

REGULAR BOARD MEETING  
WEDNESDAY, MAY 25, 2022  
1:30 P.M.

**ROLL CALL**

The roll was called showing all members present except Mr. Wadsworth (Geneseo), Mr. Horr (North Dansville), Mr. DiSalvo (Mt. Morris) and Mr. Knapp (Ossian).

**PLEDGE OF ALLEGIANCE**

Springwater Supervisor Deborah Babbitt Henry led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Minutes of 5/11/22 Regular Meeting

**COMMUNICATIONS**

1. June 15, 2022 @ 11:00 AM Annual Livingston County Farm Bureau Tour & Luncheon – Kevetta Farm, 7763 Reeds Corner Rd, Dansville, NY 14437
2. Receipt of Notice of Intention to File a Claim in the matter of Christopher S. Miller vs. County of Livingston and Livingston County Jail.
3. Acknowledgement letter received from NYS Department of Taxation and Finance regarding Res. No. 2022-194.

**ABSTRACT OF CLAIMS**

**RESOLUTION NO. 2022-199 APPROVING ABSTRACT OF CLAIMS #5B-MAY 25, 2022**

Mrs. Babbitt Henry presented the following resolution and moved its adoption:

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #5B dated May 25, 2022 in the total amount of \$2,464,917.06.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,354; Noes-0; Absent-Wadsworth, 308; DiSalvo, 144; Horr, 177; Knapp, 26; Total 655; Adopted.

**PRIVILEGES OF THE FLOOR**

JASON MOLINO, EX. DIRECTOR & DAVID FANARO, WASA BOARD DEPUTY CHAIR

- ANNUAL REPORT & MEMBER RECOGNITION PRESENTATION

David Fanaro recognized Eric Gott for his service on the Water & Sewer Authority Board from 2018-2021.

Jason Molino introduced the new Deputy Executive Director Lauren Monaghan. Mr. Molino gave an overview of the 2022 Annual Report and the status of some current projects. Mr. Molino briefly reviewed the recent sewer collapse on East Lake Road and some take aways for the future. There was discussion on the water leaks and possible contamination. Mr. Wester thanked Mr. Molino on the outstanding job they did and the hours worked to repair the leak.

**RESOLUTIONS**

WAYS & MEANS COMMITTEE

County Administrator/Budget Officer

**RESOLUTION NO. 2022-200 AMENDING 2022 LIVINGSTON COUNTY BUDGET:  
CONTINGENCY/PERSONNEL**

Mrs. Babbitt Henry 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

May 25, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,354; Noes-0; Absent-Wadsworth, 308; DiSalvo, 144; Horr, 177; Knapp, 26; Total 655; Adopted.

**RESOLUTION NO. 2022-201 AUTHORIZING THE COUNTY ADMINISTRATOR TO SUBMIT REQUIRED DOCUMENTATION TO THE NEW YORK STATE ATTORNEY GENERAL AND NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR USE OF AKZO NOBEL SETTLEMENT FUNDS**

Mrs. Babbitt Henry presented the following resolution and moved its adoption:

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 authorized the County Administrator to form a committee for purposes of providing recommendations on projects to be funded through the use of the Akzo Nobel settlement funds; and

WHEREAS, based upon the recommendation of the newly created Akzo Settlement Committee, the Board of Supervisors previously approved the use of \$350,000.00 of the settlement funds for a regional water project aimed at assessing and addressing the impacts of the mine collapse, specifically a project for a Planning and Engineering Report with preliminary design focused on improving public drinking water infrastructure for the Towns of Leicester and York. On July 8, 2021, the AG's Office and the DEC approved the use of these funds, which were ultimately used to pay the expense of this effort. Said report is a necessary component to initial stages to the overall project; and

WHEREAS, the Akzo Settlement Committee, after discussion and consideration, now recommends that an additional \$700,000.00 of the settlement funds be used to pay for expenses associated with the regional water project's final design and engineering including the environmental review, funding applications, and project design which are all necessary to further advance the project; and

WHEREAS, the Akzo Settlement Committee also recommends leveraging grant opportunities, when available, and at this time the County has been invited to apply to the Northern Border Regional Commission (NBRC) for funding through the State Economic & Infrastructure Development Investment Program (SEID). Subject to the grant award, the Committee recommends a portion of the \$700,000.00 be used to fund the required federal match for the grant, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby support the recommendations of the Akzo Settlement Committee and the County Administrator is hereby authorized to submit the required documentation to the AG's Office and the DEC for purposes of obtaining their approval to utilize \$700,000.00 in Akzo Nobel settlement funds for the above-mentioned project as required by the MOU.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,354; Noes-0; Absent-Wadsworth, 308; DiSalvo, 144; Horr, 177; Knapp, 26; Total 655; Adopted.

**RESOLUTION NO. 2022-202 AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES**

Mrs. Babbitt Henry 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 Information and Technology Services Department. After ample discussion, the Committee found that this department would greatly benefit from the disbursement of a portion of the County's awarded ARPA funds. The Information and Technology Services Department intended use of the funds meets the Treasury's guidelines and granting a portion of these funds to this department would provide great benefit to Livingston County; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of \$775,000.00 of ARPA funds to the Information and Technology Services Department to improve and strengthen Livingston County information technology infrastructure and reduce the threat of growing cybersecurity risks while providing a better more efficient end user experience for County staff; 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 Information and Technology Services Department for the amount requested and for the uses indicated in this Resolution; and be it further

RESOLVED, that the Livingston County Information and Technology Services Department shall be required to report all monies spent and submit backup documentation to Livingston County Treasurer for purposes of mandated reporting to the Federal Government.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,354; Noes-0; Absent-Wadsworth, 308; DiSalvo, 144; Horr, 177; Knapp, 26; Total 655; Adopted.

**RESOLUTION NO. 2022-203 AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: LIVINGSTON COUNTY TOURISM, INC.**

Mrs. Babbitt Henry 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 Livingston County Tourism, Inc. ("Visit LivCo"). 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. Visit LivCo'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 Visit LivCo for continued support of community development and the local economy by sourcing a matching funds program to enhance new and existing events and festivals; 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 Livingston County Tourism, Inc. for the amount requested and for the uses indicated in this Resolution; and be it further

RESOLVED, that Livingston County Tourism, Inc. 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 Livingston County Tourism, Inc. relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,354; Noes-0; Absent-Wadsworth, 308; DiSalvo, 144; Horr, 177; Knapp, 26; Total 655; Adopted.

*Personnel*

**RESOLUTION NO. 2022-204 AMENDING THE 2022 LIVINGSTON COUNTY SALARY SCHEDULE:  
DISTRICT ATTORNEY**

Mrs. Babbitt Henry presented the following resolution and moved its adoption:

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

**District Attorney:**

- Create one full-time Clerk Typist position at Wage Grade 2 CSEA Contract effective immediately.
- Delete one full-time Senior Legal Typist at Wage Grade 11 effective immediately.

For: Meet the changing demands of 2020 criminal justice reform and to address the changing demands of the position.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,354; Noes-0; Absent-Wadsworth, 308; DiSalvo, 144; Horr, 177; Knapp, 26; Total 655; Adopted.

**RESOLUTION NO. 2022-205 APPOINTING THE COUNTY HISTORIAN – HOLLY WATSON**

Mrs. Babbitt Henry presented the following resolution and moved its adoption:

WHEREAS, the office of County Historian will become vacant on May 27, 2022; and

WHEREAS, the County Administrator has recommended the appointment of a County Historian pursuant to his powers and duties as specified in Section 4 (C) of Local Law 6-2007; and

WHEREAS, the Board of Supervisors wishes to make an appointment consistent with these recommendations; now, therefore, be it

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

**County Historian:**

Appoint Holly Watson, 5102 Geneseo-Mt. Morris Road, Mt. Morris, New York 14510 to the position of County Historian effective May 29, 2022 with an annual salary of \$55,250.00.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

The roll was called as follows: Ayes-1,354; Noes-0; Absent-Wadsworth, 308; DiSalvo, 144; Horr, 177; Knapp, 26; Total 655; Adopted.

Chairman LeFeber congratulated Holly Watson on her appointment and asked if she would like to say a few words.

Holly Watson comments: *First, thank you to the Board of Supervisors and County Administrator Coyle for the continued support of the County Historian's Office. Your commitment to helping us preserve history sets the county apart from others in NYS. Amie, your mentorship during my career the past ten years has meant so much to me, and I certainly wouldn't be here without you. I have appreciated our daily discussions about historical events, perspectives, and the nuances of public service. Thank you for all our years together, which have prepared me for this day. And I'll miss you in the office. I also want to acknowledge my grandmother, Barbara Scott, and my grandfather, Mike Mulligan, who first brought me to the County Clerk's Office when I was a teenager to search deeds while I was researching the history of my house and farm. You introduced me to good research techniques, where to look for historical records, and how to write up a report of the findings. Thank you for encouraging my interest in local history at a young age. Finally, really at the root of it all, I want to acknowledge my mother and father, Clara Mulligan and Peter Watson, for giving me a childhood and adolescence based on curiosity and freedom to explore. Because of my family and community, I have been able go from a kid who was curious about a name carved in the barn to Livingston County Historian. I couldn't be more thrilled and honored to serve Livingston County in this role. Thank you.*

**OTHER BUSINESS**

1. RETIREMENT RECOGNITION OF COUNTY HISTORIAN AMIE ALDEN

County Administrator Ian Coyle comments: *In saying congrats to Holly it also makes me think of Amie's legacy and the department, but also the legacy with mentorship and setting the office up for success moving forward. If anything a department can leave as a legacy, it is that it is in really good hands with someone they worked hand in hand with for the last 10+ years. Amie can certainly and confidently say that and that is a testament to her work as well. Prior to Holly, Amie for many years was a department of one. And what a department of one she was! Churning out talks, and speeches, and presentations, providing research assistance and producing books and pamphlets at a record pace. Even today, on her very last Board meeting day, she was passing out pamphlets to provide a recap of all of the bicentennial efforts of last year. When I am with other counties in NY, people are surprised when I tell them we have a full service Historian's office with a full-time Historian and a full-time Deputy. We remain in a minority with that set up, at last count it's less than 10% of counties across NY choose this type of robust service path like Livingston County. I think this Board has felt over the years, if you are going to offer a service and provide vital offerings to your residents and to your community, the County's philosophy has been, make it right, make it good, make it robust, make it full. So, Amie set the bar high and made an indelible mark on the work of the County Historian's office in Livingston County, and I would assert, all counties in NY. Just think of some of the highlights are: historical markers, interpretative signs, preservation of records and documents, audio and walking tours, 200th Bicentennial celebration, An open and publicly accessible research center, multiple books published, the founding, with Genesee County, of a WNY historians group now numbering 11 counties and 300 historians and resident/visitor-friendly service offerings online via the website. The list goes on and on and on. Amie, you have made history with us over the last 25 years. Your legacy is one to be proud of and one that will survive and thrive over many present AND future generations due to your commitment to the past and to our county's storied history. In an aside, I did an exit interview with Amie and what she's going to do and what her plans are and the very first thing she said was "I got to finish up the Murray Hill History Book", so the very first thing she thinks about for retirement is the work of the County Historian's Office. On behalf of the Board of Supervisors, I thank you for all that you have done. You have been great partner for me and with me over these fourteen years with me and twenty five years with the County.*

Mr. Coyle presented Amie with a clock emblazoned with hers years of service. The audience presented a standing ovation.

Amie Alden comments: *Thank you. Did I do all that? A year ago I was standing here talking about the beginning of our Bicentennial and how time has just blown by in the blink of an eye. I never thought in a million years that I would be retiring. I've never, not worked. I'll be around, I'm not going anywhere. I'm just shedding the responsibility. I am overjoyed to welcome Holly as County Historian. I think you are getting a person who is dedicated as you can get. She is someone who will definitely take the County's history to new heights. Congratulations to Holly and thank you all so much.*

2. STATE OF THE COUNTY PRESENTATION – COUNTY ADMINISTRATOR IAN COYLE

Mr. Coyle reviewed the 2022 Livingston County State of the County presentation.

3. Mr. Coyle reminded the Supervisors that the Human Services Committee meeting will follow the Public Services Committee meeting on Wednesday, June 1.

**ADJOURNMENT**

Motion made by Mr. Pangrazio and seconded by Mr. Wester to adjourn until Wednesday, June 8, 2022 at 1:30 p.m. Carried.

The Board adjourned at 2:30 p.m.