

Seneca County Board of Supervisors

Board Meeting

Tuesday, June 9, 2015

6:00 p.m.

Call to Order

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

Roll Call of Members by the Clerk

Twelve members of the Board of Supervisors answered roll call. Not present were Supervisors Churchill and Davidson.

Pledge of Allegiance and Moment of Silence

Petitioners:

Dr. Barbara Risser, President, Finger Lakes Community College. Dr. Risser talked about the Viticulture and Wine Technology Program. This is degree program earning Associates in Applied Science. This is the only program of its kind in the northeastern United States. New York State has 373 wineries, and 130 of these wineries are based in the Finger Lakes region. The FLCC program is tied in with Cornell University.

Submission of Claims for Audit

Supervisor Prouty made a motion, seconded by Supervisor Reynolds, to approve the following vouchers for payment in accordance with the county auditing process. The motion passed with a nay vote by Supervisor Hayssen, who objected because the Claims for Audit includes bills submitted by Mary Anne Kowalski for her services as Interim Administrator and the bills lack itemization and detail.

Supervisors vouchers	totaling	\$	1,081,669.60
Workforce Development vouchers	totaling	\$	29,059.20
Self-Insurance vouchers	totaling	\$	11,567.41
County Airport vouchers	totaling	\$	15,035.78
Highway Transportation vouchers			
Maintenance & State Snow	totaling	\$	18,175.83
Highway Machinery	totaling	\$	25,703.59
	Highway Total	\$	43,879.42
Water	totaling	\$	8,463.07
Sewer 1	totaling	\$	11,950.81
Sewer 2	totaling	\$	26,579.53

Capital Project - Airport vouchers	totaling	\$	645,710.78
Capital Project - Courthouse	totaling	\$	28,672.17
Capital Project - Radio Contract	totaling	\$	9,550.59

Approval of meeting minutes

Minutes for 2015 board meetings on March 10, April 14, April 28, and May 26 were approved as printed.

Reports of Standing Committees

Public Health Services Committee – Supervisors McGreevy, Chairman. The Committee met with Casey McDonald, the owner of Skylands at Van Cleef Lake in Seneca Falls. Mr. McDonald was seeking a waiver to the local law that prohibits the granting of a building permit for properties in arrears on taxes.

Indian Affairs Committee -Supervisor Shipley, Chairman. At the Indian Affairs committee meeting of 05-28-15, the committee approved the drafting of a resolution to ask BSK to take all steps which they deem appropriate and necessary to bring the matter of CIN foreclosure before the District Court for Western New York to a conclusion which would enable municipalities to impose and collect real property taxes. This matter will be considered by the full Board tonight under Indian Affair matters.

Regarding the interim retainer agreement between New York State and Bond Schoeneck & King, Brian Laudadio confirmed today that the contract has been signed by BSK and is now in the hands of the Governor’s Staff for final approval. They are also aware of our anticipated Board Resolution tonight and stand ready to enter the notice of appearance to the Second Circuit Court regarding our CIN foreclosure Case. More details will be shared once the final process has begun.

Human Services Committee - Supervisor Lazzaro, Chairman. The Committee approved the 2015-2016 Supervision and Treatment Services for Juveniles Program Plan (STSJP) and referred the issue to the Board of Supervisors for a resolution.

Planning, Development, Agriculture & Tourism Committee – Supervisor Hayssen, Chairman. The Committee approved applying to the Federal Aviation Administration (FAA) for grant money for the engineering of apron repairs at the Finger lakes Regional Airport. The project cost is \$300,000, with the FAA responsible for 90% of the cost (\$270,000), a local match by Seneca County for 5% of the cost (\$15,000) and NYS DOT responsible for 5% of the cost (\$27,000).

The Committee also approved a drafted resolution seeking to establish a membership process for board members appointed to the IDA board. This issue was referred to the Board of Supervisors for approval.

Public Safety Committee - Supervisor Kaiser, Chairman. The Committee reviewed several issues for various county departments.

Sheriff's Office requested approval on a contract with Monroe County Laboratory for forensic services. Contract terms are 1-yr for to expire on December 31, 2015 at a cost of \$14,925.

Probation Department requested authorization for Chairman Earle to sign documents to accept NYS grant monies for Alternatives to Incarceration for the period 2015-2016 in the amount of \$5,843 and authorization to declare as surplus a 1999 Ford Taurus with 76,700 miles that underwent recent repairs that cost more than the vehicle is worth.

Office of Emergency Services had several grants that required procedural updates for various reasons (i.e. extending grant period; amending the county budget to include grant reimbursements, etc.). The actions include amending the county budget to include \$82,000 from the 2015 State Homeland Security Grant, acceptance \$45,000 for the Office of Emergency Services and \$15,000 for the Sheriff's Office of the 2015 NYS Division of Homeland Security and Emergency Services Grant, amending the Homeland Security FY14 Regional HazMat Grant, acceptance of \$18,264 of the FY 2015 Local Emergency Management Performance Grant, acceptance of the FY 2015 Hazardous Materials Emergency Planning Grant for \$17,147, and to amend the FY 2013 Statewide Interoperable Communications Grant in the amount of \$4,000.

District Attorney's Office requested acceptance of the NYS Division of Criminal Justice Services for 2015-2016 Aid to Prosecution Grant in the amount of \$43,800. The committee voted in favor on all issues and referred them for a resolution by the Board of Supervisors.

Mental Health Services Committee - Supervisor Serven, Chairman. The Committee approved the recommendation by the Community Services Board (CSB) to appoint Todd C. Horton, Romulus, NY, as a member of the CSB for a four-year term to expire on June 9, 2019.

Public Works Committee - Supervisor Westfall, Chairman. The Committee reviewed several issues from various county departments.

Solid Waste Department, the Committee approved going out to bid for Requests for Proposal for the curbside recycling services. WeCare is the current vendor and the contract expires later this year.

Highway Department, the Committee approved the engineering firm of Barto & Loguidice for the \$1.1 million bridge maintenance. The total fee for engineering services is \$90,000. Funding will be broken down as follows: federal share \$72,000, state share via Marchiselli \$7,500, and the County cost will be \$10,500; the Committee approved awarding of bids for hot mix asphalt concrete, aggregate materials and road striping.

Water & Sewer Department, the committee approved creating a position for Part-time Water & Sewer Maintainer; and authorized Mary Anne Kowalski, Interim Administrator to prepare plans and maps

to amend the boundaries of Sewer 1 and Sewer 2, in order to place certain properties within Sewer 2 but served by Sewer 1 into the Sewer 1.

Facilities Department, the Committee approved abolishing two positions of Part-time Cleaner and Create one position for Full-time Cleaner effective June 15 and to abolish two positions of Laborer and create one position for Full-time Laborer.

Government Operation Committee – Supervisor Westfall, Vic-Chair. The Committee had a single item to review at its meeting on May 26, 2015. The approval of waiving the provisions of Local Law No. 2-1979, which assures traffic safety for mass gatherings, during Empire Farm Days on August 11, 12, and 13. All necessary state permits involving health emergencies, crowd control, and food and health code regulations will be secured prior to the event. The committee recommended a board resolution approving this action.

Finance, Assessment & Insurance Committee - Supervisor Prouty. The committee reviewed and approved the following issues: (1) authorizing the county treasurer to pay the mortgage tax for the period of October 1, 2014 through March 31, 2015; (2) approving the extension of the additional 1% sales tax in Seneca County and requesting Home Rule for the passage of NYS Senate Bill No. S4943 / Assembly Bill No. A6581; (3) authorizing the county treasurer to amend the budget for dollar amounts over \$1,000 per county policy. All issues were referred to the Board of Supervisors for a resolutions approving action.

#### Report of Special Committees

Superintendent of Facilities, Robert Stuck was recognized by Chairman Earle. The courthouse project is moving along. The footers are in the ground. Rain has caused some delay, such as pouring concrete. Mr. Stuck will be meeting with the General Contractor, Frank Marianacci, Inc. and will continue to update the Board of Supervisors on the progress.

#### Chairman's Remarks

The request made by the Board of Supervisors through our state representative, to allow center-fired rifles during hunting in Seneca County, is on its way for approval and will be before the state legislature before the session ends.

#### Communications:

48. A copy of the May 8, 2015 meeting minutes for Inter-County Association of Western New York.
49. A copy of the May 14, 2015 meeting minutes for Seneca County Planning Board.
50. A copy of town board resolutions opposing the storage of liquid petroleum gas adjacent to Seneca Lake: Resolution 5-15 adopted by the Town Board of the Town of Junius; and Resolution No. 2015-05-01 adopted by the Town Board of the Town of Lodi.

51. From New York State Department of Labor, a letter dated May 27, 2015, nominating Joseph Hamm as the NYSDOL member of the Finger Lakes Workforce Investment Board to take effect as soon as possible.

**RESOLUTIONS & MOTIONS**

**TREASURER AUTHORIZED TO PAY MORTGAGE TAX**

RESOLUTION NO. 109-15 moved by Mr. Prouty, second by Mr. Reynolds and adopted.

WHEREAS, the mortgage tax report for the period October 1, 2014 through March 31, 2015 has been filed; now, therefore be it

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

<b>TOWN</b>	<b>AMOUNT ALLOCATED</b>	<b>VILLAGE SHARE</b>	<b>TOWN SHARE</b>
Covert	\$ 17,858.16	\$ 1,061.07	\$ 16,797.09
Fayette	61,679.50	3,967.87	57,711.63
Junius	8,630.00		8,630.00
Lodi	12,219.50	513.30	11,706.20
Ovid	21,725.41	1,513.89	20,211.52
Romulus	23,415.84	114.34	23,301.50
Seneca Falls	40,526.18		40,526.18
Tyre	3,079.50		3,079.50
Varick	17,606.94		17,606.94
Waterloo	23,720.00	8,847.68	14,872.32
<b>TOTAL</b>	<b>\$ 230,461.03</b>	<b>\$ 16,018.15</b>	<b>\$ 214,442.88</b>

**BOARD OF SUPERVISORS AUTHORIZES AMENDMENTS TO  
2015 SENECA COUNTY BUDGET**

RESOLUTION NO. 110-15 moved by Mr. Prouty, second by Mr. Kaiser and adopted.

WHEREAS, amendments to the 2015 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 May 26, 2015; now, therefore be it

RESOLVED, that the Board of Supervisors authorizes the following amendments to the 2015 Seneca County Budget:

Code Enforcement

Decrease: 108090-54321 (Cellular Telephone) \$ 1,500  
 Decrease: 108090-54200 (Office Supplies) \$ 860  
 Increase: 108090-54380 (Other Fess & Services) \$ 2,360

Mental Health

Decrease: 101430-51100 (CCS-Mental Health Admin Salaries) \$ 2,429  
 Increase: 101430-51400 (CCS-Mental Health Admin Salaries) \$ 2,429

Sheriff's Office

Decrease: 103150-51100 (Sheriff LEC Facility Salaries) \$ 7,013  
 Increase: 103150-51400 (Sheriff LEC Facility Severance) \$ 7,013

**AUTHORIZE REQUEST FOR BIDS FOR CURBSIDE RECYCLING SERVICES**

RESOLUTION NO. 111-15 moved by Mr. Prouty, second by Mr. Kubasik and adopted.

WHEREAS, the five-year recycling contract with WeCare Waste and Recycling Services expires on December 31, 2015; and

WHEREAS, It is recommended that Seneca County send out the Request for Bids for the continuation of the pickup of recyclable materials in Seneca County; and

WHEREAS, it would be advisable to issue the Request for Bids in June to open bids in July for 2015 budgeting purposes; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes Request for Bids to be distributed to interested bidders to continue the curbside recycling program in Seneca County.

**SUPERVISORS ACCEPT BIDS FOR AGGREGATE MATERIALS**

RESOLUTION NO. 116-15 moved by Mr. Westfall, second by Mr. Kubasik and adopted.

WHEREAS, on April 23, 2015 Seneca County solicited bids on a contract for aggregate materials; and

WHEREAS, two bids were received, one from Seneca Stone, Fayette, NY; and one from Hanson Aggregates New York, Inc., Oaks Corners, NY, for aggregates materials; and

WHEREAS, the Public Works Committee of the Seneca County Board of Supervisors recommended the bids from Seneca Stone and Hanson Aggregates on May 26, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the bid to Seneca Stone, Fayette, NY, and Hanson Aggregates New York, Inc., Oaks Corners, NY for aggregate materials, allowing availability and delivery costs be the deciding factors.

SENECA STONE CORPORATION	PRICE/TON
Screenings	\$ 12.00
Run of Crush	\$ 8.25
1A Stone	\$ 12.75

1 Stone	\$ 12.00
1 <sup>st</sup> Stone	\$ 12.00
1 and 1A Stone Mixed	\$ 12.50
1 and 2 Stone Mixed	\$ 12.00
1 and 1A and 2 Stone Mixed	\$ 12.00
2 Stone	\$ 12.00
3 Stone	\$ 12.00
Gabion	\$ 12.00
Rip Rap Average	\$ 15.50
Rip Rap Select	\$ 23.00

HANSON AGGREGATES OF NEW YORK, INC.	PRICE/TON
Screenings	\$ 12.00
Run of Crush	\$ 8.50
1A Stone	\$ 13.00
1 Stone	\$ 12.25
1 <sup>st</sup> Stone	\$ 12.50
1 and 1A Stone Mixed	\$ 13.00
1 and 2 Stone Mixed	\$ 12.25
1 and 1A and 2 Stone Mixed	\$ 12.50
2 Stone	\$ 12.50
3 Stone	\$ 12.50
Gabion	\$ 13.00
Rip Rap Average	\$ 16.50
Rip Rap Select	\$ 23.00

And, be it further

RESOLVED, that the Seneca County Highway Department and all towns, villages and school districts in Seneca County, are hereby authorized to purchase aggregate materials at bid prices.

**SUPERVISORS AWARD BID FOR STRIPING OF COUNTY HIGHWAY**

RESOLUTION NO. 117-15 moved by Mr. Westfall, second by Mr. Shipley and adopted.

WHEREAS, on April 10, 2015 Seneca County solicited bids on a contract for the painting of traffic lines on Seneca County highways; and

WHEREAS, the two bids received were opened on May 11, 2015 and were from Seneca Pavement Marking of Horseheads, New York and Accent Stripe, Inc. of Orchard Park, New York ; and

WHEREAS, the lowest bid was from Seneca Pavement Marking; and

WHEREAS, the Public Works Committee of the Seneca County Board of Supervisors recommended accepting the bid from Seneca Pavement Marking on May 26, 2015; 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 Seneca Pavement Marking as follows:

Survey of passing and no passing zones with log sheets included (per mile)	\$ 325.00
Indexing of passing and no passing zones from existing log sheets (per mile)	\$ 100.00
Spotting of center line on new pavement (per mile)	\$ 25.00
Center line application including materials (per mile)	\$ 310.00
Edge line application including materials (per side)	\$ 170.00
Yellow traffic line paint (per gallon)	\$ 10.50
White traffic line paint (per gallon)	\$ 10.50
Reflectorized glass beads (per pound)	\$ .35
Railroad crossings (per track)	\$ 150.00
Left/Right hand turning curve arrows	\$ 15.00

**SUPERVISORS CREATE AND AUTHORIZE FILLING (1) PART-TIME WATER & SEWER MAINTAINER POSITION EFFECTIVE IMMEDIATELY**

RESOLUTION NO. 118-15 moved by Mr. Westfall, second by Mr. Serven and adopted.

WHEREAS, the Public Works Committee has approved the creation and hiring of (1) Part-time Water & Sewer Maintainer at its meeting on May 26, 2015; and

WHEREAS, funding for these positions is included in the 2015 budget; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby create and authorize filling (1) Part-time Water & Sewer Maintainer position effective immediately at Grade 4 of the CSEA Salary Schedule; and be it further

RESOLVED, that the County Treasurer is authorized and directed to amend the 2015 Seneca County Budget as follows:

Decrease 318310-54342 (Water District 1-Public Works Support)	\$7,676
Increase 318310-51200 (Water District 1-Part-time)	\$7,676

At this time, Supervisor Westfall introduced the following resolution as a motion: Board of Supervisors Directs Preparation of Plans and Maps to Change the Boundaries of Seneca County Sewer

Districts Numbers One and Two; because there was no second on the motion the resolution died on the floor. The resolved clause read as follow:

RESOLVED, pursuant to §§274 and 253(1) of the New York State County Law, that the District Interim Administrator cause plans and maps to be prepared for the purpose of amending the boundaries of Seneca County Sewer Districts Numbers One and Two in order to place those properties currently within Sewer District Number 2 but which are directly served by Sewer District 1, within the boundaries of Sewer District Number One.

**SUPERVISORS APPROVE SENECA COUNTY WATER DISTRICT #1 TO GO OUT TO  
BID TO REPLACE THE ROOF AND REPAIR THE MASONRY AT  
THE SENECA LAKE PUMP STATION**

RESOLUTION NO. 119-15 moved by Mr. Westfall, second by Mr. Kaiser and adopted.

WHEREAS, the Seneca County Water District #1 is seeking permission to solicit proposals from qualified vendors to repair the roof and replace the masonry at the Lake Pump Station; and

WHEREAS, the roof on this facility is in very poor condition and is leaking on equipment and electrical fixtures; and

WHEREAS, this presents a hazard to the facility, equipment and personnel and needs to be replaced as soon as possible; and

WHEREAS, the masonry, roof flashing and concrete roof edges are also in poor condition and are also leaking; and

WHEREAS, the roof, masonry and flashing should be done at the same time as the roof to assure a good fit; and

WHEREAS, Seneca County Water District #1 is seeking to make the necessary repairs before winter; and

WHEREAS, the funds will be borrowed in the short term from Seneca County Sewer District #2; and

WHEREAS, the Public Works Committee approved this resolution on June 9, 2015; now, therefore be it

RESOLVED, that the Board of Supervisors the Seneca County Water District #1 to go out to bid to replace the roof and repair the masonry at the Seneca Lake Pump Station.

**SUPERVISORS APPOINT MEMBER TO THE SENECA COUNTY  
COMMUNITY SERVICES BOARD**

RESOLUTION NO. 120-15 moved by Mr. Serven, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, there are vacancies on the Community Services Board; and

WHEREAS, on May 19, 2015 the Seneca County Community Services Board has moved to recommend the appointment of Todd C. Horton, Route 89, Romulus, NY 14541; and

WHEREAS, the Board of Supervisors Mental Health Committee supports and approves the Community Services Board's recommendation of this candidate; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby appoint Todd C. Horton, Route 89, Varick, NY 14541, to a four-year term on the Community Services Board, to expire June 9, 2019.

**RESOLUTION TO AUTHORIZE THE CHAIRMAN TO SIGN CONTRACT WITH  
MONROE COUNTY LABORATORY FOR FORENSIC SERVICES**

RESOLUTION NO. 121-15 moved by Mr. Kaiser, second by Mr. Reynolds and adopted.

WHEREAS, the inter-municipal agreement for forensic services between Monroe County and Seneca County is for the period of January 1, 2015 and December 31, 2015 requires approval; and

WHEREAS, Seneca County is within the Genesee/Finger Lakes Region which is served by the Monroe County Laboratory; and

WHEREAS, the payment for said services for the above stated period is \$14,925; and

WHEREAS, said monies are included in the 2015 budget; and

WHEREAS, this resolution was approved by the Public Safety Committee on May 26, 2015; now, therefore be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors is authorized to sign the contract between Seneca County and the Monroe County Laboratory for forensic services for the period of January 1, 2015 and December 31, 2015 for the payment of \$14,925 for which has been included in the 2015 Seneca County Sheriff's Office Budget account line 103114-54390.

**BOARD OF SUPERVISORS CHAIRMAN AUTHORIZED TO SIGN  
ALTERNATIVES TO INCARCERATION GRANT AWARDED BY  
THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES**

RESOLUTION NO. 122-15 moved by Mr. Kaiser, second by Mr. Prouty and adopted.

WHEREAS, the New York State Division of Criminal Justice Services has awarded Seneca County a \$5,843 Alternatives to Incarceration grant for the 2015-2016 year for the purpose of providing quality, successful, and effective community service programs as alternatives to incarceration; and

WHEREAS, the total cost of this grant provides one hundred percent of the cost of these services with no county match required; and

WHEREAS, the Public Safety Committee approved this resolution at a meeting on May 26, 2015; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign all necessary paperwork to accept the 2015-2016 Alternatives to Incarceration grant.

**BOARD OF SUPERVISORS DECLARES VEHICLE FOR  
PROBATION DEPARTMENT AS SURPLUS**

RESOLUTION NO. 123-15 moved by Mr. Kaiser, second by Mr. Serven and adopted.

WHEREAS, the Seneca County Probation Department has a 1999 Ford Taurus; and

WHEREAS, it has over 76,700 miles on it and has had over \$3,000 in repairs over the past two years; and

WHEREAS, the vehicle recently went out of service due to repairs costing more than the worth of the vehicle consisting of the power steering pump, steering rack assembly, and battery/electrical system failure; and

WHEREAS, the Public Safety Committee approved this resolution at a meeting on May 26, 2015; now, therefore be it

RESOLVED, that the Board of Supervisors does hereby authorize the Seneca County Probation Department to declare the 1999 Ford Taurus surplus and dispose of it per County policy.

**AMEND 2015 STATE HOMELAND SECURITY GRANT BUDGET**

RESOLUTION NO. 124-15 moved by Mr. Kaiser, second by Mr. Reynolds and adopted.

WHEREAS, Resolution No. 204-14 approved the acceptance of a New York State Division of Homeland Security and Emergency Services Hazard Mitigation Planning Grant for \$82,500; and

WHEREAS, this grant was not included in the 2015 Seneca County Budget; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the County Treasurer, to amend the 2015 State Homeland Security Grant budget:

Increase Revenue Line 103642.43005 by	\$82,500
Create Expense Line: 103642.54719 (Hazard Mitigation)	\$82,500

**ACCEPT THE 2015 NYS DIVISION OF HOMELAND SECURITY AND  
EMERGENCY SERVICES GRANT**

RESOLUTION NO. 125-15 moved by Mr. Kaiser, second by Mr. Reynolds and adopted.

WHEREAS, the Seneca County Office of Emergency Services and the Seneca County Sheriff's Office has been awarded a NYS Division of Homeland Security and Emergency Services Grant for 2015; and

WHEREAS, this is a non-matching grant that provides \$45,000 for the Office of Emergency Services and \$15,000 for the Sheriff's Office; now, therefore be it

RESOLVED, that the Board of Supervisors does hereby accept the grant and authorize the Chairman of the Board of Supervisors to e-sign any and all documents related to these grants; and be it further

RESOLVED, that the County Treasurer is directed to amend the 2015 County Budget as follows: 2015 Office of Emergency Services, State Homeland Security Grant budget 103642:

Increase Revenue Account 103642.4305 by \$45,000

Create Account Line 103642.54409 (SHSP 15) for \$ 45,000 and the

Sheriff's Office budget to: Increase Revenue: 10-3113-4-3306 HOMELAND SECURITY GRANTS

and Expense: 10-3113-5-2815 SLETPP GRANT-2014 for \$ 15,000 and to establish expense accounts in MUNIS.

**AMEND HOMELAND SECURITY FY14 REGIONAL HAZMAT GRANT**

RESOLUTION NO. 126-15 moved by Mr. Kaiser, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, Seneca County and our regional partners (Wayne, Ontario and Yates Counties) were awarded a FY 2014 Regional HazMat Grant; and

WHEREAS, all of the County members have agreed to the purchase of a storage and command vehicle insert; and

WHEREAS, NYS Department of Homeland Security & Emergency Services has approved the purchase of this vehicle insert and has created an amendment of the grant; and

WHEREAS, the Public Safety Committee approved the amendment at its meeting on May 26, 2015; now, therefore be it

RESOLVED, that the Chairman of the Board is authorized to e-sign any and all grant documents.

**ACCEPT THE FY 2015 LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT**

RESOLUTION NO. 127-15 moved by Mr. Kaiser, second by Mr. Westfall and adopted.

WHEREAS, the New York State Division of Homeland Security & Emergency Services has awarded the Seneca County Office of Emergency Services a FY 2015 Local Emergency Management Performance Grant in the amount of \$18,264.00; and

WHEREAS, this is the annual grant to offset expenses related to the Office of Emergency Services; and

WHEREAS, the County has participated in this program for over 20 years; and

WHEREAS, the Public Safety Committee approved the acceptance of said grant at its meeting on May 26, 2015; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes and directs the Chairman of the Board to e-sign any and all documents as required by the New York State Division of Homeland

Security & Emergency Services for Seneca County to receive the funding of from the Local Emergency Management Performance Grant FY 2015.

**ACCEPT THE FY 2015 HAZARDOUS MATERIALS EMERGENCY PLANNING GRANT**

RESOLUTION NO. 128-15 moved by Mr. Kaiser, second by Mr. McGreevy and adopted.

WHEREAS, the New York State Division of Homeland Security & Emergency Services has awarded the Seneca County Office of Emergency Services a FY 2015 Hazardous Materials Emergency Planning Grant in the amount of \$17,147; and

WHEREAS, this new grant will be used to enhance Hazardous Materials Response plans and to provide funding for exercises; and

WHEREAS, the Public Safety Committee approved the acceptance of said grant at its meeting on May 26, 2015; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors accepts the grant and authorizes and directs the Chairman of the Board to e-sign any and all documents as required by the New York State Division of Homeland Security & Emergency Services for Seneca County, and be it further

RESOLVED, that the County Treasurer is hereby authorized to amend the 2015 Budget State Homeland Security Program:

HMEP 14 - 15 Grant 103642-54710:	\$17,147
Increase Revenue Line: 103642-43005 State Aid:	\$17,147

**AMEND FY 2013 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT**

RESOLUTION NO. 129-15 moved by Mr. Kaiser, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, Seneca County was awarded a FY 2013 Statewide Interoperable Communications Grant Program for the purpose of upgrading Seneca County's radio equipment to better facilitate interregional radio communication; and

WHEREAS, Resolution No. 113-14 authorizes the 911 Coordinator to review and approve the Motorola Factory Acceptance Testing which will take place in Schaumburg, Illinois on June 29, 2015 through July 2, 2015; and

WHEREAS, the New York State Division of Homeland Security & Emergency Services has approved an amendment for \$4,000 to the grant to fund this accepting testing; and

WHEREAS, the Public Safety Committee approved the amendment at its meeting on May 26, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes and directs the Chairman of the Board to e-sign the amended contract documents.

**CONTRACT WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR**

**2015-2016 AID TO PROSECUTION GRANT IN THE AMOUNT OF \$43,800**

RESOLUTION NO. 130-15 moved by Mr. Kaiser, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, the New York State Division of Criminal Justice Services has awarded a \$43,800 grant through the 2015-2016 Aid to Prosecution Program for the purpose of enhancing the prosecution of repeat violent and serious felony offenders by maintaining experienced prosecution personnel to prosecute said offenders; and

WHEREAS, the total cost of the this grant provides one hundred percent of the cost of these services with no dollar match required from the County; and

WHEREAS, the District Attorney's request was reviewed and approved by the Public Safety Committee of the Board of Supervisors on May 26, 2015; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign all necessary paperwork to accept the 2015-2016 Aid to Prosecution Grant.

**RESOLUTION AUTHORIZING APPLICATION TO FEDERAL AVIATION  
ADMINISTRATION FOR ENGINEERING OF APRON REPAIRS AT  
THE FINGER LAKES REGIONAL AIRPORT**

RESOLUTION NO. 131-15 moved by Mr. Kaiser, second by Mr. Prouty and adopted.

WHEREAS, the Federal Aviation Administration (FAA) has indicated that a grant will be made available for the engineering of Apron Repairs at the Finger Lakes Regional Airport; and

WHEREAS, the total budget would be for \$300,000, with the FAA contributing \$270,000 or 90%; Seneca County Local Share at 5% or \$15,000 which has been budgeted for in the 2015 Airport Budget; and NYSDOT will contribute 5% or \$15,000; 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, the resolution has been reviewed and approved by the Planning, Development, Agriculture and Tourism Committee on May 26, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves the application to the FAA for engineering of Apron Repairs and that the Chairman of the Board of Supervisors be authorized and directed to sign all necessary documentation to submit this application to the FAA; and be it further

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

**Postpone Indefinitely: Board of Supervisors Establishes Membership Process for IDA Board**

**Members:** At this time, Supervisor Hayssen made a motion, second by Supervisor Lazzaro, for a resolution establishing the membership process for IDA board members: "RESOLVED, that members of the Seneca County IDA Board shall be appointed by the Board of Supervisors and shall serve at the

pleasure of the Board of Supervisors, but shall not serve for a period exceeding three years and thereafter until a successor is appointed. Each such member may be reappointed by the Board of Supervisors and in such event shall serve at the pleasure of the Board of Supervisors, but for no longer than an additional period of three years. Any such member who has previously served as a member of the IDA Board, regardless of the length of his or her prior service may be reappointed by the Board of Supervisors following two consecutive years of non-service on the IDA Board.”

Supervisor Hayssen and Supervisor Lazzaro indicated that they did not support the resolution because, at this point in time, the IDA and the Board of Supervisors are currently moving forward with working out the Board of Supervisors’ issues regarding membership to the IDA board.

Supervisor Hayssen offered a motion to Table Indefinitely the resolution. Supervisor Shipley seconded the motion.

Supervisor Lazzaro requested a Point of Order to explain table indefinitely and postpone indefinitely. County Attorney Fisher offered an explanation per Roberts Rules of Order.

The motion to postpone indefinitely the resolution regarding changing the process for appointing members to the IDA was carried by 443 ayes.

**SUPERVISORS APPROVE 2015-2016 SUPERVISION AND TREATMENT  
SERVICES FOR JUVENILES PROGRAM (STSJP) PLAN AND AUTHORIZES THE  
BOARD CHAIRMAN TO SIGN THE STSJP PLAN**

RESOLUTION NO. 132-15 moved by Mr. Lazzaro, second by Mr. McGreevy and adopted.

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

WHEREAS, the plan is due July 1, 2015; and

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

WHEREAS, in previous years the County Manager has designated the Division of Human Services as the lead agency for this program; and

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

WHEREAS, the Division of Human Services would like to contract with the Youth Advocate Program and other service providers to provide services within the community; and

WHEREAS, anticipated funding for this program is capped at \$40,304.00 state reimbursement; and

WHEREAS, this funding is budgeted in line item 106070-54700 POS47; and

WHEREAS, the plan must be approved and signed by the Chairman of the Board of the municipality; and

WHEREAS, this request has been approved by the Human Services Committee on May 26, 2015; now, therefore be it

RESOLVED, that the Board of Supervisors approves the 2015-2016 Supervision and Treatment Services for Juveniles Program Plan and authorizes or the Chairman of the Board of Supervisors to sign the plan based on County Attorney review and approval.

**BOARD OF SUPERVISORS APPROVES FURTHER PROCEEDINGS  
IN WESTERN DISTRICT COURT**

RESOLUTION NO. 133-15 moved by Mr. Shipley, second by Mr. Lazzaro and adopted.

WHEREAS, the Board of Supervisors has retained the services of the firm of Bond, Schoeneck and King to represent its interest in on-going litigation defending the sovereign right of the State of New York and its municipalities to impose and collect real property taxes; and

WHEREAS, the cost of such representation is reimbursable by the office of the Governor of New York pursuant to §10 of the State Law of the State of New York; and

WHEREAS, although the contract for such representation as between the firm and the Governor's office has not yet been finalized, the Board of Supervisors is concerned with the District Court's calendar and the need to move forward in bringing this critically important litigation to a final conclusion; and

WHEREAS, this resolution has been approved by the Indian Affairs Committee of the Seneca County Board of Supervisors; now, therefore, be it

RESOLVED, That the Seneca County Board of Supervisors authorizes and directs the firm of Bond, Schoeneck and King to take all steps which they deem appropriate and necessary to bring the matter of Cayuga Indian Nation v. Seneca County, pending before the District Court for the Western District of New York, to a conclusion and to defend the sovereignty of the State of New York and its municipalities in imposing and collecting justly and lawfully due real property taxes.

**WAIVE LOCAL LAW REQUIREMENTS FOR EMPIRE FARM DAYS**

RESOLUTION NO. 134-15 moved by Mr. Westfall, second by Mr. Shipley and adopted.

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 Government Operations Committee approved this resolution at its meeting on May 26, 2015; 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 11, 12 and 13, 2015.

New Business

Supervisor Kaiser moved the Suspension of the Rules to introduce the following two resolutions:

**SUPERVISORS AUTHORIZE COUNTY TREASURER TO TRANSFER FUNDS  
WITHIN THE DISTRICT ATTORNEY 2015 BUDGET**

RESOLUTION NO. 135-15 moved by Mr. Kaiser, second by Mrs. Garlick Lorenzetti and adopted.

RESOLVED, that the Board of Supervisors does hereby authorize the county treasurer to transfer funds within the Seneca County District Attorney 2015 budget as follows:

DECREASE:	101165-51200 (Salaries Part-time)	\$18,000.00
INCREASE:	101165-54320 (Court Fees)	\$18,000.00

**APPROVAL OF BARTON & LOGUIDICE ENGINEERS FOR THE  
NYS ROUTE 318 SEWER PROJECT**

RESOLUTION NO. 136-15 moved by Mr. Westfall, second by Mr. Shipley and adopted.

WHEREAS, Seneca County solicited Requests for Qualifications (RFQ) from qualified firms to assist Seneca County in the development of the NYS Route 318 Sewer Project; and

WHEREAS, a Committee was formed to review, consider and recommend to the Seneca County Board of Supervisors the most qualified firm to serve the County's needs; and

WHEREAS, Seneca County received eight (8) responses; and

WHEREAS, the firm of Barton & Loguidice has demonstrated the ability to best serve the interest of Seneca County; and

WHEREAS, the resolution has been reviewed and approved by the Public Works Committee on June 9, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves Barton & Loguidice as the County Engineer for the NYS Route 318 Sewer Project and that the Chairman of the Board of Supervisors be authorized and directed to sign all necessary documentation.

Under discussion of Resolution No. 136-15, Supervisor Westfall stated that he supported MRB Engineers, but was overruled at the Public Works Committee meeting.

Special Order of the Day

The meeting adjourned at 7:30 p.m.