sprvr. Davidson and adopted.

WHEREAS, the NYSDOT has indicated that grant funding is available to Seneca County under the 2016 Aviation Capital Grant program to design and relocate the existing fueling system to improve safety and provide more efficient access to those purchasing fuel and operating the fueling system at the FLRA; and

WHEREAS, the total grant award would be up to \$1,500,000 with a Seneca County Local Share of up to \$150,000; and

WHEREAS, McFarland Johnson was approved by the Seneca County Board of Supervisors as the engineering firm for the FLRA; and

WHEREAS, the resolution has been reviewed and approved by the Planning, Development, Agriculture and Tourism Committee on April 11, 2017; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves the application to and acceptance of a NYSDOT 2016 Aviation Capital Grant of up to \$1,500,000 for design and relocation of the existing fueling system at the FLRA and that the Local Share of \$150,000 will be put into the 2018 Planning Budget; and further be it

RESOLVED, that the County Manager is authorized and directed to sign all necessary documents to apply to and accept the 2016 Aviation Capital Grant from the NYSDOT; and further be it

RESOLVED, that McFarland Johnson is approved as the engineering firm for this grant.

**APPOINTMENT OF FINGER LAKES WORKFORCE INVESTMENT
BOARD MEMBER JOHN SHEPPARD**

RESOLUTION NO. 73-17 moved by Sprvr. Lazzaro, second by Sprvr. Wadhams and adopted.

WHEREAS, the Board of Supervisors approves the appointment of County Manager John Sheppard to the FLWIB as the Seneca County Chief Elected Official Designee for Robert Shipley, Chairman of the Seneca County Board of Supervisors, July 1, 2017 to June 30, 2018:

<u>Public sector</u>	<u>Term</u>
John Sheppard County Manager Seneca County Board of Supervisors 1 DiPronio Drive Waterloo, New York 13165;	07/01/2017 through June 30, 2018

And

WHEREAS, this appointment has been reviewed and approved by the Human Services Committee on March 28, 2017; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint County Manager Sheppard as a public sector member of the Finger Lakes Workforce Investment Board; and be it further

RESOLVED, that the Clerk to the Board of Supervisors send a certified copy of this resolution to the Finger Lakes Workforce Investment Board and to the Clerks of the Boards of Ontario, Wayne and Yates Counties.

BOARD OF SUPERVISORS TO APPROVE SENECA COUNTY DHS-WORKFORCE DEVELOPMENT YOUTH BUREAU DEPARTMENT TO RECEIVE SEXUALLY EXPLOITED YOUTH FUNDING IN THE AMOUNT OF \$23,000 FOR 2017

RESOLUTION NO. 74-17 moved by Sprvr. Lazzaro, second by Sprvr. Trout and adopted.

WHEREAS, the Seneca County DHS-Workforce Development Youth Bureau Department is to receive \$23,000.00 for 2017 Sexually Exploited Youth funding; and

WHEREAS, this funding will be used to support the Youth Bureau's effort in raising awareness of Human Trafficking and Commercial Sexual Exploitation of Children and to prepare Seneca County for 2018 Safe Harbour implementation; and

WHEREAS, this funding supports enhanced Runaway Homeless Youth services and outreach efforts, to provide funding for support services to identified human trafficked or sexually exploited youth; and

WHEREAS, this funding will support staff attendance at required state and regional trainings, to provide agency and community awareness trainings, use of the screening tools for the identification of these youth and referral to appropriate services; and

WHEREAS, Seneca County Workforce Development and Youth Bureau was notified on February 27, 2017 of plan and budget approval from the Office of Children and Family Services; and

WHEREAS, the following amendments to the 2017 County budget are required:

20-6011-51100	WDYB Staff Salary Full Time	+	\$4,640.00
20-6011-58100	Employee Benefits Retirement	+	720.00
20-6011-58300	Employee Benefits SOC	+	280.00
20-6011-58700	Employee Benefits Medicare	+	80.00
20-6011-58400	Employee Benefits Workers Comp	+	100.00
20-6011-58600	Employee Benefits Health	+	780.00
20-6011-54440	Employee Mileage Reimb	+	1,500.00
20-6011-54280	Miscellaneous	+	4,750.00
20-6011-54360	Advertising	+	4,000.00
20-6011-54551	Printing and Copying	+	250.00
20-6011-54201	Participant Workshop	+	500.00
20-6011-54441	Participant Transport/Support	+	5,400.00
Revenue Account			
20-6011-43007	Youth Bureau Runaway	+	23,000

WHEREAS, this resolution has been reviewed and approved by the Human Services Committee on March 28, 2017; now, therefore be it

RESOLVED, that the Board of Supervisors approves receipt of the Seneca County DHS Workforce Development Youth Bureau Department Sexually Exploited Youth funding for 2017; and be it further

RESOLVED, that the Seneca County Finance Department amend the above 2017 Seneca County budget amendments.

ACCEPT BID FOR COMBUSTION APPLIANCE EMERGENCY REPAIR WORK

RESOLUTION NO. 75-17 moved by Sprvr. Lazzaro, second by Sprvr. Wadhams and adopted.

WHEREAS, the County, as part of the New York State Division of Housing and Community Renewal Weatherization Assistance Program, solicited bids for the purchase of Combustion Appliance emergency repair work; and

WHEREAS, two bids were received; and

WHEREAS, funds have been appropriated in the 2017 Seneca County Weatherization Program budget; and

WHEREAS, the Seneca County Board of Supervisors Human Services Committee has reviewed and approved this resolution at its March 28, 2017 meeting; and

WHEREAS, Interstate Heating & Cooling, having principle offices at 2115 Rt. 14N, Geneva, NY was the lowest bidder; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the 2017 -2018 Weatherization Program bid for the purchase of Combustion Appliance emergency work for the period April 1, 2017 – March 31, 2018 to Interstate Heating & Cooling, having principle offices at 2115 Rt. 14N, Geneva NY as follows: \$85.00 for the first hour and \$85.00 per hour after the first hour; and be it further

RESOLVED, that the County Manager is authorized and directed to execute a contract with Interstate Heating and Cooling, consistent with the bid specifications.

ACCEPT BID FOR TEMPORARY LABOR FOR WEATHERIZATION PROGRAM

RESOLUTION NO. 76-17 moved by Sprvr. Lazzaro, second by Sprvr. Kronenwetter and adopted.

WHEREAS, the County, as part of the New York State Division of Housing and Community Renewal Weatherization Assistance Program, solicited bids for providing Temporary Labor for the Weatherization Assistance Program; and

WHEREAS, funds have been appropriated in the 2017 Seneca County Weatherization Program budget (100% federal & State aid); and

WHEREAS, one bid has been received from Full Steam Staffing, having principle offices at 501 Exchange Street, Geneva NY; and

WHEREAS, the Human Services Committee of the Seneca County Board of Supervisors has reviewed and approved this resolution at its March 28, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the Weatherization Assistance Program bid for use of Temporary Labor for the period April 1, 2017 – March 31, 2018 to Full Steam Staffing, having principle offices at 501 Exchange Street, Geneva, NY, as follows: 41% over pay rate for field work (Crew) and 36% over pay rate for office work; and be it further

RESOLVED, that the County Manager is authorized and directed to execute a contract with Full Steam Staffing consistent with the bid specifications.

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

RESOLUTION NO. 77-17 moved by Sprvr. Lazzaro, second by Sprvr. Wadhams and adopted.

WHEREAS, the County, as part of the New York State Division of Housing and Community Renewal Weatherization Assistance Program, solicited bids for the completion of tuning and cleaning of natural gas fired heating systems, including performance of steady state efficiency tests; and

WHEREAS, two bids were received; and

WHEREAS, funds have been appropriated in the 2017 Seneca County Weatherization Program budget (100% state & federal aid); and

WHEREAS, Interstate Heating & Cooling, having principle offices at 2115 Rt. 14N, Geneva, NY was the lowest bidder; and

WHEREAS, the Seneca County Board of Supervisors Human Services Committee reviewed and approved this resolution at its March 28, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the 2017- 18 Weatherization Program bid for the completion of tuning and cleaning of natural gas fired heating

systems, including performance of steady state efficiency tests for the period April 1, 2017 – March 31, 2018 to Interstate Heating & Cooling, having principle offices at 2115 Rt. 14N, Geneva, NY as follows: \$109.00 per unit; and be it further

RESOLVED, that the County Manager is authorized and directed to execute a contract with Interstate Heating & Cooling consistent with the bid specifications.

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

RESOLUTION NO. 78-17 moved by Sprvr. Lazzaro, second by Sprvr. Wadhams and adopted.

WHEREAS, the County, as part of the New York State Division of Housing and Community Renewal Weatherization Assistance Program, solicited bids for the completion of tuning and cleaning of oil fired heating systems, including performance of steady state efficiency tests; and

WHEREAS, two bids were received; and

WHEREAS, funds have been appropriated in the 2017 Seneca County Weatherization Program budget (100% state & federal aid); and

WHEREAS, Interstate Heating & Cooling, having principle offices at 2115 Rt. 14N, Geneva NY was the lowest bidder; and

WHEREAS, the Seneca County Board of Supervisors Human Services Committee reviewed and approved this resolution at its March 28, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the 2017- 18 Weatherization Program bid for the completion of tuning and cleaning of oil fired heating systems, including performance of steady state efficiency tests for the period April 1, 2017 – March 31, 2018 to Interstate Heating & Cooling having principle offices at 2115 Rt. 14 N, Geneva, NY as follows: \$169.00 per unit; and be it further

RESOLVED, that the County Manager is authorized and directed to execute a contract with Interstate Heating & Cooling consistent with the bid specifications.

SUPPORT LEGISLATION TO PARTIALLY REPEAL THE NEW YORK STATE SECURE AMMUNITION AND FIREARMS ENFORCEMENT (SAFE) ACT OF 2013 FOR AREAS OUTSIDE OF NEW YORK CITY

RESOLUTION NO. 79-17 moved by Sprvr. Davidson, second by Sprvr. Wadhams and adopted by 682 ayes and 68 nays (Lazzaro).

WHEREAS, Senate bill S879C has been introduced to the New York State Senate by Senator Robert Ort, which would repeal part of the New York Secure Ammunition and Firearms Enforcement Act of 2013; and

WHEREAS, the Seneca County Board of Supervisors (BOS) has long advocated for the protection of the rights afforded our citizens under the Constitution, which has for generations guided our Nation and served as a framework to our republic and society; and

WHEREAS, the Second Amendment of the United States provides for the "right of the people to keep and bear arms" and further states that this right "shall not be infringed"; and

WHEREAS, members of the BOS, being elected to represent the people of Seneca County, are duly sworn by their oath of office to uphold the Constitution of the United States; and

WHEREAS, members of the New York State Assembly and the New York State Senate, being elected by the people of New York State, are duly sworn by their oath of office to uphold the Constitution of the United States; and

WHEREAS, the Civil Rights Law of the State of New York states in Article 2 Section 4, "Right to keep and bear arms. A well-regulated militia being necessary to the security of a free state, the right of the people to keep and bear arms cannot be infringed."; and

WHEREAS, the lawful ownership of firearms is a recreational benefit to our residents through hunting and target shooting, along with an economic and environmental benefit to our region with several locally owned and operated gun/sporting businesses; and

WHEREAS, the SAFE Act was rushed to passage by the New York State Senate, Assembly and Governor, has had a detrimental effect on hunters, sportsmen and legal gun owners, creating a hostile environment both for them and for the sale and manufacture of legal firearms; and

WHEREAS, requiring law-abiding gun owners to verify ownership of certain types of firearms every five years, in addition to registering them on permits, which now also must be renewed every five years, does not increase the safety of the public and is unnecessarily burdensome to the residents of New York State; and

WHEREAS, this legislative body unanimously voted to oppose the New York Secure Ammunition and Firearms Enforcement Act of 2013 in Resolution No. 17-13 of the Seneca County Board of Supervisors proceedings of March 12, 2013; now, therefore be it

RESOLVED, that the BOS does hereby support Senator Robert Orrt's bill (S879C) to repeal part of the SAFE Act and continuing the application of the act for the five boroughs of New York City; and be it further

RESOLVED, that this Legislature supports the introduction of an Assembly bill which calls for the repeal or partial repeal of the SAFE Act; and be it further

RESOLVED, that this legislature supports efforts by the New York State Legislature to remove funds for enforcement of the NYS SAFE Act from the New York State budget; and be it

RESOLVED, that the BOS Clerk forward certified copies of this resolution to Governor Andrew Cuomo, Senate Majority Leader John Flanagan, Senator Robert Ort, Senator Pam Helming, Speaker of the New York State Assembly Carl Heastie, Assemblyman Brian Kolb, Assemblyman Philip Palmesano, and all others deemed necessary and proper.

A RESOLUTION TO INTRODUCE LOCAL LAW “B” OF 2017 ENTITLED “A LOCAL LAW ALLOWING COMMON, SAFE ITEMS TO BE EXCLUDED FROM THE DANGEROUS FIREWORKS DEFINITION AS PERMITTED BY NEW YORK STATE PENAL LAW §405 (b)”
RESOLUTION NO. 80-17 moved by Sprvr. Davidson, second by Sprvr. Churchill and adopted by 661 ayes and 89 nays (Garlick Lorenzetti).

WHEREAS, The State has passed legislation permitting Counties to exclude “sparkling devices” from the list of prohibited fireworks; and

WHEREAS, A local law is required in order to take advantage of the benefits of this change; and

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

RESOLVED, that Local Law B of 2017 entitled " A Local Law Allowing Common, Safe Items to be Excluded From the Dangerous Fireworks Definition as Permitted by New York State Penal Law §405 (b)" be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

A LOCAL LAW ALLOWING COMMON, SAFE ITEMS TO BE EXCLUDED FROM THE DANGEROUS FIREWORKS DEFINITION AS PERMITTED BY NEW YORK STATE PENAL LAW §405 (b)

Section 1. Legislative Intent

Whereas on November 21, 2014 the Governor signed into law Chapter 477 of the Laws of 2014 (S.7888/ A10141).

Whereas this state law amended the State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous when they pose little to no danger to the public and by labeling them dangerous only restricts business and personal enjoyment.

Whereas the Governor signed this version of the bill into law in part due to its strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a local law authorizing such action.

In keeping with Chapter 477 of the Laws of 2014, and Penal Code §405 this Board further finds and determines that "sparkler devices" may be sold and enjoyed, only in the manner described below, within Seneca County.

This Board finds that allowing our residents the use of safe "sparkler devices" will benefit them and our local businesses.

Section 2. Definitions:

"Sparkling Devices" are defined as follows:

"Sparkling Devices" which are ground-based or hand-held devices that produce a shower of white, gold, or colored sparks as their primary pyrotechnic effect. Additional effects may include a colored flame, an audible crackling effect, an audible whistle effect, and smoke. These devices do not rise into the air, do not fire inserts or projectiles into the air, and do not explode or produce a report (an audible crackling-type effect is not considered to be a report). Ground-based or hand-held devices that produce a cloud of smoke as their sole pyrotechnic effect are also included in this category. Types of devices in this category include:

(1) Cylindrical fountain: cylindrical tube containing not more than seventy-five grams of pyrotechnic composition that may be contained in a different shaped exterior such as a square, rectangle, cylinder or other shape but the interior tubes are cylindrical in shape.

Upon ignition, a shower of colored sparks, and sometimes a whistling effect or smoke, is produced. This device may be provided with a spike for insertion into the ground (spike fountain), a wood or plastic base for placing on the ground (base fountain), or a wood or cardboard handle to be hand held (handle fountain). When more than one tube is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, and when tubes are securely attached to a base and the tubes are separated from each other on the base by a distance of at least half an inch (12.7 millimeters), a maximum total weight of five hundred grams of pyrotechnic composition shall be allowed.

(2) Cone fountain: cardboard or heavy paper cone containing not more than fifty grams of pyrotechnic composition. The effect is the same as that of a cylindrical fountain. When more than one cone is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, as is outlined in this subparagraph.

(3) Wooden sparkler/dipped stick: these devices consist of a wood dowel that has been coated with pyrotechnic composition. Upon ignition of the tip of the device, a shower of sparks is produced. Sparklers may contain up to one hundred grams of pyrotechnic composition per item.

(4) Novelties which do not require approval from the United States department of transportation and are not regulated as explosives, provided that they are manufactured and packaged as described below:

(A) Party popper: small devices with paper or plastic exteriors that are actuated by means of friction (a string or trigger is typically pulled to actuate the device). They frequently resemble champagne bottles or toy pistols in shape. Upon activation, the device expels flame-resistant paper streamers, confetti, or other novelties and produces a small report. Devices may contain not more than sixteen milligrams (0.25 grains) of Explosive composition, which is limited to potassium chlorate and red phosphorus. These devices must be packaged in an inner packaging which contains a maximum of seventy-two devices.

(B) Snapper: small, paper-wrapped devices containing not more than one milligram of silver fulminate coated on small bits of sand or gravel. When dropped, the device explodes, producing a small report. Snappers must be in inner packages not to exceed fifty devices each, and the inner packages must contain sawdust or a similar, impact-absorbing material.

Section 3. Sale and use of Sparkling Devices

Sale and use of "Sparkling Devices" is permitted within the County of Seneca, New York with the following restrictions:

Sales will only be permitted on or between June 1st through July 5th and December 26th and January 2nd of each calendar year.

All distributors manufacturers and retailers must be licensed through the New York Department of State.

Only those over the age of 18 may purchase said products.

Section 4. Separability

If any part of or provisions of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of, or application of this law directly involved in the controversy in which case the remainder of this law, or the application thereof to other persons or circumstances shall not be effected.

Section 5. Effective Date.

This law shall take effect immediately 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 of Supervisors; and be it further

RESOLVED, that the Board hold a public hearing on said proposed Local Law at the County Office Building, 1 DiPronio Drive, Waterloo New York at or about 6:00 P.M., on May 9, 2017; 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.

Under discussion for Resolution No. 80-17, Sprvr. Lazzaro said he would be voting against the resolution because at the committee meetings, Jeff Case, Fire Coordinator said that the Fire Chiefs Association opposed the sale of sparkler devices for the sake of public safety when NYS initially passed legislation. Sprvr. Garlick Lorenzetti agreed. When the vote was called, Sprvr. Lazzaro did not vote against the resolution after all.

**SENECA COUNTY BOARD OF SUPERVISORS PROCLAIM APRIL 3-9, 2017
PUBLIC HEALTH WEEK**

RESOLUTION NO. 81-17 moved by Sprvr. McGreevy, second by Sprvr. Davidson and adopted.

WHEREAS, the week of April 3-9, 2017 is designated as National Public Health Week; and

WHEREAS, the theme for National Public Health Week 2017 is “Healthiest Nation 2030”; and

WHEREAS, major goals of Healthiest Nation 2030 include: Build a nation of safe, healthy, communities; help all young people graduate from high school; give everyone a choice of healthy food; provide quality health care for everyone; and strengthen public health infrastructure and capacity; and

WHEREAS, these goals mirror the priorities and goals established by the Seneca County Health Department; and

WHEREAS, this week is a time to recognize the contributions of public health and celebrate public health efforts in our community and communities across the nation; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors recognizes the importance of public health and applauds our dedicated employees and community partners in their efforts to meet the Healthiest Nation 2030 goals; and be it further

RESOLVED, that the Seneca County Board of Supervisors declares April 3-9, 2017 as Public Health Week.

**COUNTY MANAGER AUTHORIZED AND DIRECTED TO SIGN A SERVICE AGREEMENT
WITH THE S2AY RURAL HEALTH NETWORK FOR NETWORK MEMBERSHIP AND
QUALITY IMPROVEMENT ACTIVITIES**

RESOLUTION NO. 82-17 moved by Sprvr. McGreevy, second by Sprvr. Garlick Lorenzetti and adopted.

WHEREAS, the S2AY Rural Health Network is comprised of the Public Health Departments in eight (8) 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 a six (6) county area and to streamline administrative processes, planning and funding activities; and

WHEREAS, the cost of membership is \$17,500.00; and

WHEREAS, the funds are appropriated in the 2017 departmental budget account line 104010-54270; and

WHEREAS, the Public Health Committee has reviewed and approved this resolution at its March 28, 2017 meeting; now, therefore be it

RESOLVED, that the County Manager is hereby authorized and directed to sign a service agreement with the S2AY Rural Health Network membership and Quality Improvement activities for 2017 at a cost of \$17,500.00.

**SUPERVISORS RECOGNIZE THE MONTH OF MAY AS
SYRINGOMYELIA AWARENESS MONTH**

RESOLUTION NO. 83-17 moved by Sprvr. McGreevy, second by Sprvr. Lazzaro and adopted.

WHEREAS, Syringomyelia (SM) is a chronic disorder involving the spinal cord; and

WHEREAS, this condition occurs when cerebrospinal fluid which is normally found outside the spinal cord and brain enters the interior of the spinal cord, forming a cavity; and

WHEREAS, many individuals who are diagnosed with this condition suffer from chronic pain and some will develop neuropathic pain syndromes and possible paralysis as well as severe headaches; and

WHEREAS, this type of pain is difficult to treat; and

WHEREAS, the need for widespread awareness and understanding for Syringomyelia is critical for meaningful research to continue to ensure improved quality of life and possible cure; and

WHEREAS, the Syringomyelia and CHIARA Alliance Project, Inc. will annually celebrate May as the official month for Syringomyelia Awareness and will continue to provide support, fund research and educate the public; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors declares the month of May as Syringomyelia Awareness Month in efforts to bring hope to those affected with Syringomyelia.

**BOARD OF SUPERVISORS AUTHORIZES AGREEMENT WITH
SIMMONS HANLY CONROY LLC FOR PROFESSIONAL LEGAL SERVICES
RELATED TO LITIGATION AGAINST OPIATE MANUFACTURERS**

RESOLUTION NO. 84-17 moved by Sprvr. McGreevy, second by Sprvr. Kronenwetter and adopted and adopted by 682 ayes and 68 nays (Lazzaro).

WHEREAS, the Public Health Committee has suggested an agreement with Simmons Hanly Conroy, LLC for professional legal services related to litigation against opiate manufacturers; now, therefore, be it

RESOLVED, that this County Board of Supervisors hereby authorizes an agreement with Simmons Hanly Conroy, 121 Madison Avenue, 7th Floor, New York, New York, 10016 for professional legal services; and be it further

RESOLVED, that the County shall pay the Contractor a contingency fee of 33 1/3% of any recovery together with all usual and customary disbursements; and be it further

RESOLVED, that the County Manager is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

New Business

In accordance with Rule of Order #29, Sprvr. Kaiser offered a motion, second by Sprvr. Kronenwetter, to introduce resolution authorizing \$2,000 of contingency funds to be used for the administration and implementation of a shared services plan in accordance with Governor Cuomo's recent legislation that requires each NYS county to form a panel and develop a county wide shared services plan by August 1. The resolution was not reviewed by any standing committee. The motion required a 2/3 majority vote of the members present or 462 ayes. Sprvr. Westfall was not present. The motion failed by 426 ayes, 267 nays, and 57 not present.

Several members of the Board of Supervisors expressed their objection to the governor's order, saying Governor Cuomo is doing this as part of his plan to run for US President. They suggested ignoring the law – or sending a letter telling the governor that Seneca County refused to comply. It was pointed out that it is a law and refusing to comply may not be a viable option.

Special Order of the Day

The meeting adjourned at 8:56 p.m.