

LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING

WEDNESDAY, JUNE 14, 2023

1:30 P.M.



TENTATIVE AGENDA

ROLL CALL

PLEDGE OF ALLEGIANCE

United States Air Force Senior Airman Heather Dulaney

APPROVAL OF MINUTES

Minutes of 5/24/23 Regular Meeting

COMMUNICATIONS

1. Receipt of Notice of Claim in the matter of Randy J. Rowe vs the State of New York Department of Corrections and Community Supervision and the Livingston County Jail.
2. The next Conversation with the County will be held on Thursday, June 29, 2023--5:30 p.m. at the Groveland Town Hall, 4955 Aten Road, Groveland.
3. Thank you note from Chairman LeFeber.

INTRODUCTION OF LOCAL LAW

LOCAL LAW NO. B-2023 PROVIDING A PARTIAL EXEMPTION FROM REAL PROPERTY TAXES TO CERTAIN QUALIFYING VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS

ABSTRACT OF CLAIMS

RESOLUTION NO. 2023-210 APPROVING ABSTRACT OF CLAIMS #6A-JUNE 14, 2023

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #6A dated June 14, 2023 in the total amount of \$2,182,498.59.

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE

Public Services Committee

1. APPOINTING MEMBER TO THE LIVINGSTON COUNTY PLANNING BOARD: SCOTT HULBURT

RESOLVED, that the following member is hereby appointed to the Livingston County Planning Board for the term designated:

Livingston County Planning Board			
Name	Address	Title/Representing	Term
Scott Hulburt	2624 York Road West P.O. Box 159 York, NY 14592	Town of York	6/7/2023-12/31/2024

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

2. RESOLUTION SUPPORTING THE SUBMISSION OF AN APPLICATION TO THE NEW YORK STATE FARMLAND PROTECTION IMPLEMENTATION GRANTS PROGRAM: BRADY FARM

WHEREAS, Article 25-AAA of the New York State Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

WHEREAS, Livingston County Board of Supervisors Resolution No. 2006-280 approved the Livingston County Agricultural and Farmland Protection Plan, and by letter dated October 17, 2006, Patrick H. Brennan, Commissioner of the New York State Department of Agriculture and Markets, approved said Plan; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Plan recommended support of the New York State Farmland Protection Implementation Grants (NYSFPIG) Program. Said Program provides financial assistance to counties, municipalities, soil and water conservation districts, and land trusts to enable them to implement farmland protection activities consistent with local agriculture and farmland protection plans; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Board jointly with the Genesee Valley Conservancy solicited pre-applications from owners of agricultural lands in Livingston County interested in applying for the NYSFPIG Program. The Protection Board and Conservancy carefully reviewed and ranked all pre-applications received; and

WHEREAS, Brady Farm in the Towns of Groveland and Mount Morris was included in the approved rankings for an application to the NYSFPIG Program and both Towns have endorsed the Brady Farm application to the Program; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby supports submission of the Brady Farm application to the NYSFPIG Program.

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

3. RESOLUTION SUPPORTING THE SUBMISSION OF AN APPLICATION TO THE NEW YORK STATE FARMLAND PROTECTION IMPLEMENTATION GRANTS PROGRAM: DOOLITTLE FARM

WHEREAS, Article 25-AAA of the New York State Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

WHEREAS, Livingston County Board of Supervisors Resolution No. 2006-280 approved the Livingston County Agricultural and Farmland Protection Plan, and by letter dated October 17, 2006, Patrick H. Brennan, Commissioner of the New York State Department of Agriculture and Markets, approved said Plan; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Plan recommended support of the New York State Farmland Protection Implementation Grants (NYSFPIG) Program. Said Program provides financial assistance to counties, municipalities, soil and water conservation districts, and land trusts to enable them to implement farmland protection activities consistent with local agriculture and farmland protection plans; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Board jointly with the Genesee Valley Conservancy solicited pre-applications from owners of agricultural lands in Livingston County interested in applying for the NYSFPIG Program. The Protection Board and Conservancy carefully reviewed and ranked all pre-applications received; and

WHEREAS, Doolittle Farm in the Towns of Caledonia and York was included in the approved rankings for an application to the NYSFPIG Program and both Towns have endorsed the Doolittle Farm application to the Program; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby supports submission of the Doolittle Farm application to the NYSFPIG Program.

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

4. RESOLUTION SUPPORTING THE SUBMISSION OF AN APPLICATION TO THE NEW YORK STATE FARMLAND PROTECTION IMPLEMENTATION GRANTS PROGRAM: ZORNOW FARM

WHEREAS, Article 25-AAA of the New York State Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

WHEREAS, Livingston County Board of Supervisors Resolution No. 2006-280 approved the Livingston County Agricultural and Farmland Protection Plan, and by letter dated October 17, 2006, Patrick H. Brennan, Commissioner of the New York State Department of Agriculture and Markets, approved said Plan; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Plan recommended support of the New York State Farmland Protection Implementation Grants (NYSFPIG) Program. Said Program provides financial assistance to counties, municipalities, soil and water conservation districts, and land trusts to enable them to implement farmland protection activities consistent with local agriculture and farmland protection plans; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Board jointly with the Genesee Valley Conservancy solicited pre-applications from owners of agricultural lands in Livingston County interested in applying for the NYSFPIG Program. The Protection Board and Conservancy carefully reviewed and ranked all pre-applications received; and

WHEREAS, Zornow Farm in the Town of Lima was included in the approved rankings for an application to the NYSFPIG Program and the Town has endorsed the Zornow Farm application to the Program; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby supports submission of the Zornow Farm application to the NYSFPIG Program.

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

5. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY EMERGENCY COMMUNICATIONS GOVERNANCE BOARD: JOSEPH GEER & GEORGE WORDEN, JR.

RESOLVED, that the following members are hereby appointed to the Livingston County Emergency Communications Governance Board for the term designated:

Livingston County Emergency Communications Governance Board			
Name	Address	Rep./Title	Term
Joseph Geer	3627 Neale Road, Caledonia, NY 14423	Local Policing Representative	1/1/23-12/31/24
George Worden, Jr.	2650 Limerick Road, Piffard, NY 14533	Highway Representative	1/1/23-12/31/24

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

Ways & Means Committee

6. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. B-2023 PROVIDING A PARTIAL EXEMPTION FROM REAL PROPERTY TAXES TO CERTAIN QUALIFYING VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on June 14, 2023, a proposed Local Law entitled Local Law No. B-2023 Providing a Partial Exemption from Real Property Taxes to Certain Qualifying Volunteer Firefighters and Ambulance Workers; now, therefore, be it

RESOLVED, that a public hearing shall be held on said proposed Local Law by this Board on July 12, 2023 at 1:35 p.m. in the Board of Supervisors Assembly Room located in the Livingston County Government Center, Geneseo, New York; and be it further

RESOLVED, that at least six (6) days' notice shall be given by posting thereof on the bulletin board of the Livingston County Government Center and by publishing such notice at least (1) time in the official newspapers of the County as provided by law.

Dated at Geneseo, New York

June 14, 2023

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

Center for Nursing and Rehabilitation

7. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR RADIOLOGY SERVICES FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: ULTRAMOBILE IMAGING, INC.

WHEREAS, the County of Livingston solicited Request for Proposals for Radiology Services, and one (1) proposal was received; now, therefore, be it

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, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
UltraMobile Imaging, Inc. 1465 Jefferson Road Rochester, NY 14623	6/1/2023-5/31/2026, renewal for two additional 1 year terms at the County's sole option	Fee Schedule

For: Radiology Services

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

Dated at Geneseo, New York

June 14, 2023

Human Services Committee

8. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR MEDICAL SERVICES FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: MOBILE PRIMARY CARE

WHEREAS, the County of Livingston solicited Request for Proposals for Medical Services, and two (2) proposals were received; now, therefore, be it

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, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Mobile Primary Care 40 La Riviere Drive, Suite 201 Buffalo, NY 14202	7/7/2023-7/6/2026 with two additional 1-year renewals at the County's sole option	Fee Schedule

For: Medical Services

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

Dated at Geneseo, New York

June 14, 2023

Human Services Committee

9. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: SHC SERVICES INC.

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>
SHC Services Inc.	8/1/2023-7/31/2024	Fee Schedule
6955 Union Park Center Drive		
Suite 400		
Cottonwood Heights, UT 84047		
For: Supplemental Staffing Services – RN, LPN &CNA		

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

Dated at Geneseo, New York
 June 14, 2023
 Human Services Committee
 Department of Health

10. **AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH: ANNA BOWNE DBA OT-TODAY, BUILDING BLOCKS COMPREHENSIVE SERVICES, INC., BUILDING BLOCKS LEARNING CENTER, LLC, CASA-TRINITY, INC., COUNTY OF MONROE, DANSVILLE CENTRAL SCHOOL DISTRICT, KESHEQUA CENTRAL SCHOOL DISTRICT, MARY CARIOLA CHILDREN’S CENTER, NATIONAL MEDICAL SERVICES, INC. D/B/A NMS LABS, STEP BY STEP PHYSICAL THERAPY, OCCUPATIONAL THERAPY, SPEECH LANGUAGE THERAPY, PSYCHOLOGY AND LMSW SERVICES, PLLC, WAYLAND-COHOCTON CENTRAL SCHOOL DISTRICT & WESTERN NEW YORK SPEECH-LANGUAGE PATHOLOGY, OT AND PT CONSULTANTS, PLCC DBA CLINICAL ASSOCIATES OF THE FINGER LAKES**

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 Health, 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>
Anna Bowne dba OT-Today	7/1/23-6/30/2028	\$60.00 per 30-minute individual session;
28 Babcock Drive		\$40.00 per 30-minute group session
Rochester, NY 14610		

For: Provide Occupational Therapy services for Preschool Program.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes X No

Building Blocks Comprehensive Services, Inc.	7/1/23-6/30/28	\$65.00 per 30-minute individual session;
275 Parrish Street		\$40.00 per 30-minute group session.
Canandaigua, NY 14424		

For: Education for Children with Disabilities – Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes X No

Building Blocks Learning Center, LLC	7/1/23-6/30/28	\$57.50 per 30-minute individual session;
19 Robinson Road		\$40.00 per 30-minute group session.
Clinton, NY 13323		Evaluations & SEIT rates set by NYSED

For: Education for Children with Disabilities- Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes X No

CASA-Trinity, Inc.
 4612 Millennium Drive
 Geneseo, NY 14454

6/1/23-12/31/24

\$260,000.00

For: Provision of Opioid Treatment Program (methadone) services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County and Local Government Unit Opioid Settlement Agreements	0%	Yes X No

County of Monroe
 740 East Henrietta Road
 Rochester, NY 14623

1/1/23-12/31/23

\$52,925.00

25 full autopsy exams;
 8 blood/description
 type autopsies

For: Death Investigative & Forensic Pathology Services

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

Dansville Central School District
 337 Main Street
 Dansville, NY 14437

7/1/23-6/30/28

\$57.50 per 30-minute
 individual session;
 \$40.00 per 30-minute
 group session.
 Evaluations & SEIT
 rates set by NYSED

For: Education for Children with Disabilities – Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes X No

Keshequa Central School District
 13 Mill Street
 Nunda, NY 14517

7/1/23-6/30/28

\$57.50 per 30-minute
 individual session;
 \$40.00 per 30-minute
 group session.
 Evaluations and Center
 Based rates set by NYSED

For: Education for Children with Disabilities - Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes X No

Mary Cariola Children’s Center
 1000 Elmwood Avenue
 Rochester, NY 14620

7/1/23-6/30/28

Evaluations and SEIT
 rates set by NYSED

For: Education for Children with Disabilities – Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes X No

National Medical Services, Inc. d/b/a NMS Labs
 200 Welsh Road
 Horsham, PA 19044

5/1/23-4/30/24

Exhibit A Pricing

For: Toxicology laboratory testing & services

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

**Step By Step Physical Therapy, Occupational
 Therapy, Speech Language Therapy,
 Psychology and LMSW Services, PLLC**
 1057 East Henrietta Road, Suite 500
 Rochester, NY 14623

7/1/23-6/30/28

\$55.00 per 30-minute
 individual session;
 \$40.00 per 30-minute
 group session.

For: Provide Related Services for Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes X No

Wayland-Cohocton Central School District
 2350 State Route 63
 Wayland, NY 14572

7/1/23-6/30/28

\$57.50 per 30-minute individual session;
 \$40.00 per 30-minute group session.
 Evaluations & SEIT rates set by NYSED

For: Education for Children with Disabilities- Preschool Program.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes <input checked="" type="checkbox"/> No

Western New York Speech-Language Pathology, OT and PT Consultants, PLLC dba Clinical Associates of the Finger Lakes
 590 Fishers Station Drive, Suite 130
 Victor, NY 14564

7/1/23-6/30/28

\$55.00 per 30-minute individual session;
 \$40.00 per 30-minute group session.
 Evaluations & SEIT rates set by NYSED

For: Education for Children with Disabilities- Preschool Program.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	varies	Yes <input checked="" type="checkbox"/> No

Dated at Geneseo, New York

June 14, 2023

Human Services Committee

Department of Social Services

11. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: ENCOMPASS RESOURCES FOR LEARNING

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 Social 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>
EnCompass Resources for Learning 275 Pinnacle Road Rochester, NY 14623	7/1/23-6/30/24	\$73,000.00

For: Educational Support Preventive Services Program – Dansville & Wayland-Cohocton School Dist.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Preventive	0%	Yes <input checked="" type="checkbox"/> No

Dated at Geneseo, New York

June 14, 2023

Human Services Committee

12. AUTHORIZING THE COMMISSIONER OF THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES TO SIGN THE FOLLOWING CONTRACT: DONATED FUNDS AGREEMENTS

RESOLVED, that the Commissioner of Social Services is hereby authorized to sign the following contract for the Livingston County Department of Social 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>
Donated Funds Agreement	N/A	\$27,740.00

For: Agreement authorizing DSS to accept donated funds from private sources to provide the local share of Preventive Services.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Education Success Foundation	0%	Yes <input checked="" type="checkbox"/> No

Dated at Geneseo, New York

June 14, 2023

Human Services Committee

Office for the Aging

13. **AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT AWARD CONTRACT FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING: NEW YORK STATE OFFICE FOR THE AGING**

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
New York State Office for the Aging	4/1/2023-3/31/2024	\$1,032,182.00

2 Empire Plaza
Albany, NY 12223

For: 2023-2024 Annual Update Budget for programs and services to be provided by Livingston County Office for the Aging.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
\$256,404, \$775,778 State	Not to exceed approved 2023 County budget total	Yes X No

Dated at Geneseo, New York
June 14, 2023

Human Services Committee

Workforce Development/Youth Bureau

14. **AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY OFFICE OF WORKFORCE DEVELOPMENT: C&F TRANSPORTATION, INC.**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Office of Workforce Development, 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>
C&F Transportation, Inc.	6/26/23-6/30/23	\$1,325.00

3090 Mount Morris-Geneseo Road
Mount Morris, NY 14510

For: Summer youth employment transportation to weeklong training

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Temporary Assistance for Needy Families (TANF)	\$0	Yes

Dated at Geneseo, New York
June 14, 2023

Human Services Committee

PUBLIC SERVICES COMMITTEE

Economic Development

15. **RESCINDING RESOLUTION NO. 2021-177 (2021 LCDC CONTRACT AMENDMENT)**

WHEREAS, Resolution No. 2020-329 authorized the Chairman of the Livingston County Board of Supervisors to sign a contract with the Livingston County Development Corporation (“LCDC”) for the period of January 1, 2021 through December 31, 2021, in the amount of \$200,000.00; and

WHEREAS, Resolution No. 2021-177 amended a portion of said Resolution for purposes of increasing the contract amount to \$1,200,000.00. The County intended to fund the additional \$1,000,000.00 using ARPA dollars it was expected to receive during the 2021 contract year; and

WHEREAS, due to the lack of clarity in the United States Department of Treasury’s guidance at the

time, the additional \$1,000,000.00 in funding was never received or utilized by the LCDC during the 2021 contract year; now, therefore, be it

RESOLVED, that Resolution No. 2021-177 is hereby rescinded.

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

Office of Emergency Management

16. AWARDING BID FOR THE OFFICE OF EMERGENCY MANAGEMENT FOR TWO CARGO TRAILERS: DAVIS TRAILER WORLD

WHEREAS, after the proper legal advertisement seeking bids for two Cargo Trailers, four (4) bids were received and opened on May 18, 2023; 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, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Davis Trailer World	6/1/2023-6/1/2024	\$31,663.00

1640 Main Street

York, NY 14592

For: Two trailers to transport equipment to emergency response jobs.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
SHSP FY22 Grant	0%	Yes

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

17. AWARDING BID FOR THE OFFICE OF EMERGENCY MANAGEMENT FOR THE FIRE TRAINING STRUCTURE DEMOLITION: DURABLE DEMOLITION, LLC

WHEREAS, after the proper legal advertisement seeking bids for the demolition of the current fire training structure, five (5) bids were received and opened on May 25, 2023; now, therefore, be it

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Durable Demolition, LLC	6/14/2023-6/14/2024	\$22,754.00

P.O. Box 71

Lockport, NY 14095

For: Demolition of the current OEM Fire Training Tower

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

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

Planning

18. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT: ARC GLOW & GEOCOVE, INC.

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>
ARC GLOW	7/1/23-12/31/23	\$5,936.00 per month

18 Main Street

Mt. Morris, NY 14510

(not to exceed \$35,616.00)

For: Month-to month contract for countywide mobility management services for human service agency clients

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County Budget/State Funding	100% (NYS 5311 Grant application pending that could cover up to 65% of this contract)	Not currently budgeted. New account would need to be established.

GEOCOVE, Inc. 6/1/23-12/31/23 Not to exceed \$15,315.00

247 Cayuga Road, Suite 70
Cheektowaga, NY 14225

For: Professional GIS Services

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

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

Sheriff

19. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY SHERIFF'S OFFICE: NMS LABS & GENESEE VALLEY BOCES

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Sheriff's Office, 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>
NMS Labs 200 Welsh Road Horsham, PA 19044 <i>Remit address:</i> POB 820090 Philadelphia, PA 19182 For: Laboratory testing	6/1/2023-3/31/2023 With two additional renewal options for 2- years each subject to mutual written agreement.	As per contract

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
A.074.3171	100%	Yes x No

Genesee Valley BOCES 7/10/2023-8/10/2023 \$7,931.00
80 Munson Street Revenue
LeRoy, NY 14482

For: Summer School Resource Deputy

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Revenue	0%	Yes No x

Dated at Geneseo, New York

June 14, 2023

Public Services Committee

WAYS & MEANS COMMITTEE

County Administrator/Budget Officer

20. AMENDING 2023 LIVINGSTON COUNTY BUDGET: DEPARTMENT OF HEALTH, HIGHWAY (3) & WORKFORCE DEVELOPMENT

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

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

21. AUTHORIZING TRANSFER OF FUNDS: DEPARTMENT OF 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

June 14, 2023

Ways and Means Committee

22. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: JPMORGAN CHASE BANK, N.A.

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>
JPMorgan Chase Bank, N.A.	6/1/2023-4/12/2027	\$0.00

12 Corporate Woods Boulevard

Albany, NY 12211

For: Commercial Credit Card Program

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

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

23. AUTHORIZING THE COUNTY ADMINISTRATOR TO NEGOTIATE AMENDMENTS TO THE MEMORANDUM OF UNDERSTANDING FOR COORDINATION OF THE AKZO SETTLEMENT FUNDS

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, for coordination of the recovered settlement funds, the Office of the New York State Attorney General ("AG's Office"), the New York State Department of Environmental Conservation ("DEC"), and the County of Livingston entered into a Memorandum of Understanding ("MOU"); and

WHEREAS, the Livingston County Board of Supervisors subsequently authorized the County Administrator to form a committee for purposes of providing recommendations to the Board on the use of the Akzo Nobel settlement funds; and

WHEREAS, following recommendation of the Akzo Settlement Committee, the Livingston County Board of Supervisors' adopted Resolution No. 2022-385 authorizing the use of Akzo Settlement Funds for engineering and design work for the Leicester/York Regional Water Supply Expansion Project ("Project"). Said Project was deemed a project eligible for settlement funds as it drastically improves the public drinking water infrastructure for the Towns of Leicester and York; and

WHEREAS, the Akzo Settlement Committee, in partnership with the Livingston County Water and Sewer Authority, recently identified a preferred scenario for the scope of the Project. Said scenario entails a multi-year project with an estimated cost of \$13.7 million dollars. Unfortunately, the anticipated budget does not neatly align with the allocation of funds for the three separate accounts established under the MOU; and

WHEREAS, per the terms of the MOU, the parties may amend the agreement by mutual written consent for purposes of revising the allocation of funds and/or the review, approval and reporting procedures. Amendments simply need to be consistent with the purpose of the MOU and with applicable law; and

WHEREAS, the Akzo Settlement Committee, after much discussion and consideration, now recommends that the Livingston County Board of Supervisors seek a modification to the existing MOU to allow for more flexibility in the allocation of settlement funds for this Project and to modify the procedures related to budget approvals and reporting once the Project is underway; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby supports the recommendations of the Akzo Settlement Committee and the County Administrator is hereby authorized to negotiate modifications to the existing MOU with the AG's Office and the DEC for purposes of advancing the identified Project.

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

County Treasurer

24. AMENDING RESOLUTION NO. 2012-30 (DATE OF REDEMPTION AND AUCTION DATE FOR COUNTY TAX FORECLOSURE)

WHEREAS, Resolution No. 2012-30 established the last day to redeem property under the Real Property Tax Law Article 11 tax foreclosure process as the close of County business on June 15th, or the next business day if June 15th falls on a Saturday or Sunday; and

WHEREAS, said Resolution also established the date for the annual auction of properties acquired by the County through the tax foreclosure process as the fourth Thursday of July at 6:00 p.m. Said date and time being reaffirmed in Resolution Nos. 2021-182 and 2021-270; and

WHEREAS, recently, in *Tyler v. Hennepin County*, the United State Supreme Court unanimously ruled that it is unconstitutional for a local government to seize and sell a person's property to recover unpaid property taxes while keeping surplus equity realized from the sale. The surplus value is protected by the Fifth Amendment Takings Clause under the United State Constitution; and

WHEREAS, the Court's decision issued on May 25, 2023, drastically impacts Real Property Tax Law Article 11 and the County's tax foreclosure process. Given the uncertainty surrounding Article 11 and the legal procedures under which County customarily handles property tax foreclosures, the Livingston County Board of Supervisors wishes to establish a new date of redemption for all unpaid 2021 Town and County taxes and cancel the tax auction scheduled for July 27, 2023; now, therefore, be it

RESOLVED, that the last day to redeem property under the Real Property Tax Law Article 11 tax foreclosure process relative to the unpaid 2021 Town and County taxes shall no longer be June 15, 2023, but rather a date later established by the Livingston County Board of Supervisors; and be it further

RESOLVED, that the annual tax auction of properties acquired by the County through the tax foreclosure process relative to the unpaid 2021 Town and County taxes scheduled for July 27, 2023 shall be cancelled and postponed to a date later established by the Livingston County Board of Supervisors; and be it further

RESOLVED, that Resolution Nos. 2012-30 is hereby amended.

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

Human Resources

25. AMENDING THE 2023 LIVINGSTON COUNTY SALARY SCHEDULE: LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION, OFFICE FOR THE AGING & SHERIFF'S OFFICE

RESOLVED, that the 2023 Livingston County Salary Schedule is amended as follows:

Center for Nursing and Rehabilitation:

- Create two full-time Charge Nurse (Licensed Practical Nurse) positions at Wage Grade 12 CSEA Contract effective immediately.

For: These positions will provide supervision for clinical care on resident neighborhoods.

- Convert two full-time Activities Aide positions by combining two part-time positions each at Wage Grade 4 CSEA Contract effective immediately.

For: These positions provide activity programming to residents.

- Create one full-time Deputy Director for Finance position with a salary range of \$100,000.00-\$115,000.00 on the Department Head Salary Schedule effective immediately.

For: This position will provide leadership, oversight and direction to the financial department.

Office for the Aging:

- Convert one part-time Program Assistant – Office for the Aging position to full-time at Wage Grade 11 FT CSEA Contract effective 6/15/23.

For: This is part of a restructuring and within existing budget. This position offers the flexibility of assisting in several programs and functions, and could also be a pathway to other positions within the Department.

Sheriff's Office:

- Create three full-time Deputy Sheriff/Road Patrol positions Wage Grade 13 LCCOPS Contract effective immediately.

For: US Department of Justice FY2022 COPS Hiring Program Grant (BOS Res 2022-465) creating three community policing positions.

- Create one full-time Clerk position Wage Grade 2 LCDSC Contract effective July 2, 2023.

For: Needed to assist with increased clerical duties required in the Jail, will work ~50/50 Jail/Sheriff Records.

- Delete one part-time Clerk position once full-time position is filled.
- Delete one part-time Clerk/Typist position once full-time position is filled.

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

26. APPOINTING TRAINING AND PROFESSIONAL DEVELOPMENT COORDINATOR FOR THE COUNTY OF LIVINGSTON: KELLY E. GREENWAY

RESOLVED, that the 2023 Department Head Salary Schedule is hereby amended as follows:

County Administrator

Appoint Kelly E. Greenway, 5705 Yanni Court, Avon, NY 14414 to the position of full-time Training and Professional Development Coordinator effective July 10, 2023, at an annual salary of \$77,500.00.

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

27. RATIFYING TENTATIVE COLLECTIVE BARGAINING AGREEMENT WITH THE CSEA PART-TIME EMPLOYEES UNIT AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT

WHEREAS, the collective bargaining agreement between the CSEA Full-time employees unit and Livingston County expired on December 31, 2022; and

WHEREAS, the negotiating teams for the parties have reached a tentative agreement for a new collective bargaining agreement; and

WHEREAS, the CSEA Part-time employees unit has ratified this tentative agreement June 5, 2023; and

WHEREAS, the Ways & Means Committee recommends the ratification of this agreement by the County; now, therefore, be it

RESOLVED, that the tentative agreement commencing January 1, 2023 and expiring December 31, 2027, a copy of which is attached hereto, is hereby ratified; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors and the County Administrator are hereby authorized to execute a collective bargaining agreement consistent with the terms of the tentative agreement.

Dated at Geneseo, New York

June 14, 2023

Ways and Means Committee

OTHER BUSINESS

ADJOURNMENT