

**REGULAR BOARD MEETING  
WEDNESDAY, SEPTEMBER 14, 2022  
1:30 P.M.**

**ROLL CALL**

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

**PLEDGE OF ALLEGIANCE**

Sparta Supervisor Mark Schuster led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Minutes of 8/24/22 Regular Meeting were approved as presented.

**PUBLIC HEARING**

**1. LOCAL LAW NO. 2-2022 EXTENDING THE ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON**

Chairman LeFeber asked the County Attorney to comment on the local law.

County Attorney Shannon Hillier explained that currently when a mortgage is filed with the County Clerk a 1¼% mortgage tax is collected. The additional ¼% in tax is revenue that remains with the County and is authorized under an existing local law that is set to expire on December 1. This particular local law now under consideration simply allows the collection of the additional ¼% in tax for another 3-year period.

Chairman LeFeber declared the Public Hearing open and stated anyone from the public interested in speaking to please come forward and sign in at the podium. No one wished to speak. The Chairman asked if any Supervisor wished to comment. The Chairman announced that the public hearing would remain open until the end of the meeting.

**COMMUNICATIONS**

1. The next Conversation with the County will be held on Thursday, September 29, 2022--5:30 p.m. at the Leicester Town Hall, 132 Main Street, Leicester.

**ABSTRACT OF CLAIMS**

**RESOLUTION NO. 2022-306 APPROVING ABSTRACT OF CLAIMS #9A-SEPTEMBER 14, 2022**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #9A dated September 14, 2022 in the total amount of \$3,533,384.02.

Dated at Geneseo, New York

September 14, 2022

Ways and Means Committee

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

**PRIVILEGES OF THE FLOOR**

**DON MILLS, EXECUTIVE DIRECTOR, LIVWELL COMMUNITY, WELLNESS & FITNESS CENTER**

- LIVWELL RECREATION CENTER PRESENTATION

Don Mills thanked the Board for the opportunity to speak today and introduced the members of the Bruckel family present, Josh Bruckel and Jenn Perelli and Drew Gartley from Axis Infrastructure. Mr. Mills gave a brief overview of the work his team has done over the last couple of months on the LivWell Recreation Center project. The County's 2017 study and the State of Play Greater Rochester & Finger Lakes study show that the County is underserved for available of this type. Josh Bruckel shared growing up in a sports family and having to travel outside the area for the type of facility needed. This is a good thing for the community and the County to represent a facility for both young kids and adults to use in the county. The Bruckel family will be donating acreage to the project and taking these first steps in hiring Don to run the facility. The Bruckel family is fully behind the project to do whatever it takes to get the project done. Jenn Perelli reviewed the main acreage donation piece from her family and explained that this has been a

long time pipe dream of her Dad's and now that his children are all back in Livingston County with families of their own, they really want seniors to the young can have a place to go and to serve so many groups. With the land donation and hiring Don, some marketing stuff and website creation costs will be taken care of by the Bruckel family. Ms. Perelli explained that they are on track to make this project happen and the more support they get from the community, the better to meet the needs of the county and communities. Mr. Mills reviewed the projects renderings and reviewed more details on what's planned for the facility. Current trends show that more families are more likely to move to counties that have recreation facilities. Mr. Mills reviewed the potential project financing plans and options. Mr. Mills thanked the Board for their time and stated that he looks forward to working with the County. Mr. Coyle reviewed the progress that has been made since the initial contact on the project two months ago. The Board had many earlier discussions with respect to an overall community need. Here we have a group that came on their own, took that study and matching their endeavor with the need identified in the study. There have certainly been inquiries of the County with respect to what would be available on a financial support perspective. We can certainly entertain those asks from the Bruckel family; from the non-profit as we go through this. Mr. Coyle reviewed what those asks could look like; i.e. an LCIDA application, PILOT or sales tax exemptions. There have also been discussions over recent years on a senior center concept by/for the Office for the Aging and could there be a possibility in this project to consider an arrangement of that sort. Mr. Coyle reviewed the potential funding elements eligible for this type of project. There was discussion on a potential timeframe of this project. Mr. Mills reviewed the upcoming meeting schedule and how they would like to break ground in summer 2023. Mr. Mills is available to give this presentation locally throughout the County.

**PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE**

**RESOLUTION NO. 2022-307 PROCLAIMING SEPTEMBER 2022 AS NATIONAL PREPAREDNESS MONTH**

WHEREAS, the month of September 2022, is the National Preparedness Month and the theme is "Prepare to Protect. Preparing for disasters is protecting everyone you love"; and

WHEREAS, National Preparedness Month (NPM) is recognized each September to promote family and community disaster planning now and throughout the year; and

WHEREAS, our nation continues to respond to unpredictable and unprecedented challenges, there is no better time to be involved this September; and

WHEREAS, this creates an important opportunity for residents and businesses of Livingston County to be prepared for any type of emergency where they live, work, and play; and

WHEREAS, Livingston County Office of Emergency Management, Livingston County Department of Health, Livingston County Medical Reserve Corps (MRC), and other Federal, state, local, private, and volunteer agencies are working to increase public activities in preparing for emergencies and to encourage individuals to take action; and

WHEREAS, emergency preparedness is the responsibility of every citizen in Livingston County and all citizens are urged to make preparedness a priority and work together to ensure that individuals, families, and communities are prepared for disasters and emergencies of any type; and

WHEREAS, all citizens and businesses in Livingston County are encouraged to visit [ready.gov/prepare](https://www.livingstoncounty.gov/prepare) for more information about preparedness; and

WHEREAS, all citizens are encouraged to visit <https://www.livingstoncounty.us/902/17935/Emergency-Preparedness> for more information on how to become an MRC volunteer; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby recognize the importance of emergency preparedness, and does hereby proclaim the month of September 2022, as National Emergency Preparedness Month in Livingston County.

Dated at Geneseo, New York

September 14, 2022

Human Services Committee

**RESOLUTION NO. 2022-308 PROCLAIMING SEPTEMBER 2022 AS NATIONAL SUICIDE PREVENTION MONTH**

WHEREAS, the month of September 2022 is National Suicide Prevention Month and is a time in which individuals, organizations and communities around the country join their voices to amplify the message that suicide can be prevented; and

WHEREAS, the past few years have presented our communities and citizens with challenges along with necessary transitions that, expected or unexpected, welcomed or not, have been unsettling, disorienting, and stressful.

The pandemic has changed our fabric of life, and major life changes are environmental risk factors for suicide; and

WHEREAS, the key to suicide prevention is for individuals to know the signs of suicide, to find the words to communicate with someone they are concerned about, and to reach out to local resources; and

WHEREAS, all Livingston County residents are urged to play a role in suicide prevention and promote mental health and wellness as we strive towards zero suicides; and

WHEREAS, September is recognized across the Nation as Suicide Prevention Month which provides the opportunity to educate our community about the warning signs for suicide and how to reach out and connect with those experiencing an emotional crisis; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby proclaim September 2022 as National Suicide Prevention Month in Livingston County, New York.

Dated at Geneseo, New York

September 14, 2022

Human Services Committee

**RESOLUTION NO. 2022-309      RESOLUTION IN SUPPORT OF SENATE BILL S9509 TO ELIMINATE THE FARM LABORERS WAGE BOARD CREATED THROUGH THE FARM WORKERS FAIR LABOR PRACTICES ACT**

WHEREAS, the Livingston County Board of Supervisors is in full support of Senator Borrello to repeal the act Section 674-a of the labor law, relating to establishing the Farm Laborers Wage Board and urging Governor Hochul to eliminate the three-member Farm Laborers Wage Board; and

WHEREAS, the Wage Board is charged with making a recommendation on whether to reduce the current 60-hour overtime threshold for farm workers to 40 hours; and

WHEREAS, in January 2022, after numerous public hearings on the issue that included testimony from farmers, farm workers and industry stakeholders, the Wage Board recommended lowering the threshold, despite the fact that more than 70 percent of the testimony conveyed the harm that would be caused by such a change; and

WHEREAS, the Wage Board proposes four-hour decreases in the overtime threshold every other year. Farmers would pay overtime wages up front and then be reimbursed for overtime hours after the fact which it would be unlikely, hours worked over 60 hours would be covered by tax credit; and

WHEREAS, the Wage Board has just one member with an agricultural background, making it ill-equipped to render sound, informed decisions concerning New York State's critically-important agriculture industry; and

WHEREAS, data from a 2021 Cornell University study is being ignored by the Wage Board which results in findings that show lowering the threshold would economically hurt both farmers and farm workers; and

WHEREAS, New York State farmers continue to face a tremendous number of challenges outside of their control including changes in consumer demand leading to price change, obtaining labor, climate change regulation and mandates, land management policies, foreign and regional market competition, New York State regulations, livestock and crop disease; and

WHEREAS, farmers are heavily relied on to continue to produce food during shortages throughout the Country while keeping in mind, farmers and farm workers remained constant during the pandemic, and

WHEREAS, New York State farms donate the majority of produce used in food pantries and local feeding programs. These programs will suffer due to higher mandated costs of labor, making less donated produce available to Nourish NY programs; and

WHEREAS, the Livingston County Board of Supervisors is urging state legislature to provide the farmers and farm workers relief from the already onerous burden the Farm Workers Fair Labor Practices Act and other existing government mandates which have placed our farms at a competitive disadvantage with neighboring states and Canada; now, therefore, be it

RESOLVED, the Livingston County Board of Supervisors emphatically opposes any decrease to the 60 hour farm worker overtime threshold proposed by the Farm Laborers Wage Board; and be it further

RESOLVED, the Livingston County Board of Supervisors urges Governor Hochul to strongly consider Senator Borrello's request of repealing the act, section 674-a of the labor law, relating to establishing the Farm Laborers Wage Board and eliminating the three-member Farm Laborers Wage Board; and, be it further

RESOLVED, that the Clerk of this Board of Supervisors shall forward this resolution to Governor Kathy Hochul, Senate Majority Leader Stewart-Cousins, New York State Assembly Speaker Heastie, Senator George Borrello, Senator Patrick Gallivan, Assemblywoman Marjorie Byrnes, New York State Labor Commissioner, New

York State Agriculture and Markets Commissioner, New York State Farm Bureau, Livingston County Farm Bureau, New York State Association of Counties (NYSAC) and all others deemed necessary and appropriate.

Dated at Geneseo, New York  
September 14, 2022  
Public Services Committee

**RESOLUTION NO. 2022-310      DECLARING SURPLUS PROPERTY: SHERIFF'S OFFICE**

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

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

**Sheriff's Office**

Quantity	Year, Make & Model	Mileage/Hours	Serial #
1	2014 Ford Explorer	206,419	1FM5KAR7EGC38014

Dated at Geneseo, New York  
September 14, 2022  
Ways and Means Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman LeFeber asked for a motion to present the Preferred Agenda.

Motion made by Mr. Falk and seconded by Mr. DiSalvo to move the Preferred Agenda. Carried.

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

**RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE**

*Center for Nursing and Rehabilitation*

**RESOLUTION NO. 2022-311      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A LETTER OF ENGAGEMENT FOR FINANCIAL APPLICATION AND ADVOCACY SERVICES—BROWN WEINRAUB**

Mrs. Walker 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 Engagement Letter, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Brown Weinraub</b> The Kenmore Building 76 North Pearl Street, Suite 3 Albany, NY 12207	Est. 4-6 mos. from engagement start	\$7,500.00/mos. +disbursements

For: Provide funding application support for CNR VAP funding request and legislative advocacy

Dated at Geneseo, New York  
September 14, 2022  
Human Services Committee

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

*Department of Health*

**RESOLUTION NO. 2022-312      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH: FINGER LAKES THERAPY WORKS, PHYSICAL THERAPY, OCCUPATIONAL THERAPY, SPEECH-LANGUAGE PATHOLOGY AND PSYCHOLOGY PLLC, DR. JENNIFER GRAHAM, ROOM TO BLOOM THERAPY SERVICES, LLC, KATHRYN SCHLEDORN, DEBORAH UVEINO & WARREN'S COMMERCIAL CLEANING, INC.**

Mrs. Walker 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 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:

**REPORT OF THE SUPERVISORS' PROCEEDINGS 192**

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Finger Lakes Therapy Works Physical Therapy, Occupational Therapy, Speech-Language Pathology and Psychology PLLC</b>	9/1/22-8/31/24	\$60.00 per 30 minute individual session \$40.00 per 30 minute group session

210 Clifton Springs Professional Park  
Clifton Springs, NY 14432

For: Provide Related Services and SEIT (Special Education Itinerant Teacher) for Pre-K Program.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, NYS Department of Education, Medicaid	% varies	Yes X No

<b>Dr. Jennifer Graham</b>	10/1/22-9/30/24	\$50.00 hour/\$200.00 month minimum
----------------------------	-----------------	-------------------------------------

Stony Brook Pediatrics  
22 Red Jacket Street  
Dansville, NY 14437

For: Family Planning Medical Director

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Family Planning Grant	0 %	Yes X No

<b>Room to Bloom Therapy Services, LLC</b>	9/1/22-8/31/24	\$57.50 per 30 minute individual session \$40.00 per 30 minute group session
--	----------------	---

1850 Buffalo Road, Suite 200  
Rochester, NY 14624

For: Provide Related Services and SEIT for Pre-K Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, NYS Department of Education, Medicaid	% varies	Yes X No

<b>Kathryn Schledorn</b>	7/1/22-6/30/24	\$50.00 per 30 minute session
--------------------------	----------------	-------------------------------

9264 Woodsville Road  
Dansville, NY 14437

For: Provide OT Services for Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, NYS Department of Education, Medicaid	% varies	Yes X No

<b>Deborah Uveino</b>	9/1/22- 8/31/24	9/1/22-8/31/23 - \$55.00 per 30 minute session 9/1/23-8/31/24 - \$60.00 per 30 minute session
-----------------------	-----------------	--

7768 Butler Road  
Perry, NY 14530

For: Provide Speech Therapy Services for Pre-K Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, NYS Department of Education, Medicaid	% varies	Yes X No

<b>Warren's Commercial Cleaning, Inc.</b>	9/1/22-8/31/23	\$167.00 per month
---	----------------	--------------------

454 North Main Street  
Warsaw, NY 14569

For: Janitorial Services for Warsaw WIC Clinic

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York State WIC Grant	0 %	Yes X No

Dated at Geneseo, New York  
September 14, 2022  
Human Services Committee

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

*Department Of Social Services*

**RESOLUTION NO. 2022-313      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: CHILDREN'S HOME OF THE WYOMING CONFERENCE**

Mrs. Walker 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

**REPORT OF THE SUPERVISORS' PROCEEDINGS 193**

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>
<b>Children's Home of the Wyoming Conference</b> 1182 Chenango Street Binghamton NY 13901 For: Non-Secure Detention Bed	10/1/22-12/31/23	Min. \$171,375.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Federal for IVE – State Foster Care Block Grant	25-50%	Yes X No

Dated at Geneseo, New York  
September 14, 2022  
Human Services Committee

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

**RESOLUTION NO. 2022-314 AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO SIGN A CONTRACT WITH THE FOLLOWING: LIVINGSTON COUNTY INFORMATION & TECHNOLOGY SERVICES & LIVINGSTON COUNTY SHERIFF'S OFFICE**

Mrs. Walker presented the following resolution and moved its adoption:

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Livingston County Information &amp; Technology Services</b> 6 Court Street, Room 307 Geneseo, NY 14454 For: ITS Services-Internet & Software Licensure	1/1/22-12/31/22	Not to exceed \$254,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Admin	15-43%	Yes X No

<b>Livingston County Sheriff's Office</b> 4 Court Street Geneseo, NY 14454 For: Law Enforcement Services provided to the Department	1/1/22-12/31/22	Not to exceed \$300,000.00
--	-----------------	----------------------------

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Admin	15-43%	Yes X No

Dated at Geneseo, New York  
September 14, 2022  
Human Services Committee

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

Board Of Elections

**RESOLUTION NO. 2022-315 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT AWARD CONTRACT FOR THE LIVINGSTON COUNTY BOARD OF ELECTIONS: NEW YORK STATE BOARD OF ELECTIONS**

Mr. Deming 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 the Livingston County Board of Elections, 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>
<b>New York State Board of Elections</b> 40 North Pearl Street, Suite 5 Albany, NY 12207 For: Absentee Ballot prepaid postage	7/1/2022-12/31/2022	\$20,760.80

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>

**REPORT OF THE SUPERVISORS' PROCEEDINGS 194**

Absentee Ballot Pre-Paid Postage	100%	No
----------------------------------	------	----

Dated at Geneseo, New York  
September 14, 2022  
Public Services Committee

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

*Planning*

**RESOLUTION NO. 2022-316 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT AWARD CONTRACTS FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT: NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION & NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

Mr. Deming 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 grant award contracts for the Livingston County Planning Department, and any future amendments to said contracts, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>NYS Department of Environmental Conservation</b> One Commerce Plaza 625 Broadway Albany, NY 12233	5/1/2022-4/30/2027	\$973,335.00

For: Road ditch remediation project for Livingston County and Towns of Conesus and Sparta

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York State Department of Environmental Conservation – Water Quality Improvement Program	\$243,333 County (\$196,304)/Town combination of in-kind labor and equipment use	Yes (New Grant)
<b>NYS Division of Homeland Security and Emergency Services</b> 1220 Washington Avenue Albany, NY 12242	1/1/22-12/31/24	\$1,207,837.00

**NYS Division of Homeland Security and Emergency Services**  
1220 Washington Avenue  
Albany, NY 12242

For: Livingston County Emergency Communications System Upgrades

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York State Division of Homeland Security and Emergency Services FY2021 Statewide Interoperable Communications Grant Program (SICG 21)	\$0	Yes (New Grant)

Dated at Geneseo, New York  
September 14, 2022  
Public Services Committee

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

**RESOLUTION NO. 2022-317 AMENDING A PORTION OF RESOLUTION 2021-372 (C&S ENGINEERS)**

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

WHEREAS, Resolution No. 2020-372 authorized the Chairman of the Livingston County Board of Supervisors to sign a contract with C&S Engineers, Inc., for professional consultant and engineering services in support of the Livingston County Emergency Communications Upgrade Project. Said contract was for a term commencing January 1, 2022, and terminating December 31, 2022, for an amount not to exceed \$69,500; and

WHEREAS, additional consultant services are needed to continue with the upgrade of the County's emergency communications system. C&S Engineers, Inc. has provided a scope of work for said professional consultant services which shall be delivered as additional work tasks under the existing contract; and

WHEREAS, the scope of the original contract needs to be amended to include the additional work tasks, the amount of the contract needs to be increased to an amount not to exceed \$98,713.00, the term of the contract needs to be extended to September 30, 2023; now, therefore, be it

RESOLVED, that Resolution No. 2021-372 is hereby amended.

**REPORT OF THE SUPERVISORS' PROCEEDINGS 195**

Dated at Geneseo, New York  
September 14, 2022  
Public Services Committee

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

**RESOLUTION NO. 2022-318 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT: ARC GLOW, CAMBRIDGE SYSTEMATICS, INC., LIFESPAN OF GREATER ROCHESTER & MOTOROLA SOLUTIONS, INC.**

Mr. Deming 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 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>
<b>Arc GLOW</b> 18 Main Street Mt. Morris, NY 14510	10/1/2022-3/31/2023	\$5,936.00 per month (Not to exceed \$35,616.00)
For: Month-to month contract for mobility management services for DSS and OFA clients		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County budget (20% OFA/80% DSS)	100%	Yes

**Cambridge Systematics, Inc.** 9/1/2022-8/31/2025 Not To Exceed \$250,000.00  
101 Station Landing- Suite 410  
Medford, MA 02155

For: The expansion of Ride LivINgston into a regional mobility management portal in coordination with Lifespan of Greater Rochester, Monroe and Ontario counties.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Local Share	\$49,000	Yes to include new grant award to Lifespan of \$201,000

**Lifespan of Greater Rochester** 9/1/2022-8/31/2025 \$201,000.00  
1900 S. Clinton Avenue  
Rochester, NY 14618

For: The expansion of Ride LivINgston into a regional mobility management portal in coordination with Monroe and Ontario counties.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Lifespan	0%	Yes - New grant award

**Motorola Solutions, Inc.** 9/1/2022-8/31/2023 Not to exceed \$505,000.00  
123 Tice Boulevard  
Suite 202  
Woodcliff Lake, NJ 07677

For: Purchase of equipment for EOC site trunking and paging systems (NYS-OGS Contract PT68722)

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Statewide Interoperable Communications Grant Program (FY2021 SICG)	0%	Yes (New grant award)

Dated at Geneseo, New York  
September 14, 2022  
Public Services Committee

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

**RESOLUTION NO. 2022-319 AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE LIVINGSTON COUNTY EMERGENCY COMMUNICATIONS UPGRADE PROJECT: MID-STATE COMMUNICATIONS & ELECTRONICS, INC.**

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

WHEREAS, the County of Livingston solicited a Request for Proposal for procurement of antennas and related equipment for the Livingston County Emergency Communications Upgrade Project, and one proposal was received;



**REPORT OF THE SUPERVISORS' PROCEEDINGS 196**

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, and any future amendments to said contract, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Mid-State Communications &amp; Electronics, Inc.</b>	9/1/2022-6/30/2023	Not to exceed \$61,000.00
185 Clear Road Oriskany, NY 13424		

For: Purchase of antennas and related equipment for development of a new emergency communications tower at the Emergency Operations Center in Groveland.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Statewide Interoperable Communications Grant (FY2020 SICG)	0%	Yes

Dated at Geneseo, New York  
September 14, 2022  
Public Services Committee

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

*Sheriff*

**RESOLUTION NO. 2022-320 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT AWARD CONTRACTS FOR THE LIVINGSTON COUNTY SHERIFF'S OFFICE: NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES AND NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES (2)**

Mr. Deming 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 grant award 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>
<b>New York State Department of Motor Vehicles</b>	10/1/2022-9/30/2023	\$31,500.00
Governor's Traffic Safety Committee 6 Empire Plaza Albany, NY 12228		
For: Police Traffic Services (PTS) Program		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
A3118	FICA/WC ~ \$3,000	Yes X No

<b>New York State Division of Homeland Security and Emergency Services</b>	1/1/2022-12/31/2022	\$152,793.00
1220 Washington Avenue, Bldg. 7A, Suite 710 Albany, NY 12226		

For: 2021-22 Public Safety Answering Points (PSAP) Operations Grant Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
A3020/A3661	0	Yes X No

<b>New York State Division of Homeland Security and Emergency Services</b>	10/1/2022-9/30/2024	\$172,413.00
1220 Washington Avenue, Bldg. 7A Albany, NY 12226		

For: FY2022 Domestic Terrorism Prevention Grant Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
To be established	0	Yes No X

Dated at Geneseo, New York  
September 14, 2022

Public Services Committee

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

County Administrator/Budget Officer

**RESOLUTION NO. 2022-321 AMENDING 2022 LIVINGSTON COUNTY BUDGET: CENTER FOR NURSING & REHABILITATION (2), COUNTY ADMINISTRATOR, DEPARTMENT OF HEALTH (2), OFFICE FOR THE AGING & SHERIFF'S OFFICE**

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

September 14, 2022

Ways and Means Committee

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

**RESOLUTION NO. 2022-322 AUTHORIZING TRANSFER OF FUNDS: COUNTY HISTORIAN, OFFICE OF EMERGENCY MANAGEMENT & SHERIFF'S OFFICE**

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

September 14, 2022

Ways and Means Committee

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

County Treasurer

**RESOLUTION NO. 2022-323 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY TREASURER: PHILLIPS LYTLE LLP**

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 the Livingston County Treasurer, 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>
Phillips Lytle LLP 1400 First Federal Plaza Rochester, NY 14614	2022 in rem proceeding	\$425.00/per parcel
For: Foreclosure for 2021 tax year		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
N/A	0	Yes X No

Dated at Geneseo, New York

September 14, 2022

Ways and Means Committee

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

Other

**RESOLUTION NO. 2022-324 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: NATIONAL PURCHASING COOPERATIVE D/B/A BUYBOARD**

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>
<b>National Purchasing Cooperative d/b/a BuyBoard</b>	N/A	N/A

**REPORT OF THE SUPERVISORS' PROCEEDINGS 198**

P.O. Box 400  
 Austin, TX 78767-0400  
 For: County use of the BuyBoard National Cooperative program  
 Dated at Geneseo, New York  
 September 14, 2022  
 Ways and Means Committee

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

**RESOLUTION NO. 2022-325 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: AETNA, WELLCARE HEALTH INSURANCE OF NEW YORK, INC. & INDEPENDENT HEALTH ASSOCIATION, INC.**

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 contracts for the Livingston County Center for Nursing and Rehabilitation 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>
<b>Aetna</b> 101 Park Ave – 15 <sup>th</sup> Floor New York, NY 10178	3 years from effective date, automatically renewing annually thereafter, unless terminated by either party	Fee Schedule

For: Contract to Become a Participating Provider of Services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>	
Operating Budget	N/A	X Yes	No
<b>WellCare Health Insurance of New York, Inc.</b> 1 Court Square Long Island City, NY 11101	3 years from effective date, automatically renewing annually thereafter, unless terminated by either party	Fee Schedule	

For: Contract to Become a Participating Provider of Services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>	
Operating Budget	N/A	X Yes	No
<b>Independent Health Association, Inc.</b> 511 Farber Lakes Drive Williamsville, NY 14221	Commences on date of execution and shall continue through Dec 31 of commencement year, automatically renewing annually thereafter, unless terminated by either party	Fee Schedule	

For: Contract to Become a Participating Provider of Services

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

Dated at Geneseo, New York  
 September 14, 2022  
 Ways and Means Committee

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

*Personnel*

**RESOLUTION NO. 2022-326 AMENDING THE 2022 LIVINGSTON COUNTY SALARY SCHEDULE: CONFLICT DEFENDER & INFORMATION & TECHNOLOGY SERVICES**

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

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

**Conflict Defender:**

- Convert one (1) part time Family Court Assistant Conflict Defender position to a full-time position at the salary

of 73,000.00 effective September 12, 2022.

For: Case load balance amongst Family Court Assistant Conflict Defenders and improve quality of representation.

**Information and Technology Services Department:**

- Create one (1) full-time Network Administrator I position at Wage Grade 17, CSEA Contract, effective September 14, 2022.

For: To prepare for existing staff retirements in early 2023.

Dated at Geneseo, New York

September 14, 2022

Ways and Means Committee

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

**RESOLUTION NO. 2022-327 APPOINTING DIRECTOR OF VETERAN SERVICES: DAVID L. TERRY**

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

WHEREAS, the Director of Veteran Services position became vacant on July 21, 2022;

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

WHEREAS, the Ways and Means Committee has reviewed the recommendation of the County Administrator, concurs with it, and likewise recommends to the Board of Supervisors said appointment; and

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

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

**Veteran Services**

Appoint David L. Terry of 37 North Street, Leicester, New York to the position of Director of Veteran Services effective September 14, 2022 at an annual salary of \$58,000.00.

Dated at Geneseo, New York

September 14, 2022

Ways and Means Committee

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

Chairman LeFeber congratulated David Terry and offered him the floor. Mr. Terry thanked the Board of Supervisors for this opportunity and looks forward to the future of their office. There are some really great and exciting things coming with different events and activities for veterans in Livingston County. Mr. Terry expects to go into more detail on his office and the directions they are heading when he has Privilege of the Floor next month.

**CLOSE PUBLIC HEARING**

Chairman LeFeber asked if anyone from the public wished to comment regarding the public hearing. No one wished to speak. The Chairman asked if any Supervisor wished to comment. No one wished to speak.

The Chairman declared the public hearing closed.

**MOTION TO MOVE LOCAL LAW NO. 2-2022 LOCAL LAW NO. 2-2022 EXTENDING THE ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON**

Mr. DiSalvo moved and Mr. Wadsworth seconded to move the proposed local law to the table for a vote. Carried.

**LOCAL LAW NO. 2-2022 EXTENDING THE ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON**

Be it enacted by the Board of Supervisors of the County of Livingston as follows:

**Section 1. Purpose and Intent**

The purpose of this law is to authorize the County of Livingston, pursuant to the provisions of Section 253-y of the New York State Tax Law, to impose an Additional Mortgage Recording Tax.

**Section 2. Imposition of Tax**

For the period beginning December 1, 2022 and ending December 1, 2025, unless further extended by Local Law of the Board of Supervisors, there is hereby imposed, in the County of Livingston, a tax of \$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 recorded on or after December 1, 2022 and a tax of \$0.25 on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than \$100.00.

**Section 3. Applicability**

The taxes imposed under the authority of this law shall be administered and collected in the same manner as the taxes imposed under Subdivision 1 of Section 253 of the Tax Law and Paragraph (b) of Subdivision 1 of Section 255 of the Tax Law.

**Section 4. Additional Mortgage Recording Tax**

A tax imposed pursuant to this law shall be in addition to the taxes imposed by Section 253 of the Tax Law.

**Section 5. Real Property Located in More Than One County**

Where real property covered by the mortgage subject to the tax imposed pursuant to this law is situated in the State of New York but within and without the County of Livingston, the amount of such tax due and payable to the County shall be determined in a manner similar to that prescribed in Paragraph 1 of Section 260 of the Tax Law. Where such property is situated within and without the County, the recording officer of the jurisdiction in which the mortgage is first recorded shall be required to collect the taxes imposed herein.

**Section 6. Disposition of Taxes**

Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Livingston during each month upon account of the tax imposed pursuant to this local law, after deduction of the necessary expenses of his or her office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of this section or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the Treasurer of the County of Livingston and, after the deduction by such Treasurer of the necessary expenses of his or her office provided in Section 262 of the Tax Law, shall be deposited in the general fund of the County of Livingston for expenditure on any county purpose. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, which under the provisions of Section 253-y of the Tax Law or Section 260 of the Tax Law are first to be apportioned by the Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving same as provided by the determination of said Commissioner of Taxation and Finance.

**Section 7. Payment of Tax**

The tax imposed pursuant to this law shall be payable on the recording of each mortgage of real property subject to taxes thereunder. Such tax shall be paid to the recording officer of the county in which the real property or any part thereof is situated, except where real property is situated within and without the County of Livingston, the recording officer of the county in which the mortgage is first recorded shall collect the tax imposed by this law. It shall be the duty of such recording officer to endorse upon each mortgage a receipt for the amount of the tax so paid. Any mortgage so endorsed may thereupon or thereafter be recorded by any recording officer and the receipt for such tax endorsed upon each mortgage shall be recorded therewith. The record of such receipt shall be conclusive proof that the amount of tax stated therein has been paid upon such mortgage.

**Section 8. Effective Date**

This local law shall take effect December 1, 2022, provided a certified copy thereof is mailed by registered or certified mail to the New York State Commissioner of Taxation and Finance at least 30 days prior to such date. Certified copies of this local law shall also be filed with the Livingston County Clerk, the Secretary of State, and the State Comptroller within five (5) days after the date it is duly enacted.

Dated at Geneseo, New York  
August 24, 2019 (Introduced)  
September 14, 2022 (Adopted)

**VOTE ON LOCAL LAW**

**RESOLUTION NO. 2022-328      A RESOLUTION ADOPTING LOCAL LAW NO. 2-2022 EXTENDING THE ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON**

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

WHEREAS, proposed Local Law No. 2-2022, entitled: Extending the Additional Mortgage Recording Tax within the County of Livingston was heretofore introduced on August 24, 2022; and

## REPORT OF THE SUPERVISORS' PROCEEDINGS 201

WHEREAS, in accordance with the law, a public hearing upon proposed Local Law No. 2-2019, was duly held before this Board of Supervisors on September 14, 2022; and

WHEREAS, said proposed Local Law in final form has been on the desks of the members of this Board of Supervisors since August 24, 2022, constituting a period of over seven (7) days, exclusive of Sundays; now, therefore, be it

RESOLVED, that the aforesaid proposed Local Law No. 2-2022 entitled: Extending the Additional Mortgage Recoding Tax within the County of Livingston introduced on August 24, 2022, be hereby approved and adopted as Local Law No. 2-2022.

Dated at Geneseo, New York

September 14, 2022

Ways and Means Committee

2/3 Majority Vote

The roll was called as follows: Ayes-1,962; Noes-0; Absent-Babbitt Henry, 78; Total 78; Adopted.

### **OTHER BUSINESS**

1. County Administrator Updates: There is a shared services panel meeting after the Board meeting for the run up to our filing for the 2023 implementation year.

2. Ivan Davis - NYSDEC Updates – Mr. Davis reported that there continue to be less and less hunters. People need to encourage young people to get out hunting. There are some local areas holding an early season hunt, Caledonia into Monroe County and around the Naples and Niagara Falls area on September 10-18. There will be a late season again from Christmas through New Year's.

### **ADJOURNMENT**

Motion made by Mr. Pangrazio and seconded by Mr. DiSalvo to adjourn until Wednesday, September 28, 2022 at 1:30 p.m. Carried.

The Board adjourned at 2:16 p.m.