

BOARD OF SUPERVISORS SENECA COUNTY

Waterloo, New York 13165

July 11, 2023 Board Meeting Minutes

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. Hayes was not present.

Pledge of Allegiance and Moment of Silence

Public Hearings

The Board of Supervisors will held a public hearing on proposed Seneca County Local Law No. 6 for 2023 entitled “A Local Law Creating the County of Seneca, State of New York Water Service Law”. Sprvr. Barnhart made a motion to open the public hearing, Sprvr. Reynolds seconded the motion. No one from the public addressed the Board. Sprvr. Borst made a motion to close the public hearing, Sprvr. Brownell seconded the motion.

Presentations

Sprvr. Borst and Sprvr. Enslow presented the Brightest Star Awards to four students with the County school districts. Brightest Star Awards are for students that were nominated by their teachers or peers, and who consistently reflect the “5 Points of Light”. Academics, Involvement in school or community activities, responsibility, respect, and compassion. Maci Wilkins, Romulus Central School, Derek Martin, Seneca Falls Middle School, Nathanael Taylor, Seneca Bible Baptist Academy and Emily Williamson, South Seneca Middle School.

Matt Barkee, President of the Interlaken Fire Department came to address the Board regarding the tourism grant funding application that was sent in for their annual Auto Show & Flea Market. He stated this is the 38th annual car show, and that they are also holding a flea market and chicken BBQ. They hold this event every year to help raise money for the fire department. He stated if the Board decided to grant funding it would go towards marketing the event. Usually, 1,000 people attend some are from Canada, and Pennsylvania. He thanked the Board for giving him the opportunity to address them.

Stephani Krzyski, President of the Revitalization of Waterloo Committee came to address the Board regarding the tourism grant funding application that was sent in regarding local events the Committee would like to hold. The main event that was focused on was the Zombie 5K run/walk. The 5K will take place in Waterloo, NY on October 28, 2023. Participants should dress up in costume, and through the walk/run they will have zombies, red Gatorade and the trophies will be fake tombstones. She

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stated she hopes to have the Zombie 5K every year and have it grow as big as the It's a Wonderful Life 5K that is in Seneca Falls. The walk/run will benefit the Beverly Animal Shelter and Boy Scout Troop 74. She stated the funds would be used for advertising and covering event costs. She thanked the Board for giving him the opportunity to address them.

Jeff Shipley from the Chamber of Commerce presented his annual TPA Report & update on the 2024 total solar eclipse event planning. Jeff stated it has been a very slow start to the year 2023. It is down. Across the New York State spending is down, and has been down in both quarters of 2023. He stated Seneca County has not fared as bad as other parts of the State. Visitor spending in Seneca County for quarter 1 is down 3% over all 2021 letter, and are flat from last year. Retail has seen the biggest decrease. Jeff stated a survey was conducted by the 2023 State of the American Travel Briefing and it found that 62.6% of people report being cautious with their money due to recessionary concerns; 46.7% report that high prices kept them from traveling in past month; 32.9% report cancelling an upcoming trip due to inflation. 58.8% of consumers surveyed expect the U.S. to enter an economic recession in the next six months. Short term rentals are trending behind 2021 levels, down ~6%. The average length of stay across all traveler segments is 2.3 day. YTD, the average rate of repeat visitation is 23.6% (vs. 40% region). The biggest difference vs. region is from NYS visitors (26.6%) vs. (43.8%) 2023 Jan-Jun experienced a decrease of 16.4% over 2022 (40%). Jeff Shipley also touched on marketing strategies for the County. They have been focusing on digital advertising. They have seen significant increases in Google's CPC (\$.44 May 2022 vs. \$.80 May 2023). Top performing campaigns included: Canadian Finger Lakes Holiday and Seneca Lake Things to Do. The marketing campaign to date has served over 111,000 impressions. The Chamber is focusing on getting outdoors in Seneca County and in the Finger Lakes. The official visitor guide that the Chamber releases has tons of outdoors activities to do and visit. The Chamber hosted Hobie Eyewear for a fishing tournament on Cayuga Lake which brought people from all over the United States and some from Canada. Jeff Shipley also touched base on the upcoming solar eclipse that is projected to take place on April 8, 2024. NYS DOT projects 1 million additional visitors from Niagara Falls to Syracuse RMSC projects 10,000 visitors for their viewing event. In Seneca County the town of Junius will have the longest viewing time for the eclipse, with a 2 min and 41.5 sec view time. The partial eclipse will begin at 2:07:52 PM and the full eclipse will begin at 3:21:26PM. The TPA making Eclipse Glasses available to community.

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Petitioners

Dutton Andrews of Waterloo NY; addressed the Board regarding an incident that happened on May 1, 2023. On May 1, 2023 a farmer was spraying Anhydrous Ammonia in a field near his home. Dutton stated that the Ammonia is supposed to be put in around late October-November and no later than April. He stated that “farmers are doing unsafe practices.” This farmer put the Ammonia in May and the first two weeks of May were very warm, he stated there are very specific instructions on Anhydrous Ammonia and that is to be put in the ground when the temperature is 50 and below. Dutton stated this caused serious issues with him, causing his “throat to dry up, his eyes were burning and the glands by the side of his ears swelled up to the size of golf balls”. He stated he ended up in the emergency room because the Ammonia got into his lungs. He stated throughout the County there are fields that two to three miles long. His property is located “dead center” between fields that are 2-3 miles long. He stated the farmers spray from 8am to 8pm every day, Dutton stated this is a constant 700 PPM that he has been exposed to. He stated individuals usually report when it is between 50-100 PPM. He stated you can only be exposed from 30 minutes to an hour and after that you can become sick and die. He stated that he called 911 to report the spraying and that is when he ran into serious issues. Dutton stated that he has copies of reports, information, and a copy of body cam footage that he can/will share with the Board of Supervisors. He stated that Lt. Reed responded to the call, and that when he arrived, he told Dutton to attend the Junius Town Board meeting. Dutton stated that he went down there and that nothing was accomplished. Chairman Enslow stated that Dutton had reached his allotted time – set by the Rules of Order (5 mins) and told him that he could attend the next meeting to address the Board. Sprvr. Brownell followed up by stating the Junius Town Board meeting they have already reviewed this and that the farmer was within his right, and they all parties that needed to review the matter have, and Dutton is not happy with the results, so he now states he is going to send it to the FBI. He reiterated that the farmers are within their right and all organizations that monitor farmers and farm practices agreed.

Open Privilege of the Floor

None

Approval of Meeting Minutes

The minutes were approved. Sprvr. Barnhart motioned and Sprvr. Borst seconded.

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Report of Special Committees

Sprvr. Kronenwetter stated that the weed harvesting is taking place as planned on Cayuga Lake. He also stated he is excited about the future project of Sprvr. J Trout putting in a sewer line along the lake shoreline from Varick to connect it to Lower Lake Road. He also stated on that on the other side of the Cayuga Lake they are putting in 275 grinder pump stations and installing over 8 miles of unground sewage forces mains and two intermediate pump stations with the Aurora sewer plant upgrades. Sprvr. Kronenwetter also touched based on the algae blooms and zebra mussels in Cayuga Lake and stated that we will need to eventually update our intake plants because there is no easy answer to get rid of the harmful bacteria in our drinking water.

Sprvr. Partee announced she will be calling a special Broadband Committee meeting in a couple weeks, she stated the design phase with NY Engineer Services is almost complete. The engineer plans to address the Board at the September Board meeting.

Sprvr. J. Trout stated that Seneca County Soil and Water is sponsoring another Soil Health Workshop on Thursday July 13, 2023 at 10am Lott Farms, and all the Supervisors are invited.

Sprvr. Hayes was absent but asked Chairman Enslow to remind everyone that there will be a Special Water and Sewer meeting on Tuesday July 18, 2023 at 6pm in the Board of Supervisors chambers.

Chairman's Remarks

Sprvr. Enslow wanted to thank everyone who made it to the IDA Willard Redevelopment Meeting at the South Seneca Highschool – open to the public. He stated there was a good turn out, tons of interesting ideas on what the Willard campus could be redesigned and used for. Sprvr. Enslow also touched based on the Special Committees, and stated that if your Committee has not met in a while please make sure to set up a date and time and touch base on any projects or issues that may be lingering.

County Manager's Remarks

Mitch Rowe stated that the County is into its second week at department level with the 2024 budget. He said the budget went live on Friday June 30, 2023, and departments have until Friday September 1, 2023, the budget will then roll and Mitch, Kyle (Deputy County Manager) and Halle Stevens (Finance Director) will work on putting the budget all together. Sometime in mid-October the tentative budget will be filed with the Board of Supervisors. He also stated that this past weekend – July 8th there were two ceremonies introducing the third and fourth and fifth historic markers here in Seneca

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County. There was a ceremony at the Oak Hill Cemetery in the town Varick and there was another ceremony at the Three Bears in front of the Baby Bear in the Village of Ovid. The last ceremony will be later this year in the Town of Lodi at Lodi Point State Park. Mitch thanks Roy Gates- Highway Superintendent and his staff for helping with the installation of these historic markers. Mitch followed up on the elevator project at the Paper Bear. He stated that the installation is still moving forward to allow paper bear to have updated accessibility, and the engineers believe it will be completed by the Board annual meeting in October.

County Attorney's Remarks

None

Communications: Communications #55-61 have been received and filed.

55. Final NYS equalization rates for the 2023 assessment rolls for municipalities in SC
56. Resolution from the Town of Geneva Opposing an increase in high and duration of Seneca Meadows landfill
57. Finger Lakes Regional Airport Advisory Committee meeting minutes 03.2023
58. Seneca County Farm Bureau newsletter
59. Town of Tyre Notice of Public Hearing in consideration of adoption of Local Law #4 of 2023 of the Town of Tyre. Local Law #4 would amend the Town of Tyre Zoning Law to provide regulations for the placement, design, construction, operation, monitoring, modification, and removal of battery energy storage systems.
60. Seneca County IDA July Meeting Notice
61. Thank you letter from the Town of Covert and Three Falls LDC, for the Board supporting Camp Barton

RESOLUTIONS & MOTIONS



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COUNTY MANAGER AUTHORIZED AND DIRECTED TO SIGN A CONTRACT WITH ELIZABETH PIA-MILLER TO PROVIDE SPEECH LANGUAGE SERVICES FOR THE PRE-SCHOOL PROGRAM

RESOLUTION NO. 172-23, moved by Sprvr. Borst second by Sprvr. Ferrara and adopted.

WHEREAS, the Health Department is required to contract with professionals to provide services for the children enrolled in the Pre-School Program; and

WHEREAS, there is a need for additional Speech Language Pathology therapists to meet the needs of children enrolled in this program; and

WHEREAS, Elizabeth Pia-Miller, 34 Cayuga Street, Trumansburg, New York is available to provide these services; and

WHEREAS, the funding is in the Public Health Budget line 104149-54700; and

WHEREAS, the contract will expire on June 30, 2025, and Ms. Pia-Miller will be compensated at a rate not to exceed \$85 per half hour session; and

WHEREAS, the Health & Human Services Standing Committee has authorized this contract at their meeting on June 27, 2023; now, therefore be it

RESOLVED, that the County Manager is hereby authorized and directed to sign a contract with Elizabeth Pia-Miller to provide Speech Language Pathology therapy services for the Pre-School Program

SENECA COUNTY DIVISION OF HUMAN SERVICES TO CONTRACT WITH BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH INC. FOR CHILD WELFARE RELATED PREVENTIVE SERVICES

RESOLUTION NO. 173-23, moved by Sprvr. Borst second by Sprvr. Reynolds and adopted.

WHEREAS, the Seneca County Division of Human Services will contract with Berkshire, Inc. for Child Welfare Related Preventive Services;

WHEREAS, the services to be provided in the amendment are the following:

- On Call Emergency Services for Preventive Services
- Family Advocacy, Assessment & Engagement Services
- Home and Community Based Preservation Services, providing at least weekly visitation
- Assistance with Supervised Visitation when Court Ordered
- Youth Advocacy and Skill Building
- Family Team Meetings for Child Protective and Preventive Services
- Socialization and learning groups for children
- Home and Community based Parenting Services
- Transportation Services for Families; and

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WHEREAS, this contract of \$188,308 for 2023, and budgeted in line item #10-6070-54700-POS47;

WHEREAS, this resolution has been reviewed and approved by the Health & Human Services Standing Committee on June 27, 2023; now, therefore be it

RESOLVED, the Board of Supervisors authorizes the approval of the agreement with Berkshire, Inc. and the County Manager would be authorized and directed to sign the agreement with Berkshire, Inc.

BOARD OF SUPERVISORS TO APPROVE SENECA COUNTY DIVISION OF HUMAN SERVICES CONTRACTUAL AGREEMENT WITH CAYUGA CENTERS FOR YOUTH AND FAMILY RESOURCE CENTER RESPITE SERVICES

RESOLUTION NO. 174-23, moved by Sprvr. Borst second by Sprvr. D. Trout and adopted.

WHEREAS, the Seneca County Division of Human Services seeks to contract with Cayuga Centers; and

WHEREAS, the services to be provided are the following:
Respite and Short-term Emergency Placements
Family Visitation/Time for Reunification
Education Services and Transportation to School of Origin
Behavioral Management
Health and Mental Health Services

WHEREAS, this contract shall not exceed \$127,750.00 annual cost; and

WHEREAS, this contract has been reviewed and approved by the Health & Human Services Standing Committee on June 27, 2023; now, therefore be it

RESOLVED, the Board of Supervisors authorizes the County Manager to sign the approval of the contract with Cayuga Centers for Family Resource Respite Services and other related services; and be it further

RESOLVED, that the Department of Finance is hereby authorized and directed to amend the 2023 budget as follows:

Account number	Line Item	Revenue	Expense
106010-54700 POS 56	Contractual	Decrease	\$127,750.00
106010 54700 POS 47	Contractual	Increase	\$127,750.00

; and be it further

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

2023 WORKFORCE DEVELOPMENT YOUTH BUREAU/BOARD'S

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BRIGHTEST STAR RECOGNITION

RESOLUTION NO. 175-23, moved by Sprvr. Borst second by Sprvr. Barnhart and adopted.

WHEREAS, the 2023 Brightest Star Award recognizes four middle school students in Seneca County; and

WHEREAS, nominations are received from school personnel and other youth serving agencies; and

WHEREAS, students were nominated and chosen for consistently reflecting the 5 Points of Light: Academics, Involvement in School or Community Activities, Responsibility, Respect, and Compassion; and

WHEREAS, this resolution was approved by the Health & Human Services Standing Committee on June 27, 2023; now, therefore be it

RESOLVED, that the Seneca County Youth Bureau and Youth Board and the Seneca County Board of Supervisors recognize and congratulate the following students for being selected for the 2023 Brightest Star Award.

Maci Wilkins

Romulus Central School
Town of Fayette

Nathanael Taylor

Seneca Bible Baptist Academy
Town of Seneca Falls

Derek Martin

Seneca Falls Middle School
Town of Seneca Falls

Emily Williamson

South Seneca Middle School
Town of Covert

SENECA COUNTY DIVISION OF HUMAN SERVICES TO CONTRACT WITH CHILDREN AWAITING PARENTS, DONALD J. CORBETT ADOPTION AGENCY FOR FOSTER CARE RECRUITMENT AND HOME FINDING SERVICES

RESOLUTION NO. 176-23, moved by Sprvr. Borst second by Sprvr. Reynolds and adopted.

WHEREAS, the Seneca County Division of Human Services will contract with Children Awaiting Parents for Foster Care Recruitment and Home Finding Services;

WHEREAS, the services to be provided in the contract are the following:

- Recruit/Train and Certify Foster Care homes in the County
- Administrative Expenses
- On Call Services for Foster Care Children and Foster Families
- Administration of Permanency Round Table and Family Team Meetings for Foster Care
- Discharge Planning and Resources for Youth Aging Out of Foster Care
- Permanency for Foster Youth; and

WHEREAS, this contract of \$167, 833, and is budgeted within the Department of Human Services Purchase of Services 106070 54700 contractual lines; and;

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WHEREAS, this agreement has been reviewed and approved by the Health & Human Services Standing Committee on June 27, 2023; now, therefore be it

RESOLVED, the Board of Supervisors authorizes the approval of the agreement with Children Awaiting Parents and the County Manager would be authorized and directed to sign the agreement with Children Awaiting Parents; and be it further

RESOLVED, that the Director of Finance is authorized to amend the 2023 budget as follows:

106070 54700 POS47 Detention Prevention Contracts Decrease Expenditure \$167,833
54700 POS24 CAP Kinship Increase Expenditures \$167,833

; and be it further

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

SENECA COUNTY BOARD OF SUPERVISORS TO APPROVE THE 2023-2024 SUPERVISION AND TREATMENT SERVICES FOR JUVENILES PROGRAM (STSJP) PLAN AND CHAIRMAN OF THE BOARD OF SUPERVISORS APPROVES THE ELECTRONIC SUBMISSION OF THE STSJP PLAN BASED ON COUNTY ATTORNEY REVIEW AND APPROVAL

RESOLUTION NO. 177-23, moved by Sprvr. Borst second by Sprvr. Rhinehart and adopted.

WHEREAS, the County is required to submit an annual plan covering the period October 1, 2023 – September 30, 2024 for the Supervision and Treatment Services for Juveniles Program;
and

WHEREAS, the plan is due August 4, 2023; and

WHEREAS, the Chairman of the Board must designate a lead agency; and

WHEREAS, in previous years' the County Manager has designated the Division of Human Services as the lead agency for this program; and

WHEREAS, this plan provides for local services to divert youth from placement and replacement in detention or residential care, who are at risk of becoming, alleged to be or adjudicated as Juvenile Delinquents (JD's) both non-Raise the Age (RTA) and Raise the Age youth; Raising the Lower Age of Juvenile Delinquency Differential Response for Children Under 12 Years of Age; Person in Needs of Supervision (PINS) or who are Juvenile Offenders (JO's), Adolescent Offenders (AOs) or Youthful Offenders; and

WHEREAS, these services are also intended to maintain youth safely in the community pending a family court disposition or conviction in criminal court; and

WHEREAS, funding for this program is capped at \$40,025 state reimbursement; and authorizes the County Manager to amend the capped amount based on state reimbursement; and

WHEREAS, this funding is budgeted in line item 106070 54700 POS47; and

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WHEREAS, this request has been approved by the Health and Human Services Standing Committee on June 27, 2023 now, therefore be it

RESOLVED, the Seneca County Board of Supervisors approves the 2023-2024 Supervision and Treatment Services for Juveniles Program Plan and directs and authorizes the Chairman of the Board of Supervisors to approve the electronic submission of the plan based on County Attorney review and approval.

REQUEST FOR PROPOSAL FOR BOILER REPLACEMENT AT SENECA COUNTY LAW ENFORCEMENT CENTER

RESOLUTION NO. 178-23, moved by Sprvr. D. Trout second by Sprvr. Brownell and adopted.

WHEREAS, the boiler system at the Seneca County Law Enforcement center are 18 years old and have met their life expectancy; and

WHEREAS, it is recommended that these boilers be replaced due to inefficiency and availability of parts; and

WHEREAS, it would be recommended to send out a Request for Proposal to engineers for replacement costs for bidding purposes and to assist in developing bid specifications for said replacement; and

WHEREAS, the Public Works Standing Committee reviewed and approved this resolution at its June 27, 2023 Committee meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes and directs the County Manager to solicit Requests for Proposals for the replacement of boilers at the Seneca County Law Enforcement Center.

BOARD OF SUPERVISORS AUTHORIZES CHANGES TO SENECA COUNTY POLICY MANUAL TO PERMIT USE OF APPROVED THERAPY DOGS ON COUNTY PROPERTY

RESOLUTION NO. 179-23, moved by Sprvr. D. Trout second by Sprvr. Partee and adopted.

WHEREAS, the use of therapy dogs is a science based and accepted therapeutic tool for both counseling and communication enhancement in a variety of mental health and forensic services; and

WHEREAS, current Seneca County Policy restricts the use of such dogs on county property; and

WHEREAS specific requests have been made by the Director of Mental Health Services and the District Attorney's Office to allow the use of therapy dogs on county property in the furtherance of counseling and communications enhancement; and

WHEREAS, the policy changes proposed both allow the therapy dogs to be on county property, but also provides a structured process for the approval and use of such animals; and

WHEREAS the proposed changes to Policy § 510.400 and addition of Policy § 510.601 would allow these services to be provided under proper guidance and authority; and

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WHEREAS this proposed change was presented to the Human Resources and Government Operations Standing Committee, approved, and forwarded the Board of Supervisors for action at its meeting on June 27, 2023; now, therefore be it

RESOLVED that the Seneca County Board of Supervisors hereby adopts and approves the changes to Seneca County Policy Manual, amending § 510.400 and adding § 510.601, the same attached hereto, to allow for and the administration of the use of approved therapy dogs on Seneca County property for specific services.

BOARD OF SUPERVISORS APPROVES THE CREATION AND FILLING OF ONE (1) FULL-TIME CONFIDENTIAL SECRETARY TO THE SHERIFF POSITION

RESOLUTION NO. 180-23, moved by Sprvr. J. Trout second by Sprvr. D. Trout and adopted.

WHEREAS, the Sheriff's Department has identified the need for a full-time Confidential Secretary position at the Law Enforcement Center; and

WHEREAS, the Sheriff has identified one (1) full-time vacant Staff Resources Assistant II position that has not been filled due to a retirement in May 2022; and

WHEREAS, the Director of Finance has reviewed the 2023 budget and there is sufficient funding in the Full-time Account Code #103110-51100; and

WHEREAS, this position has been reviewed and approved by the Vacancy Committee and the Human Resources & Government Operations Standing Committee on June 27, 2023; now, therefore be it

RESOLVED, that the Board of Supervisors approve the creation and filling of one (1) full-time Confidential Secretary to the Sheriff at Grade 2, Hire rate on the Management Salary Schedule (\$43,066); and, be it further

RESOLVED, one (1) full-time Staff Resources Assistant II positioned is hereby abolished in order to fund the new full-time position; and be it further

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

BOARD OF SUPERVISORS APPROVES THE CREATION AND FILLING OF ONE (1) FULL-TIME CLEANER POSITION AT THE LAW ENFORCEMENT DEPARTMENT

RESOLUTION NO. 181-23, moved by Sprvr. J. Trout second by Sprvr. Rhinehart and adopted.

WHEREAS, the Facilities Department has identified the need for a full-time Cleaner at the Law Enforcement Center; and

WHEREAS, recruitment efforts are proving to be difficult to fill part-time Cleaner positions for the Law Enforcement Center due to background checks and the nature of the environment; and

WHEREAS, the Superintendent of Facilities has identified two (2) part-time Cleaner positions that have not been filled due to recruitment efforts and abolishing both part-time positions to create a full-time Cleaner position would attract a greater pool of candidates; and

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WHEREAS, the County Manager has reviewed the 2023 budget and there is sufficient funding in the Full-time Account Code #101620-51100 to support this position for the remainder of 2023; and

WHEREAS, this position has been reviewed and approved by the Vacancy Committee and the Human Resources & Government Operations Standing Committee on June 27, 2023; now, therefore be it

RESOLVED, that the Board of Supervisors approve the creation and filling of one (1) full-time Cleaner position at Grade 1 of the CSEA Bargaining Agreement (16.047/\$34,126); and, be it further

RESOLVED, two (2) part-time Cleaner positions (one located at the LEC and one at the COB) are hereby abolished in order to assist in funding the new full-time position; and, be it further

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

***Sprvr. J. Trout stated he wanted to thank County Attorney Dave Ettman and County Manager Mitch Rowe for working on and finalizing the Water Use Law. ***

RESOLUTION INTRODUCING LOCAL LAW 6 OF THE YEAR 2023, "A LOCAL LAW CREATING THE WATER USE LAW FOR SENECA COUNTY WATER DISTRICT NO. 1"

RESOLUTION NO. 182-23, moved by Sprvr. Borst second by Sprvr. Hayssen and adopted.

WHEREAS, the creation of a Local Law to guide and dictate water delivery, use and consumption in Seneca County Water District No. 1 is appropriate and necessary; and

WHEREAS, this resolution has been reviewed and approved by the Water and Sewer Treatment Management and Operations Standing Committee at its Special Meeting on June 27, 2023; now, therefore be it

RESOLVED, that the that copies of the aforesaid proposed Local Law be laid upon the desks of each member of the County Board; and, be it further

RESOLVED, that the Interim Clerk to the Board publish or cause to be published a Notice of said Public Hearing in the official newspapers of the County at least ten (10) days prior thereto; and be it further

RESOLVED, that the County Board of Supervisors will hold a Public Hearing on said proposed Local Law at the County Office Building, 1 DiPronio Drive, Waterloo New York at or about 6:00 P.M., on July 11, 2023; and be it further

RESOLVED, that the Seneca County Board of Supervisors hereby introduces proposed Local Law D of 2023, entitled "A Local Law Creating the County of Seneca, State of New York Water Service Law", to read substantially in the following form:

1.1 TITLE

The title of this Local Law is and shall be known and cited as the Water Use Law for Seneca County Water District No. 1

1.2 PURPOSE AND APPLICATION

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- A. It is the intent of the Board of Supervisors for Seneca County to continue to furnish an adequate supply of pure and wholesome water to the residences, businesses, and industrial establishments within the water districts of the County, and its immediate vicinity. Further, such supply shall be of sufficient pressure in its water supply system to adequately protect the buildings in the district from damage or destruction by fire and to permit the residents served by the County to have the protected rate of the fire rating organizations on their fire insurance for both their buildings and personal property.
- B. This Local Law is therefore enacted in order that the water supply system be properly maintained, improved, and extended for the benefit of the water users and taxpayers within the limits of the various water districts created or established by the County, and to such customers of other districts or out of district users connected to the County system.
- C.

Applicability of this Local Law, This local law shall be applicable to all property and water users within the districts established by the County, and it shall be applicable to all water users outside of such County districts as terms of a contract in accordance with which water is or will be supplied to such out of district users.

1.3 RULES AND REGULATIONS PART OF CONTRACT

- A. The regulations set forth in this Local law, shall be considered a part of the contract of any person who obtains water from the County, or any district served by the County, and every such person or entity shall be considered as having expressed their consent to be bound thereby.
- B. Provisions for specific rules, charges, fees, and rates shall be from time to time established by resolution of the Seneca County Board of Supervisors (SCBOS) and the same may be shown as a supplement or appendix to this local law. As these may change from time to time, they shall be posted on the Seneca County website, and a copy available at the office of the Water Systems Administrator.

1.4 APPLICATION OF FEDERAL AND STATE STATUTORY GUIDANCE

- A. This local law is subject to the application of appropriate state and federal statutory and regulatory guidance.

2.0 DEFINITIONS

Unless the context specifically indicates otherwise, the meanings of the words and terms used in this local law shall be as follows:

ANSI — The latest revised standards of the American National Standards Institute

Approved water system or system – Any water supply approved by the New York State Department of Health, pumping apparatus, water storage tanks, water mains, service lines, pipes and all appurtenances of any water improvement, water supply and distribution facilities.

ASTM — The latest revised standards of American Society for Testing and Materials

AWWA — The latest revised standards of the American Water Works Association

Board Of Supervisors (BOS) – The Seneca County Board of Supervisors acting on behalf of Seneca County water District No. 1

Builder— Any person, firm or corporation who or which undertakes to construct any building, either under contract or for resale

Clerk — The person designated by the BOS or SCWA to perform the duties herein conferred on the Clerk of the Departments of Water and Sewer

Confined Space – Any space that has limited or restricted means of entry or exit, any time when work can't be performed without any part of the body breaking the plane of the ground at grade level.

Customer – The person to which the water service is being supplied and person responsible for the payment of water or services provided by the district.

Developer — Any person, firm or corporation who or which subdivides lands for the purpose of constructing or causing to be constructed buildings for which provisions are required to be made for water supply.

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District – Seneca County Water District #1 the water supply, transport and distribution system accepted by Seneca County from the U.S. Army, formerly Seneca Army Depot, created by Resolution No. 110-100 of the Seneca County Board of Supervisors.

Family — A single distinct household, consisting of one or more persons who live in a single residence or live apart from the other occupants of the same building

Hydrant — The valved standpipe, connected to the water main, for supplying water for fire protection

Occupant - Any person in possession or control of any premises or part of thereof.

Out of District- Pertaining to the property outside the established bounds of the Seneca County Water District

Owner — Any person having legal title to real property

Person — Any individual, firm, company, association, society, corporation, or group

Property Line — The boundary line of a public highway, street, alley, or easement

Public Street – shall mean any street, avenue, ally, road or right of way that is held for any highway purpose under the jurisdiction of any village, town, city, county, or the State of New York.

Premises – shall mean a parcel or track of land not under the jurisdiction of the water department whether or not occupied by a structure.

Private water system- any water system not approved by the New York State Department of Health for public distribution or not operated by the County of Seneca.

Seneca County Water District No. 1 – (SCWD) the water supply, transport and distribution system accepted by Seneca County from the U.S. Army, formerly Seneca Army Depot, created May 9, 2000, by resolution No. 110-100 of the Seneca County Board of Supervisors

Seneca County Water System – the collection of water mains, meters, hydrants, storage components and connectors that transports and delivers potable water within the service area and authorized extensions. (System or SCWS)

Seneca County Water Systems Administrator (WSA) – The person designated by the Seneca County Board of Supervisors for the day-to-day management of the county water system(s)

Service connection – All piping, fittings and equipment used to supply water to any premise which is installed within the limits of the right of way between the main and the curb box shut off.

Service pipe- all piping, fittings and equipment from curb box shut off to water meter or 12” inside of where pipe extrudes foundation wall, slab, ground or crawl space.

Superintendent — The person designated and appointed by the Board to supervise the operation of the district, inspect and supervise the installation of connections to the district, supervise employees of the district and enforce observance of the rules, regulations and ordinances of the district.

Supply Line—A water line on the building side of the meter used for the distribution of water to the building or property

Engineer—The duly appointed or designated NY State licensed Engineer for the Seneca County Water System(s)

Water—Water collected from any well, spring, stream, pond, or lake which is treated and distributed to the public for human consumption

Water Line — A pipe or conduit used for transporting water

Water Main — The water distribution line located in any public street or easement of the SCW System(s) other public agency or body within the water service area of the SCW System(s)

Water Service — The water line from the water main via a curb-stop and meter to supply a building

Water Operator – In New York State, individuals working at water treatment plants and/or distribution systems who are responsible for process control/system integrity decisions on water quality or quantity that effect public health are required to hold a valid certification issued pursuant to 10 NYCRR Subpart 5-4.

3.0 MANAGEMENT, SUPERVISION AND OPERATIONS

- A. Pursuant to County Law, overall ownership and management of the Seneca County Water Supply System is under the Seneca County Board of Supervisors. Except as provided herein, management

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authority shall be delegated to the Water Systems Administrator as designated by the BOS to act in their place. The Chair of the Water & Sewer Treatment Management and Operations Committee of the Board of supervisors shall be the point of contact between the Water Systems Administrator and the BOS.

- B. In the event of an absence or vacancy in the position of Water Systems Administrator, the County Manager shall serve as acting Water Systems Administrator. If there is a vacancy in the position of County Manger, the Senior Water Systems Operator shall act as interim Water System Administrator.
- C. Day to day operations of the Seneca County Water Supply System shall be the responsibility of the Water Systems' NYS Certified Water Operator(s).

D.

4.0 UNAUTHORIZED TAKING OF WATER PROHIBITED

- A. No water shall be taken from the District mains, service pipe, hydrants, fixtures, or apparatus by any means whatsoever until all required applications have been approved and all fees, or other charges have been paid to the District.
- B. Any person or entity having been determined to have taken water from the District without payment of all fees, charges, or other written permission shall be subject to possible criminal charges for theft of services or property, as well as civil actions for damages, as determined by the BOS.
- C. Any person who is being supplied with water by the Seneca County Water District shall be deemed to have accepted and approved the rules and regulations pertaining thereto. The continuing to take water after any amendment, change, or addition to the rules and regulations shall be deemed an acceptance of such.

5.0 ESTABLISHMENT OF WATER SERVICE

- A. Existing Water Service Connections
 - I. Upon change of ownership of a property within the SCWD, an application must be filed with the WSA or as designated to identify the new property owner, contact, and billing information. In addition, appropriate close out meter-reading and billing for the prior ownership shall be completed.
 - II. Application fee, security deposit, or other charges may be applied as determined by the BOS.
 - II. Meter, and if applicable, meter pit, shall be inspected and maintenance be performed as determined necessary by the WSA.
- B. New Main or Service Connections
 - I. All persons desiring a water supply from a Seneca County Water System must first make a written application to the WSA on a form provided for such purpose stating fully the location(s) and purpose(s) for such service, as well as the name of the property owner and/or the person responsible for the service connection and payment for water services.
 - II. An application fee set by the board must be paid in full upon filing of the application. Additional fees may be charged if the County water district incurs charges for reviewing the applications by other professionals, including but not limited to attorneys; engineers; surveyors; or other experts for reviewing the application, in addition to all necessary inspection fees. All applications will be approved or disapproved in writing.
 - III. If the entity requesting establishment of water supply through a new connection, that portion of the application must be completed. The owner must also agree to pay all charges and inspection fees for making a connection. The service pipe or pipes supplying the property shall be metered at a point or points to be determined under this law by the WSA. The owner of the property shall be responsible for all water supplied to the property beyond the meter installation.
 - IV. Whenever an application is made for the service of water to a mobile home park, apartment complex or tract for development, there shall be a map and engineered plan thereof showing its location, the number of mobile homes, apartments, homes, and other structures to be served.
 - V. The SCWD/WSA reserves the right to deny any application for new service if in its judgment, such service connection would not be in the best interest of the Seneca County Water District.
- C. Construction of New Water Lines Within the District

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- I. Any extension of any water main shall be at the cost of the person or property to benefit from such extension. Such costs may include, but are not limited to engineering services, environmental studies or economic analysis incurred by the SCWD.
- II. Applications or intentions to construct new water main or significant branch lines must be submitted and approved by the WSA, subject to oversight of the BOS, and compliance with NYS SEQRA and any applicable NYS DEC rules or regulations.
- III. All designs, materials, and methods of construction must be approved in advance by the WSA, subject to oversight by the BOS.

6.0 LIMITATIONS AND CONDITIONS OF SERVICE

- A. A separate tap, water service and meter are required for each building served with water, except that a group of buildings owned by one (1) person or entity, where all portions thereof are occupied by persons for similar purposes, may be served by one (1) water service and meter. No person shall connect water from one service pipe into two or more separate buildings without obtaining written permission from the District. The WSA reserves the right to evaluate all proposed connections to determine compliance with this provision.
- B. No owner or tenant of any premises supplied with water by the SCWD will supply water to any other property, nor shall their faucet or fixtures be configured such that other parties may obtain water therefrom. If found so doing, the supply will be discontinued and the supply will not be restored until all sums due for water have been paid, along with any penalty imposed, as well as any corrective installations or extensions as may be required. (See Bulk Water Supply)
- C. The penalty for illegal connections shall be as determined by the BOS/SCWS.
- D. Upon approval of an application for water service, the applicant agrees to terminate any connection to a private water system prior to final connection to the public system. There shall be no way in which an interconnection with the Seneca County water system is possible. An inspection by the district will be required. Any interconnection found shall mean termination of water service to said property.

See Appendix "B" **CROSS CONNECTION CONTROL**, Seneca County Local Law 1 of 2011.

7.0 METER READING AND BILLING

Except as set forth herein or by special agreement, all water service billing shall be based upon meter reading by the SCWD.

A. Meter Reading

- I. Reading periods. Water meters shall be read on a scheduled reading period, as established by the SWA, by SCWD personnel.
- II. In the event that a remote reading is not possible, the user shall provide access to SCWD personnel to take a direct reading and address any issues with a remote meter. Such access shall be scheduled in advance to minimize any inconvenience to the user.
- III. Failure to grant admittance to the water meter reader may result in the SCWD utilizing an estimate of the consumption of water, and the bill rendered shall be subject to the same penalties and charges as any regular bill.
- IV. If the meter reader is unable to read the meter at least once in a nine (9)-month period because of failure to grant admittance, the water service may be discontinued.
- V. Any special reading, to include but not limited to close out/transfer of service, voluntary shutoff, or other, shall be done at an additional charge as established by the SCWD. Special readings will be scheduled as available by the SCWD.

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B. Billing

I. Billing shall be sent by mail to the address provided on the application. Any billing returned shall be investigated by the SCWS and a bill may be posted to the property. If such posting is required on two or more occasions, a separate administrative billing charge may be imposed as set forth by regulation or resolution.

II. Bills shall be based on water usage by meter reading (actual or estimated), at a rate established by the BOS. Bills may also include late charges, service charges, and debt service payments as may be appropriate.

III. All bills shall be paid within 30 days of date of mailing

IV. Bills may be paid in person at the Finance Department, Seneca County Office Building, or by mail, as set forth in the billing statement.

V Failure to pay on or before the due date may incur a late penalty. Interest on any unpaid balance will be charged at a rate of 1.5 % per month.

VI. If an account remains unpaid for more than ninety (90) days, service may be disconnected. Customer may make a written hardship application to the WSA to avoid termination.

VII. Any unpaid balance may be subject to re-levy upon the property owner's property tax bill. Additional penalties and interest may be applied. No additional notice shall be made upon such re-levy.

VIII. Temporary/Seasonal Service Shutoff.

a) Any owner or duly authorized agent wishing to discontinue the water service to premises being left temporarily vacant must give written notice thereof to the WSA requesting water service be turned off.

b) Only SCWD personnel may turn on or turn off water service. Fees may be charged for this service, and the resumption of services at a later date.

c) Should it be determined that water service has been turned off by anyone other than SCWD personnel, the property service may be subject to penalties and charges for minimum water service.

IX. Vacant Premises –

a) Should premises be deemed vacant or otherwise abandoned, without prior notice having been provided to the WSA, the SCWA may, no sooner than twenty-four (24) hours upon posting notice of intent to do so, shut off water service to the premises. A copy of the posted notice shall be mailed to the billing address for the property. Water service will not be restored until a written request for the resumption of water services is made to the WSA and any services charged paid.

b) In the event that a leak or other issue warranting immediate action is required at a property appearing to be vacant or abandoned, the SCWA may take all steps necessary to address the action and notify the property owner by posted notice and mail notice as soon as possible.

8.0 Service Line, Pipe, Connections, Installation and Maintenance

A. All new main or service connections shall be installed in compliance with Appendix "C", "MATERIALS AND SPECIFICATIONS FOR SERVICE CONNECTIONS"

B. No water flow shall be permitted until the installation has been inspected, approved, and metered by the District.

C. No new tap shall be made to a water main to connect with a service line which is intended to replace an existing service line unless the existing service line is properly disconnected at its tap to the main. The expense of such disconnection shall be borne by the owner or applicant.

9.0 Meters - Generally

A. All connections to any water main of the System shall be metered. Absent specific written or existing agreement, all meters shall be supplied by the SCWS and shall remain the property of the County. Installation of meters shall be done only with a permit authorization and subject to inspection

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by personnel designated by the SCWS. Curb stop locations and meter enclosures as required shall be determined by the SCWS.

B. SCWD SHALL NOT engage in nor allow any user to engage in any form sub-metering of water services. Violations of this provision by any customer may result in sanctions as provided for by the Board.

C. Meter Testing -

I. If the district believes a meter is inaccurate, they shall have the right to remove the meter for testing which will be done at the expense of the district.

II. If the customer believes that a meter is reading inaccurately, they shall notify the district in writing of such concern. Upon payment of a security deposit, the meter will be removed and replaced with another while out for testing. If the meter is found to be operating within the limits of the AWWA meter guidelines, the customer shall be assessed the security deposit as a charge as established by the BOS for such service. If the meter is found to be inaccurate, the deposit will be returned to the customer.

10.0 Meters – Locations and Installation

- A. The District shall have the right to designate the size, type and make of the meter to be installed for all water services. The District requires meters on all service pipes.
- B. All service connections, main valves and curb valves shall be installed by the District or its authorized agent. The cost of installation including inspections, labor, parts, and materials shall be borne by the customer.
- C. Curb valves will be placed on the property boundary of the customer and will be equipped with a curb stand protruding above grade this will be maintained by the district. If the curb valve is in an area with vehicular traffic a 6" curb box will be installed having a lid cast with the word water.
- D. Meters with meter pit shall be installed no more than twenty-five (25) feet from the curb stop and shall be located on the customer's property. Meter installation shall be done either by the SCWD or by an authorized and permitted installer. In all cases, installations of service pipes up to and including the water meter shall be inspected by the SCWD before back filling. A minimum of 1 full business day's advance notice shall be required.
- E. All meters for one (1) to two (2) inch pipes shall be installed with brass ball valves within 18 inches on both sides of the meter so that the meter can be removed or replaced without complication. Larger meters shall have gate valves installed within 8 feet each side of the meter.
- F. No meter pit shall be installed causing a confined space entry to service or remove meter.
- G. Except as may be determined by the SCWD, all meters are and remain the property of the SCWD
- H. The customer shall be responsible for the expense of repair or replacement of the water meter if damaged but not limited to fire, freeze, flooding, accident, misuse, or loss by any cause.

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- I. All meters/meter pits shall be kept clear of rubbish or obstructions of any kind. The District reserves the right to test or replace any meter with a minimum of 72 hours' notice. The owner or tenant shall provide convenient access and time to do such work.
- J. No meter shall be set, removed, disconnected, disturbed, or tampered with except by employees or agents of the water District.

11.0 Maintenance Responsibilities and Control

- A. SCWS exclusively controls and maintains the service connection between the main line connection and the curb stop.
- B. SCWS shall not be liable for any leaks, repairs, or maintenance of any service pipes beyond the curb stop to the serviced property. It is the responsibility of the customer to maintain the service pipe from the curb stop to the meter and beyond to the point of service, to maintain working order and free of leaks.
- C. Any leaks found on a service pipe shall be repaired or replaced immediately but not to exceed 7 days of when leak was found. After 7 days the service will be turned off at the curb stop until properly fixed. All repairs must be done using SCWS approved materials and methods, and at the customer's expense.
- D. If for any reason SCWS must intervene on an emergency basis to effect repairs beyond the curb stop to the meter or to the serviced property, the costs of such repairs shall be billed to the customer.
- E. Owner is responsible for all metered water to the serviced property.

12.0 Non-Residential, Non-Standard Service Connections

- A. Water for Construction, Commercial or Bulk Delivery
 - I. All persons desiring to use water for building purposes must make an application in writing to the WSA for a permit to use water for on or off-site construction as well as bulk delivery. All applications shall state accurately the quantity of water anticipated to be used, and/or the time period to which water will be drawn.
 - II. Bulk water may be sold from a hydrant or other connection at the discretion of the WSA.
 - III. A minimum fee or charge may be set for the setup of a water meter and anti-backflow devices in such cases. Any person or business entity utilizing water from the SCWS must be permitted for bulk delivery, commercial or construction use prior to water service is supplied.
 - IV. WSA shall provide a secure special meter, as necessary, to provide for the accurate measurement of the water taken and calculate the price for the same. All bulk customers must also follow conditions necessary to avoid cross-contamination. Example: Reduced Pressure Zone (RPZ), Air Gap, Double-Check Valve Assembly. (See Appendix B.)
 - V. Before the issuance of a permit under this provision, a deposit for both the anticipated water usage, as well as the special meter may be charged and if so, must be paid prior to service.

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- B. Steam Boilers
 - I. Steam boilers taking water from the waterworks will be required to have tanks that will contain an ample supply of water for twenty-four (24) hours in the event that water supply is interrupted for any reason.
 - II. The SCWD will not be responsible for any accidents or damage should such be sustained by a violation of this rule.
 - C. Commercial or Industrial Users
 - I. Any potential user of water from the SCWS who intends to operate a large-scale commercial or industrial application must indicate their intent on the application submitted to the WSA.
 - II. Depending on the nature and amount of water to be supplied, additional documentation, to include compliance with NY SEQRA may be necessary, as directed by the WSA.
- 13.0 Hydrants, Fire Suppression or Other Similar Connections**
- A. Opening of fire hydrants - No person shall open any fire hydrant or plug or draw water therefrom except under the supervision of an employee of the SCWS, or under the direction and supervision of a Seneca County Fire Department. In no event shall any inexperienced or incompetent person be permitted to manipulate or control any hydrant or plug,
 - B. Standpipes or pipes for the automatic suppression of fires in a building -
 - I. Any standpipes, fixtures, or other connections for the automatic suppression of fires in a building are intended only for such use and will be permitted to be attached to the SCWD water supply system with SCWD approval.
 - II. All such pipes must be provided with a suitable valve outside of the building, which shall be under the exclusive control of the SCWD. Also, in the case of standpipes, a valve must be provided and placed at the bottom of the standpipe and at each hose opening, which valve shall be sealed by the SCWD. In case such seals shall be broken for the extinguishment of any fire, the party breaking the seal shall have no more than twelve (12) hours thereafter to notify the SCWA and the valve shall be resealed by the SCWD.
 - III. Water systems for fighting fire, derived from a supply that cannot be approved as safe or potable for human use or to which chemicals are added shall be kept wholly separate from drinking water pipelines and equipment. In cases where the domestic water system is used for both drinking and firefighting purposes, approved back-flow prevention devices shall be installed to protect such individual drinking water lines from those used for firefighting purposes.
 - IV. Any fire department, emergency service or other entity opening or operating a hydrant or fire suppression water system utilizing water from the SCWD shall notify the WSA as soon as possible after such use is initiated. Such reporting may be done in conjunction with the Seneca County Emergency Management System.
- 14.0 Unauthorized Contact, Operation or Tampering with SCWD Equipment, Lines or Other Property**
- A. Except as provided herein, all water mains, valves, storage systems, monitoring, and other related items are the sole and exclusive property of the SCWD.
 - B. Only a District employee or authorized agent shall turn or operate valves of any water main, service connection or other appurtenance that the District owns or otherwise controls.

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C. Any person who turns water on or off without permission from the District; or maliciously, or willfully, or negligently breaks, damages, destroys, uncovers, defaces, or tampers with any structure, appurtenance or equipment which is a part of the waterworks. Any person violating this provision shall be subject to adverse administrative action, civil liability, and/or criminal prosecution.

D. Anyone who causes interruption of water service to other customers by any means may be subject to civil action for the recovery of costs or damages incurred.

E. Any person who introduces any compound, chemical, biological, or nuclear substance into the water supply of the SCWD, or otherwise contaminates the same making it unsafe for human consumption shall be subject to prosecution to the fullest extent of the law and may be subject to civil proceedings for damages as well.

F. No person except a SCWD employee, authorized agent, or an authorized firefighter or first responder, in the course of their normal duties, may open or otherwise tamper with a public fire hydrant. (See 13 above)

15.0 Security, Safety, Access and Inspection

A. Employees of the Seneca County Water District, or its authorized agents, shall be permitted to enter all properties within the district for the purpose of exterior inspections of water system connections, meters, or similar matters. Access to the interior for the purpose of inspection shall be done at reasonable hours but no more than 72 hours from the time of notice for the observation, of the water meter, piping, and connections, sampling, and testing.

B. The representatives shall have no authority to inquire into anything other than points having direct bearing on the water or sewer system. This provision does not prevent the representative from reporting their observations to any other agency or governmental authority.

C. No structures, vehicles, equipment, trailers, or boats of any kind shall be placed with any right of way for any waterlines of the Seneca County Water System. Any vegetation in those areas shall be kept trimmed so not to interfere with any operation, repairs, or maintenance of these fixtures. Any property owner who allows roots or other damage to occur to SCWD water lines shall be responsible for all costs and expenses related to repair or replacement of any lines so damaged.

D. For the protection of the lines and security, the SCWD will not be responsible for damage to any plantings of and kind or personable property within 15' of district owned or controlled water apparatus when required by the circumstances.

16.0 Water Conservation or Water Use Restrictions

A. The SCWD acknowledges that responsible use and conservation of our water resources is a responsibility not only to the district, but also to the community and our customers.

B. Restrictions on use of water - At such times as the SCWA deems it in the best interest of any inhabitants to the water service area, action may be taken to shut off or limit the amount of water furnished to consumers within such area. In an emergency, the SCWA may direct that the water may be shut off in the service area or any part thereof.

C. In exceptional circumstances, the SCWD may issue a water use restrictions to its customers. In the event of such declaration, customers shall be advised of the nature of such restrictions, and the sanctions that may be imposed for violation of such restrictions.

17.0 Interdistrict Connections, Meters and Service

A. The SCWD is authorized to and does provide water supply services to other municipal water districts within the County.

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B. All agreements for such service shall be established in writing, setting for the purpose of the agreement and the anticipated volume of water that can be provided to the municipality. In addition, the agreement shall provide terms for the size of the connection and the type of meter to be installed at the point of exit from the SCWD to the next served municipal district. Said agreement shall also provide for an initial charge for water, and for a provision to allow the SCWD district to adjust the rate charged based upon the cost of water to the SCWD or other necessary operational factors.

C. To comply with NY DEC regulations, the served municipal district shall provide a copy of their own water services law, both at the time of the signing of the agreement contemplated herein, but at any time the served municipal district makes any change to their water law.

D. All water transmitted to the served municipal district shall be metered and billed according to the SCWS meter reading, and at the rate agreed to by and between the SCWD and the served municipal district.

E. In the event of a dispute as to the amount of water charged, the parties agree that a meter may be removed for testing for compliance with industry standards. Such testing shall not exceed sixty days. Based upon the results of the testing, if the meter was deemed accurate, or if any inaccuracy was in favor of the SCWD, the served municipal district shall pay the bill as submitted and for the costs of the meter testing and substituted meter. Alternatively, if upon the results of the testing any inaccuracy was in favor of the served municipal district, the amount of error will be used to recalculate the billing period to which the claim was made. The costs of the meter testing and substituted meter will be borne by the SCWD. In no case will there be an adjustment for more than the most recent billing period.

ADDITIONAL REFERENCES AND DOCUMENTATION

(Additional Appendices may be added as needed by Board Resolution)

Appendix "A" WATER RATES, PERMITS, AND OTHER FEES *(Established by Board Resolution)*

Appendix A-1 Current Water Rates

Appendix A-2 Current Service Rate and Charges

Appendix "B" CROSS CONNECTION CONTROL

Seneca County Local Law 1 of 2011.

Appendix "C" MATERIALS AND SPECIFICATIONS FOR SERVICE CONNECTIONS *(Established by Board Resolution)*

BOARD OF SUPERVISORS AUTHORIZES CONTRACT WITH TETRA TECH, INC. FOR HAZARD MITIGATION PLANNING

RESOLUTION NO. 183-23, moved by Sprvr. Rhinehart second by Sprvr. D. Trout and adopted.

WHEREAS, on May 22, 2022, the County of Broome, New York entered into an agreement with Tetra Tech, Inc. for the purchase of Consulting Services associated with emergency planning, training, and exercise ("County of Warren Agreement"); and

WHEREAS, Tetra Tech was selected to provide these services following a Request for Proposal (RFP No. 2023-007) issued by the County of Broome, Planning Department through a competitive bidding process; and

WHEREAS, the County of Broome does not object to other governments taking advantage of the pricing offered under the Agreement but must use their own purchasing order; and

WHEREAS, Seneca County may participate in a cooperative purchasing agreement with Tetra Tech for the purchase of these commodities and services; and

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WHEREAS, Seneca County is satisfied that Tetra Tech was selected by the County of Broome based on a competitive bidding process; and

WHEREAS, Seneca County desires the services of Tetra Tech to provide Hazard Mitigation Planning Services; and

WHEREAS, Tetra Tech is qualified and is willing and able to perform such services; and

WHEREAS, Seneca County received a proposal from Tetra Tech, Inc to perform consultant services in relation to hazard mitigation/emergency planning in the amount of \$135,000; and

WHEREAS, FEMA authorized a hazard mitigation grant of \$157,500 in total costs for a 5 year hazard mitigation plan update to Seneca County; and

WHEREAS, the Seneca County Board of Supervisor's accepted this grant at their board meeting on February 14, 2023; now therefore be it

WHEREAS, the Public Safety Standing Committee reviewed and approved this resolution at their June 27, 2023 Committee Meeting; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisor's authorizes the Chairman of the Board of Supervisors to sign a contract with Tetra Tech for hazard mitigation planning services.

BOARD OF SUPERVISORS SUPPORTS RENEWAL OF AGREEMENT WITH SOUTH SENECA SCHOOL DISTRICT FOR SECOND SCHOOL RESOURCE OFFICER (SRO) THROUGH 2024-25 SCHOOL YEAR

RESOLUTION NO. 184-23, moved by Sprvr. Rhinehart second by Sprvr. Borst and adopted.

WHEREAS, the Seneca County Board of Supervisors has authorized a second School Resource Officer (SRO) to the South Seneca School District for the 2022-2023 School Year; and

WHEREAS, the provision of a second SRO necessitated the creation and filling of a Full-Time Deputy Sheriff; and

WHEREAS, the second SRO position was committed for one school year, at which time the Agreement between Seneca County and the South Seneca School District would be reconsidered; and

WHEREAS, the South Seneca School Districts desires to continue the second SRO position at least through the 2024-25 school year; and

WHEREAS, this Resolution has been approved by the Public Safety Standing Committee on June 27, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the extension of the second SRO position through the 2024-25 School Year with annual compensation to Seneca County in the amount of \$55,000; and be it further

RESOLVED, that the Finance Department is authorized and directed to undertake accounting and

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budget adjustments consistent with the intent of this Resolution.

**SENECA COUNTY TOURISM PROMOTION & DEVELOPMENT GRANT FUNDS
APPROVED FOR THE 2023 FUNDING TO INTERLAKEN FIRE DEPARTMENT
RESOLUTION NO. 185-23, moved by Sprvr. Rhinehart second by Sprvr. Borst and adopted.**

WHEREAS, the Interlaken Volunteer Fire Department has sought assistance for their 38th annual auto show and flea market on August 13, 2023 at the Interlaken Fireman's Field; and

WHEREAS, the Interlaken Volunteer Fire Department financial support request is eligible for financial assistance under the Seneca County Tourism Promotion & Development Grant Policy; and

WHEREAS, the Economic Development and Tourism Standing Committee reviewed the grant application at its Meeting on June 27, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the release of county funding to the Interlaken Volunteer Fire Department, in accordance with Seneca County Policy 405.100, Tourism Promotion & Development Grant, in the amount of \$2,500 in support of the 38th annual auto show and flea market on August 13, 2023; and be it further

RESOLVED, that the Department of Finance is authorized to make the necessary Budgetary and Accounting entries to affect the intent of this Resolution.

**SENECA COUNTY TOURISM PROMOTION & DEVELOPMENT GRANT FUNDS
APPROVED FOR THE REVITALIZATION OF WATERLOO COMMITTEE
RESOLUTION NO. 186-23, moved by Sprvr. Partee second by Sprvr. Barnhart and adopted.**

WHEREAS, the Revitalization of Waterloo Committee has sought assistance to help implement social events in Waterloo, NY such as Monday night food trucks, a car cruise, a village garage sale, a cornhole tournament at the Seneca County fairgrounds and a Zombie 5K; and

WHEREAS, the Revitalization of Waterloo Committee financial support request is eligible for financial assistance under the Seneca County Tourism Promotion & Development Grant Policy; and

WHEREAS, the Economic Development and Tourism Standing Committee reviewed the grant application and approved this resolution at their meeting on June 27, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors does hereby approve the release of county funding to the revitalization of Waterloo Committee, in accordance with Seneca County Policy 405.100, Tourism Promotion & Development Grant, in the amount of \$4,000 to help support social events in Waterloo, NY; and be it further

RESOLVED, that the Department of Finance is authorized to make the necessary Budgetary and Accounting entries to affect the intent of this Resolution

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BOARD OF SUPERVISORS AUTHORIZES AMENDMENTS TO 2023 SENECA COUNTY BUDGET

RESOLUTION NO. 187-23, moved by Sprvr. Reynolds second by Sprvr. Partee and adopted.

WHEREAS, amendments to the 2023 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 Ways and Means Standing Committee at its meeting on June 27, 2023; now, therefore be it

RESOLVED, that the Board of Supervisors authorizes the following amendments to the 2023 Seneca County Budget:

Line Item	Description	Increase/(Decrease)	Revenue/Expenditure	\$
Note 1: OFA Budget adjustment				
106572 54380	Other Fees & Services	Decrease	Expenditure	\$43,987
106572 54700 SSC6	Contractual	Increase	Expenditure	\$43,987
Note 2: New York State Cemetery - Finger Lakes Budget adjustment				
108810 43989	Other State Funding	Increase	Revenue	\$86,250
108810 51100	Salaries Full Time	Increase	Expenditure	\$5,000
108810 51200	Salaries Part Time	Increase	Expenditure	\$100
108810 54121	Cleaning Supplies	Increase	Expenditure	\$200
108810 54140	Utilities	Increase	Expenditure	\$1,700
108810 54372	Professional Fees	Increase	Expenditure	\$77,170
108810 54705	Refuse Disposal	Increase	Expenditure	\$300
108810 58100	Retirement	Increase	Expenditure	\$500
108810 58300	Social Security	Increase	Expenditure	\$300
108810 58400	Workers Comp	Increase	Expenditure	\$100
108810 58600	Health Insurance	Increase	Expenditure	\$800
108810 58700	Medicare	Increase	Expenditure	\$80
Note 3: DHS Budget adjustment				
106010-51100 SS02	Services Salaries	Decrease	Expenditures	\$60,000
106010-51300 SS01	Temp Assist Overtime	Increase	Expenditure	\$60,000

SUPERVISORS SUPPORT ALLOCATION OF AMERICAN RECOVERY ACT (ARPA) FUNDING TO THE VILLAGE OF OVID FOR WATER INFRASTRUCTURE

RESOLUTION NO. 188-23, moved by Sprvr. Reynolds second by Sprvr. Partee and adopted.

WHEREAS, Seneca County has received funding from the Federal Government under the American Recovery Act; and

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WHEREAS, Seneca County has received a Request from the Village of Ovid to help assist the Village in paying for engineering costs associated with replacing the undersized 4” main pipe, which was installed in 1938; and

WHEREAS, this is an appropriate use of ARPA Funds; and

WHEREAS, this Resolution was considered by the Seneca County Board of Supervisors Ways and Means Committee at its Meeting on June 27, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the allocation of up to \$22,700 in ARPA Funds for the engineering cost of the Village of Ovid Main Pipe Replacement; and be it further

RESOLVED, that the County Manager is authorized and directed to sign an Agreement with the Village of Ovid in amount not to exceed \$22,700 to support the engineering cost of the Village of Ovid Main Pipe Replacement; and be it further

RESOLVED, that the Department of Finance is authorized to make the necessary Budgetary and Accounting entries to affect the intent of this Resolution.

SUPERVISORS SUPPORT ALLOCATION OF AMERICAN RECOVERY ACT (ARPA) FUNDING TO SENECA COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR THE PURCHASE OF VEHICLES AND EQUIPMENT

RESOLUTION NO. 189-23, moved by Sprvr. Reynolds second by Sprvr. J. Trout and adopted.

WHEREAS, Seneca County has received funding from the Federal Government under the American Recovery Act; and

WHEREAS, Seneca County has received a Request from the Seneca County Soil and Water Conservation District to help assist with the purchase of vehicles and equipment to assist in District Operations; and

WHEREAS, this is an appropriate use of ARPA Funds; and

WHEREAS, this Resolution was considered by the Seneca County Board of Supervisors Ways and Means Committee at its Meeting on June 27, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the allocation of up to \$104,00 in ARPA Funds for the purchase of vehicles and equipment; and be it further

RESOLVED, that the County Manager is authorized and directed to sign an Agreement with the Seneca County Soil and Water Conservation District in amount not to exceed \$104,000 to support the purchase of vehicles and equipment; and be it further

RESOLVED, that the Department of Finance is authorized to make the necessary Budgetary

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and Accounting entries to affect the intent of this Resolution.

BOARD OF SUPERVISORS SUPPORTS THE SHARING OF SALES TAX REVENUE IN SENECA COUNTY

RESOLUTION NO. 190-23, moved by Sprvr. Reynolds second by Sprvr. Barnhart and adopted.

WHEREAS, Seneca County does not currently shares its Local Share of Sales Tax with any other Local Government bodies within the County; and

WHEREAS, the issue of Sales Tax sharing has been raised at the Board of Supervisors level of County Government; and

WHEREAS, a Proposal to share the Local Share of County Sales Tax Revenue in excess of the amount projected in the Adopted County Budget has been put forth; and

WHEREAS, said Proposal seeks to share excess Local Share of Sales Tax based on Equalized Assessed Value to the Towns and Villages in Seneca County; and

WHEREAS, this Resolution has been reviewed and approved by the Ways and Means Standing Committee at its Special Meeting on June 21, 2023; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors supports the sharing of the Local Share of Sales Tax Revenue within Seneca County with the Towns and Villages in Seneca County in an amount that exceeds that included in the Adopted Annual Budget, but not to exceed 10% of prior year sales tax revenue; and be it further

RESOLVED, Seneca County will retain the first \$750,000 of the sales tax revenues exceeding the budgeted amount; and be it further

RESOLVED, that the sharing of excess Local Share Sales Tax Revenue will be allocated based on Equalized Assessed Value to the Towns and Villages in Seneca County; and be it further

RESOLVED, that the Board of Supervisors authorizes and directs the County Manager and County Attorney to develop any and all legally required documents; including but not limited to Local Laws, Home Rule Requests and additional Board Resolutions to implement the intent and purpose of this Resolution.

*****DISCUSSION & MOTION MADE & SECONDED*****

Sprvr. Shipley stated as the resolution/proposals is currently structured, he cannot support it and will vote against it, because this measure will cause a historic property tax increase for Seneca County. He stated he would open to any amendments that would eliminate any property tax increase for this worthy cause.

Sprvr. Kronenwetter also stated that he cannot support this resolution/proposal, even though Seneca Falls could really use the funds to upgrade their water treatment plants, but most economist are expecting a recession, and DHS has also mentioned that Medicaid costs are increasing. He believes this is a feel good proposal and that their will no be any extra funds left over.

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Sprvr. Hayssen stated that he cannot support this resolution/proposal, but he could support a one year pilot program, to see how the one year works out. He stated they would only allot for \$1 million dollars vs the \$3 million dollars. Sprvr. Hayssen stated he would like to make this an amendment to the current resolution, Sprvr. Shipley seconded the motion. Sprvr. J. Trout stated that he opposed the amendment and that there have been many high-quality conversations regarding the pros and cons of this resolution/proposals. He stated he believes the County is well protected with this proposal, and that if changes needed to be made in the future that is possible. He also stated that he respects this proposal and County staff. There has been some behind the scenes opposition and that has made it seem if you support this proposal then you are insulting the County Manager and Finance Director. Sprvr. J. Trout stated that is simply not true and that he respects them and that they have helped him significantly throughout his Supervisor term. He believes this proposal is well thought out and that is why he is supporting it. He stated that the extra funds going to the towns will help the towns improve and upgrade their infrastructure, which in turn will help with tourism. Sprvr. J. Trout gave an example of short-term rentals, if they had better infrastructure to hook into, or roads he believes we would see more rentals and tourism which would directly relate to sales tax revenue.

A roll call vote was done. Supervisor Reynold, Hayssen and Shipley voted yes and Supervisor J Trout, Brownell, Barnhart, Borst, Kronenwetter, Ferrara, Rhinehart, Partee, D. Trout, and Enslow voted no. Supervisor Hayes was absent. The total was 146 yes and 554 no and 50 absent, *so the motion for the amendment failed.*

They then voted on the original resolution that was in the agenda (Ways & Means #33), Supervisor Reynolds, Ferrara, Kronenwetter, Hayssen, and Shipley voted no. Supervisor J. Trout, Brownell, Barnhart, Borst, Rhinehart, Partee, D. Trout, and Enslow voted yes. Supervisor Hayes was absent. *The total was 414 yes and 286 no and 50 absent, the motion passed.*

Sprvr. Ferrara asked who is going to administer the funds regarding the Sales Tax resolution. He also asked when this would take place, and how determines how much the towns receive. Sprvr. Barnhart stated that the resolution states it will be based upon equalized value which would be determined by RPT, and that the County Manager and County Attorney to develop any and all legally required documents; including but not limited to Local Laws, Home Rule Requests and additional Board Resolutions to implement the intent and purpose of this Resolution. Sprvr. Barnhart stated the first payout would be in 2025 but Sprvr. Barnhart reiterated that that County Manager and County Attorney will need to review.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Sprvr. D. Trout made a motion to introduce the following resolutions and any and all new business to come before the Board in accordance with the Rules of Order #29. Sprvr. Barnhart seconded the motion.

This resolution has been considered Pursuant to Rule 29 of the Rules of Order

**SENECA COUNTY BOARD OF SUPERVISORS PROCLAMATION IN RECOGNITION OF
THE CENTENNIAL BIRTHDAY CELEBRATION OF MR. WALTER HARFORD
RESOLUTION NO. 191-23, moved by Sprvr. J. Trout second by Sprvr. Barnhart and adopted.**

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WHEREAS, Mr. Walter Harford, a citizen of Seneca County, currently residing in the town of Lodi at 8605 Keady Road, was born on July 18th, 1923; and

WHEREAS, he was raised in Perry City, in the State of New York, then enlisted in the United States Navy, attending Sampson Naval Training Station for Basic Training, earning the rank of Seaman First Class; and

WHEREAS, from January 1st, 1943, through November 13th, 1945, he served honorably and with distinction in the United States Navy during the Second World War, operating as a Gunner aboard the USS Lake Champlain (CVS 39) as well as several other Liberty Ships in both the European and African theaters of war; and

WHEREAS, Mr. Hartford's active service continued within his community through his numerous building efforts, including personally constructing a log cabin for a home, raising his family, as well as a tireless dedication to his long career as an expert machinist; and

WHEREAS, he proudly has borne witness to a century of history, achieving a milestone of 100 years of age on July 18th, 2023; and

WHEREAS, the July 15th, 2023, centennial festivities planned by the Veterans of Foreign Wars Post 6200 in Ovid, NY, provides Seneca County residents and governance the opportunity to highlight and celebrate this prodigious milestone; now, therefore, be it

PROCLAIMED, that the Seneca County Board of Supervisors, on behalf of the residents of Seneca County, commends Mr. Walter Harford at the time of his birthday centennial celebration.

This resolution has been considered Pursuant to Rule 29 of the Rules of Order

**SUPERVISORS SUPPORT ALLOCATION OF AMERICAN RESCUE PLAN ACT (ARPA) AND
AIRPORT OPERATION FUNDS AND AWARD CONTRACTS TO CONSTRUCT
CONVENTIONAL HANGAR PROJECT AT FINGER LAKES REGIONAL AIRPORT (FLRA)
RESOLUTION NO. 192-23, moved by Sprvr. J. Trout second by Sprvr. Barnhart and adopted.**

WHEREAS, the Seneca County Board of Supervisors, by Resolution 218-15, authorized application to and acceptance of a \$720,000 NYSDOT grant for design and construction of conventional hangar space at the FLRA and allocated \$80,000 Local Share to the Airport Capital Project Fund; and

WHEREAS, by Resolution 128-18 and 180-18, the Seneca County Board of Supervisors authorized the amendment of the 2018 budget in the amount of \$100,000.00 and \$35,000, respectively, to fund the estimated project shortfall at that time; and

WHEREAS, the project was never undertaken due to delays and complications associated with NYSDOT reviews and the withdrawal of the General Contractor bid; and

WHEREAS, there exists a need and demand for additional hangar space to support and advance general aviation operations at FLRA; and

WHEREAS, requests for bids to construct a 6,000 sq. ft. hangar were again advertised in March of 2023 under three separate contracts (General Contractor, Electrical, and Mechanical) to comply with NYS Wicks Law; and

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WHEREAS, McFarland Johnson, the approved engineering firm for FLRA, tabulated and analyzed the bids received, and recommended award of Contract 1 - General Construction, to low bidder Chrisantha Construction Corporation at the base bid amount of \$847,642.00; and Contract 2 – Electrical, to low bidder Upstate Companies LLC at the base bid amount of \$168,000.00; and Contract 3 – Mechanical, to low bidder EMCOR Services at the base bid amount of \$179,000; and

WHEREAS, McFarland Johnson established a total project cost of \$1,353,592.00, which includes \$158,950.00 for engineering services (design, bidding, and construction administration); and

WHEREAS, the Hangar Capital Project account (80-1202-92906) has a balance of \$241,263.08, and \$200,000.00 is available in Airport Operating Fund Balance account (30-3909) thereafter remains a funding shortfall of \$192,328.92; and

WHEREAS, Seneca County received funding from the Federal Government under the American Rescue Plan Act (ARPA) and a request for ARPA funding in the amount of \$192,328.92 was presented to and approved by the ARPA Committee on July 11, 2023; and

WHEREAS, this resolution was introduced to the Board of Supervisor pursuant to Rules of Order #29; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the allocation of up to \$192,328.92 in ARPA Funds for construction of a 6,000 sq. ft. Conventional Hangar at the Finger Lakes Regional Airport; and be it further

RESOLVED, that the Director of Finance is authorized to amend the 2023 Airport Operations budget as follows:

30 3599	Appropriated Airport FB	Decrease	Fund Balance	\$200,000
305610 59950	Interfund Transfer to CP	Increase	Expenditure	\$200,000

; and be it further

RESOLVED, that the Director of Finance is authorized to amend the Airport Hangar Capital Project budget as follows:

Account code	Description	Current Budget	Change	Revised Budget
805610 43597 92906	State Aid	\$659,925	0	\$659,925
805610 45031 92906	Interfund Revenue	0	+\$200,000	\$200,000
805610 44089 ARPA	Federal Aid ARPA	0	+\$192,328.92	\$192,328.92
80 3599	Appropriated CP FB		-\$26,443.95	
805610 52000 92906	CP Engineering	\$53,669.13	+34,030.87	\$87,700
805610 54491 92906	General Construction	\$598,400	+\$249,242	\$847,642
805610 54493 92906	Electric	\$98,000	+\$70,000	\$168,000
805610 54494 92906	Plumbing	\$112,500	+\$65,500	\$179,000

; and be it further

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RESOLVED, that the Director of Finance is authorized and to make any additional budget and account entries necessary to implement the intent of this Resolution; and be it further

RESOLVED, that the County Manager is authorized and directed to sign any documents necessary to award construction Contract 1 - General Construction, to Chrisantha Construction Corporation at the base bid amount of \$847,642.00; and Contract 2 – Electrical, Upstate Companies LLC at the base bid amount of \$168,000.00; and Contract 3 – Mechanical, to EMCOR Services at the base bid amount of \$179,000.

This resolution has been considered Pursuant to Rule 29 of the Rules of Order

SUPERVISORS AUTHORIZE ADDITIONAL ARPA FUNDS AND AUTHORIZES PURCHASE OF TRAILER FOR AQUATIC PLANT HARVESTING OPERATIONS

RESOLUTION NO. 193-23, moved by Sprvr. Reynolds second by Sprvr. Trout and adopted.

WHEREAS, Board of Supervisors Resolution 315-22 allocated \$50,000 in ARPA funds to support the purchase of new equipment to support aquatic plant harvesting operations; and

WHEREAS, bids were solicited and opened on July 6, 2023; and

WHEREAS, the low responsible bid submitted was from Alpha Boats Unlimited in the amount of \$52,500.00; and

WHEREAS, the ARPA Special Committee recommends the allocation of an additional \$2,500.00 in ARPA Funding to support this purchase; and

WHEREAS, this Resolution has been considered Pursuant to Rule 29 of the Rules of Order; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves the additional allocation of \$2,500.00 in ARPA Funds for an aquatic harvesting trailer; and be it further

RESOLVED, that the Seneca County Board of Supervisors approves the purchase of an aquatic harvesting trailer from Alpa Boats Unlimited, located at 2517 NYS Route 31, Weedsport, NY, in an amount not to exceed \$52,500.00; and be it further

RESOLVED, that the Director of Finance is authorized to undertake accounting and budget adjustments consistent with the intent of this Resolution.

SUPERVISORS SUPPORT ALLOCATION OF AMERICAN RECOVERY ACT (ARPA) FUNDING TO SENECA COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR THE PURCHASE OF VEHICLES AND EQUIPMENT

RESOLUTION NO. 194-23, moved by Sprvr. Reynolds second by Sprvr. J. Trout and adopted.

WHEREAS, Seneca County has received funding from the Federal Government under the American Recovery Act; and

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WHEREAS, Seneca County has received a Request from the Seneca County Soil and Water Conservation District to help assist with the purchase of vehicles and equipment to assist in District Operations; and

WHEREAS, this is an appropriate use of ARPA Funds; and

WHEREAS, this Resolution was considered by the Seneca County Board of Supervisors Ways and Means Committee at its Meeting on June 27, 2023; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors authorizes the allocation of up to \$104,00 in ARPA Funds for the purchase of vehicles and equipment; and be it further

RESOLVED, that the County Manager is authorized and directed to sign an Agreement with the Seneca County Soil and Water Conservation District in amount not to exceed \$104,000 to support the purchase of vehicles and equipment; and be it further

RESOLVED, that the Department of Finance is authorized to make the necessary Budgetary and Accounting entries to affect the intent of this Resolution.

****MOTION MADE AND SECONDED****

Sprvr. Enslow asked if there was anything else that needed to come before the Board. Sprvr. Borst stated that at the ARPA Committee they discussed the Cupola on the Three Bears, he stated County Manager Mitch Rowe stated there is another round of grant funding that may be available for it, it is considered time sensitive. Mitch will need enough time to complete and file the correct paperwork. *Sprvr. Borst made a motion to authorize the County manager to apply for CFA funding for repairs on the Three Bears – Paper Bear Cuploa. Sprvr. J. Trout seconded the motion*

Special Order of the Day

Sprvr. J. Trout made a motion to enter executive session under Section 105 (1) (F) of the Open Meetings Law, the motion was seconded by Sprvr. Borst, Sprvr. Ferrara opposed entering into executive session, although the motion still passed. The Board of Supervisors, County Manager and Deputy County Manager were invited into the session, and there was no action taken. The Board of Supervisors entered executive session at 7:51 pm and the session ended at 8:15pm.