

**TENTATIVE AGENDA**

**SENECA COUNTY  
BOARD OF SUPERVISORS  
REGULAR MEETING**

**SEPTEMBER 8, 2020**

**1. CALL TO ORDER**

**2. ROLL CALL OF MEMBERS BY THE CLERK**

**3. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

- 4. PUBLIC HEARING NOTICE OF PUBLIC HEARING** to receive comments on proposed Local Law B of 2020, titled, "A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C". Section 1. Legislative Intent. It is the intent of this local law to allow the County of Seneca to adopt a budget for the fiscal year commencing January 1, 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-C. Section 2. Authority. This local law is adopted pursuant to Subdivision 5 of General Municipal Law §3-C, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body. Section 3. Tax Levy Limit Override. The County Board of Seneca, County is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2021 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-C. Section 4. Severability. If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered. Section 5. Effective date. This local law shall take effect immediately upon filing with the Secretary of State.

**5. PRESENTATIONS**

**6. PETITIONERS**

- a) Valerie Licari-McIntyre, Organizer, Casinos Stand United, a grass roots group representing the out of work essential workers from all the non-Native American casinos in NYS.

**7. OPEN PRIVILEGE OF THE FLOOR**

**8. APPROVAL OF MEETING MINUTES**

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**9. REPORTS OF STANDING COMMITTEES**

**10. REPORTS OF SPECIAL COMMITTEES**

**11. CHAIRMAN'S REMARKS**

**12. COUNTY MANAGER'S REMARKS**

**13. COUNTY ATTORNEY'S REMARKS**

**14. COMMUNICATIONS:**

83. From Barbara J. Hazard, Interlaken, NY, a letter dated August 25, 2020, suggesting that a county local law be created to monitor the short term rentals / summer rentals in an effort to protect the property of our permanent residents of Seneca County.

84. From Danielle Searing, an email dated August 25, 2020, thanking the Board of Supervisors for their service, and informing them she will be praying for them and the decisions they have to make at their August 25, 2020 meeting.

85. A copy of an email from Nancy Bromka to Supervisor Enslow dated August 24, 2020, thanking him for the stand he took at the July 28 board meeting by not wearing a mask, and supporting those who are against the governors mandates regarding COVID-19.

86. Emails from Seneca County residents, expressing support for or opposition to wearing masks and social distancing to prevent the spread of COVID-19 virus as required under Governor Cuomo's Executive Orders.

87. From NYS Homeland Security and Emergency Services, notification Seneca County being awarded \$17,977 under the FY2020 Emergency Management Performance Grant (EMPG) for October 1, 2019 through September 30, 2022.

88. From NYS Department of Transportation notification dated August 3, 2020 that NYS DOT has recently processed a quarterly payment under the Statewide Mass Transportation Operating Assistance (STOA) program (\$781,900 reimbursed to Seneca County; \$5,004.16 required local match). Copies forwarded to County Manager and Finance Director.

89. A copy of the Finger Lakes Airport Advisory Committee June 10, 2020 meeting minutes.

90. A copy of the Seneca County IDA July 2, 2020 meeting minutes.

91. A copy of the Seneca County Planning Board August 13, 2020 meeting minutes.

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92. A copy of the Seneca County Sheriff's Office Monthly Snapshot for July 2020.

93. A copy of the Inter-County Association of Western New York June 19, 2020 and July 27, 2020 meeting minutes.

94. A copy of Cattaraugus County Act No. 310-2020, and a copy of Green County Resolution No. 213-20, "Opposing Governor Cuomo's Executive Order 202.52 Requiring Businesses Licensed by the State Liquor Authority to serve an alcoholic Beverage only if such Alcoholic Beverage is Accompanied by a Food Item."

95. A copy of Cattaraugus County Act No. 311-2020, "Supporting Amendment to Electronic Equipment Recycling and Refuse Act".

96. A copy of Greene County Resolution No. 214-20, "Urging Governor Cuomo to sign State Legislative Bill A.9952B/S.7880B to Prohibit the Incineration of Firefighting Foam Containing Per- and Poly-Fluoroalkyl Substances in Cohoes.

**RESOLUTIONS & MOTIONS**



**FINANCE, ASSESSMENT & INSURANCE #15  
SUPERVISOR REYNOLDS**

**BOARD OF SUPERVISORS AUTHORIZES AMENDMENTS TO  
2020 SENECA COUNTY BUDGET**

WHEREAS, amendments to the 2020 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 & Insurance Standing Committee at its meeting on August 25, 2020; now, therefore be it

RESOLVED, that the Board of Supervisors authorizes the following amendments to the 2020 Seneca County Budget:

Line Item	Description	Increase/(Decrease)	Revenue/Expenditure	\$\$
<b>Note 1: Sheriff &amp; LEC Budget adjustments</b>				
103150 51300	Salaries Overtime	Increase	Expenditure	\$245,000
103113 51200	Salaries Part Time	Increase	Expenditure	\$32,000
103113 51300	Overtime	Increase	Expenditure	\$41,000
103113 51100	Salaries Full Time	Decrease	Expenditure	\$73,000
103150 54520	Food Supplies Exp	Increase	Expenditure	\$34,000
103150 54380	Other Fees & Services	Decrease	Expenditure	\$34,000
103113 52600	Sheriff Vehicles	Decrease	Expenditure	\$30,000
103151 54350	Medical Expense	Decrease	Expenditure	\$65,000
103150 51200	Salaries Part Time	Decrease	Expenditure	\$90,000
101990 54700	Contingency	Decrease	Expenditure	\$60,000
<b>Note 2: Water Salary &amp; Fringe Benefits Adjustment</b>				
318310 51100	Salaries	Increase	Expenditure	\$19,500
318310 52100	Office Furniture	Decrease	Expenditure	\$1,000
318310 54140	Utilities	Decrease	Expenditure	\$18,500
318310 58100	Retirement	Increase	Expenditure	\$4,400
318310 58600	Health Insurance	Increase	Expenditure	\$7,700
318310 54220	Repairs & Maintenance	Decrease	Expenditure	\$12,100
<b>Note 3: Workers Comp Budget Adjustment</b>				
601720 42701	Refund Prior Yr Exp	Increase	Revenue	\$3,918
601720 54100	Benefits & Awards	Increase	Expenditure	\$103,918
601720 54110	Long Term Indemnity	Decrease	Expenditure	\$50,000
601720 54210	Long Term Medical	Decrease	Expenditure	\$50,000
<b>Note 4: Balsley Road Capital Project Adjustment</b>				
805113 52000 BLSRD	Construction	Decrease	Expenditure	\$181,502
805113 54341 BLSRD	Engineering Fees	Increase	Expenditure	\$181,502
<b>Note 5: Highway Road Construction Budget Adjustment</b>				
405112 52000	Construction	Decrease	Expenditure	\$31,700
405112 54201	County Machinery Rent	Increase	Expenditure	\$31,700

**RESOLUTION AUTHORIZING ADOPTION BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SENECA  
OF LOCAL LAW NO. 2 OF 2020, "A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN  
GENERAL MUNICIPAL LAW §3-C"**

WHEREAS, a resolution was duly adopted by the Board of Supervisors of the County of Seneca for a Public Hearing to be held by said County on September 8, 2020, at or about 6:00 p.m. at the Seneca County Office Building, One DiPronio Drive, Waterloo, NY 13165, to hear all interested parties on proposed Local Law entitled "A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-C"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper(s) of the County of Seneca; and

WHEREAS, said public hearing was duly held on September 8, 2020 at or about 6:00 pm at the Seneca County Office Building, One DiPronio Drive, Waterloo, NY 13165; 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 Board of Supervisors of the County of Seneca hereby adopts said Local Law 2" of 2020 entitled, "A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-C" to read substantially as follows:

Section 1. Legislative Intent. It is the intent of this local law to allow the County of Seneca to adopt a budget for the fiscal year commencing January 1, 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-C.

Section 2. Authority. This local law is adopted pursuant to Subdivision 5 of General Municipal Law §3-C, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override. The County Board of Seneca, County is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2021 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-C.

Section 4. Severability. If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date. This local law shall take effect immediately upon filing with the Secretary of State.

**AUTHORIZE CONTRACT EXTENSION FOR PUBLIC DEFENSE CASE MANAGEMENT SYSTEM  
MAINTENANCE AND SOFTWARE SUPPORT WITH NYS DEFENDERS ASSOCIATION, INC.**

WHEREAS, the Seneca County Public Defender's Office has had a contract with New York State Defenders Association for case management system maintenance and software support since 2005; and

WHEREAS, this contract will expire October 4, 2020 unless a one year extension is approved; and

WHEREAS, the cost of the contract renewal is \$1,000.00; and

WHEREAS, funding is available for this contract renewal in budget line 101170-54221; and

WHEREAS, this resolution has been reviewed and approved by the Public Safety Committee at its August 25, 2020 meeting; now, therefore be it

RESOLVED, that the Chairman of the Seneca County Board of Supervisors is hereby authorized and directed to sign any and all documents necessary to extend the contract for Public Defense Case Management System Maintenance and Software Agreement between Seneca County Public Defender's Office and the New York State Defenders Association, subject to approval of the Seneca County Attorney.

**AUTHORIZE PURCHASE AND INSTALLATION OF SECURITY CAMERAS FOR SENECA COUNTY PUBLIC  
SAFETY RADIO TOWER SITES AND 911 SERVER ROOMS**

WHEREAS, the Seneca County Emergency Management Office has received a proposal from Day Automation for the purchase and installation of security cameras at four tower sites, the Main 911 Center server room, and the Backup 911 server room; and

WHEREAS, the amount of criminal activity and copper thefts at radio tower sites across the country continues to increase; and

WHEREAS, the cost of this proposal is \$59,776.09, and funding is available in the 2019-2020 Statewide Interoperable Communications Grant; and

WHEREAS, there are no recurring maintenance fees and all cameras have a (5) five year warranty; and

WHEREAS, Day Automation Systems has prepared this proposal in strict accordance with the requirements of their NYS OGS contract PT-68783; and

WHEREAS, this resolution was approved by the Public Safety Standing Committee on August 25, 2020; now, therefore be it

RESOLVED, that the Board of Supervisors does hereby authorize the Emergency Management Office to purchase and install security cameras for a total cost of \$59,776.09.

**BOARD OF SUPERVISORS AUTHORIZE UPDATED CORONER AND RELATED SERVICE RATES**

WHEREAS, Seneca County has a Compensation Rate Schedule for Coroner, Autopsy and related services; and

WHEREAS, the current schedule has not be updated in several years and;

WHEREAS, the Board of Supervisors recognizes the need to update the schedule in certain areas; and

WHEREAS, the Public Safety Committee reviewed and approved this Resolution on August 25, 2020; and now, therefore be it

RESOLVED, the Board of Supervisors authorizes amending the Autopsy Rate to \$700 and the Transport Rate to \$350 effective immediately.



**BOARD OF SUPERVISORS APPROVES WAIVER TO HIRING FREEZE TO REFILL  
TEMPORARY AGING SERVICES AIDE (HEAP) POSITION**

WHEREAS, the Director of Office for Aging is seeking a waiver to the Hiring Freeze Policy in order to refill the position for a Temporary Aging Services Aide (HEAP); and

WHEREAS, the Personnel Standing Committee met on August 25, 2020 and approved this resolution; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the request submitted by the Director of Office for Aging to waive the Hiring Freeze Policy in order to refill one (1) vacant position for a Temporary Aging Services Aide (HEAP).

**BOARD OF SUPERVISORS APPROVES WAIVER TO HIRING FREEZE  
TO REFILL SOCIAL WELFARE EXAMINER POSITION**

WHEREAS, the Commissioner of Human Services is seeking a waiver to the Hiring Freeze Policy in order to refill the position for a Full-time Social Welfare Examiner; and

WHEREAS, the Personnel Standing Committee met on August 25, 2020 and approved this resolution; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the request submitted by the Commissioner of Human Services to waive the Hiring Freeze Policy in order to refill one (1) vacant position for a Social Welfare Examiner.

**BOARD OF SUPERVISORS APPROVES WAIVER TO HIRING FREEZE  
TO REFILL A TEMPORARY SOCIAL WELFARE EXAMINER (HEAP) POSITION**

WHEREAS, the Commissioner of Human Services is seeking a waiver to the Hiring Freeze Policy in order to refill the position for a Temporary Social Welfare Examiner (HEAP); and

WHEREAS, the Personnel Standing Committee met on August 25, 2020 and approved this resolution; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the request submitted by the Commissioner of Human Services to waive the Hiring Freeze Policy in order to refill one (1) vacant position for a Temporary Social Welfare Examiner (HEAP).

**AUTHORIZE CREATION AND FILLING OF TWO POSITIONS FOR JAIL PHYSICIAN (PT)**

WHEREAS, the Sheriff's Department is mandated to have an on-site Physician to Hold a New York State License to practice medicine as a Doctor in order to examine inmates, diagnose ailments and prescribe treatment and medications, consult with nursing staff as to medications and treatment required for inmates, arrange for and as required, participate in specialty consultations and maintain medical records and prepare reports as required; and

WHEREAS, the Sheriff received notification from the Finger Lakes Medical Group that their contract for Physicians will cancel by September 15, 2020 as they will no longer be providing the services previously rendered; and

WHEREAS, the Sheriff and Personnel Officer have spoken with the current Physician that works with Seneca County Sheriff's Department under the current contract and she is willing and able to continue services with Seneca County; and

WHEREAS, the allocated cost of these services is currently \$70,000 per year; and

WHEREAS, the Sheriff is requesting that we hire two (2) Jail Physicians on a Part-time basis in order to ensure coverage throughout the year with both salary lines not to exceed a total of \$70,000 per year; and

WHEREAS, the Vacancy Committee has reviewed and approved the creation and filling of the two (2) Jail Physician (PT) positions on August 25, 2020; and

WHEREAS, the Personnel Committee approved this resolution on August 25, 2020; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the creation and filling of two positions for Jail Physician (PT); and be it further

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

**ACCEPT GRANT AWARD AND AUTHORIZE CONTRACTS TO RECEIVE  
EPIDEMIOLOGY AND LABORATORY CAPACITY (ELC) COVID-19 FUNDING**

WHEREAS, the New York State Department of Health has awarded the Seneca County Health Department additional funding to assist with the COVID-19 response efforts; and

WHEREAS, the Epidemiology and Laboratory Capacity (ELC) COVID- 19 Enhanced Detection Grant is to be used to enhance detection, surveillance and prevention of COVID-19; and

WHEREAS, the majority of this funding is to be used to increase staffing capacity to conduct rapid and complete case and contact investigations and to report data; and

WHEREAS, the grant period is July 1, 2020 through June 30, 2022 and is in the amount of \$1,202,384; and

WHEREAS the grant allows only \$151,788 of the funding to be available in the first year of the contract; and

WHEREAS, the Public Health Services Standing Committee reviewed and approved this resolution at their August 25, 2020 meeting; now, therefore be it

RESOLVED, that the County Manager is hereby authorized and directed to sign any and all documents as may be necessary to receive these additional funds; and be it further

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

- 25. UNFINISHED BUSINESS**
- 26. NEW BUSINESS**
- 27. SPECIAL ORDER OF THE DAY**