

**REGULAR BOARD MEETING
WEDNESDAY, MARCH 23, 2022
1:30 P.M.**

Chairman LeFeber welcomed newly appointed Mt. Morris Town Supervisor David DiSalvo to the meeting.

ROLL CALL

The roll was called showing all members present except Mr. Schuster (Sparta) and Mrs. Babbitt Henry (Springwater).

PLEDGE OF ALLEGIANCE

Caledonia Supervisors Daniel Pangrazio led the Pledge of Allegiance.

APPROVAL OF MINUTES

Minutes of 3/9/22 Regular Meeting were approved as presented.

COMMUNICATIONS

1. The Annual Cornell Cooperative Extension lunch meeting is on Wednesday, April 27, 2022 @ 11:00 a.m.- Interfaith Chapel, 11 Franklin Street, Geneseo. Please RSVP to Michele by 4/11/22.

ABSTRACT OF CLAIMS

RESOLUTION NO. 2022-112 APPROVING ABSTRACT OF CLAIMS #3B-MARCH 23, 2022

Mr. Knapp presented the following resolution and moved its adoption:

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #3B dated March 23, 2022 in the total amount of \$4,181,129.76.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

PRIVILEGES OF THE FLOOR

MAUREEN WHEELER, CAMPAIGN CHAIR

- **UNITED WAY COUNTY WORKER CAMPAIGN KICKOFF**

Ms. Wheeler reviewed the changes since the last United Way presentation. Livingston County has joined the counties of Genesee, Monroe, Ontario, Wayne and Wyoming to create a powerful and aligned organization-United Way of Greater Rochester and the Finger Lakes. With this merger comes the breadth of hands on experience, in depth understanding and increased people power to the expanded six-county footprint. United Way's commitment to local communities will not change. Dollars raised in Livingston County will stay committed to Livingston County unless otherwise directed by the donor. United Way will remain committed to its three core areas of impact: Health, Education and Economic mobility for all. In Livingston County, your donations support 18 different non-profit organizations that provide vital services to our residents. Ms. Wheeler introduced Linda Weaver and Donna Flaherty from the Parish Outreach Center. Ms. Weaver shared the impact that United Way has had upon their organization. Ms. Weaver reviewed some ways that the United Way has helped the Parish Outreach Center. All of their medical staff is volunteers. 100% of their funding goes to patient care. Ms. Flaherty added that when people can get the care that they need they are more employable and less likely to be a burden upon society. They do have an emergency food link pantry with food, hygiene and paper products. Ms. Flaherty shared her appreciation of the help that United Way has been able to give them.

Ms. Wheeler reviewed the online pledge platform that will be sent out to employees tomorrow to participate in the campaign. Ms. Wheeler encouraged everyone to participate in giving this year and thanked the County Administrator and Board of Supervisors for making this a priority and for supporting such an important cause in our communities. Ms. Wheeler thanked Linda Weaver and Dona Flaherty for the amazing work being done at the Parish Outreach Center. Ms. Wheeler also thanked all of the Campaign Coordinators for donating their time and energy each year to Livingston County's United Way Campaign. You can reach out to any of the Campaign Coordinators with questions: Sue Bagley

& Sue Carlock-Office for the Aging, Andrea Bailey-County Clerk, Zach Cracknell-Highway, Megan Crowe-Planning, Kim Kavanagh-Center for Nursing and Rehabilitation, Cheryl Manthey-Department of Health, Amanda Schultz-Sheriff's Office, Josh Tonra-District Attorney and Jeff Winters-Central Services

RESOLUTIONS

Planning

RESOLUTION NO. 2022-113 DESIGNATION OF SEQR LEAD AGENCY AND ADOPTION OF SEQR NEGATIVE DECLARATION FOR THE EMERGENCY COMMUNICATIONS SYSTEM UPGRADE PROJECT AT 3360 GYPSY LANE, TOWN OF GROVELAND

Mr. Deming presented the following resolution and moved its adoption:

WHEREAS, the Livingston County Board of Supervisors intends to implement necessary improvements to the existing Livingston County Emergency Communications System; and

WHEREAS, the project involves development of a new E911 communications tower site at 3360 Gypsy Lane, Town of Groveland, and related equipment and infrastructure improvements to support the County Emergency Communications System; and

WHEREAS, the proposed action is subject to review under 6 NYCRR Part 617, the New York State Environmental Quality Review (SEQR) Act; and

WHEREAS, the action known as the Emergency Communications System Upgrade Project at 3360 Gypsy Lane, Town of Groveland, is an Unlisted Action under SEQR guidelines, undergoing a coordinated review; and

WHEREAS, the aforementioned statute and regulations require the designation of a Lead Agency to conduct an environmental review of the action and to make a determination of significance in connection with the action; and

WHEREAS, the Livingston County Board of Supervisors, as an involved agency, declared its intention to establish itself as Lead Agency for the purposes of fulfilling the SEQR requirements in connection with the proposed action on January 12, 2022, per Board Resolution No. 2022-26; and

WHEREAS, a Short Environmental Assessment Form (EAF) has been completed for the proposed action pursuant to the requirements of the State Environmental Quality Review Act; and

WHEREAS, the other involved agency for this action, the Town of Groveland, has been notified of the Livingston County Board of Supervisors' intention to establish itself as Lead Agency for this action, and are in concurrence; and

WHEREAS, all documentation associated with the Emergency Communications System Upgrade Project at 3360 Gypsy Lane, Town of Groveland, is subject to the review and approval of the Livingston County Administrator and the Livingston County Attorney; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby assumes the designation of Lead Agency for the action known as the Emergency Communications System Upgrade Project at 3360 Gypsy Lane, Town of Groveland, pursuant to 6 NYCRR Part 617.6(b)(3); and be it further

RESOLVED, that upon consideration and review of the Environmental Assessment Form and associated documents, the Livingston County Board of Supervisors, as Lead Agency, determines that this Unlisted Action will not have a significant environmental impact as defined in 6 NYCRR Part 617.7(c), and a draft Environmental Impact Statement will not be prepared; and be it further

RESOLVED, that the Livingston County Board of Supervisors, as Lead Agency, hereby authorizes and directs the Livingston County Deputy County Administrator for Planning and Special Projects to send notification of such determination to the Town of Groveland.

Dated at Geneseo, New York

March 23, 2022

Public Services Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

Clerk of the Board

RESOLUTION NO. 2022-114 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: PARTYMAN CATERING & RENTAL

Mr. Knapp presented the following resolution and moved its adoption:

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>
Partyman Catering & Rental	6/22/22	Not to exceed \$5,000.00
1515 West Henrietta Road	(event date)	
Avon, NY 14414		
For: 2022 Employee Recognition		

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

Dated at Geneseo, New York
March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

County Administrator

RESOLUTION NO. 2022-115 AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: NOYES MEMORIAL HOSPITAL

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, pursuant to the Federal American Rescue Plan Act of 2021, county governments were provided fiscal recovery funds (“ARPA Funds”) to support projects that will provide for economic resiliency and enhance communities that have been negatively impacted by the COVID-19 pandemic; and

WHEREAS, the United States Department of Treasury (“the Treasury”) has released guidance as to how the ARPA Funds are to be spent in the response effort against the COVID-19 pandemic. Said guidance allows the funds to be used for supporting programs and capital expenditures aimed at addressing public health; and

WHEREAS, Livingston County was awarded \$12,200,000.00 in fiscal recovery funds through the American Rescue Plan; and

WHEREAS, the Ways and Means Committee recently considered a one-time ARPA fund request from Noyes Memorial Hospital (the “Hospital”). After ample discussion, the Committee found that this external agency would greatly benefit from the disbursement of a portion of the County’s awarded ARPA Funds. The Hospital’s intended use of the funds meets the Treasury’s guidelines and granting a portion of these funds to the Hospital would provide great benefit to Livingston County residents; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of \$350,000.00 of ARPA Funds to Noyes Memorial Hospital to fund a portion of the cost of building a mental health clinic in the Town of Avon; now, therefore, be it

RESOLVED, in support of the Ways and Means Committee’s recommendations, the Livingston County Board of Supervisors hereby authorizes the disbursement of County ARPA Funds to Noyes Memorial Hospital for the amount requested and for the use indicated in this resolution; and be it further

RESOLVED, that Noyes Memorial Hospital shall be required to report all monies spent and submit backup documentation to Livingston County for purposes of mandated reporting to the Federal Government. Any funds spent that are not reported to the County and/or not utilized as specified in this resolution shall be returned to Livingston County; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Noyes Memorial Hospital relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York
March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,635; Noes-Gott, 242; Absent-Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

RESOLUTION NO. 2022-116 AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: THE LIVINGSTON COUNTY LAND BANK CORPORATION

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, pursuant to the Federal American Rescue Plan Act of 2021, county governments were provided fiscal recovery funds ("ARPA Funds") to support projects that will provide for economic resiliency and enhance communities that have been negatively impacted by the COVID-19 pandemic; and

WHEREAS, the United States Department of Treasury ("the Treasury") has released guidance as to how the ARPA Funds are to be spent in the response effort against the COVID-19 pandemic. Said guidance allows the funds to be used for financially assisting not-for-profit entities impacted by the pandemic; and

WHEREAS, Livingston County was awarded \$12,200,000.00 in fiscal recovery funds through the American Rescue Plan; and

WHEREAS, the Ways and Means Committee recently considered a one-time ARPA fund request from the Livingston County Land Bank Corporation (the "Land Bank"). After ample discussion, the Committee found that this external agency would greatly benefit from the disbursement of a portion of the County's awarded ARPA Funds. The Land Bank's intended use of the funds meets the Treasury's guidelines and granting a portion of these funds to this agency would provide great benefit to Livingston County residents; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of \$500,000.00 of ARPA Funds to the Land Bank for continued support of community development and the local economy by returning vacant, abandoned, underutilized, and tax-delinquent properties to productive use; now, therefore, be it

RESOLVED, in support of the Ways and Means Committee's recommendations, the Livingston County Board of Supervisors hereby authorizes the disbursement of County ARPA Funds to the Livingston County Land Bank Corporation for the amount requested and for the uses indicated in this resolution; and be it further

RESOLVED, that the Livingston County Land Bank Corporation shall be required to report all monies spent and submit backup documentation to Livingston County for purposes of mandated reporting to the Federal Government. Any funds spent that are not reported to the County and/or not utilized as specified in this resolution shall be returned to Livingston County; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Livingston County Land Bank Corporation relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,635; Noes-Gott, 242; Absent-Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

RESOLUTION NO. 2022-117 AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: VILLAGE OF LIMA

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, pursuant to the Federal American Rescue Plan Act of 2021, county governments were provided fiscal recovery funds ("ARPA Funds") to support projects that will provide for economic resiliency and enhance communities that have been negatively impacted by the COVID-19 pandemic; and

WHEREAS, the United States Department of Treasury ("the Treasury") has released guidance as to how the ARPA Funds are to be spent in the response effort against the COVID-19 pandemic. Said guidance allows the funds to be used for expanding affordable access to broadband internet; and

WHEREAS, Livingston County was awarded \$12,200,000.00 in fiscal recovery funds through the American Rescue Plan; and

WHEREAS, the Ways and Means Committee recently considered a one-time ARPA fund request from the Village of Lima (the "Village"). After ample discussion, the Committee found that this external agency would greatly benefit from the disbursement of a portion of the County's awarded ARPA Funds. The Village's intended use of the funds meets the Treasury's guidelines and granting a portion of these funds to the Village would provide great benefit to Livingston County residents; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of up to \$178,000.00 of ARPA Funds to the Village of Lima for the installation of broadband infrastructure throughout the Village. The funds would serve as a needed grant match and, if permitted by the Treasury's guidelines, would need to be repaid to the County; now, therefore, be it

RESOLVED, in support of the Ways and Means Committee's recommendation, the Livingston County Board

of Supervisors hereby authorizes the disbursement of County ARPA Funds to the Village of Lima for the amount requested and for the uses indicated in this resolution; and be it further

RESOLVED, that the Village of Lima shall be required to report all monies spent and submit backup documentation to Livingston County for purposes of mandated reporting to the Federal Government. Any funds spent that are not reported to the County and/or not utilized as specified in this resolution shall be returned to Livingston County; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Village of Lima relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

County Attorney

RESOLUTION NO. 2022-118 REQUESTING AUTHORITY FROM THE NEW YORK STATE LEGISLATURE TO CONTINUE IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, the Livingston County Board of Supervisors previously sought and obtained approval from the New York State Legislature to impose an additional mortgage recording tax on \$0.25 for each \$100.00, and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Livingston; and

WHEREAS, Livingston County's ability to impose said additional mortgage recording tax is set to expire on December 1, 2022; and

WHEREAS, the Livingston County Board of Supervisors has decided to seek a continuance to imposing the additional mortgage recording tax of \$0.25 for each \$100.00; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby requests that the New York State Legislature enact legislation authorizing Livingston County to continue imposing the additional mortgage recording tax; and, be it further

RESOLVED, that certified copies of this resolution be forwarded to Senators George M. Borrello and Patrick Gallivan, Assemblywoman Marjorie Byrnes and all others deemed necessary and appropriate.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

Personnel

RESOLUTION NO. 2022-119 AMENDING A PORTION OF RESOLUTION NO. 2022-36 – DEPUTY DIRECTOR OF LONG TERM CARE COMPENSATION AND BENEFITS

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, the Board of Supervisors adopted Resolution No. 2022-36 establishing the 2022 County employee salaries and certain compensation and benefits for other employees; and

WHEREAS, the position of Director of Long Term Care will become vacant on March 30, 2022; now, therefore, be it

RESOLVED, that effective 3/27/22 the Deputy Director of Long Term Care shall receive a weekly stipend in the amount of \$350.00 for any work week where he serves as the Interim Director of Long Term Care; and be it further

RESOLVED, that this portion of Resolution No. 2022-36 is hereby amended.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

RESOLUTION NO. 2022-120 AMENDING THE 2022 LIVINGSTON COUNTY SALARY SCHEDULE:

CENTRAL SERVICES, COUNTY TREASURER & COUNTY ADMINISTRATOR

Mr. Knapp presented the following resolution and moved its adoption:

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

Central Services:

- Increase salary for five (5) Seasonal Laborer positions to \$15.08 effective immediately.

For: Addressing uniformity in pay within same job title among departments and to address labor market constraints.

County Treasurer:

- Create one full-time Accountant position at Wage Grade 16 CSEA Contract effective March 23, 2022.

For: ERP and job responsibility expansion and employee retirement and be it further

RESOLVED, that the 2022 Livingston County Department Head Salary Schedule is amended as follows:

County Administrator:

- Convert one part-time Administrative Assistant to the County Administrator position to a full-time position at the salary of \$65,000.00 effective March 31, 2022.

For: Reverting position back to full time position after retirement.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

RESOLUTION NO. 2022-121 APPOINTING ASSISTANT DIRECTOR OF NURSING FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: BRITTANY RITENBURG

Mr. Knapp presented the following resolution and moved its adoption:

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

Center for Nursing and Rehabilitation

Appoint Brittany Ritenburg of 98 Elm Street, Hornell, New York to the position of full-time Assistant Director of Nursing at an annual salary of \$94,000.00 effective April 4, 2022.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

Real Property Tax Services

RESOLUTION NO. 2022-122 CORRECTING TAX ROLL-TOWN OF YORK

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, the Livingston County Real Property Tax Services Director has transmitted a written report of his investigation and recommendation with regard to two applications (1 parcel/2 years) for correction of the tax rolls, pursuant to the Real Property Tax Law, as prepared for the Town of York on the tax rolls for the years hereinafter set forth, and

WHEREAS, said parcel was incorrectly assessed and/or taxed for reasons set forth in the applications for correction requested from the Livingston County Real Property Tax Services Director; now, therefore, be it

RESOLVED, that the Livingston County Real Property Tax Services Director is authorized and directed to forward a copy of this resolution to the officer(s) having jurisdiction of the tax roll so that the roll(s) can be corrected and a notice of approval to the applicant(s); and be it further

RESOLVED, that the Livingston County Treasurer and/or Town Tax Collector is hereby authorized to make the tax roll corrections and forward the corrected tax bill. The Livingston County Treasurer is authorized to issue refunds and/or make the appropriate chargebacks as hereinafter set forth for the parcel(s).

Year, Municipality Owner(s) Tax Map Number	Taxing Jurisdiction	Original Tax Bill	Corrected Tax Bill	Refund to Owner	Chargebacks to Taxing Jurisdictions
1. 2021 York	Livingston County	\$352.40	\$352.40	\$ 0.00	\$ 0.00
Batzing, Sarah B.	York Town Tax	168.22	168.22	0.00	0.00
Tax Map Number	York Fire 1	163.73	163.73	0.00	0.00
32.-1-38.123	Consol. Water Vacant	<u>90.00</u>	<u>0.00</u>	<u>90.00</u>	<u>90.00</u>

	Total	\$774.35	\$684.35	\$90.00	\$90.00
2. 2022 York	Livingston County	\$346.90	\$346.90	\$ 0.00	\$ 0.00
Batzing, Sarah B.	York Town Tax	172.71	172.71	0.00	0.00
Tax Map Number	York Fire 1	166.68	166.68	0.00	0.00
32.-1-38.123	Consol. Water Vacant	<u>90.00</u>	<u>0.00</u>	<u>90.00</u>	<u>90.00</u>
	Total	\$776.29	\$686.29	\$90.00	\$90.00

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,786; Noes-0; Absent- Schuster, 53; Babbitt Henry, 79; Total 132; Adopted.

OTHER BUSINESS

1. RETIREMENT RECOGNITION OF ADMINISTRATIVE ASSISTANT TO THE COUNTY ADMINISTRATOR/PURCHASING - LISA GROSSE

Mr. Coyle stated that he tries not to take it personally that he is here again, recognizing another department head that is leaving him and retiring. Mr. Coyle recognized and shared some of his memories of Lisa Grosse. This is her last week and her last Board meeting. When he was hired in 2008, the former County Administrator, when sharing his staff assessments, told him that Lisa was his first and one of his best hires. Lisa is a great worker and super reliable. Mr. Coyle stated that he has thoroughly enjoyed working with her over the years. Lisa carries with her the wisdom of being the first administrative assistant to the first and second County Administrators. Along with Nick, Lisa started the purchasing program entirely from scratch for Livingston County to what is now the purchasing policy and procedures today. Lisa was a fighter for the tax payers, the Board and the County residents. Thanks for not really retiring the first time and thanks for all of the years of advice, counsel and office/work/life motherly love. And thank you for your dedication to the taxpayers. Mr. Coyle presented Lisa with a framed etching of the Government Center emblazoned with her years of service. The audience presented a standing ovation.

Lisa shared some memories from when she was first hired by Nick Mazza. Lisa thanked Ian for keeping her and always giving her enough direction and support to do her job along with leeway to do things her way because he knew it was right. Lisa thanked the Board of Supervisors, past and present, for always treating her with respect and kindness. Most importantly, Lisa thanked Ian, Michele, Ashley, Shannon, John and Julie for making us together like she was always home. Lisa gave special thanks to some people that she has met professionally and personally, Karen Dewar, Elaine Szoczei, Sally MacIntye, Jim Peraino and Bill Cavalier, who were always there to listen to her, the good, the bad and the bitchy. This has been the best career, thank you.

2. Mr. Coyle thanked and recognized Steve Woodruff for his years of service to the County and his leadership through what amounted to one of the largest single challenges that faced this facility. Steve is leaving Livingston County to go to a different county and a bigger nursing home. From both the County Administrator and the Board of Supervisors, we wish Steve well and want to thank him for all of his years of service here and wish him well for whatever is next for him.

ADJOURNMENT

Motion made by Mr. Pangrazio and seconded by Mr. Fanaro to adjourn until Wednesday, April 13, 2022 at 1:30 p.m. Carried.

The Board adjourned at 1:58 p.m.