

AGENDA DOCKET
LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING
WEDNESDAY, FEBRUARY 9, 2022
1:30 P.M.



ROLL CALL

PLEDGE OF ALLEGIANCE

Portage Supervisor Ivan Davis

APPROVAL OF MINUTES

Minutes of 1/26/22 Regular Meeting

PUBLIC HEARING

1. **CONSIDER PUBLIC COMMENT ON THE COUNTY'S COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT WITH THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR AN ECONOMIC DEVELOPMENT PROJECT IN THE VILLAGE OF GENESEO**

COMMUNICATIONS

1. Letters from Senator Borrello acknowledging receipt of Res. No. 2022-4, 2022-5 and 2022-40.

ABSTRACT OF CLAIMS

RESOLUTION NO. 2022-48 APPROVING ABSTRACT OF CLAIMS #2A-FEBRUARY 9, 2022

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2A dated February 9, 2022 in the total amount of \$2,298,588.40.

Dated at Geneseo, New York

February 9, 2022

Ways and Means Committee

PRIVILEGES OF THE FLOOR

JENNIFER RODRIGUEZ, PUBLIC HEALTH DIRECTOR & JILL BURLEY, DIRECTOR OF PATIENT SERVICES

- LIVINGSTON COUNTY HOSPICE NAMED A NATIONAL BEST PRACTICE AGENCY

PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE

Human Services Committee

1. **APPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL FOR THE TERM DESIGNATED: SUSAN GEORGE**

RESOLVED, that the following member is hereby appointed to the Community Initiatives Council for the term designated:

Community Initiatives Council			
Name	Address	Rep/Title	Term
Susan George	29 Watrous Street, Perry, NY 14530	Private Sector	1/1/22-12/31/22 (K. McMillan term)

Dated at Geneseo, New York

February 9, 2022

Human Services Committee

Ways & Means Committee

2. **DECLARING SURPLUS PROPERTY-DISTRICT ATTORNEY**

WHEREAS, the County of Livingston owns surplus personal property that is no longer necessary for public use: now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following item(s) as surplus property to be disposed of as determined by the County Administrator:

District Attorney

Quantity	Year, Make & Model	Mileage/Hours	Serial #
1	2011 Chevrolet Impala	65,000	2G1WF5EK4B1308305

Dated at Geneseo, New York

February 9, 2022

Ways and Means Committee

3. RESOLUTION SUPPORTING LIVINGSTON COUNTY SUPERINTENDENTS' REQUEST FOR RESTORED LOCAL CONTROL REGARDING COVID-19 MITIGATION MEASURES IN THEIR SCHOOLS

WHEREAS, when the COVID-19 pandemic seized the country back in 2020, New York State school districts exhibited strong resilience and adaptability. Focused on the continued education of students in a safe environment, with guidance from local health departments, they successfully created effective and innovative plans specific to the needs of their localities. Said plans provided some level of in-person learning supplemented by remote learning along with policies related to mitigation measures such as social distancing, masking, and sanitizing; and

WHEREAS, despite school districts' proven ability to independently handle the hurdles created by the pandemic, local control over COVID-19 protocols was stripped from school districts for the 2021-2022 school year when the New York State Department of Health implemented one-size-fits all statewide mandates, including universal masking; and

WHEREAS, as the pandemic now transitions to becoming an endemic, each school district has its own unique needs based upon level of community spread, vaccination percentages, etc. and it's time districts make data-driven decisions with input and guidance from local health departments; and

WHEREAS, on February 2, 2022, Livingston County Superintendents representing the nine (9) school districts in Livingston County issued correspondence to the New York State Health Commissioner advocating for the reinstatement of local control over all mitigation measures in their districts; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby supports the return of governing power to Livingston County school districts relative to COVID-19 safety protocols thereby enabling them to make responsive and pragmatic decisions based upon the unique needs of their communities; and be it further

RESOLVED, that the Clerk of this Board of Supervisors shall forward this resolution to Governor Kathy Hochul, New York State Health Commissioner Mary Bassett, Senator George Borrello, Senator Patrick Gallivan, Assemblywoman Marjorie Byrnes, and all others deemed necessary and appropriate.

Dated at Geneseo, New York

February 9, 2022

Ways and Means Committee

4. RESOLUTION IN OPPOSITION TO SENATE BILL S7885 AS IT RELATES TO THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE WESTERN REGIONAL OFF-TRACK BETTING CORPORATION

WHEREAS, the Western Regional Off-Track Betting Corporation ("Corporation") is a public benefit corporation with headquarters located in Batavia, New York; and

WHEREAS, pursuant to existing New York State law, the Corporation is administered by a Board of Directors comprised of members from fifteen (15) Western New York counties and the Cities of Rochester and Buffalo. The governing body of each participating county/city directly appoints one member to the Board thereby allowing for equal and impartial representation of the participating municipalities that comprise the Corporation; and

WHEREAS, on July 11, 1973, the Livingston County Board of Supervisors passed a resolution authorizing Livingston County to participate in the operation of the Corporation which had been created pursuant to the New York State Racing, Pari-mutuel Wagering and Breeding Law signed by Governor Rockefeller; and

WHEREAS, the Corporation currently owns and operates eleven (11) off-track betting branches, twenty-seven (27) E-Z Bet locations, and a telephone wagering service in fifteen (15) Western New York counties, as well as Batavia Downs Gaming which is a standard bred racetrack and gaming facility; and

WHEREAS, since its inception, the Corporation has generated over \$250 million in operating and surcharge revenues for the taxpayers of the participating municipalities; and

WHEREAS, New York State Senator Timothy M. Kennedy (D-Buffalo) has recently proposed Senate Bill S7855 which seeks to amend the existing Racing, Pari-mutuel Wagering and Breeding Law in relation to the membership of the Corporation's Board of Directors. Specifically, Senator Kennedy's proposal calls for revising the composition of the Board to reflect:

- Three (3) members to represent the Counties of Monroe, Wyoming, and Orleans;
- One (1) member to represent the Counties of Chautauqua, Cayuga, Genesee, Livingston, Schuyler, and Seneca;
- Four (4) members to represent the Counties of Oswego, Cattaraugus, and Orleans;
- One (1) member to represent the City of Buffalo;
- One (1) member to represent the City of Rochester;
- One (1) member appointed by the Governor;
- One (1) member appointed by the temporary President of the Senate; and
- One (1) member appointed by the Speaker of the Assembly; and

WHEREAS, despite the Bill stating its intent is to provide more equal representation of the people of the area who benefit from the Corporation's proceeds, this legislation will in fact have the opposite effect. The proposed legislation will decimate the balanced representation formula previously provided by the State Legislature and the Governor as equitable and impartial due to affording each municipality that comprises the Corporation an equal voice in all Board matters; and

WHEREAS, the performance and accomplishments of the Corporation's current Board cannot be discounted when considering this drastic and overreaching legislation, including, but not limited to, the acquisition of an 84-room hotel on the grounds of Batavia Downs, and countless fundraising events for charitable organizations like Make-A-Wish, GLOW YMCA, the Food Bank of Western New York, and the Breast Cancer Coalition of Rochester; and

WHEREAS, in 2021, Batavia Downs once again shattered attendance and wager records with more than 625,000 attendees wagering nearly \$700 million leading to record earning distributions for the seventeen (17) participating municipalities that have come to rely on Corporation distributions; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby strongly oppose Senate Bill S7855 as it will cause irreparable harm to Livingston County and its economic interests in the Corporation; and be it further

RESOLVED, that the Clerk of this Board of Supervisors shall forward this resolution to Governor Kathy Hochul, Senator George Borrello, Senator Patrick Gallivan, Assemblywoman Marjorie Byrnes, and all others deemed necessary and appropriate.

Dated at Geneseo, New York

February 9, 2022

Ways and Means Committee

DISCUSSION OF THE RESOLUTIONS ON PREFERRED AGENDA

MOTION TO MOVE THE RESOLUTIONS ON THE PREFERRED AGENDA AND DIRECT THE CLERK OF THE BOARD TO CALL THE ROLL CALL VOTE

RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE

HUMAN SERVICES COMMITTEE

Department of Social Services

5. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: CHANCES & CHANGES, INC. (3)

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Department of Social Services, and any future amendments to said contracts, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Chances & Changes, Inc. P.O. Box 326 Geneseo, NY 14454 For: Family Safety Advocate	1/1/22-12/31/22	\$13,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Preventive Funding	38%	Yes X No

Chances & Changes, Inc. P.O. Box 326 Geneseo, NY 14454 For: Non-Residential Domestic Violence Services	1/1/22-12/31/22	Not to exceed \$60,000.00
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<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Federal Admin	30%	Yes X No

Chances & Changes, Inc. P.O. Box 326 Geneseo, NY 14454 For: Residential Domestic Violence Services	1/1/22-12/31/22	Per Day Rate – Set by the State
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<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
TANF – AP\DV Title XX under 200%	0-100%	Yes X No

Dated at Geneseo, New York
February 9, 2022
Human Services Committee
Office For The Aging

6. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING: GENESEE-LIVINGSTON-ORLEANS-WYOMING COUNTIES CHAPTER NYSARC, INC. DBA ARC GLOW, HOME AND HEALTH CARE SERVICES, INC. & STATE UNIVERSITY OF NEW YORK FOR THE COLLEGE AT ONEONTA

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Office for the Aging, and any future amendments to said contracts, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Genesee-Livingston-Orleans-Wyoming Counties Chapter NYSARC, Inc. DBA Arc GLOW 18 Main Street Mt. Morris, NY 14510 For: Transportation Services	4/1/22-3/31/23 with 3 one-year options to renew	Not to exceed \$24,500.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
CSE, State Transportation, Unmet Need	25% for CSE; no match for others	Yes X No

Home and Health Care Services, Inc. City Hall 82 Main Street, 3 rd Floor Hornell, NY 14843 For: Non-Medical In-Home Personal Care Services	4/1/22-3/31/23 with 2 one-year options to renew	\$30.95 per hour Rate schedule
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<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS EISEP, CSE, Unmet Need Caregiver (Federal Title IIIE)	25%	Yes X No

University Plaza
Albany, NY 12246

For: Affiliation Agreement to Host Dietetics Students

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
N/A	N/A	Yes N/A No

Dated at Geneseo, New York

February 9, 2022

Human Services Committee

Workforce Development/Youth Bureau

7. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY OFFICE OF WORKFORCE DEVELOPMENT: PARTYMAN CATERING & RENTAL & THE BONADIO GROUP

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Office of Workforce Development/Youth Bureau, and any future amendments to said contracts, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Partyman Catering & Rental 1515 West Henrietta Road Avon, NY 14414 For: Teen Recognition Dinner	4/27/22 (event date)	Not to exceed \$17,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Local share and ticket sales	\$14,000	Yes

The Bonadio Group 171 Sully's Trail, Suite 201 Pittsford, NY 14534 For: Sub Recipient Auditing of WIOA Contractors	1/1/22-6/30/22	Not to exceed \$19,999.00
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<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Workforce Innovation and Opportunity Act (WIOA)	\$0	Yes

Dated at Geneseo, New York

February 9, 2022

Human Services Committee

PUBLIC SERVICES COMMITTEE

County Historian

8. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY HISTORIAN: LUCIDEA TECHNOLOGIES (U.S.) CORP.

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Department of County Historian according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Lucidea Technologies (U.S) Corp. 500 Unicorn Park Drive 5 th Floor Woburn, MA 01801	12/22/21-12/21/24	\$16,311.00

For: Three (3) year Presto Software subscription service includes: hosting, licenses, support, and maintenance. Year 1 fee of \$9,100 includes implementation and subscription fee; Year 2 subscription fee of \$3,570; and Year 3 subscription fee of \$3,641.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County	100%	yes

Dated at Geneseo, New York
February 9, 2022
Public Services Committee
Emergency Management Services

9. AWARDING BID AND AUTHORIZING THE PURCHASE OF ONE (1) NEW 2022 FORD F-250 XLT FOR LIVINGSTON COUNTY EMERGENCY MANAGEMENT SERVICES: ORLEANS FORD

WHEREAS, after the proper legal advertisement seeking bids for one (1) 2022 Ford F-250 or F-350 or the equivalent pick-up truck for the Emergency Management Services Office, one (1) bid was received and opened January 21, 2022; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby awards the following bid and authorizes Livingston County Emergency Management Services to purchase through a Livingston County Sealed Bid from Orleans Ford of 1405 S Main St., Medina, NY 14103, one (1) new Ford F-250 XLT at a cost of \$52,852.50.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
A3640	100%	Yes X No

Dated at Geneseo, New York
February 9, 2022
Public Services Committee
Planning

10. APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY BLANKET BOND FOR GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, the County of Livingston has appropriated the sum of \$10,967.00 as its share of the Year 2022 operating funds of the Genesee Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the New York State General Municipal Law, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee Finger Lakes Regional Planning Council has designated Paul Gavin, Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee Finger Lakes Regional Planning Council has secured a Public Employees Fidelity Blanket Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000.00; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby approves such blanket bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law; and be it further

RESOLVED, that a copy of this resolution shall be forwarded to the offices of the Genesee Finger Lakes Regional Planning Council.

Dated at Geneseo, New York
February 9, 2022
Public Services Committee

11. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF PLANNING: CC ENVIRONMENT & PLANNING, CPL, HUNT ENGINEERS, ARCHITECTS, LAND SURVEYORS & LANDSCAPE ARCHITECTS, DPC, MRB GROUP, OSWEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Planning Department, and any future amendments to said contracts, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
CC Environment & Planning 23 Jackson Street	2/1/22-6/1/22	Not to exceed \$990.00

Batavia, NY 14040

For: Professional design services for the 2021 Conesus Lake Watershed Management Plan Annual Report.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Protection Funds through NYS DEC: Finger Lakes-Lake Ontario Watershed Protection Alliance (CLAWS 31)	0%	Yes

CPL 2/9/22-6/1/22 Not to exceed \$5,000.00

205 St. Paul Street

Suite 500

Rochester, NY 14604

For: Feasibility study in preparation for a NYS Consolidated Funding Application for stormwater management at the corner of Long Point Road and West Lake Road

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Protection Funds through NYS DEC: Finger Lakes-Lake Ontario Watershed Protection Alliance (CLAWS 31)	0%	Yes

HUNT Engineers, Architects, Land Surveyors & Landscape Architects, DPC 1/1/22-4/1/22 Not to exceed \$7,500.00

Airport Corporate Park

100 Hunt Center

Horseheads, NY 14845

For: Professional services for preparing the ReConnect Round 3 Application

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County budget	100%	Yes

MRB Group 2/1/22-4/1/22 \$12,500.00

145 Culver Road

Suite 160

Rochester, NY 14620

For: Professional services for analyzing costs and financial feasibility of creating supportive housing units for the homeless and those at risk of homelessness.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County budget	100%	Yes

Oswego County Soil and Water Conservation District 4/1/22-12/31/24 \$89,200.00

3105 State Route 3

Fulton, NY 13069

For: Pass Through of Finger Lakes-Lake Ontario Watershed Protection Alliance funds for Conesus Lake

Aquatic Weeds Strategy (CLAWS 32)/Conesus Lake Watershed Management Plan implementation efforts.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Protection Funds through NYS DEC: Finger Lakes-Lake Ontario Watershed Protection Alliance	0%	Yes

Dated at Geneseo, New York

February 9, 2022

Public Services Committee

12. AWARDING BID FOR THE PLANNING DEPARTMENT FOR LIVINGSTON COUNTY WATER SYSTEM LEAK DETECTION: GROUND PENETRATING RADAR SYSTEMS, LLC

WHEREAS, after the proper legal advertisement seeking bids for the Livingston County Water System Leak Detection project, one bid was received and opened on January 11, 2022; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, which is hereby accepted as the lowest responsible bid, and any future amendments to said contract, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Ground Penetrating Radar Systems, LLC	2/10/22-3/31/23	\$72,550.00

5217 Monroe Street
Toledo, OH 43623

For: County-wide leak detection survey of municipal water infrastructure

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
	0%	Yes

Dated at Geneseo, New York
February 9, 2022
Public Services Committee

WAYS & MEANS COMMITTEE
County Administrator/Budget Officer

13. AUTHORIZING TRANSFER OF FUNDS-COUNTY ADMINISTRATOR & MENTAL HEALTH

RESOLVED, that the Livingston County Treasurer is authorized and directed to make the requested transfers per the Budget Amendment entries that have been approved by the Livingston County Administrator.

Dated at Geneseo, New York
February 9, 2022
Ways and Means Committee

14. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: VENESKY & COMPANY

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for Livingston County, and any future amendments to said contract, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Venesky & Company 6114 Route 31 Cicero, NY 13039	1/1/22-12/31/24	\$39,000.00

For: Indirect Cost Recovery Project

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County Budget	Varies	Yes X No

Dated at Geneseo, New York
February 9, 2022
Ways and Means Committee

15. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR DEFERRED COMPENSATION ADVISORY SERVICES-STIFEL, NICOLAUS & COMPANY, INC.

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract, which is determined to be the most qualified to provide said services, and any future amendments to said contract, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Stifel, Nicolaus & Company, Inc. 375 Woodcliff Drive Fairport, NY 14450	1/1/22-12/31/24	\$10,000.00/yr.

For: 3(21) Fiduciary Services for Deferred Compensation Plan

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Deferred Compensation Fund	100%	Yes X No

Dated at Geneseo, New York
February 9, 2022
Ways and Means Committee
Other

16. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: HEALTH SYSTEM SERVICES

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Center for Nursing and Rehabilitation and any future amendments to said contract, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Health System Services 6867 Williams Road Wheatfield, NY 14304	2/3/22-3/4/22	\$14,880.00

For: PM Inspection / Load Testing of patient handling ceiling track

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Operating Budget	100%	Yes X No

Dated at Geneseo, New York
February 9, 2022
Ways and Means Committee

17. AUTHORIZATION TO SUBMIT A USDA RECONNECT APPLICATION FOR PURPOSES OF EXPANDING BROADBAND INFRASTRUCTURE THROUGHOUT LIVINGSTON COUNTY

WHEREAS, reliable, high-speed, affordable access to internet service is imperative for Livingston County residents, businesses, farms, schools, nonprofit organizations, and visitors; and

WHEREAS, investment in internet service will foster economic development, job growth, rural entrepreneurship, and innovative technologies; and

WHEREAS, Livingston County completed an engineering study and public input survey which concluded that internet service is either unavailable or of an inadequate quality for many residents, farms and businesses throughout the County; and

WHEREAS, Livingston County wants to prioritize the deployment of broadband infrastructure and wishes to pursue public-private partnerships and funding sources in an effort to effectively achieve greater access to reliable and affordable high-speed internet service throughout the County; and

WHEREAS, the United States Department of Agriculture (USDA) issued a solicitation of applications for the third round of the Rural e-Connectivity Pilot Program (ReConnect) to expand broadband service to rural areas that lack sufficient access to broadband; and

WHEREAS, Livingston County issued a Request for Proposals seeking a public-private partnership for purposes of applying to the USDA ReConnect program for eligible areas, and one proposal was received; and

WHEREAS, Empire Access was determined to be the most qualified to serve as the private partner; and

WHEREAS, should funding be awarded, Livingston County will provide the 25% cost share grant funding match required under the terms of the Program with the understanding that the County will fully recover said contribution pursuant to the terms of a negotiated financial agreement with Empire Access; now, therefore, be it

RESOLVED, that Livingston County wishes to partner with Empire Access in jointly preparing an application to the USDA ReConnect Program and hereby fully supports Empire Access as the lead applicant; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a letter to the USDA declaring the County's intent to partner with Empire Access and provide the required grant funding match for the cost of the project, should funding be awarded.

Dated at Geneseo, New York
February 9, 2022
Ways and Means Committee

18. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A MEMORANDUM OF AGREEMENT WITH THE LIVINGSTON COUNTY WATER AND SEWER AUTHORITY FOR PROJECT MANAGEMENT AND OVERSIGHT SERVICES

WHEREAS, on December 23, 2014, an Order On Consent and Administrative Settlement was entered into by and among the State of New York, the County of Livingston, Akzo Nobel, Inc. and Akzo Nobel Salt Inc. (collectively "Akzo Nobel") for purposes of addressing the Retsof Salt Mine collapse that occurred on March 12, 1994. Said Order required Akzo Nobel to pay \$20,000,000.00 jointly to the State and the County with the understanding the proceeds would be used to address the impacts of the collapse; and

WHEREAS, the Livingston County Board of Supervisors authorized the County Administrator to form a committee, now known as the Akzo Settlement Committee, for purposes of developing policies and procedures and providing recommendations on projects to be funded through the use of the Akzo Nobel settlement funds; and

WHEREAS, Livingston County Board Res. No. 2021-185 formally approved the Akzo Settlement Committee's recommendation to fund a project for the planning and engineering work needed to improve the public drinking water infrastructure for the Towns of Leicester and York and authorized the County Administrator to submit the required documentation to the New York State Attorney General's Office and the New York State Department of Environmental Conservation for purposes of obtaining approval to utilize Akzo Nobel settlement funds for this project. Said approval was subsequently received from these state agencies on or about July 8, 2021; and

WHEREAS, the Akzo Settlement Committee believes project management and oversight assistance is needed for the project. Pursuant to discussions with the Livingston County Water and Sewer Authority's Executive Director, the Committee has become aware of the Authority's strong qualifications and staff capacity to provide the needed project management and oversight assistance. Furthermore, the project corresponds nicely with the Authority's mission to provide high quality, environmentally sound, efficient, reliable, and affordable water and sewer services to the people who live, work and visit Livingston County. As such, the Akzo Settlement Committee recommends the execution of a Memorandum of Agreement between Livingston County and the Authority relative to the Authority providing desired project management and oversight assistance; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby supports the recommendation of the Akzo Settlement Committee and the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign any and all necessary Memorandum of Agreement documents with the Livingston County Water and Sewer Authority, subject to review and approval by the New York State Attorney General's Office, the New York State Department of Environmental Conservation, the Livingston County Administrator, and the Livingston County Attorney.

Dated at Geneseo, New York

February 9, 2022

Ways and Means Committee

Personnel

19. **AMENDING THE 2022 HOURLY EMPLOYEE SALARY SCHEDULE: PLANNING**

RESOLVED, that the 2022 Hourly Salary Schedule is amended as follows:

Planning:

- Convert one part-time Community Development Specialist position to a full-time position at Wage Grade 14 CSEA Contract effective 2/13/22.

For: Combine two part time positions filled by the same person.

Dated at Geneseo, New York

February 9, 2022

Ways and Means Committee

CLOSE PUBLIC HEARING

OTHER BUSINESS

ADJOURNMENT