

AGENDA DOCKET
LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING
WEDNESDAY, JUNE 10, 2020
1:30 P.M.



ROLL CALL

PLEDGE OF ALLEGIANCE

Daniel L. Pangrazio

APPROVAL OF MINUTES

Minutes of 5/6/20 Regular Meeting

ABSTRACT OF CLAIMS

RESOLUTION NO. 2020-127 APPROVING ABSTRACT OF CLAIMS #6A-JUNE 10, 2020

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #6A dated June 10, 2020 in the total amount of \$2,032,777.41

Dated at Geneseo, New York

June 10, 2020

Committee of the Whole

COMMITTEE OF THE WHOLE

Planning

1. ADOPTING SEQR NEGATIVE DECLARATION AND DECLARING ZONING EXEMPTION FOR PROPOSED EMERGENCY COMMUNICATIONS SYSTEM UPGRADE PROJECT FOR WILSON ROAD, TOWN OF GROVELAND, AND JAKMAN HILL ROAD, TOWN OF LIVONIA

WHEREAS, Livingston County is proposing to construct a 195' self-support emergency communications tower at 5129 Wilson Road in the Town of Groveland, including installation of a 34' x 34' foundation for the tower, and removal of the existing tower; and

WHEREAS, Livingston County is also proposing to construct a 195' self-support emergency communications tower at 3380 Jakman Hill Road in the Town of Livonia, including installation of a 34' x 34' foundation for the tower, a fence expansion of 43' x 48', and removal of the existing tower; and

WHEREAS, as part of this project, Livingston County has examined and applied the principals established in *Matter of County of Monroe v. City of Rochester* 530 N.E.2d 202 (N.Y. 1988), for purposes of determining whether the proposed project is exempt from local zoning regulations; and

WHEREAS, Livingston County has demonstrated that the project is in the interest of public safety for the citizens of Livingston County; and

WHEREAS, the County has sent project details and specifications to both Towns and communicated its intent to pursue exemption from local zoning for this project; and

WHEREAS, the proposed action is an Unlisted Action pursuant to the New York State Environmental Quality Review Act; and

WHEREAS, a Short Environmental Assessment Form has been completed pursuant to the New York State Environmental Quality Review Act; and

WHEREAS, pursuant to Resolution No. 2020-119 passed on May 6, 2020, Livingston County was declared as the Lead Agency for the SEQR review of the proposed emergency communications system upgrade project in the Towns of Groveland and Livonia; and

WHEREAS, Livingston County investigated all potential issues identified by the NYSDEC EAF Mapper and finds the proposed project will not result in any significant adverse environmental impacts; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby determine that the proposed emergency communications system upgrade project will not have a significant effect on the environment, a

draft Environmental Impact Statement will not be prepared, and the Livingston County Board of Supervisors does hereby adopt SEQR Negative Declaration for the project; and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby determines that the balancing of interests analysis weighs in favor of the Livingston County and the emergency communications system upgrade project in the Towns of Groveland and Livonia is hereby exempt from local zoning.

Dated at Geneseo, New York

June 10, 2020

Committee of the Whole

County Administrator

2. RESOLUTION CALLING ON THE STATE OF NEW YORK TO RELEASE ENHANCED FEDERAL MEDICAID MATCHING FUNDS TO COUNTIES AND NEW YORK CITY

WHEREAS, in response to the COVID-19 pandemic, Congress has enacted extraordinary measures to help states and localities with increased costs and lost revenue; and

WHEREAS, a key action enacted by the federal government was a 6.2 percent increase in the federal medical assistance percentage (FMAP); and

WHEREAS, Congress has used this mechanism to provide fiscal relief to states and their local government Medicaid funding partners to reduce the financial burden they often experience in an economic downturn; and

WHEREAS, we understand the State of New York has already drawn down about \$2.5 billion for the period January 1, 2020 through June 30, 2020; and

WHEREAS, under federal law a portion of these funds are required to be passed through to counties and New York City; and

WHEREAS, we estimate the local share is about 20 percent; and

WHEREAS, counties and New York City are struggling with higher costs associated with responding to COVID-19 and experiencing extensive revenue declines due to the shutdown of large swaths of the economy; and

WHEREAS, in addition to mounting losses in local revenues, counties are also expecting significant cuts in state aid; and

WHEREAS, many counties have enacted plans to reduce non-mandated expenses to the degree they can without sacrificing public health and safety; and

WHEREAS, these expense reductions also require a review of the workforce, including layoffs; and

WHEREAS, we project that each quarter of enhanced FMAP funding is worth hundreds of millions of dollars for counties and New York City; and

WHEREAS, the State has been holding three years of similar enhanced FMAP payments owed to counties and New York City under the Affordable Care Act that are worth hundreds of millions of dollars; now, therefore, be it

RESOLVED, that the County of Livingston, is requesting that the State immediately release the first quarter of enhanced Medicaid federal matching funds for the pandemic response to Livingston County to provide some partial fiscal relief to the current conditions; and be it further

RESOLVED, we request that the State provide a timeline to all counties on the release of the enhanced federal Medicaid matching funds related to the Affordable Care Act that have been withheld for years and the likely mechanism on how these funds will be delivered to counties and New York City; and be it further

RESOLVED, we understand the State is experiencing severe fiscal stress, as well, and we want to work cooperatively with the State to develop a plan on the release of the withheld federal enhanced Medicaid funds due to counties under the Affordable Care Act and future pandemic FMAP increased funding; and, be it further

RESOLVED, that the Clerk of the Livingston County Board of Supervisors shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the New York State Congressional Delegation, the New York State Association of Counties, and all others deemed necessary and appropriate.

Dated at Geneseo, New York

June 10, 2020

Committee of the Whole
County Treasurer

3. APPROVING APPORTIONMENT OF MORTGAGE TAX RECEIPTS FOR THE PERIOD 10/01/19- 03/31/20

WHEREAS, the Ways and Means Committee submits the following report on Apportionment of the Mortgage Tax receipts for the period October 1, 2019 through March 31, 2020, among the several Towns and Villages of the County, it is hereby

RESOLVED, that the County Treasurer is hereby directed to pay to the various municipalities the amount set forth herein:

	2020	10/1/19-3/31/20	
		TO TOWNS	TO VILLAGES
AVON	\$57,733.87	\$46,262.44	\$11,471.43
CALEDONIA	\$26,141.29	\$21,476.98	\$4,664.31
CONESUS	\$19,873.02	\$19,873.02	\$0.00
GENESE0	\$62,491.22	\$49,514.49	\$12,976.73
GROVELAND	\$8,753.01	\$8,753.01	\$0.00
LEICESTER	\$4,853.52	\$4,531.10	\$322.42
LIMA	\$37,775.96	\$31,747.62	\$6,028.34
LIVONIA	\$79,476.58	\$74,859.55	\$4,617.03
MT. MORRIS	\$21,409.12	\$16,450.31	\$4,958.81
N. DANSVILLE	\$24,631.48	\$15,547.20	\$9,084.28
NUNDA	\$9,874.26	\$8,411.53	\$1,462.73
OSSIAN	\$3,271.06	\$3,271.06	\$0.00
PORTAGE	\$1,744.35	\$1,744.35	\$0.00
SPARTA	\$7,411.87	\$7,411.87	\$0.00
SPRINGWATER	\$14,724.86	\$14,724.86	\$0.00
WEST SPARTA	\$10,092.14	\$10,092.14	\$0.00
YORK	\$25,750.27	\$25,750.27	\$0.00
TOTAL	\$416,007.88	\$360,421.80	\$55,586.08

Dated at Geneseo, New York
June 10, 2020

Committee of the Whole
Personnel

4. APPOINTING ASSISTANT DIRECTOR OF NURSING FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION-MICHELLE L. GARCIA

RESOLVED, that the 2020 Department Head is amended as follows:

Livingston County Center for Nursing and Rehabilitation

Appoint Michelle L. Garcia, 3475 North Road, Geneseo New York, 14454 to the position of full-time Assistant Director of Nursing for the Livingston County Center for Nursing and Rehabilitation effective June 28, 2020, at an annual salary of \$83,000.00.

Dated at Geneseo, New York
June 10, 2020

Committee of the Whole

5. APPOINTING LIVINGSTON COUNTY HIGHWAY SUPERINTENDENT-JASON M. WOLFANGER

WHEREAS, the office of County Highway Superintendent became vacant on May 23, 2020;

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

WHEREAS, a Selection Committee has reviewed the recommendation of the County Administrator,

concurs with it, and likewise recommends to the Board of Supervisors said appointment; and

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

RESOLVED, that the 2020 Department Head Salary Schedule is amended as follows:

Highway Department

Appoint Jason M. Wolfanger, 9099 Culbertson Road, Dansville, NY 14437 as County Highway Superintendent, for a term commencing May 24, 2020 and terminating May 24, 2024, at an annual salary of \$95,000.00.

Dated at Geneseo, New York

June 10, 2020

Committee of the Whole

OTHER BUSINESS

ADJOURNMENT