

## TENTATIVE AGENDA

### SENECA COUNTY BOARD OF SUPERVISORS

#### SPECIAL MEETING

December 30, 2013 at 5:30 p.m.

Seneca County Office Building

Waterloo, NY

1. Call to Order
2. Roll Call of Members by the Clerk
3. Pledge of Allegiance and Moment of Silence
4. Reports of Standing Committees
5. Chairman's Remarks
6. County Manager Remarks
7. County Attorney's Remarks
8. Communications:
  157. A copy of the Annual Report 2013 of the Seneca County Historian Office.
  158. A copy of a letter from Philip Spellane, Esq of Harris Beach Attorneys at Law, dated December 16, 2013 to Kevin Washburn, Assistant Secretary of Indian Affairs Department of the Interior; Michael Black, Director of Bureau of Indian Affairs; and Franklin Keel, Regional Director of the Bureau of Indian Affairs, stating Seneca County's objection to any decision by the Department of the Interior or Bureau of Indian Affairs regarding the Cayuga Nation trust applications until the Cayuga Nation's internal leadership issue have been fully and finally resolved.
  159. A copy of a letter from Janye L. Challman, Section Chief, Violent Criminal Threat Section, U.S. Department of Justice Federal Bureau of Investigation dated November 27, 2013, in response to Chairman Hayssen's letter dated October 25, 2013 inquiring about the FBI's response to alleged criminal activities within the Cayuga Nation, stating that the FBI does not generally comment on the status or existence of any potential investigative matter, however, the FBI reviews all information received for appropriate action; and asking that any inquiries regarding an ongoing investigation be directed to the Bureaus of Alcohol, Tobacco, Firearms, and Explosives (ATF).
  160. A copy of adopted resolutions opposing the use of the county name and seal by New York State for the SAFE Act: Essex County Resolution No. 369; Schoharie County Resolution No. 112; Allegany County Resolution No. 202-13; Tioga County Resolution No. 332-13; Delaware County Resolution No. 221; Oswego County Resolution No. 182.
  161. A copy of Chenango County Resolution No. 267-13 Supporting the establishment of a Southern Tier Office of Mental Health Department of Mental Health; Resolution No. 268-13 Requesting the State of New York to Establish A Residency Requirement in Order to Receive Welfare Benefits; and

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Resolution No. 270-13P Advocating for New York State to Increase Funding for Public Transportation and Allow for Local Distribution of Department of Health Transportation Funds.

162. A copy of Ulster County Resolution No. 315 Urging the Passage of Senate Bill 3379-A / Assembly Bill 7799-A entitled “An Act to Amend the Public Service Law, in Relation to Providing Consumers the Option to Elect Not to Use Transmitting Utility Meters.

163. A copy of the Seneca County Board of Health November 20, 2013 meeting minutes.

164. A request from Steve Acquario, Executive Director, NYSAC, to adopt a resolution urging county residents to become an organ donor by registering via the New York Organ Donor Network; the NYS DMV website, or the local DMV office. Referred to the Government Operations Committee.

**RESOLUTIONS & MOTIONS**

**FINANCE, ASSESSMENT & INSURANCE - MR. PROUTY**

**10. BOARD OF SUPERVISORS AUTHORIZE AMENDMENTS TO 2013 SENECA COUNTY BUDGET**

WHEREAS, amendments to the 2013 Seneca County Budget are necessary and appropriate; and

WHEREAS, funding is available in the object codes identified herein; and

WHEREAS, these amendments have been reviewed and approved by the Finance, Assessment and Insurance Committee at its meeting on December 17, 2013; now therefore be it

RESOLVED, that the Board of Supervisors authorizes the following amendments to the 2013 Seneca County Budget.

Public Health Admin:

Decrease Account 104010	54700	Contractual	by	\$8,350
Increase Account 104010	52400	Technical Equipment	by	\$ 850
Increase Account 104010	54330	Professional Fees	by	\$7,500

Environmental Health Admin:

Decrease Account 104011	54700	Contractual	by	\$13,000
Increase Account 104011	54801	Hazardous Waste	by	\$13,000

Disease Control:

Decrease Account 104017	54330	Professional fees	by	\$200
Increase Account 104017	54240	Postage	by	\$200

EI Admin:

Decrease Account 104147	54230	Telephone	by	\$50
Increase Account 104147	54551	Printing	by	\$50

**11. BLANKET PURCHASE ORDERS FOR 2014 BUDGET**

WHEREAS, Seneca County Highway requires regular purchases throughout the year that exceeds \$10,000; and

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WHEREAS, the County’s Purchasing Policy requires purchases in the amount of \$10,000 or greater to be authorized by Resolution of the Board of Supervisors; and

WHEREAS, funding is provided in the Adopted 2014 County Budget for regular and necessary purchases; and

WHEREAS, this resolution has been reviewed and approved by the Finance, Assessment and Insurance Committee on December 17, 2013; now, therefore be it

RESOLVED, that the following blanket purchases are approved from participating vendors at NYS Bid Pricing levels:

Highway- Gas & Diesel-50-505130-54420	\$250,000
Highway- Salt-40-405110-54548	\$100,000
Highway- Equipment Rental-40-405110-54210	\$10,500
Highway- Oil & Stone-40-405110-54543	\$800,000

**12. AUTHORIZATION TO CORRECT & REFUND TAXES TO COUNTY TREASURER**

WHEREAS, Section 554 (9) & 556 (8) of the Real Property Tax Law authorizes the tax levying body such as the Seneca County Board of Supervisors to delegate its authority to the County Treasurer to correct errors and refund taxes, as provided by Section 554 (1-8) and 556 (1-7) of the said law; and

WHEREAS, it would be in the best interest of the Board of Supervisors and taxpayers of Seneca County to delegate the refunding authority to expedite the corrective refund process; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors delegates the authority to correct and refund taxes pursuant to Section 554 and Section 556 of the Real Property Tax Law to the County Treasurer for the fiscal year 2014 where said applications are for \$2,500.00 or less.

**13. LEVY COUNTY TAXES**

WHEREAS, the County tax levy for the year 2014 in the amount of \$9,490,528.00 has been adopted by the Board of Supervisors; and

WHEREAS, this amount has been apportioned to the several Towns; now therefore be it

RESOLVED, that there be assessed, levied and collected from the various Towns, the following amounts which are to be paid to the Seneca County Treasurer:

Covert	\$	985,046.85
Fayette		1,522,314.16
Junius		300,873.05
Lodi		591,761.30
Ovid		762,433.74
Romulus		759,710.35
Seneca Falls		2,246,847.04

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Tyre	235,818.95
Varick	789,886.38
Waterloo	1,295,836.18
Total	\$9,490,528.00

**14. DEBITS AND CREDITS**

WHEREAS, due to errors and audit adjustments on the 2013 tax rolls, corrections must be made to adjust the 2014 tax levy; now therefore be it

RESOLVED, that the following Towns be charged as follows, thus increasing their share of the 2014 County General tax:

Covert	0.00
Fayette	3,351.92
Junius	0.00
Lodi	0.00
Ovid	0.00
Romulus	0.00
Seneca Falls	326.76
Tyre	0.00
Varick	0.00
Waterloo	4,069.96
Total	\$7,748.64

**15. LEVY RETURNED SCHOOL TAXES**

RESOLVED, that there be assessed, levied, and collected from the various Towns, the following school taxes for the year 2013 and when collected, to be paid to the County Treasurer:

Covert	\$ 197,733.82
Fayette	291,220.62
Junius	72,807.18
Lodi	172,830.25
Ovid	149,507.05
Romulus	158,882.39
Seneca Falls	826,265.31
Tyre	45,320.50
Varick	172,284.96
Waterloo	410,312.45
Total	\$2,497,164.53

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**16. LEVY RETURNED VILLAGE TAXES**

RESOLVED, that there be assessed, levied and collected from the various Towns, the following 2013 returned village taxes and when collected, to be paid to the County Treasurer:

Town of Covert	\$ 25,059.79
Town of Fayette	30,180.36
Town of Lodi	8,536.63
Town of Ovid	35,376.47
Town of Romulus	1,887.57
Town of Seneca Falls	0
Town of Waterloo	202,182.36
Total	\$303,223.18

**17. LEVY TOWN TAXES**

WHEREAS, a duly certified copy has been presented to the Board of Supervisors of the annual budget of each of the several Towns in the County of Seneca for the fiscal year beginning January 1, 2014; now therefore be it

RESOLVED, that there be assessed, levied, and collected from the various taxable property situated in the following Towns outside of incorporated villages wholly or partially therein, amounts indicated below for Highway Item I and General purposes as specified in the amount for the respective Towns:

Town	Item I	General
Covert	\$ 210,246.00	\$
Fayette	448,979.00	
Junius	216,000.00	
Lodi	395,234.00	2,229.00
Ovid	527,702.00	2,300.00
Romulus	323,772.00	7,334.00
Seneca Falls	626,962.00	
Tyre	196,456.00	
Varick	167,120.00	
Waterloo	119,600.00	58,200.00

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AND BE IT FURTHER RESOLVED, that there be assessed, levied, and collected from the real property liable therefore, within the respective fire and other special districts in the following Towns, the amounts indicated below as specified in the budget of the respective Towns:

Town	Special District	Amount
Covert	Trumansburg Fire	46,116.00
	Interlaken Fire	67,213.35
	South Seneca Ambulance	0
Fayette	Fayette Varick Fire	56,668.00
	Fayette-Seneca Lake Fire Protection #1	31,000.00
	Fayette-Seneca Lake Fire Protection #2	31,000.00
	Varick Volunteer Fire	39,262.00
	Fayette Water District #5	33,239.00
	Canoga Fire Protection	75,813.00
	Canoga Light District	2,417.00
	Fayette-Varick Light	2173.00
	Fayette Water Dist. #1 Ext.	21,050.00
	Co. House Rd./Rt. 96 Water	42,800.00
	Cayuga Lake Water Dist #3	58,219.00
	Water/Sewer Relevies	16,066.25
	Junius	Junius Fire Protect
Junius Water District		32,910.00
Junius Water Dist. #2		10,009.00
Water/Sewer Relevies		3,800.17
Lodi	Ovid-Lodi Fire	116,938.00
	South Seneca Ambulance	54,093.00
	Water/Sewer Relevies	0
Ovid	Ovid-Lodi Fire	12,385.14
	Ovid-Romulus Fire	79,479.10
	Ovid-Interlaken Fire	37,786.65
	South Seneca Ambulance	72,674.60
	Water/Sewer Relevies	7,427.98
Romulus	Ovid-Romulus Fire	120,520.90
	Varick Volunteer Fire	3,375.00

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	Romulus-Varick Fire	63,071.00
	Willard Light District	4,980.00
	Hayts Corners Light	745.00
	Romulus-Varick Light	3,790.00
	Spring Light	3,995.00
	Lakeshore Light	2,895.00
	Willard Water & Sewer Ext.	0
	Romulus Sewage District #1	4,048.00
	South Seneca Ambulance	62,174.33
	Water/Sewer Relevies	4,009.82
Seneca Falls	Town Retire OBLG	9,000.00
	Village Retire OBLG	137,959.00
	Village Bond Debt	0
	Seneca Falls Fire	412,000.00
	Bridgeport Area Water Dist	11,515.00
	Seneca Falls Refuse Dist	248,268.00
	Bridgeport Sewage Dist	136,000.00
	Seneca Falls West Sewer	0
	Water/Sewer Relevies	358,923.47
Tyre	Tyre Fire Prot Dist.	102,756.00
	Tyre Water District #1	16,735.00
	Water/Sewer Relevies	1,465.20
Varick	Fayette-Varick Fire	72,122.00
	Varick Volunteer Fire	79,097.00
	Romulus-Varick Fire Prot	55,290.00
	Romulus-Varick Light	3,200.00
	Fayette-Varick Light	1,300.00
	Varick Sewage District #1	3,142.00
	Seneca Lake Water Dist.	44,710.00
	Seneca Lake Sewer Dist. #2	60,000.00
	South Seneca Ambulance	44,738.00
	Varick Water District #3	25,688.00
	Varick Water District #4	54,750.00

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	Water/Sewer Relevies	21,343.07
Waterloo	Border City Fire	158,233.33
	Waterloo Fire Prot	71,500.00
	Border City Light	22,000.00
	Waterloo Drainage	120.00
	Border City Sewage Dist	47,200.00
	5 & 20 Sewer District	119,090.00
	Waterloo Hydrant	3,750.00
	Border City Water	59,400.00
	Burgess Rd Water	0
	Water/Sewer Relevies	80,930.68

AND BE IT FURTHER RESOLVED, that the amounts to be raised by tax for all other purposes specified in the budget presented to this Board shall be and are hereby assessed, levied and to be collected from the taxable property in the Towns listed below except as otherwise provided by law:

Town	General	All Others
Covert	\$ 273,235.92	\$ 193,053.00
Fayette	263,393.00	246,905.00
Junius	20,000.00	
Lodi	171,526.00	213,754.00
Ovid	176,743.00	46,154.00
Romulus	293,180.00	
Seneca Falls	1,017,807.00	
Tyre	172,031.00	
Varick	125,139.00	
Waterloo	399,140.00	186,400.00

AND BE IT FURTHER RESOLVED, that such taxes and assessments when collected, shall be paid to the Supervisors of the respective Towns in the amounts shown by this resolution for distribution by them in the manner prescribed by law.

**18. RATIFY TAX ROLLS**

RESOLVED, that the taxes as extended on the rolls of the several Towns are hereby approved and the collectors are directed to collect the same on the warrants as signed by the Chairman and the Clerk of the Board of Supervisors.



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### **PUBLIC WORKS - MR. KAISER**

#### **19. BOARD OF SUPERVISORS AUTHORIZES PURCHASE OF 2014 FORD F250**

WHEREAS, funding is available in the 2013 Seneca County Budget for the purchase of a replacement vehicle for the County Facilities operations; and

WHEREAS, a replacement vehicle is necessary and appropriate for the facilities fleet; and

WHEREAS, a 2014 Ford F250 is available on New York State bid pricing from Van Bortel Ford, 71 Marsh Road, East Rochester, New York 14445, in the amount of \$28,776.78; and

WHEREAS, this resolution is recommended for approval by the Public Works Committee at a meeting on December 17, 2013; now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the purchase of a Ford F-250 from Van Bortel Ford in an amount not to exceed \$28,776.78.

### **PUBLIC HEALTH SERVICES - MRS. GARLICK LORENZETTI**

#### **20. CHAIRMAN OF THE BOARD OF SUPERVISORS AUTHORIZED AND DIRECTED TO SIGN A CONTRACT WITH LAUREN TAYLOR FOR THE PRE-SCHOOL PROGRAM**

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

WHEREAS, there is a need for speech therapists to meet the demands in this program; and

WHEREAS, Lauren Taylor, Speech Therapist, White Springs Lane, Geneva, NY would like to contract with Seneca County to provide these services; and

WHEREAS, the money is in the Public Health Budget 104149 54700; and

WHEREAS, the Public Health Committee authorized this contract at a meeting on December 17, 2013; now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized and directed to sign a contract with Lauren Taylor to provide services for the Pre-School Program.

### **PERSONNEL - MR. EARLE**

#### **21. RESOLUTION ADDRESSING MANAGEMENT BENEFITS**

WHEREAS, the Personnel Committee met on December 17, 2013 and agreed that there is a practice whereby management employees follow the CSEA contract regarding certain benefits; and

WHEREAS, the recently ratified CSEA Memorandum of Agreement changed some of these benefits; and

WHEREAS, there is no policy or procedure defining the practice of management employees following the CSEA contract regarding certain benefits; now therefore be it

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RESOLVED, that the Board of Supervisors acknowledges and approves of management employees following the CSEA contract regarding health insurance contributions, opt-out provision, and mileage rate; and be it further

RESOLVED, that the Board of Supervisors supports the creation of a policy addressing specific management benefits.

### **22. RESOLUTION PROVIDING 2% INCREASE TO NON-REPRESENTED EMPLOYEES**

WHEREAS, employees that are not represented by a union, have not received a salary increase since January 1, 2012; now, therefore be it

RESOLVED, that the Seneca County Board of Supervisors approves a 2% salary increase effective January 1, 2014 for those employees who are not represented by a union and whose titles are not included on a salary schedule.

### **23. RESOLUTION PROVIDING SALARY INCREASES TO MANAGEMENT EMPLOYEES**

WHEREAS, Seneca County Policy 102.100 Job Evaluation/Management Salary System provides for merit increases for management employees; and

WHEREAS, said merit increases are based upon performance evaluations; and

WHEREAS, in 2013 a Management Performance Evaluation Process was undertaken in anticipation of management employees receiving step increases based on merit; and

WHEREAS, this policy addressing step increases has not been utilized since 2006; now therefore be it

RESOLVED, that the Seneca County Board of Supervisors acknowledges Seneca County Policy 102.100 and shows its intent to follow said policy in the future; and be it further

RESOLVED, that the Seneca County Board of Supervisors approves step increases effective January 1, 2014 for management employees who have not been previously approved to move to the market rate in 2014 and receive an evaluation of at least 3.0 on a scale of 5.0; and be it further

RESOLVED, management employees that are at step 15 will receive an increase equal to that of a step; and be it further

RESOLVED, that full-time Elected Officials, Election Commissioners and Deputy Election Commissioners will automatically move a step higher since they are evaluated by the electorate or political parties.

### **24. A RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW A OF 2014 TO ESTABLISH THE SALARIES OF CERTAIN COUNTY OFFICIALS**

WHEREAS, the Board of Supervisors has approved the County Budget for 2014; and

WHEREAS, said 2014 budget includes adjustments in the salaries of certain County Officials; and

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WHEREAS, this resolution has been reviewed and approved by the Personnel Committee at a meeting on December 17, 2013, new therefore be it

RESOLVED, that Local Law A of 2014 entitled “A LOCAL LAW TO ESTABLISH THE SALARIES OF CERTAIN COUNTY OFFICIALS”, be and the same is hereby introduced before the Board of Supervisors of Seneca County, New York to read in substantially the following form:

The salaries of the following County Officers as of January 1, 2014 shall be as indicated opposite their respective titles:

Commissioner of Human Services	\$92,790
County Clerk	\$62,097
County Highway Superintendent	\$70,479
County Manager	\$86,580
Election Commissioner/Republican	\$51,346
Personnel Officer	\$60,681
Sheriff	\$73,173

And be it further

RESOLVED, 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 County Board of Supervisors hold a public hearing on said proposed Local Law at the Board of Supervisors’ Room at the Seneca County Office Building, 1 DiPronio Drive, Waterloo, New York at or about 5:30 P.M. on January 15, 2014; and be it further

RESOLVED, that a special meeting of the Board of Supervisors will be held January 15, 2014 in the Board of Supervisors Room of the Seneca County Office Building at 5:30 P.M. for purposes of conducting such public hearing, taking action thereafter with regard to such proposed Local Law as deemed appropriate and to transact such other business as may come before the Board; and it is further

RESOLVED, that the Clerk of the Board publish or cause to be published a notice of said public hearing in the official newspapers of the County at least five (5) days prior thereto.

- 25** Unfinished Business
- 26.** New Business
- 27.** Special Order of the Day