

**SENECA COUNTY
BOARD OF SUPERVISORS**

Regular Board Meeting
June 11, 2019

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. Lott was not present.

Pledge of Allegiance and Moment of Silence

Presentations

a. Seneca County Chamber of Commerce – Member directors, Gene Pierce and Lisa Fitzgerald highlighted how the Chamber keeps members up to date on pending legislation and educates them on new legislation.

b. Cayuga Lake Watershed Network – Hilary Lambert, Exec Director; Jenn Trafano Grillo; Bill Ebert; Steve Penningroth, Community Institute of Science. They are seeking funding for CLWN in 2020; Harmful Algal Blooms are predicted to increase due to heavy rain followed by warm temperatures; two creeks in Seneca County need monitoring (Sheldrake and Johnson creeks). The cost would be \$4,000 annual per creek to monitor. This is a volunteer program. CIS laboratory would provide analysis and data.

Open Privilege of the Floor

a. Ovid Mayor Bill Kelly expressed opposition to the proposed consolidation / centralization of the Sewer Districts #1 and #2.

b. Lodi Mayor Kyle Barnhart – expressed opposition to the proposed consolidation / centralization of the Sewer Districts #1 and #2; Village of Lodi is considering its own Consolidated Funding Application for a village sewer system; Village of Lodi contracted with Mary Anne Kowalski for sewer & water consulting services.

b. Valerie Sandlas, resident, Seneca Falls, petitioned the Board of Supervisors to develop a county solid waste plan / DEC Region 8 takes 75% of state trash / three largest landfills: Seneca Meadows, High Acres, Ontario / Ontario closes 2028 / SMI closes in 2025 / plastics are no longer accepted by China / recycling is not working.

Approval of Meeting Minutes

Minutes of the May 14, 2019 Regular board meeting, and May 28, 2019 Special board meeting were approved.

Reports of Standing Committees

Health & Human Services Committee - Sprvr. McGreevy, Chairman. The committee met with Garra Lloyd-Lester, who is the Director of NYS Suicide Prevention Community & Coalition Initiatives.

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Information was presented about the “Zero Suicide Initiative”. New York State was awarded grant funding supporting health systems that integrate suicide prevention. Our Mental Health Director Margaret Morse provided information on a program coordinated with the Racker Centers focusing on zero suicide among the youth of Seneca County. To comply with Raise the Age legislation, DHS developed a budget with a projected annual cost of \$252,417. Raise the Age took effect October 2018 for 16 year olds; and will extend to 17 year olds in October of this year. The committee is recommending board approval of the Raise the Age budget and plan. The Finger Lakes Workforce Investment Board annual contracts and agreements are on the agenda tonight for board approval for the period July 1 2019 through June 30 2020 for a total projected funding amount of \$183,638.00. Recent regulation to receive federal funding through NYS for foster care programs includes a focus on Kinship Caregivers which is fostering by a relative. The resolution tonight will ensure the county is implementing kinship caregiver fostering in order to receive grant funding. Several resolutions for the Public Health Department are housekeeping: Contract renewal for Transportation Services for Early Intervention and 3-5 Programs: the provider is Durham Transportation. New contract clause – includes on bus cameras; Contract with Danielle Martin to provide services for the Pre-School Program: contract period will expire on December 31, 2022 and the compensation rate is \$55 per half session; Contract with New York State Department of Health for the Tobacco Enforcement Grant: amount of this grant is \$27,294 for the period of April 1, 2019 through March 31, 2020; Contract AMENDMENT with New York State Department of Health for the Water Enhancement Grant: additional \$7,961 for the period of time April 1, 2018 through March 31, 2019; Contact with New York State Department of Health for the Water Enhancement Grant: \$92,849 for the period of April 1, 2019 through March 31, 2020.

Human Resources & Government Operations Committee - Sprvr. Davidson, Chairman. The Human Resource & Government Operations Committee met with Dr. Robert Nye, President of Finger Lakes Community College (FLCC) who talked about Synchronous Learning, which enables students to take a course at different locations – with a live feed to the classroom where the course is being taught. Between synchronous learning and online classes, students can complete nearly all of their degree requirements at home or closer to home than the FLCC campus. Currently we offer higher education opportunities for our employees in DHS; but there has always been interest in expanding the education opportunity to non-DHS employees. We asked the county manager to move forward with obtaining more details about instituting an expanded higher education program. The payroll process for some of the larger departments: Sheriff’s Office, E-911 and DHS, includes work assignments, scheduled work shifts; sometimes overtime and is cumbersome twice a month because it’s all done manually by a coordinated

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effort between several levels of staff authorization. We are looking into a software program that will automate the payroll function for these departments. Empire Farm Days is August 6 – 7 – and 8 this year. The committee approved a resolution to waive the local law regulating traffic and mass gatherings, as we do every year. We authorized refilling the position for Assistant County Attorney –the position will be shared between the Law Department and the District Attorney’s office for the remained of 2019. The position will revert to full responsibility in the Law Department under the appointment of the county attorney in 2020.

Economic Development & Tourism Committee - Sprvr. Kaiser, Chairman. The Census Bureau is asking counties to participate in their New Construction Program for the 2020 census from March 1, 2018 with an expected completion by April 1, 2020. Board Chairman, Robert Shipley, will be listed as the Highest Elected Official responding to New Construction Program and the Seneca County Department of Planning and Community Development, Senior Planner, Harriet Haynes, is to be listed as the Census Liaison for the New Construction Program; New York State Community Development Block Grant Community Planning Grant Application for Housing Needs Assessment: Authorize an application to NYS Office of Community Renewal for a CDBG grant for a Housing Needs Assessment. NYS CDBG Community Planning grants fund projects up to \$50,000 with a required 5% (\$2,500) cash match. A public hearing is required for CDBG grant funding; FAA indicates that Seneca County is eligible to apply for a grant for the South Apron Reconstruction inspection and construction services at the FLRA and applications are due June 15, 2019. Construction bids were received on May 8, 2019 and established a total project cost of \$934,454 requiring a 5% local cash match of \$46,723. The resolution tonight will authorize an application for the FAA grant for the south apron reconstruction project; Local Match for Grant from NYS Department of Agriculture and Markets to update the Seneca County Agriculture Enhancement Plan: state and federal agencies are requiring that applicants for economic development, farmland protection, and similar programs demonstrate that projects are in accordance with a current county agriculture and farmland protection plan for funding consideration. The program will provide up to \$50,000 in grant funding, that requires a 100% local match of which 20% must be cash (i.e. up to \$10,000 cash and \$40,000 in-kind). Tonight’s resolution authorizes and directs the County Manager to sign all necessary documents to accept the New York State Department of Agriculture and Markets, County Agriculture and Farmland Protection Plan Development Grant.

Agriculture & Environmental Affairs Committee - Sprvr. Kronenwetter, Chairman. AEC Chairman Kronenwetter authored a letter on behalf of the Board of Supervisors expressing opposition to the proposed modification to SPDES Permit for Ferro Corporation of adding chromium III and cadmium

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to chemicals as it can discharge into Seneca Lake. Cadmium is considered a carcinogenic. The committee wants to move forward in creating a solid waste plan. Electronic copies of the SWPs for Ontario and Delaware counties will be provided to the members in preparation for discussion at the July committee meeting.

Public Works Committee - Sprvr. Trout, Chairman. The committee approved going out for bids to repair the steps and railings at the county office building; and we approved awarding the road striping and painting to Accent Stripe, from Orchard Park. I will be asking to refer back to committee the resolution on the agenda tonight for the water quality pilot program at Hillside because the company will present more details about the program at the July committee meeting.

Ways & Means Committee - Sprvr. Reynolds, Chairman. The committee approved the resolution on tonight's agenda to distribute the mortgage tax to the villages and towns.

Report of Special Committees

Seneca County IDA – Sprvr. Trout. Seneca County IDA is concerned about recent talk regarding the facility for Hillside Children's Center. Since Hillside will be leaving, the IDA prefers that the county maintains the water / sewer for the building while they are marketing its sale. OTT / FL Technology is considering an expansion. Having hooks up for utilities helps to sell the building.

Seneca County Chamber of Commerce – Sprvr. McGreevy. The Chamber is excited about its new visitor center, located at Magee's Corners. The integrity of the 1800s brick structure will be incorporated in the new visitor center design. Completion of the project is expected in 2020.

Building Committee – Sprvr. Garlick Lorenzetti. The Special Building Committee kick off meeting was a few weeks ago. Report by Snyder Architects will be emailed to the supervisors.

Jack n Jill Daycare is registering child enrollment and accepting employment applications. Expected target date to open is end of June to early July.

318 Sewer meeting – County Attorney Ettman said inter-municipal agreements are out for signature include the outlet mall, Martins, NYS Thruway and Seneca Falls. When the contacts are fully executed, 318 sewer can be opened.

Chairman's Remarks

Fellow Supervisors, County Manager Rowe, Dedicated Staff and Honored Guests:

On behalf of the Board of Supervisors and County Manager Rowe, we wish to thank Host Martin Aman, Executive Director of the Wayne County Water & Sewer Authority and MRB group Engineers for their help and guidance in arranging an informational meeting held June 1, 2019 at Walworth to discuss formation of a Water & Sewer Authority. Our Public Works

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committee will continue to discuss the formation specifics including submission of a CFA grant request to pursue creation of this option in Seneca County.

As most of you know, I have repeatedly expressed a desire to create a "business friendly atmosphere" here in Seneca County. Tonight, I announce the creation of a "Business Advisory Group" to help identify methods and best practices for County Departments and Staff employees to grow public perception and respect for all Seneca County Departments.

My initial concept for the make-up of an advisory group would be two (2) Supervisors, two (2) County Staff members and two (2) Business Community delegates. If you have interest to become a team member of this group, kindly provide your interest and contact information to Margaret Li.

Remember, our success must start from within - and I believe there is much to gain from a cross section of our local hometown talent.

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

County Manager's Remarks

The Annual Seneca County Employee Picnic is this Friday, June 14. The picnic starts at noon with the service awards presented at 1:00.

County Attorney's Remarks

None

Communications

71. From Stephen J. Acquario, Executive Director, NYSAC, communication dated May 13, 2019 seeking interest in joining the counties of Fulton, Nassau, Otsego, Schoharie, Sullivan, and Wyoming in a class action recently filed against telecommunications providers (Verizon, AT&T, Time Warner Cable, Frontier Communications) based upon their failure to collect and account for the 911 surcharge.

72. From the office of the Honorable NYS Assembly Minority Leader Brian Kolb, a note dated May 6, 2018 acknowledging receipt of an electronic copy of Seneca County Resolution No. 99-19 opposing driver license access and privacy act to undocumented persons.

73. A copy of a letter to Junius property owners, from Emminger, Newton, Pigeon, Magyar, Inc. informing them of a meeting on June 10, 2019 at the Junius Town Hall to explain why the town is conducting a town wide reassessment in 2020.

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74. A copy of a letter to Robert Call, DEC Region 8, from Paul Kronenwetter, on behalf of the Board of Supervisors, expressing their opposition to Ferro Corporation's proposed modification of State Pollutant Discharge Elimination System (SPDES) Permit Number NY0002097.

75. From The Halpin Firm, a copy of the PILT agreement, together with Form RP-412-a Industrial Development Agencies application for Real Property Tax Exemption between Waterloo Downtown Properties, LLC and Seneca County IDA.

76. From The Halpin Firm, a copy of the PILT agreement, together with Form RP-412-a Industrial Development Agencies application for Real Property Tax Exemption between Madison HNJ, LLC and Seneca County IDA.

77. A copy of the Inter County Association of Western New York May 10, 2019 meeting minutes.

78. A copy of the Seneca County IDA May 2, 2019 meeting minutes.

79. A copy of the Seneca County Planning Board May 9, 2019 meeting minutes.

80. A copy of Essex County Resolution No. 160, and a copy of Sullivan County Resolution #17, Urging Governor Cuomo and the NYS Legislature to Oppose Enactment of Senate Bill S.2837 and Assembly Bill A.2750, known as the Farmworkers Fair Labor Practices Act.

81. A copy of Green County Resolution No. 157-19, Opposing NYS Senate Bill S.1947 and Assembly Bill A.1261 related to Hours, Wages and Supplements in Contracts for Public Works.

82. A copy of Livingston County Board of Supervisors Resolution No. 2019-191, opposing the Planned Closure of the Livingston Correctional Facility ad Calling on Leadership in Albany to Reconsider the Planned Closure.

83. A copy of Madison County Resolution No. 19-258, Opposing Senate Bill S1747 and Assembly Bill A3675, opposing driver license access and privacy act to undocumented persons.

84. A copy of Niagara County Resolution IL-037-19, expressing opposition to make New York a Sanctuary State.

85. A copy of Otsego County Resolution No. 251-20181003, authorizing an agreement with the law firm Napoli Shkolnik, PPLC to investigate and make recommendations regarding commencement of litigation on behalf of the county of Otsego against Telecommunications Companies regarding 911 Surcharges.

86. A copy of Wyoming County Resolution No. 19-232, Requesting to Amend Real Property Tax Law Sections 483-A to include Potato Storage Facilities and Shipping Facilities.

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87. From Mary Anne Kowalski, an email dated June 10, 2019 requesting that the Board of Supervisors return to committee a draft resolution on tonight's agenda that would authorize a pilot program to improve water quality at the Hillside Tower.

88. A copy of the Seneca County Sheriff's Office Monthly Snapshot for May 2019.

89. From NYS Taxation and Finance, dated May 29, 2019. a list of Certified State Equalization Rates for the 2019 assessment rolls which have been established to date for the municipalities in Seneca County.

RESOLUTIONS & MOTIONS

FINANCE DEPARTMENT AUTHORIZED TO PAY MORTGAGE TAX

RESOLUTION NO. 112-19, moved by Sprvr. Reynolds, second by Sprvr. Davidson and adopted.

WHEREAS, pursuant to Section 261 of the Tax Law, the mortgage tax report for the period October 1, 2018 through March 31, 2019 has been filed; now, therefore be it

RESOLVED, that the Finance Department is hereby authorized and directed to pay to the municipalities of Seneca County the amount apportioned as follows:

TOWN	AMOUNT ALLOCATED	VILLAGE SHARE	TOWN SHARE
Covert	\$31,556.38	\$1,762.96	\$29,793.42
Fayette	\$40,316.35	\$2,618.35	\$37,698.00
Junius	\$5,893.00	0	\$5,893.00
Lodi	\$10,653.00	\$439.35	\$10,213.65
Ovid	\$18,837.71	\$1,328.11	\$17,509.60
Romulus	\$14,576.79	\$84.85	\$14,491.94
Seneca Falls	\$26,997.61	\$2.41	\$26,995.20
Tyre	\$5,556.50	0	\$5,556.50
Varick	\$19,317.15	0	\$19,317.15
Waterloo	\$36,281.49	\$12,273.31	\$24,008.18
TOTALS	\$209,985.98	\$18,509.34	\$191,476.64

**AUTHORIZE SOLICITATION OF BIDS FOR REFURBISHMENT OF CONCRETE STAIRS
AND REPLACEMENT OF METAL RAILS AT THE COUNTY OFFICE BUILDING**

RESOLUTION NO. 113-19, moved by Sprvr. Trout, second by Sprvr. Lazzaro and adopted.

WHEREAS, the concrete stairs and metal railings are original to the construction of the County Office Building and are in need for repair and replacement; and

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WHEREAS, the Public Works Standing Committee has reviewed and approved this Resolution at its May 28, 2019 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the solicitation of bids for the refurbishment of the concrete stairs and replacement of the metal railings at the Seneca County Office Building.

SUPERVISORS AWARD BID FOR STRIPING OF COUNTY HIGHWAYS

RESOLUTION NO. 114-19, moved by Sprvr. Trout, second by Sprvr. Garlick Lorenzetti and adopted.

WHEREAS, Seneca County solicited bids for the painting of traffic lines, paint used, and reflectorized glass beads on Seneca County highways; and

WHEREAS, one bid was opened on April 12, 2019 and was from Accent Stripe0, Inc. of Orchard Park, New York with the following results:

Survey of passing and no passing zones with log sheets included (per mile)	\$600.00
Indexing of passing and no passing zones from existing log sheets (per mile)	\$400.00
Spotting of center line on new pavement (per mile)	\$400.00
Centerline application including materials (per mile)	\$339.00
Edgeline application including materials (per side)	\$198.00
Yellow traffic line paint (per gallon)	\$10.25
White traffic line paint (per gallon)	\$10.25
Reflectorized glass beads (per pound)	\$.35
Railroad crossings (per track)	\$600.00
Left/Right hand turning curve arrow (per arrow)	\$150.00

WHEREAS, the Commissioner of Public Works and Highway Superintendent recommend accepting the bid from Accent Stripe, Inc.; and

WHEREAS, the Public Works Standing Committee has reviewed and approved this resolution at its May 28th, 2019 meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the bid for painting of traffic lines, paint, and reflectorized glass beads to Accent Stripe, Inc. and use funds appropriated from the 2019 Maintenance Striping account 40-405110-54545.

**BOARD OF SUPERVISORS APPROVES PARTICIPATING IN THE
2020 CENSUS NEW CONSTRUCTION PROGRAM**

RESOLUTION NO. 115-19, moved by Sprvr. Kaiser, second by Sprvr. Garlick Lorenzetti and adopted.

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WHEREAS, the Census Bureau is inviting municipalities to participate in their New Construction Program to capture the addresses of new residential construction from March 1, 2018 and expected to be completed by April 1, 2020; and

WHEREAS, participation in the New Construction Program will help assure that all residents are counted; and

WHEREAS, participation in the New Construction Program will require cooperation between multiple departments including the Department of Planning and Community Development, the Seneca County Department of Building & Fire Code Enforcement, and the Seneca County Real Property Tax Services; and

WHEREAS, the New Construction Program allows municipalities to designate the County to participate on their behalf; and

WHEREAS, if local Towns and Villages choose to participate in the New Construction Program, Seneca County Department of Planning and Community Development is able to act on their behalf; and

WHEREAS, this resolution was reviewed and approved by the Economic Development and Tourism Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby indicate their desire to participate in the 2020 Census New Construction Program, and their willingness to be designated as participating on the behalf of Villages and Towns within the county; and be it further

RESOLVED, that the Seneca County Board of Supervisors Chairperson, Robert Shipley, will be listed as the Highest Elected Official responding to New Construction Program and the Seneca County Department of Planning and Community Development, Senior Planner, Harriet Haynes, is to be listed as the Census Liaison for the New Construction Program.

**AUTHORIZE PUBLIC HEARING FOR NYS COMMUNITY DEVELOPMENT BLOCK GRANT
COMMUNITY PLANNING GRANT APPLICATION
(HOUSING NEEDS ASSESSMENT)**

RESOLUTION NO. 116-19, moved by Sprvr. Kaiser, second by Sprvr. Trout and adopted.

WHEREAS, the Seneca County Board of Supervisors wishes to assess the advisability of submitting a Community Development Block Grant (“CDBG”) application to the New York State Office of Community Renewal (the “OCR”) through the Consolidated Funding Application (“CFA”) for a Community Planning Grant to fund a Housing Needs Assessment; and

WHEREAS, by Seneca County Board of Supervisors Resolution 97-19, Seneca County has identified housing development as an area of focus for 2019 CFA applications; and

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WHEREAS, Seneca County intends to use the NYS CDBG Community Planning Grant for a Housing Needs Assessment; and

WHEREAS, NYS CDBG Community Planning Grants fund projects up to \$50,000 with a required 5% (\$2,500) cash match; and

WHEREAS, the County is required to hold a public hearing as required under Federal rules to provide information to the public and to consider citizen comments regarding the CDBG program and the intended use of funds prior to submitting an application for CDBG funding; and

WHEREAS, this resolution was reviewed and approved by the Economic Development and Tourism Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby directs that the cash match of \$2,500 be made available upon award of the NYS CDBG Community Planning Grant; and be it further

RESOLVED, that the public hearing shall be held at the Board of Supervisors meeting at the County Office Building, One DiPronio Drive, Waterloo, NY 13165 at 6:00 P.M. on July 9, 2019; and be it further

RESOLVED, that the Clerk of the Board is hereby directed to post in the County Office Building and on the County's official website and have published at least once in a newspaper of general circulation in the County, at least nine days before the date of scheduled hearing for the Public Hearing, the notice of such is as follows: NOTICE OF PUBLIC HEARING – OFFICE OF COMMUNITY RENEWAL – CDBG PROGRAM. A public hearing will be held on July 9, 2019 at 6:00 P.M. at the County Office Building, in the Board of Supervisors Room, 3rd Floor, One DiPronio Drive, Waterloo, NY 13165 to discuss the community and economic development needs of the County and the County's potential submission of an application to the New York State Office of Community Renewal for Community Development Block Grant funding to support the creation of a countywide Housing Needs Assessment. More detailed information regarding the application will be presented at the hearing. Written comments are invited and will be accepted upon delivery to the County Board of Supervisors Office, One DiPronio Drive, Waterloo, NY 13165. The deadline for the submission of written comments is July 8, 2019 at 5:00 P.M. The hearing facilities are handicap accessible.

**APPLICATION TO AND ACCEPTANCE OF FEDERAL AVIATION ADMINISTRATION
GRANT FOR SOUTH APRON RECONSTRUCTION AT THE
FINGER LAKES REGIONAL AIRPORT**

RESOLUTION NO. 117-19, moved by Sprvr. Kaiser, second by Sprvr. Davidson and adopted.

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WHEREAS, by Resolution 205-17, the Seneca County Board of Supervisors approved the application to and receipt of a Federal Aviation Administration (FAA) grant for engineering design services for the South Apron Reconstruction project at the Finger Lakes Regional Airport (FLRA); and

WHEREAS, South Apron Reconstruction design documents have been completed by FLRA engineers, McFarland Johnson, and submitted to the FAA for final review and approval; and

WHEREAS, FAA indicated that Seneca County is eligible to apply for a grant to fund South Apron Reconstruction inspection and construction services at the FLRA and applications are due June 15, 2019; and

WHEREAS, by Resolution 70-19, the Seneca County Board of Supervisors authorized advertisement for bids for construction services related to the South Apron Reconstruction so that the grant application will be based on actual bid dollar figures as required by FAA; and

WHEREAS, construction bids were received on May 8, 2019 and established a total project cost of \$934,454 requiring a 5% local cash match of \$46,723; and

WHEREAS, the local cash match is available in the 2019 Airport budget under Professional Fees 305610-54330; and

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

WHEREAS, this resolution has been reviewed and approved by the Economic Development and Tourism Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves the application to and receipt of FAA grant for South Apron Reconstruction project at the Finger Lakes Regional Airport, and that the County Manager is authorized and directed to sign all necessary documentation; and be it further

RESOLVED, that the Department of Finance be authorized to make the necessary budgetary and accounting entries to affect the intent of this resolution.

**AUTHORIZE LOCAL MATCH FOR NYS AGRICULTURE AND MARKETS GRANT TO
UPDATE SENECA COUNTY AGRICULTURE ENHANCEMENT PLAN**

RESOLUTION NO. 118-19, moved by Sprvr. Kaiser, second by Sprvr. Reynolds and adopted.

WHEREAS, Seneca County Board of Supervisors Resolution 72-19 authorized an application to the New York State Department of Agriculture and Markets to update the Seneca County Agriculture Enhancement Plan; and

WHEREAS, agriculture is the single largest land use in Seneca County and a large segment of its economy; and

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WHEREAS, state and federal agencies are requiring that applicants for economic development, farmland protection, and similar programs demonstrate that projects are in accordance with a current county agriculture and farmland protection plan for funding consideration; and

WHEREAS, the New York State Department of Agriculture and Markets, County Agriculture and Farmland Protection Planning Grants Program will provide up to \$50,000 in grant funding, that requires a 100% local match of which 20% must be cash (i.e. up to \$10,000 cash and \$40,000 in-kind); and

WHEREAS, funding for the up to \$10,000 cash match exists in the 2019 Planning and Community Development budget; and

WHEREAS, in-kind services of up to \$25,000 will be provided by the Seneca County Department of Planning and Community Development and the Seneca County Real Property Tax Office, and the remaining in-kind match of up to \$15,000 will be provided by other outside agencies (such as the Seneca County Soil and Water Conservation District, and the Seneca County Cornell Cooperative Extension); and

WHEREAS, this resolution has been reviewed and approved by the Economic Development & Tourism Standing Committee at a meeting on May 28, 2019; now, therefore be it

RESOLVED, upon award, the Board of Supervisors authorizes and directs the County Manager to sign all necessary documents to accept the New York State Department of Agriculture and Markets, County Agriculture and Farmland Protection Plan Development Grant; and be it further

RESOLVED, that the Board of Supervisors authorizes up to \$10,000 cash match, and up to \$25,000 in-kind match of Seneca County staff time, postage and mileage to update the Seneca County Agriculture Enhancement Plan; and be it further

RESOLVED, that the Department of Finance is hereby authorized and directed to amend the 2019 budget as follows:

<i>From</i>	108020-51100	Salaries	\$10,000	Decrease
<i>To</i>	108020-54371	Professional Services	\$10,000	Increase

And be it further

RESOLVED, that the Department of Finance be authorized to make the necessary budgetary and accounting entries to affect the intent of this resolution.

WAIVE LOCAL LAW REQUIREMENTS FOR EMPIRE FARM DAYS

RESOLUTION NO. 119-19, moved by Sprvr. Davidson, second by Sprvr. Lazzaro and adopted.

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WHEREAS, the sponsors of Empire Farm Days have requested from the Board of Supervisors a waiver of the provisions of Local Law No. 2 of 1979; and

WHEREAS, Local Law No. 2 of 1979 assures traffic safety for mass gatherings; and

WHEREAS, all necessary state permits involving health emergencies, crowd control, and food and health code regulations will be secured before the Empire Farm Days begins; and

WHEREAS, the Human Resource and Government Operations Standing Committee approved this resolution at its meeting on May 28, 2019; now, therefore be it

RESOLVED, that the requirements of Local Law No. 2 of 1979 be and hereby are waived by the Seneca County Board of Supervisors for the Empire Farm Days event on August 6, 7 and 8, 2019.

**AUTHORIZING INDEMNITY AGREEMENT BETWEEN
GENESEE COUNTY MENTAL HEALTH DEPARTMENT AND
SENECA COUNTY MENTAL HEALTH DEPARTMENT**

RESOLUTION NO. 120-19, moved by Sprvr. McGreevy, second by Sprvr. Brownell and adopted.

WHEREAS, in order to induce the Genesee County Mental Health Department to (i) act as lead agency in the development of a behavioral health care cooperative (BHCC) under the New York State Delivery System Reform Incentive Payment Program (DSRIP) known as Integrity Partners for Behavioral Health (“Integrity Partners”), (ii) to act as lead agency for receipt and disbursement of funds under a Value Based Payments Readiness Program Agreement (VBPR), and (iii) execute, deliver and perform the VBPR as lead agency, the Seneca County Mental Health Department wishes to provide for the indemnification of Genesee; and

WHEREAS, it is prudent, necessary and in the public interest for the Seneca County Mental Health Department to obligate itself contractually to indemnify and hold harmless Genesee County Mental Health Department in order to (i) induce Genesee County to serve and to continue to serve the interests of the Seneca County Mental Health Department, as well as its own interests, in (A) the development of Integrity Partners, (B) the exemption, delivery and performance of the VBPR, and (C) the receipt and disbursement of funds under the VBPR, and (ii) eliminate undue concern by the Genesee County Mental Health Department that the Genesee County Mental Health Department will bear the primary risk associated with pursuing a state-sponsored initiative under DSRIP; now, therefore be it

WHEREAS, the Human Services Standing Committee approved this resolution on May 28, 2019; now, therefore be it

RESOLVED, that the Board of Supervisors approves the execution of an Indemnification Agreement between the Genesee County Mental Health Department and the Seneca County Mental

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Health Department is hereby authorized for a term commencing June 12, 2019 and ending on June 12, 2023, at no County cost to the Seneca County Mental Health Department or the Genesee County Mental Health Department.

**WORKFORCE INNOVATION AND OPPORTUNITIES ACT CONTRACTS AND
ADMINISTRATIVE AGREEMENTS WITH THE FINGER LAKES WORKFORCE
INVESTMENT BOARD FOR THE PERIOD JULY 1, 2019 TO JUNE 30, 2020**

RESOLUTION NO. 121-19, moved by Sprvr. McGreevy, second by Sprvr. Trout and adopted.

WHEREAS, the Seneca County Department of Workforce Development and Youth Bureau will provide a variety of services and programs utilizing funds available under the Workforce innovation and Opportunities Act; and

WHEREAS, it is necessary for the County to enter into a variety of financial contracts with the Finger Lakes Workforce Investment Board, acting as an Administrative Entity Grant Recipient for the Finger Lakes Workforce Investment Area; and

WHEREAS, these documents are due to the Finger Lakes Workforce Investment Board by June 30, 2019; and

WHEREAS, this resolution was approved by the Health and Human Services Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the following contracts and projected funding amounts for Administrative Agreement with Finger Lakes Workforce Investment Board are included in Workforce Development and Youth Bureau accounts:

WIOA Youth	206011 44002	July 1,2019- June 30,2020	\$103,029
WIOA Adult	206011 44000	July 1,2019- June 30,2020	\$41,942
WIOA Dislocated Worker	206011 44001	July 1, 2019- June 30,2020	\$38,667

And be it further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign said contracts on behalf of the County; and be it further

RESOLVED, certified copies of this resolution shall be sent to the Finger Lakes Workforce Investment Board by the Clerk of the Board of Supervisors.

**NEW YORK STATE FAMILY FIRST TRANSITION FUND FOR
SENECA COUNTY DIVISION OF HUMAN SERVICES**

RESOLUTION NO. 122-19, moved by Sprvr. McGreevy, second by Sprvr. Garlick Lorenzetti and adopted.

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WHEREAS, the Federal Family First Prevention Services Act (FFPSA) was enacted on February 9, 2018 and reforms federal financing to prioritize family-based foster care settings over congregate care settings by limiting Title IV-E reimbursement for placement in certain congregate care settings; and

WHEREAS, to meet FFPSA standards, local departments of social services (LDSS) must intensify efforts to maintain children in home-based settings whenever possible including identification and engagement of kinship resources, increased recruitment and retention of foster homes for children who do not have appropriate kinship resources; and

WHEREAS, Governor Andrew M. Cuomo signed legislation that established the Family First Transition Fund providing \$3,000,000 to assist local departments of social services to support, recruit and retain current and prospective foster families, including kinship caregivers; and

WHEREAS, to maximize the availability of family-based placements, Seneca County Department of Social Services must include engagement and support of kinship caregivers as part of their recruitment and retention strategies which is critical to meeting the requirements of FFPSA; and

WHEREAS, Kinship caregivers usually accept a child into their home in a time of crisis and do not have the benefits of advance planning, training and decision making that traditional foster parents have; and

WHEREAS, Office of Children and Family Services (OCFS) has received federal approval of a two-year implementation delay, to September 29, 2021, for certain provision of FFPSA, allowing local departments of social services the time necessary to implement new protocols and strategies necessary to meet the standards under the FFPSA; and

WHEREAS, to receive the allocated funds, the Seneca County Department of Social Services must complete the Attestation of Use of Family First Transition Funds form and submit that form to OCFS for approval no later than June 15, 2019; and

WHEREAS, these funds are to be used only to reimburse expenditures beginning April 1, 2019, and ending March 31, 2020 as these funds are 100% state reimbursed, no federal revenues can be claimed on expenditures reimbursed by the Family First Transition Fund; and

WHEREAS, this resolution was approved by the Health & Human Services Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the Seneca County Finance Department to make the necessary budgetary and accounting entries to the Seneca County budget for the administration of the Family Transition Fund program.

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**ACCEPT AND APPROVE SENECA COUNTY DIVISION OF HUMAN SERVICES
RAISE THE AGE (RTA) PLAN AND BUDGET**

RESOLUTION NO. 123-19, moved by Sprvr. McGreevy, second by Sprvr. Kronenwetter and adopted.

WHEREAS, Raise the Age legislation (NYS Finance Law §54- m and Chapter 53) took effect October 1, 2018 for 16 year olds and will take effect for 17 year olds on October 1, 2019; and

WHEREAS, Raise the Age legislation alters types of detention and other placement youth may need and allows for additional services for youth as follows:

- Provide services by Probation, Human Services, Mental Health, and Substance Abuse
- Avoid placement of children or shorten the length of time in RTA congregate care settings and away from the home
- Build on the strength of individuals and assist them in becoming more self-sufficient.
- Provide identification, referral, and implementation of services for youth and families that are RTA eligible

And

WHEREAS, the County Raise the Age plan and budget with a projected annual cost of \$252,417 contingent upon the population level of youth eligible for services beginning in March of 2019, was reviewed by the State Office of Children and Family Services and the State Division of Criminal Justice Services to ensure that investments necessary to successfully implement RTA are made; and

WHEREAS, to permit State reimbursement of incremental eligible costs, the State Division of Budget approved the tax cap compliance /fiscal hardship certificate, as authorized by State Finance Law § 54- m and Chapter 53, and approved the County Raise the Age Plan and budget; and

WHEREAS, this resolution was approved by the Health & Human Services Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the County Raise the Age Plan and Budget 2019-2020, as approved by the State Division of Budget; and be it further

RESOLVED, that the Seneca County Manager is hereby authorized and directed to sign the approved plan and budget for Raise the Age services; and be it further

RESOLVED, that the Department of Finance authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution.

**CONTRACT RENEWAL FOR THE TRANSPORTATION SERVICES FOR
EARLY INTERVENTION AND 3-5 PROGRAMS WITH CHANGE ORDER**

RESOLUTION NO. 124-19, moved by Sprvr. McGreevy, second by Sprvr. Davidson and adopted.

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WHEREAS, the Health Department currently has a contract with Durham School Services, 6730 Pickard Street, Syracuse, New York 13211 to provide transportation services for the Early Intervention and 3-5 Programs; and

WHEREAS, the current contract expires June 30, 2019; and

WHEREAS, the County has the right to renew this contract by Board resolution for an additional 12 month period; and

WHEREAS, the contract will be subject to a change order to require the addition of video recording cameras to each vehicle used to transport Seneca County children, to include 1 camera on each Caravan or similar sized vehicle and two cameras on each small bus (for a total of 10 vehicles); and

WHEREAS, the County will pay Durham School Services \$1,810 for the first year; and \$2,715 each year for the following 6 years unless the contract is not renewed; and

WHEREAS, it is necessary for the County Manager to sign this contract renewal; and

WHEREAS, the money for this contract is included in the Public Health budget 10-4147 and 10-4149; and

WHEREAS, the Health and Human Services Committee has approved this resolution at its meeting on May 28, 2019; now, therefore be it

RESOLVED, that the County Manager is hereby authorized and directed to sign a one year contract extension with the Durham School Services to provide transportation to children receiving services in the Early Intervention and 3-5 Programs for the period July 1, 2019 through June 30, 2020, with the change order included.

**AUTHORIZE CONTRACT WITH DANIELLE MARTIN TO
PROVIDE PHYSICAL THERAPY SERVICES FOR THE PRE-SCHOOL PROGRAM**
RESOLUTION NO. 125-19, moved by Sprvr. McGreevy, second by Sprvr. Garlick Lorenzetti and adopted.

WHEREAS, the Health Department is required to contract with professionals to provide services for the children enrolled in the Pre-School Program; and

WHEREAS, there is a need to Physical Therapists to meet the needs of children enrolled in this program; and

WHEREAS, the money is in the Public Health Budget 10-4149-54700; and

WHEREAS, the contract period will expire on December 31, 2022 and the compensation rate is \$55 per half session; and

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WHEREAS, this resolution was approved by the Health and Human Services Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Manager to sign a contract with Danielle Martin to provide PT services for the Pre-School Program.

**AUTHORIZE CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR
THE TOBACCO ENFORCEMENT GRANT**

RESOLUTION NO. 126-19, moved by Sprvr. McGreevy, second by Sprvr. Hayssen and adopted.

WHEREAS, the New York State Department of Health has awarded a grant to Seneca County for the Tobacco Enforcement Program; and

WHEREAS, the amount of this grant is \$27,294; and

WHEREAS, the award is for the period of April 1, 2019 through March 31, 2020; and

WHEREAS, this grant allows for county reimbursement for enforcement activities, education and prevention activities; and

WHEREAS, these funds are included in the 2019 departmental budget 10-4011-54708; and

WHEREAS, this resolution was approved by the Health and Human Services Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Manager to sign a contract with the New York State Department of Health for the Tobacco Enforcement Program Grant.

**CONTRACT AMENDMENT WITH NEW YORK STATE DEPARTMENT OF HEALTH
FOR THE WATER ENHANCEMENT GRANT**

RESOLUTION NO. 127-19, moved by Sprvr. McGreevy, second by Sprvr. Davidson and adopted.

WHEREAS, the New York State Department of Health had awarded the Seneca County Health Department \$92,849 for the period of April 1, 2018 through March 31, 2019 for the Water Enhancement Grant; and

WHEREAS, the NYSDOH has awarded an additional \$7,961 toward the grant activities; and

WHEREAS, it is necessary for the County Manager to sign the contract amendment to receive these additional funds; and

WHEREAS, the funds are reflected in account 10-4011-54709; and

WHEREAS, this resolution was approved by the Health and Human Services Standing Committee on May 28, 2019; now, therefore be it

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RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Manager to sign a contract amendment with the New York State Department of Health for additional funding for the Water Enhancement Grant for the period of time April 1, 2018 through March 31, 2019 in the amount of \$7,961.

**CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH
FOR THE WATER ENHANCEMENT GRANT**

RESOLUTION NO. 128-19, moved by Sprvr. McGreevy, second by Sprvr. Davidson and adopted.

WHEREAS, the New York State Department of Health has awarded the Seneca County Health Department \$92,849 for the period of April 1, 2019 through March 31, 2020 for the Water Enhancement Grant; and

WHEREAS, it is necessary for the County Manager to sign the contract to receive these funds; and

WHEREAS, the funds are reflected in account 104011-54709; and

WHEREAS, this resolution was approved by the Health and Human Services Standing Committee on May 28, 2019; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Manager to sign a contract with the New York State Department of Health for the Water Enhancement Grant for the period of time April 1, 2019 through March 31, 2020 in the amount of \$92,849.

Unfinished Business

None

New Business

RULE 29: Sprvr. Trout offered a motion, second offered by Sprvr. Kronenwetter, to introduce the following resolution which did was not reviewed by the appropriate standing committee. The motion carried unanimously.

**SENECA COUNTY JOINS OTHER COUNTIES IN CIVIL LITIGATION AGAINST CERTAIN
NAMED TELECOMMUNICATIONS COMPANIES AND E-911 SURCHARGES**

RESOLUTION NO. 129-19, moved by Sprvr. Davidson, second by Sprvr. Hayssen and adopted.

WHEREAS, pursuant to state law, each New York County provides critical, lifesaving emergency 911 services to its citizens; and

WHEREAS, pursuant to New York law, counties are entitled to charge a surcharge on telephone service to pay for such emergency 911 service (the "911 Surcharge"); and

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WHEREAS, telephone service providers are expressly required to bill for, collect and remit the 911 Surcharge to the chief fiscal officer of each county every month; and

WHEREAS, Seneca County has reason to believe telephone service providers have and continue to fail to bill for, collect and remit the 911 Surcharge as required, resulting in losses by the County; now, therefore be it

RESOLVED, that the County of Seneca be, and hereby is, authorized to join the other counties of New York in civil litigation alleging the failure of certain named telecommunication companies to bill for, collect or remit 911 surcharges to the County; and be it further

RESOLVED, that the County of Seneca accepts the proposed Special Counsel Agreement from the law firm of Napoli Shkolnik PLLC, and the County of Seneca is authorized and empowered to execute the Special Counsel Agreement on behalf of the County of Seneca.

Executive Session:

Sprvr. Davidson offered a motion, second by Sprvr. Garlick Lorenzetti to enter executive session under Sections 105(1) and (f) of the New York State Open Meetings Law. Joining the Board of Supervisors in executive session: County Manager Rowe. Time of executive session: 7:51 p.m. – 8:24 p.m.

Special Order of the Day

The Board of Supervisors reconvened in open session. The meeting adjourned at 8:25 p.m.