



LIVINGSTON COUNTY BOARD OF SUPERVISORS' MEETING NOTICE

Livingston County Government Center, Geneseo, New York 14454 585.243.7030

TENTATIVE AGENDA

COMMITTEE: WAYS AND MEANS

DATE: FEBRUARY 7, 2022

TIME: 1:30 P.M.

Committee Members

D. Knapp, Chairman
W. Wadsworth, Vice Chairman
D. Fanaro
E. Gott
D. Babbitt Henry
D. LeFeber
D. Pangrazio

PLEDGE OF ALLEGIANCE:

1:30 PERSONNEL ISSUES

1. PLANNING – ANGELA ELLIS

AMENDING THE 2022 HOURLY EMPLOYEE SALARY SCHEDULE: PLANNING

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

Planning:

- Convert one part-time Community Development Specialist position to a full-time position at Wage Grade 14 CSEA Contract effective 2/13/22.

For: Combine two part time positions filled by the same person.

Director's Comments: We currently have one Part-Time Community Development Specialist position. I would like to consolidate this PT position and the PT Land Bank Program Specialist into one FT position. Both PT positions are currently filled by the same person.

1:35 PLANNING – ANGELA ELLIS

Action Item(s) To Be Reported

1. AUTHORIZATION TO SUBMIT A USDA RECONNECT 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 third 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 fully recover said contribution pursuant to the terms of a negotiated financial agreement with Empire Access; now, therefore, be it



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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.

Director's Comments: This resolution authorizes partnership with Empire Access in applying for funding (ReConnect Round 3) to further expand broadband infrastructure in the County. This resolution is a follow-up to the presentation provided to the Board on January 26th. Empire Access is the lead applicant.

2. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A MEMORANDUM OF AGREEMENT WITH THE LIVINGSTON COUNTY WATER AND SEWER AUTHORITY FOR PROJECT MANAGEMENT AND OVERSIGHT SERVICES

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, the Livingston County Board of Supervisors authorized the County Administrator to form a committee, now known as the Akzo Settlement Committee, for purposes of developing policies and procedures and providing recommendations on projects to be funded through the use of the Akzo Nobel settlement funds; and

WHEREAS, Livingston County Board Res. No. 2021-185 formally approved the Akzo Settlement Committee's recommendation to fund a project for the planning and engineering work needed to improve the public drinking water infrastructure for the Towns of Leicester and York and authorized the County Administrator to submit the required documentation to the New York State Attorney General's Office and the New York State Department of Environmental Conservation for purposes of obtaining approval to utilize Akzo Nobel settlement funds for this project. Said approval was subsequently received from these state agencies on or about July 8, 2021; and

WHEREAS, the Akzo Settlement Committee believes project management and oversight assistance is needed for the project. Pursuant to discussions with the Livingston County Water and Sewer Authority's Executive Director, the Committee has become aware of the Authority's strong qualifications and staff capacity to provide the needed project management and oversight assistance. Furthermore, the project corresponds nicely with the Authority's mission to provide high quality, environmentally sound, efficient, reliable, and affordable water and sewer services to the people who live, work and visit Livingston County. As such, the Akzo Settlement Committee recommends the execution of a Memorandum of Agreement between Livingston County and the Authority relative to the Authority providing desired project management and oversight assistance; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby supports the recommendation of the Akzo Settlement Committee and the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign any and all necessary Memorandum of Agreement documents with the Livingston County Water and Sewer Authority, subject to review and approval by the New York State Attorney General's Office, the New York State Department of Environmental Conservation, the Livingston County Administrator, and the Livingston County Attorney.



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Director's Comments: The County submitted an application (\$700,000 total; 50/50 match of which \$350,000 was Akzo Settlement Funds) to the Northern Border Regional Commission to fund planning, environmental, design and engineering work and partial implementation of water infrastructure improvements for the towns of Leicester and York. The County's application was not awarded funding. After much discussion, the Akzo Settlement Committee would like to recommend that the County still use \$350,000 of the Akzo Settlement Funds for the planning, environmental, design and engineering work for the water infrastructure improvements as originally intended. The Executive Director of the Livingston County Water and Sewer Authority has offered to provide project management and oversight services at no cost to the County. A Project Management Committee would be formed comprising representatives from the Akzo Settlement Committee and the Water and Sewer Authority.

1:45 CENTER FOR NURSING & REHABILITATION – STEPHEN WOODRUFF

Action Item(s) To Be Reported

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: HEALTH SYSTEM SERVICES

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Center for Nursing and Rehabilitation 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>
Health System Services 6867 Williams Road Wheatfield, NY 14304	2/3/22-3/4/22	\$14,880.00

For: PM Inspection / Load Testing of patient handling ceiling track

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

Director's Comments:

The purpose of this agreement is to ensure that annual preventative maintenance testing of the Center's patient handling equipment is being completed in accordance with manufacturer recommendations.

1:50 COUNTY ADMINISTRATOR – IAN COYLE (Attachments)

Action Item(s) To Be Reported

1. APPROVING ABSTRACT OF CLAIMS #2A-FEBRUARY 9, 2022

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2A dated February 9, 2022 in the total amount of \$2,298,588.40.

2. AUTHORIZING TRANSFER OF FUNDS-COUNTY ADMINISTRATOR & MENTAL HEALTH

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.

3. DECLARING SURPLUS PROPERTY – DISTRICT ATTORNEY

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:

Department Name

Quantity	Year, Make & Model	Mileage/Hours	Serial #
cc: BOS, Administration, Amy Davies, Jason Parker, Kate Hill, Bill Fuller			



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1	2011 Chevrolet Impala	65,000	2G1WF5EK4B1308305
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4. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: VENESKY & COMPANY

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>
Venesky & Company 6114 Route 31 Cicero, NY 13039 For: Indirect Cost Recovery Project	1/1/22-2/31/24	\$39,000.00

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

5. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR DEFERRED COMPENSATION ADVISORY SERVICES-STIFEL, NICOLAUS & COMPANY, INC.

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, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Stifel, Nicolaus & Company, Inc. 375 Woodcliff Drive Fairport, NY 14450 For: 3(21) Fiduciary Services for Deferred Compensation Plan	1/1/22-12/31/24	\$10,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Deferred Compensation Fund	100%	Yes X No

6. RESOLUTION SUPPORTING LIVINGSTON COUNTY SUPERINTENDENTS' REQUEST FOR RESTORED LOCAL CONTROL REGARDING COVID-19 MITIGATION MEASURES IN THEIR SCHOOLS

WHEREAS, when the COVID-19 pandemic seized the country back in 2020, New York State school districts exhibited strong resilience and adaptability. Focused on the continued education of students in a safe environment, with guidance from local health departments, they successfully created effective and innovative plans specific to the needs of their localities. Said plans provided some level of in-person learning supplemented by remote learning along with policies related to mitigation measures such as social distancing, masking, and sanitizing; and

WHEREAS, despite school districts' proven ability to independently handle the hurdles created by the pandemic, local control over COVID-19 protocols was stripped from school districts for the 2021-2022 school year when the New York State Department of Health implemented one-size-fits all statewide mandates, including universal masking; and

WHEREAS, as the pandemic now transitions to becoming an endemic, each school district has its own unique needs based upon level of community spread, vaccination percentages, etc. and it's time districts make data-driven decisions with input and guidance from local health departments; and

WHEREAS, on February 2, 2022, Livingston County Superintendents representing the nine (9) school districts in Livingston County issued correspondence to the New York State Health Commissioner advocating for the reinstatement of local control over all mitigation measures in their districts; now, therefore, be it

cc: BOS, Administration, Amy Davies, Jason Parker, Kate Hill, Bill Fuller



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RESOLVED, that the Livingston County Board of Supervisors hereby supports the return of governing power to Livingston County school districts relative to COVID-19 safety protocols thereby enabling them to make responsive and pragmatic decisions based upon the unique needs of their communities; and be it further

RESOLVED, that the Clerk of this Board of Supervisors shall forward this resolution to Governor Kathy Hochul, New York State Health Commissioner Mary Bassett, Senator George Borrello, Senator Patrick Gallivan, Assemblywoman Marjorie Byrnes, and all others deemed necessary and appropriate.

Pre-approved Informational Item(s) To Be Reported

1. Administration and Finance Updates
2. HR Updates
3. NYS Budget Developments

2:00 ADJOURNMENT

REAL PROPERTY TAX SERVICES – BILL FULLER

Informational Item(s) Written Only

- Working with the State Office of Real Property Tax Services printing update documents for assessors.
- Form *Notice Concerning the Examination of Assessment Inventory and Valuation Data* were emailed to the Town Assessors for publishing in their official paper by March 1st or shortly thereafter.
- Reappointment notifications for Town BAR Members are coming in to the Office.
- Working on Department Annual Report



2022 Budget Request - Transfer with Instance ID of 55641 from County Administrator - Awaiting Board Approval

lfforms to: MRees

02/01/2022 09:41 AM

2022 Budget Request - Transfer from County Administrator has been approved by the County Administrator. This request requires board approval.

Date of Request: 2/1/2022

Department: County Administrator **Program:**

Type of Request: Budget Request - Transfer

Instance ID: 55641

From Appropriation / Revenue

From Dept Code:

From Dept Description: Contingency

92500.00

To Appropriation

To Dept Code:

To Dept Description: Government Support

92500.00

Reason: Education to Employment Initiative Contract - Nepris (if applicable)

Source of Revenue: (if applicable)

Click here to view the submission in a Web browser. After reviewing it, you can make your approval decision.

If Approved, please input the Resolution Number and attach the Resolution.



[Click here to open this task in Forms.](#) ERP Budget Request Form.pdf



2022 Budget Request - Transfer with Instance ID of 55541 from Mental Health - Awaiting Board Approval

lforms to: MRees

01/26/2022 08:29 AM

2022 Budget Request - Transfer from Mental Health has been approved by the County Administrator. This request requires board approval.

Date of Request: 1/25/2022

Department: Mental Health **Program:**

Type of Request: Budget Request - Transfer

Instance ID: 55541

From Appropriation / Revenue

From Dept Code:

From Dept Description: Mental Health
2000.00

To Appropriation

To Dept Code:

To Dept Description: Mental Health
2000.00

Reason: Purchase laptops for MH staff (if applicable)

Source of Revenue: (if applicable)

Click here to view the submission in a Web browser. After reviewing it, you can make your approval decision.

If Approved, please input the Resolution Number and attach the Resolution.



[Click here to open this task in Forms.](#) ERP Budget Request Form.pdf



Request to Declare Surplus Property

Department

District Attorney ▼

Surplus Property Details

Surplus Item Value

- Value of \$500 or more and a useful life of more than one year.
 No useful life remaining or a value of under \$500.

Quantity

1

Surplus Type

Vehicle ▼

Surplus Description

Motor Vehicle

Year, Make, Model

2011 Chevrolet Impala

VIN Number

2G1WF5EK4B1308305

Mileage

65,000

Condition

- It works
 It is running
 Known issues
 Fair
 Good
 Excellent
 Not Operable
 Poor
 Other

Please describe known issues:

Vehicle currently running. Per LC Highway inspection - body is rusted at the suspension mounting points. Engine and main systems have various leaks. Vehicle has been the recipient of recent repairs.

Serial Number

If the item does not have a serial number, please type N/A or list other identifying details.

2G1WF5EK4B1308305

Other details about this surplus

Do you know of another entity that is in need of this item?

Yes No Maybe

Department Signature

MAB

Disposal of items

- The item will be offered for sale to other municipalities.
- An advertisement will be placed in the designated newspapers in the form of a legal notice listing the items for sale. Sealed bids will then be received.
- The surplus items will be sold through public auction.
- The surplus items will be disposed of in an appropriate manner.
- Other way of disposal:

County Administration Signature

Lisa Grosse

Board Approval? *

Yes
 No