

**SENECA COUNTY
BOARD OF SUPERVISORS**

Special Board Meeting
January 24, 2023

Call to Order

Chairman Enslow called the special meeting to order at 6:29 p.m.

Roll Call of Members by the Clerk

Twelve members of the Board of Supervisors answered roll call. Sprvr. Hayes and Sprvr. J. Trout were not present.

Pledge of Allegiance and Moment of Silence

RESOLUTIONS & MOTIONS

**SUPERVISORS AUTHORIZE APPLICATION AND ACCEPTANCE OF FEDERAL LOCAL
ASSISTANCE FUNDS**

RESOLUTION NO. 15-23, moved by Sprvr. Reynolds second by Sprvr. Shipley and adopted.

WHEREAS, On September 29,2022, the U.S. Department of the Treasury announced the release of the first round of Local Assistance and Tribal Consistency Fund (LATCF) payments, providing \$1.5 billion in two equal payments of \$750 million for FYs 2022 and 2023 to “eligible revenue sharing counties” under the American Rescue Plan Act (ARPA); and

WHEREAS, the National Association of Counties has worked with Congress and the federal administration since March 2021 to ensure the final distribution formula reflects the original intent of the LATCF to support counties with federal lands within their jurisdiction; and

WHEREAS, the final formula provides an allocation of \$50,000 in FY 2022 and FY 2023; and

WHEREAS, the submission deadline is January 31, 2023; and

WHEREAS, this Resolution has been reviewed and recommended for approval by the Finance, Assessment and Insurance Committee at its meeting on January 24, 2023; now there be it

RESOLVED, that the Board of Supervisors authorizes and directs the County Manager to submit said funding request to the U.S. Department of Treasury.

**SUPERVISORS AUTHORIZE CONSULTING AGREEMENT FOR ENGINEERING SERVICES
FOR WASTEWATER TREATMENT UPGRADES**

RESOLUTION NO. 16-23, moved by Sprvr.Borst second by Sprvr.Hayssen and adopted.

WHEREAS, the Board of Supervisors authorized the solicitation of proposals for wastewater treatment engineering services by Resolution No. 285-22; and

WHEREAS, the closing of the Willard Drug Treatment facility necessitates additional review and consideration of plant and service needs; and

WHEREAS, five (5) proposals were submitted and reviewed by the Water and Sewer Treatment Management and Operations Committee; and

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WHEREAS, the Committee moved on January 17, 2023 to recommend approval of a Service Agreement with the firm of Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, PC; now therefore be it

RESOLVED, that the County Manager is authorized and directed to execute an Agreement with Wendell in accordance with the Service Schedule and Rates provided for in the Proposal Submission

**BOARD OF SUPERVISORS REQUESTS HOME RULE LEGISLATION TO AUTHORIZE OUT OF
COUNTY RESIDENCY FOR CLERK OF THE BOARD OF SUPERVISORS**

RESOLUTION NO. 14-23, moved by Sprvr. Ferrara, second by Sprvr. Rhinehart and adopted.

WHEREAS, the County of Seneca presently has a vacancy in the office of Clerk of the Board of Supervisors with the recent retirement of long serving Clerk, Margaret Li; and

WHEREAS County Law § 4(a) and County Law § 475 provides that the Board of Supervisors shall appoint a clerk who shall serve at the pleasure of the Board; and

WHEREAS, the Board of Supervisors wishes to appoint the past Deputy Clerk to the Board, Amanda Vavra, to the position, so as to provide both experience and continuity in support of the efficient operation and administration of the Seneca County Board of Supervisors; and

WHEREAS, Public Officers Law § 3 provides that a person appointed to this position must 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; and

WHEREAS, a waiver or expansion of the of the county residency requirement to include counties contiguous to Seneca County for this position would allow the aforesaid Amanda Vavra to therefore be qualified for the position and allow for a smooth and untroubled transition as the Clerk of the Board of Supervisors responsible for the administrative operations of the Board of Supervisor; and

WHEREAS, amendment or addition of appropriate language to Public Officers Law § 3, available under Home Rule legislation, would provide allowance for such action; and

WHEREAS, this resolution has been approved by the Government Operations Committee on January 24, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby requests our State legislators, Senator Thomas O'Mara, Assemblyman Phillip Palmesano and State Assemblyman Jeff Gallahan, to prepare and introduce a Home Rule legislation amending Section 3 of the Public Officers Law, giving Seneca County that authority to appoint a Clerk to the Board of Supervisors with residency in Seneca County, or any county contiguous thereto, within the State of New York.

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**APPLY AND ACCEPT FEDERAL AVIATION ADMINISTRATION GRANT FOR DESIGN OF
RECONSTRUCTION OF THE NORTHERN PORTION OF APRON PAVEMENT AT FINGER
LAKES REGIONAL AIRPORT**

RESOLUTION NO. 17-23, moved by Sprvr.Barnhart second by Sprvr.Shipley and adopted.

WHEREAS, the Finger Lakes Regional Airport (the Airport) is a Seneca County owned facility servicing the general aviation needs of business and recreational users in Seneca County and the region; and

WHEREAS, with grant funding from the Federal Aviation Administration (FAA) and the New York State Department of Transportation (NYSDOT), Seneca County has made a significant investment improving the Airport; and

WHEREAS, the FAA has indicated that a grant will be made available under the Bipartisan Infrastructure Law (BIL) FY23 Airport Infrastructure Grant (AIG) Allocation for design of reconstruction of the Northern Portion of Apron Pavement at the Finger Lakes Regional Airport; and

WHEREAS, Airport consultant, McFarland Johnson, has established project costs at \$60,000 with the following funding breakdown:

- FAA (90%) \$54,000
- NYS DOT (5%) \$3,000
- Local (5%) \$3,000

WHEREAS, the local match is available in the 2023 Airport budget under Professional Fees 305610-54330; and

WHEREAS, the Planning, Development, Agriculture, and Tourism Standing Committee reviewed and approved this resolution on January 24, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes and directs the County Manager to sign all necessary documents to apply for and accept a Bipartisan Infrastructure Law (BIL) FY23 Airport Infrastructure Grant (AIG) administered by FAA for design of reconstruction of the Northern Portion of Apron Pavement at the Finger Lakes Regional Airport; and, be it further

RESOLVED, that the Director of Finance is authorized to make the necessary budgetary and accounting entries to affect the intent of this resolution

**APPLY AND ACCEPT FEDERAL AVIATION ADMINISTRATION GRANT FOR CONSTRUCTION
OF AIRFIELD ELECTRICAL CONTROL VAULT & EMERGENCY GENERATOR AT FINGER
LAKES REGIONAL AIRPORT**

RESOLUTION NO. 18-23, moved by Sprvr.Barnhart second by Sprvr.Shipley and adopted.

WHEREAS, the Finger Lakes Regional Airport (the Airport) is a Seneca County owned facility servicing the general aviation needs of business and recreational users in Seneca County and the region; and

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WHEREAS, with grant funding from the Federal Aviation Administration (FAA) and the New York State Department of Transportation (NYSDOT), Seneca County has made a significant investment improving the Airport; and

WHEREAS, applications under the FAA - 2023 Airport Improvement Program (AIP) are due in late January 2023; and

WHEREAS, to improve operations and safety at the Airport, construction of a new airfield electrical vault to house electrical distribution and control equipment is being proposed and will include an emergency backup generator; and

WHEREAS, Airport consultant, McFarland Johnson, has established project costs at \$326,000 for the construction of this project with the following funding breakdown:

- FAA (90%) \$293,400
- NYS DOT (5%) \$16,300
- Local (5%) \$16,300

WHEREAS, the local match is available in the 2023 Airport budget under Professional Fees 305610-54330; and

WHEREAS, the Planning, Development, Agriculture, and Tourism Standing Committee reviewed and approved this resolution on January 24, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes and directs the County Manager to sign all necessary documents to apply for and accept a FAA 2023 AIP grant for construction of a new airfield electrical vault and emergency generator; and be it further

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

**APPLY AND ACCEPT FEDERAL AVIATION ADMINISTRATION GRANT FOR FINGER LAKES
REGIONAL AIRPORT MASTER PLAN UPDATE**

RESOLUTION NO. 19-23, moved by Sprvr.Barnhart second by Sprvr.Shipley and adopted.

WHEREAS, the Finger Lakes Regional Airport (the Airport) is a Seneca County owned facility servicing the general aviation needs of business and recreational users in Seneca County and the region; and

WHEREAS, with grant funding from the Federal Aviation Administration (FAA) and the New York State Department of Transportation (NYSDOT), Seneca County has made a significant investment improving the Airport; and

WHEREAS, the FAA has indicated that a grant will be made available for a Finger Lakes Regional Airport Master Plan Update; and

WHEREAS, the Master Plan has not been updated in over a decade; and

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WHEREAS, Airport consultant, McFarland Johnson, has established project costs at \$300,000 with the following funding breakdown:

- FAA (90%) \$270,000
- NYS DOT (5%) \$15,000
- Local (5%) \$15,000

WHEREAS, the local match is available in the 2023 Airport budget under Professional Fees 305610-54330; and

WHEREAS, The Planning, Development, Agriculture, and Tourism Standing Committee reviewed and approved this resolution on January 24, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors hereby authorizes and directs the County Manager to sign all necessary documents to apply for and accept a FAA 2023 AIP Grant for a Master Plan Update for the Finger Lakes Regional Airport; and be it further

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

New Business

None

Unfinished Business

Sprvr. Krononewetter made a statement that Jill Henry and Mitch Rowe came up with some funding to purchase a traffic device for County Road 116 traffic, which will help make the road safer and individuals drive slower.

Sprvr. Rhinehart made a motion to move into Executive Session pursuant to section 105 Sub 1 D & F of NYS Opening Meetings Law to discuss pending litigation and Personnel matters which was seconded by Sprvr. Borst. The Board of Supervisors, County Manager, County Attorney, County Treasurer and County District Attorney were all invited into the Executive session.

Special Order of the Day

The Special Board meeting adjourned at 6:40 p.m. The executive session was started at 6:41p.m. and adjourned at 7:47p.m.