

AGENDA DOCKET
LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING
WEDNESDAY, FEBRUARY 27, 2019
1:30 P.M.



ROLL CALL

PLEDGE OF ALLEGIANCE

Gerald L. Smith

APPROVAL OF MINUTES

Minutes of 2/13/19 Regular Meeting

COMMUNICATIONS

1. The next Conversation with the County will be on March 18, 2019 @ 5:30 p.m. at the Geneseo Town Hall.
- 2.

ABSTRACT OF CLAIMS

RESOLUTION NO. 2019-73 APPROVING ABSTRACT OF CLAIMS #2B-FEBRUARY 27, 2019

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2B dated February 27, 2019 in the total amount of \$2,392,138.32.

Dated at Geneseo, New York

February 27, 2019

Ways and Means Committee

PRIVILEGES OF THE FLOOR

RYAN SNYDER, MAUREEN WHEELER & KAREN RUMFOLA, CO-CHAIRS

- UNITED WAY COUNTY WORKER CAMPAIGN KICKOFF

COMMITTEE OF THE WHOLE

1.* RESOLUTION URGING THE STATE TO ENACT LEGISLATION TO ENSURE A FAIR AND LEVEL PLAYING FIELD FOR ALL RETAILERS BY ADDRESSING SHORTFALLS IN INTERNET SALES TAX COLLECTION PRACTICES

WHEREAS, The State has identified significant loopholes in certain Internet-based sales tax collection practices and the State estimates that more than \$300 million annually in state and local sales taxes are not being collected; and

WHEREAS, The Governor has proposed legislation to correct this inequity by requiring marketplace providers that facilitate online transactions to collect the sales tax that is due on these transactions on behalf of vendors using these online portals, while not changing current rules regarding sales tax nexus; and

WHEREAS, Internet-based sales transactions through marketplace providers is estimated to be growing at annual rates of 15 percent; and

WHEREAS, Enacting such legislation will streamline sales tax collection practices and reduce burdens on small vendors and improve compliance; and

WHEREAS, A more efficient, modern, and fairer system of collecting sales tax owed under state law will provide critically important revenues for counties, towns, cities, villages and some school districts, and help local governments keep property taxes lower; and

WHEREAS, Providing an easy to use platform for large, highly experienced Internet transaction facilitators to collect sales tax on behalf of their participating vendors will create a fairer and more balanced marketplace for local "bricks and mortar" New York based retailers, as well as, New York based online vendors; and

WHEREAS, These improvements recognize the changing retail marketplace and will provide more

stability in sales tax collections for the state and local governments while enhancing fairness in the overall retail market that supports locally owned and operated New York businesses; now therefore be it

RESOLVED, That the New York State Association of Counties (NYSAC) calls on the State to enact legislation that treats all marketplace providers as persons required to collect sales taxes, therefore reducing the need for many vendors to collect this tax on their own and creating a level playing field for retailers; and be it further

RESOLVED, that the Clerk of the Board of Supervisors shall forward certified copies of this Resolution to the Governor of the State of New York Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Senator Patrick Gallivan, Senator Catharine Young, Speaker of the New York State Assembly Carl Heastie, Assemblywoman Marjorie Byrnes, Inter County Association of Western New York and New York State Association of Counties and all others deemed necessary and proper.

Dated at Geneseo, New York

February 27, 2019

Committee of the Whole

MOTION TO MOVE COMMITTEE OF THE WHOLE RESOLUTION

PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE

Ways & Means Committee

2. ADOPTING REVISIONS TO THE LIVINGSTON COUNTY CELLULAR TELEPHONE/WIRELESS NETWORK DEVICE POLICY

WHEREAS, a review of the policy has been completed by the Information and Technology Services Director and certain revisions have been recommended; and

WHEREAS, the Ways and Means Committee has reviewed these recommendations and has approved incorporating those revisions into the Livingston County Cellular Telephone/Wireless Network Device Policy; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby adopts the attached Livingston County Cellular Telephone/Wireless Network Device Policy, effective immediately, said policy to supersede the existing Cellular Telephone/Wireless Network Device policy.

Dated at Geneseo, New York

February 27, 2019

Ways and Means Committee

3. A RESOLUTION OPPOSING THE PROPOSED AND AMENDED 2020 EXECUTIVE STATE BUDGET IMPACTING AID AND INCENTIVES TO MUNICIPALITIES AND STATE COST SHIFTS TO COUNTIES

WHEREAS, on February 15, 2019, Governor Cuomo announced a 30-Day Amendment to the 2020 Executive Budget making impacted towns and villages whole from changes to AIM funding by utilizing revenue from county sales tax; and

WHEREAS, instead of restoring AIM with State funding and signifying a desire by the State to act as partners with local governments, this budget amendment requires counties to make up for lost AIM funding with sales tax revenue, imposing a new mandate on counties; and

WHEREAS, already-existing unfunded State mandates are the cause of high local taxes in New York State; and

WHEREAS, counties were granted the authority to levy a local sales tax in the late 1960s to help pay for Medicaid, indigent legal defense services, and other state mandates on counties, and

WHEREAS, requiring counties to make up for the State's cut in AIM funding to villages and towns sets an unsustainable precedent and unnecessarily shifts the State's burden to local taxpayers who already pay some of the highest property taxes in the nation; and

WHEREAS, currently nine state mandated programs placed on counties equals more than 90 percent of the typical county property tax levy, and these mandated costs continue to grow; and

WHEREAS, cutting AIM funding in the first place is a tax-shift from broad-based State income taxes to regressive local property taxes, and

WHEREAS, replacing what had been State AIM assistance with funding from county revenues is simply a tax-shift that will ultimately result in higher property taxes; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors supports the full restoration of this state aid program to local governments and urges the Governor and State Legislature to fully restore this state funding in the final 2019/2020 state budget; and be it further

RESOLVED, that copies of this resolution be sent to the counties of New York State encouraging member counties to enact similar resolutions; and be it further

RESOLVED, that the Clerk of the Board of Supervisors shall forward certified copies of this Resolution to the Governor of the State of New York Andrew Cuomo, Senate Majority Leader Andrea Stewart-Cousins, Senator Patrick Gallivan, Senator Catharine Young, Speaker of the New York State Assembly Carl Heastie, Assemblywoman Marjorie Byrnes, Inter County Association of Western New York and New York State Association of Counties and all others deemed necessary and proper.

Dated at Geneseo, New York

February 27, 2019

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

WAYS & MEANS COMMITTEE

County Administrator/Budget Officer

4. AMENDING 2019 LIVINGSTON COUNTY BUDGET – CONTINGENCY

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

Dated at Geneseo, New York

February 27, 2019

Ways and Means Committee

5. INCREASING CAPITAL PROJECT ACCOUNT FOR THE YEAR 2019–AMBULANCE EQUIPMENT

RESOLVED, that the County Treasurer is authorized to increase Capital Project Account **H1629 .2900** in the amount of \$200,000.00 to be funded from Interfund Transfers **H1629.5031** in the amount of \$200,000.00, and it is further

RESOLVED, that the County Treasurer is hereby directed to transfer budgeted funds to the Ambulance Equipment Capital Project from Transfer to Capital Account **A9950.9000** in the amount of \$200,000.00.

Dated at Geneseo, New York

February 27, 2019

Ways & Means Committee

County Attorney

6. AUTHORIZING LEASE WITH CORNELL COOPERATIVE EXTENSION ASSOCIATION OF LIVINGSTON COUNTY

RESOLVED, that the Livingston County Board of Supervisors finds that approximately 8,335 square feet located at Building 3, Murray Hill Drive, Mt. Morris, 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 Cornell Cooperative Extension Association of Livingston County for 8,335 square feet at 3 Murray Hill Drive, Mt. Morris, New York 14510 commencing December 1, 2018 and ending November 30, 2021, a three-year term, at \$2,252.33 per month, with a 2% annual escalator, said lease to be subject to the approval of the County Attorney and County Administrator.

Dated at Geneseo, New York

February 27, 2019
Ways and Means Committee
Personnel

7. AMENDING THE 2019 SALARY SCHEDULE: INFORMATION & TECHNOLOGY SERVICES

RESOLVED, that the 2019 Salary Schedule is amended as follows:

Information & Technology Services:

- Convert one part-time Records Inventory Clerk position to full-time per CSEA Full-Time Contract effective March 4, 2019.

Dated at Geneseo, New York
February 27, 2019
Ways and Means Committee

OTHER BUSINESS

1. CHAIRMAN APPOINTMENTS

GLOW Workforce Development Board

Name	Address	Title/Represents	Term Expires
Heather Heineman	100 Horseshoe Blvd., Avon, NY 14414	Private Sector	3/20/19-3/20/21

ADJOURNMENT