

**AGENDA DOCKET**  
**LIVINGSTON COUNTY BOARD OF SUPERVISORS REGULAR BOARD MEETING**  
**WEDNESDAY, NOVEMBER 14, 2018**  
**1:30 P.M.**



**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

Carlton Lee Perry

**APPROVAL OF MINUTES**

Minutes of 10/24/18 Regular Meeting

**PUBLIC HEARINGS**

1. 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
  
2. PROVIDING INFORMATION TO THE PUBLIC REGARDING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND TO CONSIDER CITIZEN COMMENTS REGARDING THE COUNTY'S CONTRACT WITH THE NYS OFFICE OF COMMUNITY RENEWAL TO PROVIDE FUNDING IN SUPPORT OF THE RISING STORM BREWING COMPANY, LLC PROJECT IN THE TOWN OF LIVONIA
  
3. PROPOSED LIVINGSTON COUNTY BUDGET FOR 2019 PURSUANT TO SECTION 359 OF COUNTY LAW – PRESENTATION BY COUNTY ADMINISTRATOR IAN M. COYLE

**COMMUNICATIONS**

1. County Administrator Ian M. Coyle filed the proposed 2019 Livingston County Budget on November 1, 2018.
2. Local Law 4-2018 has been filed by the Department of State.
3. Your Town Bonded Indebtedness Report is due today.
4. Acknowledgement letter from Senator Catharine Young for Res. No. 2018-155.
5. Notification from the Village of Dansville requesting the County Treasurer collect delinquent village taxes for the year 2018-2019.

**ABSTRACT OF CLAIMS**

**RESOLUTION NO. 2018-361      APPROVING ABSTRACT OF CLAIMS #11A-NOVEMBER 14, 2018**

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #11A dated November 14, 2018 in the total amount of \$4,827,347.40.

Dated at Geneseo, New York

November 14, 2018

Ways and Means Committee

**PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE**

**Human Services Committee**

1. **PROCLAIMING THE MONTH OF NOVEMBER AS NATIONAL HOSPICE PALLIATIVE CARE MONTH**

WHEREAS, hospice and palliative care empower people facing a serious or life-limiting illness to live as fully as possible, surrounded and supported by family and loved ones;

WHEREAS, hospice and palliative care professionals are dedicated to helping diverse communities access quality end-of-life care and are committed to removing barriers to accessing care;

WHEREAS, hospice and palliative care bring patients and family caregivers the highest quality care delivered by an interdisciplinary team of skilled professionals that includes physicians, nurses, social workers, therapists, counselors, health aides, spiritual care providers and others who make the wishes of each patient and family a priority;

WHEREAS, through pain management and symptom control, caregiver training and assistance, and emotional and spiritual support, allowing patients to live fully and make more meaningful moments until the end, surrounded and supported by the faces of loved ones, friends, and committed caregivers;

WHEREAS, Each year, hospice saves Medicare more than \$2 billion by providing solutions for physicians, care to patients and comfort to families anywhere, at any time.

WHEREAS, every year more than 1.5 to 1.6 million Americans living with life-limiting illness, and their families, received care from the nation's hospice programs in communities throughout the United States;

WHEREAS, more than 355,000 trained volunteers contribute 16 million hours of service to hospice programs annually in the U.S.;

WHEREAS, hospice and palliative care providers encourage all people to learn more about options of care and to share their wishes with family, loved ones, and their healthcare professionals;

RESOLVED, that the Livingston County Board of Supervisors, do hereby proclaim November 2018 as National Hospice Palliative Care Month and encourage citizens to increase their understanding and awareness of care at the end of life and to observe this month with appropriate activities and programs.

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

## **2. PROCLAIMING THE MONTH OF NOVEMBER AS ADOPTION AWARENESS MONTH**

WHEREAS, each November, during the annual observance of Adoption Awareness Month, Livingston County recognizes that our citizens have a compassionate tradition for opening their hearts to children in need of a permanent home; and

WHEREAS, Livingston County recognizes that the children of this County are our most precious resource and that providing them with a nurturing and stable home provides a strong foundation for a healthy and productive life; and

WHEREAS, Livingston County recognizes it is important that we focus on the children who are in foster care waiting to be adopted by a forever family and find permanent homes for these children throughout the year; and

WHEREAS, Livingston County recognizes the importance and contributions of all parents who have made the decision to open their hearts and homes to a child in need, especially those who have adopted adolescents, siblings and children with special needs, and continually strive to improve the quality of life for the children they bring into their lives; and

WHEREAS, Livingston County recognizes the role that foster parents play in providing nurturing and stable homes for children in transition; and

WHEREAS, this special observance reminds us that we can offer the hope of a better tomorrow to many children through adoption, and as families and communities across our County, State and Nation gather to celebrate and give thanks for our many blessings, it is the goal of all of us that every child awaiting adoption find a permanent and loving family; now, therefore be it,

RESOLVED, that the Livingston County Board of Supervisors does hereby recognize November 2018 as Adoption Awareness Month in Livingston County.

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

### **3. PROCLAIMING NOVEMBER 10TH AS US MARINE CORPS DAY IN LIVINGSTON COUNTY**

WHEREAS, a resolution of the Continental Congress on November 10, 1775, created a Corps of Marines to be formed of men so acquainted with maritime affairs as to be able to serve on sea vessels for the Continental Navy; and

WHEREAS, Marines hold to an array of significant, highly respected traditions including the celebration of the birth of their Corps by gathering every year on November 10th with a formal, widely known ceremony that includes the singing of the Marine Corps Hymn (unless circumstance prohibit); and

WHEREAS, Marine missions have changed over the last 243 years, the Marine Corps unyielding commitment to protecting the lives of our citizens and the interests of our nation has remained constant with its purpose, by congressional mandate, to be this nation's rapid response force. From humanitarian relief efforts to combat operations, the Marine Corps is always ready to answer our nation's call; and

WHEREAS, a special breed of American multitudes have borne the name "Marine" protecting this great nation on land, on sea and in the air faithfully signifying all that is highest in military efficiency; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors extends its gratitude to all Marines, past and present, their families and loved ones, who continue to sacrifice for our liberty and freedoms, by proclaiming November 10, 2018 as "US Marine Corps Day" in Livingston County.

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

### **4. PROCLAIMING A WORLD WAR I CENTENNIAL COMMEMORATION AT 11:00 A.M. ON NOVEMBER 11, 2018**

WHEREAS, one century ago 4.7 million American families sent their loved ones off to serve in World War I; and

WHEREAS, 500,000 New Yorkers served in the military during the War, which was the largest contingent from any state; and

WHEREAS, Livingston County had approximately 1,700 men leave their families and work to answer the call to duty along with an untold number of women who served as nurses; and

WHEREAS, more than 50 soldiers, cadets, sailors, marines and airman from this area paid the ultimate sacrifice while hundreds of others returned home with physical and emotional scars while numerous men, women, and children who served on the home front here in Livingston County also endured tremendous hardship; and

WHEREAS, the world will commemorate the 100th anniversary of the Armistice that ultimately ended World War I at 11:00 a.m. on November 11, 1918 – the eleventh hour of the eleventh day of the eleventh month; now, therefore, be it

RESOLVED that the Livingston County Board of Supervisors does hereby proclaim a World War I Centennial Commemoration at 11:00 a.m. on November 11, 2018 calling upon all residents of Livingston County to pause for a moment of silence and all towns, villages, schools, cemeteries and houses of worship toll their bells 21 times at 11:00 a.m. local time on November 11, 2018, to recognize, commemorate, and give thanks for the service and sacrifice of those who served in the military during World War I as a traditional expression of honor and remembrance.

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

### **5. COMMENCING CELEBRATION OF THE LIVINGSTON COUNTY VETERANS CENTENARY**

WHEREAS, Veteran's Day was established to honor all those who have fought in various American wars and for citizens to observe the day by remembering the sacrifices of all those who served so gallantly to promote an enduring peace; and

WHEREAS, President Woodrow Wilson addressed the nation on the first Armistice Day on November 11, 1919, which marked the one-year anniversary of the signing of the armistice that ended the First World War; and

WHEREAS, the United States Congress replaced “Armistice” with “Veterans” on June 1, 1954, and the legal holiday has been known as Veterans Day ever since; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby recognize the service of Veterans for 100 years on November 11th, 2019, and does hereby designate November 11, 2018 as the commencement of the Veterans Day Centennial Commemorations culminating on Veterans Day, November 11th 2019.

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

**6. APPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL: TIMOTHY CORNELL, TRACY THOMPSON, LINDSAY QUINTILONE**

RESOLVED, that the following members are hereby appointed to the Livingston County Community Initiatives Council for the term designated:

<b>Livingston County Community Initiatives Council</b>			
Name	Address	Rep/Title	Term
Timothy Cornell	300 Loughlin Lane, Geneseo, NY 14454	Low-Income	1/1/19 - 12/31/21
Tracy Thompson	10883 County Road 24, Dalton, NY 14836	Low-Income	1/1/19 - 12/31/21
Lindsay Quintilone	8241 Carney Hollow Road, Wayland, NY 14572	Low-Income	1/1/19 - 12/31/21

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

**7. APPOINTING MEMBER TO THE LIVINGSTON COUNTY YOUTH BOARD: EMILY SUTHERLAND**

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

<b>Livingston County Youth Board</b>			
Name	Address	Agency	Term
Emily Sutherland	236 Main Street, Mt. Morris NY 14510	Youth	At Pleasure

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

Ways & Means Committee

**8. DECLARING SURPLUS PROPERTY – EMERGENCY MEDICAL SERVICES & HIGHWAY DEPARTMENT**

WHEREAS, the County of Livingston owns surplus personal property that is no longer necessary for public use, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following items as surplus property to be disposed of as determined by the County Administrator:

**Emergency Medical Services**

Quantity	Year, Make & Model	Mileage	Serial #
1	2009 Jeep Grand Cherokee 4x4 Laredo	112,836	1J8GR48K49C523608

**Highway Department**

Quantity	Item Description (Year, Make & Model)	Mileage, Hrs, etc.	Serial #
1	Unit #45, 1991 Ford LTS-9000 Tandem-Axle Truck/Tractor	156,348	1FTZY90R5MVA36309

Dated at Geneseo, New York

November 14, 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**

**HUMAN SERVICES COMMITTEE**

*Center for Nursing and Rehabilitation*

**9. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR CONSULTING PROGRAM MANAGEMENT AND SUPPLEMENTAL REHABILITATION STAFFING SERVICES FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: AFFINITY REHABILITATION, LLP**

WHEREAS, the County of Livingston solicited a Request for Proposal for consulting program management and supplemental rehabilitation staffing services for the Livingston County Center for Nursing and Rehabilitation, and one proposal was received, 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 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>Affinity Rehabilitation, LLP</b>	1/1/19-12/31/19 with four	Fee Schedule
307 International Circle, Ste. 100	1 year options to renew, at	w/ 2% Annual Increase
Hunt Valley, MD 21030	the sole option of the	
	County	

For: Therapy Services

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

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

*Department Of Health*

**10. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH – VENESKY & COMPANY**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Department of Health, 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>Venesky &amp; Company</b>	1/1/19-12/31/21	Hospice - \$7,000.00 per year
6114 Route 31		AHCF - \$10,000.00 per year
Cicero, NY 13039		

For: Hospice, Diagnostic and Treatment Center Cost Report Preparation and Audit Services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Hospice varies by 3 <sup>rd</sup> party payor & Family Planning Grant	0%	Yes X No

Dated at Geneseo, New York

November 14, 2018

Human Services Committee

**11. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT AWARD CONTRACT FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH - UNIVERSITY OF ROCHESTER**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following grant award contract for the Livingston County Health Department and any future amendments to said contract, 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>University of Rochester</b>	10/1/18-9/30/19	\$31,119.00

45 Prince Street  
 Rochester, NY 14607  
 For: Cancer Services Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York State via University of Rochester	0%	Yes X No

Dated at Geneseo, New York  
 November 14, 2018  
 Human Services Committee  
*Office For The Aging*

**12. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING – STATE UNIVERSITY OF NEW YORK COLLEGE AT ONEONTA, FARRELL’S LAWN SERVICE, INC.**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Office for the Aging, and any future amendments to said contracts for the Livingston County Office for the Aging, 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>State University of New York for the College at Oneonta University Plaza</b> Albany, NY 12246	Fall 2019 and Spring 2020 semesters	N/A

For: Affiliation Agreement for Master’s Level Dietetic Intern

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

<b>Farrell’s Lawn Service</b> 5453 Buck Rd. Dansville, NY 14437	2018-2019 Plowing Season	Rate Schedule \$65.00/plow
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For: Plowing for Dansville Nutrition Site

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Title IIIC - Federal	10%	Yes X No

Dated at Geneseo, New York  
 November 14, 2018  
 Human Services Committee

**PUBLIC SERVICES COMMITTEE**

*Emergency Management Services*

**13. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT AWARD CONTRACTS FOR THE LIVINGSTON COUNTY OFFICE OF EMERGENCY MANAGEMENT: NYS DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES (2)**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following grant award contracts for the Livingston County Office of Emergency Management, 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>NYS Department of Homeland Security and Emergency Services</b>	10/1/18 - 3/31/19	\$58,670.00

For: FY17 EMP Grant Equipment for upgrading the Emergency Operations Center

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Local share to off-set by Directors time allocated to the development of the project	\$29,335.00	Yes X No

<b>NYS Department of Homeland Security and</b>	10/1/17- 9 /30/19	\$58,568.00
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**Emergency Services**

For: Equipment and training

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Local share is off-set by the Directors time allocated to the development of the project	29,284.00	Yes X No

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

*Highway*

**14. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR SNOW AND ICE REMOVAL THROUGH THE 2018-2019 SEASON: ONTARIO COUNTY**

WHEREAS, pursuant to section 135 of the NYS Highway Law, the County Highway Superintendent may contract with a Town/County and a Town/County Superintendent for the removal of snow and ice from County Roads, and

WHEREAS, Ontario County has proposed to enter into a contract with Livingston County for removal of snow and ice from a 0.44 mile section of County Road 36A, which is in Livingston County, for the period November 14, 2018 through October 14, 2019 at the rate of \$5,700.00 per centerline mile, now therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Highway Department, 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>Ontario County</b>	11/14/18-10/14/19	\$2,508.00

20 Ontario Street

Canandaigua, NY 14424

For: 2018 - 2019 Snow & Ice Control on 0.44 miles of County Road 36A, Town of Springwater.

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

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

**15. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT EXTENSION FOR SNOW AND ICE CONTROL ON COUNTY ROADS**

WHEREAS, the current contract for snow and ice control on County roads (Res No. 2014-222) provided for four (4) 1-year extensions, and the 2017-2018 season was the third extension, and

WHEREAS, the Public Services Committee recommends that the Livingston County Board of Supervisors approve a one-year extension of said Contract with 17 municipalities for snow and ice control on County roads, now, therefore be it

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a one-year extension of said contract with seventeen (17) municipalities for snow and ice control on County roads for the period October 15, 2018 through October 14, 2019 at the rate of \$4,500.00 per center-line mile, with a provision for one (1) 1-year extension at an annual rate to be determined at the time of the extension, subject to the approval of the municipalities, the County Attorney and the County Administrator.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Town of Avon</b>	10/15/18-10/14/19	\$1,087,200.00

**Town of Caledonia**

**Town of Conesus**

**Town of Geneseo**

**Town of Groveland**

**Town of Leicester**

**Town of Lima**

**Town of Livonia**

Town of Mt. Morris  
 Town of N. Dansville  
 Town of Nunda  
 Town of Ossian  
 Town of Portage  
 Town of Sparta  
 Town of Springwater  
 Town of West Sparta  
 Town of York

For: Extension of Contract for Snow & Ice Control on County Roads, 2018-2019 Season

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

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

**16. AUTHORIZING THE IMPLEMENTATION AND SUPPLEMENTAL AGREEMENT #3 WITH NYS DEPARTMENT OF TRANSPORTATION FOR PRELIMINARY ENGINEERING, DESIGN, ROW INCIDENTALS, ROW ACQUISITION, CONSTRUCTION, CONSTRUCTION SUPPORT AND CONSTRUCTION INSPECTION PHASES, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT (PIN 4760.86), AND APPROPRIATING FUNDS THEREFOR: BRIDGE REPLACEMENT PROJECT, APPLINVILLE (AKA EVERMAN) ROAD OVER CANASERAGA CREEK, TOWNS OF SPARTA & WEST SPARTA, LIVINGSTON COUNTY - NYS DEPARTMENT OF TRANSPORTATION**

WHEREAS, a project for the replacement of Applinville (aka Everman) Road Bridge over Canaseraga Creek, Towns of Sparta & West Sparta, Livingston County (NYSDOT PIN 4760.86) (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Livingston desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of all phases of the Project, and

WHEREAS, previous Livingston County Resolutions No. 2014-372 and No. 2016-191 authorized and funded a total of \$351,000.00 for the Preliminary Engineering, Design and ROW Incidental phases of the Project, and

WHEREAS, the County of Livingston desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of costs of all phases of the Project, including: Scoping, Preliminary Engineering, Design, Row Incidentals, ROW Acquisition, Construction, Construction Support and Construction Inspection, now, therefore be it

RESOLVED, that the Board of Supervisors, duly convened, does hereby approve the above-subject Project, and be it further

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to pay in the first instance 100% of the Federal and non-Federal share of the cost of all phases of the project, including: Engineering, Design, Construction, Construction Inspection and Construction Support phases for the Project or portions thereof, and be it further

RESOLVED, the total sum of Two Million Five Hundred and Sixty-Two Thousand One Hundred and Fifty-One Dollars (\$2,562,151.00) (of which, with anticipated Federal Aid and NYS Marchiselli Aid, the County share will be approximately 34.71% or \$889,391.00) is hereby appropriated from the Board of Supervisors and made available to cover the cost of participation in all phases of the Project, and be it further

RESOLVED, that in the event the full Federal and non-Federal share costs of the Project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on



behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project, and providing for the administration of the Project and the Municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it further

RESOLVED, that this Resolution shall take effect immediately.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>NYS Department of Transportation</b>	9/17/14-8/19/24	\$2,562,151.00

50 Wolf Road  
Albany, NY 12232

For: This NYSDOT Supplemental #3 Agreement captures all phases and all funding sources for Federal/State Aid PIN 4760.86, Replacement of Applinville (Everman) Road Bridge over Canaseraga Creek.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted ?</i>
FHWA, NYS Marchiselli, and County Highway Budget Appropriations	34.71 %	Yes X No

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

**17. AUTHORIZING A SUPPLEMENTAL PROFESSIONAL SERVICES CONTRACT FOR FINAL DESIGN SERVICES: FEDERAL/STATE-AID BRIDGE REPLACEMENT PROJECT: PIN 475552, RIX HILL ROAD OVER HEMLOCK LAKE OUTLET, TOWN OF LIVONIA – T.Y. LIN INTERNATIONAL**

WHEREAS, Livingston County Resolution No. 2017-351 authorized a professional services contract with T.Y. LIN International for completion of the scoping and preliminary design phases of the above-named project, and said Resolution provided for a subsequent supplemental contract for final design and construction inspection services to be negotiated at a later date, and

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following supplemental 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>T.Y. LIN International</b>	11/14/18-12/31/19	\$137,000.00

255 East Avenue  
Rochester, NY 14604

For: Supplemental contract for final design services for the above-named project.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
FHWA, NYS Marchiselli Program & Liv. Co. Hwy. Dept. Appropriations	22.34%	Yes XX No

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

**18. APPROVING CHANGE ORDER FOR BRIDGE-NY PIN 4BNY06, BRIDGE REHABILITATION PROJECT, DEGROFF ROAD (CR-77) OVER KESHEQUA CREEK, TOWN OF NUNDA – ECONOMY PAVING CO., INC.**

RESOLVED, that the Livingston County Board of Supervisors approves the change order(s) detailed in the list attached hereto which results in a contract change and new total contract price as follows:

Contractor	Details	Net Change Not to Exceed	New Contract Amount
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<b>Economy Paving Co., Inc.</b>	During the construction process, it was discovered that 2 of the W36 steel girders had more deterioration than expected. Rather than repair the deteriorated girders, it was determined that it would be prudent in the long term to replace the girders with new ones. NYSDOT has approved this decision, and additional funding is available.	\$46,778.48	\$592,196.19
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<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Bridge-NY Program & County Highway Budget Appropriations	5%	Yes X No

and, it is further,

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the necessary change order(s), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

*Planning*

**19. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT: GENESEE VALLEY CONSERVANCY**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Planning Department, 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>Genesee Valley Conservancy</b> PO Box 73 Geneseo, NY 14454	10/1/18 – 12/31/18	Not to exceed \$4,000.00

For: Preparation of applications to the NYS Agriculture & Markets Round 16 Farmland Protection Implementation Grants (FPIG) Request For Applications for Dairy Transitions

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

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

**20. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE LIVINGSTON COUNTY WATER SUPPLY STUDY UPDATE PROJECT: CLARK PATTERSON LEE**

WHEREAS, the County of Livingston solicited a Request for Proposal for Livingston County Water Supply Study Update Project, and five (5) 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, 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>Clark Patterson Lee</b> 205 St. Paul Street Suite 500 Rochester, NY 14604	11/1/18-6/30/20	Not to exceed \$170,000.00

For: Consultant engineering services for the Livingston County Water Supply Study Update Project

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted ?</i>
New York State Department of State, Local Government	0%	Yes No X

Efficiency Program		
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Dated at Geneseo, New York  
November 14, 2018  
Public Services Committee

*Probation*

**21. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING USER AGREEMENT FOR THE LIVINGSTON COUNTY PROBATION DEPARTMENT: CHESTNUT HEALTH SYSTEMS FOR COLUMBIA UNIVERSITY**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following User Agreement for the Livingston County Department of Probation, 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>Chestnut Health Systems, Inc.</b> 1003 Martin Luther King Drive Bloomington, Illinois 61701 For: eConnect Suicide Risk Assessment Project	11/1/18-10/31/19	\$0.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Columbia University via National Institute of Mental Health	0%	No

Dated at Geneseo, New York  
November 14, 2018  
Public Services Committee

*Sheriff*

**22. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY SHERIFF'S OFFICE: NYS UNIFIED COURT SYSTEM; NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Sheriff's Office, and any future amendments to said contract, 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>NYS Unified Court System</b> Seventh Judicial District 161 Hall of Justice Rochester, NY 14614 For: Court Security at County Courthouse	4/1/18 – 3/31/19	Not to exceed \$633,880.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
A3116	~10%	Yes X No

**NYS Division of Homeland Security and Emergency Services** 1/1/19 – 12/31/20 \$667,855.00  
1220 Washington Ave., Building 7A, Suite 710  
Albany, NY 12242  
For: Statewide Interoperability Grant (2018 SICG)

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
TBD	0%	Yes No X

Dated at Geneseo, New York  
November 14, 2018  
Public Services Committee

**23. PROVIDING FOR THE CREDITING OF SERVICE PERFORMED BY A DEPUTY SHERIFF ENROLLED IN ARTICLE 14-B OF THE RETIREMENT AND SOCIAL SECURITY LAW**

WHEREAS, Chapter 542 of the Laws of 2015, authorizes Livingston County to provide that creditable

service for Deputy Sheriffs who are enrolled in the special retirement plans contained in Article 14-B of the Retirement and Social Security Law also include any and all service performed by Deputy Sheriffs who are police officers pursuant to Criminal Procedure Law Section 1.20(34), as certified by the Bureau of Municipal Police Training Council (BMPTC); and

WHEREAS, formally adopting this provision will make the process electronic, and will eliminate the need for an annual certification by the Livingston County Sheriff attesting that each certified Deputy Sheriff performs fifty percent (50%) criminal law enforcement duties; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby elect to provide for the crediting of service performed by a Deputy Sheriff enrolled in Article 14-B of the Retirement and Social Security Law who is a police officer pursuant to Criminal Procedure Law Section 1.20(34) as certified by the Municipal Police Council pursuant to Chapter 542 of the Laws of 2015; now, be it further

RESOLVED, that this resolution shall become effective November 14, 2018.

Dated at Geneseo, New York

November 14, 2018

Public Services Committee

#### WAYS & MEANS COMMITTEE

*County Administrator/Budget Officer*

#### 24. **AUTHORIZING TRANSFER OF FUNDS – CENTRAL STOREROOM, CONTINGENCY, PLANNING**

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

November 14, 2018

Ways and Means Committee

#### 25. **AMENDING 2018 LIVINGSTON COUNTY BUDGET – PLANNING, SHERIFF (5)**

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

Dated at Geneseo, New York

November 14, 2018

Ways and Means Committee

#### 26. **RESOLUTION AUTHORIZING THE CONSTRUCTION OF AN EXPANSION TO THE EMERGENCY OPERATION CENTER IN AND FOR THE COUNTY OF LIVINGSTON, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,400,000 AND AUTHORIZING THE ISSUANCE OF \$2,400,000 BONDS TO PAY COSTS THEREOF**

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; now, therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Livingston, New York, as follows:

Section 1. The construction of an expansion to the Emergency Operation Center in and for the County of Livingston, New York, including site improvements, equipment, machinery and apparatus, as well as incidental improvements and costs, is hereby authorized at a maximum estimated cost of \$2,400,000.

Section 2. The plan for the financing of such maximum estimated shall be by the issuance of \$2,400,000 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to

sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Livingston, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with as the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspapers of said County designated for such purpose, together with a notice of the Clerk of the Board of Supervisors in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.

Dated at Geneseo, New York

November 14, 2018

Ways and Means Committee

**27. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING AGREEMENT FOR LIVINGSTON COUNTY: LIVINGSTON COUNTY WATER AND SEWER AUTHORITY**

WHEREAS, pursuant to Section 1199-dddd(14) of the New York Public Authorities Law, the Livingston County Water and Sewer Authority ("Authority) has the power to use municipal employees, with the consent of the municipality, and pay a portion of the compensation or costs associated with such employees; and

WHEREAS, prior to the County transferring the assets of the County's Conesus Lake County Sewer District to the Authority, certain County personnel had been providing services to the District; and

WHEREAS, upon the transfer of the assets of the Conesus Lake County Sewer District to the Authority, the Authority and the County entered into a separate agreement dated December 28, 2001 ("Employee Lease Agreement"), allowing the Authority to continue to receive the benefit of services provided by County employees; and

WHEREAS, the Authority is now desirous of terminating the Employee Lease Agreement effective December 31, 2018, as the Authority is now willing and able to independently employ these individuals for

purposes of continuing to provide quality water and sewer services to its users; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign an Agreement terminating the Employee Lease Agreement between the County and the Authority subject to review by the County Attorney and County Administrator

Dated at Geneseo, New York

November 14, 2018

Ways and Means Committee

County Treasurer

**28. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR AUDIT SERVICES: THE BONADIO GROUP**

WHEREAS, the County of Livingston solicited a Request for Proposal for audit services, and four (4) proposals were received on July 30, 2018, 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 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>The Bonadio Group</b>	FY 2019	\$77,150.00
171 Sully's Trail, Suite 201	FY 2020	\$79,000.00
Pittsford, New York 14534-4618	With option for 1 year renewal	

For: Auditing Services

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

Dated at Geneseo, New York

November 14, 2018

Ways and Means Committee

**29. PROVIDING FOR LEVY OF ERRONEOUS TAXES TO BE CHARGED TO TOWNS**

The following is a list of items shown on the records of the County Treasurer as having been charged to the following Towns due to erroneous assessments, errors in the levy of the budget or similar items:

AVON	\$ 1,424.24
CALEDONIA	\$ 453.49
CONESUS	\$ 1,170.65
GENESEO	\$ 6,213.26
GROVELAND	\$ 1,263.27
LEICESTER	\$ 621.93
LIMA	\$ 1,747.42
LIVONIA	\$ 2,202.09
MT. MORRIS	\$ 423.44
NORTH DANSVILLE	\$ -.04
NUNDA	\$ 453.52
OSSIAN	\$ .04
PORTAGE	\$ 385.93
SPARTA	\$ .04
SPRINGWATER	\$ -1.15
WEST SPARTA	\$ 913.40
YORK	\$ 789.17
<b>Total</b>	<b>\$18,060.70</b>

Dated at Geneseo, New York

November 14, 2018

Ways and Means Committee

**30. APPROVING ESTIMATED 2018 SALES TAX CREDIT DISTRIBUTION**

RESOLVED, that the list below of 2019 estimated Sales Tax Distribution be, and the same hereby is, approved:

<b>Town</b>	<b>Estimate 2018</b>
Avon	\$ 104,000.00
Caledonia	\$ 58,000.00
Geneseo	\$138,000.00
Groveland	\$ 68,000.00
Leicester	\$ 40,000.00
Livonia	\$205,000.00
Ossian	\$ 14,000.00
Portage	\$ 15,000.00
Springwater	\$ 53,000.00
West Sparta	\$ 24,000.00
York	\$ 86,000.00
<b>Total:</b>	<b>\$805,000.00</b>

Dated at Geneseo, New York  
November 14, 2018  
Ways and Means Committee  
*Personnel*

**31. AMENDING THE 2018 HOURLY EMPLOYEE SALARY SCHEDULE: SHERIFF'S OFFICE**

RESOLVED, that the 2018 Hourly Employee Salary Schedule is amended at follows:

**Sheriff's Office:**

- Create one full-time Deputy Sheriff/Corporal (Road Patrol) position at Grade 14 LCCOPS Contract.

Dated at Geneseo, New York  
November 14, 2018  
Ways and Means Committee

**CLOSE PUBLIC HEARINGS**

**RESOLUTIONS Cont.**

**32. AUTHORIZATION TO SUBMIT A GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL**

WHEREAS, Amber Lantern Brewing Company LLC plans to equip and operate a craft brewery in the Village of Geneseo (the "Project"); and

WHEREAS, Amber Lantern Brewing Company LLC has requested that the County apply for funding on its behalf from the New York State Office of Community Renewal (the "OCR") to finance a portion of the cost of machinery and equipment for the project; and

WHEREAS, the Livingston County Development Corporation (the "LCDC") is assisting in the facilitation of the Project and has requested that the County provide the OCR funding to the LCDC as a grant for the purpose of making a grant or deferred loan to the Company, and

WHEREAS, the Project will result in substantial benefit to the County in the form of new permanent full-time employment positions within two years of its opening, and

WHEREAS, the County has held a public hearing on November 14, 2018 to obtain citizens' views regarding the CDBG program as administered by OCR and the Project,

RESOLVED, that the Chairman is hereby authorized to submit a grant application on behalf of the County in the approximate amount of \$100,000 to the OCR to support the Project, and be it further

RESOLVED, that the Chairman is hereby authorized to execute a grant agreement between the County and the OCR and all related documents associated with the OCR grant, including entering into a grant agreement with the LCDC for the implementation of the Project and administration of the OCR grant, all such documents to be subject to review and approval by the County Attorney, and be it further

RESOLVED, that the Chairman is hereby designated as the Certifying Officer responsible for all activities associated with the federal environmental review process to be completed in conjunction with the Project.

Dated at Geneseo, New York  
November 14, 2018  
Public Services Committee

33. **ADOPTING BUDGET FOR FISCAL YEAR 2019**

RESOLVED, that the Proposed Budget for the County of Livingston for the year 2019 is hereby approved and adopted as the final budget for the County of Livingston for the year 2019.

Dated at Geneseo, New York  
November 14, 2018  
Ways and Means Committee

34. **AUTHORIZING APPROPRIATION OF 2019 ADOPTED BUDGET**

RESOLVED, that the adopted Livingston County Budget for the year 2019 be appropriated by the County Treasurer and classified by funds and administrative units as set forth in said budget.

Dated at Geneseo, New York  
November 14, 2018  
Ways and Means Committee

**OTHER BUSINESS**

1. **CHAIRMAN APPOINTMENTS**

**Workforce Development Board**

Name	Address	Title/Represents	Term Expires
Jonathan Fuzak	25 Tyrol Drive, Cheektowaga, NY 14227	At Large/Public Sector	At Pleasure

**ADJOURNMENT**