

**AGENDA DOCKET**  
**LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING**  
**WEDNESDAY, MARCH 23, 2022**  
**1:30 P.M.**



**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

Caledonia Supervisors Daniel Pangrazio

**APPROVAL OF MINUTES**

Minutes of 3/9/22 Regular Meeting

**COMMUNICATIONS**

1. The Annual Cornell Cooperative Extension lunch meeting is on Wednesday, April 27, 2022 @ 11:00 a.m.-Interfaith Chapel, 11 Franklin Street, Geneseo. Please RSVP to Michele by 4/11/22.

**ABSTRACT OF CLAIMS**

**RESOLUTION NO. 2022-112      APPROVING ABSTRACT OF CLAIMS #3B-MARCH 23, 2022**

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #3B dated March 23, 2022 in the total amount of \$4,181,129.76.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

**PRIVILEGES OF THE FLOOR**

MAUREEN WHEELER, CAMPAIGN CHAIR

- UNITED WAY COUNTY WORKER CAMPAIGN KICKOFF

**RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE**

**PUBLIC SERVICES COMMITTEE**

*Planning*

**1. DESIGNATION OF SEQR LEAD AGENCY AND ADOPTION OF SEQR NEGATIVE DECLARATION FOR THE EMERGENCY COMMUNICATIONS SYSTEM UPGRADE PROJECT AT 3360 GYPSY LANE, TOWN OF GROVELAND**

WHEREAS, the Livingston County Board of Supervisors intends to implement necessary improvements to the existing Livingston County Emergency Communications System; and

WHEREAS, the project involves development of a new E911 communications tower site at 3360 Gypsy Lane, Town of Groveland, and related equipment and infrastructure improvements to support the County Emergency Communications System; and

WHEREAS, the proposed action is subject to review under 6 NYCRR Part 617, the New York State Environmental Quality Review (SEQR) Act; and

WHEREAS, the action known as the Emergency Communications System Upgrade Project at 3360 Gypsy Lane, Town of Groveland, is an Unlisted Action under SEQR guidelines, undergoing a coordinated review; and

WHEREAS, the aforementioned statute and regulations require the designation of a Lead Agency to conduct an environmental review of the action and to make a determination of significance in connection with the action; and

WHEREAS, the Livingston County Board of Supervisors, as an involved agency, declared its intention to establish itself as Lead Agency for the purposes of fulfilling the SEQR requirements in connection with the proposed action on January 12, 2022, per Board Resolution No. 2022-26; and

WHEREAS, a Short Environmental Assessment Form (EAF) has been completed for the proposed action pursuant to the requirements of the State Environmental Quality Review Act; and

WHEREAS, the other involved agency for this action, the Town of Groveland, has been notified of the Livingston County Board of Supervisors' intention to establish itself as Lead Agency for this action, and are in concurrence; and

WHEREAS, all documentation associated with the Emergency Communications System Upgrade Project at 3360 Gypsy Lane, Town of Groveland, is subject to the review and approval of the Livingston County Administrator and the Livingston County Attorney; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby assumes the designation of Lead Agency for the action known as the Emergency Communications System Upgrade Project at 3360 Gypsy Lane, Town of Groveland, pursuant to 6 NYCRR Part 617.6(b)(3); and be it further

RESOLVED, that upon consideration and review of the Environmental Assessment Form and associated documents, the Livingston County Board of Supervisors, as Lead Agency, determines that this Unlisted Action will not have a significant environmental impact as defined in 6 NYCRR Part 617.7(c), and a draft Environmental Impact Statement will not be prepared; and be it further

RESOLVED, that the Livingston County Board of Supervisors, as Lead Agency, hereby authorizes and directs the Livingston County Deputy County Administrator for Planning and Special Projects to send notification of such determination to the Town of Groveland.

Dated at Geneseo, New York

March 23, 2022

Public Services Committee

#### WAYS & MEANS COMMITTEE

*Clerk of the Board*

### 2. **AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: PARTYMAN CATERING & RENTAL**

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Partyman Catering &amp; Rental</b> 1515 West Henrietta Road Avon, NY 14414	6/22/22 (event date)	Not to exceed \$5,000.00

For: 2022 Employee Recognition

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

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

*County Administrator*

### 3. **AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: NOYES MEMORIAL HOSPITAL**

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, the United States Department of Treasury ("the Treasury") has released guidance as to how the ARPA Funds are to be spent in the response effort against the COVID-19 pandemic. Said guidance allows the funds to be used for supporting programs and capital expenditures aimed at addressing public health; 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 Noyes Memorial Hospital (the "Hospital"). After ample discussion, the Committee found that this external

agency would greatly benefit from the disbursement of a portion of the County's awarded ARPA Funds. The Hospital's intended use of the funds meets the Treasury's guidelines and granting a portion of these funds to the Hospital would provide great benefit to Livingston County residents; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of \$350,000.00 of ARPA Funds to Noyes Memorial Hospital to fund a portion of the cost of building a mental health clinic in the Town of Avon; now, therefore, be it

RESOLVED, 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 Noyes Memorial Hospital for the amount requested and for the use indicated in this resolution; and be it further

RESOLVED, that Noyes Memorial Hospital shall be required to report all monies spent and submit backup documentation to Livingston County for purposes of mandated reporting to the Federal Government. Any funds spent that are not reported to the County and/or not utilized as specified in this resolution shall be returned to Livingston County; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Noyes Memorial Hospital relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

#### **4. AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: THE LIVINGSTON COUNTY LAND BANK CORPORATION**

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, the United States Department of Treasury ("the Treasury") has released guidance as to how the ARPA Funds are to be spent in the response effort against the COVID-19 pandemic. Said guidance allows the funds to be used for financially assisting not-for-profit entities impacted by the 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 Land Bank Corporation (the "Land Bank"). After ample discussion, the Committee found that this external agency would greatly benefit from the disbursement of a portion of the County's awarded ARPA Funds. The Land Bank's intended use of the funds meets the Treasury's guidelines and granting a portion of these funds to this agency would provide great benefit to Livingston County residents; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of \$500,000.00 of ARPA Funds to the Land Bank for continued support of community development and the local economy by returning vacant, abandoned, underutilized, and tax-delinquent properties to productive use; now, therefore, be it

RESOLVED, 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 Land Bank Corporation for the amount requested and for the uses indicated in this resolution; and be it further

RESOLVED, that the Livingston County Land Bank Corporation shall be required to report all monies spent and submit backup documentation to Livingston County for purposes of mandated reporting to the Federal Government. Any funds spent that are not reported to the County and/or not utilized as specified in this resolution shall be returned to Livingston County; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Livingston County Land Bank Corporation relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

#### **5. AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: VILLAGE OF LIMA**

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, the United States Department of Treasury (“the Treasury”) has released guidance as to how the ARPA Funds are to be spent in the response effort against the COVID-19 pandemic. Said guidance allows the funds to be used for expanding affordable access to broadband internet; 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 Village of Lima (the “Village”). After ample discussion, the Committee found that this external agency would greatly benefit from the disbursement of a portion of the County’s awarded ARPA Funds. The Village’s intended use of the funds meets the Treasury’s guidelines and granting a portion of these funds to the Village would provide great benefit to Livingston County residents; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of up to \$178,000.00 of ARPA Funds to the Village of Lima for the installation of broadband infrastructure throughout the Village. The funds would serve as a needed grant match and, if permitted by the Treasury’s guidelines, would need to be repaid to the County; now, therefore, be it

RESOLVED, in support of the Ways and Means Committee’s recommendation, the Livingston County Board of Supervisors hereby authorizes the disbursement of County ARPA Funds to the Village of Lima for the amount requested and for the uses indicated in this resolution; and be it further

RESOLVED, that the Village of Lima shall be required to report all monies spent and submit backup documentation to Livingston County for purposes of mandated reporting to the Federal Government. Any funds spent that are not reported to the County and/or not utilized as specified in this resolution shall be returned to Livingston County; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Village of Lima relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

*County Attorney*

**6. REQUESTING AUTHORITY FROM THE NEW YORK STATE LEGISLATURE TO CONTINUE IMPOSING AN ADDITIONAL MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON**

WHEREAS, the Livingston County Board of Supervisors previously sought and obtained approval from the New York State Legislature to impose an additional mortgage recording tax on \$0.25 for each \$100.00, and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within the County of Livingston; and

WHEREAS, Livingston County’s ability to impose said additional mortgage recording tax is set to expire on December 1, 2022; and

WHEREAS, the Livingston County Board of Supervisors has decided to seek a continuance to imposing the additional mortgage recording tax of \$0.25 for each \$100.00; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby requests that the New York State Legislature enact legislation authorizing Livingston County to continue imposing the additional mortgage recording tax; and, be it further

RESOLVED, that certified copies of this resolution be forwarded to Senators George M. Borrello and Patrick Gallivan, Assemblywoman Marjorie Byrnes and all others deemed necessary and appropriate.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

*Personnel*

**7. AMENDING A PORTION OF RESOLUTION NO. 2022-36 – DEPUTY DIRECTOR OF LONG TERM CARE COMPENSATION AND BENEFITS**

WHEREAS, the Board of Supervisors adopted Resolution No. 2022-36 establishing the 2022 County employee salaries and certain compensation and benefits for other employees; and

WHEREAS, the position of Director of Long Term Care will become vacant on March 30, 2022; now, therefore, be it

RESOLVED, that effective 3/27/22 the Deputy Director of Long Term Care shall receive a weekly stipend in the amount of \$350.00 for any work week where he serves as the Interim Director of Long Term Care; and be it further

RESOLVED, that this portion of Resolution No. 2022-36 is hereby amended.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

**8. AMENDING THE 2022 LIVINGSTON COUNTY SALARY SCHEDULE: CENTRAL SERVICES, COUNTY TREASURER & COUNTY ADMINISTRATOR**

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

**Central Services:**

- Increase salary for five (5) Seasonal Laborer positions to \$15.08 effective immediately.

For: Addressing uniformity in pay within same job title among departments and to address labor market constraints.

**County Treasurer:**

- Create one full-time Accountant position at Wage Grade 16 CSEA Contract effective March 23, 2022.

For: ERP and job responsibility expansion and employee retirement and be it further

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

**County Administrator:**

- Convert one part-time Administrative Assistant to the County Administrator position to a full-time position at the salary of \$65,000.00 effective March 31, 2022.

For: Reverting position back to full time position after retirement.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

**9. APPOINTING ASSISTANT DIRECTOR OF NURSING FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: BRITTANY RITENBURG**

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

**Center for Nursing and Rehabilitation**

Appoint Brittany Ritenburg of 98 Elm Street, Hornell, New York to the position of full-time Assistant Director of Nursing at an annual salary of \$94,000.00 effective April 4, 2022.

Dated at Geneseo, New York

March 23, 2022

Ways and Means Committee

*Real Property Tax Services*

**10. CORRECTING TAX ROLL-TOWN OF YORK**

WHEREAS, the Livingston County Real Property Tax Services Director has transmitted a written report of his investigation and recommendation with regard to two applications (1 parcel/2 years) for correction of the tax rolls, pursuant to the Real Property Tax Law, as prepared for the Town of York on the tax rolls for the years hereinafter set forth, and

WHEREAS, said parcel was incorrectly assessed and/or taxed for reasons set forth in the applications for correction requested from the Livingston County Real Property Tax Services Director; now, therefore, be it

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

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

<b>Year, Municipality</b>	<b>Owner(s)</b>	<b>Taxing Jurisdiction</b>	<b>Original Tax Bill</b>	<b>Corrected Tax Bill</b>	<b>Refund to Owner</b>	<b>Chargebacks to Taxing Jurisdictions</b>
<b>1. 2021 York</b>		Livingston County	\$352.40	\$352.40	\$ 0.00	\$ 0.00
	Batzing, Sarah B.	York Town Tax	168.22	168.22	0.00	0.00
	Tax Map Number	York Fire 1	163.73	163.73	0.00	0.00
	32.-1-38.123	Consol. Water Vacant	<u>90.00</u>	<u>0.00</u>	<u>90.00</u>	<u>90.00</u>
		<b>Total</b>	<b>\$774.35</b>	<b>\$684.35</b>	<b>\$90.00</b>	<b>\$90.00</b>
<b>2. 2022 York</b>		Livingston County	\$346.90	\$346.90	\$ 0.00	\$ 0.00
	Batzing, Sarah B.	York Town Tax	172.71	172.71	0.00	0.00
	Tax Map Number	York Fire 1	166.68	166.68	0.00	0.00
	32.-1-38.123	Consol. Water Vacant	<u>90.00</u>	<u>0.00</u>	<u>90.00</u>	<u>90.00</u>
		<b>Total</b>	<b>\$776.29</b>	<b>\$686.29</b>	<b>\$90.00</b>	<b>\$90.00</b>

Dated at Geneseo, New York  
 March 23, 2022  
 Ways and Means Committee

**OTHER BUSINESS**

1. RETIREMENT RECOGNITION OF ADMINISTRATIVE ASSISTANT TO THE COUNTY ADMINISTRATOR/PURCHASING - LISA GROSSE

**ADJOURNMENT**