

Seneca County Board Of Supervisors

Ovid Meeting

November 11, 2014

Call to Order

Chairman Hayssen 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

In recognition of Veterans Day and those who served in the armed forces, Chairman Hayssen asked that during the moment of silence we remember our men and women who are currently serving and who have served in the armed forces.

Presentations:

Sampson Memorial Veterans Cemetery Update - Bill Yale, Director. The cemetery is in its third year of operation. The cemetery adheres to state and federal regulations and has a goal of being selected as the state's first veterans cemetery. At this time, 240 veterans and their dependents have been interred to date.

Petitioners:

Brian Preston, resident, Town of Fayette - expressed opposition to the proposed casino application to the Seneca County IDA, for tax break benefits. The casino project is a \$4.25 million dollar project. Mr. Preston finds it hard to believe Wilmot Developers need tax benefits. If Seneca County IDA approves the application, the loss of property tax falls on the taxpayers of Seneca County.

Alan Gelatt, resident, Town of Varick - concern expressed about traffic issues during the bicycle portion of the Musselman Triathlon race. He asked for better advertising so that residents could prepare for the event to avoid the race path. He suggested traffic signs for detours around the race path. He complained that the race officials are rude to motorists. He suggested the race official choose different courses for the bicyclists each year.

Chairman Hayssen referred the issue to be reviewed by the Public Works Committee.

Executive Session

In view of the recent news that Harris Beach LLP failed to meet the deadline to file the county's appeal on its foreclosure case against the Cayuga Nation to the Supreme Court, Mr. Shipley moved an executive session by a vote of 463 ayes and 287 nays (Garlick Lorenzetti, Churchill, Lazzaro, Kubasik) under New York State Freedom of Information Law Section 105(d) to obtain legal advice and to discuss pending litigation. Invited into executive session: county manager, the county attorney, and the district attorney, and Phil Spellane, attorney with Harris Beach LLP.

Mrs. Garlick Lorenzetti objected that the members of the Citizens Advisory Committee for the Indian Affairs Committee were not invited into executive session, stating that by keeping them out of the executive session it was an infringement on freedom of speech.

The Board of Supervisors entered executive session at 6:48 p.m.

The Board of Supervisors reconvened in open session at 7:45 p.m.

Chairman Hayssen opened the floor to hear comments from members of the Indian Affairs Citizens Advisory Committee.

Comments Members of the Citizens Advisory Committee for Indian Affairs

Brad Jones read a statement requesting that the Chairman of the Board consider replacing Frank Fisher as county attorney and Robert Shipley as Indian Affairs Committee chairman. Mr. Jones stated they each should be held accountable for Harris Beach's failure to meet the Supreme Court filing deadline. As the county attorney and the chairman of the Indian Affairs Committee, Mr. Jones feels they should have been in contact with Harris Beach assuring that the deadline would be met. He also recommended that the county sue Harris Beach for breach of contract for malfeasance and malpractice.

Rich Ricci expressed shock regarding the late filing. He asked the Board of Supervisors to consider legal action against Harris Beach. He said the Harris Beach is responsible. Mr. Ricci wondered if there was another reason, other than it being an oversight, that we missed the deadline. He urged the Board of Supervisors to continue its case against Cayuga Nation.

Harry Eno, not a member of the Citizens Advisory Committee was recognized by Chairman Hayssen. Mr. Eno agreed with the Board of Supervisors for terminating its contract with Harris Beach. He urged the Board of Supervisors to continue its fight in court. In his remarks, he referred to the case of the Wind River Reservation Treatment-as-State application approved by EPA under section 301(d) of the Clean Air Act (CAA), with respect to the Wind River Reservation. The CAA authorizes the EPA to grant Indian tribes the same-delegated regulatory authority as states under the CAA within reservation boundaries, irrespective of land ownership.

Submission of Claims for Audit

WHEREAS, the following vouchers having gone through the proper auditing process; now, therefore be it

RESOLVED, that said bills are approved for payment:

Supervisors vouchers	totaling	\$	744,229.85
Workforce Development vouchers	totaling	\$	28,675.27
Self-Insurance vouchers	totaling	\$	507.03
County Airport vouchers	totaling	\$	6,985.57
Highway Department vouchers			

Maintenance & County Road (Fund 40)	totaling	\$	185,326.71
Road Machinery (Fund 50)	totaling	\$	23,225.51
	Highway Total	\$	208,552.22
Water	totaling	\$	1,873.31
Sewer 1	totaling	\$	9,545.37
Sewer 2	totaling	\$	15,994.33

Reports of Standing Committees

The Standing Committees of the Seneca County Board of Supervisors held its meeting on November 28 and 28, 2014.

Public Health Services Committee - Mr. McGreevy, Chairman. The Committee reviewed and approved the following issues for a board resolution: (1) authorizing the Chairman of the Board to sign a contract with Foundations SLP and OT Services for the Pre-School Program. The reimbursement rate is \$26.50 to \$40 per group session or \$60 to \$70 per individual session; (2) authorizing the Chairman of the Board to sign a contract with Building Blocks Comprehensive Services, Inc. This contract is only for two individuals for services received. There is no intent to continue an ongoing contract with this agency.

Under Unfinished Business, the Committee voted (3-2) to make no amendments to Local Law 2-2006. Building permits will be denied for properties delinquent in taxes.

Public Safety Committee - Mr. Reynolds, Chairman. The Committee reviewed and approved the following issues for a board resolution: (1) to create full-time GIS Mapping Tech and abolish part-time mapping tech position shared between the tax office and E911. The current employee (Mike Karlsen) is interested in the full-time position; (2) authorizing the Chairman of the Board to execute the Homeland Security Hyper Reach System Grant. Hyper-Reach is an emergency notification system, a way to send voice, a text message, TTY (hearing impaired), or an alarm message to as many people as we need to reach, in the event of an emergency. Currently, there is no way to achieve this in the county. The contiguous counties have this system in place. The system is integrated with FEMA's (IPAWS) Integrated Public Alert Warning System. IPAWS provides the ability to send a message (currently text-only) to any mobile phone within range of any cell tower(s) chosen by the emergency response operator. The cost of program for two years is \$16,000 and been approved in the 2014 Homeland Security Grant, and is no cost to the county; (3) authorization to purchase a Compact Tractor for use at the Law Enforcement Center through National Joint Power Alliance (NJPA).

Human Services Committee - Mr. Lazzaro, Chairman. The Committee reviewed and approved the The following issues were reviewed and approved by the Committee for a board resolution: (1) authorizing the Chairman of the Board to sign the Office for the Aging Annual Implementation Plan; (2) authorizing the creation of the position of Director of Services and abolish Case supervisor Grade A

position effective January 1, 2015; (3) authorizing the purchase of six Dodge Caravans for the Division of Human Services from New York State Contract PC66385/Award #22737 at a total cost of \$131,116.74, including delivery; (4) authorizing the Chairman of the Board to sign the agreement with Family Counseling Service of the FL; (5) endorsing the appointment of Nancy Abarca-Hernandez and Lori Parish as members of the FLWIB; (6) authorizing carpet installation and painting of the Training Room for DHS not to exceed \$6,100.

Planning, Development, Agriculture & Tourism - Mr. Earle, Chairman. The Committee reviewed and approved the following issues for board resolution: (1) designation of the Chamber of Commerce as the county Tourism Promotion Agency and commit matching funds

Public Works Committee - Mr. Kaiser, Chairman. The Committee reviewed and approved the following issues for a board resolution: (1) to extend the recycling contract with WeCare for two more months (November and December), and then in 2015 go out to bid for recycling services; (2) to increase recycling fee by \$2.00 / current rate is \$28. The 2015 rate will be \$30; (3) to purchase a T750 Bobcat Compact Track Loader with bucket. We will be keeping the old one to for blowing snow at the county building; (4) authorizing the purchase of a 2014 Laymor Sweepmaster Self-Propelled Broom; (5) to create Water & Sewer Operator position effective immediately and abolish the Water & Sewer Maintenance Supervisor position, Water & Sewer Maintainer position, and part time Laborer position; (6) authorizing and hiring a clerk of the works for the courthouse renovation project at 44 West Williams Street; (7) .authorization to engage Bonadio & Co., LLP to perform a Comprehensive Water & Sewer Districts Audit, and a Review of Procedures and Internal Controls at a rate of \$150 per hour (not to exceed 100 hours); (8) authorization to hire engineers to perform a Comprehensive Water & Sewer Districts Rate Analysis at a fee to be determined; (9) authorization to move forward with root treatment of ALL maple trees at the Three Bears, with the exception of two trees which will be at no cost, for an amount not to exceed \$865 total.

Government Operations Committee - Mr. Westfall, Chairman. The Committee reviewed and approved the following issues for a board resolution: (1) to set year-end board meeting for Tuesday, December 30, in order to authorize collection of 2015 taxes; (2) to introduce and advertise for a public hearing proposed local law C-2014, "Seneca County Cyber Bullying Law". A public hearing is scheduled for December 9, 2014.

The committee also approved recommendations from the Vacancy Committee to refill the vacancy for a Confidential Secretary to the County Manager position and refill the vacancy for a Paralegal position in the County Law Office.

The Committee discussed increasing the salary for members of the Board of Supervisors. The salary has been unchanged since 2008. The Committee passed a motion to move the discussion to the full board at the November meeting.

Finance, Assessment & Insurance Committee - Mr. Prouty, Chairman. The Committee approved Refilling the position of Director of Real Property Tax Services vacancy effective February 2, 2015 and refilling the Real Property Tax Services Aide position should the Director position be filled by promotion.

The Committee reviewed and approved the following issues for a board resolution: (1) adopting the county equalization rates for 2015 county tax apportionment; (2) setting the public hearing for the tentative 2015 county budget for December 9, 2014; budget amendments for dollar amounts over \$1,000.

Indian Affairs Committee - Mr. Shipley, Chairman. In his report, Chairman Shipley summarized the action taken by the Board of Supervisors at a special meeting on November 8, 2014, resulting in the termination of Harris Beach as legal representative for Seneca County due to the failure of on-time filing of the county's appeal in the foreclosure case to the Supreme Court.

Other updates: Cayuga Nation recently purchased property: 2982 East Bayard St, Seneca Falls. Assessed at \$85,000. Purchase price: \$120,000; Sugar Shack was cited and fined \$2,000 by Public Health for operating without a permit. They paid \$1,000, an option extended to them if they paid by Nov 15; Paul Clement will present before the BoS at the Nov 11 meeting. He has argued over 70 cases before the Supreme Court. UCE is paying for his travel.

#### Reports of Special Committees

Border City Flooding Issues: Mr. Reynolds, representative member of the Soil & Water Conservation Board, reported that Norfolk Southern Railroad conducted flow tests and cleaned clogged pipes to alleviate / prevent continued flooding.

#### Chairman's Remarks

In response to comments made by Brad Jones, Chairman Hayssen said that he appointed Rich Ricci as Chairman of the Indian Affairs Committee. Chairman Hayssen is proud of that appointment, and Mr. Ricci served as an outstanding head of that committee.

Chairman Hayssen said he is equally as proud of his appointment of Robert Shipley as the Chairman of the Indian Affairs Committee. It was unfair for Mr. Jones to ask for the removal of Mr. Shipley as chair of the Indian Affairs Committee. Chairman Hayssen further said that Mr. Shipley fights like hell. He eats, sleeps and drinks all things Indian that have a potentially negative affect the county taxpayers.

#### County Manager's Remarks

County Manager Smith recognized the passing of Carmina Russo. Miss Russo was an employee with Seneca County for over thirty years. She was employed as the Paralegal for the County Law

Department. She was an active member of the CSEA Union for Seneca County employees, currently serving as its Vice-President. She was a recipient of the Seneca County Employee of the Quarter Award. It will be difficult to find someone to take her place.

The tentative 2015 budget for Seneca County will be filed by November 14. As in past years, there is no tax increase. Mr. Smith thanked all the department heads and elected officials for a job well done.

Communications:

106. From Donna Conley, resident, Seneca County, a letter dated September 12, 2014, urging the Board of Supervisors to “hire a new attorney that has a proven record on dealing with Indian issues”.

107. From Harry and Connie Eno, residents, Seneca County, referring to legal representation of the county in Indian affairs, a letter urging the Board of Supervisors to hire “Paul Clement to represent us in our appeal to the U.S. Supreme Court”

108. From Michael J. Cavanaugh, resident, Clifton Park, NY, an email urging the Board of Supervisors “to open the depot track for public torus to view the military history and the Seneca White Deer”.

109. From Dennis Money, president, Seneca White Deer, copies of nine online inquiries, from the Seneca White Deer website, seeking information on the tours to view the white deer and learn the history of the army depot.

110. From Stephen J. Acquario, Executive Director, NYSAC, a copy of a letter to US EPA Administrator McCarthy and U.S. Army Secretary McHugh, urging the withdrawal of the proposed changes to the definition of the Waters of the U.S. under the Clean Water Act (Docket No. EPA-HQ-2011-0880).

111. A copy of Wayne County Resolution No. 450-14, Opposing the Implementation of International Joint Commission (IJC) Plan 2014 which will cause Catastrophic Damage to the Lake Ontario shoreline in Wayne County and Damage the Economic Vitality of Wayne County and Requesting Federal Elected and Appointed Officials to Assist with Opposing the Adoption and Implementation of Plan 2014.

112. A copy of Yates County Resolution No. 225-14, Recognizing New York State’s First Invasive Species Awareness Week.

113. A copy of Ontario County Resolution No. 549-2014, Proclaiming October 2014 as Anti-Bullying Awareness Month.

114. Copy of Genesee/Finger Lakes Regional Planning Council June 12, 2014 meeting minutes.

115. Copy of Seneca County IDA August 176, 2014 meeting minutes.

116. Copy of Inter County Association of Western New York August 15, 2014 meeting minutes.

117. Copy of Seneca County Board of Health September 17, 2014 meeting minutes.

118. From Nicole Backhaus, Director, SCHS, Agri-Business Child Development ABCD at Seneca Falls~Seneca County Head Start, a letter dated September 17, 2014, urging the Board of Supervisors to approve the request for increased funding for Seneca County Cornell Cooperative Extension for the 2015 budget.

119. From Trilby de Jung, Chief Executive Officer, Finger Lakes Health System, a request for inclusion of \$8,336 in funding for the Finger Lakes Health Systems Agency in the 2015 budget. This funding is included in the Public Health Department budget.

120. From the five public libraries in Seneca County, a request for 2015 funding for \$50,594 allocated to the five libraries. Referred to the Finance Committee and County Manager to be considered during the 2015 budget preparation.

**RESOLUTIONS & MOTIONS**

**ADOPT EQUALIZATION RATES**

RESOLUTION NO. 237-14, motion by Mr. Prouty, second by Mr. Kubasik and adopted.

RESOLVED, that the Seneca County Board of Supervisors does hereby adopt the following County Equalization Rates supplied by the New York State Board of Real Property Services for 2015 County Tax apportionment in accordance with Section 840 of the Real Property Tax Law:

Covert	91.00
Fayette	83.00
Junius	99.00
Lodi	91.00
Ovid	91.00
Romulus	91.00
Seneca Falls	83.00
Tyre	99.00
Varick	91.00
Waterloo	99.00

**BOARD OF SUPERVISORS AUTHORIZE AMENDMENTS TO  
2014 SENECA COUNTY BUDGET**

RESOLUTION NO. 238-14, motion by Mr. Prouty, second by Mr. Kubasik and adopted.

WHEREAS, amendments to the 2014 Seneca County Budget are necessary and appropriate; and  
WHEREAS, funding is available in the object codes identified herein; and

WHEREAS, these amendments have been reviewed and approved by the Finance, Assessment and Insurance Committee at its meeting on October 28, 2014; now, therefore be it

RESOLVED, that the Board of Supervisors authorize the following amendments to the 2014 Seneca County Budget:

**COUNTY MANAGER**

Decrease:	101015-51100 (County Manager Salaries)	\$3,415.52
Increase:	101015-51400 (County Manager Severance)	\$3,415.52

**DISTRICT ATTORNEY**

Decrease:	101165-54440 (Mileage Reimbursement)	\$800.00
Increase:	101165-54260 (Books & Periodicals)	\$800.00
Decrease:	101165-54320 (Court Fees)	\$1,000.00
Increase:	101165-54260 (Books & Periodicals)	\$1,000.00
Decrease:	101165-54320 (Court Fees)	\$4,000.00
Increase:	101195-54320 (Grand Jury)	\$4,000.00

**E911**

Decrease:	103020-51100 (E-911 Salaries)	\$1,572.37
Increase:	103020-51400 (E-911 Severance)	\$1,572.37

**HIGHWAY**

Decrease:	505130-54411 (Tires)	\$4,000.00
Increase:	505130-54410 (Vehicle Supplies & Repair)	\$4,000.00
Decrease:	505130-54423 (Oil & Lube)	\$10,000.00
Increase:	505130-54540 (Hwy Supply)	\$10,000.00

**WATER 1 - Need \$6,214.72 for Liability Insurance (\$6,500.00 Total)**

Decrease:	318310-51100 (Salaries)	\$606.39
Decrease:	318310-51200 (Part-time)	\$2,051.06
Decrease:	318310-52600 (Equipment-Vehicles)	\$3,557.27
Increase:	318310-54560 (Insurance)	6,214.72

**WATER 1 - Need \$8,3168.34 Purchase of Water (\$100, 6311.11 Total)**

Decrease:	318310-51300 (Overtime)	\$7,455.62
Decrease:	318310-52400 (Technical Equipment)	\$4,155.00
Decrease:	318310-54270 (Membership And Dues)	\$200.00
Decrease:	318310-52600 (Equipment-Vehicles)	\$1,706.24
Decrease:	318310-52431 (Cellular Telephone)	\$186.72
Decrease:	318310-54140 (Utilities)	\$11,000.00



Decrease:	318310-54220 (Repairs & Maintenance)	\$7,000.00
Decrease:	318310-54330 (Professional Fees)	\$7,860.00
Decrease:	318310-54200 (Office Supplies)	\$178.88
Decrease:	318310-54410 (Vehicle Supplies & Repairs)	\$1,284.43
Decrease:	318310-54420 (Gas & Oil)	\$11,700.00
Decrease:	318310-54370 (Consulting Fees)	\$14,760.00
Decrease:	318310-54390 (Laboratory Fees)	\$750.00
Decrease:	318310-54440 (Employee Mileage)	\$750.78
Decrease:	318310-54540 (Highway Supplies)	\$500.00
Decrease:	318310-54550 (Other Supplies)	\$2,246.42
Decrease:	318310-58100 (Employee Benefits - Retirement)	\$253.03
Decrease:	318310-58400 (Employee Benefits-Workers Comp)	\$1,118.00
Decrease:	Water 1 Appropriated Fund Balance	\$11,000.00
Increase:	318310-54141 (Purchase of Water)	\$84,105.12

**WATER 1 - for Consulting Services from Waterloo**

Decrease:	Water 1 Appropriated Fund Balance	\$22,300.00
Increase:	318310-54700 (Contractual)	\$22,300.00

**SEWER 1**

Decrease:	328110-54220 (Repairs & Maintenance)	12879.26
Decrease:	328110-54420 (Gas & Oil)	1089.48
Decrease:	328110-54540 (Highway Supplies)	500.00
Decrease:	328110-58300 (Employee Benefits-Social Security)	1,355.78
Increase:	328.110-54140 (Utilities)	\$15,824.52
Decrease:	328110-51100 (Sewer District 1 - Salaries)	185.54
Decrease:	328110-51200 (Part-time)	309.11
Decrease:	328110-51300 (Overtime)	274.46
Decrease:	328110-58100 (Employee Benefits-Retirement)	4170.15
Decrease:	328110-54550 (Other Supplies)	318.38
Decrease:	328110-58400 (Employee Benefits-Workers Comp)	559.00
Decrease:	328110-58600 (Employee Benefits-Health Ins)	3033.14
Decrease:	328110-58700 (Employee Benefits-Medicare)	316.78
Increase:	328110-54560 (Insurance)	\$9,166.56

**SEWER 2**

Decrease:	Sewer 2 Appropriated Fund Balance	\$9,500.00
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Increase:	338110-54560 (Insurance)	\$9,500.00
Decrease:	338110-54140 (Utilities)	\$19,484.65
Increase:	338110-54700 (Contractual)	\$19,484.65

**SUPERVISORS CREATE/FILL (1) FULL-TIME GIS MAPPING TECHNICIAN AND ABOLISH  
(1) PART-TIME TAX MAP TECHNICIAN EFFECTIVE JANUARY 1, 2015**

RESOLUTION NO. 239-14, motion by Mr. Prouty, second by Mr. Reynolds and adopted.

WHEREAS, the Finance, Assessment & Insurance Committee and the Public Safety Committee approved the creation/filling of (1) full-time GIS Mapping Technician position to be shared between Real Property Tax and E-911 on October 28, 2014; and

WHEREAS, the Finance, Assessment & Insurance Committee and the Public Safety Committee approved abolishing (1) Part-time Tax Map Technician position on October 28, 2014; and

WHEREAS, funding for this position is included in the 2015 Real Property Tax and E-911 budgets; now therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby create and authorize filling of (1) full-time GIS Mapping Technician position effective January 1, 2015 at Grade 5 in the Seneca County Management Salary Schedule; and be it further

RESOLVED, the Seneca County Board of Supervisors does hereby abolish (1) part-time Tax Map Technician position effective January 1, 2015.

**CLERK OF THE BOARD AUTHORIZED AND DIRECTED TO ADVERTISE FOR PUBLIC  
HEARING RE: 2015 SENECA COUNTY BUDGET**

RESOLUTION NO. 240-14, motion by Mr. Prouty, second by Mr. Lazzaro and adopted.

RESOLVED, that the Clerk of the Board of Supervisors is hereby authorized and directed to advertise for a public hearing for all interested residents of Seneca County to offer oral and written comments regarding the Tentative 2015 Seneca County Budget; and said public hearing to be held on December 9, 2014 at or about 6:00 p.m. at the County Office Building in the Board of Supervisors meeting room.

**A RESOLUTION TO INTRODUCE LOCAL LAW “C” OF 2013 ENTITLED “SENECA  
COUNTY CYBERBULLYING LAW”**

RESOLUTION NO. 241-14, motion by Mr. Westfall, second by Mr. Shipley and adopted.

WHEREAS, the Board has determined that it would be advisable to consider a local law to combat cyberbullying in Seneca County; and

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

RESOLVED, that Local Law C of 2014 entitled "Seneca County Cyberbullying Law" be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

- 1) Findings, legislative intent: the Seneca County Board of Supervisors finds that:
  - A. Bullying is a long-standing problem among school-aged children in Seneca County and throughout the nation. With increasing accessibility to electronic means of communication, bullying has transformed from a predominately school-based issue into a broader societal problem.
  - B. Recent studies indicated cyberbullying affects about one in five students today.
  - C. A bullied child can no longer count on respite from attacks upon returning home from school. Cyberbullying can be a twenty-four-hour, seven-day-a-week problem.
  - D. Several states have enacted laws criminalizing cyberbullying. To date, the New York State Legislature has failed to take action on this problem. Seneca County should not wait for New York State to act and should implement legislation to discourage and prevent cyberbullying from occurring.
- 2) Purpose: the purpose of this chapter is to ban cyberbullying against minors in Seneca County.
- 3) Definitions: as used in this chapter, the following terms shall have the following meanings:

A. COMPUTER NETWORK

The interconnection of hardware or wireless communication lines with a computer through remote terminals, or a complex consisting of two or more interconnected computers.

B. COUNTY

The County of Seneca, New York.

C. CYBERBULLYING

With intent to harass, annoy, threaten, or place another in fear of personal injury, engaging in a course of conduct or repeatedly committing acts of abusive behavior over a period of time by communication or causing a communication to be sent by mechanical or electronic means, posting statements or images on the Internet, through a computer network, or via cell or smart phone. Acts of abusive behavior shall include, but not be limited to: taunting; threatening; intimidating; insulting; tormenting; humiliating; disseminating sexually explicit photographs, either actual or modified, of a minor;

disseminating the private, personal or sexual information, either factual or false, of a minor without lawful authority.

D. MINOR

Any natural person or individual under the age of 18.

E. PERSON

Any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint-stock association, or other entity or business organization of any kind.

- 4) Prohibited acts: it shall be unlawful for a person to engage in cyberbullying against any minor in Seneca County.
- 5) Penalties for offenses: any person violating the provisions of this chapter shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding \$1,000 per offense and/or up to one year's imprisonment.
- 6) Severability: if any clause, sentence, paragraph, section or article of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such determination shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or article thereof directly involved in the proceeding in which such adjudication shall have been rendered.
- 7) Reverse preemption: this chapter shall be null and void on the day that statewide or federal legislation goes into effect, incorporating either the same or substantially similar provisions as are contained in this chapter or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by Seneca County. The County Legislature may determine via mere resolution whether or not identical or substantially similar statewide legislation has been enacted for the purposes of triggering the provisions of this section
- 8) Effective date: this local law shall take effect thirty days after filing in the Office of the Secretary of State pursuant to section 27 of the Municipal Home Rule Law.

And be it Further

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

RESOLVED, that the Board hold a public hearing on said proposed Local Law at the County Office Building, 1 DiPronio Drive, Waterloo New York at or about 6:00 P.M., on December 9, 2014; 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.

**EXTEND RECYCLING CONTRACT WITH WECARE**

RESOLUTION NO. 242-14, motion by Mr. Kaiser, second by Mr. Serven and adopted.

WHEREAS, Seneca County has a Curbside Recycling Pickup Contract with WeCare that expires on October 31, 2015; and

WHEREAS, it would be in the best interest of Seneca County to extend the contract for the months of November and December 2015 to have the contract coincide with the County's fiscal year; and

WHEREAS, WeCare has agreed to amend the current contract to provide service for the months of November and December 2015 at the same terms and conditions of the current contract; now therefore be it

RESOLVED, that the Board of Supervisors amend the Recycling Contract to provide recycling pickup for the months of November and December 2015 and that the Board of Supervisors authorize the Chairman of the Board to sign the amended contract with WeCare.

**INCREASE RECYCLING FEE**

RESOLUTION NO. 243-14, motion by Mr. Kaiser, second by Mr. Prouty and adopted.

WHEREAS, Seneca County passed a local law in 1992 that authorized a recycling fee to be charged on the County tax bill to raise funds to cover the cost of the recycling program; and

WHEREAS, the local law authorizes the Seneca County Board of Supervisors to change the amount of the fee by resolution; and

WHEREAS, the 2015 recycle budget will increase by \$34, 621 due to increased costs; now, therefore be it

RESOLVED, the Seneca County Board of Supervisors raise the 2015 recycling fee to \$30.00 per recycling unit to generate sufficient revenue to balance the recycling budget for 2015.

**SUPERVISORS AWARD BID 2014 LAYMOR SWEEPMASTER SELF PROPELLED BROOM**

RESOLUTION NO. 244-14, motion by Mr. Kaiser, second by Mr. Reynolds and adopted by 625 ayes and 125 nays (Churchill, Kubasik).

WHEREAS, Seneca County Highway Department is requesting to buy a 2014 Laymor Sweepmaster Self Propelled Broom; and

WHEREAS, funds for the purchase of 2014 Laymor Sweepmaster Self Propelled Broom from Chautauqua County Bid #E-01-14PPTH in the amount of \$45,370.00 have been appropriated from the 2014 Seneca County Highway Road Machinery Vehicle Account 505130-52600; and

WHEREAS, the purchase was approved by the Public Works Committee of the Seneca County Board of Supervisors on October 28, 2014; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Highway Superintendent to purchase 2014 Laymor Sweepmaster Self Propelled Broom for \$45,370.00 with funds appropriated from 2014 Highway Road Machinery Vehicle Account 505130-52600.

Prior to the adoption of Resolution No. 244-14, Mr. Kubasik objected to this purchase stating that it the equipment was not listed in the 2014 equipment list when the 2014 budget was adopted.

**SUPERVISORS AWARD BID T750 BOBCAT COMPACT TRACK LOADER WITH BUCKET**  
RESOLUTION NO. 245-14, motion by Mr. Kaiser, second by Mr. Reynolds and adopted by 557 ayes and 193 nays (Churchill, Lazzaro, Kubasik).

WHEREAS, Seneca County Highway Department is requesting to buy a T750 Bobcat Compact Track Loader with a bucket; and

WHEREAS, funds for the purchase of T750 Bobcat Compact Track Loader with bucket from Contract# PC66576 in the amount of \$56,244 have been appropriated from the 2014 Seneca County Highway Road Machinery Vehicle Account 505130-52600; and

WHEREAS, the purchase was approved by the Public Works Committee of the Seneca County Board of Supervisors on October 28, 2014; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Highway Superintendent to purchase T750 Bobcat Compact Track Loader with bucket for \$56,244 with funds appropriated from 2014 Highway Road Machinery Vehicle Account 505130-52600.

Prior to the adoption of Resolution No. 245-14, Supervisors Lazzaro, Kubasik and Churchill objected to the purchase of this equipment. Mr. Kubasik said that the equipment was not included in the equipment list when the 2014 budget was adopted. They also questioned the necessity of the track loader as the resolution does not justify why the equipment is necessary.

**SUPERVISORS CREATE/FILL (1) FULL-TIME WATER & SEWER DISTRICT OPERATOR  
AND ABOLISH THE FOLLOWING POSITIONS EFFECTIVE IMMEDIATELY: (1) FULL-  
TIME WATER & SEWER MAINTENANCE SUPERVISOR; (1) WATER & SEWER  
MAINTAINER; (1) PART-TIME LABORER**

RESOLUTION NO. 246-14, motion by Mr. Kaiser, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, the Public Works Committee has approved the creation/filling of (1) full-time Water & Sewer District Operator position at their last committee meeting on October 28, 2014; and

WHEREAS, funding for this position is included in the 2014 budget; and

WHEREAS, the Public Works Committee has approved abolishing the following positions effective immediately at their last committee meeting on October 28, 2014: (1) full-time Water & Sewer

Maintenance Supervisor, (1) full-time Water & Sewer Maintainer, (1) part-time Laborer; now, therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby create and authorize filling of (1) full-time Water & Sewer District Operator at a salary as set forth by the CSEA Contract; and be it further

RESOLVED, the Seneca County Board of Supervisors does hereby abolish the following positions effective immediately: (1) full-time Water & Sewer Maintenance Supervisor; (1) full-time Water & Sewer Maintainer; (1) part-time Laborer.

**COMPREHENSIVE WATER & SEWER DISTRICTS RATE ANALYSIS**

RESOLUTION NO. 247-14, motion by Mr. Kaiser, second by Mr. Earle and adopted.

WHEREAS, a rate study for the Water & Sewer Districts has not been undertaken in more than a dozen years and, subsequently, the rate structure is in serious need of evaluation and adjustment; and

WHEREAS, the Board of Supervisors is legally required to set rates for Seneca County's Water and Sewer Districts on a yearly basis; and

WHEREAS, to initiate this for the first time in 2015, a rate study is prudent to ensure fair and accurate rates for district users; and

WHEREAS, Chatfield Engineers, PC has proposed a fee of \$20,000 to fully undertake this comprehensive rate analysis; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize a contract with Chatfield Engineers, PC to perform a Comprehensive Water & Sewer Districts Rate Analysis at a fee of \$20,000.

**BONADIO AND CO., LLP TO PERFORM A  
COMPREHENSIVE WATER & SEWER DISTRICTS AUDIT**

RESOLUTION NO. 248-14, motion by Mr. Kaiser, second by Mr. Davidson and adopted.

WHEREAS, it is in the best interest of the Sewer and Water Districts of Seneca County and its customers to undertake a comprehensive audit of the districts, and perform a thorough review and analysis of procedures and internal controls related to the districts; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize a contract with Bonadio and Co., LLP to undertake a comprehensive audit of the Sewer and Water Districts' past-practices (2006 through 2009) and to perform a thorough review and analysis of procedures and internal controls related to the districts (2009 through Current) at a rate of \$150 per hour (not to exceed 100 hours).

**BOARD OF SUPERVISORS DESIGNATES SENECA COUNTY CHAMBER OF COMMERCE  
AS COUNTY TOURISM PROMOTION AGENCY (TPA) AND**

**AUTHORIZES APPLICATION FOR MATCHING FUNDS PROGRAM IN 2015**

RESOLUTION NO. 249-14, motion by Mr. Earle, second by Mr. Westfall and adopted.

WHEREAS, the Seneca County Board of Supervisors desires to enhance the general economy of Seneca County through the promotion and marketing of tourism attractions, conventions, trade shows, special events and other activities directly related to and in support of tourism assets; and

WHEREAS, the Seneca County Board of Supervisors supports the designation of the Seneca County Chamber of Commerce as the County's Tourism Promotion Agency (TPA); and

WHEREAS, Seneca County commits up to \$190,750 in support of the Matching Funds Program; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture, and Tourism Committee on October 28, 2014; now, therefore be it

RESOLVED, that the New York State Department of Economic Development be requested to designate the Seneca County Chamber of Commerce as Seneca County's Tourism Promotion Agency for 2015; and be it further

RESOLVED, that Seneca County will commit up to \$190,750 from the County's Room Tax in 2015 to provide the County's share of the 2015 Matching Fund Program.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED TO SIGN THE  
OFFICE FOR THE AGING ANNUAL IMPLEMENTATION PLAN FOR  
SERVICES AND FUNDING APPLICATIONS**

RESOLUTION NO. 250-14, motion by Mr. Lazzaro, second by Mr. McGreevy and adopted.

WHEREAS, the Seneca County Office for the Aging is required to submit the Annual Implementation Plan for Aging Services for the period April 1, 2015 - March 31, 2016 for Seneca County, which includes funding applications; and

WHEREAS, two public hearings have been held on September 23, 2014 at 2276 County Road 139, Ovid, NY and September 25, 2014 at 1 DiPronio Drive, Waterloo, NY on said plan; and

WHEREAS, the Human Services Committee approved this resolution on October 29, 2014; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign the Office for the Aging Annual Implementation Plan for Aging Services and funding applications; and be it further

RESOLVED, that the Director of the Office for the Aging is hereby authorized and directed to submit such funding applications; and enter into agreements and contracts as described in said plan.



**SUPERVISORS CREATE/FILL (1) DIRECTOR OF SERVICES POSITION AND ABOLISH  
CASE SUPERVISOR GRADE (A) EFFECTIVE JANUARY 1, 2015**

RESOLUTION NO. 251-14, motion by Mr. Lazzaro, second by Mr. Earle and adopted by 479 ayes (Lazzaro, Earle, Reynolds, Prouty, Kaiser, Earle, Churchill, McGreevy, Shipley) and 271 nays (Garlick Lorenzetti, Serven, Davidson, Westfall, Kubasik).

WHEREAS, the Human Services Committee has approved the creation and filling of a full-time Director of Services position effective January 1, 2015, at their last committee meeting on October 29, 2014; and

WHEREAS, the funding for this position is included in the 2015 budget; and

WHEREAS, the Human Services Committee has approved abolishing a full-time Case Supervisor Grade A position effective January 1, 2015, at their last committee meeting on October 29, 2014; now, therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby create and authorize the filling of one full-time Director of Services position effective January 1, 2015 to be placed in Grade 7 of the Management Salary System; be it further,

RESOLVED, the Seneca County Board of Supervisors does hereby abolish (1) full-time Case Supervisor Grade A position effective January 1, 2015.

Prior to the adoption of Resolution No. 251-14, several supervisors expressed concern about the necessity of creating an administrative position rather than a position that would go out in the field and perform casework. Mr. Lazzaro confirmed that the Director position could do field work when necessary.

**DIVISION OF HUMAN SERVICES TO PURCHASE SIX (6) 2015 DODGE GRAND CARAVANS**

RESOLUTION NO. 252-14, motion by Mr. Lazzaro, second by Mr. McGreevy and adopted.

WHEREAS, the Division of Human Services requires the purchase of six 2015 Dodge Grand Caravans from the New York State Contract PC66385/Award #22737 at a total cost of \$131,116.74; \$21,852.79 for each Dodge Grand Caravan, including delivery; and

WHEREAS, the vans are 100% reimbursed through Medicaid; and

WHEREAS, funding for the purchase is as follows:

+ \$131,116.74	106010 52600 SS01	Vehicles
+ \$131,116.74	106010 43601	Medicaid Revenue; and

WHEREAS, this purchase has been reviewed and approved by the Human Services Committee; now, therefore be it

RESOLVED, the Board of Supervisors approves the Division of Human Services to purchase six Dodge Grand Caravans, including delivery, from the New York State Contract PC66385/Award #22737 at a total cost not to exceed \$131,116.74; and be it further

RESOLVED, that the Seneca County Treasurer is authorized to process the above cited budget amendment.

**CHAIRMAN OF THE BOARD TO SIGN 2015 AGREEMENT WITH  
FAMILY COUNSELING SERVICE OF THE FINGER LAKES, INC.**

RESOLUTION NO. 253-14, motion by Mr. Lazzaro, second by Mr. McGreevy and adopted.

WHEREAS, the Seneca County Division of Human Services would like to enter into agreement with the Family Counseling Service of the Finger Lakes, Inc. for emotional and mental health problems faced by families, such as marital and divorce issues, anxiety and depression, single-parenting, parent/child conflicts, children's school problems, anger management, trauma, and adult work-related stress; and

WHEREAS, the agreement will have a rate of pay of, \$90.00 - \$135.00 per hour based on the specific counseling and is budgeted under project account 106070 54700 POS 49; and

WHEREAS, this agreement is 100% reimbursed with no cost to Seneca County; and

WHEREAS, this contract has been reviewed and approved by the Human Services Committee; now, therefore be it

RESOLVED, the Board of Supervisors authorizes the approval of the contract with Family Counseling Service of the Finger Lakes, Inc.

**BOARD OF SUPERVISORS TO APPOINTMENT OF  
FINGER LAKES WORKFORCE INVESTMENT BOARD MEMBERS**

RESOLUTION NO. 254-14, motion by Mr. Lazzaro, second by Mr. Churchill and adopted.

WHEREAS, the Seneca County Board of Supervisors has authorized the creation of the Finger Lakes Workforce Investment Board for the counties of Ontario, Wayne, Seneca and Yates in compliance with the Workforce Investment Act (WIA) of 1998 and the appointment of the public and private sector Workforce Investment Board Members must be endorsed by the four counties of Ontario, Wayne, Seneca and Yates; and

WHEREAS, the Seneca County Board of Supervisors shall endorse the following public and private sector representatives to the Finger Lakes Workforce Investment Board effective November 12, 2014 to June 30, 2016 and November 12, 2104 to June 30, 2017 respectively:

Public Sector

Ms. Nancy Abarca-Hernandez	11/12/2014 – 06/30/2016
Regional Administrator	
Pathstone Corporation	
4075 Ridge Road East	
Williamson, New York 14589	

Private Sector

Lori M. Parish	11/12/2014 – 06/30/2017
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AVP/Corporate Secretary  
Generations Bank  
20 East Bayard Street  
Seneca Falls, NY 13148; and

WHEREAS, these appointments have been reviewed and approved by the Human Services Committee; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint the individuals listed above to the Finger Lakes Workforce Investment Board; and be it further

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

**BOARD OF SUPERVISORS TO APPROVE THE RE-CARPETING AND PAINTING OF THE  
DIVISION OF HUMAN SERVICES TRAINING ROOM**

RESOLUTION NO. 255-14, motion by Mr. Lazzaro, second by Mr. Churchill and adopted.

WHEREAS, the DHS Training Room is utilized continuously for many activities in the County Office Building and by many departments and community agencies; and

WHEREAS, the training room has not been painted or re-carpeted since the building was built and is showing wear; and

WHEREAS, DHS is looking to paint the walls and install carpeting this in FY2014; and

WHEREAS, the following budget transfer is requested with approval to get quotes on the carpeting; and

WHEREAS, approximate cost of the carpeting and paint is \$6,100:

-6,100 106010 54700 SS06 Contractual

+6,100 106010 54120 SS06 Building Expense; and

WHEREAS, this purchase has been reviewed and approved by the Human Services Committee; now, therefore be it

RESOLVED, the Board of Supervisors approves the purchase of carpet and paint for the Division of Human Services Training Room; and be it further

RESOLVED, that the Seneca County Treasurer is authorized to process the above cited budget amendment.

**OFFICE OF EMERGENCY SERVICES AUTHORIZED TO  
PURCHASE HYPER-REACH PROGRAM**

RESOLUTION NO. 256-14, motion by Mr. Reynolds, second by Mr. Davidson and adopted.

WHEREAS, the Seneca County Office of Emergency Services was awarded a non-matching NYS Division of Homeland Security SHSP 14 Grant; and

WHEREAS, New York State Division of Homeland Security has approved the Hyper-Reach program for public notification; and

WHEREAS, the cost of the program is \$16,000 for two years, with 100% funding from the 2014 Homeland Security grant; and

WHEREAS, the Public Safety Committee approved the purchase at its meeting on October 28, 2014; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves the purchase of the Hyper-Reach program; and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the contract with Hyper-Reach.

### **RESOLUTION TO PURCHASE COMPACT TRACTOR**

RESOLUTION NO. 257-14, moved by Mr. Reynolds, second by Mr. Kaiser and adopted by 698 ayes and 52 nays (Prouty).

WHEREAS, the Seneca County Sheriff's Office is requesting Board of Supervisors approval to purchase a 33 Horsepower Kubota Compact Tractor and attachments including a 72 inch mid-mounted mower, a front mounted bucket and a 72 inch front mounted blade for use at the law enforcement Center; and

WHEREAS, the Seneca County Sheriff's Office has become a member of the National Joint Powers Alliance and is able to piggyback on NJPA's state /federal bid process; and

WHEREAS, other members include NYSAC, Council of School Superintendents, NYS DEC, NYS DOT, NYS Thruway Authority and NYS OGS; and

WHEREAS, as required by NJPA, we have submitted a document through Empire Tractor to Kubota Tractor Corporation for a bid to purchase a Kubota Compact Tractor through the NJPA bidding process and on November 3, 2014, Kubota Tractor Corporation responded with a bid of \$26,873.05; and

WHEREAS, a sum of \$18,000 has been budgeted in the 2014 LEC Facilities budget on line #103152-52400 to purchase mowing equipment; and

WHEREAS, the Sheriff's Office is requesting approval to transfer \$8,873.50 from LEC Facilities Maintenance Line #103152-54120 and increase the Equipment line #103152-52400 to cover the total cost of the Compact Tractor purchase, and

WHEREAS, this resolution was approved by the Public Safety Committee on October 28, 2014; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the purchase of a 33 Horsepower Kubota Compact Tractor and attachments including a 72 inch mid-mounted mower, a

front mounted bucket and a 72 inch from mounted blade for use at the Law Enforcement Center at a cost of \$26,873.05 from Empire Tractor, and be it further

RESOLVED, that the Treasurer is authorized and directed to transfer \$8,873.50 from LEC Facilities Maintenance Budget Line #103152-54120 and increase the Equipment line #103152-52400 to cover the total cost.

Prior to the adoption of Resolution No. 257-14, Mr. Prouty objected to the purchase because we may need a tractor, but we don't need one that is 33 horsepower.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO  
SIGN A CONTRACT WITH BUILDING BLOCKS COMPREHENSIVE SERVICES, INC.  
FOR THE PRE-SCHOOL PROGRAM**

RESOLUTION NO. 258-14, motion by Mr. McGreevy, second by Mr. Kaiser and adopted.

WHEREAS, Building Blocks Comprehensive Services, Inc., 275 Parrish Street, Canandaigua, NY, provided services to two separate children in the 3-5 Program prior to a contract being in place; and

WHEREAS, there is a need for therapists to meet the demands in this program; and

WHEREAS, it is necessary to establish a limited contract with the agency to reimburse the agency for these services already provided; and

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

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a limited contract with Building Blocks Comprehensive Services, Inc. for services that have been provided for two children enrolled in the Pre-School Program.

**CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO  
SIGN A CONTRACT WITH FOUNDATIONS SLP AND OT SERVICES, PLLC FOR  
THE PRE-SCHOOL PROGRAM**

RESOLUTION NO. 259-14, motion by Mr. McGreevy, second by Mr. Davidson and adopted.

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

WHEREAS, there is a need for therapists to meet the demands in this program; and

WHEREAS, Foundations SLP and PT Services PLLC, 30 Meadow Glen, Fairport, NY would like to contract with Seneca County to provide these services; and

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

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with Foundations SLP and OT Services , PLLC to provide services for the Pre-School Program.

New Business

Rule 29: Mr. Shipley made a motion, second by Mr. Earle, and carried by 2/3 majority of supervisors present, to consider re-adopting the following resolution which was previously adopted at a special meeting of the Board of Supervisors on November 8, 2014.

**BOARD OF SUPERVISORS TERMINATES HARRIS BEACH PLLC**

RESOLUTION NO. 260-14, moved by Mr. Shipley, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, October 29 was the last day of the 90 day deadline to submit the petition for a writ of certiorari to the United States Supreme Court in the case of Cayuga Indian Nation of New York vs. Seneca County, New York regarding the matter of unpaid ad valorem property taxes; and

WHEREAS, Harris Beach PLLC, notified the Board of Supervisors that they had failed to meet the deadline of October 29 and the petition was submitted past the due date; now, therefore be it

RESOLVED, that all legal representation of all matters of Seneca County by the law firm of Harris Beach PLLC from this day forth is terminated; and be it further

RESOLVED, that this resolution will be re-ratified by the full Seneca County Board of Supervisors at its regular board meeting on Tuesday, November 11, 2014.

NYSAC Counties in the News

Chairman Hayssen submitted press releases in response to articles printed in the media, stating that Oneida County Executive Anthony Picente opposed a casino in Seneca County, fearing it would take away millions in revenue from Oneida County and Turning Stone Casino.

In his press releases, Chairman Hayssen accused Mr. Picente of wanting a monopoly on economic growth in the region, and opposing healthy competition, Chairman Hayssen offered to work with Oneida County to develop a Route 90 casino corridor.

NYSAC did not include Chairman Hayssen's articles in its daily news email blast, citing a policy not to get involved in disputes between counties, even though NYSAC did include the article by Mr. Picente, opposing a casino in Seneca County. Mr. Picente is the president of NYSAC.

Chairman Hayssen contacted Mark LaVigne, Deputy Director of NYSAC and Steve Acquario, Executive Director of NYSAC. Mr. Shipley said Mr. LaVigne called him and apologized for including the "negative" article against Seneca County by Picente over the casino issue.

Oneida County Minority Leader Tallerino, in a letter, highly praised Chairman Hayssen for his article against Mr. Picente. He said that the agreement between Oneida County and the Oneida Nation on sharing Turning Stone revenues was approved by a close vote of 16 to 13 in favor.

Because of NYSAC printing negative articles about Seneca County, but not printing negative article about Oneida County; and because Picente is the President of NYSAC, which is a conflict of interest in the opinion of the Board of Supervisors, a brief discussion ensued about continuing membership with NYSAC.

NYSAC is the voice for the counties. It is better for the county to continue our membership so we stay abreast of current laws and regulations that affect local governments. Mr. Picente should step down as president of NYSAC, as this is obviously a conflict of interest.

Special Order of the Day

The meeting adjourned at 9:10 p.m.