

REGULAR BOARD MEETING  
WEDNESDAY, APRIL 27, 2022  
1:30 P.M.

**ROLL CALL**

The roll was called showing all members present except Mr. Pangrazio (Caledonia), Mr. Gott (Livonia), Mr. Davis (Portage) and Mrs. Babbitt Henry (Springwater).

**PLEDGE OF ALLEGIANCE**

Ossian Supervisor Dwight Knapp led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Minutes of 4/13/22 Regular Meeting were approved as presented.

**COMMUNICATIONS**

1. The next Conversation with the County will be held on Thursday, May 12, 2022--5:30 p.m. at the Caledonia Town Hall, 3109 Main Street, Caledonia.
2. Acknowledgment letter from NYSAC Executive Director Steve Acquario regarding receipt of Resolution No. 2022-73.
3. Receipt of a public hearing notice from the Village of Geneseo Zoning Board of Appeals.

**ABSTRACT OF CLAIMS**

**RESOLUTION NO. 2022-152      APPROVING ABSTRACT OF CLAIMS #4B-APRIL 27, 2022**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #4B dated April 27, 2022 in the total amount of \$2,097,271.78.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**PRIVILEGES OF THE FLOOR**

HEATHER FERRERO, DEPUTY PLANNING DIRECTOR & PATTI LAVIGNE, EMC CHAIR

- EMC ANNUAL EARTH DAY AWARD PRESENTATION

Heather Ferrero comments: *It gives me great pleasure in joining EMC Chair Patti LaVigne to come before the Board today to help recognize the Earth Day award by celebrating the 24<sup>th</sup> EMC Earth Day award. The award is the Council's way of encouraging continued environmental stewardship by recognizing individuals or groups of individuals for outstanding achievement in preserving or improving the Livingston County environment or educating others about the Livingston County environment. Each year we look forward to what has become an annual tradition and we certainly appreciate the Board's continued support.*

Patti LaVigne comments: *Thank you Heather, and thank you for the opportunity to speak today. In 1979, the Board of Supervisors created the Livingston County Environmental Management Council (EMC). Its charge is to work cooperatively with the Board of Supervisors, local municipalities, and citizens of the County on the protection, preservation, development and use of the County's natural resources. The Council currently consists of 9 volunteers representing three broad constituencies: agriculture, general citizens and industry-commerce.*

Ms. LaVigne recognized the EMC members present: Paula Smith-Leicester, Darlene Necaster-SUNY Geneseo, Ray Case-Livonia and Alex Pierce-Nunda.

*The EMC completed their 2021 Annual Report, and it has been provided electronically to the Board of Supervisors and is available on the EMC webpage. Highlights included installing the pollinator garden at Al Lorenz Park, sponsoring educational tours at Letchworth State Park and Al Lorenz Park, supporting the Livingston County Community*

*CleanUp, and awarding the 23rd Annual EMC Earth Day Award. This year, the EMC recognized the 52nd Anniversary of Earth Day, a global event celebrated annually on April 22 and aimed at inspiring awareness and protection of and appreciation for the Earth's environment. On the first Earth Day in 1970, an estimated 22 million Americans celebrated clean air, land, and water. Today, more than 1 billion people worldwide participate in Earth Day activities, making it one of the largest civic observances in the world. In support of Earth Day, the EMC established the annual Livingston County EMC Earth Day Award. The award is intended to recognize individuals, businesses, agencies, or organizations for outstanding achievements in preserving or improving the Livingston County environment or educating others about Livingston County's environment. Today, we are celebrating the 24th Anniversary of the EMC Earth Day Award. Richard Thomas (Dick) is here with us at the podium. Dick Thomas has 32-year professional career in environmental law enforcement with the NYS Department of Environmental Conservation charged with protecting the natural resources of 11 counties in Western NY, including Livingston County. As an Environmental Conservation Officer in DEC Region 8 in Avon, he investigated environmental crimes and as an undercover investigator, he was instrumental in exposing the illegal reptile and amphibian black market. Many of his cases have led to successful prosecution. Dick is known locally for land conservation and protection of his lands in the Wetland Reserve Program. He has created a thriving wetland ecosystem, rich with wildlife. He has cultivated the biodiversity of these lands through careful restoration resulting in a forever-wild 23-acres preserve, White Hawk Marsh. He maintains an active conservation plan for their family Walnut Woods Farm on Quarry Road that provides a wildlife meadow and pollinator plantings. Maintaining a tree nursery, annual tree plantings are a staple on his lands. As a regular speaker to schools and organizations, he inspires and educates students and the community on natural resource conservation. A well-respected educator, he reaches out to the community in a variety of venues and the community comes to him, at the White Hawk Marsh. Upon retirement, Mr. Thomas has continued his passion for environmental appreciation and knowledge through his captivating professional photography business. He shares his artful and expansive photographic collection with others, reaching far and wide, online.*

Ms. LaVigne shared the following quote from Dick Thomas:

*"Everyone turns to nature at some point in their lives. We need open spaces and returning geese. We need babbling brooks and spring peepers, fall foliage and the silence of a winter wood. We need nature to rejuvenate us, to help us find calm during chaos in our lives. It is my hope that by sharing my images, you will find inspiration to seek out nature as well. The more connected we are to our environment, the healthier our environment will be".*

*The EMC commends Mr. Thomas for his impressive work on behalf of Livingston County. His achievements have contributed to the protection and conservation of Livingston County's natural resources and to the quality of life for our residents. We are pleased to select him as the recipient of the Earth Day Award and we thank him for his efforts.*

Ms. LaVigne invited Chairman LeFeber to the podium for the award presentation. Chairman LeFeber presented the Earth Day Award to Mr. Thomas. The audience presented a standing ovation.

Richard "Dick" Thomas comments: *First, I would like to say that I deeply appreciate this recognition, especially coming from my home, which is Livingston County. The Town of Caledonia in Livingston County is definitely my home; where I get my sense of place. That's where I enjoy taking most of my photographs. I don't wander too far from what I consider my home ground. I'm especially honored today because I know Livingston County has always been, and continues to be good stewards of the environment. I quite often like to speak to people about rights and obligations and in that context it is often a conversation about human rights, but here in Livingston County we think beyond just human rights and we think about the environment. I want to encourage us to be a body of people that continues to lead in that sense and know that we have the rights to enjoy our clean air and our clean water, our wildlife and our soils and our open space, but we also exercise our obligations to take care of those resources. We seem to become the dominant species on the planet and we have an obligation to take care of the planet so that it lasts for us. We are directly connected with everything else that is here. We have our indicator species like the spotted the turtles and I know of one tiny population in the Town of Caledonia. I used to know of many spotted turtles, but at \$500 on the illegal market on the Internet, they go fast. We have timber rattlesnakes just a few in the County down along Letchworth Park that are just an absolutely amazing animal that comes out of a hole in the spring, goes up to five miles away and months later traces its' own scent trail back directly to the same hole, some of them crossing the Genesee River doing so. We have these amazing animals and then we have the ones that we maybe take for granted like our pollinators; our*

*honeybees and things like that. All of these animals are in trouble, as are we, with the things that we see happening; whether some of it is manmade or not, we have climate changes. It is good to see that this County and this County's government tends to be a leader in thinking about these things ahead of the ball and I deeply appreciate that. I wanted to let you know that I am so glad you honored me with this award today, but I need you here today to know that I really, really appreciate what you do. I would like to share this photo of an eagle, our national symbol. Of course we all look at it as our national symbol and a lot of us think of social and political reasons to honor the bald eagle when environmentally it's a tremendous story of the human efforts to bring back a species from near extinction. This picture was taken at my home in Caledonia so we have bald eagles back here in New York, Livingston County and other places. I thought it could be hung somewhere in the County offices. Thank you again very much.*

**RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE**

*County Administrator/Budget Officer*

**RESOLUTION NO. 2022-153 AMENDING 2022 LIVINGSTON COUNTY BUDGET: SHERIFF'S OFFICE (2)**

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

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

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-154 AUTHORIZING TRANSFER OF FUNDS: COUNTY HISTORIAN**

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

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

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-155 ESTABLISHING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-COUNTYWIDE PROPERTY IMPROVEMENTS**

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

RESOLVED, that the County Treasurer is authorized to establish Capital Project Account **H1621.2900** in the amount of \$410,000.00 to be funded from Interfund Transfers **H1621.5031** in the amount of \$410,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the Countywide Property Improvements Capital Project from Unassigned General Fund Balance in the amount of \$410,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-156 INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-LCSO FACILITY**

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

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H3152.2900** in the amount of \$620,000.00 to be funded from Interfund Transfers **H3152.5031** in the amount of \$620,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer funds to the LCSO Facility Capital Project from Unassigned General Fund Balance in the amount of \$620,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-157      INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-HIGHWAY UPGRADES**

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

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H5113.2900** in the amount of \$500,000.00 to be funded from Interfund Transfers **H5113.5031** in the amount of \$500,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer funds to the Highway Capital Project from Unassigned Highway Fund Balance in the amount of \$500,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-158      INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-AMBULANCE EQUIPMENT**

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

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H1629.2900** in the amount of \$200,000.00 to be funded from Interfund Transfers **H1629.5031** in the amount of \$200,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the Ambulance Equipment Capital Project from Transfer to Capital Account **A9950.9000** in the amount of \$200,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-159      INCREASING RESERVE ACCOUNT FOR THE YEAR 2022-BOE EQUIPMENT RESERVE**

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

RESOLVED, that the County Treasurer is authorized to increase Account **A0882.2050** in the amount of \$120,000.00.

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds from the general fund to the BOE Equipment Reserve in the amount of \$120,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-160      INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-COURTHOUSE UPGRADES**

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

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H1625.2900** in the amount of \$100,000.00 to be funded from Interfund Transfers **H1625.5031** in the amount of \$100,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the Courthouse Upgrades Capital Project from Transfer to Capital Account **A9950.9000** in the amount of \$100,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-161 INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-ITS UPGRADES**

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

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H1680.2900** in the amount of \$150,000.00 to be funded from Interfund Transfers **H1680.5031** in the amount of \$150,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the ITS Upgrades Capital Project from Transfer to Capital Account **A9950.9000** in the amount of \$150,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-162 INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-LCSO FACILITY**

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

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H3152.2900** in the amount of \$150,000.00 to be funded from Interfund Transfers **H3152.5031** in the amount of \$150,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the LCSO Facility Capital Project from Transfer to Capital Account **A9950.9000** in the amount of \$150,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-163 INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2022-TECHNOLOGY STRATEGIC PLANNING PROJECTS**

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

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H8027.2900** in the amount of \$200,000.00 to be funded from Interfund Transfers **H8027.5031** in the amount of \$200,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the Technology Strategic Planning Capital Project from Transfer to Capital Account **A9950.9000** in the amount of \$200,000.00.

Dated at Geneseo, New York

April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**RESOLUTION NO. 2022-164 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: UNIVERSITY OF ROCHESTER**

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>
University of Rochester	1/1/2022-12/31/2022	Fee Schedule

**(UR Medicine Center for Employee Wellness)**

601 Elmwood Avenue  
 Box SON  
 Rochester, NY 14642

For: Providing Employee Wellness Program services to eligible County employees and their spouses.

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

Dated at Geneseo, New York  
 April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

*County Attorney*

**RESOLUTION NO. 2022-165 REQUESTING THE NEW YORK STATE SENATE AND THE NEW YORK STATE ASSEMBLY TO AUTHORIZE LIVINGSTON COUNTY TO CONTINUE IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX**

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

WHEREAS, a bill has been introduced in the New York State Senate (S.08673) and the New York State Assembly (A.09790) amending the Tax Law to authorize Livingston County to continue 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, the Livingston County Board of Supervisors must make a Home Rule Request requesting the New York State Senate and the New York State Assembly to enact this special law; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby requests that the New York State Legislature adopt Senate Bill (S.08673) and Assembly Bill (A.09790), amending the Tax Law in relation to authorizing Livingston County to continue 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, be it, further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors and the Clerk of the Board of Supervisors are authorized to file the appropriate Home Rule Request with the New York State Senate and the New York State Assembly.

Dated at Geneseo, New York  
 April 27, 2022

Ways and Means Committee

2/3 Majority Vote

The roll was called as follows: Ayes-1,552; Noes-0; Absent-Pangrazio, 135; Gott, 247; Davis, 28; Babbitt Henry, 78; Total 488; Adopted.

*County Treasurer*

**RESOLUTION NO. 2022-166 APPROVING APPORTIONMENT OF MORTGAGE TAX RECEIPTS FOR PERIOD OF 10/1/21-3/31/22**

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

WHEREAS, the Ways and Means Committee submits the following report on Apportionment of the Mortgage Tax receipts for the period October 1, 2021 through March 31, 2022, among the several Towns and Villages of the County; now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to pay to the various municipalities the amount set forth herein:

<b>TAX DISTRICT</b>	<b>AMOUNT</b>	<b>10/01/2021-3/31/2022 DISTRIBUTED TO TOWNS</b>	<b>DISTRIBUTED TO VILLAGES</b>
	\$79,260.72	\$63,601.47	\$15,659.25

**REPORT OF THE SUPERVISORS' PROCEEDINGS 107**

AVON			
CALEDONIA	\$56,804.71	\$46,756.08	\$10,048.63
CONESUS	\$29,195.12	\$29,195.12	\$0.00
GENESE0	\$86,629.31	\$68,429.28	\$18,200.03
GROVELAND	\$20,352.80	\$20,352.80	\$0.00
LEICESTER	\$17,100.96	\$15,966.81	\$1,134.15
LIMA	\$42,608.83	\$35,817.49	\$6,791.34
LIVONIA	\$131,187.17	\$123,608.55	\$7,578.62
MT. MORRIS	\$189,679.86	\$145,860.20	\$43,819.66
N. DANSVILLE	\$53,826.73	\$33,983.19	\$19,843.54
NUNDA	\$23,850.24	\$20,297.04	\$3,553.20
OSSIAN	\$7,316.39	\$7,316.39	\$0.00
PORTAGE	\$6,154.14	\$6,154.14	\$0.00
SPARTA	\$10,041.19	\$10,041.19	\$0.00
SPRINGWATER	\$18,846.57	\$18,846.57	\$0.00
WEST SPARTA	\$9,778.66	\$9,778.66	\$0.00
YORK	\$31,259.90	\$31,259.90	\$0.00
<b>TOTAL</b>	<b>\$813,893.30</b>	<b>\$687,264.88</b>	<b>\$126,628.42</b>

Dated at Geneseo, New York  
April 27, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,522; Noes-0; Absent-Pangrazio, 137; Gott, 242; Davis, 29; Babbitt Henry, 79; Total 487; Adopted.

**OTHER BUSINESS**

**1. CHAIRMAN APPOINTMENTS**

**GLOW Workforce Development Board**

Name	Address	Title/Represents	Term
Robert Sotir	33 Saginaw Drive, Rochester, NY 14623	Organized Labor	At Pleasure

2. County Administrator Updates: NYS budget highlights, largest surplus projected in NYS, upcoming Conversation with the County Teen Recognition events and Opioid settlement money for counties.

**ADJOURNMENT**

Motion made by Mr. DiSalvo and seconded by Mr. Wester to adjourn until Wednesday, May 11, 2022 at 1:30 p.m. Carried.

The Board adjourned at 2:02 p.m.