

2/10/21 Board of Supervisors Meeting

Time: 1:30 PM

Due to public health and safety concerns related to the COVID-19 Pandemic the Livingston County Board of Supervisors has chosen to meet in a hybrid manner in that some Supervisors will be in person and some will be remote via Zoom. Attendance is allowed with masks and social distancing.

Per State and Federal bans on large gatherings and pursuant to Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, including all subsequent extensions, "suspending law allowing the attendance of meetings telephonically or other similar service," the Livingston

This meeting will follow Roberts Rules of Order, will be recorded and later transcribed.

Agendas are available per normal procedures on the County website

<https://www.livingstoncounty.us/AgendaCenter>

Zoom meeting link:

<https://zoom.us/j/99157460284?pwd=ZGN4bGprYXB1Q2NqdDFXSmJvNlppUT09>

Dial by your location

+1 929 205 6099 US (New York)

Meeting ID: 991 5746 0284

Passcode: 536979

One tap mobile

+19292056099,,99157460284# US (New York)

+13017158592,,99157460284# US (Washington D.C)

Meeting ID: 991 5746 0284

AGENDA DOCKET
LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING
WEDNESDAY, FEBRUARY 10, 2021
1:30 P.M.



ROLL CALL

PLEDGE OF ALLEGIANCE

Portage Supervisor Ivan Davis

APPROVAL OF MINUTES

Minutes of 1/27/21 Regular Meeting

PUBLIC HEARING

1. CONSIDER PUBLIC COMMENT ON THE COUNTY'S PROPOSAL TO SUBMIT A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL (CAPACITY BUILDING AND ENTREPRENEURIAL ASSISTANCE TO SUPPORT AND FOSTER THE DEVELOPMENT OF MICROBUSINESSES)

COMMUNICATIONS

1. Receipt of Certification letter from NYS Agriculture and Markets Commissioner Richard A. Ball that a report and plan to modify Livingston County Agricultural District No. 3 by including predominantly viable agricultural land as proposed by Res. No. 2020-303 is feasible and shall serve the public interest.
2. Receipt of Village of Geneseo Zoning Board of Appeals. public hearing notice

ABSTRACT OF CLAIMS

RESOLUTION NO. 2021-36 APPROVING ABSTRACT OF CLAIMS #2A-FEBRUARY 10, 2021

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2A dated February 10, 2021 in the total amount of \$1,948,212.77.

Dated at Geneseo, New York
 February 10, 2021
 Ways and Means Committee

PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE

Human Services Committee

1. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD SUBCOMMITTEES: ANNMARIE URSO & BETTY LOU WILLIS

RESOLVED, that the following members are hereby appointed to the Livingston County Community Services Board Subcommittees for the terms designated:

Livingston County Developmental Disabilities Subcommittee			
Name	Address	Rep./Title	Term Expires
Annamarie Urso	1. SUNY Geneseo College 2. Ella Cline Shear School of Ed. 3. South Hall 220D Geneseo, NY 14454	SUNY Geneseo	12/31/24
Livingston County Mental Health Subcommittee			
Name	Address	Rep./Title	Term Expires
Betty Lou Willis	600 Country Lane, Apt B8 Geneseo, NY 14454	Community Member	12/31/24

Dated at Geneseo, New York

February 10, 2021

Human Services Committee

2.* PROCLAIMING MARCH 2021 AS DEVELOPMENTAL DISABILITIES AWARENESS MONTH IN LIVINGSTON COUNTY

WHEREAS, developmental disabilities affect more than 7 million Americans and their families; and

WHEREAS, public awareness and education can enhance a community's understanding of the issues affecting people with developmental disabilities; and

WHEREAS, people with developmental disabilities can be vital and vibrant members of our communities, improving the quality of life for all of us; and

WHEREAS, the month of March has been designated Developmental Disabilities Awareness Month, with 100,000 members and 600 Chapters of The Arc undertaking public awareness, educational, and fundraising initiatives; and

WHEREAS, The Arc of the United States is the nation's leading volunteer-based organization advocating for and with people with developmental disabilities and their families; now, therefore, be it

RESOLVED, the Livingston County Board of Supervisors does hereby proclaim March 2021 as Developmental Disabilities Awareness Month in Livingston County, New York, and urges the citizens of Livingston County to give full support to efforts that work towards enabling people with developmental disabilities to live full and productive lives of inclusion in our communities.

Dated at Geneseo, New York

February 10, 2021

Human Services Committee

Public Services Committee

3. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY PLANNING BOARD: MARY ELLYN MERLE CALABRESE & JOHN YUNKER

RESOLVED, that the following members are hereby appointed to the Livingston County Planning Board for the term designated:

Name	Address	Title/Representing	Term
Mary Ellyn Merle Calabrese	5449 Barber Road Dansville, NY 14437	Town of Sparta	2/10/21-12/31/23
John Yunker	4578 East Lake Road Livonia, NY 14487	Alternate Member #1	2/10/21-12/31/21

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

4. APPOINTING VOTING REPRESENTATIVES TO THE INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK FOR THE YEAR 2021 – GERALD L. DEMING, DWIGHT KNAPP, DAVID L. LEFEBER & MICHELE REES

RESOLVED, that the following members are hereby appointed to the Inter-County Association of Western New York for the year 2021 for the term designated:

Name	Address	Rep./Title	Term
Gerald L. Deming	2742 Chandler Road Piffard, NY 14533	Supervisor/Town of York	1/1/21-12/31/21
Dwight Knapp	10342 Hotaling Road Dansville, NY 14437	Supervisor/Town of Ossian	1/1/21-12/31/21
David L. LeFeber	4910 Littleville Road Avon, NY 14414	Supervisor/Town of Avon	1/1/21-12/31/21
Michele Rees	6 Court Street Geneseo, NY 14454	Alternate	1/1/21-12/31/21

and be it further

RESOLVED, that the Clerk of the Board of Supervisors shall forward a certified copy of this Resolution to the Inter County Association of Western New York.

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

5.* SUPPORT PASSAGE OF S2659/A10932 TO REPEAL THE RECENTLY ADOPTED NEW YORK STATE LAW IMPOSING NEW FEES ON FIBER OPTIC NETWORKS

WHEREAS, in 2019 the State of New York passed legislation amending Section 10 of the New York State Highway Law to include a Section 24-e authorizing the Department of Transportation to enter into fee bearing permits with installers of fiber optic lines in the state-controlled highway right of way. The New York State Transportation Corporation Law was also amended to include Section 7 providing that transportation corporations installing and operating fiber optic utilities may be charged up to fair market value for use and occupancy of the state right of way; and

WHEREAS, these fees are changes and additions to existing permitting fees set by the DOT and specifically targets fiber optic network cable, the primary means by which high-speed broadband internet access is provided to the public; and

WHEREAS, New York State has long encouraged the expansion of high-speed broadband internet access to the underserved and unserved residents of the State via its efforts such as the NY Broadband Program, which are exempt from such fees; 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 and businesses throughout the County; and

WHEREAS, Livingston County has partnered with Empire Access on an application to the USDA ReConnect Program for funding to build and operate a fiber optic broadband network to serve the underserved and unserved residents and businesses of the County; and

WHEREAS, the enactment of these new fees and costs on non-exempt projects and existing networks used to achieve this worthwhile goal appear to contradict promotion of such efforts and will potentially lead to unnecessary additional costs to the taxpayer; now, therefore, be it

RESOLVED, that this Board supports passage of New York Senate Bill S2659 to repeal Section 24-e of the Highway Law, and Section 7 of the Transportation Corporation Law in relation to reducing the cost of expanding broadband access; and be it further

RESOLVED, that the Clerk of the Board shall forward a copy of this resolution to Governor Andrew M. Cuomo, State Senator George Borrello, State Senator Patrick Gallivan, Assemblywoman Marjorie Byrnes, the New York State Department of Transportation, the New York State Legislature, US Congressman Chris Jacobs, US Senator Charles Schumer, US Senator Kirsten Gillibrand, and the USDA.

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

Ways & Means Committee

6. ADOPTING 2021 OFFICIAL LIST OF COUNTY OFFICIALS REQUIRED TO FILE AN ANNUAL STATEMENT OF FINANCIAL DISCLOSURE UNDER SECTION 2F OF LOCAL LAW NO. 4 OF THE YEAR 1990

WHEREAS, the Ethics Board of Livingston County has recommended to the Chairman of the Board of Supervisors the 2021 Official List of County Officials required to file an annual statement of financial disclosure; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby adopts the attached list which constitutes the 2021 Official List of County Officials required to file an annual statement of financial disclosure pursuant to the provisions of the Local Law No. 4 of the year 1990.

Dated at Geneseo, New York

February 10, 2021

Ways and Means Committee

7. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY BOARD OF ETHICS –LAURIE SATTORA & DONALD WESTER

RESOLVED, that the following members are hereby reappointed to the Board of Ethics for the terms designated:

Livingston County Board of Ethics			
Name	Address	Rep./Title	Term
Laurie Sattora	760 Sand Hill Road, Caledonia, NY 14423	Member	1/1/21-12/31/23
Donald Wester	5891 Clark Road, Conesus, NY 14435	Member	1/1/21-12/31/23

Dated at Geneseo, New York

February 10, 2021

Ways and Means Committee

8. APPROVING THE 2021 NEW YORK STATE LEGISLATIVE AGENDA

RESOLVED, that the Livingston County Board of Supervisors hereby approves the 2021 New York State Legislative Agenda, a copy of which is attached hereto.

Dated at Geneseo, New York

February 10, 2021

Ways and Means Committee

DISCUSSION OF THE RESOLUTIONS ON PREFERRED AGENDA

MOTION TO MOVE THE RESOLUTIONS ON THE PREFERRED AGENDA AND DIRECT THE CLERK OF THE BOARD TO CALL THE ROLL CALL VOTE

RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE

HUMAN SERVICES COMMITTEE

Center for Nursing and Rehabilitation

9. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: FUSION MEDICAL STAFFING, LLC

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>
Fusion Medical Staffing, LLC 11808 Grant Street Omaha, NE 68164	4/1/20-3/31/21	Fee Schedule
For: Amending Supplemental Staffing Contract – RN, LPN & CNA		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Operating Budget	N/A	X Yes

Dated at Geneseo, New York

February 10, 2021

Human Services Committee

Department Of Health

10. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH: FOSTER MARTIN, INC., TOWN OF GROVELAND, VILLAGE OF LIVONIA & TOWN OF SPRINGWATER

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:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Foster Martin, Inc. 2200 Genesee Street	10/1/20-9/30/21	\$7,200.00

Utica, NY 13502

For: Access to WIC Strong Website

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
100% NYS WIC	0%	Yes X No

Town of Groveland 1/1/21-12/31/22 2021 - \$4,900.00
 4955 Aten Road 2022 - TBD - based on
 Groveland, NY 14462 approved budget
 For: Provide Dog Control services to the Town of Groveland to enforce their local Dog Control Ordinance.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Town of Groveland	0%	Yes X No

Village of Livonia 1/1/21-12/31/22 2021 - \$4,900.00
 36 Commercial Street 2022 - TBD - based on
 Livonia, NY 14487 approved budget
 For: Provide Dog Control services to the Village of Livonia to enforce their local Dog Control Ordinance

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Village of Livonia	0%	Yes X No

Town of Springwater 1/1/21-12/31/22 2021 - \$4,900.00
 8022 South Main Street 2022 - TBD - based on
 Springwater, NY 14560 approved budget
 For: Provide Dog Control services to the Town of Springwater to enforce their local Dog Control Ordinance

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Village of Livonia	0%	Yes X No

Dated at Geneseo, New York

February 10, 2021

Human Services Committee

Department Of Social Services

11. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: VARIOUS LICENSED DAY CARE CENTERS & VARIOUS LICENSED/REGISTERED DAY CARE PROVIDERS

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 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>
Various Licensed Day Care Centers	1/1/21-12/31/21	Market Rates

For: Day care services reimbursement for children of eligible clients. Amount paid based on duration of care and age of child.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Federal Child Care Block Grant Allocation	0-5%	Yes X No

Various Licensed/Registered Day Care Providers 1/1/21-12/31/21 Market Rates

For: Day care services reimbursement for children of eligible clients. Amount paid based on duration of care and age of child.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Federal Child Care Block Grant Allocation	0-5%	Yes X No

Dated at Geneseo, New York

February 10, 2021

Human Services Committee

Office For The Aging

12. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING: AIM INDEPENDENT LIVING CENTER, INC. & COMFORT KEEPERS

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Office for the Aging, 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>
AIM Independent Living Center, Inc. 271 East First Street Corning, NY 14830	4/1/21-3/31/22 with two one-year options to renew	\$19.40 per hour Rates adjusted annually based on New York State approved rates.

For: Consumer Directed In-Home Services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS EISEP Funding, Title IIIIE Caregiver Services	25%	Yes X No

Comfort Keepers 1163 Pittsford Victor Rd. Suite 215 Pittsford, NY 14534	4/1/21-3/31/22 with two one-year options to renew	\$27.00/hour PCI Rate schedule Rates subject to change annually
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For: Non-medical in-home homemaker chore services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS EISEP Funding, Title IIIIE Caregiver Services	25%	Yes X No

Dated at Geneseo, New York
February 10, 2021
Human Services Committee

Workforce Development/Youth Bureau

13. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE GLOW WORKFORCE DEVELOPMENT BOARD: GENESEE COUNTY, LIVINGSTON COUNTY WORKFORCE DEVELOPMENT, ORLEANS COUNTY & WYOMING COUNTY COMMUNITY ACTION

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the GLOW Workforce Development Board, 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>
Genesee County 587 East Main Street Batavia, NY 14020	7/1/21-6/30/22	Up to \$300,000.00

For: WIOA Service Provider for Genesee County

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Workforce Innovation and Opportunity Act (WIOA)	\$0	Yes

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Livingston County Workforce Development 6 Court Street Geneseo NY, 14454	7/1/21-6/30/22	Up to \$400,000.00

For: WIOA Service Provider for Livingston County

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Workforce Innovation and Opportunity Act (WIOA)	\$0	Yes

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Orleans County 14016 Route 31 West Albion, NY 14411	7/1/21-6/30/22	Up to \$300,000.00

For: WIOA Service Provider for Orleans County

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Workforce Innovation and Opportunity Act (WIOA)	\$0	Yes

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Wyoming County Community Action 6470 Route 20A Perry, NY 14530 For: WIOA Service Provider for Wyoming County	7/1/21-6/30/22	Up to \$300,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Workforce Innovation and Opportunity Act (WIOA)	\$0	Yes

Dated at Geneseo, New York
February 10, 2021
Human Services Committee

PUBLIC SERVICES COMMITTEE
Central Services

14. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR PROFESSIONAL SERVICES FOR ELECTRICITY USAGE, PERFORMANCE AUDITING, AND BIDDING FOR LIVINGSTON COUNTY ELECTRICITY USAGE: ENERGY ENTERPRISES, INC.

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract, and any future amendments to said contract, according to the term(s) designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Energy Enterprises, Inc. 10 Mill St. PO Box 182 Mt. Morris, NY 14510 For: Professional services for electricity usage, auditing and bidding	1/1/21-12/31/21	\$9,600.00

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

Dated at Geneseo, New York
February 10, 2021
Public Services Committee

15. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A PROFESSIONAL SERVICES CONTRACT FOR THE PREVENTATIVE MAINTENANCE, INSPECTIONS AND REPAIRS OF GENERATORS LOCATED AT VARIOUS COUNTY FACILITIES: PENN POWER GROUP D/B/A PENN POWER SYSTEMS

WHEREAS, the County of Livingston solicited a Request for Proposal for preventive maintenance, inspections and repairs of generators located at various County facilities, and four (4) proposals were received; 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>
Penn Power Group d/b/a Penn Power Systems 350 Bailey Avenue Buffalo, NY 14210 For: Preventative maintenance, inspection and repairs of Generators at various County Facilities	3/1/21-2/28/22 w/ one 1-year renewal option to expire on 2/28/23	Per Rate Sheet

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

Dated at Geneseo, New York
February 10, 2021
Public Services Committee
Planning

16. APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

WHEREAS, the County of Livingston has appropriated the sum of \$9,970.00 as its share of the Year 2021 operating funds of the Genesee Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-00 of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee Finger Lakes Regional Planning Council has designated Jay Gsell, Interim Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000.00; now therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to Section 119-00 of the General Municipal Law.

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

17. AUTHORIZING TOWER LEASE AGREEMENT WITH THE CITY OF ROCHESTER FOR THE JAKMAN HILL TOWER IN THE TOWN OF LIVONIA

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following lease agreement for Livingston County, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
City of Rochester	4/1/2021-3/31/2022	N/A
City Hall-Room 300-B	with four one-year	
30 Church Street	extensions	

Rochester, NY 14614-1290

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

18. AUTHORIZING TOWER LEASE AGREEMENTS WITH THE GENESEO CENTRAL SCHOOL DISTRICT, LIVINGSTON COUNTY AMATEUR RADIO EMERGENCY SERVICES (LCARES), LIVINGSTON COUNTY WATER & SEWER AUTHORITY, NYS DEPARTMENT OF TRANSPORTATION & ROCHESTER-GENESEE REGIONAL TRANSPORTATION AUTHORITY FOR THE WILSON ROAD TOWER IN THE TOWN OF GROVELAND

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following lease agreements for Livingston County, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Geneseo Central School District	4/1/2021-3/31/2022	N/A
4050 Avon Road	with four one-year	
Geneseo, NY 14454	extensions	
Livingston County Amateur Radio Emergency Services (LCARES)	4/1/2021-3/31/2022	N/A
3930 Pennemite Road	with four one-year	
Livonia, NY 14487	extensions	
Livingston County Water & Sewer Authority	4/1/2021-3/31/2022	N/A
1997 D'Angelo Drive	with four one-year	
Lakeville, NY 14480	extensions	
NYS Department of Transportation	4/1/2021-3/31/2022	N/A
50 Wolf Road/POD 5-3	with four one-year	

Albany, NY 12232

Rochester–Genesee Regional Transportation Authority

1372 East Main Street

Rochester, NY 14609

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

19. AMENDING A PORTION OF RESOLUTION 2019-343

WHEREAS, Resolution No. 2019-343 authorized the Chairman of the Livingston County Board of Supervisors to sign a professional services contract with C&S Engineers, Inc. for project management, engineering and consulting, and construction services related to the County's ongoing emergency communications upgrade projects. Said contract was for a term commencing August 1, 2019, and terminating December 31, 2020, for an amount not to exceed \$146,000.00; and

WHEREAS, said services will now be needed through December 31, 2021 due to the current tower replacement projects occurring at Jakman Hill in the Town of Livonia and Wilson Road in the Town of Groveland; and

WHEREAS, due to the additional year of services, the contract with C&S Engineers will need to be formally extended through December 31, 2021, and the original contract amount will need to be increased to an amount not to exceed \$196,000.00. There is funding available through the New York State Interoperable Communications Grant program to cover this additional cost; now, therefore, be it

RESOLVED, that Resolution No. 2019-343 is hereby amended.

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

20. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT: CC ENVIRONMENT & PLANNING, OSWEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT

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>
CC Environment & Planning	2/1/21-6/1/21	Not to exceed \$950.00

23 Jackson Street

Batavia, NY 14040

For: Professional design services for the 2020 Conesus Lake Watershed Management Plan Annual Report.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Protection Funds through NYS DEC: Finger Lakes-Lake Ontario Watershed Protection Alliance	0	Yes

Oswego County Soil and Water Conservation District 4/1/21-3/31/23 \$89,200.00

3105 State Route 3

Fulton, NY 13069

For: Pass Through of Finger Lakes-Lake Ontario Watershed Protection Alliance funds for Conesus Lake Aquatic Weeds Strategy (CLAWS 31). Funding for Conesus Lake Watershed Management Plan implementation efforts.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Protection Funds through NYS DEC: Finger Lakes-Lake Ontario Watershed Protection Alliance	0	Yes

Dated at Geneseo, New York

February 10, 2021

Public Services Committee

extensions

4/1/2021-3/31/2022

with four one-year

extensions

N/A

Solid Waste/Water & Sewer Districts

21. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE 2021 GLOW HOUSEHOLD HAZARDOUS WASTE EVENT: ENVIRONMENTAL ENTERPRISES, INC.

WHEREAS, the GLOW Region Solid Waste Management Committee (herein referred to as “GLOW”) expects to be awarded funding from the New York State Department of Environmental Conservation in 2021 for Household Hazardous Waste Collection Program; and

WHEREAS, this funding is to be used to pay for eligible expenses at a single collection planned for September of 2021; and

WHEREAS, Environmental Enterprises Inc. was awarded a contract for the 2020 collection; and

WHEREAS, this contract contained a one year extension option, with pricing to be what was originally submitted for the 2020 program (lower 2019 prices were actually charged); and

WHEREAS, GLOW desires to exercise this option for the 2021 program; and

WHEREAS, the GLOW Committee has recommend that this option be exercised; now, therefore, be it

RESOLVED, the Chairman of the Livingston County Board of Supervisors is hereby authorized to enter into an extension of this contract with the other GLOW Counties and Environmental Enterprises, Inc. for the GLOW Household Hazardous Waste Collection Program at a cost not to exceed \$33,000, subject to review by the County Attorney and County Administrator.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Environmental Enterprises, Inc. 4650 Spring Grove Ave. Cincinnati, Ohio, 45232 For: 2021 Household Hazardous Waste Collection event	2021	\$33,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted ?</i>
GLOW Region Solid Waste Management Committee		Yes X

Dated at Geneseo, New York
February 10, 2021
Public Services Committee

WAYS & MEANS COMMITTEE

County Administrator/Budget Officer

22. AUTHORIZING TRANSFER OF FUNDS-CENTRAL SERVICES & REAL PROPERTY TAX SERVICES

RESOLVED, that the Livingston County Treasurer is hereby authorized and directed to make the requested transfers per the Budget Amendment entries, which have been approved by the Livingston County Administrator.

Dated at Geneseo, New York
February 10, 2021
Ways and Means Committee

23. APPROVING FIVE YEAR CAPITAL IMPROVEMENT PLAN

RESOLVED, that the Livingston County Board of Supervisors hereby approves the Five Year Capital Improvement Plan, a copy of which is attached hereto, as presented by the County Administrator.

Dated at Geneseo, New York
February 10, 2021
Ways and Means Committee

County Treasurer

24. INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2021-EMERGENCY OPERATIONS CENTER

RESOLVED, that the County Treasurer is hereby authorized to increase Capital Project Account **H3640.2900** in the amount of \$400,000.00 to be funded from Interfund Transfers **H3640.5031** in the amount of \$400,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the EOC Capital Project from Transfer to Capital Account **A9950.9000** in the amount of \$400,000.00.

Dated at Geneseo, New York
February 10, 2021
Ways and Means Committee
Other

25. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PILOT AGREEMENT FOR LIVINGSTON COUNTY: DISTRIBUTED SUN LLC AKA MT. MORRIS-NUNDA SOLAR, LLC, 6787 MT. MORRIS-NUNDA ROAD, TOWN OF MT. MORRIS

WHEREAS, Distributed Sun, LLC aka Mt. Morris-Nunda Solar, LLC (the “Owner”), as Lessee of property owner, Susan W. and Don M. Arney, has submitted a Notice of Intent to the County that it plans to build and operate a “Solar Energy System” as defined in New York Real Property Tax Law (“RPTL”) Section 487 (1)(b) (herein the “Project”) with an expected nameplate capacity (“Capacity”) of approximately five (5.0) Megawatts AC on a parcel of land located within the Town of Mt. Morris and identified as Tax Map Number 123.-1-19.11; and

WHEREAS, the County has not opted out of RPTL Section 487; and

WHEREAS, pursuant to RPTL Section 487 (9)(a), the County has indicated its intent to require a Payment in Lieu of Taxes (“PILOT”) Agreement with the Owner, under which the Owner (or any successor owner of the Project) will be required to make annual payments to the County for each year during the term of this Agreement; and

WHEREAS, the Owner has submitted or will submit to the assessor of the Town of Mt. Morris a RP-487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating its eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the parties intend that, during the term of this Agreement, the Project will be subject to standard land taxes and applicable special district taxes. The improved property will placed on the exempt portion of the assessment roll and the Owner will not be assessed for any statutory real property taxes for which it might otherwise be subjected under New York State law with respect to the Project; and

WHEREAS, Owner agrees to make annual payments to the County in lieu of real property taxes for the Project for a period of fifteen (15) consecutive fiscal tax years; annual payments may not exceed the amounts that would otherwise be payable but for the RPTL 487 exemption. Such 15-year term shall commence on the first taxable status date selected by Owner following commencement of the construction of the Project (the “Commencement Date”), and shall end the fifteenth fiscal year following the Commercial Operations Date. The first annual payment shall be in the amount of \$2,050.00 per Megawatt AC of Capacity (the “Annual Payment”). Based on the Capacity of five (5.0) Megawatts AC, as identified by Exhibit A below:

EXHIBIT A

Year	Payment Amount
1	\$10,250.00
2	\$10,250.00
3	\$10,250.00
4	\$10,250.00
5	\$10,250.00
6	\$10,250.00
7	\$10,250.00
8	\$10,250.00
9	\$10,250.00
10	\$10,250.00
11	\$10,250.00
12	\$10,250.00
13	\$10,250.00
14	\$10,250.00
15	\$10,250.00

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the above mentioned PILOT Agreement for Livingston County, and any future amendments to said

agreement, according to the term(s) designated, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 10, 2021

Ways and Means Committee

26. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PILOT AGREEMENT FOR LIVINGSTON COUNTY: DISTRIBUTED SUN LLC AKA MT. MORRIS-CREEK & HENDERSHOT SOLAR I, LLC, 6562 CREEK ROAD, TOWN OF MT. MORRIS

WHEREAS, Distributed Sun, LLC aka Mt. Morris-Creek & Hendershot Solar I, LLC (the “Owner”), as Lessee of property owner, Jeffrey S. and Kathleen A. Winters, has submitted a Notice of Intent to the County that it plans to build and operate a “Solar Energy System” as defined in New York Real Property Tax Law (“RPTL”) Section 487 (1)(b) (herein the “Project”) with an expected nameplate capacity (“Capacity”) of approximately five (5.0) Megawatts AC on a parcel of land located within the Town of Mt. Morris and identified as Tax Map Number 115.-1-22; and

WHEREAS, the County has not opted out of RPTL Section 487; and

WHEREAS, pursuant to RPTL Section 487 (9)(a), the County has indicated its intent to require a Payment in Lieu of Taxes (“PILOT”) Agreement with the Owner, under which the Owner (or any successor owner of the Project) will be required to make annual payments to the County for each year during the term of this Agreement; and

WHEREAS, the Owner has submitted or will submit to the assessor of the Town of Mt. Morris a RP-487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating its eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the parties intend that, during the term of this Agreement, the Project will be subject to standard land taxes and applicable special district taxes. The improved property will placed on the exempt portion of the assessment roll and the Owner will not be assessed for any statutory real property taxes for which it might otherwise be subjected under New York State law with respect to the Project; and

WHEREAS, Owner agrees to make annual payments to the County in lieu of real property taxes for the Project for a period of fifteen (15) consecutive fiscal tax years; annual payments may not exceed the amounts that would otherwise be payable but for the RPTL 487 exemption. Such 15-year term shall commence on the first taxable status date selected by Owner following commencement of the construction of the Project (the “Commencement Date”), and shall end the fifteenth fiscal year following the Commercial Operations Date. The first annual payment shall be in the amount of \$2,050.00 per Megawatt AC of Capacity (the “Annual Payment”). Based on the Capacity of five (5.0) Megawatts AC, as identified by Exhibit A below:

EXHIBIT A

Year	Payment Amount
1	\$10,250.00
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3	\$10,250.00
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5	\$10,250.00
6	\$10,250.00
7	\$10,250.00
8	\$10,250.00
9	\$10,250.00
10	\$10,250.00
11	\$10,250.00
12	\$10,250.00
13	\$10,250.00
14	\$10,250.00
15	\$10,250.00

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the above mentioned PILOT Agreement for Livingston County, and any future amendments to said agreement, according to the term(s) designated, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 10, 2021

Ways and Means Committee

27. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PILOT AGREEMENT FOR LIVINGSTON COUNTY: DISTRIBUTED SUN LLC AKA MT. MORRIS-CREEK & HENDERSHOT SOLAR II, LLC, 6562 CREEK ROAD, TOWN OF MT. MORRIS

WHEREAS, Distributed Sun, LLC aka Mt. Morris-Creek & Hendershot Solar II, LLC (the “Owner”), as Lessee of property owner, Susan W. and Don M. Arney, has submitted a Notice of Intent to the County that it plans to build and operate a “Solar Energy System” as defined in New York Real Property Tax Law (“RPTL”) Section 487 (1)(b) (herein the “Project”) with an expected nameplate capacity (“Capacity”) of approximately one and three-eighths (1.375) Megawatts AC on a parcel of land located within the Town of Mt. Morris and identified as Tax Map Number 115.-1-22; and

WHEREAS, the County has not opted out of RPTL Section 487; and

WHEREAS, pursuant to RPTL Section 487 (9)(a), the County has indicated its intent to require a Payment in Lieu of Taxes (“PILOT”) Agreement with the Owner, under which the Owner (or any successor owner of the Project) will be required to make annual payments to the County for each year during the term of this Agreement; and

WHEREAS, the Owner has submitted or will submit to the assessor of the Town of Mt. Morris a RP-487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating its eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the parties intend that, during the term of this Agreement, the Project will be subject to standard land taxes and applicable special district taxes. The improved property will be placed on the exempt portion of the assessment roll and the Owner will not be assessed for any statutory real property taxes for which it might otherwise be subjected under New York State law with respect to the Project; and

WHEREAS, Owner agrees to make annual payments to the County in lieu of real property taxes for the Project for a period of fifteen (15) consecutive fiscal tax years; annual payments may not exceed the amounts that would otherwise be payable but for the RPTL 487 exemption. Such 15-year term shall commence on the first taxable status date selected by Owner following commencement of the construction of the Project (the “Commencement Date”), and shall end the fifteenth fiscal year following the Commercial Operations Date. The first annual payment shall be in the amount of \$2,050.00 per Megawatt AC of Capacity (the “Annual Payment”). Based on the Capacity of one and three-eighths (1.375) Megawatts AC, as identified by Exhibit A below:

EXHIBIT A

Year	Payment Amount
1	\$2,818.75
2	\$2,818.75
3	\$2,818.75
4	\$2,818.75
5	\$2,818.75
6	\$2,818.75
7	\$2,818.75
8	\$2,818.75
9	\$2,818.75
10	\$2,818.75
11	\$2,818.75
12	\$2,818.75
13	\$2,818.75
14	\$2,818.75

15	\$2,818.75
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RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the above mentioned PILOT Agreement for Livingston County, and any future amendments to said agreement, according to the term(s) designated, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 10, 2021

Ways and Means Committee

28. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PILOT AGREEMENTS FOR LIVINGSTON COUNTY: DISTRIBUTED SUN LLC AKA MT. MORRIS-CREEK SOLAR, LLC, 6474 CREEK ROAD, TOWN OF MT. MORRIS

WHEREAS, Distributed Sun, LLC aka Mt. Morris-Creek Solar, LLC (the “Owner”), as Lessee of property owner, Richard J. Forbes, has submitted a Notice of Intent to the County that it plans to build and operate a “Solar Energy System” as defined in New York Real Property Tax Law (“RPTL”) Section 487 (1)(b) (herein the “Project”) with an expected nameplate capacity (“Capacity”) of approximately five (5.0) Megawatts AC on a parcel of land located within the Town of Mt. Morris and identified as Tax Map Number 115.-1-16.1; and

WHEREAS, the County has not opted out of RPTL Section 487; and

WHEREAS, pursuant to RPTL Section 487 (9)(a), the County has indicated its intent to require a Payment in Lieu of Taxes (“PILOT”) Agreement with the Owner, under which the Owner (or any successor owner of the Project) will be required to make annual payments to the County for each year during the term of this Agreement; and

WHEREAS, the Owner has submitted or will submit to the assessor of the Town of Mt. Morris a RP-487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating its eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the parties intend that, during the term of this Agreement, the Project will be subject to standard land taxes and applicable special district taxes. The improved property will placed on the exempt portion of the assessment roll and the Owner will not be assessed for any statutory real property taxes for which it might otherwise be subjected under New York State law with respect to the Project; and

WHEREAS, Owner agrees to make annual payments to the Taxing Jurisdiction in lieu of real property taxes for the Project for a period of fifteen (15) consecutive fiscal tax years; annual payments may not exceed the amounts that would otherwise be payable but for the RPTL 487 exemption. Such 15-year term shall commence on the first taxable status date selected by Owner following commencement of the construction of the Project (the “Commencement Date”), and shall end the fifteenth fiscal year following the Commercial Operations Date. The first annual payment shall be in the amount of \$2,050.00 per Megawatt AC of Capacity (the “Annual Payment”). Based on the Capacity of five (5.0) Megawatts AC, as identified by Exhibit A below:

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7	\$10,250.00
8	\$10,250.00
9	\$10,250.00
10	\$10,250.00
11	\$10,250.00
12	\$10,250.00
13	\$10,250.00

14	\$10,250.00
15	\$10,250.00

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the above mentioned PILOT Agreement for Livingston County, and any future amendments to said agreement, according to the term(s) designated, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York
 February 10, 2021
 Ways and Means Committee
Personnel

29. AMENDING THE 2021 LIVINGSTON COUNTY SALARY SCHEDULE: LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION & DEPARTMENT OF HEALTH

RESOLVED, that the 2021 Livingston County Salary Schedule is hereby amended as follows:

Livingston County Center for Nursing and Rehabilitation:

- Create two full-time Charge Nurse (Licensed Practical Nurse) positions at Wage Grade 10 CSEA Contract effective 02/15/2021.

For: Provide a broader opportunity to fill vacancy needs on the Evening and Night Shifts.

Department of Health:

- Create one full-time Home Health Aide position at Wage Grade 4 CSEA Contract effective 2/12/2021.

For: Hospice census increase

- Create one full-time Licensed Practical Nurse position at Wage Grade 9 CSEA Contract effective 2/12/2021.

For: LPN position can vaccinate
 Dated at Geneseo, New York
 February 10, 2021
 Ways and Means Committee
Real Property Tax Services

30. CORRECTING TAX ROLL-TOWNS OF SPARTA, SPRINGWATER AND WEST SPARTA

WHEREAS, the Director of Real Property Tax Services has transmitted a written report of his investigation and recommendation with regard to three applications (3 parcels) for correction of the tax rolls, pursuant to the Real Property Tax Law, as prepared for the Towns of Sparta, Springwater and West Sparta on the tax rolls for the years hereinafter set forth; and

WHEREAS, said parcels were incorrectly assessed and/or taxed for reasons set forth in the applications for correction requested from the Director of Real Property Tax Services attached hereto; now, therefore, be it

RESOLVED, that the Director of Real Property Tax Services is authorized and directed to forward a copy of this resolution to the officer(s) having jurisdiction of the tax rolls so that the roll(s) can be corrected; and a notice of approval to the applicant(s); and be it further

RESOLVED, that the County Treasurer and/or Town Tax Collectors are hereby authorized to make the tax roll corrections and forward the corrected tax bills. The County Treasurer is authorized to issue refunds and/or make the appropriate chargebacks as hereinafter set forth for the application(s).

Year, Municipality Owner(s) Parcel	Taxing Jurisdiction	Original Tax Bill	Corrected Tax Bill	Refund to Owner	Chargebacks to Taxing Jurisdictions
1. 2021 Sparta	Livingston County	\$312.48	\$183.81	\$128.67	\$128.67
Learn, Regina	Sparta Town Tax	\$244.81	\$144.01	\$100.80	\$100.80
Tax Map Number	Sparta Fire/Ambulance	\$36.39	\$36.39	\$0.00	\$0.00
149.-1-52	Total	\$593.68	\$364.21	\$229.47	\$229.47
2. 2021 Springwater	Livingston County	\$197.82	\$197.82	\$0.00	\$0.00
Swan, Eugene & Coleen	Springwater Town Tax	\$220.19	\$220.19	\$0.00	\$0.00
Tax Map Number	Springwater Fire 1	\$26.24	\$26.24	\$0.00	\$0.00
151.-1-50.115	Springwater Sewer	\$426.54	\$0.00	\$426.54	\$426.54
	Total	\$870.79	\$444.25	\$426.54	\$426.54

3. 2021 West Sparta	Livingston County	\$81.64	\$81.64	\$0.00	\$0.00
Farrell, Aaron &	West Sparta Town Tax	\$76.79	\$76.79	\$0.00	\$0.00
Tammy	West Sparta Fire 1	\$8.35	\$8.35	\$0.00	\$0.00
Tax Map Number	Woodsville Wtr Imp	\$263.07	\$30.00	\$233.07	\$233.07
188.-1-25	Total	<u>\$429.85</u>	<u>\$196.78</u>	<u>\$233.07</u>	<u>\$233.07</u>

Dated at Geneseo, New York
February 10, 2021
Ways and Means Committee

CLOSE PUBLIC HEARING

OTHER BUSINESS

1. CHAIRMAN APPOINTMENTS

GLOW Workforce Development Board

Name	Address	Title/Represents	Term Expires
Heather Heineman	Barilla America NY, Inc., 100 Horseshoe Blvd., Avon, NY 14414	Business	3/21/2023

ADJOURNMENT