

Seneca County Board of Supervisors
Board Meeting
&
Public Hearings
Tuesday, December 8, 2015

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. Supervisors Hayssen and Churchill arrived prior to the public hearing form proposed local law G of 2015.

Pledge of Allegiance and Moment of Silence

Public Hearings

Proposed Local Law G of 2015 entitled, "A Local Law Amending Local Laws No. 2 of 2006" – the amendments to said local law are proposed in order to more efficiently and fairly administer and enforce the Code. Supervisor Shipley moved to open the floor to receive public comment on proposed Local Law G of 2015. No comments were heard or written comments received. Supervisor Hayssen moved the floor closed for the public hearing.

Tentative Budget of Seneca County for the fiscal year beginning January 1, 2016 - Supervisor Reynolds moved the floor be opened for the public hearing on the tentative budget for 2016 to receive public comment.

Jean Currie, trustee. Board of Trustees of the Edith B. Ford Memorial Library appealed to the Board of Supervisor to increase funding for the five libraries and Finger Lakes Library System for 2016. In the past recent years, the amount of county funding requested by the libraries hasn't been met, receiving fiver percent less in 2015.

Petitioners:

Amy Elias, resident, Town of Waterloo - "Drug Problems" in Seneca County. Ms. Elias addressed the Board of Supervisors on the need for outpatient treatment / treatment in general for drug addiction within Seneca County. She specifically mentioned something like a halfway house for recovering drug addicts – citing the building that formally was the Waterloo middle school. She shared that her daughter was fighting drug addiction and it was difficult to find treatment, modeled specifically for drug addiction in the county. Ms. Elias said that the counselors are overworked with caseloads, many addicts don't have family support, are from single parent families – resulting in poor availability for consistent treatment and advocacy for drug addiction.

Kyle Black, District Manager, Progressive Waste Systems - NYC & IESI proposed contract. Mr. Black distributed a large packet of letters from community organizations supporting Seneca Meadows

and a fact sheet showing Seneca Meadows “spotless” record. He said the contract with New York City would include transporting garbage by train, which would result in one hundred fewer trucks on the road – a rail car is equal to three to four trash trucks. The new Finger Lakes Rail train yard would be used to transport commodities for the farming community in addition to garbage from New York City. He cited from ACTRoch.org, stating that tourism in the Finger Lakes grows and flourishes with Seneca Meadows in operation – so there isn’t any reason to believe that the landfill is preventing tourism from growing.

In response to Mr. Black’s comments, Supervisor Shipley questioned the odor from the landfill, saying that is more pungent and farther reaching in the county. Supervisor Garlick Lorenzetti, returned the packet of support letters, saying she wasn’t interested in the letters, alleging they were written because the landfill donates to those agencies and individuals and that is why they are offering support. Supervisor Kaiser objected to the proposed contract between NYC and Seneca Meadows, saying the area was not a location where New York City can send up its garbage - he says New York City should deal with their own garbage and not by sending to the Finger Lakes, between two major lakes. Supervisor Churchill said Seneca Meadows continues to say they are a trusted neighbor, which isn’t true, because the community learned about the New York City contract and seeking an additional thirty years for the landfill from the media.

Approval of Meeting Minutes

Meeting minutes for September, October and November board meetings were approved.

Submission of Claims for Audit

Supervisor Kubasik moved the following vouchers, having gone through the proper auditing process, be approved for payment.

Supervisors vouchers	totaling	\$	579,913.79
Workforce Development vouchers	totaling	\$	22,484.27
Self-Insurance vouchers	totaling	\$	25,410.42
County Airport vouchers	totaling	\$	6,403.17
Highway Transportation vouchers			
Maintenance & State Snow	totaling	\$	281,351.09
Highway Machinery	totaling	\$	230,106.17
	Highway Total	\$	511,457.26
Water 1	totaling	\$	4,651.88
Sewer 1	totaling	\$	20,353.94
Sewer 2	totaling	\$	25,670.99
Capital Project – Airport	totaling	\$	6,285.09
Capital Project - Courthouse	totaling	\$	597,602.10

Capital Project - Radio Contract	totaling	\$	143,180
Capital Project – County Road Projects	totaling	\$	8,620.47
Capital Project – Sewer 318	totaling	\$	13,200.00

Reports of Standing Committees

Public Health Committee – at the November committee meetings, the Public Health Committee voted in favor of purchasing a four wheel drive sports utility vehicle through the NYS Vehicle Marketplace not to exceed \$20,991 including delivery. Also on the agenda is a resolution to adopt a local law amending the Codes Enforcement local law so that it is more clearly defined and in sync with recent changes made to the NYS Code Laws.

Supervisor McGreevy, PH Chair, expressed appreciation to the public health department, Vickie Swinehart and her staff, other counties public health departments, and the list goes on, for their response and assistance in helping Seneca County during the Hep A crisis.

Government Operations Committee – the committee submitted a resolution for consideration by the Board of Supervisors introducing proposed Local Law A – 2016 with sets salaries of certain county officials; and a resolution setting the date for the organizational meeting of the 2016 Board of Supervisors for January 5 and the year-end meeting to be held on December 29.

Planning, Development, Agriculture & Tourism Committee – the committee recommended two resolutions for tonight’s agenda. One resolution will authorize the county to move forward to acquire the airfield and airstrip located at the former army depot; the other is to appropriate funds in the 2016 budget, which will need to be done by amending the tentative budget, to allow for the construction of a garage to shelter the new diesel fuel truck at the airport.

Personnel Committee – the committee sent a resolution to the Board recommending a 2% increase for employees that are not represented by a union and whose job title is not included in a salary schedule.

Public Safety Committee – the committee discussed the Emergency Management department and fire coordinator position. Resolutions on the evening’s agenda are seeking to make the Fire Coordinator position part-time and to adopt a local law amending the current local law to combine the duties of E-911 Coordinator and Emergency Management Director.

Finance, Assessment & Insurance Committee – the committee met and recommended several amendments to the Tentative Budget, all of which are on tonight’s agenda for consideration by the Board of Supervisors.

Communications

101. From Robert L. Halpin, Attorney-at- Law, Notice of a Public Hearing held on November 30, 2015, in the Town of Tyre, by the Seneca County IDA, to receive public comment regarding the Lago Resort & Casino, LLC Application to Seneca County IDA for Financial Assistance.

102. A copy of a letter to Seneca County IDA and Executive Director Robert Aronson from Martin D. Rotz, Superintendent, Romulus Central School, supporting the opening for public use County Road 135 heading west through the old Seneca Army Depot to State Route 96A. Other signatures on the letter supporting the road opening are: the Director of Operations for South Seneca Ambulance; Amanda Peel, Assistant Director of Operations, South Seneca Volunteer Ambulance Corp.; Ovid Fire Chief; Jeff Case, Varick Fire Chief; Fire Chief for Romulus Fire Department.

103. The Edith B. Ford Memorial Library Autumn 2015 Newsletter.

104. A copy of the Seneca County Planning Board November 12, 2015 meeting minutes.

105. A copy of the Seneca County IDA September 3, 2015 meeting minutes.

106. A copy of the Finger Lakes Regional Airport Advisory Committee September 9, 2015 meeting minutes.

107. A copy of the Seneca County Board of Health October 12, 2015 meeting minutes.

108. A copy of the Town of Covert adopted Budget 2016.

109. A copy of the Town of Fayette adopted Budget 2016.

110. A copy of the Town of Junius adopted Budget 2016.

111. A copy of the Town of Lodi adopted Budget 2016.

112. A copy of the Town of Romulus adopted Budget 2016.

113. A copy of the Town of Seneca Falls adopted Budget 2016.

114. A copy of the Town of Tyre adopted Budget 2016.

115. A copy of the Town of Varick adopted Budget 2016.

116. A copy of the Town of Waterloo adopted Budget 2016.

117. A copy of the Count of Seneca Tentative Budget 2016.

RESOLUTIONS & MOTIONS

TREASURER AUTHORIZED TO PAY MORTGAGE TAX

RESOLUTION NO. 254-15, moved by Mr. Prouty, second by Mr. Westfall and adopted.

WHEREAS, the mortgage tax report for the period April 1, 2015 through September 30, 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:

TOWN	AMOUNT ALLOCATED	VILLAGE SHARE	TOWN SHARE
Covert	\$ 19,572.00	\$ 1,162.90	\$ 18,409.10
Fayette	37,466.00	2,410.20	35,055.80
Junius	7,908.46	0	7,908.46
Lodi	12,617.81	530.03	12,087.78

Ovid	17,470.19	1,217.38	16,252.81
Romulus	9,108.65	44.48	9,064.17
Seneca Falls	56,128.50	0	56,128.50
Tyre	3,235.50	0	3,235.50
Varick	23,128.35	0	23,128.35
Waterloo	31,271.38	11,664.38	19,607.00
Totals:	\$ 217,906.84	\$ 17,029.37	\$ 200,877.47

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

RESOLUTION NO. 255-15, moved by Mr. Prouty, second by Mr. Kubasik 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 November 24, 2015; now, therefore be it

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

PUBLIC DEFENDER'S OFFICE

Decrease:	101170-54700 (Investigation/Expert Services)	13,000.00
Decrease:	101170-54701 (ILSF-Caseload Reduction)	40,000.00
Increase:	101170-54320 (Assigned Counsel)	53,000.00

PUBLIC HEALTH ADMINISTRATION

Decrease:	104010-54220 (Repairs and Maintenance)	1,000.00
Increase:	104010-54100 (MLR)	1,000.00
Decrease:	104010-54340 (Consulting Fees)	800.00
Increase:	104010-54230 (Telephones)	800.00
Decrease:	104010-54420 (Gas and Oil)	500.00
Increase:	104010-54231 (Cell Phones)	500.00
Decrease:	104010-54510 (Medical Supplies)	550.00
Increase:	104010-54270 (Membership)	550.00

PUBLIC HEALTH

Decrease:	104147-54700 (Contractual)	15,000
Increase:	104149-54441 (Transportation)	15,000

PROBATION

Decrease:	103140-54380 (Other Fees - EHM)	1,650.00
Increase:	103140-54201 (Supplies – Drug Testing)	800.00
Increase:	103140-54231 (Cellular Telephone)	250.00
Increase:	103140-54440 (Employee Mileage Reimbursement)	600.00

SHERIFF'S OFFICE

Decrease:	103150-51100 (Sheriff LEC Facility Salaries)	2,520.00
Increase:	103150-51400 (Sheriff LEC Facility Severance)	2,520.00

WATER 1

Decrease:	318310-54141 (Purchase of Water)	15,000.00
Increase:	318310-54220 (Repairs & Maintenance)	15,000.00

WORKFORCE DEVELOPMENT / YOUTH BUREAU

Decrease:	106011-51100 (Salaries)	2,976.00
Increase:	106011-51400 (Severance)	2,976.00

BOARD OF SUPERVISORS AUTHORIZES CONTRACT WITH WATERLOO MEMORIAL DAY COMMITTEE AND AUTHORIZE THE COUNTY TREASURER TO AMEND THE 2016 TENTATIVE BUDGET THE 150TH CELEBRATION AND AUTHORIZE THE COUNTY TREASURER TO AMEND THE 2016 TO REFLECT ADDITIONAL FUNDING FOR LIBRARIES

RESOLUTION NO. 256-15, moved by Mr. Prouty, second by Mr. Shipley and adopted by 625 ayes and 125 nays (Lazzaro and Kubasik).

WHEREAS, the Board of Supervisors recognizes the significance of Memorial Day in honoring those who have given their lives in service to their country; and

WHEREAS, the Board recognizes also the distinction and honor held by Waterloo in having been the first community in the nation to establish Memorial Day as an annual day set aside to pay tribute to America's fallen soldiers and as such, the Birthplace of Memorial Day; and

WHEREAS, 2016 will mark the one hundred fiftieth anniversary of the first celebration of Memorial Day; and

WHEREAS, the Board is also aware that Waterloo's celebration of Memorial Day benefits the County through promotion of tourism and the recognition associated with the Birthplace of Memorial Day; and

WHEREAS, this resolution has been approved by the Finance, Assessment and Insurance Committee; now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes and directs the Chairman of the Board of Supervisors to enter into a contract with the Waterloo Memorial Day Committee in an amount not to exceed Five Thousand Dollars to provide services to the County through their promotion of events designed to commemorate those who gave their lives in war and celebrate Waterloo's nationally recognized status as the Birthplace of Memorial Day; and be it further

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the County Treasurer to amend the 2016 Tentative Budget as follows:

Create Account:	108796-54700 (Memorial Day 150 th Celebration)	\$5,000.00
Increase account:	108792-54700 (Libraries-Contractual)	\$2,855.00
Increase account:	109999-49999 (Tax Reduction Reserve) by	\$7,855.00

Prior to the adoption of Resolution No. 256, Supervisor Churchill moved to amend the resolution by adding to the final resolved clause text to include an increase to the funding allocated for the libraries by \$2,855, which will equal the original 5% increase they requested. The motion to amend the resolution as such was carried. Supervisors Lazzaro and Kubasik voted nay. NYS law defines funding for libraries. Taxes can be collected for libraries and placed in a separate account monitored by the municipalities treasurer.

TREASURER AUTHORIZED TO AMEND

2016 TENTATIVE BUDGET – CLERK OF THE BOARD ACCOUNT

RESOLUTION NO. 257-15, moved by Mr. Prouty, second by Mr. Kubasik and adopted.

WHEREAS, the printing of the county directories is done annually; and

WHEREAS, funding is appropriated from account 101040-54550 (Clerk of the Board – Printing);

and

WHEREAS, the tentative budget does not include funding for account line; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the count treasurer to amend the 2016 Tentative Budget as follows:

Increase: 101040-54550 (Clerk of the Board – Printing) by \$1,500.00

Increase 109999 - 49999 (Tax Reduction Reserve) by \$1,500.00

COUNTY TREASURER AUTHORIZED TO AMEND 2016 TENTATIVE BUDGET

TOURISM PROMOTION AGENCY FUNDING

RESOLUTION NO. 258-15, moved by Mr. Prouty, second by Mr. Westfall and adopted.

WHEREAS, the Seneca County Chamber of Commerce as the County's designated Tourism Promotion Agency requested additional funding for 2016; and

WHEREAS, the Finance, Assessment & Tourism Committee approved this resolution at its meeting on November 24, 2015; now, therefore be it

RESOLVED, that the County Treasurer is hereby authorized by the Seneca County Board of Supervisors to amend the 2016 Tentative Budget as follows:

Increase: 108021-54700 (Tourism Contract - Chamber) by \$13,708.00

Increase: 109999-49999 (Tax Reduction Reserve) by \$13,708.00

**BOARD OF SUPERVISORS RETAINS PROFESSIONAL SERVICES OF
CORNELL COOPERATIVE EXTENSION FOR RECYCLING EDUCATION**

RESOLUTION NO. 259-15, moved by Mr. Westfall, second by Mr. Shipley and adopted.

WHEREAS, Seneca County Cornell Cooperative Extension (SCCCE) has provided a comprehensive recycling education program to the residents of Seneca County since 2011; and

WHEREAS, the program provides recycling education designed to enhance the County's curbside recycling program by encouraging more residents to participate and to increase the amounts of materials collected; and

WHEREAS, the Public Works Committee approved the proposal on November 24, 2015; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is directed and authorized to sign a contract with (SCCCE) in the amount of \$9,999 to provide a recycling education program to the residents of Seneca County for the year 2016. Said funds are budgeted in the 2016 recycling budget.

SUPERVISORS APPROVE PURCHASE OF A 2016 FORD F-350 SUPER CAB 4X4 PICKUP WITH PLOW FOR THE WATER & SEWER DEPARTMENT

RESOLUTION NO. 260-15, moved by Mr. Westfall, second by Mr. Davidson and adopted.

WHEREAS, the Seneca County Water & Sewer Department is requesting to buy a 2016 Ford F-350 Super Cab 4X4 Pickup with plow; and

WHEREAS, funds for the purchase of one (1) 2016 Ford F-350 Super Cab 4X4 Pickup with plow from Onondaga Bid in the amount of \$44,534.10 have been appropriated from the 2015 Seneca County Water Equipment Vehicle Account 318310-52600 for the amount of \$14,534.10; Sewer 1 Equipment Vehicle Account 328110-52600 for the amount of \$10,000; and Sewer 2 Equipment Vehicle Account 338110-52600 for the amount of \$20,000; and

WHEREAS, the purchase was approved by the Public Works Committee of the Seneca County Board of Supervisors on November 24, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Highway Superintendent to purchase one (1) 2016 Ford F-350 Super Cab 4X4 Pickup with plow in the amount of \$44,534.10 with funds appropriated from the 2015 Seneca County Water Equipment Vehicle Account 318310-52600 for the amount of \$14,534.10; Sewer 1 Equipment Vehicle Account 328110-52600 for the amount of \$10,000; and Sewer 2 Equipment Vehicle Account 338110-52600 for the amount of \$20,000.

SUPERVISORS CREATE/FILL (1) HIGHWAY MAINTENANCE SUPERVISOR POSITION AND ABOLISH (1) DEPUTY COUNTY HIGHWAY SUPERINTENDENT POSITION EFFECTIVE IMMEDIATELY

RESOLUTION NO. 261-15, moved by Mr. Westfall, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, on September 8, 2015 the Seneca County Board of Supervisors abolished one Highway Maintenance Supervisor position and authorized the creation/filling of one Deputy County Highway Superintendent position; and

WHEREAS, an extensive recruitment effort conducted during the months of September and October resulted in a limited number of qualified candidates; and

WHEREAS, the Public Works Committee recommended the creation / filling of (1) Highway Maintenance Supervisor position and abolish (1) Deputy County Highway Superintendent position at its committee meeting on November 24, 2015; now, therefore be it

RESOLVED, the Seneca County Board of Supervisors does hereby create and authorize filling of (1) Highway Maintenance Supervisor position effective immediately at an hourly rate as set forth in the CSEA contract; and be it further

RESOLVED, the Seneca County Board of Supervisors does hereby abolish (1) Deputy County Highway Superintendent effective immediately.

**SUPERVISORS AWARD BID FOR FORCE MAIN REPLACEMENT ON
5852 EAST LAKE ROAD – SEWER 2**

RESOLUTION NO. 262-15, moved by Mr. Westfall, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, on November 5, 2015 Seneca County solicited bids for a contract for the force main replacement on 5852 East Lake Road; and

WHEREAS, the four bids received were opened on November 23, 2015 and were from Burrows Bros, Cayuga Excavating, V&B Underground, and Rizzo Construction; and

WHEREAS, the lowest bid was from V&B Underground; and

WHEREAS, the Public Works Committee of the Seneca County Board of Supervisors recommended accepting the bid from V & B Underground on December 8, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby award the bid for force main replacement on 5852 East Lake Road to V&B Underground, Rochester, NY for \$39,880.00.

**A RESOLUTION APPROPRIATING \$597,000 FOR RENOVATIONS AND IMPROVEMENTS
TO THE FACILITIES OF WATER DISTRICT NO. 1, SENECA COUNTY, NEW YORK,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$597,000, AND
AUTHORIZING THE ISSUANCE OF \$597,000 SERIAL BONDS OF SAID
COUNTY TO FINANCE SAID APPROPRIATION**

RESOLUTION NO. 263-15, moved by Mr. Westfall, second by Mrs. Garlick Lorenzetti and adopted by two-thirds majority vote, 708 ayes (Westfall, Garlick Lorenzetti, Serven, Davidson, Prouty, Kaiser, Earle, Churchill, Lazzaro, McGreevy, Shipley, Kubasik) and 42 nays (Hayssen).

WHEREAS, following a public hearing duly called and held on November 10, 2015, the Board of Supervisors (the “Board”) of the County of Seneca, New York (the “County”) determined that it is in the public interest to renovate and improve the facilities the Water District No. 1 (the “District”) in the County, consisting of, without limitation, the replacement and repair of the roof and fencing, transfer switch generator and Surge Relief Valve (Lake Pump Station), Variable Frequency Drives and install mixer (million gallon reservoir), install mixer (Hillside Water Tower), the replacement of fire hydrants, the replacement of shut-off valve at Five Points Prison and the moving and upgrade of the former Army Depot

Ross valve, as well as other miscellaneous renovations and improvements for the District at the total estimated maximum cost of \$597,000, to be financed by the issuance of obligations of the County; and

WHEREAS, it is now necessary and desirable to provide for financing the cost of such renovations and improvements to the facilities by the issuance of serial bonds of the County; now therefore, be it

RESOLVED BY THE BOARD OF SUPERVISORS IN THE COUNTY OF SENECA, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board), as follows:

Section 1. The County hereby appropriates the amount of \$597,000 for the renovations and improvements to the facilities of the District, as described in the Recitals hereof. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$597,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$597,000 serial bonds of the County to finance said appropriation, and the principal of and interest on said bonds as the same shall become due and payable shall be assessed, levied and collected from the several lots and parcels of land within the District in the same manner and at the same time as other County charges.

Section 2. Serial bonds of the County in the principal amount of \$597,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law (the "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of said class of objects or purposes for which said \$597,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of subdivision 4. of paragraph a. of Section 11.00 of the Law, is forty (40) years;

(b) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the District without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Law, the powers and duties of the Board relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation

of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds may be contested only if:

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

Section 7. This bond resolution shall take effect immediately, and the Clerk of the Board of Supervisors of the County of Seneca is hereby authorized and directed to publish the foregoing resolution, in full, together with a notice attached in substantially the form prescribed by Section 81.00 of the Law in the Ovid Gazette and the Reveille-Between-the-Lakes, the official newspapers of the County and in such other newspapers having a general circulation in the District.

**A RESOLUTION APPROPRIATING \$1,593,266 FOR RENOVATIONS AND IMPROVEMENTS
TO THE FACILITIES OF SEWER DISTRICT NO. 1, SENECA COUNTY, NEW YORK,
STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,593,266, AND
AUTHORIZING THE ISSUANCE OF \$1,593,266 SERIAL BONDS OF
SAID COUNTY TO FINANCE SAID APPROPRIATION**

RESOLUTION NO. 264-15, moved by Mr. Westfall, second by Mrs. Garlick Lorenzetti and adopted by two-thirds majority vote, 708 ayes (Westfall, Garlick Lorenzetti, Serven, Davidson, Prouty, Kaiser, Earle, Churchill, Lazzaro, McGreevy, Shipley, Kubasik) and 42 nays (Hayssen).

WHEREAS, following a public hearing duly called and held on November 10, 2015, the Board of Supervisors (the "Board") of the County of Seneca, New York (the "County") determined that it is in the public interest to renovate and improve the facilities the Sewer District No. 1 (the "District") in the County, consisting of, without limitation, the replacement of screw lift pumps, grit room ventilation system, repair cinderblock wall, sludge digester with PCV, replace generator transfer switch, replace grit removal system, aeration system up-grade roof replacement and resurfacing of drying beds for the Willard Wastewater Treatment Facility ("Willard"), repair to the sewer line and replacement of the pump/lift station at Sampson State Park, and replacement of the plant sewer line from the Village of Ovid to Willard, as well as other miscellaneous renovations and improvements for the District at the total estimated maximum cost of \$1,593,266, to be financed by the issuance of obligations of the County; and

WHEREAS, it is now necessary and desirable to provide for financing the cost of such renovations and improvements to the facilities by the issuance of serial bonds of the County; now therefore, be it

RESOLVED, by the Board of Supervisors in the County of Seneca, New York (by the favorable vote of not less than two-thirds of all the members of said Board), as follows:

Section 1. The County hereby appropriates the amount of \$1,593,266 for the renovations and improvements to the facilities of the District, as described in the Recitals hereof. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,593,266 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,593,266 serial bonds of the County to finance said appropriation, and the principal of and interest on said bonds as the same shall become due and payable shall be assessed, levied and collected from the several lots and parcels of land within the District in the same manner and at the same time as other County charges.

Section 2. Serial bonds of the County in the principal amount of \$1,593,266 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law (the "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of said class of objects or purposes for which said \$1,593,266 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of subdivision 4. Of paragraph a. of Section 11.00 of the Law, is forty (40) years;
- (b) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the District without limitation of rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Law, the powers and duties of the Board relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized, bond anticipation notes issued in anticipation of said

bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds may be contested only if:

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

Section 7. This bond resolution shall take effect immediately, and the Clerk of the Board of Supervisors of the County of Seneca is hereby authorized and directed to publish the foregoing resolution, in full, together with a notice attached in substantially the form prescribed by Section 81.00 of the Law in the Ovid Gazette and the Reveille-Between-the-Lakes, the official newspapers of the County and in such other newspapers having a general circulation in the District.

**ABOLISH PART-TIME RECORDS CLERK AND
CREATE FULL-TIME RECORDS CLERK POSITION**

RESOLUTION NO. 265-15, moved by Mr. Kaiser, second by Mr. Davidson and adopted.

WHEREAS, the Seneca County Sheriff's Office is requesting that a part-time clerk position be abolished and a full-time clerk position be created in the Records Division; and

WHEREAS, this would return two full-time clerks in the records division; a decrease in costs from about five years ago when the two full-time positions were held by senior clerks; and

WHEREAS, several months of operation with one full-time and one part-time clerk has shown that the workload and demands of the office, support the creation of a second full-time clerk; and

WHEREAS, the records division has a workload that warrants two full-time clerk positions for the scope of work which includes maintaining all Sheriff's Office records; providing assistance to members of the public at the Law Enforcement Center; assisting with the processing and data entry dealing with the issuance and upkeep of pistol permits; and

WHEREAS, on November 24, 2015 the Public Safety Committee approved the abolishment of the part-time position and the creation of the full-time position; and

WHEREAS, the cost of creating this position has been incorporated into the proposed 2016 Seneca County Sheriff's Office budget; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does grant the abolishment of one part-time clerk position and the creation of one full-time clerk position in the Records Division of the Seneca

County Sheriff's Office. Budget line 103110-51100 of the 2016 proposed budget contains monies for this position.

**ABOLISH FULL-TIME CLERK POSITION IN MEDICAL UNIT AND
CREATE FULL-TIME LICENSED PRACTICAL NURSE POSITION**

RESOLUTION NO. 266-15, moved by Mr. Kaiser, second by Mrs. Garlick Lorenzetti and adopted by 693 ayes and 57 nays (Kubasik).

WHEREAS, the Public Safety Committee on November 24, 2015, approved the abolishment of a Full-time Clerk position in the Correctional Facility Medical Unit and approved the creation of a Full-time Licensed Practical Nurse (LPN) position in the Medical Unit; and

WHEREAS, where it was felt the addition of a Full-time Clerk to the medical unit was needed, after ten months of operation it is clear that the clerk position is extremely limited in usefulness in the medical unit that abolishing said position would be most practical at this time; and

WHEREAS, the creation of a Full-time Licensed Practical Nurse position would provide a professional that could accomplish any of the needed clerk duties yet provide a multitude of services supporting the full-time nurse. Such functions as assisting with medication passes; assisting doctor on the two doctor days each week; taking orders and scheduling appointments with doctor offices, dentists, hospitals, clinics, etc.; discuss patient medical information with other providers as needed on a professional level; and assist in the ongoing training programs for staff in the correctional setting; and

WHEREAS, the establishment of this position would enable the full-time nurse to perform duties that are vital to the facility such as taking doctor orders to be taken off and implemented, sick call and documentation, medication to be ordered and sorted through, health transfers and discharge medication orders, lab values and other outside medical provider data to interpret along with any unplanned medical events that happen at any given time within the correctional facility; and

WHEREAS, the monies involved would be the differences between the full-time clerk we now have (\$26,769) and the salary of a newly created Licensed Practical Nurse position whose salary of \$16.70 per hour (\$34,736 per year) as determined by the SCSEA Collective Bargaining Agreement; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves the abolishment of a clerk's position in the correctional medical unit and the creation of a full-time Licensed Practical Nurse position within the same unit.

**A RESOLUTION TO ADOPT LOCAL LAW 6 of 2015 TO AMEND
LOCAL LAW NUMBER 9 OF 2002 AND LOCAL LAW 3 OF 2015**

RESOLUTION NO. 268-15, moved by Mr. Kaiser, second by Mr. Serven and adopted.

WHEREAS, a resolution was duly adopted by the Board of Supervisors of the County of Seneca directing a Public Hearing to be held by said County on November 10, 2015 at 6:00 p.m. at the Seneca

County Office Building, Waterloo, New York, to hear all interested parties on a proposed Local Law entitled “A Local Law to Amend Local Law 9 of 2002 and Local Law 3 of 2015”; and

WHEREAS, notice of said public hearing was duly advertised in the official newspapers of the County of Seneca; and

WHEREAS, said public hearing was duly held on November 10, 2015 at 6:00 p.m. at the Seneca County Office Building, Waterloo, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Supervisors of the County of Seneca, after due deliberation, finds it in the best interests of the County of Seneca to adopt said Local Law; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors hereby adopts Local Law 6 of 2015 as follows:

SECTION 1, Local Law number 9 of 2002 is amended as follows:

A) In paragraph a of §4 thereof, the sentence “The Director of Emergency Management shall continue to perform the duties of Fire Coordinator, as required by §225-a of the New York State County Law, and any other applicable statutes or regulations.” is repealed.

B) There is added at the conclusion of paragraph a of §4 of said local law, the following sentence: The Director of Emergency Management shall exercise all of the powers and duties of the Director of E-911 as defined in Local Law 3 of 2015.

SECTION 2, Local Law number 3 of 2015 is amended as follows:

A) In §1 thereof, the words “to establish the position of ‘Director of E-911’ is repealed and the words “said Director of E-911” shall be replaced with the words “the Director of Emergency Management” in the final clause of said section.

B) Section 2 thereof shall read as follows: “The title and the position of ‘E-911 Coordinator’ provided for under Local Law 1 of 2007 is abolished. The Director of Emergency Management shall be the head of the E-911 Department, shall perform the duties and exercise the powers enumerated under §3(B) of Local Law 1 of 2007 and shall have the authority to hire and fire any subordinate positions in said Department.”

C) The second sentence under §3 thereof, commencing with the words “The Director of 911 shall be appointed by . . .” is repealed and the third sentence of said Section shall read as follows: “Where in any Local Law of Seneca County, the term “E-911 Coordinator” or “Coordinator of E-911”, it shall be read to mean the Director of Emergency Management.

D) Wherever in said Local Law or in any other Local Law or Resolution of the County, the words “Director of E-911” appear, they shall be read to mean “Director of Emergency Management”.

SECTION 3, The provisions of §3 New York State Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the state for which he or she shall be chosen or within which his or her official functions are required to be exercised, shall not prevent a person

from holding the office of Director of Emergency Management for the County of Seneca, provided that such person resides in Seneca County or in an adjoining county within the state of New York.

SECTION 4, This local law shall take effect immediately upon filing with the Secretary of State in accordance with §27 of the Municipal Home Rule Law.

**SUPERVISORS APPROVE APPLYING FOR THE
2015-16 PUBLIC SAFETY ANSWERING POINT OPERATIONS GRANT**

RESOLUTION NO. 269-15, moved by Mr. Kaiser, second by Mr. Davidson and adopted.

WHEREAS, the New York State Division of Homeland Security & Emergency Services announced the 2015-2016 PSAP Operations Grant on November 13, 2015; and

WHEREAS, the Grant allows for State support to counties for eligible public safety call-taking and dispatching expense; and

WHEREAS, the State support is in the form of reimbursement for operating expenses to the PSAP, including personal services; and

WHEREAS, the enacted state budget for 2015 - 2016 appropriates \$10 million for all those eligible (62 counties); and

WHEREAS, the Public Safety Answering Points Operations Grant is non-competitive and will allocate money by a formula which equitably distributes funding among counties based on quantifiable elements and relevant metrics, with no local match; and

WHEREAS, the application deadline for the Grant is December 11, 2015; and

WHEREAS, the Public Safety Committee approved this resolution on November 24, 2015; now, therefore be it

RESOLVED, the Board of Supervisors approves applying for the 2015 - 2016 Public Safety Answering Point Operations Grant and authorizes the Chairman of the Board of Supervisors to sign all paper work related to the same.

**OPPOSES IESI SENECA MEADOWS - NEW YORK CITY TRASH BY RAIL PROPOSAL
AND INCREASE IN GREENHOUSE GASSES & STENCH**

RESOLUTION NO. 270-15, moved by Mr. Churchill, second by Mrs. Garlick Lorenzetti and adopted.

WHEREAS, this Board unanimously opposed the Seneca Meadows Trash by Rail Proposal in the summer of 2013; and

WHEREAS, the development of a rail spur and transfer station at the Seneca Meadows Landfill will result in significant, negative, long-term impacts on the burgeoning agricultural, recreation and tourism industries of the Finger Lakes which constitute the backbone of our sustainable \$4.2 + billion/year economy; and

WHEREAS, the vast majority of residents in our local communities and the region have expressed a strong and clear desire for Landfill Operations to end rather than increase; and

WHEREAS, none of the affected communities resulting from increased train traffic from NY City and ultimate deposition activities in Seneca Falls were formally invited or had adequate notice to prepare and participate in the NYC Dept. of Sanitation's public hearing which took place on Thursday, October 15; now, therefore be it

WHEREAS, the BOS was under the assumption that Landfill Operations would be ending in 2023 only to be made aware that the Landfill Operation may last another 20 to 30 more years; and

WHEREAS, the increased Greenhouse Gasses and associated stench coming from SMI operations has become unbearable and that 30 more years of living within this stench is deemed unacceptable; and

RESOLVED, that Seneca County joins the City of Geneva and the Town of Geneva, in opposing the proposal to receive NYC Garbage for the next 20-30 years and Board calls on the City of New York to immediately stop with the process of concluding a 20-30 year contract with the IESI Seneca Meadows; and be it further

RESOLVED, that we request our State Representatives to use the full extent of their powers to terminate the efforts of NYC, IESI and FLX Railway to bring Garbage by rail to our Beautiful Finger Lakes Region; and be it further

RESOLVED, that the Seneca County Board of Supervisors immediately seek an experienced law firm to represent the BOS and the taxpayers of Seneca County in all matters regarding the end of SMI Landfill Operations on or before by 2023, the proposed NYC Garbage by Rail Proposal and the 2017 DEC permit; and be it further

RESOLVED, that the Clerk of the Board forward a copy of this action to NYC Mayor Bill De Blasio, NYC Comptroller Scott M. Stringer, NYC Commissioner of Sanitation Kathryn Garcia, Governor Andrew Cuomo, Acting DEC Commissioner Basil Segos, NYS Senator Michael Nozzolio, NYS Assemblyman Brian Kolb, NYS Assemblymen Philip A. Palmesano, Cayuga County BOS, Onondaga County BOS, Ontario County BOS and Wayne County BOS; and be it further

RESOLVED, that this resolution is forwarded to all the Towns and Villages of Seneca County requesting their full support.

Prior to the adoption of Resolution No. 279-16, Supervisor Churchill made a motion, second by Supervisor Garlick Lorenzetti, to amend the resolution by adding text to the title regarding the stench emitting from the landfill; adding text to express strong opposition for the landfill to continue operations beyond 2023 and for thirty more years; and adding text to seek legal counsel regarding the end of landfill operations beyond 2023. Supervisor Lazzaro said getting rid of the landfill doesn't stop garbage. The community needs to focus on recycling so that we minimize garbage and move toward zero waste. He suggested future legislation that would mandate recycling laws.

The motion to amend the resolution was carried with one nay vote from Supervisor Lazzaro, town supervisor elect for Seneca Falls. He said he needed to take office and discuss how the town board feels.

Seneca Falls has a host agreement with the landfill. He felt he could not vote on legal action against Seneca Meadows at this point in time. He needed more information.

**SUPERVISORS CREATE AND AUTHORIZE FILLING POSITION (1) FULL-TIME
COMPUTER/NETWORK SUPPORT TECHNICIAN EFFECTIVE JANUARY 1, 2016 AND
AUTHORIZE THE COUNTY TREASURER TO AMEND THE 2016 TENTATIVE BUDGET**

RESOLUTION NO. 271-15, moved by Mr. Kaiser, second by Mr. Davidson and adopted.

WHEREAS, Seneca County's computer network has grown and continues to grow; and

WHEREAS, the level of maintenance and support necessary in order to keep the computer network, computer systems and software running efficiently twenty-four by seven has increased significantly during the past few years; and

WHEREAS, the Information Technology Committee has approved the creation and hiring of (1) Full-time Computer/Network Support Technician position at its meeting on November 24, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby create and authorize filling (1) Full-time Computer/Network Support Technician position effective January 1, 2016 at an hourly rate as set forth in the CSEA contract; and be it further

RESOLVED, that the County Treasurer is authorized and directed to amend the 2016 Seneca County Budget as follows:

Increase 101680 - 51100 (Salaries - Full time)	\$ 42,472
Increase 101680 - 58100 (Retirement)	\$ 6,796
Increase 101680 - 58300 (FICA)	\$ 2,633
Increase 101680 - 58400 (Workers Compensation)	\$ 849
Increase 101680 - 58600 (Health Insurance)	\$ 17,028
Increase 101680 - 58700 (Medicare)	\$ 616
Increase 109999 - 49999 (Tax Reduction Reserve)	\$ 70,394

**SUPERVISORS AUTHORIZE CHAIRMAN OF THE BOARD TO SIGN LETTER OF INTENT
TO EXTEND CONTRACT WITH MASSACHUSETTS MUTUAL**

RESOLUTION NO. 272-15, moved by Mr. Hayssen, second by Mr. Kubasik and adopted.

WHEREAS, Seneca County is a party to a contract with Massachusetts Mutual to administer a Deferred Compensation Plan on behalf of Seneca County employees; and

WHEREAS, said contract is set to expire on July 25, 2016; and

WHEREAS, Seneca County has the ability to extend said contract for a period of one year; and

WHEREAS, the Personnel Committee determined at its meeting on November 24, 2015 that it is in the best interest of Seneca County employees to extend the contract for one year; and

WHEREAS, it is necessary to sign a letter of intent before December 31, 2015 to extend said contract; now, therefore be it

RESOLVED, the Chairman of the Board of Supervisors is authorized and directed to sign such letter on behalf of the County.

**SUPERVISORS APPROVE 2% INCREASE FOR NON-REPRESENTED EMPLOYEES
EFFECTIVE JANUARY 1, 2016**

RESOLUTION NO. 273-15, moved by Mr. Hayssen, second by Mr. Reynolds and adopted.

WHEREAS, employees that are not represented by a union do not receive a pay increase as a matter of policy; and

WHEREAS, the Seneca County Board of Supervisors supports a 2% increase for these employees; and

WHEREAS, this resolution was approved by the Personnel Committee on November 24, 2015; now, therefore be it

RESOLVED, the Board approves a 2% salary increase effective January 1, 2016 for those employees who are not represented by a union and whose titles are not included on a salary schedule.

Laid on the Table

Supervisor Hayssen introduced a motion to authorize the Chairman of the Board to execute necessary documents in order to acquire for the County, the premises constituting the airfield at the former Seneca Army Depot, together with the surrounding, fineced0-in real property consisting of roughly five hundred acres. Supervisor Churchill offered a second.

Supervisor Garlick Lorenzetti offered a motion, second by Supervisor Lazzaro, to lay the motion on the table for further information and to have time to meet with interested parties to see how they feel about the property. The motion to lay the motion on the table was carried. Supervisors Hayssen and Shipley voted nay.

**BOARD OF SUPERVISORS AUTHORIZE TRANSFER OF FUNDS TO ALLOW
CONSTRUCTION OF A BUILDING TO HOUSE NEW DIESEL FUEL TRUCK AT
FINGER LAKES REGIONAL AIRPORT AND
COUNTY TREASURER AUTHORIZED TO AMEND 2015 BUDGET**

RESOLUTION NO. 274-15, moved by Mr. Hayssen, second by Mr. Davidson and adopted.

WHEREAS, Seneca County recently acquired a new diesel fuel truck for the Finger Lakes Regional Airport in the amount of \$191,540 from funds allocated by a grant through the New York State Department of Transportation; and

WHEREAS, with the winter season approaching, a building is needed to house the fuel truck at the Finger Lakes Regional Airport; and

WHEREAS, there remains funds available within the 2015 Airport Budget for construction of a lean-to building to house the fuel truck; and

WHEREAS, the Seneca County Department of Planning and Community Development received three (3) competitive bids and recommends selection of Hoover's Contracting, 2527 County Road 101A, Seneca Falls, New York, who submitted the lowest bid of \$19,500.00; and

WHEREAS, this resolution has been reviewed and approved by the Planning, Development, Agriculture and Tourism Committee on November 24, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors select Hoover's Contracting, at a price of \$19,500.00 to construct a lean-to building at the Finger Lakes Regional Airport; and be it further

RESOLVED, that the Seneca County Board of Supervisors authorizes the following transfers to fund the construction of a lean-to building to house the new Diesel Fuel Truck:

From Existing Account:	Amount:
305610-54120	\$ 2,000.00
305610-54700	\$ 5,620.00
305610-54220	\$ 5,877.00

To Existing Account:

305610-54330	\$13,497.00
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Balance to be used from previous Capital Project #17323.09 (\$6,003.00)

Total Project \$19,500.00

APPROVE PURCHASE OF A 2016 CHEVY C-1500 REGULAR CAB PICKUP FOR THE WEIGHTS AND MEASURES DEPARTMENT AND AUTHORIZE THE COUNTY TREASURER TO AMEND THE COUNTY BUDGET FY2015

RESOLUTION NO. 275-15, moved by Mr. Davidson, second by Mr. Churchill and adopted.

WHEREAS, the Seneca County Weights & Measures Department's current pickup is in need of replacement; and

WHEREAS, the Department is requesting to purchase a 2016 Chevy C-1500 Regular Cab Pickup from an Onondaga Bid in the amount of \$21,620.00; and

WHEREAS, funds for the purchase of the pickup are available in the FY2015 County Budget Contingencies Account #101990; and

WHEREAS, the purchase was approved by the Government Operations Committee and the Finance, Assessment & Insurance Committees of the Seneca County Board of Supervisors on November 24, 2015; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Seneca County Weights & Measures Director to purchase one (1) 2016 Chevrolet C-1500 Regular Cab

Pickup in the amount of \$21,620.00 with funds appropriated from the FY2015 Seneca County Budget Contingencies Account 101990; and be it further

RESOLVED, the County Treasurer is hereby authorized to transfer \$21,260 from 101990-54700 (Contingencies - Contingency) to 106610-52600 (Weights & Measures - Vehicles).

**SUPERVISORS INTRODUCE PROPOSED LOCAL LAW A OF 2016, ENTITLED
“A LOCAL LAW TO ESTABLISH THE SALARIES OF CERTAIN COUNTY OFFICIALS” AND
SET DATE FOR PUBLIC HEARING**

RESOLUTION NO. 276-15, moved by Mr. Davidson, second by Mr. Kaiser and adopted.

WHEREAS, the Seneca County Board of Supervisors has approved the County Budget for 2016; and

WHEREAS, said 2016 budget includes adjustments in the salaries of certain County Officials; and

WHEREAS, this resolution has been reviewed and approved by the Government Operations Committee at a meeting on November 24, 2015; now, therefore be it

RESOLVED, that proposed Local Law A of 2016 entitled “A Local Law to Establish the Salaries of Certain County Officials”, be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

The salaries of the following County Officers as of January 1, 2016 shall be as indicated opposite their respective titles:

Commissioner of Human Services	\$ 96,905
County Clerk	\$ 64,843
County Highway Superintendent	\$ 73,774
County Treasurer	\$ 82,456
Director of Real Property Tax Services	\$ 49,544
Election Commissioner / Democrat	\$ 53,795
Election Commissioner / Republican	\$ 53,795
Personnel Officer	\$ 63,644
Public Health Director	\$ 85,309

And be it further

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

RESOLVED, that the County Board of Supervisors hold a public hearing on said proposed local law at the Board of Supervisors Room at the Seneca County Office Building, 1 DiPronio Drive, Waterloo, New York at or about 6:00 P.M. on January 12, 2016; and, be it further

RESOLVED, that the Clerk of 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.

Prior to the adoption of Resolution No. 276-15, Supervisor Davidson moved to amend the resolution by inserting the salary information for the Public Health Director.

**SUPERVISORS AMEND THE RULES OF THE BOARD FOR 2016
ORGANIZATION MEETING AND SPECIAL YEAR-END MEETING**

RESOLUTION NO. 277-15, moved by Mr. Davidson, second by Mr. Churchill and adopted.

RESOLVED, that the Seneca County Board of Supervisors does hereby amend the Rules of the Board as follows: Organization Meeting for the year 2016 of the Seneca County Board of Supervisors to be held Tuesday, January 5, 2016 at 5:00 p.m.; and be it further

RESOLVED, that the Seneca County Board of Supervisors does hereby amend the Rules of the Board as follows: A special meeting of the Board of Supervisors shall be held Tuesday, December 29, 2015 at 5:00 p.m.

SUPERVISORS AUTHORIZE AMENDMENT TO RESOLUTION 251-15 SOLICITING BID PROPOSALS AND ACCEPTING BEST VALUE PROPOSAL FOR ONE FOUR-WHEEL DRIVE SPORTS UTILITY VEHICLE THROUGH THE NEW YORK STATE OFFICE OF GENERAL SERVICES VEHICLE MARKETPLACE

RESOLUTION NO. 278-15, moved by Mr. McGreevy, second by Mr. Davidson and adopted.

WHEREAS, Resolution 251-15 authorized the Department of Building and Fire Code Enforcement to purchase a vehicle on the 2015 State Contract; and

WHEREAS, the vehicle is no longer available and the purchase of a similar vehicle is necessary and must be bid through the New York State Office of General Services Vehicle Marketplace; and

WHEREAS, this amendment has been reviewed and approved by the Public Health Committee at the November 24, 2015 meeting; now, therefore be it

RESOLVED, that Resolution 251-15 be amended to authorize the Department of Building and Fire Code Enforcement to solicit bids through the New York State Office of General Services Vehicle Marketplace for one four-wheel drive Sport Utility Vehicle; and be it further

RESOLVED, the Board of Supervisors authorizes and directs the Department of Building and Fire Code Enforcement to accept the best value proposal and make the purchase for one four-wheel drive Sport Utility Vehicle provided that the total cost is not to exceed \$20,991.00 including delivery.

HEALTH DEPARTMENT EXPRESS APPRECIATION TO EACH MEMBER OF THE FINGER LAKES PUBLIC HEALTH ALLIANCE, COUNTY BOARD OF SUPERVISORS/COUNTY LEGISLATURES, AND COUNTY HEALTH DEPARTMENTS

RESOLUTION NO. 279-15, moved by Mr. McGreevy, second by Mr. Davidson and adopted.

WHEREAS, on November 12, 2015 the Seneca County Public Health Department was notified of a positive diagnosis of Hepatitis A in a food service worker in a restaurant located in Seneca County; and

WHEREAS, the Seneca County Health Department determined there was a low risk of transmission of this disease the Health Department was obligated to establish and operate, staff and supply immunization point of distribution clinics offering Hepatitis An and Immune Globulin injections for patrons of this restaurant; and

WHEREAS, the County declared a State of Emergency on November 13, 2015 as the needed response required more resources than the county could provide; and

WHEREAS, through membership in the S2Ay Rural Health Network, the Finger Lakes Public Health Alliance was formed; and

WHEREAS, the Finger Lakes Public Health Alliance has established an Inter-Municipal Agreement between the nine member counties (Schuyler, Steuben, Wayne, Ontario, Yates, Chemung, Livingston, Monroe, and Seneca); and

WHEREAS, the Inter-Municipal Agreement allows each member county to request assets to respond to any declared emergency; and

WHEREAS, each member county provided staff throughout the seven day schedule of clinics to assist in the provision of mass immunizations; and

WHEREAS, over 2,800 individuals received Hepatitis A vaccine or Immune Globulin over a consecutive seven day period; and

WHEREAS, the volunteer and affiliate contributions of the Finger Lakes Public Health Alliance partners were essential to a timely and successful, short notice immunization effort; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors and the Seneca County Health Department would like to thank each Finger Lakes Public Health Alliance member, County Board of Supervisors/County Legislatures, and County Health Departments for responding so readily and expeditiously to assist the residents in Seneca County to help protect the residents from possible transmission of a highly communicable disease; and be it further

RESOLVED, that this resolution be distributed to the following: the Board of Supervisors/County Legislatures and the Directors/Commissioners of the Health Departments in the following Counties: Schuyler, Steuben, Yates, Ontario, Wayne, Chemung, Livingston and Monroe.

A RESOLUTION TO ADOPT LOCAL LAW 7 OF 2015

AMENDING LOCAL LAW NUMBER 2 OF 2006

RESOLUTION NO. 280-15, moved by Mr. McGreevy, second by Mr. Davidson and adopted.

WHEREAS, a resolution was duly adopted by the Board of Supervisors of the County of Seneca directing a Public Hearing to be held by said County on December 8, 2015 at 6:00 p.m. at the Seneca County Office Building, Waterloo, New York, to hear all interested parties on a proposed Local Law entitled "A Local Law to amend Local Law 2 of 2006"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspapers of the County of Seneca; and

WHEREAS, said public hearing has been duly held on December 8, 2015 at 6:00 p.m. at the Seneca County Office Building, Waterloo, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Supervisors of the County of Seneca, after due deliberation, finds it in the best interests of the County of Seneca to adopt said Local Law; now, therefore, be it

RESOLVED, that Local Law 7 of 2015 entitled "A Local Law Amending Local Laws No. 2 of 2006" be and the same is hereby adopted by the Board of Supervisors as follows:

SECTION 1, Local Law number 2 of 2006 is amended as follows:

- A) In §4(b)(1) thereof, the number "144" is substituted for the number "140".
- B) In §4(i) thereof there is inserted following the sentence beginning with the words "A Building Permit that has become invalid . . ." the sentence: "In no event shall a Building Permit be allowed to be renewed more than three times."
- C) Section 9 thereof is amended to read as follows:

SECTION 9 UNSAFE BUILDINGS AND STRUCTURES

Unsafe structures and equipment in this County shall be identified and reviewed. Unsafe structures and equipment that, in his own opinion or upon receipt of information that the structure or equipment may be safely repaired, the Code Enforcement Officer or Building Inspector shall order its repair via the Compliance Order procedure outlined in Section 15 of this Local Law.

In the case of Unsafe structures and equipment which, in the opinion of the Code Enforcement Officer, may not be safely repaired and which 1) is or may become dangerous or unsafe to the general public; (2) is open at the doorways and windows making it accessible to and an object of attraction to minors under eighteen years of age, as well as to vagrants and other trespassers; (3) is or may become a place of rodent infestation; (4) presents any other danger to the health, safety, morals and general welfare of the public; or (5) is unfit for the purposes for which it may lawfully be used, the Code Enforcement Officer or Building Inspector shall cause or make an inspection thereof and report in writing to the Board of Supervisors of the County his findings and recommendations in regard to its demolition and removal in accordance with the procedures established by Local Law Number 4 of 2003, as now in effect or as hereafter amended from time to time.

- D) Section 15(a) thereof is amended to read as follows:

(a) Compliance Orders. The Code Enforcement Officer is authorized to order in writing the remedying of any condition or activity found to exist in, on or about any building, structure, or premises in violation of the Uniform Code, the Energy Code, or this local law.

(1) Notices of Violation. Upon finding conditions or activities that exist in, on or about any building, structure, or premises in violation of the Uniform Code, the Energy Code, or this local law, the Code Enforcement Officer is authorized to issue a Notice of Violation and seek the voluntary compliance by the owner of the property, the owner's agents, or tenants, contractors, subcontractors, construction superintendents, or any other Person taking part or assisting in work being performed at the affected. The Notice of Violation shall (1) be in writing; (2) be dated and signed by the Code Enforcement Officer; (3) specify the condition or activity that violates the

Uniform Code, the Energy Code, or this local law; (4) specify the provision or provisions of the Uniform Code, the Energy Code, or this local law which is/are violated by the specified condition or activity; (5) specify the period of time which the Code Enforcement Officer deems to be reasonably necessary for achieving compliance; (6) direct that compliance be achieved within the specified period of time. Nothing shall prevent the Code Enforcement Officer from also issuing an Order to Remedy requiring remedy or some or all of the found violations of the Uniform Code, the Energy Code, or this local law.

(2) Orders to Remedy. The Code Enforcement Officer is authorized to order in writing the remedying of any condition or activity found to exist in, on or about any building, structure, or premises in violation of the Uniform Code, the Energy Code, or this local law. Nothing shall prevent the Code Enforcement Officer from issuing an Order to Remedy in addition to or instead of a Notice of Violation. Upon finding that any such condition or activity exists, the Code Enforcement Officer shall issue an Order to Remedy in the manner specified in 19 NYCRR Part 1203.5(b). The Order to Remedy shall (1) be in writing; (2) be dated and signed by the Code Enforcement Officer; (3) specify the condition or activity that violates the Uniform Code, the Energy Code, or this local law; (4) specify the provision or provisions of the Uniform Code, the Energy Code, or this local law which is/are violated by the specified condition or activity; (5) specify the date of the Order; (6) direct that the person served with the Order must fully comply with the Order within 30 days of the date of the Order; and (7) include a statement providing notice that full compliance with the Order to Remedy is required by a specified date being thirty (30) days after the date of the Order, that if the person or entity served with this order to remedy fails to comply in full with the Order to remedy within the thirty (30) day period, that person or entity will be subject to a fine of not more than \$1,000 per day of violation, or imprisonment not exceeding one year, or both. The Code Enforcement Officer shall cause the Order to Remedy, or a copy thereof, to be served on the owner of the affected property personally or by certified or registered mail within five (5) days of the date of the Order, together with a true copy of same sent enclosed in a postpaid properly addressed wrapper in a post office or official depository under the exclusive care and custody of the United States Post Office Department to the address listed in the application for the building permit. The Code Enforcement Officer shall be permitted, but not required, to cause the Order to Remedy, or a copy thereof, to be served on any builder, architect, tenant, contractor, subcontractor, construction superintendent, or their agents, or any other Person taking part or assisting in work being performed at the affected property personally or by registered or certified mail, together with a true copy of same sent enclosed in a postpaid properly addressed wrapper in a post office or official depository under the exclusive care and custody of the United States Post Office Department to the address listed in the application for the building permit; provided, however, that failure to serve any Person mentioned in this sentence shall not affect the efficacy of the Order to Remedy.

E) Section 15(b) thereof is amended to read as follows:

(b) Appearance Tickets. The Code Enforcement Officer and each Inspector are authorized to issue appearance tickets for any violation of the Uniform Code, the Energy Code, or this local law.

F) Section 15(c) thereof is amended to read as follows:

(c) Penalties for Violations.

(i) Any person, having been served, either personally or by registered or certified mail, with an Order to Remedy any condition found to exist in, on, or about any building in violation of the Uniform Code, Energy Code, or this local law, who shall fail to comply with such order within the such time period stated in the Order, and any owner, builder, architect, tenant, contractor, subcontractor, construction superintendent or their agents or any other person taking part or assisting in the construction of any building who shall knowingly violate any of the applicable provisions of the Uniform Code, Energy Code, or this local law, shall be guilty of a misdemeanor as defined by New York State Penal Law §10.00 and subject to a fine defined by New York State Executive Law § 382(2), that being a fine of not more than one thousand dollars per day of violation, or imprisonment not exceeding one year, or both. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions as provided in this law, nor appropriate civil action to remedy or restrain the violation of any provision of this law, nor any civil action to collect any fine imposed.

(ii) In addition to those penalties proscribed by State law, any Person who violates any provision of the Uniform Code, the Energy Code or this local law, or any term or condition of any Building Permit, Certificate of Compliance, Temporary Certificate, Stop Work Order, Operating Permit or other notice or order issued by the Code Enforcement Officer pursuant to any provision of this local law, shall be liable to a civil penalty of not more than \$200 for each day or part thereof during which such violation continues. The civil penalties provided by this subdivision shall be recoverable in an action instituted in the name of this County.

G) In §15(d) thereof, the words “Notice of Violation, Order to Remedy,” are inserted in the first sentence thereof between the words “. . . Stop Work Order, Operating Permit,” and the words “or other notice or order . . .” and in the second sentence between the words “. . . any Stop Work Order,” and the words “or other order . . .” and the sentence “No action or proceeding described in this subdivision shall be commenced without the appropriate authorization from the Board of Supervisors of this County.” Is deleted therefrom.

H) In §15(e) thereof, the number “382” is substituted for the number “381”.

SECTION 2, This local law shall take effect immediately upon filing with the Secretary of State in accordance with §27 of the Municipal Home Rule Law.

BOARD OF SUPERVISORS ADOPTS 2016 COUNTY BUDGET

RESOLUTION NO. 281-15, moved by Mr. Prouty, second by Mr. Davidson and adopted by 434 ayes (Prouty, Davidson, Garlick Lorenzetti, Earle, Churchill, McGreevy, Hayssen, Westfall) and 316 nays (Reynolds, Serven, Kaiser, Lazzaro, Shipley, Kubasik).

WHEREAS, the heads of Seneca County departments have made their estimates of revenues and expenditures for Fiscal Year 2016; and

WHEREAS, the Proposed 2016 Seneca County Budget has been duly filed and presented to the Board of Supervisors by the budget officer and a duly advertised public hearing has been held on December 8, 2015; now, therefore be it

RESOLVED, that pursuant to Section 269 of the County Law, said proposed budget, as changed altered, revised and amended, be and hereby is adopted as the budget for Seneca County for the year 2016; and be it further

RESOLVED, that the several amounts specified in the 2016 County Budget be and hereby are appropriated for the objects and purposes enumerated therein.

Prior to the adoption of Resolution No. 281-16, discussion focused on adopting the budget with the salary increase for the supervisors. The salary for thirteen members of the board of supervisors is set at \$12,500 each (\$2,248 increase in salary in over eight years). The salary for the chairman of the board of supervisors is set at \$16,210 (an increase of \$2,248 in over eight years). Supervisor Serven objected to the salary increase, and said he would be voting nay. Supervisors Shipley and Reynolds agreed. Supervisor Reynolds said the raises for us are too big when we are giving 2 percent raises to others and we can't reach agreement with the corrections officers union. Supervisor Kaiser said the increase was too much and the salaries should be increase a little each year.

Special Order of the Day

As there was no unfinished business and no new business, the meeting adjourned at 7:43 p.m.