

AGENDA DOCKET
LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING
WEDNESDAY, MAY 25, 2022
1:30 P.M.



ROLL CALL

PLEDGE OF ALLEGIANCE

Springwater Supervisor Deborah Babbitt Henry

APPROVAL OF MINUTES

Minutes of 5/11/22 Regular Meeting

COMMUNICATIONS

1. June 15, 2022 @ 11:00 AM Annual Livingston County Farm Bureau Tour & Luncheon – Kevetta Farm, 7763 Reeds Corner Rd, Dansville, NY 14437
2. Receipt of Notice of Intention to File a Claim in the matter of Christopher S. Miller vs. County of Livingston and Livingston County Jail.
3. Acknowledgement letter received from NYS Department of Taxation and Finance regarding Res. No. 2022-194.

ABSTRACT OF CLAIMS

RESOLUTION NO. 2022-199 APPROVING ABSTRACT OF CLAIMS #5B-MAY 25, 2022

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #5B dated May 25, 2022 in the total amount of \$2,464,917.06.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

PRIVILEGES OF THE FLOOR

JASON MOLINO, EX. DIRECTOR & MARK MCKEOWN, WASA BOARD CHAIR
- ANNUAL REPORT & MEMBER RECOGNITION PRESENTATION

RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE

WAYS & MEANS COMMITTEE

County Administrator/Budget Officer

1. AMENDING 2022 LIVINGSTON COUNTY BUDGET: CONTINGENCY/PERSONNEL

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

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

2. AUTHORIZING THE COUNTY ADMINISTRATOR TO SUBMIT REQUIRED DOCUMENTATION TO THE NEW YORK STATE ATTORNEY GENERAL AND NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR USE OF AKZO NOBEL SETTLEMENT FUNDS

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, for coordination of the recovered settlement funds, the Office of the New York State Attorney General ("AG's Office"), the New York State Department of Environmental Conservation ("DEC"), and the County of Livingston entered into a Memorandum of Understanding ("MOU"); and

WHEREAS, the Livingston County Board of Supervisors authorized the County Administrator to form a committee for purposes of providing recommendations on projects to be funded through the use of the Akzo Nobel settlement funds; and

WHEREAS, based upon the recommendation of the newly created Akzo Settlement Committee, the Board of Supervisors previously approved the use of \$350,000.00 of the settlement funds for a regional water project aimed at assessing and addressing the impacts of the mine collapse, specifically a project for a Planning and Engineering Report with preliminary design focused on improving public drinking water infrastructure for the Towns of Leicester and York. On July 8, 2021, the AG's Office and the DEC approved the use of these funds, which were ultimately used to pay the expense of this effort. Said report is a necessary component to initial stages to the overall project; and

WHEREAS, the Akzo Settlement Committee, after discussion and consideration, now recommends that an additional \$700,000.00 of the settlement funds be used to pay for expenses associated with the regional water project's final design and engineering including the environmental review, funding applications, and project design which are all necessary to further advance the project; and

WHEREAS, the Akzo Settlement Committee also recommends leveraging grant opportunities, when available, and at this time the County has been invited to apply to the Northern Border Regional Commission (NBRC) for funding through the State Economic & Infrastructure Development Investment Program (SEID). Subject to the grant award, the Committee recommends a portion of the \$700,000.00 be used to fund the required federal match for the grant, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby support the recommendations of the Akzo Settlement Committee and the County Administrator is hereby authorized to submit the required documentation to the AG's Office and the DEC for purposes of obtaining their approval to utilize \$700,000.00 in Akzo Nobel settlement funds for the above-mentioned project as required by the MOU.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

3. AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES

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 Information and Technology Services Department. After ample discussion, the Committee found that this department would greatly benefit from the disbursement of a portion of the County's awarded ARPA funds. The Information and Technology Services Department intended use of the funds meets the Treasury's guidelines and granting a portion of these funds to this department would provide great benefit to Livingston County; and

WHEREAS, the Ways and Means Committee specifically endorsed an allocation of \$775,000.00 of ARPA funds to the Information and Technology Services Department to improve and strengthen Livingston County information technology infrastructure and reduce the threat of growing cybersecurity risks while providing a better more efficient end user experience for County staff; 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

Information and Technology Services Department for the amount requested and for the uses indicated in this Resolution; and be it further

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

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

4. AUTHORIZING ALLOCATION OF AMERICAN RESCUE PLAN FUNDS: LIVINGSTON COUNTY TOURISM, INC.

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 Livingston County Tourism, Inc. (“Visit LivCo”). 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. Visit LivCo’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 Visit LivCo for continued support of community development and the local economy by sourcing a matching funds program to enhance new and existing events and festivals; 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 Livingston County Tourism, Inc. for the amount requested and for the uses indicated in this Resolution; and be it further

RESOLVED, that Livingston County Tourism, Inc. 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 Livingston County Tourism, Inc. relative to this ARPA fund disbursement, subject to the review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

Personnel

5. AMENDING THE 2022 LIVINGSTON COUNTY SALARY SCHEDULE: DISTRICT ATTORNEY

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

District Attorney:

- Create one full-time Clerk Typist position at Wage Grade 2 CSEA Contract effective immediately.
- Delete one full-time Senior Legal Typist at Wage Grade 11 effective immediately.

For: Meet the changing demands of 2020 criminal justice reform and to address the changing demands of the position.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

6. APPOINTING THE COUNTY HISTORIAN – HOLLY WATSON

WHEREAS, the office of County Historian will become vacant on May 27, 2022; and

WHEREAS, the County Administrator has recommended the appointment of a County Historian pursuant to his powers and duties as specified in Section 4 (C) of Local Law 6-2007; and

WHEREAS, the Board of Supervisors wishes to make an appointment consistent with these recommendations; now, therefore, be it

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

County Historian:

Appoint Holly Watson, 5102 Geneseo-Mt. Morris Road, Mt. Morris, New York 14510 to the position of County Historian effective May 29, 2022 with an annual salary of \$55,250.00.

Dated at Geneseo, New York

May 25, 2022

Ways and Means Committee

OTHER BUSINESS

1. RETIREMENT RECOGNITION OF COUNTY HISTORIAN AMIE ALDEN
2. STATE OF THE COUNTY PRESENTATION – COUNTY ADMINISTRATOR IAN COYLE

ADJOURNMENT