

**AGENDA DOCKET**  
**LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING**  
**WEDNESDAY, JULY 12, 2023**  
**1:30 P.M.**



**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

US NAVY Veteran John C. Bailey

**APPROVAL OF MINUTES**

Minutes of 6/28/23 Regular Meeting

**PUBLIC HEARING**

**1. LOCAL LAW NO. B-2023 PROVIDING A PARTIAL EXEMPTION FROM REAL PROPERTY TAXES TO CERTAIN QUALIFYING VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS**

**ABSTRACT OF CLAIMS**

**RESOLUTION NO. 2023-243 APPROVING ABSTRACT OF CLAIMS #7A-JULY 12, 2023**

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #7A dated July 12, 2023 in the total amount of \$2,768,110.44.

Dated at Geneseo, New York

July 12, 2023

Ways and Means Committee

**PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE**

**Human Services Committee**

**1. PROCLAIMING AUGUST 1-7, 2023 AS WORLD BREASTFEEDING WEEK**

WHEREAS, the health and well-being of Livingston County residents are of utmost importance to the prosperity and livelihood of our local communities; and

WHEREAS, exclusively breastfeeding infants for the first six months after birth with continued breastfeeding for at least twelve months ensures that both mothers and infants receive maximum health benefits and also enriches the bond between a mother and her baby; and

WHEREAS, breast milk is physiologically tailored to meet the needs of infants' maturing digestive systems, which ensures proper growth and development, helps prevent a variety of acute and chronic diseases, reduces childhood obesity, and improves a child's neurodevelopment; and

WHEREAS, breastfeeding provides women with health benefits such as reduced risk of ovarian, uterine, and breast cancer, osteoporosis, and high blood pressure; and

WHEREAS, as of March 23, 2010, pursuant to Section 7 of the Fair Labor Standards Act (FLSA), employers are required to provide "reasonable break time for an employee to express breast milk for her nursing child for 1 year after the child's birth each time such employee has need to express the milk" in addition to providing "a place, other than a bathroom, that is shielded from view and free from intrusion from coworkers and the public, which may be used by an employee to express breast milk"; and

WHEREAS, all Livingston County employers are encouraged to accommodate the breastfeeding needs of mothers and their children. Comprehensive lactation support programs increase employee retention rates, decrease absenteeism, decrease health care costs, improve employee productivity, and support family-friendly communities; and

WHEREAS, keeping breastfeeding high on the public health agenda is critical in improving the health and well-being of mothers and babies; and

WHEREAS, the United States Breastfeeding Committee declared August National Breastfeeding Month and the World Alliance for Breastfeeding Action declared August 1-7 as World Breastfeeding Week to promote breastfeeding as a key to sustainable development; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims August 1-7, 2023 as World Breastfeeding Week in Livingston County, supports the Livingston County Department of Health in its efforts, and commends all who participate in such a worthy cause.

Dated at Geneseo, New York

July 12, 2023

Human Services Committee

**2. APPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL: TAMMY UNDERHILL**

RESOLVED, that the following member is hereby appointed to the Community Initiatives Council for the term designated:

<b>Community Initiatives Council</b>			
Name	Address	Rep/Title	Term
Tammy Underhill	2119 Avon Geneseo Road, Avon, NY 14414	Private Sector	7/12/23-12/31/25 (S. Underwood term)

Dated at Geneseo, New York

July 12, 2023

Human Services Committee

Public Services Committee

**3. APPOINTING MEMBER TO THE LIVINGSTON COUNTY PLANNING BOARD: DONALD R. WILCOX**

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

<b>Livingston County Planning Board</b>			
Name	Address	Title/Representing	Term
Donald R. Wilcox	18 South State Street, Nunda, NY 14517	Village of Nunda	5/1/23-12/31/23

Dated at Geneseo, New York

July 12, 2023

Public Services Committee

**4. APPOINTING MEMBER TO THE LIVINGSTON COUNTY TRAFFIC SAFETY BOARD: TIMOTHY ARCHIBALD**

RESOLVED, that the following member is hereby appointed to the Livingston County Traffic Safety Board for the term designated:

<b>Livingston County Traffic Safety Board</b>			
Name	Address	Rep./Title	Term
Timothy Archibald	5192 South Street, Leicester, NY 14481	Member-Town of Leicester	7/12/23-12/31/25 (K. O'Hara term)

and be it further

RESOLVED, that the Clerk of the Board of Supervisors shall forward a certified copy of this Resolution to the Livingston County Traffic Safety Board.

Dated at Geneseo, New York

July 12, 2023

Public Services Committee

**5. PROVIDING FOR A PUBLIC HEARING TO CONSIDER PUBLIC COMMENT ON THE COUNTY'S COMMUNITY DEVELOPMENT BLOCK GRANT CONTRACT WITH THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR THE BACK TO BUSINESS PROGRAM SUPPORTING SMALL BUSINESSES TO PREVENT, PREPARE FOR, AND RESPOND TO COVID-19**

RESOLVED, that the Livingston County Board of Supervisors hereby schedules a public hearing to be

held on August 9, 2023 at 1:35 PM in the Board of Supervisors Assembly Room, Livingston County Government Center, Third Floor, Geneseo, New York, for the purpose of providing information to the public regarding the Community Development Block Grant COVID-19 Response (CDBG-CV) Program and to consider citizen comments regarding the County’s contract with the NYS Office of Community Renewal to provide grants to support small businesses to prevent, prepare for, and respond to COVID-19, and at least seven (7) days’ notice shall be given by posting thereof on the County’s municipal website and by publishing such notice at least one (1) time in the official newspaper of the County as provided by law.

Dated at Geneseo, New York  
 July 12, 2023  
 Public Services 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*

**6. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: HEALTH SYSTEM SERVICES, LTD. & TRUSTAFF TRAVEL NURSES, LLC**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Center for Nursing and Rehabilitation, 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>
<b>Health System Services, LTD.</b> 6867 Williams Road Niagara Falls, NY 14304	Upon execution for one year with two additional 1-year renewal options	Fee Schedule
For: Medical Supplies for Non-Medicare A Covered Residents		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>	
Operating Budget	N/A	X Yes	No

**Trustaff Travel Nurses, LLC** 9/1/2023 – 8/31/2024 Fee Schedule  
 4675 Cornell Road, Suite 100  
 Cincinnati, OH 45241  
 For: Supplemental Staffing Contract – RN, LPN and CNA

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>	
Operating Budget	N/A	X Yes	No

Dated at Geneseo, New York  
 July 12, 2023  
 Human Services Committee  
*Department Of Health*

**7. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH: EXPLORE YOUR ROAR SPEECH THERAPY, PLLC, KATHLEEN GRIMSLEY, KASEY JOHNSON, KEUKA COLLEGE, JILL OLSEN & SUNY GENESEO**

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>
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**Explore Your Roar Speech Therapy, PLLC** 7/1/23-6/30/28 \$55 per 30-min. individual session, \$40 per 30-min. group session  
 85 West Main Street  
 Honeoye Falls, NY 14472  
 For: Provide Speech Therapy services for Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	Varies	Yes X No

**Kathleen Grimsley** 7/1/23-6/30/28 \$55 per 30-min. individual session, \$40 per 30-min. group session  
 6143 Marrowback Road  
 Conesus, NY 14435  
 For: Provide Speech Therapy services for Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	Varies	Yes X No

**Kasey Johnson** 7/1/23-6/30/28 \$55 per 30-min. individual session, \$40 per 30-min. group session  
 5460 Turkey Hill Road  
 Conesus, NY 14435  
 For: Provide Speech Therapy services for Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	Varies	Yes X No

**Keuka College** 1-year term with four 1-year auto renew terms upon execution N/A  
 141 Central Avenue  
 Keuka Park, NY 14478  
 For: Affiliation Agreement for clinical educational experience for various degree-earning programs

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
N/A	N/A	Yes N/A No

**Jill Olsen** 7/1/23-6/30/28 \$55 per 30-min. individual session, \$40 per 30-min. group session  
 6045 East Lake Road  
 Conesus, NY 14435  
 For: Provide Occupational Therapy services for Preschool Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, Medicaid, NYSED	Varies	Yes X No

**SUNY Geneseo** 8/28/23-5/13/24 \$2,452.03  
 2 College Circle  
 Geneseo, NY 14454  
 For: Rental of SUNY Facility for Sexual Health & Wellness Clinics

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York State Family Planning Grant	0%	Yes X No

Dated at Geneseo, New York  
 July 12, 2023  
 Human Services Committee

**8. ESTABLISHING THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH MENTAL HEALTH CLINIC SCHEDULE FOR RATES, EFFECTIVE JULY 1, 2023**

<b>Mental Health Clinic 2023 Fee Schedule</b>			
<b>Service Description</b>	<b>CPT Code</b>	<b>Previous Rate</b>	<b>Effective 7/1/2023</b>
Initial Individual Visit (45 min minimum)	90791	\$246	\$270 *
45 min Initial Evaluation (prescriber only)	90792	\$218	\$390 *
Brief Therapy Visit (30 min minimum)	90832	\$155	\$170 *
Psychiatric Assessment 30 min	90833	\$129	\$129
Individual Therapy (45 min minimum)	90834	\$207	\$207
Psychiatric Assessment 45 min	90836	\$200	\$200
60 min Therapy Session (commercial payers)	90837	\$189	\$207 *

Crisis Therapy	90839	\$408	\$408
Family Therapy w or w/o Patient - MMIS (30 min minimum)	90846	\$146	\$146
Family Therapy with Patient - MMIS (1 hr minimum)	90847	\$295	\$295
Psychotherapy - Family Group 1hr	90849	\$68	\$68
Group Therapy – MMIS	90853	\$68	\$68
Complex Care Management	90882	\$23	\$23
Injection only w/drug	96372	\$38	\$38
After hours	99051	\$20	\$20
New Patient Assessment - Level I	99201	\$140	\$140
20 min New Patient Level II	99202	\$145	\$170
30 min New Patient Level III	99203	\$150	\$170
45 min New Patient Level IV	99204	\$165	\$170
60 min New Patient Level V	99205	\$210	\$210
Established Patient Assessment Level I	99212	\$135	\$145
15 min Est Patient Level II	99213	\$140	\$170
25 min Est Patient Level III	99214	\$145	\$170
40 min Est Patient Level IV	99215	\$155	\$170
Health Monitoring, Indiv 15 min	99401	\$60	\$60
Health Monitoring, Indiv 30 min	99402	\$72	\$72
Health Monitoring, Indiv 45 min	99403	\$104	\$104
Health Monitoring, Indiv 60 min	99404	\$137	\$137
Smoking Cessation, Intermediate	99406	\$27	\$27
Smoking Cessation, Intensive	99407	\$42	\$42
SBRIT Screening	H0049	\$60	\$60
SBRIT Brief Intervention	H0050	\$60	\$60
Inject Med Admin w/Monitoring/Education	H2010	\$99	\$99
Crisis Intervention per 15 min	H2011	\$95	\$95
Injection, Risperdal	J2794	\$12	\$12
Crisis Intervention per hour	S9484	\$573	\$573
Crisis Intervention 3 hour	S9485	\$1,344	\$1,344
COPS Only	4098	\$209	\$209

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\*\*\*Note: New fees determined based on updated Medicaid APG, Medicare, and Private payer rate analysis.

Dated at Geneseo, New York

July 12, 2023

Human Services Committee

Department Of Social Services

**9. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: GENESEE COMMUNITY COLLEGE, LIVONIA CENTRAL SCHOOL DISTRICT & WORLDWIDE TRAVEL STAFFING**

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>
Genesee Community College One College Road	8/1/23-7/31/24	\$302,342.00

Batavia, NY 14020

For: Staff Development training for staff, including training provided by the County ITS Department.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
State Training Cap	0-10%	Yes X No

**Livonia Central School District** 9/1/23-8/31/24 Not to Exceed \$50,000.00

40 Spring Street

Livonia, NY 14487

For: School Based Preventive Case Management

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
60% Federal/State Preventive Funding; Schools pay local share of 40%	0%	Yes X No

**Worldwide Travel Staffing** 9/1/23-8/31/24 \$600.00/Assessment;  
\$250.00/No Shows

2829 Sheridan Drive

Tonawanda NY 14150

For: Nursing and Social Assessments to determine eligibility/recertifications for Personal Care

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Admin	25%	Yes X No

Dated at Geneseo, New York

July 12, 2023

Human Services Committee

Workforce Development/Youth Bureau

**10. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY OFFICE OF WORKFORCE DEVELOPMENT: THE BONADIO GROUP**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Office of Workforce Development, 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>The Bonadio Group</b>	7/1/23-6/30/24	Not to exceed \$25,000.00

171 Sully's Trail, Suite 201

Pittsford, NY 14534

For: Sub-Recipient Auditing of WIOA Contractors

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

Dated at Geneseo, New York

July 12, 2023

Human Services Committee

**11. AMENDING A PORTION OF RESOLUTION NO. 2022-422: SUMMER YOUTH EMPLOYMENT PROGRAM**

WHEREAS, the Livingston County Board of Supervisors previously adopted Resolution No. 2022-422 establishing the 2023 County employee salaries and certain compensation and benefits for other employees; and

WHEREAS, the Livingston County Office Of Workforce Development/Youth Bureau has a Summer Youth Employment Program that is funded each year by the New York State Office of Temporary and Disability

Assistance through the Livingston County Department of Social Services TANF funds; and

WHEREAS, each year the funding amount for the program is unknown until actual receipt of the funds and the funds must be spent in their entirety; and

WHEREAS, the Office of Workforce Development/Youth Bureau will not know the final payroll amount to be paid to each participant until the conclusion of the program each year; now, therefore, be it

RESOLVED, that each year the Office of Workforce Development/Youth Bureau shall determine the amount of the final payroll for each participant of the Summer Youth Employment Program using the remaining program funds available; and be it further

RESOLVED, that each year the Program is in effect, the Office of Workforce Development/Youth Bureau is hereby authorized to process final payroll for the Summer Youth Employment Program through Livingston County payroll.  
 Dated at Geneseo, New York  
 July 12, 2023  
 Human Services Committee

**PUBLIC SERVICES COMMITTEE**  
*Central Services*

**12. AWARDING BID FOR THE CENTRAL SERVICES DEPARTMENT FOR CUSTODIAL SERVICES FOR VARIOUS LIVINGSTON COUNTY BUILDINGS: CLEANTEC SERVICES**

WHEREAS, after the proper legal advertisement seeking bids for Custodial Services for various Livingston County buildings, six (6) bids were received and opened on June 21, 2023: 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 accepted as the lowest responsible bid, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Cleantec Services</b> 1232 Tulip Street Liverpool, NY 13090	9/1/2023-8/31/2026 With two additional 1-year renewal options expiring on 8/31/2028	Per Rate Sheet

For: Custodial services for various Livingston County buildings

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County Budget	100 %	Yes

Dated at Geneseo, New York  
 July 12, 2023  
 Public Services Committee  
*County Historian*

**13. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY HISTORIAN'S OFFICE: SIGN LANGUAGE, INC.**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Historian's Office, 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>Sign Language, Inc.</b> 6491 Route 20A Perry, NY 14530	7/1/23-12/31/23	Not to exceed \$6,000.00

For: Two signs, one each for Old and New Poorhouse Cemeteries, Geneseo

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

Dated at Geneseo, New York  
 July 12, 2023  
 Public Services Committee  
*Highway*

**14. AUTHORIZING THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT TO PURCHASE PAVEMENT MARKING SERVICES THROUGH A CONTRACT AWARDED BY GENESSEE COUNTY: SENECA PAVEMENT MARKING, INC.**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, which is hereby accepted as piggybacking on extended Genesee County Bid #2023-09, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Seneca Pavement Marking, Inc.</b>	6/1/2023-5/31/2024	Centerline (Yellow) per CL

3526 Watkins Road  
Horseheads, NY 14845

mile: \$458.00  
Edgeline (White) per CL  
mile: \$676.00  
Railroad Markings-Each  
\$375.00  
Stop/Yield Bar Markings-  
Each: \$75.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
2023 Liv. Co. Highway Dept. Budget Appropriations	100%	Yes XX No

Dated at Geneseo, New York

July 12, 2023

Public Services Committee

**15. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE FUEL ISLAND REPLACEMENT: C&S ENGINEERS, INC.**

1. WHEREAS, the County of Livingston solicited a Request for Proposals for The Fuel Island Replacement Project, and eight (8) 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, and any future amendments to said 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>
<b>C&amp;S Engineers, Inc.</b> 499 Colonel Eileen Collins Boulevard Syracuse, NY 13212	7/12/2023-12/31/2024	Not to exceed \$363,340.00

For: Engineering services for design and construction inspection of Gypsy Lane fuel station replacement

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

Dated at Geneseo, New York

July 12, 2023

Public Services Committee

*Sheriff*

**16. ADOPTING SEQR NEGATIVE DECLARATION FOR T-MOBILE NORTHEAST LLC INSTALLING CELLULAR SERVICE EQUIPMENT AT COUNTY EMERGENCY COMMUNICATIONS TOWER SITE LOCATED ON SHORT TRACT ROAD, TOWN OF PORTAGE**

WHEREAS, the T-Mobile Northeast LLC ("T-Mobile") is seeking to utilize space at the County's existing emergency communications tower site located on Short Tract Road, Town of Portage, for purposes of expanding cellular service in and around the Letchworth Park area; and

WHEREAS, the installation and usage of the proposed equipment by T-Mobile will not significantly disturb Livingston County emergency communications; and

WHEREAS, potential impacts on the environment have been identified and will not result in any large and important impacts; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares itself Lead Agency in accordance with the provisions of the State Environmental Quality Review Act; and be it further

RESOLVED, that the Livingston County Board of Supervisors, as Lead Agency, hereby classifies this project as an Unlisted Action pursuant to the State Environmental Quality Review Act; and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby determines that the proposed 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 hereby adopts the Negative Declaration for the project.

Dated at Geneseo, New York

July 12, 2023

Public Services Committee

**17. AUTHORIZING TOWER SUBLEASE AGREEMENT WITH T-MOBILE NORTHEAST LLC FOR INSTALLING CELLULAR SERVICE EQUIPMENT AT COUNTY EMERGENCY**



**COMMUNICATIONS TOWER SITE LOCATION ON SHORT TRACT ROAD, TOWN OF PORTAGE**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following sublease 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>
<b>T-Mobile Northeast LLC</b> 12920 SE 38 <sup>th</sup> Street Bellevue, WA 98006	Start date to begin upon equipment installation or 9 months after sublease signed, whichever is earlier, and runs 5 years with five 5-year auto renewals.	\$3,000.00 per month for initial term with various escalators applied in renewal/extension periods.

After final renewal term, there are nine 1-year auto extension periods.

Dated at Geneseo, New York  
July 12, 2023  
Public Services Committee

**WAYS & MEANS COMMITTEE**  
*County Administrator/Budget Officer*

**18. AMENDING 2023 LIVINGSTON COUNTY BUDGET: CONTINGENCY (2), DEPARTMENT OF HEALTH (2), PUBLIC DEFENDER & SHERIFF’S OFFICE (2)**

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  
July 12, 2023  
Ways and Means Committee

**19. AUTHORIZING TRANSFER OF FUNDS: ECONOMIC DEVELOPMENT**

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

Dated at Geneseo, New York  
July 12, 2023  
Ways and Means Committee

**20. ESTABLISHING AN ACCOUNT: PUBLIC DEFENDER**

RESOLVED, that the Livingston County Treasurer is authorized and directed to establish a new account per the electronic entries that have been approved by the Livingston County Administrator.

Dated at Geneseo, New York  
July 12, 2023  
Ways and Means Committee

*County Attorney*

**21. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A LETTER OF ENGAGEMENT FOR LEGAL SERVICES: RUPP PFALZGRAF LLC**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following Engagement Letter, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Rupp Pfalzgraf LLC</b> 1600 Liberty Building 424 Main Street	N/A	\$275.00-\$395.00/hour Partner \$150.00-\$250.00/hour Associate \$100.00-\$150.00/hour Paralegal

Buffalo, NY 14202

For: Legal services related to matters involving accounts receivable at the Center for Nursing and Rehabilitation, as well as matters involving Medicaid and the Department of Social Services.

Dated at Geneseo, New York

July 12, 2023

Ways and Means Committee

*Human Resources*

**22. AMENDING A PORTION OF RESOLUTION NO. 2022-422: ADOPTING THE 2023 MISCELLANEOUS PAY RATES (LEGAL STAFF)**

WHEREAS, by Resolution No. 2022-422, the Livingston County Board of Supervisors established the 2023 miscellaneous pay rates; and

WHEREAS, Livingston County is seeking to expand opportunities to recruit, train, and retain legal staff; now, therefore, be it

RESOLVED, that following pay rates be added to the 2023 Miscellaneous Pay Rates:

- Attorney Trainee - \$18.25 per hour
- Law Graduate (without practice order) - \$25.00 per hour
- Law Graduate (with practice order) - \$30.00 per hour;

and be it further

RESOLVED, that a portion of Resolution No. 2022-422 is hereby amended.

Dated at Geneseo, New York

July 12, 2023

Ways and Means Committee

**23. AMENDING THE 2023 LIVINGSTON COUNTY SALARY SCHEDULE: CENTER FOR NURSING AND REHABILITATION & PUBLIC DEFENDER**

RESOLVED, that the 2023 Livingston County Salary Schedule is amended as follows:

**Center for Nursing and Rehabilitation:**

- Create twenty (20) full-time Certified Nursing Assistant Trainee (CNAT) positions at Wage Grade 4 CSEA Contract effective immediately.

**Public Defender:**

- Create one (1) full-time Sentencing Specialist position at Wage Grade 12 CSEA Contract effective 7/1/2023.

For: Assist clients and attorneys to obtain best possible outcomes for clients.

Dated at Geneseo, New York

July 12, 2023

Ways and Means Committee

**24. ESTABLISHING SALARY FOR PART-TIME ASSISTANT PUBLIC DEFENDER: CHRISTIAN A. CATALANO**

WHEREAS, the Livingston County Public Defender is appointing Christian A. Catalano of 148 Fishermans Cove, Rochester, NY 14626 to the position of part-time Assistant Public Defender; and

WHEREAS, the Livingston County Board of Supervisors must set the salary for this appointment; now, therefore, be it

RESOLVED, that the 2023 Department Head Salary Schedule is hereby amended as follows:

**Public Defender**

The annual salary for the Assistant Public Defender Christian A. Catalano is established at \$40,000.00 effective July 10, 2023.

Dated at Geneseo, New York

July 12, 2023

Ways and Means Committee

**25. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PROFESSIONAL SERVICES CONTRACT FOR LIVINGSTON COUNTY: EMPLOYEE SERVICES LLC DBA ESI EMPLOYEE ASSISTANCE GROUP**

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>Employee Services LLC</b>	7/1/2023-6/30/2024	\$33,675.00

dba ESI Employee Assistance Group  
55 Chamberlain Street  
Wellsville, NY 14895

For: Professional service contract to implement an Employee Assistance Program for Livingston County employees and their household members.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
N/A	100%	Yes No

Dated at Geneseo, New York  
July 12, 2023

Ways and Means Committee

**26. RATIFYING TENTATIVE COLLECTIVE BARGAINING AGREEMENT WITH THE LIVINGSTON COUNTY COALITION OF PATROL SERVICES AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT**

WHEREAS, the collective bargaining agreement between the Livingston County Coalition of Patrol Services and Livingston County expires on December 31, 2023; and

WHEREAS, the negotiating teams for the parties have reached a tentative agreement for a new collective bargaining agreement; and

WHEREAS, the Livingston County Coalition of Patrol Services ratified the agreement June 22, 2023; and

WHEREAS, the Ways and Means Committee recommends the ratification of this agreement by the County; now, therefore, be it

RESOLVED, that the tentative agreement, a copy of which is attached hereto, is hereby ratified; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors and the County Administrator are hereby authorized to execute a collective bargaining agreement consistent with the terms of the tentative agreement commencing January 1, 2023 and expiring December 31, 2026.

Dated at Geneseo, New York  
July 12, 2023

Ways and Means Committee

**27. RESOLUTION PROVIDING A 20-YEAR RETIREMENT PLAN WITH ADDITIONAL 1/60THS FOR SHERIFFS, UNDERSHERIFFS AND DEPUTY SHERIFFS WHOSE DUTIES INVOLVE AT LEAST 50% CRIMINAL LAW ENFORCEMENT**

RESOLVED, that the Livingston County Board of Supervisors hereby elects to assume the entire additional cost required to provide the pension benefit of the 20-year Retirement Plan, with additional 1/60ths, provided by Sections 552 and 553 under Article 14-B of the Retirement and Social Security Law, for its Sheriffs, Undersheriffs and Deputy Sheriffs whose duties include at least 50 percent criminal law enforcement (pursuant to Chapter 165, Laws of 1995); and be it further

RESOLVED, that the effective date of such shall be the July 13, 2023.

Dated at Geneseo, New York  
July 12, 2023

Ways and Means Committee

*Other*

**28. AUTHORIZING THE PURCHASE OF ONE (1) 2024 CHEVROLET SILVERADO 2500 FOR THE LIVINGSTON COUNTY OFFICE OF EMERGENCY MANAGEMENT: BARNARD CHEVROLET**

RESOLVED, that the Livingston County Office of Emergency Management is hereby authorized to purchase through NYS OGS Mini-Bid 13585 and NYS OGS Contract PC69143SB one (1) 2024 Chevrolet Silverado 2500 from Barnard Chevrolet, 7101 West Buffalo Road, Churchville, NY 14428, at a cost not to exceed \$64,209.43.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
A3640	100 %	Yes

Dated at Geneseo, New York  
July 12, 2023  
Ways and Means Committee

### **CLOSE PUBLIC HEARING**

### **MOTION TO MOVE LOCAL LAW NO. B-2023 PROVIDING A PARTIAL EXEMPTION FROM REAL PROPERTY TAXES TO CERTAIN QUALIFYING VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS**

### **VOTE ON LOCAL LAW**

#### **29. ADOPTION OF LOCAL LAW B-2023 PROVIDING A PARTIAL EXEMPTION FROM REAL PROPERTY TAXES TO CERTAIN QUALIFYING VOLUNTEER FIREFIGHTERS AND AMBULANCE WORKERS**

WHEREAS, proposed Local Law No. B-2023, entitled Providing a Partial Exemption From Real Property Taxes To Certain Qualifying Volunteer Firefighters and Ambulance Workers, was heretofore introduced on June 14, 2023; and

WHEREAS, in accordance with the law, a public hearing upon proposed Local Law No. B-2023 was duly held before this Board of Supervisors on July 12, 2023; and

WHEREAS, said proposed Local Law in final form has been on the desks of the members of this Board of Supervisors since June 14, 2023, constituting a period of over six (6) days; now, therefore, be it

RESOLVED, that the aforesaid proposed Local Law No. B-2023, entitled Providing a Partial Exemption From Real Property Taxes To Certain Qualifying Volunteer Firefighters and Ambulance Workers, introduced on June 14, 2023 is hereby approved and adopted.

Dated at Geneseo, New York  
July 12, 2023

### **OTHER BUSINESS**

### **ADJOURNMENT**