

Seneca County Board of Supervisors
Regular Meeting
August 8, 2017

Call to Order

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

Roll Call of Members by the Clerk

All members of the Board of Supervisors answered roll call.

Pledge of Allegiance and Moment of Silence

Presentation

One Seneca - Jeff Shipley, President & CEO, Seneca County Chamber of Commerce. One Seneca is an effort to provide collaborative leadership, education and organization for initiatives that impact our community. It is important for everyone to be moving in the same direction with a shared vision for the future. There have been two public input sessions (#1 held in Ovid, #2 held in Seneca Falls), survey has been created – roughly 200 contributed their opinions at the info sessions and another 30 have been received online, media placements have been secured on radio and print, website (oneseneca.com) has been created and the Chamber and IDA have held joint sessions featuring the initiative as the main topic of conversation.

Petitioner

Mary Anne Kowalski, resident, Romulus; in-district customer, Seneca County Water and Sewer District, offered comments on the Audit and Corrective Action Plan for Water 1, Sewer 1 and Sewer 2 Districts, urging the Board of Supervisors to reject the proposed response to the Comptroller Audit, which outlines the recommendation by the county manager to contract out the administration, daily operations and maintenance of the districts and the two sewer districts.

Following Ms. Kowalski's comments, the Board discussed the status of the districts. In part the discussion leaned towards not contracting out services; and the repairs could be done step by step. Sprvr. Hayssen expressed opposition to combining the sewer district when YAWS has been handling the district for years. He is against contracting with an outside company to run the districts. County Manager Sheppard stands by his recommendation to contract out the administration and operation of the three districts combined, considering the county does not have the staff with the expertise required to run the districts and the timeline to make repairs is beyond our control with the temporary SPDES.

Open Privilege of the Floor

Kyle Black, District Manager, Seneca Meadows, Inc. reported that the project to mitigate odors is almost completed. Complaints are down by 40% - continue to strive for less.

Sprvr. Churchill inquired if SMI would post data / information on its website regarding odor mitigation. Mr. Black said he will research the possibility.

Doug Avery, resident, Seneca Falls, brought attention to the upcoming public hearings regarding SMI, Inc.'s application to the DEC for a renewal of its operating permit for ten more years. The DEC is holding public hearings on August 10 at 3:00 p.m. and 6:00 p.m. at the Mynderse Academy auditorium.

Joseph DiCicco, resident, Waterloo, - When he was in the village of Waterloo at 10:00 a.m. and again at 2:45 p.m., he smelled the worst garbage odor from the landfill. He said trying to promote and finance tourism is a waste of time and money, as long as the largest landfill in NYS is operating in Seneca County. He believes that when the odor is inhaled, we are being poisoned. He offered comments supporting data being published on SMI's website.

Approval of Meeting Minutes

The minutes for the regular board meeting on July 11, 2017 were approved.

The amended minutes for the special board meeting on June 27, 2017 were approved as amended to include the following text:

Discussion - Resolution No. 149-17

Prior to voting on the motion, Sprvr. Hayssen said he would be voting against reappointing John Sheppard because the issue of the county owing Varick hundreds of thousands of dollars for a delinquent water bill; and a new water meter has yet to be installed.

Sprvr. Westfall said he would be voting in favor of reappointing Mr. Sheppard for another four year term. He said Mr. Sheppard is bringing the county into the 21st Century. Sprvr. Westfall thanked Sprvrs. Garlick Lorenzetti and Davidson for interviewing almost all of the department heads regarding the county manager. The feedback in favor of Mr. Sheppard's reappointment was all positive.

Verifying the Vote

Immediately following Chairman Shipley's announcement of the result of voting, Sprvr. Hayssen demanded a roll call vote, which was denied by Chairman Shipley as the result was clearly in the affirmative having heard only two nays from Sprvr. Hayssen and Sprvr. Garlick Lorenzetti.

Submission of Claims for Audit

The Finance Director has started processing claims in accordance with Seneca County Local Law No. 5 of 2016 §4 (b) "Audit all claims, accounts and demands that are lawful County charges with the same effect as if audited and directed to be paid by the Board of Supervisors". Finance Director Deeds said she would have a report of claims processed at the September board meeting.

Reports of Standing Committees

Public Health Services Committee – Sprvr. McGreevy, Chairman. We authorized refilling the Senior Code Enforcement Office position which does not require a board resolution. We authorized creating a Service Coordinator Position and a Public Health Specialist position; and there are several “housekeeping” resolutions that will be considered later tonight.

Public Safety Committee – Sprvr. Davidson, Chairman. The committee okayed refilling three positions on a temporary basis for deputy. Two employees are out under 2017-c benefits and one employee will be deployed to Afghanistan. In addition, four new deputy recruit positions will be filled in January 2018.

for the August committee meeting.

Human Services Committee – Sprvr. Lazzaro, Chairman. The committee referred two resolutions on tonight’s agenda. One is approving the 2017-2018 Plan for Supervision and Treatment Services for Juveniles. The other is to advertise for two separate public hearings for the Office for the Aging Annual Implementation of Services Plan. The public hearing are scheduled for September 26 at 11:30 a.m. at the Verona Village community room; and September 28 at 11:30 a.m. at the new location for the Office for the Aging, formally the BonaDent building.

The committee also approved refilling several positions: a position for Part-time Temporary Aging Services Aide and a position for Social Welfare Examiner for the HEAP program; and two positions for Caseworker Trainees in Child Protective Services.

Planning, Development, Agriculture & Tourism Committee – Sprvr. Kaiser, Chairman. The Board of Supervisors will consider taking action that will authorize the advertisement of bids for the design and construction of the hangar space and the demolition of the maintenance building at the Finger Lakes Airport.

Government Operations Committee – Sprvr. Garlick Lorenzetti, Chairwoman. The committee did not refer anything for tonight’s meeting. We continue to work on a policy that will enforce the residency requirement – currently the Personnel Office has a form that perspective employees have to sign attesting to be residents of Seneca County. We talked about what we would accept as proof of residency.

We met with Anne Marie Heizmann, President of Seneca County Farm Bureau and Tom Murray, owner, Muranda Cheese, who proposed reforming the Seneca County Codes Enforcement Department, primarily by having the towns assume the responsibility. A more in-depth discussion has been scheduled

Public Works Committee – Sprvr. Trout, Chairman. In addition to the resolutions listed on the agenda under Public Works, the committee authorized refilling a position for MEO-Heavy by promoting staff currently in the position of MEO-Light; and leaving the position for MEO-Light vacant.

Regarding the construction improvement project for the Drop In Center restrooms, one vendor responded to the bid. The committee directed the Superintendent of Facilities to re-bid the project, this time with additional tasks included and a due date in the off-season months, and hopefully this will result in more favorable responses.

Mental Health Services Committee – Sprvr. Wadhams, Chairman. There is a resolution that if adopted will authorize a contract with the company, Sexual Behaviors Outreach Consultants, to provide sex offender treatment services.

Community Services Director Margaret Morse gave a presentation regarding the opioid epidemic and Seneca County is not immune - two additional deaths due to opioid overdose occurred here just last week.

Finance, Assessment & Insurance Committee – Sprvr. Westfall, Chairman. The committee approved a resolution that is on the agenda for tonight authorizing budget amendments to accurately reflect organizational changes in 2017.

County Manager's Remarks

Deadline dates are approaching for the county Shared Services Plan. Fayette and Lodi will be sharing mowing and snow plowing. Covert is considering sharing mowing services. The plan needs to be adopted by the Shared Services Panel and then by the Board of Supervisors.

HSS Building (formerly BonaDent) – ponds will be drained this month. Generator needs to be replaced. The boiler will be moved from Thurber Drive to the HSS building. There are some exterior modifications that are being considered. The anticipated time for the move is late September / early October.

The county manager is prepared to set-up budget workshops and he will be contacting committee chairs to arrange time and date.

Placed on the desks of each supervisor is a copy of a draft policy on Enforcement of Residential Requirement – which will be submitted for review by the Government Operations Committee later this month. Also on the each desk is a copy of the new position for Commissioner of Public Works Division.

County Attorney's Remarks

The appeal filed on behalf of the Unity Council, challenging the BIA ruling of Clint Halftown as the leader of Cayuga Nation, was denied. A motion by Mr. Halftown has been filed seeking the eviction of members of the Unity Council from property owned by Cayuga Nation. The case will be heard in Seneca County Supreme Court later this month. County Attorney Fisher expressed concern about the reaction of the Unity Council members if the court rules in favor of Mr. Halftown; recalling the confrontation between the two factions a few years ago. Sheriff Luce acknowledged the concern and will seek other law enforcement assistance if necessary.

Communications

101. From Department of Army, Buffalo District, Corps of Engineers, dated July 17, 2017, regarding Compliance Permit No. 2001-02559, to discharge fill material into federally regulated wetlands associated with storm water management improvements at the FL Reginal Airport property, has been determined that the project is in compliance with the terms and conditions of the permit.

102. From NYS Association of County Coroners and Medical Examiners, notice of required training for all county coroners / medical examiners on the process of starting a death certificate electronically for the implementation of the new Electronic Death Registration System (EDRS) in November 2017.

103. From Kyle Black, District Manager, Seneca Meadows, a letter dated July 31, 2017 regarding the continued efforts to control odor by installing a temporary utility flare directly into the gas collection system on the western hill to provide enhanced landfill gas combustion and valuable information in preparation for installing a permanent, enclosed flare at the Renewable Resource Park at the end of August.

104. A copy of Notice of Public Comment Period / Notice of Public Statement Hearing / Notice of Complete Application by Seneca Meadows, Inc., ECL Article 27: Solid Waste Management, #8-4532-00023/00001, scheduled for August 10, 2017 at Mynderse Academy, Seneca Falls, at 3:00 p.m. and 6:00 p.m.

105. A copy of Seneca County Planning Board July 13, 2017 meeting minutes.

106. A copy of Seneca County Community Services Board May 18, 2017 and June 20, 2017 meeting minute

107. A copy of NYS Fish and Wildlife Management Board June 15, 2017 meeting minutes.

108. A copy of Ontario County Resolution No. 470-2017, endorsing the appointment of Lynn Fried to the Finger Lakes Workforce Development Board and Finger Lakes Workforce Investment Board, Inc.

109. From U.S. Department of Commerce, informational packet for the 2020 Census Local Update of Census Addresses Operation (LUCA), including the 2020 Census LUCA Information Guide; Confidentiality and Security guidelines and Registration Form. Referred to the Planning, Development, Agriculture & Tourism Committee.

110. From Betty A. Davis and Frederick C. Parish, Jr., a proposal dated July 19, 2017 regarding property located at 84 Auburn Road, Seneca Falls, requesting the Board of Supervisors consider granting a lean release; and accept payment on the delinquent taxes for the years 2014, 2015, 20160, and 2017 in the amount of \$21,263.27. Referred to the Finance, Assessment & Insurance Committee.

111. From Julia Tedesco, Executive Director, Foodlink, a request for September 2017 to be declared by the Board of Supervisors as Hunger Action Month to raise awareness t to the Feeding America network. Referred to the Government Operations Committee.

112. A copy of the Oath of Office taken by Jeff Shipley, who was recently appointed to serve on the IDA Board.

113. From Mary Anne Kowalski, a written copy of her oral comments made earlier at this meeting, urging the Board of Supervisors to reject the response to the Comptroller Audit of Water 1, Sewer 1, and Sewer 2 districts and not contract outside administrative services for the districts.

RESOLUTIONS AND MOTIONS

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SENECA EXTENDING THE ADDITIONAL RATE OF TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, AND ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES, PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

RESOLUTION NO. 179-17 moved by Sprvr. Westfall, second by Sprvr. Lazzaro and adopted.
Be it enacted by the Board of Supervisors of the County of Seneca, as follows:

SECTION 1. Section 4-A of the resolution enacted by the Seneca County Board of Supervisors on January 12, 1982 (and amended by Board resolution on July 13, 1982), imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes.
Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and shall be paid an additional one percent rate of sales and compensating use taxes, for the period beginning December 1, 2002, and ending November 30, 2020. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4, and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating to or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

SECTION 2. Paragraph B of subdivision (1) of section 11 of a resolution enacted by the Seneca County Board of Supervisors on January 12, 1982 (and amended by Board resolution on July 13, 1982), imposing sales and compensating use taxes, as amended, is amended to read as follows:

(B) With respect to the additional tax of one percent imposed for the period beginning December 1, 2002, and ending November 30, 2020, in respect to the use of property used by the purchaser in this County prior to December 1, 2002.

SECTION 3. This enactment shall take effect December 1, 2017.

ADOPT 2018 WORKERS' COMPENSATION BUDGET

RESOLUTION NO. 180-17 moved by Sprvr. Westfall, second by Sprvr. Wadhams and adopted.

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

WHEREAS, the Finance, Assessment, & Insurance Committee has reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby adopt the Seneca County Workers' Compensation Budget for the year 2018 as follows:

1710	ADMINISTRATION		
.1100	Personal Service Administrator	\$	55,019
.1110	Employee Benefits Assistant	\$	0
.8400	WC	\$	1,101
.1200	Legal Services Director	\$	0
.1400	Severance	\$	0
.2200	Equipment	\$	500
.2300	Computer Equipment	\$	1,000
.4200	Supplies	\$	800
.4230	Telephone/Internet	\$	720
.4240	Postage	\$	1,600
.4260	Books and Periodicals	\$	100
.4270	Membership and Dues	\$	200
.4280	State Assessment	\$	110,000
.4440	Mileage	\$	100
.4450	Hotels and Meals	\$	300
.4560	Excess Insurance	\$	130,000
.4700	Investigation	\$	3,000
.4701	Training	\$	200
.4702	Legal Services	\$	17,000
.4703	Rehabilitation Services	\$	0
.8100	Retirement	\$	8,075
.8300	Social Security	\$	3,411
.8600	Hospitalization	\$	18,065
.8700	Medicare	\$	798
.4704	Third Party	\$	20,000
TOTAL ADMINISTRATION		\$	371,989
1720	NON-ADMINISTRATION		
.4100	Indemnification/Benefits & Awards	\$	400,000
.4110	Long Term Indemnity Liabilities	\$	65,000
.4200	Medical	\$	250,000
.4210	Long Term Medical Liabilities	\$	50,000
.4220	Independent Medical Examinations		

		\$	6,000
.4440	Mileage / Claimants	\$	5,000
.4700	Reserve	\$	0
TOTAL NON-ADMINISTRATION		\$	776,000
GRAND TOTAL		\$	1,147,989

AUTHORIZE A FIVE YEAR CONTRACT FOR A DEFERRED COMPENSATION PROVIDER

RESOLUTION NO. 181-17 moved by Sprvr. Westfall, second by Sprvr. Davidson and adopted.

WHEREAS, Seneca County is a local public employer, which has adopted a deferred compensation plan pursuant to Section 5 of the New York State Finance Law; and

WHEREAS the purpose of such plan is to provide employees with a convenient and tax-favored method of saving on a regular and long-term basis, and thereby provide for their retirement; 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, Board Resolution 56-17 directed the Personnel Officer to prepare and issue a Request for Proposals (RFP) from deferred compensation plan administrators as specified by the Rules and Regulations; and

WHEREAS, this process resulted in the receipt of 6 proposals; and

WHEREAS, the proposals were reviewed by the Deferred Compensation Committee members appointed by the Board of Supervisors in Board Resolution 29-17; and

WHEREAS, it is the recommendation of the Deferred Compensation Committee contract for a 5-year period with MassMutual Life Insurance Company, as sole provider, in conjunction with Reliance Trust Company as Trustee; and

WHEREAS, the Personnel Committee met on July 25, 2017 and concurred with the recommendation of the Deferred Compensation Committee to enter into a contract for a 5-year period with MassMutual Life Insurance Company, as sole provider, in conjunction with Reliance Trust Company as Trustee; now, therefore be it

RESOLVED, that the County Manager is hereby authorized and directed to sign a contract for a 5-year period with MassMutual Life Insurance Company, as sole provider, in conjunction with Reliance Trust Company as Trustee.

ACCEPT ADDITIONAL FUNDING FROM THE NEW YORK STATE OFFICE OF ALCOHOL AND SUBSTANCE ABUSE (OASAS) AND APPROVE BUDGET AMENDMENT

RESOLUTION NO. 182-17 moved by Sprvr. Wadhams, second by Sprvr. Kronenwetter and adopted.

WHEREAS, the Seneca County Community Counseling Center of the County Mental Health Department has received additional funding from the NYS Office of Alcohol and Substance Abuse (OASAS), with no local cash match required; and

WHEREAS, the funding will support part time typist, RN Consultant, Psychiatric Consultant and Peer Consultant costs; and

WHEREAS, OASAS funded staff and contract workers will allow for the following services: required medical assessments, required health coordination services, care coordination with primary care, development of peer recovery services, psychiatric bridging services and needed evening secretarial services; and

WHEREAS, the Mental Health Committee reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors accepts the additional funding from OASAS in the amount of \$18,724.00; and be it further

RESOLVED, that the Finance Director is authorized and directed to make the following 2017 budget amendments:

INCREASE	104220-43000 (Addictions State Aid Revenue)	\$	18,724.00
INCREASE	104220-51200 (Part Time Salaries)	\$	7,000.00
INCREASE	104220-58300 (Social Security)	\$	434.00
INCREASE	104220-58400 (Workers Comp.)	\$	140.00
INCREASE	104220-58700 (Medicare)	\$	102.00
INCREASE	104220-54350 (Medical Fees)	\$	11,048.00

**CREATE AND FILL A POSITION FOR PART-TIME EVENING TYPIST
IN THE MENTAL HEALTH DEPARTMENT**

RESOLUTION NO. 183-17 moved by Sprvr. Wadhams, second by Sprvr. Lazzaro and adopted.

WHEREAS, the Department of Mental Health's Addictions Clinic has identified a need for part-time evening support staff hours due to lack of office coverage from 5-8pm Monday – Thursday; and

WHEREAS, the funds used to pay for this position are fully offset by state aid at no cost to Seneca County; and

WHEREAS, the Mental Health Committee has reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the creation and filling of a position, state aid supported, for Part-time, Evening Typist with the Mental Health Department's Addictions Clinic.

**MENTAL HEALTH AGREEMENT FOR ADDITIONAL
PSYCHIATRY CONTRACT SERVICES WITH BUDGET AMENDMENT**

RESOLUTION NO. 184-17 moved by Sprvr. Wadhams, second by Sprvr. Lazzaro and adopted.

WHEREAS, the Department of Mental Health has identified a need for additional psychiatry hours in order to meet patient demand and to support succession planning to ensure adequate psychiatric staffing as required by New York State Office of Mental Health regulation; and

WHEREAS, a physician who specializes in Psychiatry has been identified and currently contracts with Seneca County for service provision; and

WHEREAS, the amended agreement will continue the rate of pay of \$150.00 per hour, total annual amount not to exceed \$120,000; and

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

WHEREAS, the Mental Health Committee has reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the use of additional psychiatric services and authorizes and directs the County Manager to sign an amended agreement with the contracting physician once established; and be it further

RESOLVED, that the Finance Department is authorized and directed to make the following budget amendment:

INCREASE	104320-41620 (Medical Services Reimbursement)	\$120,000.00
INCREASE	104320-54350 (Medical Fees)	\$120,000.00

**ACCEPT BID FROM GEO STABILIZATION INTERNATIONAL FOR THE
STABILIZATION OF THE BANK ON COUNTY ROAD 153**

RESOLUTION NO. 185-17 moved by Sprvr. Trout, second by Sprvr. Kronenwetter and adopted.

WHEREAS, CHIPS funding was appropriated in the 2017 budget for the stabilization of the bank on County Road 153; and

WHEREAS, the Highway Superintendent recommends accepting the bid from Geo Stabilization International as the most qualified and responsive bid in the amount of \$71,575.00; and

WHEREAS, the Public Works committee has reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors accepts the bid from Geo Stabilization International for the stabilization of the bank on County Road 153 in the amount of \$71,575.00; and be it further

RESOLVED, that the County Manager is authorized and directed to sign all necessary documentation to support this project.

**ABOLISH ONE (1) POSITION FOR MEO-LIGHT AND
CREATE & FILL ONE (1) POSITION FOR MEO-HEAVY**

RESOLUTION NO. 186-17 moved by Sprvr. Trout, second by Sprvr. Reynolds and adopted.

WHEREAS, there is a need for an additional position for MEO-Heavy at the Highway Department; and

WHEREAS, there is an employee in a position for MEO-Light who possesses the qualifications to be promoted into the position of MEO-Heavy; and

WHEREAS, the reclassification from MEO-Light to MEO-Heavy will require no additional appropriations due to the retirement of a long-time employee in the department; and

WHEREAS, the Vacancy Committee approved abolishing a position of MEO-Light and creating/filling a position of MEO-Heavy position at its meeting on July 13, 2017; and

WHEREAS, the Public Works Committee approved abolishing a position of MEO-Light and creating/filling a position of MEO-Heavy at its meeting on July 25, 2017; now, therefore it be

RESOLVED, that the Seneca County Board of Supervisors hereby abolishes one (1) position for Full-time MEO-Light and creates and authorizes the filling of one (1) position for MEO-Heavy, effective immediately.

**ACCEPT BID FOR REFURBISHMENT OF THE MAIN ENTRANCE STEPS
AT THE SENECA COUNTY COURTHOUSE**

RESOLUTION NO. 187-17 moved by Sprvr. Trout, second by Sprvr. Kaiser and adopted.

WHEREAS, Resolution 130-17 authorized the Superintendent of Facilities to solicit bids for the refurbishment of the main entrance steps at the Seneca County Courthouse; and

WHEREAS, the Superintendent of Facilities received one bid from the bid opening conducted on July 17, 2017, in the amount of \$30,023.00 from Raymond E Kelley, Inc.; and

WHEREAS, Raymond E. Kelley, Inc., will refurbish the main entrance steps at the Seneca County Courthouse, 48 W. Williams St., Waterloo, NY, 13165, in accordance with the bid specifications and working around the Seneca County Court System schedule; and

WHEREAS, funding for the project has been approved and appropriated in the 2017 budget; and

WHEREAS, this resolution has been reviewed and approved by the Public Works Committee on July 25, 2017; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors supports the use of Raymond E. Kelley, Inc. for the refurbishment of the main entrance steps at the Seneca County Courthouse and authorizes the County Manager to sign all necessary documents for this service.

**APPROVE ENGINEERING FIRM BARTON AND LOGUIDICE
TO MANAGE MILL CREEK BRIDGE PROJECT**

RESOLUTION NO. 188-17 moved by Sprvr. Trout, second by Sprvr. Kronenwetter and adopted by 399 ayes (Garlick Lorenzetti, Wadhams, Davidson, Prouty, Churchill, McGreevy, Hayssen, Shipley), and 351 nays (Trout, Kronenwetter, Reynolds, Kaiser, Lazzaro, Westfall).

WHEREAS, Resolution No. 104-17 authorizes the sponsorship of \$1,400,000.00 for the refurbishment of Mill Creek Bridge Project P.I.N. 375542; and

WHEREAS, a selection committee of the Highway Superintendent and Lodi representatives reviewed the bid responses and selected Barton and Loguidice as the engineering firm to manage this project; and

WHEREAS, the Public Works Committee reviewed and approved this resolution at special meeting on August 1, 2017; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve Barton and Loguidice as the engineering firm to manage the Mill Creek Bridge Project P.I.N. 375542; and be it further

RESOLVED, authorizes and directs the County Manager to sign any and all documents with Barton and Loguidice regarding engineering for P.I.N. 375542.

**APPROVE ENGINEERING FIRM CHA CONSULTANTS INC.
TO MANAGE BALSLEY ROAD PROJECT**

RESOLUTION NO. 189-17 moved by Sprvr. Trout, second by Sprvr. Wadhams and adopted.

WHEREAS, Resolution No. 103-17 authorizes the sponsorship of \$1,300,000.00 for the refurbishment of the Balsley Road Project P.I.N. 375614; and

WHEREAS, a selection committee of the Highway Superintendent and Seneca Falls representatives reviewed the bid responses and selected CHA Consultants, Inc. as the engineering firm to manage this project; and

WHEREAS, the Public Works Committee has reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve CHA Consultants, Inc. as the engineering firm to manage the Balsley Road Project P.I.N. 375614; and be it further

RESOLVED, that the County Manager is hereby authorized and directed to sign any and all documents with CHA Consultant, Inc. regarding engineering for P.I.N. 375614.

Referred Back to Public Works Committee

AUTHORIZE REQUEST FOR PROPOSAL (RFP) FOR ADMINISTRATION, OPERATION AND MAINTENANCE OF THE WATER AND SEWER SPECIAL DISTRICTS IN SENECA COUNTY

WHEREAS, during the Public Works Committee on July 24, 2017 a verbal motion to issue a RFP for the administration, operation and maintenance of the Seneca County Water District 1, Seneca County Sewer District 1 and Seneca County Sewer District 2 was adopted; and

WHEREAS, the Public Works Committee recommended the County Manager author the RFP, publish the RFP in the official newspaper(s) and pursue a competitive and fair process for the eventual selection of a proposal; and

WHEREAS, the Public Works Committee met in Special Session on August 1, 2017 and recommends the adoption of this resolution; 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 the water and sewer special districts in Seneca County.

SENECA COUNTY RECEIVES \$1.25 MILLION FOR BRIDGE MAINTENANCE

RESOLUTION NO. 190-17 moved by Sprvr. Trout, second by Sprvr. Wadhams and adopted.

WHEREAS, Board of Supervisors (BOS) resolution 148-14 accepted \$1.1M from New York State to accomplish bridge maintenance on seven bridges; and

WHEREAS, the updated costs of the ongoing bridge maintenance is \$1.25M; and

WHEREAS, the County's cost will not exceed 20% to be funded thru the CHIPS program account number 405112-52000; and

WHEREAS, the Public Works Committee approved this resolution at a special meeting on Aug 1, 2018; now, therefore be it

RESOLVED, that the BOS amends BOS resolution 148-14 to accept \$1.25M from New York State to do maintenance on seven bridges.

ADOPT CORRECTIVE ACTION PLAN FOR THE SENECA COUNTY WATER AND SEWER OPERATIONS OFFICE OF THE STATE COMPTROLLER AUDIT

RESOLUTION NO. 191-17 moved by Sprvr. Trout, second by Sprvr. Westfall and adopted.

WHEREAS, the New York State Office of the State Comptroller (OFC) completed the audit of Seneca County Water and Sewer Operations on May 15, 2017; and

WHEREAS, as a result of this audit, the OSC requires a Corrective Action Plan (CAP) to address the findings and recommendations of this audit within 90 days; and

WHEREAS, the Board of Supervisors must adopt the CAP prior to submission to the OSC; and

WHEREAS, the Public Works approved a verbal motion to adopt the CAP for submission to the OFC at its meeting on July 25, 2017; now, therefore be it

RESOLVED, that the Board of Supervisors adopts the CAP to the OSC for the Seneca County Water and Sewer Operations Audit; and be it further

RESOLVED, that the Board of Supervisors authorizes and directs the County Manager to submit the CAP to the OSC.

**AUTHORIZE ADVERTISEMENT OF BIDS FOR CONSTRUCTION OF
HANGAR SPACE AT THE FINGER LAKES REGIONAL AIRPORT**

RESOLUTION NO. 192-17 moved by Sprvr. Kaiser, second by Sprvr. Davidson and adopted.

WHEREAS, the Seneca County Board of Supervisors, by Resolution No. 218-15, approved the application and acceptance of New York State Department of Transportation (NYSDOT) grant up to \$800,000 for the design and construction of hangar space at the Finger Lakes Regional Airport and a local share of \$80,000; and

WHEREAS, the Seneca County Board of Supervisors, by Resolution No. 158-16, authorized the County Treasurer to direct \$80,000 to the Airport Capital Project Fund; and

WHEREAS, McFarland Johnson was approved by the Seneca County Board of Supervisors as the engineering firm for the Finger Lakes Regional Airport; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on July 25, 2017; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the advertisement for bids for the construction of hangar space at the Finger Lakes Regional Airport; and be it further

RESOLVED, that staff is authorized to place an advertisement for bids in the official newspapers designated by Seneca County.

**AUTHORIZE ADVERTISEMENT OF BIDS FOR DEMOLITION OF
MAINTENANCE BUILDING AT THE FINGER LAKES REGIONAL AIRPORT**

RESOLUTION NO. 193-17 moved by Sprvr. Kaiser, second by Sprvr. Wadhams and adopted.

WHEREAS, the Seneca County Board of Supervisors, by Resolution No. 81-16, approved an application to the Federal Aviation Administration (FAA) in the amount of \$1,800,000; Seneca County Local Share of \$100,000; and New York State Department of Transportation (NYSDOT) contribution of \$100,000 for apron repairs at the Finger Lakes Regional Airport; and

WHEREAS, FAA grant award is anticipated in the fall of 2017; and

WHEREAS, the existing aged maintenance building must be demolished prior to initiation of the apron repair project; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture & Tourism Committee on July 25, 2017; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the advertisement for bids for the demolition and removal of the existing maintenance building at the Finger Lakes Regional Airport; and be it further

RESOLVED, that staff is authorized to place an advertisement for bids in the official newspapers designated by Seneca County.

**APPROVE 2017-2018 SUPERVISION AND TREATMENT SERVICES
FOR JUVENILES PROGRAM PLAN**

RESOLUTION NO. 194-17 moved by Sprvr. McGreevy, second by Sprvr. Lazzaro and adopted.

WHEREAS, the County is required to submit an annual plan for the Supervision and Treatment Services for Juveniles Program (STSJP); and

WHEREAS, the Plan is due August 22, 2017; and

WHEREAS, the Chairman of the Board must designate a lead agency; and

WHEREAS, this plan provides for services to youth who are at risk, alleged or adjudicated Juvenile Delinquents (JD's), youth alleged or adjudicated to be Person in Needs of Supervision (PINS), and youth alleged to be or convicted as Juvenile Offenders (JO's), in order to divert these youth from detention or residential care; and

WHEREAS, anticipated funding for this program is capped at \$40,025.00 state reimbursement; and

WHEREAS, this funding is appropriated in the 2017 adopted budget in the Human Services Department line 106070-54700 POS47; and

WHEREAS, the Human Services Committee has reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Chairman of Board designated the Division of Human Services as the lead agency for this program; and be it further

RESOLVED, that the Seneca County Board of Supervisors approves the 2017-2018 Supervision and Treatment Services for Juveniles Program Plan and the Chairman of the Board of Supervisors is authorized and directed to sign the plan based on County Attorney review and approval.

**ADVERTISE FOR OFFICE FOR AGING PUBLIC HEARINGS FOR ANNUAL
IMPLEMENTATION OF SERVICES FOR THE PERIOD APRIL 1, 2018- MARCH 31, 2019**

RESOLUTION NO. 195-17 moved by Sprvr. McGreevy, second by Sprvr. Lazzaro and adopted.

WHEREAS, 9 NYCRR 6653.2 of New York State Rules and Regulations requires submission of an Annual Implementation Plan of Services for the Seneca County Office for the Aging; and

WHEREAS, a public hearing is required to be held at least thirty days prior to such submission and notice of such hearing to be published in local newspapers at least twenty-one days prior to such hearing; and

WHEREAS, Seneca County wishes the benefit of public suggestions and comments for such Plan; and

WHEREAS, the Human Services Committee has reviewed and approved this resolution at its July 25, 2017 meeting; now, therefore be it

RESOLVED, that the Clerk of the Board of Supervisors is hereby directed to advertise Public Hearings on the Annual Implementation of Services for the Seneca County Office for the Aging for the period April 1, 2018- March 31, 2019, said hearings to be held on September 26, 2017 at 11:30 am in the community room of Verona Village, 2276 County Road 139, Ovid, NY and September 28, 2017 at 11:30 am at the Office for the Aging, 2465 North Road, Seneca Falls, NY; and be it further

RESOLVED, that said notice is to be published at least 30 days prior to the first such Public Hearing in the County's newspapers of record, and be it further

RESOLVED, that the proposed plan or an abstract containing program goals, objectives, action steps, and proposed budgets with categorical breakdowns shall be made available to the public prior to the first such hearing; and be it further

RESOLVED, that single copies of the proposed area plan or an abstract shall be made available without charge upon request as soon as it is prepared, before submission to the New York State Office for the Aging.

Referred back to the Public Safety Committee

ADOPT PROPOSAL TO REFURBISH AUDIO/VISUAL SYSTEMS OF THE SUPERVISORS SESSIONS ROOM IN PURSUIT OF A JOINT USE EMERGENCY OPERATIONS CENTER (EOC) MEDIA ROOM

WHEREAS, the ongoing development of a Facilities Master Plan identified the appropriateness of repositioning the Emergency Management Department to the third floor of the County Office Building; and

WHEREAS, it is the recommendation of the County Manager, the Director of Emergency Management and Clerk of the Board to enhance the capabilities of the Board of Supervisors' sessions room to be used jointly as a media room for the enhancement of the Emergency Operations Center (EOC); and

WHEREAS, an existing Department of State Homeland Security (SHSP15) Grant, with a balance of \$37,000.00 is verified and available to fund the proposed audio/visual enhancements for a joint use, Board of Supervisors' sessions and Emergency Operations Center media room; and

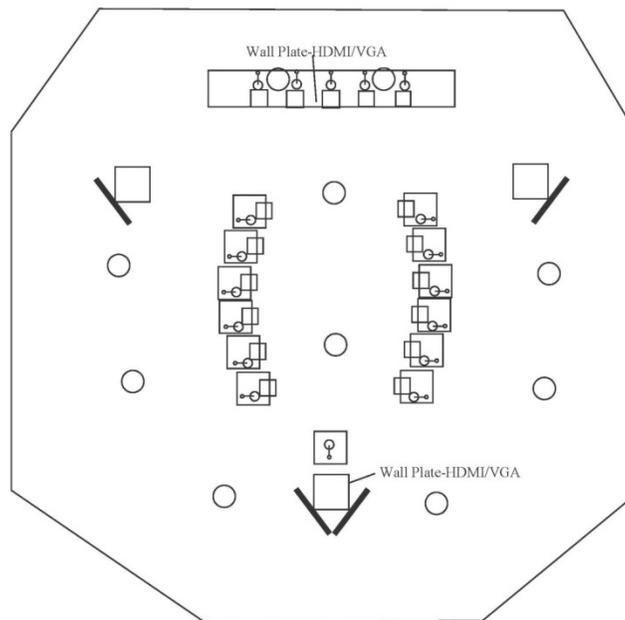
WHEREAS, John Snyder Associates was solicited to offer options that best meet the need for audio/visual enhancements of the current Board of Supervisors' sessions room; and

WHEREAS, John Snyder Associates' proposal is all inclusive and includes architectural effort, audio/visual equipment, installation effort, and project management, with the electronic components purchased at or below state bid contract pricing; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby adopt Option 1 (attached) for the components and cost not to exceed \$37,000.00; and be further

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the County Manager to sign documents which facilitate this effort and to make non-material changes within the quoted price at his discretion.

Layout Option 1 *with Individual Monitors*



○ 6.5" Ceiling speakers x 10

□ 16" Monitors x 17

Ⓜ Gooseneck Mic x 18

▧ 42" Monitors x 4
on swivel mount

4 x HDMI source switch

Source 1- Wall Plate 1

Source 2- Wall plate 2

Source 3- WePresent-HDMI

Source 4- Nuc Computer-HDMI

Seneca County Board of Supervisors Room
1 DiPronio Dr.
Waterloo, NY



AUTHORIZE UPGRADE OF TWO (2) POSITIONS FOR

FULL-TIME BUILDING SAFETY INSPECTOR TO CODE ENFORCEMENT OFFICER I

RESOLUTION NO. 196-17 moved by Sprvr. McGreevy, second by Sprvr. Davidson and adopted.

WHEREAS, two (2) positions for full-time Building Safety Inspector were created and filled to backfill the enforcement gaps created by the construction of the del Lago Casino and Resort; and

WHEREAS, due to increased inspection requirements for del Lago events, as well as the substantial increase in documentation requirements for compliance with the New York State Energy Code and Building and Fire Codes mandated by New York State; and

WHEREAS, Building Safety Inspectors are unable by their job duties to approve plans, sign permits, or issue Certificates of Completion; and

WHEREAS, two senior employees have departed in the past two months, and one current Code Enforcement Officer will be out on extended medical leave for a substantial amount of time this year; and

WHEREAS, the cost for upgrading the two incumbent full-time Building Safety Inspector positions to Code Enforcement Officer will be \$2,116 including salaries and benefits for the remainder of FY2017, being offset by an estimated \$60,000 in salary and benefits from the departing staff members; and

WHEREAS, standard practice has been to hire new Code Enforcement Officers as Building Safety Inspectors until they passed both the Civil Service exam and complete mandated New York State Code Enforcement training, after which they were automatically upgraded to Code Enforcement Officer I; and

WHEREAS, both Building Safety Inspectors completed State training and passed their Civil Service Exams in Fall of 2016; and

WHEREAS, the Public Health Committee has reviewed and approved the upgrade of two (2) full-time Building Inspector positions to Code Enforcement Officer I at the July 25th, 2017 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the upgrade of the two(2) full-time positions for Building Inspector to Code Enforcement Officer I positions in the Building and Fire Code Enforcement Department; and be it further

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Finance Director to make the following budget transfer:

DECREASE	101990-54770 (Contingency)	\$2,116
INCREASE	108090-54100 (Salaries)	\$2,116

**A RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW D OF 2017
AMENDING LOCAL LAW NUMBER 2 OF 2006 AS AMENDED AND
PROVIDING FOR A PUBLIC HEARING**

RESOLUTION NO. 197-17 moved by Sprvr. McGreevy, second by Sprvr. Reynolds and adopted.

WHEREAS, Local Law No. 2 of 2006 As amended by Local Laws Nos. 1 of 2008, 1 of 2010 and 7 of 2015 provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code in the County of Seneca; and

WHEREAS, it is the recommendation of the Public Health Committee that such Local Law be further amended to revise the process of application for a building permit; now, therefore be it

RESOLVED, that proposed Local Law D of 2017 entitled "A Local Law to Amend Local Law No. 2 of 2006 as amended" be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

That sub-paragraph (6) of paragraph (d) of §4 of said local law be amended to read as follows:

(6) proof that the real property specified in the application is not subject to any lien for any "delinquent tax", as such term is defined in Section 1102, Article 11 of the Real Property Tax Law of the State of New York, which delinquent tax has remained unpaid for at least two years following the expiration of the Warrant provided for under §904 of the Real Property Tax Law, or for at least three years following the expiration of such Warrant where the property is improved by a single family residential structure, such unpaid taxes including, but not limited to, any unpaid tax, special ad valorem levy, special assessment or other charge imposed upon real property by or on behalf of a municipal corporation or special district, plus all applicable charges, relating to any parcel which is included in the return of unpaid delinquent taxes prepared pursuant to section nine hundred thirty-six of this chapter or such other general, special, or local law as may be applicable. In no event, however, shall "delinquent tax" include any unpaid tax or other charge against lands owned by the state.

That clause (b) of paragraph (f) of §4 of said local law be amended to read as follows:

(b) the real property specified in the application is not subject to any lien for any delinquent tax, as such term is defined in sub-paragraph (6) of paragraph (d) of this Section.

And that paragraph (b) of §10 of said local law be amended to read as follows: (b)

Applications for Operating Permits. An application for an Operating Permit shall be in

writing on a form provided by or otherwise acceptable to the Code Enforcement Officer. Such application shall include such information as the Code Enforcement Officer deems sufficient to permit a determination by the Code Enforcement Officer that quantities, materials, and activities conform to the requirements of the Uniform Code, and proof that the real property specified in the application is not subject to any lien for any “delinquent tax”, as such term is defined in Section 1102, Article 11 of the Real Property Tax Law of the State of New York, which delinquent tax has remained unpaid for at least two years following the expiration of the Warrant provided for under §904 of the Real Property Tax Law, or for at least three years following the expiration of such Warrant where the property is improved by a single family residential structure, such unpaid taxes including, but not limited to, any unpaid tax, special ad valorem levy, special assessment or other charge imposed upon real property by or on behalf of a municipal corporation or special district, plus all applicable charges, relating to any parcel which is included in the return of unpaid delinquent taxes prepared pursuant to section nine hundred thirty-six of this chapter or such other general, special, or local law as may be applicable. In no event, however, shall “delinquent tax” include any unpaid tax or other charge against lands owned by the state. If the Code Enforcement determines that tests or reports are necessary to verify conformance, such tests or reports shall be performed or provided by such person or persons as may be designated by or otherwise acceptable to the Code Enforcement Officer, at the expense of the applicant

And be it further

RESOLVED, that copies of the aforesaid proposed local law be laid upon the desks of each member of the County Board; and be it further

RESOLVED, that the County Board hold a public hearing on said proposed Local Law at the County Office Building, 1 DiPronio Drive, Waterloo New York at or about 6:00 P.M., on September 12, 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.

Unfinished Business

None

New Business

Rule 29 moved by Sprvr. Wadhams to introduce the following resolution.

**BOARD OF SUPERVISORS (BOS) ADOPT BONADIO GROUP'S ENGAGEMENT LETTER
TO ACCOMPLISH AN EXTERNAL AUDIT OF THE MENTAL HEALTH CLINIC**

RESOLUTION NO. 198-17 moved by Sprvr. Wadhams, second by Sprvr. Westfall and adopted.

WHEREAS, BOS resolution 152-17 approved issuing a Request for Proposal (RFP) for an external audit of the Mental Health Clinic; and

WHEREAS, the Bonadio Group was the single respondent to the RFP at a cost significantly higher than anticipated; and

WHEREAS, the County Manager conferenced with representatives of Bonadio Group to clarify the RFP scope of services which significantly reduced the cost of the external audit; and

WHEREAS, an engagement letter identifying the proper scope of an external audit at a price not to exceed \$30,000.00 is offered by Bonadio Group; now, therefore be it

RESOLVED, that the BOS authorizes and directs the County Manager to join with Bonadio Group for the services of accomplishing an external audit of the Mental Health Clinic; and be it further

RESOLVED, that the following intra-budget transfer be made to fund this audit:

Decrease:

104310-51100 Salaries-Full Time	\$16,600.00
104310-58100 Retirement	\$1,892.00
104310-58300 Social Security	\$1,029.00
104310-58400 Workers Comp	\$332.00
104310-58700 Medicare	\$241.00
104320-51100 Salaries-Full Time	\$8,500.00
104320-58100 Retirement	\$756.00
104320-58300 Social Security	\$527.00
104320-58700 Medicare	\$123.00

Increase:

104320-54340 Accounting Fees	\$30,000.00
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Special Order of the Day

The meeting adjourned at 8:39 p.m.