

WAYS & MEANS COMMITTEE MEETING MINUTES
MONDAY, OCTOBER 24, 2022
1:30 P.M.

PRESENT: D. Knapp, D. Fanaro, E. Gott, D. Babbitt Henry, D. LeFeber, D. Pangrazio, G. Deming, D. DiSalvo, M. Falk, D. Wester, I. Coyle, A. Ellis, B. Mann, S. Hillier
ABSENT: W. Wadsworth

Ways & Means Chair Dwight Knapp asked Deputy County Administrator Bill Mann to lead the Pledge of Allegiance.

PERSONNEL ISSUES

CENTER FOR NURSING AND REHABILITATION – BILL MANN

AMENDING THE 2022 LIVINGSTON COUNTY SALARY SCHEDULE: CENTER FOR NURSING AND REHABILITATION

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

Center For Nursing And Rehabilitation:

- Create thirty (30) full-time Certified Nursing Assistant Trainee positions at Wage Grade 4 CSEA Contract effective immediately.

For: To allow for the ability to hire and train more expeditiously for transition to Certified Nursing Assistant positions upon the completion of training.

Director's comments: Position title is pending final HR approval.

Mr. Mann reviewed the positions for creations. This resurrects a title we had years ago when we had our own CNA training program.

Motion: Mr. Pangrazio moved and Mrs. Babbitt Henry seconded to approve the foregoing resolution Carried.

CENTER FOR NURSING AND REHABILITATION – BILL MANN

Action Item to Be Reported

1. AMENDING RESOLUTION NO. 2016-141: UNITED HEALTH CARE OF NEW YORK, INC. (OPTUM)

WHEREAS, Resolution No. 2016-141 authorized the Chairman of the Livingston County Board of Supervisors to sign a contract with United Health Care Of New York, Inc. (Optum) establishing reimbursement rates for covered services to beneficiaries. Said contract has been renegotiated with increases in the rate schedule reimbursement amounts; now, therefore, be it

RESOLVED, that the contract with United Health Care Of New York, Inc. (Optum) is hereby amended to include the new reimbursement rate schedule, and any future amendments to said contract, according to the term designated, subject to review by the County Attorney and County Administrator; and be it further

RESOLVED, that Resolution No. 2021-417 is hereby amended accordingly.

Mr. Mann reviewed the contract amendment for approval.

Motion: Mr. Fanaro moved and Mr. Gott seconded to approve the foregoing resolution Carried.

Mr. Mann thanked Kate Hill for all the help getting the trainee position ready.

REAL PROPERTY TAX SERVICES – BILL FULLER

Pre-approved Informational Item(s) To Be Reported

1. Discussion about increasing the income limitations for the Partial Tax Exemption for Real Property of Senior Citizens (RP-467) and the Exemption for Persons with Disabilities and Limited Incomes (RP-459-c).

Mr. Fuller reviewed the recent legislation approved and his income increase recommendation with the various exemption ranges using the COLA rates. Mr. Fuller reviewed the sliding scale. This represents a 28% increase for the maximum income allowed. Mr. Fuller shared the income exemption rates of the surrounding county. This will require the adoption of two local laws (senior citizens & disability).

WORKFORCE DEVELOPMENT – MARY GULDENSCHUH

Action Item to Be Reported

1. AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: LIVINGSTON COUNTY WORKFORCE DEVELOPMENT

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, 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 Workforce Development Department for addressing the employment and job training needs of unemployed or underemployed Livingston County residents. After ample discussion, the Committee found that the Department would greatly benefit from the disbursement of a portion of the County’s awarded ARPA funds. The Workforce Development Department’s intended use of the funds meets the United States Department of Treasury’s guidelines as to how the ARPA funds are to be spent and granting a portion of these funds to this Department would provide great benefit to Livingston County residents; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of \$100,000.00 of ARPA funds to the Livingston County Workforce Development Department for job training services for Livingston County residents; now, therefore, be it

RESOLVED, that 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 Workforce Development Department for the amount requested and for the uses indicated in this Resolution; and be it further

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

Ms. Guldenschuh reviewed the types of programs to be supported by these funds and the approval timeline for this action to date. There was discussion on the titles to be supported.

Motion: Mr. Pangrazio moved and Mr. Gott seconded to approve the foregoing resolution.....Carried.

INFORMATION & TECHNOLOGY SERVICES – JASON PARKER

Action Item(s) To Be Reported

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING INTERGOVERNMENTAL AGREEMENT FOR THE LIVINGSTON COUNTY DEPARTMENT OF INFORMATION & TECHNOLOGY SERVICES: NYS OFFICE OF INFORMATION TECHNOLOGY SERVICES AND NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Information and Technology Department, 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>
NYS Office of Information Technology Services	11/1/22-10/30/25	\$0
Division of Legal Affairs		
Empire State Plaza		
PO Box 2062		
Albany, NY 12220-0062		
and		

**NYS Division of Homeland Security and
Emergency Services**

Cyber Incident Response Team
1220 Washington Avenue
Bldg 7A
Albany, NY 12226

For: CrowdStrike endpoint detection and response licensing. NYS JSOC participation

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

Director's Comments:

This is one contract with both government agencies.

Mr. Parker reviewed the contract and explained that the state is offering software protection at no cost. Mr. Parker recommended that all municipalities also do this and offered his assistance.

Motion: Mr. LeFeber moved and Mr. Fanaro seconded to approve the foregoing resolution... Carried.

COUNTY TREASURER – AMY DAVIES (Attachment)

Action Item(s) To Be Reported

1. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR AUDIT SERVICES: THE BONADIO GROUP

WHEREAS, the County of Livingston solicited a Request for Proposal for audit services, and four (4) proposals were received on July 30, 2022, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract, which is determined to be the most qualified to provide said services, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
The Bonadio Group 171 Sully's Trail, Suite 201 Pittsford, New York 14534-4618	FY 2022-FY2024 With option for two 1year renewals	Per Rate Sheet

For: Auditing Services

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

Ms. Davies reviewed the contract for approval and gave an overview of the interview process.

Motion: Mr. Gott moved and Mr. Pangrazio seconded to approve the foregoing resolution..... Carried.

Informational Item(s) Written Only

- All auction parcels have been deeded to the new owner and recorded in the County Clerk's office.
- We have started using a new local government pool called Muni Trust to try to maximize our interest earnings. This pool is designed to seek as high level of current income that is consistent with the preservation of capital and maintenance of daily liquidity for public entities and municipalities. This short-term investment is permissible under NYS GML and allowable within our current investment policy.

COUNTY ATTORNEY – SHANNON HILLIER

Action Item(s) To Be Reported

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A LEASE AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF EDUCATION (ACCES-VR)

RESOLVED, that the Livingston County Board of Supervisors finds that approximately 130 square feet located in the Livingston County Government Center, 6 Court Street, Room 105, Geneseo, New York is no longer necessary for Livingston County public purpose; and be it further

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a lease with the New York State Department of Education (ACCES-VR) for said 130 square feet commencing January 1, 2023 and terminating December 31, 2025, at \$332.53 per month for the first year with

a 3% annual escalator, said lease to be subject to the approval of the County Attorney and County Administrator.

Ms. Hillier reviewed the lease renewal for approval.

Motion: Mr. LeFeber moved and Mr. Fanaro seconded to approve the foregoing resolution... Carried.

2. INTRODUCTION OF LOCAL LAW D-2022 – UPDATING APPORTIONMENT FOR THE LIVINGSTON COUNTY BOARD OF SUPERVISORS ON A WEIGHTED VOTE BASIS

Ms. Hillier reviewed the local law for introduction and the public hearing resolution.

3. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. D-2022 UPDATING APPORTIONMENT FOR THE LIVINGSTON COUNTY BOARD OF SUPERVISORS ON A WEIGHTED VOTE BASIS

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on October 26, 2022, a proposed Local Law entitled Local Law No. D-2022 Updating Apportionment for the Livingston County Board of Supervisors on a Weighted Vote Basis; now, therefore, be it

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on November 16, 2022 at 1:35 p.m. in the Board of Supervisors Assembly Room located in the Livingston County Government Center, Geneseo, New York; and be it further

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

Motion: Mr. Pangrazio moved and Mrs. Babbitt Henry seconded to approve the foregoing resolution Carried.

HUMAN RESOURCES – KATE HILL

Action Item(s) To Be Reported

1. AMENDING RESOLUTION NO. 2009-430 REGARDING THE MODIFICATION TO THE FEE STRUCTURE FOR PARTICIPATION IN CIVIL SERVICE EXAMINATIONS AND WAIVING THE FEES FOR VETERANS TAKING NON-UNIFORMED AND UNIFORMED EXAMINATIONS

WHEREAS, By Resolution No. 2009-430, the Livingston County Board of Supervisors established fee structure for uniformed and non-uniformed Civil Service examinations; and

WHEREAS, Livingston County has taken steps to reduce barriers to employment for veterans, as they possess unique skills, which would benefit the County; now, therefore, be it

RESOLVED, that Resolution No. 2009-430 is hereby amended to indicate that that fees charged by Livingston County for non-uniformed and uniformed Civil Service exams taken by military veterans be waived, and that any and all fees required to be paid to New York State shall be paid by Livingston County.

Ms. Hill reviewed the modifications for approval.

Motion: Mr. Fanaro moved and Mr. Gott seconded to approve the foregoing resolution Carried.

2. AUTHORIZING THE LIVINGSTON COUNTY HUMAN RESOURCES DEPARTMENT TO PURCHASE APPLICANT TRACKING AND RELATED SERVICES THROUGH A CONTRACT AWARDED BY THE CITY OF ATHENS, TEXAS: GOVERNMENTJOBS.COM, INC. DBA NEOGOV

WHEREAS, the City of Athens, Texas awarded a contract for the purchase of services related to public sector applicant tracking, onboard management, and learning management subsequent to a competitive bidding process; and

WHEREAS, the Livingston County Director of Human Resources has determined that the pricing obtained through this contract will result in significant cost savings to Livingston County; and

WHEREAS, pursuant to the authority granted by Section 103 of the New York State General Municipal and the term of the above City of Athens, Texas contract, Livingston County is authorized to purchase these services by piggybacking on the contract awarded by City of Athens, Texas; now therefore be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, which is hereby accepted as piggybacking on extended City of Athens, Texas, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
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Governmentjobs.com, Inc. dba NEOGOV
 300 Continental Blvd., Suite 565
 El Segundo, CA 90245

Initial Set Up	\$12,750.00
Year 1 (1/1/23-12/31/23)	\$34,712.50
Year 2 (1/1/24-12/31/24)	\$48,597.50
Year 3 (1/1/25-12/31/25)	\$69,425.00

For: Initial Setup and training; Insight License, Onboard License, Learn License, Government Jobs, New Hire Export (IN+ON Data) Subscription

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

Ms. Hill reviewed the current application process and the NEOGOV system.

Motion: Mr. Gott moved and Mr. Fanaro seconded to approve the foregoing resolution..... Carried.

PLANNING DEPARTMENT – ANGELA ELLIS

Action Item to Be Reported

1. AUTHORIZING USE OF AKZO NOBEL SETTLEMENT FUNDS: LEICESTER/YORK REGIONAL WATER SUPPLY EXPANSION PROJECT

WHEREAS, Livingston County Board of Supervisors' Resolution No. 2021-185 authorized the County Administrator to submit required documentation to the Office of the New York State Attorney General (“AG’s Office) and the New York State Department of Environmental Conservation (“DEC”) for the use of \$350,000.00 of Akzo Nobel Settlement Funds to secure a Planning and Engineering Report with preliminary design focused on improving public drinking water infrastructure in the Towns of Leicester and York due to the impacts of the 1994 Retsof Salt Mine Collapse; and

WHEREAS, Livingston County Board of Supervisors' Resolution No. 2022-201 authorized the County Administrator to submit additional documentation to the AG’s Office and the DEC for the use of \$700,000.00 of Settlement Funds to obtain further design and engineering work for the project; and

WHEREAS, on September 27, 2022, the AG's Office and the DEC formally approved the County Administrator's funding requests; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby authorize the use of a not to exceed amount of \$1,050,000.00 in Akzo Settlement Funds for the above-mentioned engineering and design work as these initial stages of work are necessary to advance the overall Leicester/York Regional Water Supply Expansion Project.

Ms. Ellis gave a brief summary of the resolution and what work would be funded in the project. The Board had previously approved \$370,000 in 2021 that would have been used as the match NBRC grant which we did not get. The CPL contracts would be held by WASA. There was discussion on additional information Jason Molino will be sending out to the Committee.

Motion: Mr. Fanaro moved and Mr. Pangrazio seconded to approve the foregoing resolution Carried.

2. AUTHORIZATION TO SUBMIT A USDA RECONNECT ROUND 4 APPLICATION FOR PURPOSES OF EXPANDING BROADBAND INFRASTRUCTURE THROUGHOUT LIVINGSTON COUNTY

WHEREAS, reliable, high-speed, affordable access to internet service is imperative for Livingston County residents, businesses, farms, schools, nonprofit organizations, and visitors; and

WHEREAS, investment in internet service will foster economic development, job growth, rural entrepreneurship, and innovative technologies; and

WHEREAS, Livingston County completed an engineering study and public input survey which concluded that internet service is either unavailable or of an inadequate quality for many residents, farms and businesses throughout the County; and

WHEREAS, Livingston County wants to prioritize the deployment of broadband infrastructure and wishes to pursue public-private partnerships and funding sources in an effort to effectively achieve greater access to reliable and affordable high-speed internet service throughout the County; and

WHEREAS, the United States Department of Agriculture (USDA) issued a solicitation of applications for the fourth round of the Rural e-Connectivity Pilot Program (ReConnect) to expand broadband service to rural areas that lack sufficient access to broadband; and

WHEREAS, Livingston County issued a Request for Proposals seeking a public-private partnership for

purposes of applying to the USDA ReConnect program for eligible areas, and one proposal was received; and WHEREAS, Empire Access was determined to be the most qualified to serve as the private partner; and WHEREAS, should funding be awarded, Livingston County will provide the 25% cost share grant funding match required under the terms of the Program with the understanding that the County will recover said contribution pursuant to the terms of a negotiated financial agreement with Empire Access; now, therefore, be it RESOLVED, that Livingston County wishes to partner with Empire Access in jointly preparing an application to the USDA ReConnect Program and hereby fully supports Empire Access as the lead applicant; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a letter to the USDA declaring the County's intent to partner with Empire Access and provide the required grant funding match for the cost of the project, should funding be awarded.

Ms. Ellis reviewed the application for submittal. This would continue our partnership with Empire Access on the same arrangement that we had previously. The build cost for the project would be \$15,537,000, which would serve 3,096 homes or address points. The County match contribution is \$3,884,400 and the USDA amount is \$11,653,200. Mr. Coyle shared some press and marketing plans. Ms. Ellis reviewed the FCC challenge process.

Motion: Mr. Gott moved and Mr. Pangrazio seconded to approve the foregoing resolution..... Carried.

COUNTY ADMINISTRATOR – IAN COYLE (Attachments)

Action Item(s) To Be Reported

1. APPROVING ABSTRACT OF CLAIMS #10B-OCTOBER 26, 2022

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #10B dated October 26, 2022 in the total amount of \$2,347,765.33.

Motion: Mr. Gott moved and Mr. Pangrazio seconded to approve the foregoing resolution..... Carried.

2. AMENDING 2022 LIVINGSTON COUNTY BUDGET: PURCHASING & SHERIFF'S OFFICE

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.

Mr. Coyle reviewed the amendments for approval.

Motion: Mr. Fanaro moved and Mr. Gott seconded to approve the foregoing resolution Carried.

3. AUTHORIZING TRANSFER OF FUNDS: OFFICE FOR THE AGING

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.

Mr. Coyle reviewed the transfer for approval.

Motion: Mr. Pangrazio moved and Mr. LeFeber seconded to approve the foregoing resolution Carried.

4. PROVIDING FOR PUBLIC HEARING ON PROPOSED LIVINGSTON COUNTY BUDGET FOR 2023 PURSUANT TO SECTION 359 OF THE NEW YORK STATE COUNTY LAW

RESOLVED, that the Livingston County Board of Supervisors, pursuant to Section 359 of the New York State County Law, will hold a public hearing on the proposed Livingston County Budget for the fiscal year 2023 at 1:35 p.m. on Wednesday, November 16, 2022 in the Board of Supervisors Assembly Room in the Livingston County Government Center, Geneseo, New York; and, be it further

RESOLVED, that the Clerk of the Board will cause a Notice of Public Hearing to be published in the official newspaper of the County in a manner required by Section 359 of the County Law.

Mr. Coyle reviewed the annual budget resolutions for approval after the budget is adopted.

Motion: Mr. LeFeber moved and Mr. Pangrazio seconded to approve the foregoing resolution Carried.

5. INTRODUCTION OF LOCAL LAW C-2022 – OVERRIDING THE TAX LEVY LIMIT FOR LIVINGSTON COUNTY FOR THE 2023 FISCAL YEAR

Mr. Coyle reviewed the local law introduction and public hearing setting this action in motion, stating that we may override the tax cap.

6. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. C-2022 OVERRIDING THE TAX LEVY LIMIT FOR LIVINGSTON COUNTY FOR THE 2023 FISCAL YEAR

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on October 26, 2022, a proposed Local Law No. C-2022 entitled Overriding the Tax Levy limit for Livingston County for the 2023 fiscal year; now, therefore, be it

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on November 16, 2022 at 1:35 p.m. in the Board of Supervisors Assembly Room located in the Livingston County Government Center, Geneseo, New York; and be it further

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

Motion: Mr. Pangrazio moved and Mr. Fanaro seconded to approve the foregoing resolution Carried.

7. DECLARING SURPLUS PROPERTY: CENTRAL SERVICES

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:

Central Services

Quantity	Year, Make & Model	Mileage/Hours	Serial #
1	2008 Ford F-150	95,369	1FTRF14W67KD41797

Motion: Mr. Gott moved and Mrs. Babbitt Henry seconded to approve the foregoing resolution Carried.

Pre-approved Informational Item(s) To Be Reported

1. ARPA discussion – Mr. Coyle gave a brief update on the requests he has received for ARPA funds. There was discussion on the Sheriff Training Complex funding request. Mr. Coyle explained that there is a shared service component, CIP and possibly some inmate recovery revenue.
2. Budget 2023 – Mr. Coyle gave a brief update as he finalizes the proposed budget.
3. Salary schedule

EXECUTIVE SESSION

Motion made by Mr. Pangrazio and seconded by Mr. Fanaro that the Committee adjourn and reconvene for the purpose of discussing the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation; and all Supervisors, County Administrator Ian M. Coyle remain present. Carried.

Mrs. Babbitt Henry moved and Mr. Gott seconded that the Committee reconvened in regular session. The following report was presented.

The Ways and Means Committee having met in Executive Session, hereby reports as follows:
No action taken.

Motion: Mr. Gott moved and Mr. Fanaro seconded to approve a 3% salary increase for each Board Member for 2023 Carried.

ADJOURNMENT

Mr. Pangrazio moved and Mr. Gott seconded to adjourn the meeting at 2:41 p.m.

Respectfully submitted,
Michele R. Rees, IIMC-CMC
Clerk of the Board