

**AGENDA DOCKET**  
**LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING**  
**WEDNESDAY, OCTOBER 23, 2019**  
**1:30 P.M.**



**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

Tony Gurak

**APPROVAL OF MINUTES**

Minutes of 10/9/19 Regular Meeting

**COMMUNICATIONS**

1. The next Conversation with the County will be on Tuesday, November 12, 2019--6:00 p.m. at the Leicester Town Hall.
2. Receipt of notifications from the Villages of Avon, Caledonia, Dansville, Leicester, Mt. Morris & Nunda requesting the County Treasurer collect delinquent village taxes for the year 2019-2020.

**INTRODUCTION OF LOCAL LAW**

**1. INTRODUCTION OF LOCAL LAW NO. B-2019 IMPOSING A MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON**

Be it enacted by the Board of Supervisors of the County of Livingston as follows:

**Section 1. Imposition of Tax**

For the period beginning January 1, 2020 and ending December 1, 2022, there is hereby imposed, in the County of Livingston, a tax of \$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 recorded on or after January 1, 2020 and a tax of \$0.25 on such mortgage if the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than \$100.00.

**Section 2. Applicability**

The taxes imposed under the authority of this Article shall be administered and collected in the same manner as the taxes imposed under Subdivision 1 of Section 253 of the Tax Law and Paragraph (b) of Subdivision 1 of Section 255 of the Tax Law.

**Section 3. Additional Taxes**

A tax imposed pursuant to this Article shall be in addition to the taxes imposed by Section 253 of the Tax Law.

**Section 4. Real Property Located in More Than One County**

Where real property covered by the mortgage subject to the tax imposed pursuant to this Article is situated in the State of New York but within and without the County of Livingston, the amount of such tax due and payable to the County shall be determined in a manner similar to that prescribed in Paragraph 1 of Section 260 of the Tax Law. Where such property is situated within and without the County imposing such tax the recording officer of the jurisdiction in which the mortgage is first recorded shall be required to collect the taxes imposed herein.

**Section 5. Disposition of Taxes**

Notwithstanding any provision of Article 11 of the Tax Law to the contrary, the balance of all monies paid to the recording officer of the County of Livingston during each month upon account of the tax imposed pursuant to this local law, after deduction of the necessary expenses of his or her office as provided in Section 262 of the Tax Law, except taxes paid upon mortgages which under the provisions of this section or Section 260 of the Tax Law are first to be apportioned by the New York State Commissioner of Taxation and Finance, shall be paid over by such officer on or before the tenth day of each succeeding month to the treasurer of the County of Livingston and, after the deduction by such treasurer of the necessary expenses of his or her office provided in

Section 262 of the Tax Law, shall be deposited in the general fund of the County of Livingston for expenditure on any county purpose. Notwithstanding the provisions of the preceding sentence, the tax so imposed and paid upon mortgages covering real property situated in two or more counties, which under the provisions of this section or Section 260 of the Tax Law are first to be apportioned by the Commissioner of Taxation and Finance, shall be paid over by the recording officer receiving same as provided by the determination of said Commissioner of Taxation and Finance.

#### **Section 6. Payment of Tax**

The tax imposed pursuant to this Article shall be payable on the recording of each mortgage of real property subject to taxes thereunder. Such tax shall be paid to the recording officer of the county in which the real property or any part thereof is situated, except where real property is situated within and without the County of Livingston, the recording officer of the county in which the mortgage is first recorded shall collect the tax imposed by this Article, as required by Subdivision 3 of Section 253-I of the Tax Law. It shall be the duty of such recording officer to endorse upon each mortgage a receipt for the amount of the tax so paid. Any mortgage so endorsed may thereupon or thereafter be recorded by any recording officer and the receipt for such tax endorsed upon each mortgage shall be recorded therewith. The record of such receipt shall be conclusive proof that the amount of tax stated therein has been paid upon such mortgage.

#### **Section 7. Effective Date**

This local law shall take effect on the first day of January 2020, provided a certified copy thereof is mailed by registered or certified mail to the New York State Commissioner of Taxation and Finance at least 30 days prior to such date. Certified copies of this local law shall also be filed with the Livingston County Clerk, the Secretary of State, and the State Comptroller within five (5) days after the date it is duly enacted.

#### **ABSTRACT OF CLAIMS**

#### **RESOLUTION NO. 2019-353      APPROVING ABSTRACT OF CLAIMS #10B-OCTOBER 23, 2019**

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #10B dated October 23, 2019 in the total amount of \$5,056,959.64.

Dated at Geneseo, New York

October 23, 2019

Ways and Means Committee

#### **PRIVILEGES OF THE FLOOR**

1. ANNA KOWALCHUK, MUSEUM ADMINISTRATOR  
- LIVINGSTON COUNTY HISTORICAL SOCIETY UPDATES
  
2. JASON PARKER, DIRECTOR, INFORMATION & TECHNOLOGY SERVICES  
- DEPARTMENTAL UPDATES

#### **PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE**

##### **Human Services Committee**

#### **1.\*      CONCLUDING CELEBRATION OF THE LIVINGSTON COUNTY VETERANS CENTENARY THROUGH DEDICATION OF THE LIVINGSTON COUNTY MONUMENT**

WHEREAS, the Livingston County Board of Supervisors recognized the service of Veterans for 100 years on November 11, 2019 designating November 11, 2018 as the commencement of the Veterans Day Centennial Commemorations culminating on Veterans Day, November 11, 2019 by Resolution No. 2018-366; now, therefore, be it

RESOLVED, by the dedication ceremony of the Livingston County Veteran Monument to all veterans that call Livingston County their home, the Livingston County Board of Supervisors does hereby recognize the service of veterans for 100 years in celebratory fashion concluding the Centennial Commemorations on Veterans Day, November 11, 2019.

Dated at Geneseo, New York

October 23, 2019

Human Services Committee

Ways & Means Committee

**2. PROVIDING FOR PUBLIC HEARING ON PROPOSED LIVINGSTON COUNTY BUDGET FOR 2020 PURSUANT TO SECTION 359 OF THE COUNTY LAW**

RESOLVED, that the Livingston County Board of Supervisors, pursuant to Section 359 of the County Law, will hold a public hearing on the proposed Livingston County Budget for the fiscal year 2020 at 1:35 p.m. on Wednesday, November 20, 2019 in the Board of Supervisors Assembly Room in the Livingston County Government Center in the Village of Geneseo, New York, and, be it further

RESOLVED, that the Clerk of the Board will cause a Notice of Public Hearing to be published in the official newspapers of the County in a manner required by Section 359 of the County Law.

Dated at Geneseo, New York

October 23, 2019

Ways and Means Committee

**3. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. B-2019 IMPOSING A MORTGAGE RECORDING TAX WITHIN THE COUNTY OF LIVINGSTON**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on October 23, 2019, a proposed Local Law entitled Local Law No. B-2019 Imposing a Mortgage Recoding Tax Within the County of Livingston, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 20<sup>th</sup> day of November, 2019 at 1:35 p.m. in the Board of Supervisors Assembly Room in the Livingston County Government Center in the Village of Geneseo, New York and at least six (6) days notice shall be given by posting thereof on the bulletin board of the Government Center in this County and by publishing such notice at least one (1) time in the official newspapers of the County as provided by law.

Dated at Geneseo, New York

October 23, 2019

Ways and Means Committee

**4. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY LAND BANK CORPORATION BOARD- DANIEL PANGRAZIO, IAN COYLE, WILLIAM BACON, AMY DAVIES, ANGELA ELLIS, WILLIAM FULLER AND SHANNON HILLIER**

RESOLVED, that the following members be appointed to the Livingston County Land Bank Corporation Board of Directors for two-year terms:

Name	Address	Rep./Title	Term Expires
Daniel Pangrazio	531 Feeley Road, Caledonia, New York 14423	Member	4/16/21
Ian Coyle	6534 Florence Lane, Livonia, New York 14487	Member	4/16/21
William Bacon	25 Crestwood Circle, Dansville, New York 14437	Member	4/16/21
Amy Davies	11 Melodee Lane, Nunda, New York 14517	Member	4/16/21
Angela Ellis	4994 Lima Road, Geneseo, New York 14454	Member	4/16/21
William Fuller	5121 Reservoir Road, Geneseo, New York 14454	Member	4/16/21
Shannon Hillier	PO Box 263, Nunda, New York 14517	Member	4/16/21

Dated at Geneseo, New York

October 23, 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*

**5. AUTHORIZING TRANSFER OF FUNDS – EMERGENCY MEDICAL SERVICES & PURCHASING**

RESOLVED, that the Livingston County Treasurer is authorized and directed to make the requested

transfers per the Budget Amendment entries, which have been approved by the Livingston County Administrator.

Dated at Geneseo, New York

October 23, 2019

Ways and Means Committee

**6. APPROVING FIVE YEAR CAPITAL IMPROVEMENT PLAN**

RESOLVED, that the Livingston County Board of Supervisors hereby approves the Five Year Capital Improvement Plan (copy attached) as presented by the County Administrator.

Dated at Geneseo, New York

October 23, 2019

Ways and Means Committee

*County Treasurer*

**7. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY TREASURER: PHILLIPS LYTLE LLP**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Treasurer, 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>Phillips Lytle LLP</b> 1400 First Federal Plaza Rochester, New York 14614	2018 in rem proceeding	\$358.00 per parcel

For: Foreclosure for 2018 – tax year

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
N/A	0%	Yes

Dated at Geneseo, New York

October 23, 2019

Ways and Means Committee

*Personnel*

**8. AMENDING THE 2019 SALARY SCHEDULE: SHERIFF’S OFFICE**

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

**Sheriff’s Office:**

- Create one full-time Victim/Witness Assistance Coordinator position at an annual salary of \$60,475.00 on the Department Head Salary Schedule.

Dated at Geneseo, New York

October 23, 2019

Ways and Means Committee

**OTHER BUSINESS**

**ADJOURNMENT**