

TOWN OF SENECA
REGULAR BOARD MEETING
FEBRUARY 15TH, 2022

7:30 PM Regular Meeting

1. Pledge of Allegiance
2. Roll Call
3. Approval of Agenda
4. Privilege of the Floor
5. Supervisor's Report
 - a. Sewer and Water Update
 - b. SWIO Update
6. Approval of Minutes: January 18th, 2022- Regular Meeting
7. Communications:
 - a. The Inside Dirt
 - b. Mercy Flight Newsletter
 - c. Report of County Payments to Supervisor Wickham
 - d. Impact Power Solutions Newsletter
 - e. CSEA Union Letter
 - f. Rural Futures Newsletter
 - g. Ontario Pathways Newsletter
 - h. Public Water Supply Letter
 - i. Town of Benton Water Letter
8. Reports:

Highway
Water
CEO
Assessor
Town Clerk
Historian
Casella

9. Accept Supervisor, Town Clerk, and CEO Financial Reports
10. Warrants:
 - a. **Resolution #44-22:** 2022 Warrants
11. New Business
 - a. Motion to bring Resolution #42-22 off the table
 - b. **Resolution #42-22:** 2021 Budget Transfers
 - c. **Resolution #45-22:** Authorize Audit of 2021 Casella Host Fee Payments
 - d. **Resolution #46-22:** Recommend Roslyn Grammar for the Town of Seneca Representative of Ontario County Planning Board
 - e. **Resolution #47-22:** Authorize Purchase of Mower
 - f. **Resolution #48-22:** Authorize Highway Department to Purchase a New 2024 Dump Truck
 - g. **Resolution #49-22:** Authorize Price Changes on Water Department Fee Schedule
 - h. **Resolution #50-22:** Final Adoption of Local Law #2-21
12. Old Business
13. Privilege of the Floor
14. Adjournment

Resolution # 44-22

Authorization to Pay the 2022 Audited Vouchers

Claim Category	Claim Numbers	Claim Amount
GENERAL		
HIGHWAY		
WATER		
SEWER		
HALL		
STANLEY		
SENECA CASTLE		
TRUST & AGENCY		
WATER CAPITAL SYSTEM		

Ayes	Nays	Abst.	Absent	Motion	Second

Resolution #42-22

Authorize 2021 Budget Transfers

WHEREAS the bookkeeper and Budget Officer of the Town of Seneca are requesting to make the following transfers to the 2021 budget; and

FUND	FROM	TO	AMOUNT
GENERAL	A1990.0 Contingency	A1910.4 Insurance	\$3,000.00
HIGHWAY	DA9060.81 Pmt In Lieu of Medical	DA 9010.8 Retirement	\$15,500.00
WATER	SW1-9060.81 Pmt In Lieu of Medical	SW1-9010.8 Retirement	\$3,000.00
	SW1-8340.41 Gas & Electric	SW1-8340.43 Contractual Capital Imp.	\$20,000.00
SEWER	G8130.4 Contractual	G9030.8 Social Security	\$50.00
HALL STLGTS	SL1-909 Unrestricted FB	SL1-5182.4 Contractual	\$300.00

NOW THEREFORE BE IT RESOLVED the Town Board of the Town of Seneca hereby authorizes the bookkeeper to make the above transfers to the 2021 budget.

Ayes	Nays	Abst.	Absent	Motion	Second

Resolution #45-22

Authorize Audit of 2021 Casella Host Fee Payments

WHEREAS, the Town Board of the Town of Seneca wishes to perform an audit to verify that the quarterly payments made by Casella are in accordance with the Host Agreement for the Ontario County Landfill; and

WHEREAS, EnSol, Inc. has submitted a Proposal for Professional Services outlining a three-step Scope of Work to complete this audit for a total cost of \$2,000; and

WHEREAS, funds for this service have been allocated in the 2022 Adopted Town Budget line A1989.42 (Landfill Audit); and

WHEREAS, in accordance with General Municipal Law §104-b and the Town of Seneca Procurement Policy, the solicitation of alternative proposals is not required for professional services such as this; and

NOW, THEREFORE BE IT RESOLVED, the Town Board of the Town of Seneca hereby accepts the proposal from EnSol, Inc. and authorizes the Supervisor to execute this agreement for a total cost not to exceed \$2,000.00.

Ayes	Nays	Abst.	Absent	Motion	Second

Resolution #46-22

Recommend Roslyn Grammar for the Town of Seneca Representative of Ontario
County Planning Board

NOW, THEREFORE, BE IT RESOLVED, the town board of the Town of Seneca hereby recommends Roslyn Grammar, of Geneva, NY, for the Town Representative of the Ontario County Planning Board.

Ayes	Nays	Abst.	Absent	Motion	Second

Resolution #47-22

Authorize Water Department to purchase a new Mower

WHEREAS the Town of Seneca 2022 Adopted Budget includes funds for the purchase of a mower in the Water Department; and

WHEREAS Water Superintendent Prater retrieved two quotes for the purchase of a new Ferris Mower with a 72" deck; and

WHEREAS it is the recommendation of Water Superintendent Prater to utilize the lesser quote which is through Twin Pines Power Equipment in Penn Yan; and

NOW THEREFORE BE IT RESOLVED the Town Board of the Town of Seneca hereby approves and authorizes the Water Superintendent to complete any necessary documentation to execute this purchase through Twin Pines Power Equipment to be charged to the 2022 adopted town budget.

Ayes	Nays	Abst.	Absent	Motion	Second

Resolution #48-22

Authorize Highway Department to Purchase a New 2024 Dump Truck

WHEREAS the Town of Seneca 2022 Adopted Budget includes funds for the purchase of a Dump Truck in the Highway Department; and

WHEREAS Highway Superintendent Lawson retrieved a quote from Regional International Corporation for the purchase of a 2024 International HV513 ten-wheel dump truck and all related equipment which is under Onondoga County contract #8996; and

WHEREAS the total purchase is not to exceed \$230,745.94; and

NOW THEREFORE BE IT RESOLVED the Town Board of the Town of Seneca hereby approves and authorizes the Highway Superintendent to complete any necessary documentation to execute this purchase through Regional International Corporation to be charged to the 2022 adopted town budget.

Ayes	Nays	Abst.	Absent	Motion	Second

Resolution #49-22

Authorize Price Changes in Water Department Fee Schedule

Resolved that, the Fee Schedule (original adoption 1/15/2019) be adopted as edited and reviewed on February 15th, 2022.

Ayes	Nays	Abst.	Absent	Motion	Second

Resolution #50-22

Final Adoption of Local Law #2-21

WHEREAS on December 30th, 2021 at 5 :00 PM, the Town of Seneca Town Board held a Special Board Meeting and Public Hearing to discuss adoption of Local Law #2-2021; and

WHEREAS Local Law #2-2021 is entitled "A Local Law To Opt-Out Out Of Allowing Cannabis Retail Dispensaries And On-Site Consumption Sites As Authorized Under Cannabis Law Article 4."; and

WHEREAS the floor was offered to anyone who wished to speak in favor of or against this Local Law, at which time nobody spoke; and

WHEREAS Local Law #2-2021 was subject to a 30-day permissive referendum, which expired on January 29th, 2022; and

WHEREAS the Town Board of the Town of Seneca wishes to finally adopt Local Law #2-2022 as follows:

Ayes	Nays	Abst.	Absent	Motion	Second

**LOCAL LAW TO OPT-OUT OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE
CONSUMPTION SITES AS AUTHORIZED UNDER CANNABIS LAW ARTICLE 4**

Be it enacted by the Town of Seneca; County of Ontario as follows:

Section I: Legislative Intent

It is the intent of this local law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Seneca that would otherwise be allowed under Cannabis Law Article 4.

Section II: Authority

This local law is adopted pursuant to Cannabis Law §131 which expressly authorizes the town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within the jurisdiction of the town and is subject to permissive referendum, the procedure of which is governed by Municipal Home Rule Law §24.

Section III: Local Opt-Out

The Town Board of the Town of Seneca hereby opts out of allowing cannabis retail dispensaries and on-site cannabis consumption sites from being established and operated within the town's jurisdiction.

Section IV: Severability

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm, or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgement or order shall be rendered.

Section V: Permissive Referendum

This Local Law is subject to a referendum on petition in accordance with Cannabis Law §131 and the procedure outlined in Municipal Home Rule Law §24.

Section V: Effective Date

This Local Law shall take effect immediately upon filing with the Secretary of State

I hereby certify that the Local Law annexed hereto, designated as Local Law No. 2 of 2021 of the Town of Seneca was duly passed by the Seneca Town Board on December 30th, 2021 in accordance with the applicable provisions of law.

Date: _____

HALEY S. EAGLEY
Seneca Town Clerk

Date: _____

MICHAEL J. ROULAN
Town Attorney, Town of Seneca