

SENECA COUNTY
BOARD OF SUPERVISORS

Regular Board Meeting
January 10, 2023

Call to Order

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

Roll Call of Members by the Clerk

Thirteen members of the Board of Supervisors answered roll call. Sprvr. Trout was not present.

Pledge of Allegiance and Moment of Silence

Public Hearing

Proposed Local Law 1 of 2023 to receive comments on proposed Local law A (1) of 2023, as follows “A Local Law to waive Residency for the Clerk of the Board of Supervisors”. Chairman Enslow said the public hearing would not be taking place and is tabled he then deferred to County Attorney David Ettman to explain further. David Ettman stated he corresponded with the New York State Attorney Generals Office and asked for an opinion regarding the Clerk to the Board position. The current interim Clerk resides outside of Seneca County, and lives in Geneva, NY which is Ontario County. David Ettman stated it has been decided that the Board will need to request home rule legislation to ask for the residency requirement to be waived. The home rule legislation will help protect Amanda and secure her position.

Presentations

None

Petitioners

None

Open Privilege of the Floor

None

Approval of Meeting Minutes

The minutes were approved for the January 4, 2023, reorganizational board meeting Sprvr. Enslow motioned and Sprvr. Ferrara seconded.

Reports of Standing Committees

Mental Health Services, Sprvr. Partee, Chairperson. Sprvr Partee stated that the Committee had two resolutions to bring before the Board, the first resolution was to approve the Mental Health Departments contract with Ronald Yearwood, MD for Psychiatric Services and amend the 2023 County budget. The second resolution was to approve the Seneca County Community Services Board (CSB) appointments.

Planning Development Agriculture & Tourism, Sprvr Barnhart, Chairman stated at the December 27, 2022 the following resolution was passed by Rule 29 at the Special Board Meeting; Supervisors apply and accept New York State Department of Transportation (NYSDOT) Aviation Capital Grant to construct

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a new T Hangar at the Finger Lakes Regional Airport. There were no resolutions to bring to the Board of January 10, 2023 Board meeting.

Public Health Services, Sprvr. Borst, Chairman. Sprvr. Borst stated that the Board passed one resolution at the December 27, 2022 meeting by Rule 29 which was for the County Manager to be authorized and directed to sign contracts with Service Providers for the 3-5 Pre-School Program. For the January 10, 2023 meeting the Committee had no resolutions to bring forward.

Public Safety, Sprvr. Rhinehart, Chairman. Sprvr. Rhinehart stated at the December 27, 2022 meeting the Public Safety Committee pass three resolutions by Rule 29. The first resolution was for Supervisors to approve the purchase of two 2023 Chrysler Pacifica Touring vans for the Sheriffs Office. The second resolution was for the Supervisors to accept the 2021-2022 Statewide Interoperable Communications Grant and approved the Purchase of Radio System Upgrades. The third resolution was to introduce Local Law B of the year 2023 “ a Local Law to waive residency for certain positions within the Seneca County Sheriff’s office and providing for a public hearing. This resolution was tabled with Sprvr. Rhinehart making the motion and Sprvr. Brownell seconded the motion. For the January 10, 2023 the Committee had one resolution to bring to the Board which was Supervisors accepts grant funding from the New York State Sheriffs Association.

Personnel, Sprvr. Ferrara, Chairman. Sprvr. Ferrara stated that at the December 27, 2022 Special Board meeting two resolutions were passed. The first resolution passed was to appoint Melissa Taylor as the Director of Emergency Management for a four year period January 1, 2023 through December 31, 2026.. The second resolution was to abolish one full time principal account clerk and create and authorize the filling of one fiscal services manager position in the Finance Department. One December 27, 2022 the Personnel Committee also refilled the following vacant positions, 1 accountant, 1 PC & Support Network Specialist, 1 Confidential Secretary to the County Attorney, 1 Confidential Secretary to the County Manager. For the January 10, 2023 Board meeting Public Safety had no resolutions to bring to the Board.

Water & Sewer Treatment, Management & Operations, Sprvr. Hayes, Chairman. Sprvr. Hayes stated there will be a Special Water & Sewer Treatment, Management & Operations Committee meeting Tuesday on January 17, 2023 at the Romulus Town Hall, at 6:00PM.

Indian Affairs, Sprvr. Shipley, Chairman. This Committee had nothing to bring to the Board.

Government Operations, Sprvr. Jeffrey Trout, Chairman. The Committee met on December 27, 2022 and passed one resolution which was to introduce Local Law A of the year 2023 Waiving residency requirement for the Clerk of the Board. For the January 10, 2023 meeting the Committee brought two resolutions to the Board, the first was a Resolution adopting proposed Local Law 1 of the year 2023, “a

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Local Law to waive residency for the position of Clerk of the Board of Supervisors” which was tabled Sprvr. Trout made the motion and Sprvr. Kronenwetter seconded the motion. The second resolution was for Supervisors to approve maintenance and support agreement by and between NTS Data Services LLC and Seneca County Board of Elections.

Environmental Affairs, Sprvr. Kronenwetter, Chairman. Sprvr. Kronenwetter announced that on January 20th 2023 there is going to be a meeting for the Solid Waste Management Plan.

Public Works, Sprvr. Kronenwetter, Vice-Chair. The Committee passed two resolutions at the December 27, 2022 Special Board Meeting. The first resolution was for the Supervisors to award construction contracts and authorize budget transfers for the DHS Phase 4 construction project. The second resolution was for the Board to support agreement with New York for the Operation and Maintenance of Sampson Veterans Memorial Cemetery.

Human Services, Sprvr. Partee, Vice-Chair. This Committee brought three resolutions to the Board to be passed on January 10, 2023. The first resolution was for the Seneca County Manager to Sign the Seneca County 2023 Education Contract Between Finger Lakes Community College and Seneca County Division of Human Services for Education Coordinator Services. The second resolutions is Seneca County Board of Supervisors to approve workforce innovation and opportunities act Chief Elected Officials Administrative Agreement July 1, 2022 -June 30, 2023 with the Finger Lakes Workforce Investment Board. The third and final resolution was 3. Seneca County Board of Supervisors proclaims January as Human Trafficking Awareness Month in Seneca County.

Report of Special Committees

Airport Advisory Committee, Sprvr. Shipley stated the Committee had their monthly meeting on December 14th 2022, and on December 27, 2022 the Board passed a resolution by Rule 29 for the FLRA T Hangar.

Cornell Cooperative Extension, Sprvr. J. Trout stated there is a new board member, Brad Ellis member, owner of Fall Street Brewing, in Seneca Falls. He said the Committee also reviewed new goals and had their reorganizational meeting for the year. The Committee may come to the board with a presentation to reintroduce themselves and touch base.

Chairman’s Remarks

Sprvr. Enslow stated the current Committee structure will stay until the end of the month and for the next Committee meeting.

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County Manager's Remarks

County Manager Rowe stated he is looking forward to a productive 2023 and hopes to continue and finish County projects.

County Attorney's Remarks

County Attorney Dave Ettman discussed the Opioid Task Force Settlement and let the Board know that they will pass a resolution under Rule 29 to support to settlement. He also stated that every Supervisor has a copy of the Rules of Order for 2023, and if any amendments be made in the future, it will be done through a Board resolution. He stated the County was served on January 10, 2023 by the Cayuga Nation

Communications

1. A letter from D.G. Caywood Camp #146 regarding their lease with the County.
2. Finger Lakes Regional Airport Advisory Committee Meeting Minutes
3. Letter received from NYS Executive Chamber VETO #124 Regarding S.6510/ A. 7785
4. A copy of the County Historians annual Report for 2022
5. Resolution No. 245 from Delaware County received and filed by Board of Supervisors
6. Seneca County IDA Meeting Minutes
7. A letter from the NY Farm Bureau regarding the 2023 membership

All Communications have been received and filed by the Interim Clerk Amanda Vavra.

RESOLUTIONS & MOTIONS

**SENECA COUNTY BOARD OF SUPERVISORS TO APPROVE WORKFORCE INNOVATION
AND OPPORTUNITIES ACT CHIEF ELECTED OFFICIALS ADMINISTRATIVE
AGREEMENT JULY 1, 2022 -JUNE 30, 2023 WITH THE FINGER LAKES WORKFORCE
INVESTMENT BOARD**

RESOLUTION NO. 06-23, moved by Sprvr. Partee, second by Sprvr. Borst and adopted.

Ontario, Seneca, Wayne and Yates Counties, through official action of their legislative bodies, and with approval of the Governor of the State of New York, established a Workforce Investment Area in 1999 consisting of the four Counties, and the Finger Lakes Workforce Investment Board in accordance with the Workforce Investment Act and agree to the same designated area under the Workforce Innovation and Opportunity Act, effective July 1, 2022; and

WHEREAS, the Workforce Innovation and Opportunity Act requires an Administrative Agreement between the Chief Elected Officials of the four Counties and the Finger Lakes Workforce Investment Board to designate the Grant Recipient and Fiscal Agent and to further define the respective

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responsibilities and roles of each party as identified for the operation of the programs under Title I of the Workforce Innovation and Opportunity Act (WIOA) for the duration of this Agreement; and

WHEREAS, this was approved by the Finger Lakes Workforce Investment Board at their September 21, 2022 meeting; and

WHEREAS, this resolution has been reviewed and approved by the Human Services Committee on December 27, 2022; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to electronically sign agreement through (docusign) on behalf of the County based on County Attorney review and approval; and be it further

RESOLVED, certified copies of this resolution shall be sent to the Finger Lakes Workforce Investment Board by the Clerk of the Board of Supervisors.

**SENECA COUNTY MANAGER TO SIGN THE SENECA COUNTY 2023 EDUCATION
CONTRACT BETWEEN FINGER LAKES COMMUNITY COLLEGE AND SENECA COUNTY
DIVISION OF HUMAN SERVICES FOR EDUCATION COORDINATOR SERVICES**

RESOLUTION NO. 07-23, moved by Sprvr. Partee, second by Sprvr. Borst and adopted.

WHEREAS, the Seneca County Division of Human Services would like to enter into agreement with Finger Lakes Community College for the Employee Education and Training Program and Education Coordinator Services; and

WEHREAS, the 2023 Employee Education and Training Program provides DHS employees options to earn college credit toward completion of a College Certificate, Associate's, Bachelor's, or Master's degree, and attend in-service and non-credit training programs; and

WEHREAS, the contract with the community college supports both the education of individual workers and training within the organization; and

WHEREAS, the Education Coordinator will provide assistance to the Division by facilitating registration into education and training opportunities to all DHS employees and other related agency staff; arrange for training that will help strengthen and develop workplace skills, community collaboration and efficiency; and assist the Commissioner and Staff Development Coordinator in identifying training resources for the Division; and

WHEREAS, this contract also funds EAP services for all DHS employees; and

WHEREAS, this contract is budgeted for under project account 106010 54700 SS06 for 2023;

WHEREAS, this contract has been reviewed and approved by the Human Services Standing Committee December 27, 2022; now, therefore be it

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RESOLVED, the Board of Supervisors authorizes the approval of the contract with Finger Lakes Community College and authorizes the Seneca County Manager to sign the 2023 agreement with Finger Lakes Community College.

**SENECA COUNTY BOARD OF SUPERVISORS PROCLAIMS JANUARY AS HUMAN
TRAFFICKING AWARENESS MONTH IN SENECA COUNTY**

RESOLUTION NO. 08-23, moved by Sprvr. Partee, second by Sprvr. Brownell and adopted.

WHEREAS, Human Trafficking has been recognized as a form of modern day slavery that occurs nationally, in every state including New York and in many communities across the state; and

WHEREAS, human trafficking shall mean the recruitment, transport, harboring, or receipt of persons, by means of threat, or use of force, fraud or coercion; and

WHEREAS, anyone can be a victim of human trafficking. Most identified victims of trafficking in New York State are American born, females, however, immigrant and undocumented youth as well as male and transgender youth have been identified as victims of sex, and/or labor trafficking. (New York State Office of Children and Family Services); and

WHEREAS, youth who are especially vulnerable to being trafficked include: those with a history of abuse including sexual abuse, physical abuse, maltreatment, neglect and substance abuse, children with disabilities, children in foster care, or who have been involved in the justice system, LGBTQ youth and runaway and homeless youth; and

WHEREAS, the New York State Office of Children and Family Services has provided funding to the Seneca County Division of Human Services, over the last 7 years to provide community awareness campaigns, community education and training and to provide resources and services to youth identified as a victim of trafficking, or those who may be at risk; and

WHEREAS, the Human Services Committee approved this resolution on December 27, 2022; now, therefore be it

RESOLVED, the Board of Supervisors proclaims January as Human Trafficking Awareness Month in Seneca County and recognizes January 11, 2023 as National Human Trafficking Awareness Day.

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**SUPERVISORS APPROVE MAINTENANCE AND SUPPORT AGREEMENT BY AND
BETWEEN NTS DATA SERVICES, LLC AND SENECA COUNTY, NY BOARD OF
ELECTIONS**

RESOLUTION NO. 09-23, moved by Sprvr. J. Trout, second by Sprvr. Hayes and adopted.

WHEREAS, Seneca County desires to continue support and maintenance services related to voter registration, signature digitization, full document imaging and interface messaging, and

WHEREAS, Seneca County in evaluating prospective suppliers of systems and services has selected NTS Data Services, LLC 2079 Sawyer Dr. Niagara Falls, NY 14304 as best suited to their requirements, and

WHEREAS, the term of this Agreement is January 1, 2023 to December 31, 2023, and

WHEREAS, this 1-year contract extension for maintenance and support shall equal \$30,167.00, and

WHEREAS, the Government Operations Standing Committee approved this resolution on December 27th, 2022; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize the Board of Elections to enter into contract for maintenance and support with NTS Data Services, LLC at a rate of \$30,167.00 for a 1-year term January 1, 2023 to December 31, 2023.

**SUPERVISORS ACCEPTS GRANT FUNDING FROM THE
NEW YORK STATE SHERIFF'S ASSOCIATION**

RESOLUTION NO. 10-23, moved by Sprvr. Rhinehart second by Sprvr. Brownell and adopted.

WHEREAS, the New York State Sheriff's Association has been awarded a grant/contract from the Center Disease Control Prevention to be distributed to the sixty-two (62) counties in New York State; and

WHEREAS, the Seneca County Sheriff's Office has been awarded eighty-one thousand nine hundred and forty three dollars (\$81,943.00); and

WHEREAS, the funds will and can be used for purchasing qualified and approved materials and or services for the detection and mitigation of COVID-19 in the Seneca County Sheriff's Office; and

WHEREAS, the contract started on 8/01/2021 and runs through 7/31/2024; and

WHEREAS, the grant/contract no. is 6NU50CK0005160301; and

WHEREAS, the Public Safety Standing Committee reviewed and approved this resolution on December 27, 2022; now, therefore be it

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RESOLVED, that the Board of Supervisors approves and accepts the grant from the New York State Sheriff's Association (NYSSA); and, be it further

RESOLVED, that the Board of Supervisors authorizes and directs the Seneca County Sheriff to sign all agreements with the New York State Sheriff's Association.

**BOARD APPROVES MENTAL HEALTH DEPARTMENT'S 2023 CONTRACT
WITH RONALD YEARWOOD, MD FOR PSYCHIATRIC SERVICES
AND AMENDS 2023 COUNTY BUDGET**

RESOLUTION NO. 11-23, moved by Sprvr. Partee second by Sprvr. Barnhart and adopted.

WHEREAS, the Mental Health Department enters into services contracts each year with psychiatric service providers through agreements for contractor services; and

WHEREAS, the funds used for these contracts are included in the 2023 budget and supported through state aid monies from New York State Office of Mental Health, program grants and/or through medical fees; and

WHEREAS, the Adopted 2023 County Budget anticipated that psychiatric services would be provided by County personnel but now require contract services; and

WHEREAS, the following array indicates the not-to-exceed total and hourly rate for Ronald Yearwood, MD to be contracted in 2023:

Mental Health 104320.54350	Total Contract Amount (\$)	Rate (\$)	Hours
Ronald Yearwood, MD	199,680	160/hr	1248

;And

WHEREAS, the Mental Health Services 2023 Budget will be amended to transfer funds from Salary and Fringe Lines to Contract Services for these services; and

WHEREAS, this contract was approved by the Mental Health Services Committee of the Seneca County Board of Supervisors on December 22, 2022; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the County Manager to sign the 2023 service contract for Ronald Yearwood MD, for psychiatric services; and, now therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby authorize and direct the Finance Department to pay Ronald Yearwood, MD, as contracted, when duly appropriated and to make necessary budget and accounting entries in accordance with this Resolution.

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BOARD OF SUPERVISORS APPROVES

SENECA COUNTY COMMUNITY SERVICES BOARD'S (CSB) 2023 APPOINTMENTS

RESOLUTION NO. 12-23, moved by Sprvr. Partee second by Sprvr. Rhinehart and adopted. Sprvr. Hayssen abstained from the vote.

WHEREAS, on December 20, 2022, the CSB agreed to appoint Seneca County CSB member Susan Ottenweller, formerly CSB Vice Chair, to the position of Chair, with a term expiration date of December 31, 2023; and

WHEREAS; the Seneca County CSB agreed to appoint CSB Member Joseph Lorenzetti, to the position of Seneca County CSB Vice Chair and reappointed Joseph Lorenzetti as the Chair of the Alcohol and Substance Abuse Subcommittee, both with a term expiration date of December 31, 2023; and

WHEREAS; the Seneca County CSB agreed to appoint CSB Member Michael Alessio to the position of Vice Chair of the Alcohol and Substance Abuse Subcommittee, with a term expiration date of December 31, 2023; and

WHEREAS, the Seneca County CSB has agreed to appoint Seneca County CSB Member Maria Gigliotti to the position of Chair of the Mental Health Subcommittee, with a term expiration date of December 31, 2023; and

WHEREAS, the Seneca County CSB reappointed Stanley Hatch as the Chair of the Developmental Disabilities Subcommittee, with a term expiration date of December 31, 2023; and

WHEREAS, the Mental Health Services Committee approved the CSB's 2023 appointments at the Mental Health Services Committee Meeting on December 27, 2022; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby approves CSB appointments for 2023.

**RESOLUTION OF THE SENECA COUNTY BOARD OF SUPERVISORS AUTHORIZING COUNTY
ATTORNEY TO EXECUTE SETTLEMENT PLAN DOCUMENTS PERTAINING TO TEVA NY
OPIOID SETTLEMENT**

RESOLUTION NO.13-23, having been brought before the Board under Rule 29, and thereafter moved by Sprvr. Partee second by Sprvr. Barnhart and adopted.

WHEREAS, there is pending the settlement of the TEVA NY Opioid Global Action, to which Seneca County is a named plaintiff, among others; and

WHEREAS, said settlement provides substantial annual payments to the County commencing in 2023 and running through 2041; and

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WHEREAS, said settlement is consistent in the defined uses for such payments as provided for in prior settlements to which the State of New York, through the Attorney General's Office, is a party, and further provides Seneca County the most comprehensive benefits available; and

WHEREAS, counsel for Seneca County, SIMMONS HANLY CONROY, has recommended that Seneca County authorize the County Attorney to sign all necessary settlement documents as counsel to participate in the settlement; and the most comprehensive benefits to Seneca County.

NOW THEREFORE BE IT

RESOLVED, that the Seneca County Attorney is hereby authorized and directed to sign all relevant settlement documents in the TEVA NY matter, as and for the County of Seneca.

Unfinished Business

None

New Business

Sprvr. Partee made a motion to bring a resolution under Rule 29 which was seconded by Sprvr. Shipley. The resolution stated that the Board of Supervisors authorized the County Attorney to execute settlement plan documents pertaining to Teva NY Opioid Settlement. Sprvr. Partee then brought the resolution forward and Sprvr. Borst seconded the motion.

Special Order of the Day

The Board of Supervisors adjourned their meeting at 6:22 p.m. Sprvr. Barnhart motioned and Sprvr. Partee seconded the motion.