

**SENECA COUNTY
BOARD OF SUPERVISORS**

Year-end Special Board Meeting
December 28, 2021

Call to Order

Chairman Hayssen called the meeting to order at 6:31 p.m.

Roll Call of Members by the Clerk

Twelve members of the Board of Supervisors answered roll call. Sprvrs. Hayes and Cleere were not present.

Pledge of Allegiance and Moment of Silence

Open Privilege of the Floor

Several constituents were granted privilege of the floor to express their opinion regarding the Seneca County Board of Supervisors statement in response to Governor Hochul's mask/vaccination executive order during December 13, 2021 through January 15, 2022; and \$65 million funding offered by the state for counties to enforce the executive order.

Peter Arena, Romulus, owner of Arena Cabinets urged the Board of Supervisors not to be persuaded by the funding offered and to continue to not enforce the state executive order because mandated a mask be work and getting vaccinated is a human rights and constitutional rights issue, and it should be up to the individual.

Amy Lapp, Varick, cited sixty-five 'gold standard' studies, from 2020 that confirm wearing a mask is not effective in hindering the spread of COVID and should not be relied on and they do more harm than good.

Rachel Weil, Seneca Falls, encouraged the Board of Supervisors to reverse its decision to not enforce the Governor's executive order, and said the statement offered by the Board sent a confusing message; she cited a comment by Ann Sandroni, owner of Downtown Deli, that the county board made it more difficult for her staff to enforce the state executive orders and they deal with angry customers if they try to enforce it.

Brad Benson, Seneca Falls, said the pandemic is similar to grieving, and society is experiencing anger and anxiety over lack of control, guilt and sorrow and believes that if we accept this, rather than lashing out at each other we can be kinder and more tolerant of each other

Nicki Slater, Waterloo, referencing comments made previously, she said there are many studies that have been done in 2021 that dispute the sixty-five gold standard studies done in 2020 and encouraged people to read updated studies by the National Health Science Academy.

Jerry Withers, Waterloo, said the Seneca County Board of Supervisors undercut the states executive order to protect the public during a health crisis. He questioned why a county government would not want to protect the public. He cited his 81 year old mother who survived the virus and credited

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it to her being vaccinated.

Robert Meeks, Seneca County, addressed two issues. First, the science of the virus proves there is no doubt that wearing a mask and getting vaccinated prevents the spread of the virus; and second, those who say their first amendment right and civil liberties are being denied are incorrect. No one has the right to invoke their first amendment right if it puts others or themselves in danger.

Charles Brady, Seneca County, questioned the counties data regarding the pandemic. He said the county website has month old data posted. He asked how the county can fix the problem if they are working with month old data. He understands that Seneca County has the lowest vaccination rates. Sprvr. Ferrara said it was due to the Amish and Mennonite population who won't get vaccinated due to religious reasons, and the prison population; which Mr. Brady said neighboring counties also have the same demographics and their vaccination rates are higher.

David Wood, Ovid, read a letter authored by Holly Baily of Ovid, stating her disappointment with the Board of Supervisors for not enforcing the executive order which sends mixed messages to constituents and to county businesses that are trying to adhere to New York State mandates but their local government won't support them.

Communication:

157. Emails opposing Governor Hochul's mask/vaccination executive order during December 13, 2021 through January 15, 2022; and urging the Board of Supervisors not to utilize the \$65 million funding offered by the state for counties to enforce the executive order: Peter Arena (Arena Cabinets; Trader Village); Lori Bennett; Sara Bogart; Kathy Breen; Alyssa Bromka; Mike Bruch; Bernadette Bryant; Jolene Burder; LaVaune Caskey (AllPro Heating & Air, Inc.); Tracy Caitlin; Tamela Caywood; Amy Charlton; Colleen Coutu; Angela Cowles; Kandie Davis; Diane Dersch; Faith Foulkrod; Michaela Gantz; Gary & Hannah Gilbert; Jessica Hall; Kimberly Hardy; David Kidd; Christa & Madison Kinsley; Amy Lapp; Robert & Angel Lawrence; Tracy Liu; Rick McNabb; Robin Pearson; Mary Powers; Sharon Rayno; Sara Salerno; John & Leah Sandlas; Johanna Schmitter; Danielle Searing; Stanley Senseng; Xarika Sufferdini; Therese Testorf; Kathy Torrey; Emily Weed; Cheryl Westervelt; Nicole Westfall; Katherine Wheeler; Nelson Wise; Andrew Wise.

158. Emails supporting Governor Hochul's mask/vaccination executive order during December 13, 2021 through January 15, 2022; and criticizing the Board of Supervisors for not enforcing the executive order: Dennis Bender; Bobby Bly; Phyllis Cohen, Gail Dalmat; Richard & Claire Damask; Jenna Darling; Anthony DelPlato; Pat Fratangelo; Jennifer Gabriel; Mary Grace; Stewart & Lois & Adam

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Jensen; Wendy Kain; Virginia Kontz; Lorraine Mahoney; Gretchen McDonald; Robert Meek; Susan Ottenweller; Karen Rothfuss; Ann Sandroni; Jeanne Stebbins; Jim Wagner; Rachel Weil; Jerry Withers.

RESOLUTIONS & MOTIONS

SUPERVISORS ADOPT FINAL NUMBERS FOR 2022 TAXES

RESOLUTION NO. 314-21, moved by Sprvr. Reynolds, second by Sprvr. Ferrara and adopted.

WHEREAS, the Seneca County Board of Supervisors is required to approve the levy of town taxes as specified in adopted town budgets; adopt apportioned County taxes to be collected from the Towns with any debits, credits and County relievis; adopt the relevy of returned Village and School taxes; ratify Town tax rolls and direct the Town Tax Collectors to collect 2022 taxes and delegate the authority to the Seneca County Treasurer to correct tax bills for 2022; now, therefore be it

RESOLVED, that the Board of Supervisors adopts the final numbers as indicated below:

LEVY 2022 COUNTY TAXES

Covert	\$	1,105,118.92
Fayette	\$	1,396,810.64
Junius	\$	472,473.37
Lodi	\$	715,019.35
Ovid	\$	919,574.02
Romulus	\$	955,327.93
Seneca Falls	\$	2,140,622.86
Tyre	\$	318,821.23
Varick	\$	865,813.15
Waterloo	\$	1,405,418.52
Total	\$	10,295,000.00

LEVY RETURNED SCHOOL TAXES

Covert	\$	243,503.98
Fayette	\$	162,293.94
Junius	\$	70,935.91
Lodi	\$	167,145.46
Ovid	\$	242,142.90
Romulus	\$	221,896.78
Seneca Falls	\$	724,637.65
Tyre	\$	62,902.45
Varick	\$	169,269.21
Waterloo	\$	380,088.04
Total	\$	2,444,816.32

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LEVY TOWN TAXES – HIGHWAY ITEM I AND GENERAL PURPOSES

Town	Item I	General
Covert	\$ 165,261.00	
Fayette	\$ 322,072.00	\$ 5,896.00
Junius	\$ 351,725.00	
Lodi	\$ 329,129.00	\$ 2,854.00
Ovid	\$ 459,640.00	\$ 0
Romulus	\$ 398,719.00	\$ 8,778.00
Seneca Falls	\$ 0	\$ 587,380.00
Tyre	\$ 100,000.00	\$ 0
Varick	\$ 172,253.00	
Waterloo	\$ 170,132.00	\$ 60,300.00

LEVY SPECIAL DISTRICTS

Town	Special District	Amount
Covert	Trumansburg Fire – FD001	\$ 58,076.00
	Interlaken Fire – FD002	\$ 82,948.00
Fayette	Fay/ Varick Fire District – FD003	\$ 82,091.00
	Varick Volunteer Fire – FD004	\$ 60,000.00
	Canoga Fire Protection – FD005	\$ 105,000.00
	Fay/Seneca Lake Fire Prot #2 – FD006	\$ 0
	BC Fire Protection - FD013	\$ 35,500.00
	Fay/Varick Fire Protection – FD016	\$ 20,000.00
	Canoga Light District – LD001	\$ 2,400.00
	Fayette Light – LD006	\$ 2,000.00
	Co. House Rd./Rt. 96 Water #2-WD018	\$ 35,200.00
	Cayuga Lake Water Dist #3 – WD019	\$ 0
Fayette	Fayette Water Dist #1 Ext. – WD020	\$ 20,804.00
	Fayette Water District #5 – WD025	\$ 34,168.00
	Fayette Water Dist #7 – WD026	\$ 0
	Water/Sewer Relevies	\$ 18,413.15
	Junius	Junius Fire Protection – FD020
Junius	Junius Water District - WD014	\$ 28,783.00
	Junius Water District #2 – WD024	\$ 10,039.00
	Water/Sewer Relevies	\$ 5,826.01
Lodi	Ovid-Lodi Fire – FD008	\$ 130,000.00
	South Seneca Ambulance – SS001	\$ 80,000.00
	Water/Sewer Relevies	\$ 0

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Ovid	Ovid-Lodi Fire – FD008	\$ 13,473.21
	Ovid-Romulus Fire – FD009	\$ 90,221.00
	Ovid-Interlaken Fire – FD010	\$ 47,000.00
	South Seneca Ambulance – SS001	\$ 108,247.04
	Water/Sewer Relevies	\$ 3,624.55
Romulus	Varick Volunteer Fire – FD004	\$ 3,546.00
	Ovid-Romulus Fire – FD009	\$ 135,779.00
	Romulus-Varick Fire – FD011	\$ 72,446.00
	Willard Light District – LD003	\$ 5,984.00
	Romulus-Varick Light District – LD004	\$ 3,295.00
	Hayts Corners Light – LD005	\$ 1,899.00
	SI4 -Spring Light – LD014	\$ 4,494.00
	SI5-Lakeshore Light – LD015	\$ 2,899.00
	Romulus Sewer District #1 – MD006	\$ 0
	South Seneca Ambulance – SS001	\$ 114,387.00
	Willard Water & Sewer Ext. – WD007	\$ 0
	Route 89 Water – WD027	\$ 85,975.00
	Water/Sewer Relevies	\$ 937.69
Seneca Falls	Town Retire OBLG – DT001	\$ 11,950.00
	Village Retire OBLG – DV001	\$ 56,100.00
	Village Bond Debt – DV002	\$ 0
	Seneca Falls Fire – FD014	\$ 490,682.00
	Seneca Falls West Sewer #1– MD003	\$ 0
	Bridgeport Sewage Dist – MD007	\$ 0
	Seneca Falls Refuse Dist – MD012	\$ 291,884.00
	Bridgeport Area Water Dist – WD021	\$ 11,730.00
	Water/Sewer Relevies	\$ 276,481.18
Tyre	Tyre Fire Protection – FD015	\$ 0
	Tyre Water District #1-WD023	\$ 12,912.00
	Water/Sewer Relevies	\$ 2,121.20
Varick	Fayette-Varick Fire – FD003	\$ 102,261.00
	Varick Volunteer Fire – FD004	\$ 83,099.00
	Romulus-Varick Fire – FD011	\$ 63,510.00
	Fayette-Varick Light – LD002	\$ 1,800.00
	Romulus-Varick Light – LD004	\$ 4,000.00
	Varick Sewage District #1 – MD005	\$ 0
	Ambulance Contract–SS001	\$ 30,437.00

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	Seneca Lake Sewer Dist. #2 – VSD02	\$ 58,000.00
	Varick Water District #4 – WD004	\$ 60,378.00
	Seneca Lake Water Dist. – WD016	\$ 42,921.00
	Varick Water District #3 – WD026	\$ 23,789.00
	Water/Sewer Releives	\$ 0
Waterloo	Border City Fire - FD017	\$ 178,701.00
	Waterloo Fire Prot – FD019	\$ 88,500.00
	Border City Light – LD007	\$ 35,000.00
	Waterloo Drainage - WD009	\$ 120.00
	5 & 20 Sewer District – MD011	\$ 98,290.00
	Waterloo Hydrant – MD002	\$ 3,750.00
	Border City Water – WD004	\$ 0
	Mills Hecker Reed 96 – WD026	\$ 37,950.00
	Four Town – WD028	\$ 14,112.50
	Water/Sewer Releives	\$ 75,861.98

LEVY FOR ALL OTHER PURPOSES

Town	General	All Others
Covert	\$ 375,160.00	\$ 259,555.00
Fayette	\$ 289,283.00	\$ 267,232.00
Junius	\$ 190,524.00	\$
Lodi	\$ 250,238.00	\$ 252,546.00
Ovid	\$ 238,565.00	\$ 58,504.00
Romulus	\$ 382,253.00	\$
Seneca Falls	\$ 3,827,252.00	\$
Tyre	\$ 0	\$
Varick	\$ 177,752.00	\$
Waterloo	\$ 465,024.00	\$ 151,282.00

LEVY RETURNED VILLAGE TAXES

Town of Covert	\$ 11,911.38
Town of Fayette	\$ 34,036.74
Town of Lodi	\$ 10,812.22
Town of Ovid	\$ 14,429.94
Town of Romulus	\$ 0
Town of Waterloo	\$ 126,102.59
TOTALS:	\$ 197,292.87

**DEBITS AND CREDITS TO ADJUST THE 2022 TAX LEVY DUE TO ERRORS AND AUDIT
ADJUSTMENTS**

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Covert	
Fayette	\$31.97
Junius	
Lodi	
Ovid	\$433.38
Romulus	\$1,744.25
Seneca Falls	\$16,214.96
Tyre	
Varick	\$3,975.15
Waterloo	\$1,694.92
TOTALS:	\$24,094.63

And be it further

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.

RATIFY TAX ROLLS

RESOLUTION NO. 315-21, moved by Sprvr. Reynolds, second by Sprvr. Trout and adopted.

WHEREAS, 2022 Town and County tax bills have been completed; now, therefore be it

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. 316-21, moved by Sprvr. Reynolds, second by Sprvr. Trout 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 or Deputy County Treasurer in Treasurer's absence to correct errors and refund taxes, as provided by Section 554 (1-8) and 556 (1-7) of the 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; and

WHEREAS, this resolution was approved by the Finance, Assessment & Insurance Standing Committee on December 28, 2021; 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 or Deputy County Manager in Treasurer's absence for the fiscal year 2022 where said applications are for \$2,500.00 or less.

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**AUTHORIZATION TO APPLY FOR THE NEW YORK STATE OFFICE OF MENTAL
HEALTH SYSTEMS OF CARE GRANT FOR SENECA COUNTY**

RESOLUTION NO. 317-21, moved by Sprvr. McGreevy, second by Sprvr. Barnhart and adopted.

WHEREAS, the New York State Office of Mental Health (OMH) has made up to \$25,000 in funding available to counties in support of the implementation or enhancement of a formal Systems of Care framework; and

WHEREAS, The Seneca County Systems of Care is a community coalition whose infrastructure includes all child serving systems, informal community supports and families and youth; and

WHEREAS, this is one time start up or expansion funding with no county match; and

WHEREAS, the application deadline for the grant is December 31, 2021; and

WHEREAS, this resolution was reviewed and approved by the Mental Health Services Standing Committee on December 28, 2021; now therefore be it

RESOLVED, the Board of Supervisors authorizes applying for the OMH Systems of Care Grant and authorizes and directs the County Manager to sign all necessary paperwork related to the same.

**EXTEND CONTRACT FOR THE FIRST RENEWAL YEAR WITH
CARDINAL DISPOSAL FOR RECYCLING PICKUP**

RESOLUTION NO. 318-21, moved by Sprvr. Trout, second by Sprvr. Kronenwetter and adopted.

WHEREAS, the current three year contract with Cardinal Disposal for household recycling pickup expires on December 31, 2021; and

WHEREAS, the contract provides for two (2) one-year renewal options; for January 1, 2022-December 31, 2022, and January 1, 2023-December 31, 2023, said options may be exercised at the sole discretion of Seneca County; and

WHEREAS, the annual cost of such services for the 2022 calendar year is \$566,999,00, and the annual cost of such services for the 2023 calendar year is \$623,999.00; and

WHEREAS, Seneca County has been satisfied with the performance of the contractor, Cardinal Disposal, under the current contract term in providing curbside recycling pickup to the residents of Seneca County; and

WHEREAS, it would be in the best interest of Seneca County to exercise the option for the 2022 calendar year for Cardinal Disposal to continue to provide recycling pickup in Seneca County; and

WHEREAS, the Seneca County Board of Supervisors Standing Committee for Public Works approved this resolution at its meeting on December 28, 2021 now, therefore be it

RESOLVED, that the Board of Supervisors authorizes and directs that the County Manager shall

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advise Cardinal Disposal that the County has chosen to exercise its option to extend the current recycling services contract for the 2022 calendar year, at a contract cost of \$566,999.00 (\$51,011 increase which has been budgeted for); and it is further

RESOLVED, that the County Manager and the Director of Real Property Services shall report to the Board no later than November 30, 2022 with a recommendation whether to exercise the fifth year option (calendar year 2023).

**SENECA COUNTY BOARD OF SUPERVISORS AWARD CONSTRUCTION CONTRACTS
AND AUTHORIZE BUDGET TRANSFERS FOR DIVISION OF HUMAN SERVICES PHASE II
CONSTRUCTION PROJECT**

RESOLUTION NO. 319-21, moved by Sprvr. Trout, second by Sprvr. Barnhart and adopted.

WHEREAS, by Resolution No. 217-21, the Seneca County Board of Supervisors authorized and directed the solicitation of bids by John Snyder Architects to support the Seneca County Division of Human Services (DHS) Phase II renovations; and

WHEREAS, John Snyder Architects has received bids for the space renovations for DHS; and

WHEREAS, bids were advertised for and sealed bids were received, opened and read aloud on December 9, 2021 at 2:00 p.m. at the County Office Building; and

WHEREAS, Massa Construction, of Geneva, NY, was the General Construction Contract low bidder at \$434,000.00; and

WHEREAS, Kyle R. Lawrence Electric, Inc., of Palmyra, NY, was the Electrical Contract low bidder at \$79,850.00; and

WHEREAS, Crosby Brownlie, Inc. of Rochester, NY was the Mechanical Contract low bidder at \$42,000.00; and

WHEREAS, the funding for this capital renovation is available in the 2021 DHS budget; and

WHEREAS, this resolution was approved by the Public Works Committee on December 28, 2021; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors awards the following contracts to renovate Phase II of the Division of Human Services Department:

- Massa Construction, General Construction Contract at \$434,000.00; and
- Kyle R. Lawrence Electric, Inc., Electrical Contract at \$79,850.00; and
- Crosby Brownlie, Inc., Mechanical Contract \$42,000.00;

And be it further

RESOLVED, that the Director of Finance is authorized to amend the 2021 budget as follows:

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106102-54700	MMIS Weekly Share	Decrease	Expenditure	\$292,000
106010-43610	State Admin	Increase	Revenue	\$93,000
106010-44610	Federal Admin	Increase	Revenue	\$120,850
106010-44611	Food Stamp Admin	Increase	Revenue	\$50,000
106010-54700-SS01	Contractual	Increase	Expenditure	\$277,925
106010-54700-SS02	Contractual	Increase	Expenditure	\$277,925

RESOLVED, that the Department of Finance be authorized to make the necessary budgetary and accounting entries to effect the intent of this resolution; and be it further

RESOLVED, the Seneca County Board of Supervisors authorizes and directs the County Manager to sign any and all documents necessary to effectuate the intent of this resolution.

Unfinished Business

Sprvr. Barnhart offered a motion, second by Sprvr. Trout, and carried, to take from the table the issue: Authorize Transfer of Properties to Finger Lakes Regional Land Bank Corporation.

AUTHORIZE TRANSFER OF PROPERTIES TO

FINGER LAKES REGIONAL LAND BANK CORPORATION (As Amended)

RESOLUTION NO. 320-21, moved by Sprvr. Barnhart, second by Sprvr. Trout and adopted.

WHEREAS, Seneca County supports the mission of the Finger Lakes Regional Land Bank Corporation (FLRLBC) and recognizes the progress made in the previous years in acquiring tax delinquent, blighted, and abandoned properties and returning them to beneficial use; and

WHEREAS, properties have been identified from the 2020 and 2021 Tax Foreclosure list that meet the FLRLBC mission; and

WHEREAS, the Seneca County Board of Supervisors at a regular meeting held on December 11, 2018 passed resolution 284-18 authorizing the transfer of tax-foreclosed vacant and abandoned properties to the Finger Lakes Regional Land Bank Corporation at a nominal cost; and

WHEREAS, this resolution was reviewed and approved by the Planning, Development, Agriculture, and Tourism Committee on August 24, 2021; now, therefore be it

RESOLVED, that upon entry of the pending Order and Judgment of Foreclosure under Seneca County Index Numbers 51699 and 552498, the Board of Supervisors hereby authorizes and directs the Seneca County Treasurer to remove the following properties from the 2020 and 2021 Tax Foreclosure Lists:

Town of Covert, 8388 Knight St (01-1-11)	Town of Lodi, 2261 East Seneca St (04-1-05.2)
Town of Lodi, 2271 East Seneca St (04-1-07)	Town of Ovid, 2125 West Seneca St (01-2-54)
Town of Romulus, 1372 Prospect St (18-2-03)	Town of Seneca Falls, 108 Mynderse St (06-2-07)

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And be it further

RESOLVED, that the Board of Supervisors directs the Seneca County Treasurer to transfer said properties to the Finger Lakes Regional Land Bank Corporation for the nominal cost of \$1.00; and be it further

RESOLVED, that the Department of Finance be authorized and directed to make the necessary budgetary and accounting entries to affect the intent of this resolution.

Motion to Amend the Main Motion Resolution No. 320-21:

Sprvr. Barnhart offered a motion to amend the main motion, second by Sprvr. Trout, and carried, by inserting in the second Whereas clause, the text, “2020 and”; and by inserting in the first Resolved clause the text, “upon entry of the pending Order and Judgement of Foreclosure under Seneca County Index Numbers 51699 and 5552498.

New Business

Chairman Hayssen recognized Sprvr. Barnhart who was permitted to introduce new business.

Sprvr. Barnhart offered a motion, second by Sprvr. Garlick Lorenzetti, to direct the Public Health Department to enforce Governor Hochul’s mask mandate through January 15, 2022.

Sprvr. Trout called a Point of Order. The passage of Rule 29 by a majority present is necessary to introduce new business as it was not reviewed by the appropriate standing committee.

Sprvr. Barnhart offered a motion, second by Sprvr. Garlick Lorenzetti, for the passage of Rule 29 in order to introduce new business. The motion for Rule 29 failed as it required 428 ayes (the majority of members present) for passage and received 124 ayes (Barnhart and Garlick Lorenzetti), and 517 nays (Reynolds, Brownell Borst, Ferrara, Kronenwetter, Lott, McGreevy, Hayssen, Trout, and Enslow) and 109 not present (Hayes and Cleere).

Special Order of the Day

The meeting adjourned at 7:06 p.m.