

AGENDA DOCKET
LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING
WEDNESDAY, OCTOBER 24, 2018
1:30 P.M.



ROLL CALL

PLEDGE OF ALLEGIANCE

John Raymond Scura

APPROVAL OF MINUTES

Minutes of 10/10/18 Regular Meeting

COMMUNICATIONS

1. A copy of the monthly federal report for the Ferguson Group was received on 10/24/18 and is on your desks.

ABSTRACT OF CLAIMS

RESOLUTION NO. 2018-349 APPROVING ABSTRACT OF CLAIMS #10B-OCTOBER 24, 2018

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #10B dated October 24, 2018 in the total amount of \$2,618,621.81.

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

PRIVILEGES OF THE FLOOR

1. PETER KEHOE, NYS SHERIFF'S ASSOCIATION
- COMMUNICATION BUREAU REACCREDITATION PRESENTATION
2. IAN COYLE, COUNTY ADMINISTRATOR
- LIVINGSTON COUNTY LAND BANK

PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE

Ways & Means Committee

1. **AMENDING RESOLUTION NO. 2018-107**

WHEREAS, the appointment term for the Livingston County Board of Ethics is three (3) years, and

WHEREAS, Resolution No. 2018-107 made appointments to the Livingston County Board of Ethics for four (4) years, now therefore be it

RESOLVED, that the following members are hereby reappointed to the Board of Ethics for the terms designated:

Livingston County Board of Ethics			
Name	Address	Rep./Title	Term
Colleen Hay	105 Kensington Court, Livonia, NY 14487	Member	1/1/18-12/31/20
Laurie Sattora	760 Sand Hill Road, Caledonia, NY 14423	Member	1/1/18-12/31/20

And be it further,

RESOLVED, that Resolution No. 2018-107 is hereby amended.

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

2. **APPOINTING MEMBER TO THE LIVINGSTON COUNTY BOARD OF ETHICS – SHARON DEMING**

RESOLVED, that the following member is hereby reappointed to the Board of Ethics for the term designated:

Livingston County Board of Ethics			
Name	Address	Rep./Title	Term
Sharon Deming	2742 Chandler Road, Piffard, NY 14533	Member, D, Gov.	1/1/19-12/31/21

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

3. PROVIDING FOR A PUBLIC HEARING TO CONSIDER PUBLIC COMMENT ON THE COUNTY'S PROPOSAL TO SUBMIT A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR AN ECONOMIC DEVELOPMENT PROJECT IN THE VILLAGE OF GENESEO

RESOLVED, that the Livingston County Board of Supervisors hereby schedules a public hearing to be held on November 14, 2018 at 1:35 PM in the Board of Supervisors Assembly Room, Livingston County Government Center, Third Floor, Geneseo, New York, with the purpose of said hearing being to provide information to the public regarding the Community Development Block Grant (CDBG) program and to consider citizen comments regarding the County's proposal to submit a CDBG application to the NYS Office of Community Renewal to provide funding in support of an economic development project in the Village of Geneseo, and at least ten (10) 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 newspaper of the County as provided by law.

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

4. PROVIDING FOR PUBLIC HEARING ON PROPOSED LIVINGSTON COUNTY BUDGET FOR 2019 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 2019 at 1:35 p.m. on Wednesday, November 14, 2018 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 24, 2018

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 – COUNTY HISTORIAN

RESOLVED, that the Livingston County Treasurer is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the Office of the Clerk of the Board which have been approved by the Livingston County Administrator.

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

6. AWARDING BID FOR LIVINGSTON COUNTY FOR NATURAL GAS – CONSTELLATION ENERGY & NATIONAL FUEL RESOURCES

WHEREAS, after the proper legal advertisement seeking bids for Natural Gas, six (6) bids were received and opened on October 11, 2018, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contracts, which are hereby accepted as the lowest responsible bids, subject to review by the County Attorney and County Administrator:

Contractor Term Amount
Constellation Energy 11/1/18-10/31/20 Per Service Fee Sheet
For: Natural Gas for County NYSEG Accounts

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

National Fuel Resources 11/1/18-10/31/20 Per Service Fee Sheet
For: Natural Gas for County RG&E Accounts

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

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

7. **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 24, 2018

Ways and Means Committee

County Attorney

8. **AMENDING A PORTION OF RESOLUTION NO. 2017-364**

WHEREAS, Resolution No. 2017-364 authorized the Chairman of the Livingston County Board of Supervisors to sign a lease agreement with Harmony Station, Inc. for space at the Livingston County Millennium Drive Complex in the Village of Geneseo; and

WHEREAS, Harmony Station, Inc. is now in the process of selling its business to Harmony and Joy Child Care, Inc.; and

WHEREAS, in conjunction with this sale, Harmony Station, Inc. has turned over management of its daycare facility to Harmony and Joy Child Care, Inc.; and

WHEREAS, in furtherance of the sale to Harmony and Joy Child Care, Inc., Harmony Station, Inc. desires to amend the terms of the above-mentioned lease agreement; and

WHEREAS, due to the business operation transition and the entire space not being occupied, the monthly rental amount for September, 2018 shall be waived and the rent for the remainder of the lease term (months of October, November and December 2018) shall be \$1,764.27; now therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the lease amendment with Harmony Station, Inc., according to the terms designated, subject to review by the County Attorney and County Administrator; and be it further

RESOLVED, that Resolution No. 2017-364 is hereby amended.

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

9. **AUTHORIZING TOWER LEASE IN THE TOWN OF PORTAGE WITH JOEL STEVENS, JOHN L. STEVENS AND CAROL J. STEVENS FOR THE SHORT TRACT ROAD E911 TOWER SITE**

WHEREAS, the Livingston County Board of Supervisors adopted a local law superseding County Law Section 215(3) relating to a lease of real property in the Town of Portage with Joel Stevens, John L. Stevens and Carol J. Stevens for the Short Tract Road E911 Tower Site on October 10, 2018; and, now therefore be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a lease 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>
Joel Stevens, John L. Stevens & Carol J. Stevens	99 Years	\$20,000.00

8818 Short Tract Road
Nunda, New York 14517

For: Tower lease for 8818 Short Tract Road, Town of Portage

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

Other

10. AUTHORIZING THE INITIATION OF SEQR PROCESS AND INTENT TO DECLARE LIVINGSTON COUNTY BOARD OF SUPERVISORS AS LEAD AGENCY FOR SEQR REVIEW OF THE SHORT TRACT ROAD EMERGENCY COMMUNICATIONS SITE PROJECT

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

WHEREAS, the project involves improvements to existing County Emergency Communications System equipment and infrastructure and construction of one new communications site in Livingston County; 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, under SEQR, a lead agency must be designated to conduct an environmental review of the proposed action known as the "Emergency Communications System Upgrade Project"; and

WHEREAS, a preliminary classification of the proposed action as a Type I Action has been made by Livingston County pursuant to 6 NYCRR 617.6(a)(1); and

WHEREAS, it has been determined that a Long Environmental Assessment Form (EAF) is most appropriate for the proposed action and must be completed prior to the Livingston County Board of Supervisors requesting Lead Agency status for the project; and

WHEREAS, the Livingston County Board of Supervisors, as an involved agency, intends to establish itself as Lead Agency for the purposes of fulfilling the SEQR requirements in connection with the proposed action, conduct the environmental review process, and make a Determination of Significance pursuant to 6 NYCRR 617.7; and

WHEREAS, all documentation associated with the Emergency Communications System Upgrade Project 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 determines that the proposed Emergency Communications System Upgrade Project is a Type 1 Action under SEQR; and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby requests Lead Agency status for this proposed action and authorizes and directs the Livingston County Deputy County Administrator to prepare a Long Environmental Assessment Form (EAF) for the proposed action, and to notify all Involved Agencies and other concerned parties of this Lead Agency request pursuant to 6 NYCRR 617.6(b)(3).

Dated at Geneseo, New York

October 24, 2018

Ways and Means Committee

Real Property Tax Services

11. CORRECTING TAX ROLL-TOWNS OF CONESUS AND GROVELAND

WHEREAS, the Director of Real Property Tax Services has transmitted a written report of his investigation and recommendation with regard to two (2 parcels) applications for correction of the tax roll, pursuant to the Real Property Tax Law, as prepared for the Towns of Conesus and Groveland on the tax rolls for the years hereinafter set forth; and

WHEREAS, said parcels were incorrectly assessed and/or taxed for reasons set forth in the applications for correction requested from the Director of Real Property Tax Services attached hereto; now, therefore, be it

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

Year, Municipality Owner(s) Parcel	Taxing Jurisdiction	Original Tax Bill	Corrected Tax Bill	Refund to Owner	Chargebacks to Taxing Jurisdictions
1. 2018 Conesus	Livingston County	\$0.00	\$0.00	\$0.00	\$0.00
Livingston County	Conesus Town Tax	\$0.00	\$0.00	\$0.00	\$0.00
Tax Map Number	Conesus Fire 1	\$0.00	\$0.00	\$0.00	\$0.00
111.17-1-65	Cty Wtr#1 Zone 2 Imp	<u>\$437.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$437.77</u>
	Total	<u>\$437.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$437.77</u>
2. 2018 Groveland	Livingston County	\$671.01	\$167.75	\$503.26	\$503.26
Vance, Jeremy	Groveland Town Tax	\$334.18	\$83.55	\$250.63	\$250.63
Tax Map Number	Groveland Fire 1	\$38.58	\$9.64	\$28.94	\$28.94
135.12-1-31	Groveland Light 2	\$26.16	\$6.54	\$19.62	\$19.62
	GroSta Cty Swr Imp	\$314.00	\$10.00	\$304.00	\$304.00
	Unpd LCWSA GS Wtr	\$19.50	\$19.50	\$0.00	\$0.00
	Late Payment Penalties	<u>\$175.57</u>	<u>\$38.93</u>	<u>\$136.64</u>	<u>\$136.64</u>
	Total	<u>\$1,579.00</u>	<u>\$335.91</u>	<u>\$1,243.09</u>	<u>\$1,243.09</u>

Dated at Geneseo, New York
 October 24, 2018
 Ways and Means Committee

OTHER BUSINESS

1. CHAIRMAN APPOINTMENTS

GLOW Workforce Development Board

Name	Address	Title/Represents	Term Expires
Dennis Martinez	508 Main Street, Buffalo, NY 14202	Public Sector	At Pleasure (Replacing C. Luly)

ADJOURNMENT