

Seneca County
Board of Supervisors
Year End Meeting
December 29, 2015 at 5:00 p.m.

Call to Order

Chairman Earle called the meeting to order at 5:03 p.m.

Roll Call of Members by the Clerk

All members of the board answered roll call.

Pledge of Allegiance and Moment of Silence

Approval of Meeting Minutes

Meeting minutes for December 8 board meeting were approved.

Communications

118. A copy of the Seneca County Sheriff 2014 Annual Report.
119. A copy of the Seneca County Board of Health December 16, 2015 meeting minutes.
120. A copy of the first newsletter from New York State Safe Kids, a grassroots coalition of Safe Kids Worldwide dedicated to preventing injuries in children.
121. From John T. Sheppard, County Manager, Seneca County, a letter dated December 9, 2015 declaring residency in Seneca County, having moved from Ontario County, effective immediately.
122. A copy of the adopted budget for Seneca County Fiscal Year 2016.
123. From William G. Karlsen, a copy of an article from the Rapid City Journal (*September 18, 2015*), titled, "Feds to pay \$940M to settle Tribal claims", for a decades-old claim by hundreds of Native American tribes that the government failed to adequately compensate tribes while they managed education, law enforcement and other federal services. Referred to the Chairman of the Indian Affairs Standing Committee.
124. A copy of Resolution No. 503-2015, "Resolution Opposing the New York State Labor Commissioner's order to Raise the Minimum Wage to \$15 an hour for Employees of Fast-Food Chain Restaurants in New York". Referred to the Personnel Standing Committee.

RESOLUTIONS & MOTIONS

**CONTINUING SUPPORT RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SENECA, NEW YORK WITH RESPECT TO LAGO RESORT & CASINO, LLC IN
THE TOWN OF TYRE, SENECA COUNTY**

RESOLUTION NO. 282-15, moved by Mr. Shipley, second by Mr. Davidson and adopted.

WHEREAS, the New York State Legislature passed the Upstate New York Gaming Act in the Fall of 2013 ("2013 Gaming Act") and by statewide voter referendum on November 5, 2013, the electorate

approved a constitutional amendment to permit "Class 3", or what is considered full casino gaming operations; and

WHEREAS, the 2013 Gaming Act called for establishing "four destination resort casinos in upstate New York" through a competitive process whereby up to four (4) gaming licenses will be awarded in what was identified as Region 1 (Catskill Region - Colombia, Delaware, Dutchess, Greene, Orange, Sullivan and Ulster Counties), Region 2 (Capital Region - Albany, Fulton, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie and Washington Counties), and Region 5 (Upstate Region - Broome, Seneca, Tioga, Tompkins Counties and portions of Chemung, Schuyler and Wayne east of State Route 14); and

WHEREAS, on December 17, 2014, the Facility Location Board unanimously recommended that the Region 5 Gaming License be issued to the Lago Resort & Casino, LLC proposal to develop and operate a \$425mm destination resort casino at the northeast intersection of NYS Route 414 and the New York State Thruway featuring a casino, hotel, spa, as well as dining and entertainment with 1,200 construction jobs and 1,800 permanent jobs with a \$50 million annual payroll; and

WHEREAS, on December 21, 2015 the Gaming Commission found that the Gaming Act had been complied with and awarded a gaming license to Lago Resort & Casino, LLC; and

WHEREAS, the Fourth Department Appellate Division determined that the Town of Tyre needs to re-adopt their SEQRA findings to address what the court identified as a technical and procedural concern and since that time the Town of Tyre has taken the time to review anew the SEQRA process and issued a negative declaration; and

WHEREAS, litigants challenging the Casino Project are funded by parties with interests outside of Seneca County (Finger Lakes Raceway owned by Delaware North out of Buffalo and the Oneida Nation/Turning Stone from Oneida County) and have no obligation to Seneca County or its residents and

WHEREAS, Indian Gaming operations have enjoyed over 20 years without payments to state or local governments yet now voluntarily pay over \$50,000,000 per year to counties east of Seneca County without benefit to Seneca County and are now pursuing retail and other developments that will negatively impact Seneca County; and

WHEREAS, the Seneca County Board of Supervisors desires to show support for the Lago Resort & Casino LLC project, to encourage this development so as to provide job opportunities for residents of the County and to maximize revenue opportunities for the schools in the County; now, therefore, be it

RESOLVED, that the Seneca County Board of Supervisors, through Resolution 49-14 and Resolutions 157-15 and 175-15 unanimously supported the Lago Resort & Casino and many Towns within the County of Seneca And the Seneca County Chamber all joined in their support and today we want to reaffirm our unwavering support for development of the Lago Resort & Casino in the Town of Tyre,

Seneca County and call on the petitioners to stand down so development of Lago Resort & Casino can proceed without further delay - enough is enough; and be it further

RESOLVED, we renew our call for a Gaming Corridor Marketing effort, bringing together those companies involved in gaming and those communities with their economy and tax base now relying or will be relying on gaming revenues, to find mutually beneficial ways to promote upstate tourism and upstate gaming from Albany to Buffalo, Chautauqua to Sullivan County and from the Counties of Broome and Tioga all the way to the Canadian border - it is time to stop spending money on lawsuits and to start turning efforts to marketing the great Upstate New York area. This resolution shall take effect immediately.

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

RESOLUTION NO. 283-15, moved by Mr. Prouty, second by Mr. Reynolds 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 December 22, 2015; now, therefore be it

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

PUBLIC HEALTH ADMINISTRATION

Decrease:	101990-54700 (Contingencies-Contingency)	29,460.58
Increase:	104010-54706 (PHCP)	29,460.58

PUBLIC HEALTH PRESCHOOL

Decrease:	104149-54700 (Contractual)	11,500
Increase:	104149-54441 (Transportation)	11,500

WATER & SEWER DEPARTMENT

Decrease:	318310-54141(Purchase of Water)	4,534.10
Increase:	318310-52600 (Equipment Vehicles)	4,534.10

LEVY COUNTY TAXES

RESOLUTION NO. 284-15, moved by Mr. Prouty, second by Mr. Kubasik and adopted.

WHEREAS, the County tax levy for the year 2016 in the amount of \$9,490,528.00 has been adopted by the Board of Supervisors; and

WHEREAS, this amount has been apportioned to the several towns; now, therefore be it

RESOLVED, that there be assessed, levied and collected from the various Towns, the following amounts which are to be paid to the Seneca County Treasurer:

Covert	\$	975,544.47
Fayette	\$	1,527,469.13

Junius	\$	353,354.98
Lodi	\$	583,711.52
Ovid	\$	752,576.67
Romulus	\$	749,537.35
Seneca Falls	\$	2,229,443.46
Tyre	\$	289,987.40
Varick	\$	769,645.85
Waterloo	\$	1,259,257.16
Total	\$	9,490,528.00

LEVY TOWN TAXES

RESOLUTION NO. 285-15, moved by Mr. Prouty, second by Mr. Kubasik and adopted.

WHEREAS, there has been presented to the Board of Supervisors a duly certified copy of the annual budget of each of the several towns in the County of Seneca for the fiscal year beginning January 1, 2016; now, therefore be it

RESOLVED, that there be assessed, levied and collected from the various taxable property situated in the following towns outside of incorporated villages wholly or partially therein, amounts indicated below for Highway Item I and General purposes as specified in the amount for the respective Towns:

Town	Item I	General
Covert	\$ 203,261.00	
Fayette	\$ 438,270.00	
Junius	\$ 218,000.00	
Lodi	\$ 393,748.00	\$ 2,821.00
Ovid	\$ 540,320.00	\$ 3,352.00
Romulus	\$ 323,500.00	\$ 9,534.00
Seneca Falls	\$ 626,962.00	
Tyre	\$ 270,684.00	
Varick	\$ 167,120.20	
Waterloo	\$ 175,550.00	\$ 60,130.00

And be it further

RESOLVED, that there be assessed, levied and collected from the real property liable therefore, within the respective fire and other special districts in the following Towns, the amounts indicated below as specified in the budget of the respective Towns:

Town	Special District	Amount
Covert	Trumansburg Fire	\$ 44,613.95

	Interlaken Fire	\$	67,213.00
	South Seneca Ambulance	\$	0
Fayette	Fayette Varick Fire	\$	60,805.00
	Fayette-Seneca Lake Fire Protection #1	\$	32,000.00
	Fayette-Seneca Lake Fire Protection #2	\$	33,000.00
	Varick Volunteer Fire	\$	39,655.00
	Fayette Water District #5	\$	33,530.00
	Canoga Fire Protection	\$	75,813.00
	Canoga Light District	\$	1,617.00
	Fayette-Varick Light	\$	1,473.00
	Fayette Water Dist. #1 Ext.	\$	20,400.00
	Co. House Rd./Rt. 96 Water	\$	40,900.00
	Cayuga Lake Water Dist #3	\$	52,932.00
	Fayette Water Dist. #7	\$	4,046.00
	Water/Sewer Relevies	\$	16,989.50
Junius	Junius Fire Protect	\$	93,700.00
	Junius Water District	\$	31,390.00
	Junius Water Dist. #2	\$	9,952.00
	Water/Sewer Relevies	\$	3,541.02
Lodi	Ovid-Lodi Fire	\$	117,845.00
	South Seneca Ambulance	\$	55,174.00
	Water/Sewer Relevies	\$	0
Ovid	Ovid-Lodi Fire	\$	12,800.79
	Ovid-Romulus Fire	\$	81,544.00
	Ovid-Interlaken Fire	\$	37,978.50
	South Seneca Ambulance	\$	74,421.95
	Water/Sewer Relevies	\$	5,711.52
Romulus	Ovid-Romulus Fire	\$	122,446.00
	Varick Volunteer Fire	\$	3,375.00
	Romulus-Varick Fire	\$	64,332.00
	Willard Light District	\$	5,980.00
	Hayts Corners Light	\$	745.00
	Romulus-Varick Light	\$	3,795.00
	Spring Light	\$	4,990.00
	Lakeshore Light	\$	2,895.00

	Willard Water & Sewer Ext.	\$	0
	Romulus Sewage District #1	\$	3,813.00
	South Seneca Ambulance	\$	64,324.00
	Water/Sewer Relevies	\$	7,201.87
Seneca Falls	Town Retire OBLG	\$	15,505.00
	Village Retire OBLG	\$	145,000.00
	Village Bond Debt	\$	0
	Seneca Falls Fire	\$	422,900.00
	Bridgeport Area Water Dist	\$	11,155.00
	Seneca Falls Refuse Dist	\$	252,535.00
	Bridgeport Sewage Dist	\$	90,000.00
	Seneca Falls West Sewer	\$	0
	Water/Sewer Relevies	\$	313,363.34
Tyre	Tyre Fire Prot Dist.	\$	107,958.00
	Tyre Water District #1	\$	16,735.00
	Water/Sewer Relevies	\$	2,098.16
Varick	Fayette-Varick Fire	\$	77,387.00
	Varick Volunteer Fire	\$	79,097.00
	Romulus-Varick Fire Prot	\$	56,396.00
	Romulus-Varick Light	\$	3,200.00
	Fayette-Varick Light	\$	1,300.00
	Varick Sewage District #1	\$	2903.76
	Seneca Lake Water Dist.	\$	44,656.00
	Seneca Lake Sewer Dist. #2	\$	59,000.00
	South Seneca Ambulance	\$	46,080.00
	Varick Water District #3	\$	25,194.00
	Varick Water District #4	\$	61,021.00
	Water/Sewer Relevies	\$	26,038.80
Waterloo	Border City Fire	\$	162,477.31
	Waterloo Fire Prot	\$	76,000.00
	Border City Light	\$	26,000.00
	Waterloo Drainage	\$	120.00
	Border City Sewage Dist	\$	0
	5 & 20 Sewer District	\$	98,290.00
	Waterloo Hydrant	\$	3,750.00

Border City Water	\$	0
Burgess Rd Water	\$	0
Water/Sewer Relevies	\$	70,999.78

And be it further

RESOLVED, that the amounts to be raised by tax for all other purposes specified in the budget presented to this Board shall be and are hereby assessed, levied and to be collected from the taxable property in the Towns listed below except as otherwise provided by law:

Town	General	All Others
Covert	\$ 299,738.00	\$ 211,735.00
Fayette	\$ 290,730.00	\$ 276,166.00
Junius	\$ 68,654.00	\$
Lodi	\$ 171,526.00	\$ 213,754.00
Ovid	\$ 180,700.00	\$ 48,239.00
Romulus	\$ 295,800.00	\$
Seneca Falls	\$ 1,427,069.00	\$
Tyre	\$ 273,209.00	\$
Varick	\$ 125,138.95	\$
Waterloo	\$ 435,465.00	\$ 172,350.00

And be it further

RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the respective Towns in the amounts shown by this resolution for distribution by them in the manner prescribed by law.

LEVY RETURNED VILLAGE TAXES

RESOLUTION NO. 286-15, moved by Mr. Prouty, second by Mr. Kaiser and adopted.

RESOLVED, that there be assessed, levied and collected from the various Towns, the following 2015 returned village taxes and when collected, to be paid to the County Treasurer:

Town of Covert	\$	21,656.65
Town of Fayette	\$	36,311.74
Town of Lodi	\$	12,386.80
Town of Ovid	\$	39,625.71
Town of Romulus	\$	2,433.30
Town of Waterloo	\$	184,079.53
Totals:	\$	296,493.73

LEVY RETURNED SCHOOL TAXES

RESOLUTION NO. 287-15, moved by Mr. Prouty, second by Mr. Davidson and adopted.

RESOLVED, that there be assessed, levied and collected from the various Towns, the following school taxes for the year 2015 and when collected, to be paid to the County Treasurer:

Covert	\$	196,459.24
Fayette	\$	323,274.16
Junius	\$	92,491.68
Lodi	\$	175,917.71
Ovid	\$	149,002.19
Romulus	\$	199,491.44
Seneca Falls	\$	808,445.61
Tyre	\$	68,033.49
Varick	\$	178,694.64
Waterloo	\$	394,909.49
Total	\$	2,586,719.65

DEBITS AND CREDITS

RESOLUTION NO. 288-15, moved by Mr. Prouty, second by Mr. Kaiser and adopted.

WHEREAS, due to errors and audit adjustments on the 2015 tax rolls, corrections must be made to adjust the 2016 tax levy; now, therefore be it

RESOLVED, that the following towns be charged as follows, thus increasing their share of the 2016 County General tax:

Covert	0.00
Fayette	\$ 706.57
Junius	0.00
Lodi	0.00
Ovid	0.00
Romulus	0.00
Seneca Falls	0.00
Tyre	0.00
Varick	0.00
Waterloo	0.00
Total	\$ 706.57

RATIFY TAX ROLLS

RESOLUTION NO. 289-15, moved by Mr. Prouty, second by Mr. Reynolds and adopted.

RESOLVED, that the taxes as extended on the rolls of the several towns are hereby approved and the collectors are directed to collect the same on the warrants as signed by the Chairman and the Clerk of the Board of Supervisors.

AUTHORIZATION TO CORRECT & REFUND TAXES TO COUNTY TREASURER

RESOLUTION NO. 290-15, moved by Mr. Prouty, second by Mr. Serven and adopted.

WHEREAS, Section 554(9) & 556(8) of the Real Property Tax Law authorizes the tax levying body such as the Seneca County Board of Supervisors to delegate its authority to the County Treasurer to correct errors and refund taxes, as provided by Section 554(1-8) and 556(1-7) of said law; and

WHEREAS, it would be in the best interest of the Board of Supervisors and taxpayers of Seneca County to delegate the refunding authority to expedite the corrective refund process; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors delegates the authority to correct and refund taxes pursuant to Section 554 and Section 556 of the Real Property Tax Law to the County Treasurer for the fiscal year 2016 where said applications are for \$2,500.00 or less.

**COUNTY TREASURER AUTHORIZED TO PAY MOTOROLA SOLUTIONS, INC. FOR
UPGRADE TO SENECA COUNTY SAFETY RADIO NETWORK**

RESOLUTION NO. 291-15, moved by Mr. Kaiser, second by Mr. Hayssen and adopted by 630 ayes and 57 nays (Shipley).

WHEREAS, Seneca County contracted with Motorola Solutions, Inc. through New York State Office of General Services contract program to upgrade Seneca County's radio equipment to better facilitate interregional radio communication; and

WHEREAS, funding for this project is through New York State Division of Homeland Security and Emergency Services (DHSES) 2013 Statewide Interoperable Communications grant program; and

WHEREAS, Motorola Solutions, Inc. has provided sufficient documentation required for payment by Seneca County and reimbursement to Seneca County by DHSES for services to date; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the county treasurer to pay Motorola \$2,106,396.46 from Seneca County 2015 budget account line 803640-52000 (Capital Project-Radio Project).

Special Order of the Day

The meeting adjourned at 6:33 p.m.