

**REGULAR BOARD MEETING
WEDNESDAY, FEBRUARY 8, 2023
1:30 P.M.**

ROLL CALL

The roll was called showing all members present except Mr. Fanaro (Leicester), Mr. Horr (N. Dansville), Mr. Schuster (Sparta) and Mrs. Babbitt Henry (Springwater).

PLEDGE OF ALLEGIANCE

Caledonia Supervisor Daniel Pangrazio led the Pledge of Allegiance.

APPROVAL OF MINUTES

Minutes of 1/25/23 Regular Meeting were approved as presented.

COMMUNICATIONS

1. Local Law 4-2022 was filed by the Department of State on December 30, 2022.
2. Local Law 1-2023 was filed by the Department of State on January 20, 2023.
3. Local Law 2-2023 was filed by the Department of State on January 20, 2023.

INTRODUCTION OF LOCAL LAW

LOCAL LAW A-2023 A LOCAL LAW ENTITLED THE LIVINGSTON COUNTY GUEST ROOM OCCUPANCY TAX LAW

Chairman LeFeber asked the County Attorney to comment on the local law.

County Attorney Shannon Hillier introduced Local Law that will impose a 3% tax on short term rental in Livingston County (14 days or less). This Local Law will implement the provisions of Chapter 290 of the Laws of 1993, effective July 21, 1993, enacting Section 1202-m of the Tax Law of the State of New York.

ABSTRACT OF CLAIMS

RESOLUTION NO. 2023-42 APPROVING ABSTRACT OF CLAIMS #2A-FEBRUARY 8, 2023

Mr. Knapp presented the following resolution and moved its adoption:

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #1A dated February 8, 2023 in the total amount of \$2,548,185.05.

Dated at Geneseo, New York

February 8, 2023

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

COMMITTEE OF THE WHOLE/UNFINISHED BUSINESS

RESOLUTION NO. 2023-43 URGING NEW YORK STATE TO RAISE THE DAILY MEDICAID RATE PAID TO NURSING HOMES

WHEREAS, there is an alarming rate of nursing home facility closures across New York State due to the continued struggle with financial costs and increased governmental regulations caused by the Covid-19 pandemic; and

WHEREAS, the inflationary costs nursing homes have experienced since the pandemic has risen by roughly 42%. With the exception of a small 1% increase in 2022, the daily Medicaid rate paid to nursing homes in New York State has not been increased since 2008; and

WHEREAS, Medicaid is the predominant payer for care at about 75% of all resident days; and

WHEREAS, without proper reimbursement levels, facilities simply cannot pay competitive wages or provide the benefits needed to recruit and retain staff. Adequate staffing is critical to providing consistent, compassionate, and outstanding care to patients; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby urges the State to enact legislation to raise the daily Medicaid rate paid to nursing homes to more appropriately meet the nursing facility inflationary costs; and be it further

RESOLVED, that the Deputy Clerk of the Board shall forward certified copies of this Resolution to Governor

Kathy Hochul, Senator Pam Helming, Assemblywoman Marjorie Byrnes, the New York State Association of Counties and all others deemed necessary and proper.

Dated at Geneseo, New York

February 8, 2023

Committee of the Whole Resolution

MOTION TO MOVE COMMITTEE OF THE WHOLE RESOLUTION

There being no further discussion on the foregoing resolution, Chairman LeFeber asked for a motion to present the Committee of the Whole Resolution.

Motion made by Mr. Pangrazio and seconded by Mr. Wester to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE

RESOLUTION NO. 2023-44 APPOINTING MEMBER TO THE FISH AND WILDLIFE MANAGEMENT BOARD: AARON DAVIS

RESOLVED, that the following member is hereby appointed to the Fish and Wildlife Management Board for the term designated:

Fish And Wildlife Management Board			
Name	Address	Rep./Title	Term
Aaron Davis	9655 Riley Road, Nunda, NY 14517	Landowner Rep.	1/1/23-12/31/24

and be if further

RESOLVED, that the Deputy Clerk of the Board of Supervisors shall forward a certified copy of this Resolution to the Fish and Wildlife Management Board.

February 8, 2023

Public Services Committee

RESOLUTION NO. 2023-45 APPOINTING VOTING REPRESENTATIVES TO THE INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK FOR THE YEAR 2023: DWIGHT KNAPP, DAVID LEFEBER, MICHELE REES & DONALD WESTER

RESOLVED, that the following members are hereby appointed to the Inter-County Association of Western New York for the year 2023 for the term designated:

Inter-County Association Of Western New York			
Name	Address	Rep./Title	Term
Dwight Knapp	10342 Hotaling Road Dansville, NY 14437	Supervisor/Town of Ossian	1/1/23-12/31/23
David LeFeber	4910 Littleville Road Avon, NY 14414	Supervisor/Town of Avon	1/1/23-12/31/23
Michele Rees	6 Court Street Geneseo, NY 14454	Alternate	1/1/23-12/31/23
Donald Wester	P.O. Box 188, Conesus, NY 14435	Supervisor/Town of Conesus	1/1/23-12/31/23

and be if further

RESOLVED, that the Deputy Clerk of the Board of Supervisors shall forward a certified copy of this Resolution to the Inter-County Association of Western New York.

Dated at Geneseo, New York

February 8, 2023

Public Services Committee

RESOLUTION NO. 2023-46 APPOINTING MEMBERS TO THE LIVINGSTON COUNTY SOIL AND WATER CONSERVATION DISTRICT BOARD OF DIRECTORS: GARY GALTON, JON WHITE, SUSAN J. ERDLE & WILLIAM WADSWORTH

RESOLVED, that the following members are hereby appointed to the Livingston County Soil and Water

Conservation District Board of Directors for the terms designated:

Livingston County Soil and Water Conservation District Board of Directors			
Name	Address	Rep./Title	Term
Gary Galton	14 Gibbs Street, Nunda, NY 14517	Farm Bureau Member	1/1/23-12/31/25
Jon White	114 Temple Hill Street, Geneseo, NY 14454	At Large Member	1/1/23-12/31/25
Susan J. Erdle	8302 Kysorville-Byersville Road, Dansville, NY 14437	Supervisor Member	1/1/23-12/31/23
William Wadsworth	P.O. Box 127, Geneseo NY 14454	Supervisor Member	1/1/23-12/31/23

and be it further

RESOLVED, that the Deputy Clerk of the Board of Supervisors shall forward a certified copy of this Resolution to the Livingston County Soil and Water Conservation District Board of Directors.

Dated at Geneseo, New York

February 8, 2023

Public Services Committee

RESOLUTION NO. 2023-47 APPOINTING MEMBERS TO THE LIVINGSTON COUNTY TRAFFIC SAFETY BOARD: THOMAS DOUGHERTY, MATTHEW BEAN, KATHLEEN O'HARA, RUSSELL PAGE, CARL SWANSON, EDWARD HAEFNER, JAMES MAC WHORTER, GREGORY HORR, RICKY MORAN, MARTHA BLAIR, DAVID MARK, KEITH YOUNG, JR., LAURIE COSIMANO, STACIE COSIMANO, GEORGE WORDEN, JR. & NORMAN GATES

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

Livingston County Traffic Safety Board			
Name	Address	Rep./Title	Term
Thomas Dougherty	4 Court Street, Geneseo, NY 14454	Member-Sheriff	1/1/23-12/31/25
Matthew Bean	4 Court Street, Geneseo, NY 14454	Alternate-Undersheriff	1/1/23-12/31/25
Kathleen O'Hara	2672 Perry Road, Mt. Morris, NY 14510	Member-Town of Leicester	1/1/23-12/31/25
Russell Page	5284 Upper Mt. Morris Road, Leicester, NY 14481	Alternate-Town of Leicester	1/1/23-12/31/25
Carl Swanson	13 Elm Street, Mt. Morris, NY 14510	Member-Town of Mt. Morris	1/1/23-12/31/25
Edward Haefner	2204 Cooperville Road, Nunda, NY 14517	Alternate-Town of Mt. Morris	1/1/23-12/31/25
James MacWhorter	7 Adam Street, Dansville, NY 14437	Member-Town of North Dansville	1/1/23-12/31/25
Gregory Horr	48 Seward Street, Dansville, NY 14437	Alternate -Town of North Dansville	1/1/23-12/31/25
Ricky Moran	8654 Short Tract Road, Nunda, NY 14517	Member-Town of Nunda	1/1/23-12/31/25
Martha Blair	9090 Abbot Road, Nunda, NY 14517	Alternate-Town of Nunda	1/1/23-12/31/25
David Mark	10178 McCurdy Road, Dansville, NY 14437	Member-Town of Ossian	1/1/23-12/31/25
Keith Young, Jr.	4336 Linzy Road, Dansville, NY 14437	Alternate-Town of Ossian	1/1/23-12/31/25
Laurie Cosimano	8952 Green Road, Nunda, NY 14517	Member-Town of West Sparta	1/1/23-12/31/25
Stacie Cosimano	4483 Red School Road, Dansville, NY 14437	Alternate-Town of West Sparta	1/1/23-12/31/25

George Worden, Jr.	2650 Limrick Road, Piffard, NY 14533	Member-Town of York	1/1/23-12/31/25
Norman Gates	1917 Dow Road, Pavilion, NY 14525	Alternate-Town of York	1/1/23-12/31/25

and be if further

RESOLVED, that the Deputy 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
February 8, 2023
Public Services Committee

**RESOLUTION NO. 2023-48 PROCLAIMING MARCH 3, 2023 AS EMPLOYEE APPRECIATION DAY
IN LIVINGSTON COUNTY**

WHEREAS, March 3, 2023, has been designated as National Employee Appreciation Day; and

WHEREAS, Livingston County employees dedicate themselves to the continuous improvement of the quality of life for Livingston County citizens as they perform their jobs with professionalism, integrity, compassion, and pride; and

WHEREAS, Livingston County employees are committed in the performance of their duties which include, but are not limited to: workforce development, tax collection, property recording, elections, protecting public safety and health, caring for the less fortunate, providing skilled nursing, enforcing laws, safeguarding the environment, building and maintaining roads, promoting economic growth, licensing professionals and businesses and preserving our historical and cultural resources; and

WHEREAS, the professional and personal commitment of County employees contributes to the most efficient and effective operation of our County. While serving as responsible stewards of taxpayer funds, County employees collectively work to improve operations and enhance service delivery throughout the County offices; and

WHEREAS, the essential services County employees provide make a difference every day and enhance the quality of life for those who live, work, or visit our great County; and

WHEREAS, the County of Livingston expresses gratitude this day and throughout the year to our County employees who demonstrate leadership, courage, and compassion in serving their fellow citizens; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims March 3, 2023 as “Employee Appreciation Day” in Livingston County.

Dated at Geneseo, New York
February 8, 2023
Ways and Means Committee

**RESOLUTION NO. 2023-49 CALLING ON THE STATE OF NEW YORK TO CONTINUE TO PASS-
THRU FEDERAL AFFORDABLE CARE ACT ENHANCED FEDERAL MEDICAID ASSISTANCE
PERCENTAGE FUNDS**

WHEREAS, the SFY 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties and New York City; and

WHEREAS, the State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers; and

WHEREAS, the elimination of this ACA eFMAP federal pass-thru will require the 57 counties to spend at least \$280 million more in SFY 2024, and approximately \$1 billion when New York City is included; and

WHEREAS, the SFY 2024 costs to counties and New York City are scheduled to grow by 30 percent by SFY 2027; and

WHEREAS, it is the strong view of NYSAC that congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match; and

WHEREAS, since 2003, the State has shared the funds proportionally based on the analysis of savings the counties have received during periods when an enhanced federal Medicaid match was enacted by Congress; and

WHEREAS, enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion; and

WHEREAS, starting in SFY 2014, the State began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and New York City were to make

to the State to support the State's Medicaid program. Through February 1, 2023, the State continues to share the federal savings from the ACA eFMAP with the 57 counties and New York City; and

WHEREAS, the County strongly disagrees with the need to cut county funding so deeply when the Governor's budget proposes to fully fund the State's reserves two years ahead of schedule depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024; now, therefore, be it

RESOLVED, that Livingston County calls on the State to continue to share these federal funds with counties as has been the precedent for over 20 years; and be it further

RESOLVED, that the Deputy Clerk of the Board shall forward copies of this resolution to Governor Kathy Hochul, Senator Pam Helming, Assemblywoman Marjorie Byrnes, Congresswoman Claudia Tenney and all others deemed necessary and appropriate.

Dated at Geneseo, New York

February 8, 2023

Ways and Means Committee

RESOLUTION NO. 2023-50 DECLARING SURPLUS PROPERTY: CENTRAL SERVICES & HIGHWAY

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:

Central Services

Quantity	Year, Make & Model	Mileage/Hours	Serial #
1	Sweepster Hyd Broom Model D32C8 (road broom) for a 411 JCB loader	N/A	0002056

Highway Department

Quantity	Year, Make & Model	Mileage/Hours	Serial #
1	2010 Ford F-250 Pick-up	128,710 mi.	1FTSX2B57AEB25557
1	2006 Ford F-350 Pick-up	90,111 mi.	1FTWW31YX6EC60867
1	2007 Chevrolet/express 2500 Cargo Van	123,431 mi.	1GCGG252X71154736
1	2017 John Deere X738 Lawn Mower	1006.3 HR	1M0X738ALGM041782
1	2017 John Deere X738 Lawn Mower	944.2 HR	1M0X738AHGM041783

Dated at Geneseo, New York

February 8, 2023

Ways and Means Committee

RESOLUTION NO. 2023-51 PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. A-2023 THE LIVINGSTON COUNTY GUEST ROOM OCCUPANCY TAX LAW

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on February 8, 2023, a proposed Local Law entitled the Livingston County Guest Room Occupancy Tax Law; now, therefore, be it

RESOLVED, that a public hearing shall be held on said proposed Local Law by this Board on the March 8, 2023, at 1:35 p.m. in the Board of Supervisors Assembly Room in the Livingston County Government Center, Geneseo, New York; and be it further

RESOLVED, that at least six (6) days' notice shall be given by posting thereof on the bulletin board of the Livingston County Government Center 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

February 8, 2023

Ways and Means Committee

PREFERRED AGENDA VOTE

There being no further discussion on the foregoing resolution, Chairman LeFeber asked for a motion to present the Committee of the Whole Resolution.

Motion made by Mr. Pangrazio and seconded by Mr. Wester to move Committee of the Whole Resolution. Carried.

REPORT OF THE SUPERVISORS' PROCEEDINGS 33

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE

Center for Nursing and Rehabilitation

RESOLUTION NO. 2023-52 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: FUSION MEDICAL STAFFING, LLC & TALLAVERA, LLC

Mrs. Walker presented the following resolution and moved its adoption:

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>
Fusion Medical Staffing, LLC	4/1/2023-3/31/2024	Fee Schedule
11808 Grant Street		
Omaha, NE 68164		
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

Tallavera, LLC	2/1/2023-1/31/2024	Fee Schedule
19 Cambridge Street		
Rochester, NY 14607		
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
February 8, 2023
Human Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Department Of Health

RESOLUTION NO. 2023-53 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT HEALTH: MARIA BENZONI, CORNELL COOPERATIVE EXTENSION OF LIVINGSTON COUNTY, GENESEE COUNTY HEALTH DEPARTMENT, LAWLER VETERINARY ESSENTIALS, PLLC, TOWN OF CONESUS, TOWN OF GROVELAND, TOWN OF LIMA, TOWN OF SPRINGWATER & VILLAGE OF LEICESTER

Mrs. Walker presented the following resolution and moved its adoption:

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>
Maria Benzoni	1/1/23-12/31/24	\$64.00 per 30 minute session
P.O. Box 31		
Geneseo, NY 14454		
For: Counseling and parent training services for Preschool Program		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County, New York State Department of Education, Medicaid	varies %	Yes X No

Cornell Cooperative Extension of Livingston County	1/1/23-6/30/23	\$600.00 per family (33 families maximum)
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REPORT OF THE SUPERVISORS' PROCEEDINGS 34

3 Murray Hill Drive
Mt. Morris, NY 14510

for a total maximum of
\$19,800.00

For: Increase home safety for children under the age of two (2) years old

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Perinatal Infant Community Health Collaborative Grant	0%	Yes X No

Genesee County Health Department 12/1/22-12/1/26 \$0.00

3837 West Main Street Road

Batavia, NY 14020

For: Intermunicipal Agreement for lead abatement of homes in Livingston County with high lead levels for eligible families and landlords

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Genesee County Health Department through HUD Lead Hazard Control funds and Healthy Home supplemental funds.	0%	Yes X No

Lawler Veterinary Essentials, PLLC 1/1/23-12/31/24 Not to exceed \$5,000.00/year

92 Main Street

Dansville, NY 14437

For: Spaying and neutering of dogs adopted out by Dog Control

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Donation fund for spaying and neutering	0%	Yes X No

Town of Conesus 1/1/23-12/31/24 2023: \$4,900.00/year

6210 South Livonia Road

Conesus, NY 14435

2024: TBD, based on approved budget

For: Provide dog control services to the Town of Conesus to enforce its local dog control ordinance

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Town of Conesus	0%	Yes X No

Town of Groveland 1/1/23-12/31/24 2023: \$4,900.00/year

4955 Aten Road

Groveland, NY 14462

2024: TBD, based on approved budget

For: Provide dog control services to the Town of Groveland to enforce its local dog control ordinance

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Town of Groveland	0%	Yes X No

Town of Lima 1/1/23-12/31/24 2023: \$4,900.00/year

7239 East Main Street

Lima, NY 14485

2024: TBD, based on approved budget

For: Provide dog control services to the Town of Lima to enforce its local dog control ordinance

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Town of Lima	0%	Yes X No

Town of Springwater 1/1/23-12/31/24 2023: \$4,900.00/year

8022 South Main Street

Springwater, NY 14560

2024: TBD, based on approved budget

For: Provide dog control services to the Town of Springwater to enforce its local dog control ordinance

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Town of Springwater	0%	Yes X No

Village of Leicester 1/1/23-12/31/24 2023: \$4,900.00/year

PO Box 203

52 South Parkway

Leicester, NY 14481

2024: TBD, based on approved budget

For: Provide dog control services to the Village of Leicester to enforce its local dog control ordinance

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Village of Leicester	0%	Yes X No

Dated at Geneseo, New York

February 8, 2023

Human Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

RESOLUTION NO. 2023-54 ESTABLISHING THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH DOG CONTROL FEES EFFECTIVE JANUARY 1, 2023

Mrs. Walker presented the following resolution and moved its adoption:

Dog Control Fees Adjustment			
Service Description	Rev Code	Current	Effective 1/1/23
Redemption Fees: (Owner reclaiming a stray dog) *within 12-months of the most recent redemption			
First redemption	3510-1505	\$10.00	\$10.00
Second redemption*	3510-1505	\$20.00	\$20.00
(add per day)	3510-1505	(\$3.00)	(\$3.00)
Third redemption*	3510-1505	\$30.00	\$30.00
(add per day)	3510-1505	(\$3.00)	(\$3.00)
Fourth redemption*	3510-1505	\$50.00	\$50.00
(add per day)	3510-1505	(\$3.00)	(\$3.00)
Adoption Fees:			
Vaccination fees			
Spay/Neuter Deposit	3510-1505	\$35.00	\$35 only for puppies/dogs subject to medical condition
Spay/Neuter Donation *Donations collected to be returned to the donation fund covering spay/neuter costs	3510-2705	\$0	\$80.00 Male* \$100.00 Female*
Vaccination Fees:			
Rabies	3510-1505	\$15.00	\$20.00
Distemper/Parvo	3510-1505	\$15.00	\$20.00
Panacur (dewormer)	3510-1505	\$10.00	\$15.00
Misc:			
Private surrender	3510-1505	\$55.00	\$60.00
Animal cruelty holding	3510-1505	\$5.00/day	\$10.00/day (subject to Court petition approval)

Dated at Geneseo, New York

February 8, 2023

Human Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Department Of Social Services

RESOLUTION NO. 2023-55 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: CENTER FOR DISABILITY RIGHTS, CHILD CARE COUNCIL, INC. & NYS OFFICE OF CHILDREN & FAMILY SERVICES

Mrs. Walker presented the following resolution and moved its adoption:

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>
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Center for Disability Rights

1/1/23-12/31/23

\$0.00

497 State Street
Rochester, NY 14608

For: Consumer directed personal services through Medicaid.

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

Child Care Council, Inc.

1/1/23-12/31/23

\$80,269.00

595 Blossom Road, Suite 120
Rochester, NY 14610

For: Inspection/registration of day care centers, homes and school age programs

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
MOU with State OCFS – DSS is pass through Agency	0%	Yes X No

NYS Office of Children & Family Services

1/1/23-12/31/23

\$80,269.00

52 Washington Street
Rensselaer NY 12144

For: MOU for funding to pay for the costs incurred in providing inspection/registration services for day care Centers, homes and school age programs.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
MOU with State OCFS – DSS is pass through Agency	0%	Yes X No

Dated at Geneseo, New York

February 8, 2023

Human Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

RESOLUTION NO. 2023-56 AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO SIGN A CONTRACT WITH THE LIVINGSTON COUNTY YOUTH BUREAU

Mrs. Walker presented the following resolution and moved its adoption:

RESOLVED, that the Commissioner of Social Services is hereby authorized to sign the following contract with the Livingston County Youth Bureau, 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>
Livingston County Youth Bureau 6 Court Street, Room 105 Geneseo, NY 14454 For: Youth Advocacy Services	1/1/23-12/31/23	\$12,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Title XX/State Child Welfare	0-38%	Yes X No

Dated at Geneseo, New York

February 8, 2023

Human Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Office For The Aging

RESOLUTION NO. 2023-57 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING: PLAN B EXPRESS TRANSIT LLC AND VIRA REALTY DBA WILLOW CREEK VENUE

Mrs. Walker presented the following resolution and moved its adoption:

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, 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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REPORT OF THE SUPERVISORS' PROCEEDINGS 37

Plan B Express Transit LLC
 11767 County Road 16
 Dalton, NY 14846
 For: Transportation Services

4/1/23-3/31/24

Rate Schedule

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Unmet Need, CSE	0% - 25%	Yes X No

Vira Realty DBA Willow Creek Venue 5/6/23 (Event Date) \$1,250.00
 3100 Rochester Road
 Lakeville, NY 14480
 For: Seniorama Event

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

Dated at Geneseo, New York
 February 8, 2023

Human Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Other

RESOLUTION NO. 2023-58 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: CORNELL COOPERATIVE EXTENSION ASSOCIATION OF LIVINGSTON COUNTY

Mrs. Walker presented the following resolution and moved its adoption:

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for Livingston County, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Cornell Cooperative Extension Association of Livingston County	1/1/23-12/31/23	\$542,500.00

3 Murray Hill
 Mt. Morris, NY 14510

For: Support and Maintenance to conduct extended educational programs

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

Dated at Geneseo, New York
 February 8, 2023

Human Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

County Historian

RESOLUTION NO. 2023-59 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT AWARD CONTRACT FOR THE LIVINGSTON COUNTY HISTORIAN: ROCHESTER REGIONAL LIBRARY COUNCIL

Mr. Deming presented the following resolution and moved its adoption:

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 Historian, 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>
Rochester Regional Library Council	1/30/2023-12/31/2023	\$6,300.00

3445 Winton Place
 Rochester, NY 14623

For: Digitizing historical audio-visual material

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>

Grant from Rochester Regional Library Council	0%	No
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Dated at Geneseo, New York
 February 8, 2023
 Public Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Highway

RESOLUTION NO. 2023-60 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A LICENSE AGREEMENT: WEBER - TOWN OF LIVONIA

Mr. Deming presented the following resolution and moved its adoption:

WHEREAS, the Estate of Patricia J. Weber is presently in the process of selling 5186 East Lake Road in the Town of Livonia (Tax Map No. 92.70-1-2); and

WHEREAS, Kyle A. Mott, a New York State certified land surveyor hired to perform the survey work associated with the transfer, has discovered that a small portion of the house is encroaching into the County right-of-way, along with some concrete sidewalks, stairs, and masonry landscaping (hereinafter collectively referred to as “the structures”); and

WHEREAS, the Highway Superintendent has determined that the above-mentioned structures encroaching into the County right-of-way, if permitted to remain in their present location, are of no major concern or consequence to County highway functionality and maintenance; and

WHEREAS, the Highway Superintendent recommends that the County enter into a License Agreement with the Estate of Patricia J. Weber. Said Agreement would run with the land and allow the structures to remain within the County right-of-way until demolished and relocated by the property owner; and

WHEREAS, the License Agreement would specify the property owner shall hold harmless the County for any damage or injury to persons or property resulting from the encroaching structures and the property owner is responsible for all maintenance associated with the structures. The property owner would also be prohibited from making any sort of ownership claim to that portion of the right-of-way owned by the County; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a License Agreement with the Estate of Patricia J. Weber, and any related documents, to address the structures located at 5185 East Lake Road, Town of Livonia currently encroaching into the County right-of-way, subject to review by the County Attorney; be it further

RESOLVED, that said License Agreement shall be recorded in the Livingston County Clerk’s Office along with a copy of the survey map entitled “Map of a Survey: 5186 East Lake Road” prepared by Kyle A. Mott, Land Surveyor, dated December 16, 2022.

Dated at Geneseo, New York
 February 8, 2023
 Public Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

RESOLUTION NO. 2023-61 AWARDING BID AND AUTHORIZING CONSTRUCTION CONTRACT FOR SUPERSTRUCTURE REPLACEMENT PROJECT, STONES FALLS ROAD BRIDGE OVER MILL CREEK (BIN 33166960) TOWN OF NORTH DANSVILLE, NYSDOT PIN 4LV0.04, FOR THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT: RAMSEY CONSTRUCTORS, INC.

Mr. Deming presented the following resolution and moved its adoption:

WHEREAS, after proper legal advertisement seeking bids for the construction phase of the Stones Falls Road Bridge Superstructure Replacement Project in the Town of North Dansville, five (5) bids were received and opened on January 11th, 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 hereby 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>
Ramsey Constructors, Inc. 5711 Gateway Park	2/8/23-12/31/23	\$398,996.00

Lakeville, NY 14480

For: Replacement of Stones Falls Road Bridge Superstructure

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Federal Highway, NYSDOT Marchiselli, Liv. Co. Hwy.	20%	Yes X No

Dated at Geneseo, New York

February 8, 2023

Public Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Planning

RESOLUTION NO. 2023-62 APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

Mr. Deming presented the following resolution and moved its adoption:

WHEREAS, the County of Livingston has appropriated the sum of \$11,515.00 as its share of the Year 2023 operating funds of the Genesee Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to New York State General Municipal Law Section 119-00, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee Finger Lakes Regional Planning Council has designated Richard Sutherland, Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$500,000.00; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to General Municipal Law Section 119-00 of the General Municipal Law; and be it further

RESOLVED, that a copy of this Resolution shall be forwarded to the office of the Genesee Finger Lakes Regional Planning Council.

Dated at Geneseo, New York

February 8, 2023

Public Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

RESOLUTION NO. 2023-63 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT: CC ENVIRONMENT & PLANNING, OSWEGO COUNTY SOIL AND WATER CONSERVATION DISTRICT & TELE DATA COM, INC.

Mr. Deming presented the following resolution and moved its adoption:

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Planning Department, 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>
CC Environment & Planning	2/1/23-6/30/23	Not to exceed \$1,285.00

23 Jackson Street

Batavia, NY 14040

For: Professional design services for the 2022 Conesus Lake Watershed Management Plan Annual Report.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Protection Funds through NYS DEC: Finger Lakes-Lake Ontario Watershed Protection Alliance (CLAWS 31)	0%	Yes

Oswego County Soil and Water Conservation District

4/1/23-12/31/25

\$97,200.00

3105 State Route 3
Fulton, NY 13069

For: Pass through of Finger Lakes-Lake Ontario Watershed Protection Alliance funds for Conesus Lake Aquatic Weeds Strategy (CLAWS 33)/Conesus Lake Watershed Management Plan implementation efforts.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Protection Funds through NYS DEC: Finger Lakes-Lake Ontario Watershed Protection Alliance	0%	Yes

Tele Data Com, Inc.

2/8/23-12/31/23

\$11,070.00

90 Airpark Drive, Suite 102
Rochester, NY 14624

For: Fiber installation for the EOC Communications Tower

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Statewide Interoperable Communication Grant Program	0%	Yes

Dated at Geneseo, New York
February 8, 2023

Public Services Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

County Administrator

RESOLUTION NO. 2023-64 AMENDING 2023 LIVINGSTON COUNTY BUDGET: SHERIFF (2)

Mr. Knapp presented the following resolution and moved its adoption:

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
February 8, 2023

Ways and Means Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

County Attorney

RESOLUTION NO. 2023-65 AUTHORIZING LEASE WITH NOYES MEMORIAL HOSPITAL FOR THE DIALYSIS CENTER

Mr. Knapp presented the following resolution and moved its adoption:

RESOLVED, that the Livingston County Board of Supervisors finds that approximately 10,500 square feet located in the former Geneseo Skilled Nursing Facility is no longer necessary for Livingston County public purposes; and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby authorizes the Chairman of the Board to sign a lease with Noyes Memorial Hospital for said space for a period of three (3) years commencing March 1, 2023 and ending February 28, 2026, a three (3) year period, at \$8,860.65 per month for the first year, increasing 3% each subsequent year. Said lease agreement being subject to the approval of the County Attorney and County Administrator.

Dated at Geneseo, New York
February 8, 2023

Ways and Means Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Other

RESOLUTION NO. 2023-66 AUTHORIZING THE PURCHASE OF TWO (2) 2023 CHRYSLER PACIFICA MINIVANS FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING: SAWYER CHRYSLER DODGE, INC. DBA SAWYER MOTORS

Mr. Knapp presented the following resolution and moved its adoption:

RESOLVED, that the Livingston County Office for the Aging is hereby authorized to purchase through

NYSOGS Mini-Bid #12259 and NYSOGS Contract PC69491SB two (2) 2023 Chrysler Pacifica Minivans from Sawyer Chrysler Dodge DBA Sawyer Motors of 166 Ulster Avenue, Saugerties, New York 12477 at a cost of \$41,228.00 each, for a total cost of \$82,456.00.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
ARPA, C2, WIN	10%	Yes

Dated at Geneseo, New York
February 8, 2023

Ways and Means Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Human Resources

RESOLUTION NO. 2023-67 AMENDING THE 2023 LIVINGSTON COUNTY SALARY SCHEDULE: LIVINGSTON COUNTY NURSING AND REHABILITATION CENTER & DEPARTMENT OF HEALTH

Mr. Knapp presented the following resolution and moved its adoption:

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

Nursing and Rehabilitation Center:

- Convert one (1) part-time Scheduler position to a full-time position at a Wage Grade 7 CSEA Contract effective February 12, 2023.

For: To assist the facility with scheduling and payroll functions, and to ensure clinical staffing to meet census needs

Department of Health:

- Create two (2) full-time Principal Account Clerk positions at Wage Grade 15 CSEA Contract effective February 26, 2023.
- Create two (2) full-time Principal Typist positions at Wage Grade 10 CSEA Contract effective February 26, 2023.
- Create one (1) full-time Mental Health Social Work Aide position at Wage Grade 13 CSEA Contract effective February 26, 2023.

For: Realignment of duties and positions

Dated at Geneseo, New York
February 8, 2023

Ways and Means Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

RESOLUTION NO. 2023-68 RATIFYING TENTATIVE COLLECTIVE BARGAINING AGREEMENT WITH THE CSEA FULL-TIME EMPLOYEES UNIT AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, the collective bargaining agreement between the CSEA Full-time employees unit and Livingston County expired on December 31, 2022; and

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

WHEREAS, the CSEA Full-time employees unit has ratified this tentative agreement January 25, 2023; and

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

RESOLVED, that the tentative agreement commencing January 1, 2023 and expiring December 31, 2027, a copy of which is on file with the Clerk of the Board, 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.

Dated at Geneseo, New York
February 8, 2023

Ways and Means Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

Real Property Tax Services

RESOLUTION NO. 2023-69 CORRECTING TAX ROLL: TOWNS OF GROVELAND, OSSIAN & YORK

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, the Livingston County Real Property Tax Services Director has transmitted a written report of his investigation and recommendation with regard to three applications (3 parcels) for correction of the tax rolls, pursuant to the Real Property Tax Law, as prepared for the Towns of Groveland, Ossian and York 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 submitted to the Livingston County Real Property Tax Services Director; now, therefore, be it

RESOLVED, that the Livingston County Real Property Tax Services Director is hereby authorized and directed to forward a copy of this Resolution to the officer(s) having jurisdiction of the tax roll(s) so that the roll(s) can be corrected and a notice of approval sent to the applicant(s); and be it further

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

Year, Municipality Owner(s) Tax Map Number	Taxing Jurisdiction	Original Tax Bill	Corrected Tax Bill	Refund to Owner	Chargebacks to Taxing Jurisdictions
1. 2023 Groveland	Livingston County	\$8.54	\$8.54	\$0.00	\$0.00
Strong, Darrel J. & Mary Jo	Groveland Town Tax	\$4.13	\$4.13	\$0.00	\$0.00
	Groveland Fire 1/Amb	\$0.57	\$0.57	\$0.00	\$0.00
Tax Map Number	Groveland Light 2	\$0.29	\$0.29	\$0.00	\$0.00
135.16-2-25.112	GroSta Cty Swr	<u>\$317.00</u>	<u>\$10.00</u>	<u>\$0.00</u>	<u>\$307.00</u>
	Total	\$330.53	\$23.53	\$0.00	\$307.00
2. 2023 Ossian	Livingston County	\$1,217.94	\$1,217.94	\$0.00	\$ 0.00
Fogle, Jon M.	Ossian Town Tax	\$1,340.18	\$1,340.18	\$0.00	\$0.00
Tax Map Number	School Relevy	\$3,266.61	\$0.00	\$3,266.61	\$3,266.61
224.-1-4.12	Ossian Fire 1	<u>\$60.67</u>	<u>\$60.67</u>	<u>\$0.00</u>	<u>\$0.00</u>
	Total	\$5,885.40	\$2,618.79	\$3,266.61	\$3,266.61
3. 2023 York	Livingston County	\$1,528.57	\$1,209.91	\$0.00	\$318.66
Gilda MacIntyre	York Town Tax	\$771.24	\$610.46	\$0.00	\$160.78
Family Trust	York Fire 1	\$135.01	\$106.86	\$0.00	\$28.15
Tax Map Number	Consolidated Wtr Occ	<u>\$198.69</u>	<u>\$198.69</u>	<u>\$0.00</u>	<u>\$0.00</u>
31.-1-27	Total	\$2,633.51	\$2,125.92	\$0.00	\$507.59

Dated at Geneseo, New York

February 8, 2023

Ways and Means Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

RESOLUTION NO. 2023-70 DESIGNATING OFFICIALS TO APPROVE CERTAIN APPLICATIONS MADE FOR CORRECTION OF TAX ROLL ERRORS, REFUNDS, AND CREDITS

Mr. Knapp presented the following resolution and moved its adoption:

WHEREAS, Real Property Tax Law §§ 554(9) and 556(8) permit a tax levying body to authorize designated officials to approve correcting tax roll errors, refunds, and credit of taxes in instances where the recommended correction, refund, or credit is \$2,500.00 or less without prior approval by the tax levying body; and

WHEREAS, Livingston County currently averages approximately twenty-five (25) applications per year for correction of errors and/or for refund of taxes. The Board approval process presently required for each application creates significant time delays for County taxpayers, which would be substantially minimized by this action; and

WHEREAS, the Livingston County Real Property Tax Services Director and the Livingston County Treasurer recommend this practice be adopted in order to make the corrections and/or refunds to taxpayers erroneously assessed

timelier and more efficient; now, therefore, be it

RESOLVED, that pursuant to Real Property Tax Law §§ 554(9) and 556(8), upon receipt of an application seeking a correction of tax roll errors, refund, or credit, the Livingston County Real Property Tax Services Director shall prepare a written report of his investigation and recommendation for such application, and follow the procedure the Livingston County Board of Supervisors follows in making corrections, refunds, or credits. However, where the Livingston County Real Property Tax Services Director denies a correction, refund, or credit, in whole or in part, he shall be required to provide the Livingston County Board of Supervisors the written report of his investigation and recommendation and both copies of the application, as well as the written reasons why the Director denied the application; and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby designates the Livingston County Treasurer or the Livingston County Deputy Treasurer as the County official authorized to approve applications for correction of tax roll errors, refunds, and credits of taxes when the recommended corrected amounts do not exceed \$2,500.00. Said authority shall be effective immediately, terminating December 31, 2023; and be it further

RESOLVED, that on or before the 15th day of each month in the calendar year 2023, the Livingston County Real Property Tax Services Director shall submit a report to the Livingston County Board of Supervisors specifying the corrections, refunds, and credits processed by the Director and approved by the Livingston County Treasurer or the Livingston County Deputy Treasurer pursuant to this resolution during the preceding month. Said report shall indicate the name of each recipient, the location of the property, justification for the request, and the amount requested; and be it further

RESOLVED, that the Clerk of the Board shall forward certified copies of this resolution to the appropriate County officials.

Dated at Geneseo, New York

February 8, 2023

Ways and Means Committee

The roll was called as follows: Ayes-1,628; Noes-0; Absent-Fanaro, 72, Babbitt Henry, 79; Schuster, 53; Horr; 177; Total 381; Adopted.

OTHER BUSINESS

1. County Administrator Updates: Mr. Coyle gave a brief overview of recent activities on supporting the Medicaid rate change and opposing Governor Hochul's Executive Budget eFMAP takeaway. The Clerk of the Board is working on scheduling a legislative forum in March. Mr. Coyle will be attending the upcoming NACo Legislative Conference in Washington D.C. He and others will be working on Federal policy and how it relates to County governments across the U.S. and further discussion with USDA members on our broadband efforts (Light Up Livingston).

2. Portage Supervisor Ivan Davis discussed questions regarding the directive from New York State Education Department concerning the use of Native American symbols. County Administrator Ian Coyle suggested that schools follow the guidance in the directive and work with the New York State Education Department directly if they oppose the directive.

ADJOURNMENT

Motion made by Mr. Pangrazio and seconded by Mr. DiSalvo to adjourn until Wednesday, February 22, 2023 at 1:30 p.m. Carried.

The Board adjourned at 1:56 p.m.