

PUBLIC SERVICES COMMITTEE MEETING MINUTES
WEDNESDAY, APRIL 7, 2021
9:00 A.M.

PRESENT: D. Knapp, G. Deming, E. Gott, D. LeFeber, D. Mahus, M. Falk, D. Wester, A. Ellis, B. Mann, S. Hillier

ABSENT: B. Carman, C. DiPasquale,

PRESENT AFTER MEETING CALLED TO ORDER: I. Coyle

Public Services Chair Dwight Knapp asked Highway Superintendent Jason Wolfanger to lead the Pledge of Allegiance.

Per State and Federal bans on large gatherings and pursuant to Governor Cuomo’s Executive Order 202.1 issued on March 12, 2020, including all subsequent extensions, “suspending law allowing the attendance of meetings telephonically or other similar service,” the meeting today will be conducted in a hybrid manner both in person and remotely using Zoom teleconferencing. The public has been provided with the ability to hear today’s Board of Supervisor meeting through Zoom and a transcript will be provided upon request. This meeting has been duly noticed by the Clerk of the Board and there is a quorum present. We have fulfilled our legal notice requirements by posting Notice on the County’s home page of its website. Those in attendance today need to speak directly into their microphones so that they can be heard by the Zoom attendees. I ask that all attendees mute their phones until such time as they are asked to respond or present.

HIGHWAY – JASON WOLFANGER

Action Item(s) To Be Reported

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A QUIT CLAIM DEED AND RELATED DOCUMENTS TO TRANSFER A PARCEL ON WEST LAKE ROAD – LINSNER – TOWN OF GENESEO

WHEREAS, the State of New York has previously discontinued maintenance of certain portions of West Lake Road; and

WHEREAS, the Superintendent of Highways has determined that the following parcel of property is of no further use for highway purposes for the County of Livingston; and

WHEREAS, the Superintendent of Highways has recommended that the following parcel be abandoned to the adjoining landowner; and now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a quit claim deed and related documents to transfer the following parcel to the party listed upon payment to the County of Livingston of \$100.00:

Samuel E. Linsner and Margaret R. Linsner

ALL THAT TRACT OR PARCEL OF LAND, situate in the part of the Town of Geneseo, County of Livingston and State of New York, bounded and described as follows:

Commencing at a point in the centerline of Old West Lake Road, at the intersection of said centerline and the line established by a Boundary Line Agreement as recorded in the Livingston County Clerk’s Office in Liber 883 of Deeds at Page 301; thence,

1. N 6°-27'-15" E, along said centerline of Old West Lake Road, for a distance of 51.79 feet to a point in the south line of lands described in a deed to Jean E. Trescott as recorded in the Livingston County Clerk’s Office in Liber 107 of Deeds at Page 350; thence,
2. S 80°-37'-57"E, along said south line to Trescott, for a distance of 26.00 feet to a point on the existing highway boundary as shown on NYS DOT map showing Scottsburg-Upper Lakeville, Part 2, S.H. 8397 to be abandoned, sheet 7 of 10, dated 4/11/1990, filed in the Livingston County Clerk’s Office at Map No. B02135-F; thence,
3. S 7°-29'-39"W a distance of 34.54 feet to a RR spike set; thence continuing along the same course South 07°29’39” West a distance of 17.51 feet to a point in the line established by a Boundary Line Agreement as recorded in the Livingston County Clerk’s Office in Liber 883 of Deeds at Page 301 and the north

line of lands now or formerly of Judith Mann Villard as described in Liber 883 of Deeds at Page 310; thence,

4. N 79°-57'-32"W along the north line of lands of said Villard a distance of 25.07 feet to a point in the centerline of Old West Lake Road and the point and place of beginning of the parcel to be described.

This conveyance is made and accepted subject to such grants, easements, reservations, covenants, agreements, leases and restrictions of record in the Livingston County Clerk's Office, as may pertain to or affect the above-described premises.

Being and intending to convey a portion of lands designated as Discontinuance Parcel 7B on a set of Discontinuance Maps prepared by the New York State Department of Transportation dated April 11, 1990 and approved April 13, 1990. Said parcels are also part of an Official Order No. H2342 dated October 7, 1994 wherein the New York State Department of Transportation released their jurisdiction of lands that were no longer needed for highway purposes by document entitled "Abandonment of Portions of Scottsburg-Upper Lakeville, Part 2, S.H. No. 8397, Towns of Conesus, Groveland, and Geneseo, Livingston County".

All as shown on a map entitled "Map of an Instrument Survey of Lands To Be Conveyed By Thailia L. McMahon" prepared by Barry J. Carestio, Land Surveyor, dated October 1, 2014 and designated as Job No. 14-784, to be filed in the Livingston County Clerk's Office simultaneously herewith.

Mr. Wolfanger reviewed the quit claim deeds for approval.

Motion: Mr. Gott moved and Mr. Deming seconded to approve the foregoing resolution..... Carried.

2. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A QUIT CLAIM DEED AND RELATED DOCUMENTS TO TRANSFER A PARCEL ON WEST LAKE ROAD – TRESMOTT – TOWN OF GENESEO

WHEREAS, the State of New York has previously discontinued maintenance of certain portions of West Lake Road; and

WHEREAS, the Superintendent of Highways has determined that the following parcel of property is of no further use for highway purposes for the County of Livingston; and

WHEREAS, the Superintendent of Highways has recommended that the following parcel be abandoned to the adjoining landowner; and now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a quit claim deed and related documents to transfer the following parcel to the party listed upon payment to the County of Livingston of \$100.00:

Jean E. Trescott

ALL THAT TRACT OR PARCEL OF LAND, situate in the part of the Town of Geneseo, County of Livingston and State of New York, bounded and described as follows:

Commencing at a point on the centerline of Old West Lake Road, which point is the southwest corner of lands formerly of Donald Schlonski as described in Liber 407 of Deeds at page 1064 and also being the southwest corner of lands formerly of William W. White and Stella White as described in Liber 437 of Deeds at page 215; thence,

1. S 80°-54'-03"E, along said south line of lands formerly of said White, a distance of 24.77 feet to a point on the easterly highway line of Old West Lake Road; thence,
2. Southerly along the easterly highway line of Old West Lake Road to a point on the easterly highway line of Old West Lake Road, which point is 0.7 feet easterly of an iron pin found; thence
3. N 80°-37'-57"W a distance of 24.78 feet, along the north line of lands formerly of Thalia Scodras et al. as described in Liber 407 of Deeds at page 114, to a point on the centerline of Old West Lake Road at the northwest corner formerly of said Scodras; thence,
4. N 6°-27'-15"E along the centerline of Old West Lake Road a distance of 46.00 feet to the point and place of beginning of the parcel to be described.

This conveyance is made and accepted subject to such grants, easements, reservations, covenants, agreements, leases and restrictions of record in the Livingston County Clerk's Office, as may pertain to or affect the above-described premises.

Being and intending to convey a portion of lands designated as Discontinuance Parcel 7C on a set of Discontinuance Maps prepared by the New York State Department of Transportation dated April 11, 1990 and

approved April 13, 1990. Said parcels are also part of an Official Order No. H2342 dated October 7, 1994 wherein the New York State Department of Transportation released their jurisdiction of lands that were no longer needed for highway purposes by document entitled “Abandonment of Portions of Scottsburg-Upper Lakeville, Part 2, S.H. No. 8397, Towns of Conesus, Groveland, and Geneseo, Livingston County”. All as shown on a map entitled “Map of a Survey of Lands To Be Conveyed By David L. & Mary L. Crane” prepared by Gary L. Dutton, Land Surveyor, dated May 14, 2002 and designated as Job No. 2002-54, to be filed in the Livingston County Clerk’s Office simultaneously herewith.

Motion: Mr. Mahus moved and Mr. LeFeber seconded to approve the foregoing resolution Carried.

3. APPROVING HOURLY RATE TO BE PAID FOR TOWN 10-WHEEL DUMP TRUCKS WHILE ENGAGED IN LIVINGSTON COUNTY HIGHWAY MAINTENANCE & CONSTRUCTION WORK FOR THE 2021-2022 CONSTRUCTION SEASON

WHEREAS, the hourly reimbursement rate for the year 2020 for Town 10-Wheel Dump Trucks (including operator) was increased to \$99.00 (regular time) and \$110.00 (overtime), and,

WHEREAS, the 2021 Annual Equipment Rental Bid Prices for contractor 10-wheel dump trucks increased by an average of 3.3%, now, therefore be it

RESOLVED, that the hourly rate be increased to \$102 (regular time) and \$114.00 (overtime) for the 2021-2022 season for reimbursement to Towns for use of all 10-Wheel Dump Trucks, including operator, while engaged in local County Highway maintenance and construction work, and, be it further

RESOLVED, that said hourly rate shall not apply to long-range hauling of materials to project sites from gravel, stone or asphalt sources, in which case a “per-ton” or “per-cubic-yard” price will be negotiated with the Town, based upon current Annual County Bid prices, and be it further

RESOLVED, that said hourly rates of \$102.00 (regular time) and \$114.00 (overtime) shall remain in effect through March 31, 2022.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Various Livingston County Towns	4/14/21-03/31/22	As Required

For: Rental Rates for Town 10-Wheel Dump Trucks during 2021-22

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

Mr. Wolfanger review the hourly rate increases for approval.

Motion: Mr. Deming moved and Mr. Gott seconded to approve the foregoing resolution..... Carried.

Mr. Wolfanger distributed a cost sheet for the annual highway bid results.

Informational Item(s) Written Only

1. Work has begun on CR# 38 (Liberty Pole Rd.)
2. Tree work continues on various roads
3. Tiling set to start Mid May

SHERIFF’S OFFICE – SHERIFF THOMAS DOUGHERTY (Attachments)

Pre-approved Informational Item(s) To Be Reported

Discussion of Civilian Ride-Along Program

- Ride Along Rules & Regulations
- Waiver and Release
- Application

Sheriff Dougherty explained that ride alongs were traditionally only done for members of the Board of Supervisors or someone specifically related to public safety. Sheriff Dougherty explained that he is hopeful that allowing ride alongs will help increase recruitment. The Sheriff explained that he worked with the County Attorney on the policy and waivers. Sheriff Dougherty stressed that it will be very limited who will be able to ride along due to liability and to make it as safe as possible. The Sheriff will personally review and sign off on every application. The program is ready to begin upon approval of the Committee. The County Attorney reached out to NYMIR to make sure they approved as our insurers. There was discussion on teen recognition

recipients participating and the Sheriff explained that he would allow an individual if there is an interest in a future in law enforcement.

The Sheriff reported that they received a new K9 through a grant. Sergeant Moran agreed to stay on an extra year part time because his dog was not old enough to retire. They worked on a grant for another dog that is beginning training with his handler. The handler will be Deputy Mike Donals and the dog was named “Jenko”, after the first Livingston County Sheriff Gideon Jenkins. The SWAT team has just become accredited. The creation of the professional standards position with Jason Yasso has really worked out well with blending in a lot of different specialties with professional standards. Livingston is one of only two counties with a SWAT team and full office accreditation in the entire state.

ECONOMIC DEVELOPMENT – BILL BACON

Action Item(s) To Be Reported

Mr. Bacon explained that the next two items are for the same solar development. They are two different offers for the same project. Mr. Bacon reviewed the offers and explained that it is important that the County continue on the same page so that we maintain the \$5,500 PILOT consistency. Mr. Bacon explained that these developers are claiming a change in profitability. Mr. Bacon is recommending that we take no action or reject the offers. Mr. Bacon explained that we should remain steadfast holding true to the \$5,500 number even in the event we might lose some of these developments at that \$5,500 number. If we go low we are lowering our bar and potentially opening ourselves to grievances. The County Attorney agrees with Mr. Bacon that we hold true to the \$5,500. Mr. Bacon explained that the County is being asked to take action before the developer has settled with the school and town. There was discussion on previous PILOT agreements and how it is important to stay consistent. **The Committee was in agreement and directed Mr. Bacon to refuse both offers below.**

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PILOT AGREEMENT FOR LIVINGSTON COUNTY: HELIOS ENERGY NEW YORK 15 LLC

WHEREAS, Helios Energy New York 15 LLC (the “Owner”) has submitted a Notice of Intent to the Taxing Jurisdiction that it plans to build and operate a “Solar Energy System” as defined in New York Real Property Tax Law (“RPTL”) Section 487 (1)(b) (herein the “Project”) with an expected nameplate capacity (“Capacity”) of approximately five (5) Megawatts AC on a parcel of land located within the Town of Geneseo and identified as Tax Map Number 73.-1-29; and

WHEREAS, the Taxing Jurisdiction has not opted out of RPTL Section 487; and

WHEREAS, pursuant to RPTL Section 487 (9)(a), the Taxing Jurisdiction has indicated its intent to require a Payment in Lieu of Taxes (“PILOT”) Agreement with the Owner, under which the Owner (or any successor owner of the Project) will be required to make annual payments to the Taxing Jurisdiction for each year during the term of this Agreement; and

WHEREAS, the Owner has submitted or will submit to the assessor of the Town of Geneseo an RP-487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating its eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the Parties intend that, during the term of this Agreement, the Project will be subject to standard land taxes and applicable special district taxes. The improved property will be placed on exempt portion of the assessment roll and the Owner will not be assessed for any statutory real property taxes for which it might otherwise be subjected under New York law with respect to the Project.

WHEREAS, Owner agrees to make annual payments to the Taxing Jurisdiction in lieu of real property taxes for the Project for a period of fifteen (15) consecutive fiscal tax years; annual payments may not exceed the amounts that would otherwise be payable but for the RPTL 487 exemption. Such 15-year term shall commence on the first taxable status date selected by Owner following commencement of the construction of the Project (the “Commencement Date”), and shall end the fifteenth fiscal year following the Commercial Operations Date. The first annual payment shall be in the amount of \$1,000.00 per Megawatt AC of Capacity (the “Annual Payment”) with an escalation of 2% per annum, the sum of which would equate to \$86,467.00 over the fifteen (15) year term. Based on the Capacity of five (5) Megawatts AC, as identified by Exhibit A

below:

EXHIBIT A

Year	Payment Amount
1	\$ 5,000
2	\$ 5,100
3	\$ 5,202
4	\$ 5,306
5	\$ 5,412
6	\$ 5,520
7	\$ 5,631
8	\$ 5,743
9	\$ 5,858
10	\$ 5,975
11	\$ 6,095
12	\$ 6,217
13	\$ 6,341
14	\$ 6,468
15	\$ 6,597

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following PILOT agreement for Livingston County, and any future amendments to said contract, according to the term(s) designated, subject to review by the County Attorney and County Administrator.
NO ACTION TAKEN.

2. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PILOT AGREEMENT FOR LIVINGSTON COUNTY: HELIOS ENERGY NEW YORK 15 LLC

WHEREAS, Helios Energy New York 15 LLC (the “Owner”) has submitted a Notice of Intent to the Taxing Jurisdiction that it plans to build and operate a “Solar Energy System” as defined in New York Real Property Tax Law (“RPTL”) Section 487 (1)(b) (herein the “Project”) with an expected nameplate capacity (“Capacity”) of approximately five (5) Megawatts AC on a parcel of land located within the Town of Geneseo and identified as Tax Map Number 73.-1-29; and

WHEREAS, the Taxing Jurisdiction has not opted out of RPTL Section 487; and

WHEREAS, pursuant to RPTL Section 487 (9)(a), the Taxing Jurisdiction has indicated its intent to require a Payment in Lieu of Taxes (“PILOT”) Agreement with the Owner, under which the Owner (or any successor owner of the Project) will be required to make a single payment to the Taxing Jurisdiction as per the term of this Agreement; and

WHEREAS, the Owner has submitted or will submit to the assessor of the Town of Geneseo an RP-487 Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems, demonstrating its eligibility for a real property tax exemption pursuant to RPTL Section 487; and

WHEREAS, the Parties intend that, based on the term of this Agreement, the Project will be subject to standard land taxes and applicable special district taxes. The improved property will be placed on exempt portion of the assessment roll and the Owner will not be assessed for any statutory real property taxes for which it might otherwise be subjected under New York law with respect to the Project.

WHEREAS, Owner agrees to make a single payment to the Taxing Jurisdiction in lieu of real property taxes for the Project in the first fiscal tax year; the payment may not exceed the sum of the amounts that would otherwise be payable over a fifteen (15) year term, but for the RPTL 487 exemption. The payment shall be made on the first taxable status date selected by Owner following commencement of the construction of the Project (the “Commencement Date”). The payment shall be in the amount of \$63,093.75 (the “One-Time Payment”), equivalent to \$841.25 per MW per year, based on the Capacity of five (5) Megawatts AC, as identified by Exhibit A below:

EXHIBIT A

Year	Payment Amount
1	\$ 63,093.75

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following PILOT agreement for Livingston County, and any future amendments to said contract, according to the term(s) designated, subject to review by the County Attorney and County Administrator.
NO ACTION TAKEN.

3. DESIGNATING LIVINGSTON COUNTY TOURISM, INC. AS THE 2021 OFFICIAL TOURISM PROMOTION AGENCY

WHEREAS, the New York State Grants Program is designed to encourage tourism promotion throughout the regions of New York State; and

WHEREAS, Livingston County Tourism, Inc. qualifies as an official Tourism Promotion Agency; now, therefore, be it

RESOLVED, that Livingston County Tourism, Inc. is hereby designated by the Livingston County Board of Supervisors as their official Tourism Promotion Agency under this program and is authorized to make application for and receive grants on behalf of the County pursuant to the New York State Tourist Promotion Act; and be it further

RESOLVED, that a certified copy of this resolution be filed by the Clerk of this Board with Livingston County Tourism, Inc.

Mr. Bacon reported that they have officially set up the Livingston County Tourism Incorporated for our Tourism department and this will officially designate the tourism promotion agency (TPA).

Motion: Mr. Gott moved and Mr. Deming seconded to approve the foregoing resolution.....Carried.

4. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: LIVINGSTON COUNTY TOURISM, INC.

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Livingston County Tourism, Inc. c/o Livingston County Economic Development 306 Court St., Room 306 Geneseo, NY 14454 For: Promotion of Tourism	1/1/2021-12/31/2021	95% of prior year gross lodging tax revenues

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Hotel/Motel Tax Revenue	100%	Yes X No

This resolution executes the contract for the tourism program funding.

Motion: Mr. Deming moved and Mr. Mahus seconded to approve the foregoing resolution.....Carried.

5. PROCLAIMING THE WEEK OF MAY 2-9, 2021 AS LIVINGSTON COUNTY TRAVEL AND TOURISM WEEK

WHEREAS, travel has a positive effect on New York and the nation’s economic prosperity and image abroad and it also impacts business productivity and individual travelers’ well-being; and

WHEREAS, travel to and within the United States provides significant economic benefits; and

WHEREAS, the tourism industry is among the largest private-sector employers in the United States, supporting 11 million jobs in 2020; and

WHEREAS, travel to and within New York provides significant economic benefits for the state; and

WHEREAS, travel in Livingston County, New York provides economic benefits for the county, providing employment and generating local tax revenue; and

WHEREAS, travel is a pillar of economic growth, creating jobs at a faster rate than other sectors; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors proclaim the week of May 2-9, 2021 as Travel and Tourism Week in Livingston County, New York, and urge the citizens of this community to join in this special observance with appropriate events and commemorations.

Mr. Bacon reported that they are looking to make a splash with some roll outs that week.

Motion: Mr. LeFeber moved and Mr. Mahus seconded to approve the foregoing resolution Carried.

6. PROVIDING FOR A PUBLIC HEARING TO CONSIDER PUBLIC COMMENT ON THE COUNTY'S PROPOSAL TO SUBMIT A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL (SUPPORTING SMALL BUSINESSES TO PREVENT, PREPARE FOR, AND RESPOND TO COVID-19)

RESOLVED, that the Livingston County Board of Supervisors hereby schedules a public hearing to be held on May 12th at 1:35 PM in the Board of Supervisors Assembly Room, Livingston County Government Center, Third Floor, Geneseo, New York, with the purpose of said hearing to provide information to the public regarding the Community Development Block Grant COVID-19 Response (CDBG-CV) program and to consider citizen comments regarding the County's proposal to submit a CDBG application to the NYS Office of Community Renewal to provide grants to support small businesses to prevent, prepare for, and respond to COVID-19, and at least seven (7) days' notice shall be given by posting thereof on the County's municipal website and by publishing such notice at least one (1) time in the official newspaper of the County as provided by law.

Mr. Bacon reviewed the funding application for approval. This is a Covid assistance related funding program.

Motion: Mr. Gott moved and Mr. Mahus seconded to approve the foregoing resolution..... Carried.

Informational Item(s) Written Only

The NYS Community Development Block Grant Program (CDBG) announced \$60 million of available funding to address the Coronavirus Aid, Relief and Economic Security Act ("CARES"). Funds can be used to support (non-construction) needs for small businesses, improvement of air quality in public facilities, environmental improvements for housing, conversion of underutilized buildings for affordable housing and public services.

Three (3) key projects are at or nearing completion. The Avon Park Theater has been approved by New York State for reimbursement of their Restore NY grant award. The "Livingston County Poor House" was delayed by COVID, but has reached substantial completion, with the remaining work being done by the tenant to prepare for the opening of Strange Design Public House, a new pub brewery. Lastly, the building formerly known as "Q's" in the Village of Caledonia has undergone a massive renovation which included Raider Lanes and should be done in April 2021.

Dream-O-Vate has been launched and seeks to find aspiring business owners who would like assistance in opening their own business. The program is competitive and will look to find the businesses that bring the most impact to our downtown districts. Informational sessions will be held during April to provide insight as to what the program can offer. On Saturday, May 1st, we will be holding a technical assistance session, required by the grant and mandatory for all participants. This will be follow-up with one-on-one help in developing a business plan, selecting a site and identifying the ideal market and needs for the business to be successful!

Livingston County Tourism, Inc. has been formed and has formally launched! Melissa Hughes has been hired as the Director of Tourism and will be spearheading the plan to implement the Genesee River Valley brand. Work already began on developing a website and the introduction of Melissa to many of the various partner organizations is ongoing.

I would also like to introduce a new addition to our office, Molly Downey, who joins us as an Economic Development Specialist. Molly was an intern in our office a few years ago while she was working on her undergraduate degree at SUNY Geneseo. She also contracted with us last year to build our website and

develop the Grow LivCo brand. Our experience with Molly has been excellent and we were thrilled when she applied and accepted the position! Welcome Molly!!

PLANNING – ANGELA ELLIS

1. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR THE CONESUS LAKE SAFE YIELD ANALYSIS: SCHNABEL-LACKEL ENGINEERING P.C. DBA SCHNABEL ENGINEERING OF NEW YORK

WHEREAS, the County of Livingston solicited a Request for Proposal for conducting a safe yield analysis for Conesus Lake, and three (3) 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, and any future amendments to said contract, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Schnabel-Lachel Engineering P.C. dba Schnabel Engineering of New York	5/1/21-12/31/21	Not to exceed \$68,500
28 Corporate Drive, Suite 204 Clifton Park, New York 12065 For: Conducting safe yield analysis for Conesus Lake		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County funds	100%	No

Director’s Comments:

This resolution authorizes a contract with a consulting firm to perform a safe yield analysis for Conesus Lake, as recommended in the Conesus Lake Watershed Management Plan and the recently completed Livingston County Water Supply Study Update. We issued a Request for Proposals for consultant services with a due date of March 29. We received 3 proposals and plan to interview on April 6.

Ms. Ellis explained that this item is not complete on the agenda because interviews were yesterday. Reference checks are being conducted at this time. The proposal price range was \$29,377-\$68,500. They are leaning toward recommending the higher proposal for the approach and firmness of the proposal, the quality of the team and the experience they bring to the table is what led to the company with the higher priced proposal. There was discussion on whether the state will recognize the findings. Ms. Ellis explained that DEC does not yet have a model for this process. When asked, they recommend using the Connecticut model, which is the model they are using to create their model. Ms. Ellis is proposing that the stakeholder group also include the water purveyors. It is unclear what their roll and expectations are and whether DEC will give a formal approval if there is a plan submitted but they do want to be included in the process. There was discussion on the outflow at the Conesus Lake/Lakeville facility and that WASA is waiting to receive information in writing from DEC. Ms. Ellis reviewed the cost range of the submitted proposals. The money was rolled over from the 2020 budget.

Motion: Mr. Gott moved and Mr. Deming seconded to approve the foregoing resolution pending positive outcome from the background checks..... Carried.

2. AMENDING A PORTION OF RESOLUTION 2020-330

WHEREAS, Resolution No. 2020-330 authorized the Chairman of the Livingston County Board of Supervisors to sign a contract with Ecologic, LLC, for professional consultant services. Said contract was for a term commencing January 1, 2021, and terminating December 31, 2021, for an amount not to exceed \$14,000; and

WHEREAS, Finger Lakes-Lake Ontario Watershed Protection Alliance (FOLLOWPA) grant funding (CLAWS 30) has become available for technical assistance and project management services for a Conesus Lake Safe Yield Analysis; and

WHEREAS, Ecologic, LLC, has provided a scope for technical assistance and project management services for a Conesus Lake Safe Yield Analysis as an additional work task under the existing contract for \$11,200.00; and

WHEREAS, the amount of the contract needs to be increased to an amount not to exceed \$25,200.00; now, therefore, be it

RESOLVED, that Resolution No. 2020-330 is hereby amended.

Director's Comments: This resolution will allow Ecologic, LCC to provide us with technical assistance and project management services for the Conesus Lake Safe Yield Analysis project. We were given approval by FLOWPA to use CLAWS 30 funds to cover the expenses.

Ms. Ellis explained that they were able to reallocate FLOWPA funds to professional services budget through the safe yield project increasing her contract.

Motion: Mr. LeFeber moved and Mr. Gott seconded to approve the foregoing resolution..... Carried.

Informational Item(s) Written Only

CONESUS LAKE WATERSHED MANAGEMENT ACTIVITIES

Conesus Lake Watershed Council. The Council met on February 26, 2021. The next meeting will be on May 21, 2021.

Watershed Education Center at Vitale Park (WEC).

AGRICULTURAL AND FARMLAND PROTECTION BOARD

Agricultural District #1 Renewal. The renewal package was submitted to NYS Agriculture and Markets.

Agricultural District #2 Renewal. First mailings to land owners is scheduled for May 2021. Includes Towns of Avon, Conesus, Geneseo, Groveland, Lima & Livonia.

ENVIRONMENTAL MANAGEMENT COUNCIL (EMC)

Earth Day Award. The EMC worked on the Earth Day Award and determining the 2021 recipient. The EMC plans on presenting the award at the Board of Supervisors meeting on April 28.

Community Clean Up Events. Public outreach will commence in April to encourage individual and family clean up events in recognition of Earth Day.

COUNTY PLANNING BOARD

The Planning Board now has a dedicated email: LCPlanningBoard@co.livingston.ny.us. Referrals can be submitted to this email.

Next meeting. The next meeting is scheduled for April 8, 2021.

LET'S Plan. A free, virtual land use training session with the NYS Department of State, "Introduction to Planning & Zoning" is scheduled for April 13, 2021, from 6 – 8 p.m. **Reminder:** "Evenings with the County Planning Board" is an opportunity for municipal training credit hours. Municipal planning and zoning officials may receive credit for attending and learning about County Planning Board review. Those interested should call the Planning Department beforehand to learn about the agenda and ensure that a meeting is being held. Meeting cancellations are rare, but they do happen.

SOLAR INTERNSHIP/SUNY GENESEO. An intern from SUNY Geneseo has been working on resource assistance and research into solar regulations and emerging trends in the solar industry. This information will soon be available to the municipalities for planning purposes.

SOLAR COORDINATOR. We posted the job opportunity in March. We are in the contract phase with NYSERDA and hope to have final contract execution by May.

CENSUS 2020. The Census count completed on October 15, 2020. **What comes next:** May 27, 2021, the Census Bureau releases data and will send Town and Village population counts to NYS.

GENESEE TRANSPORTATION COUNCIL (GTC)

Comprehensive Mobility Management Strategy: The consultant (TransPro Consultants) continues work on the stakeholder interviews and the existing conditions analysis. Interviews completed to date have been with representatives from Catholic Charities, the Arc, RTS, Turbo Taxi, Mental Health, Probation, Health, DSS and OFA. Additional interviews are scheduled. The existing conditions analysis and needs assessment have been reviewed by the project steering committee. We anticipate receiving recommendations in April.

SPECIAL PROJECTS

WATER SUPPLY STUDY UPDATE PROJECT: Planning staff worked with Clark Patterson Lee on identifying equipment for purchase and implementation of this local government efficiencies grant. Final documents can be viewed at: <https://www.livingstoncounty.us/1177/Water-Study-Update-Project>. Action items: 1) The Akzo Settlement Committee is scheduled to meet on April 14, 2021 to discuss process and

proposed allocation of funds for recommendation to the Board of Supervisors. 2) Planning staff is finalizing the contract with EcoLogic on a scope of services for project management services for a Conesus Lake safe yield analysis. 3) The RFP for conducting a safe yield analysis for Conesus Lake was issued with a deadline of March 29. Three proposals were received and are under review by a Consultant Selection Committee.

BROADBAND PROJECT: A revised application was submitted for the USDA ReConnect grant on January 15, 2021 by Empire Access in coordination with Livingston County. We continue to wait on final status of the application.

RADIO COMMUNICATIONS UPGRADE PROJECT. Construction is in process for the Jakman Hill and Wilson Road tower projects. Major construction of the new towers is anticipated to be finished within 1-2 weeks. Antenna and related equipment has been ordered by Mid-State Communications and installation is planned for April. Coordination with tenants for the new towers continues.

LAND BANK CORPORATION. 1) Demolition of the single-family home at 7 Grove Street is complete. The LB will be working on remaining actions for minor cleanup of debris and to dispose of the property. 2) Habitat for Humanity is about finished with the rehabilitation of the Webster Crossing, Springwater, property. They anticipate finishing work in April. They are working on plans for a family to occupy the home. 3) The LB Board received two bids for 140 Lima Road, Geneseo. The bids are currently under review. 4) The LB is working with NYS DEC on an agreement that would allow LB funding to be used for demolition of the former K&K Stripping location in Lima. The property is currently owned by the County. 5) The LB continues to look for additional funding sources to assist with property redevelopment to remove blight and enhance community character, including CDBG and Brownfield Cleanup funding, and other opportunities when presented.

CENTRAL SERVICES – WILLIAM MANN

Action Item(s) To Be Reported

1. AWARDING BID FOR LIVINGSTON COUNTY SHERIFF’S OFFICE PROPOSED TRAINING COMPLEX BULLET TRAP ASSEMBLY: RANGE SYSTEMS, INC.

WHEREAS, after the proper legal advertisement seeking bids for Livingston County Sheriff’s Office Proposed Training Complex Bullet Trap Assembly, four (4) bids were received and opened on March 17, 2021, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, and any future amendments to said contract, according to the term(s) designated, 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>
Range Systems, Inc. 5121 Winnetka Avenue N. New Hope, MN 55428-4261	4/1/2021-12/31/2021	\$66,231.00

For: Installation of a 40’ wide x 12’ high granulated rubber bullet trap to be used within a semi-enclosed firing range pavilion.

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

Director’s Comments: For installation at Livingston County Sheriff’s Office Training Complex Mr. Mann reviewed the proposed recommendation.

Motion: Mr. Mahus moved and Mr. Deming seconded to approve the foregoing resolution Carried.

2. AWARDING BID FOR THE LIVINGSTON COUNTY CENTRAL SERVICES DEPARTMENT FOR REFUSE AND WASTE REMOVAL SERVICES – VARIOUS LOCATIONS: WASTE MANAGEMENT OF NEW YORK, LLC

WHEREAS, after the proper legal advertisement seeking bids for Refuse and Waste Removal Services, two (2) bids were received and opened on March 23, 2021, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, and any future amendments to said contract, according to the term(s) designated, which is hereby accepted as the lowest responsible bid, subject to review by the County Attorney and County

Administrator:

Contractor

Waste Management of New York, LLC

100 Ransier Dr.

West Seneca, NY 14224

Term

5/1/2021-4/30/2023

w/ one 1-year renewal

option to expire on

4/30/2024

Amount

Per Bid/Rate Sheet

For: Refuse and Waste Removal Services

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

Director's Comments: For Refuse and Waste Removal Services at Various County Locations

Mr. Mann reviewed the bids received. Mr. Mann reviewed the Casella's bid for the nursing home compactor that was bid incorrectly.

Motion: Mr. Gott moved and Mr. Mahus seconded to approve the foregoing resolution..... Carried.

3. AMENDING THE 2021 LIVINGSTON COUNTY SALARY SCHEDULE: CENTRAL SERVICES AND REFERRING THIS MATTER TO THE WAYS AND MEANS COMMITTEE

RESOLVED, that the 2021 Livingston County Salary Schedule is amended as follows:

Central Services:

- Create one full-time Laborer position at Wage Grade 7 CSEA Contract effective immediately.

Director's Comments: Upon filling this position, Central Services will ask to delete one full-time Custodian position at Wage Grade 3 CSEA Contract. The current custodial position has evolved and flexibility is needed in job task assignments.

Mr. Mann reviewed the position for approval and explained that one of the custodian positions has really changed since the pandemic giving that person more responsibility and has been working out of class since.

Motion: Mr. Gott moved and Mr. LeFeber seconded to approve the foregoing resolution..... Carried.

Pre-approved Informational Item(s) To Be Reported

- Security Update-Mr. Mann reviewed the work done on the front entrance project for the Government Center and the savings realized. Mr. Mann reviewed the future upgrades for that area. Additional security members have been added. Mr. Mann reviewed the Government Center Department Head security survey results. Mr. Mann reviewed the security cost estimates for the Government Center. There was discussion on the need to be vigilant at the employee entrance access doors. Employees need to be reminded not to let anyone unknown enter with them without verifying their badge. There was discussion on the need to be able to tell when each person accesses the building.

Informational Item(s) Written Only

Al Lorenz Park:

Entrance Kiosk - Construction has resumed and we have met with Sign Language to further discuss/design signs/etc. for Park and Murray Hill

Spring time Park clean-up has begun, and we are preparing to turn the water back on.

Court House Paint - exterior

Temporarily on Hold - We are finalizing the Bid/RFP for the painting of the Court House exterior trim, awaiting results from lead testing.

DOH - Dog Control expansion

Mark Grove is finalizing design and documents to move this forward. This is an anticipated summer 2021 project and will be completed by the Project Team.

CNR:

Project Team - Not CIP - After finalizing water damage repairs, the team completed revitalization in the

Country Lane area. Current plan is to move TCU residents to Country Lane. This will free up the space near the Dialysis area, which is mandated prior to the re-construction starting in the Dialysis area.

LCSO Training Complex:

Cole Construction will be on site this week to continue construction. They have the electric conduit to run, the ceiling to install, and the concrete to be poured.

Mr. Coyle reported that Kevin Niedermaier is wrapping up this month. Brad Austin is ready to end the succession plan that was in place. Longtime community stalwart Tim Anderson passed away recently. He was currently on the WASA Board and participated in many other initiatives for the County over the years.

ADJOURNMENT

Mr. Deming moved and Mr. Mahus seconded to adjourn the meeting at 10:00

BOARD OF ELECTIONS – DAVID DIPASQUALE AND BECKY SCHROEDER

Informational Item(s) Written Only

1. Village Elections were held in Dansville, Lima, Livonia and Mt. Morris on March 16, 2021. Certification was completed and submitted as required by Election Law. Winners were notified and provided with certified results. Election results are posted on the website.
2. Training was provided to inspectors scheduled to work in the Village elections. The class sizes were smaller than normal to provide for the appropriate social distancing and safety precautions.
3. Commissioners and deputy commissioners happily volunteered at the Covid-19 vaccine clinics and are thankful that we were able to be vaccinated.
4. Designating petitions have been submitted. All Republican candidates for County offices (Clerk, Sheriff, Treasurer and Coroners) were cross-endorsed by the Conservative Party; one Town Supervisor also received the Conservative endorsement.
5. Certifications have been mailed to libraries and schools.
6. Annual testing was completed on the voting machines. Report filed with State BOE.
7. Current active voter enrollment stands at 39,786. Democratic: 10,356; Republican: 17,251; Conservative: 915; Working Families: 118; Oth-Green: 117; Oth-Lbt: 142; Oth-Ind: 1,793; Blank-No Party: 9,022-; Oth-Blank: 57; Oth-WEP: 9; and Oth-Reform: 6. Inactive enrollment is at 1,914. Total active/inactive voter enrollment: 41,700.

CONFLICT DEFENDER – HAYDEN DADD

Informational Item(s) Written Only

- As an office opened our 95th file on 3/30/21
- Reviewing and approving vouchers from Assigned Counsel
- Filled the full time Family Court assistant conflict defender vacancy with attorney Jonathon Altman. Mr. Altman has roughly 16 years of experience working for the Monroe County Public Defender's Office.
- Coordinated with the Public Defender's Office regarding upcoming budgeting and record keeping for the Office of Indigent legal services.

EMERGENCY MEDICAL SERVICES – KAREN DEWAR

Informational Item(s) Written Only

LCEMS statistics

1. Dispatches February 2021 = 385
2. Dispatches Year to Date 3/30/2021 = 1270

Meetings / Activities / Responses

1. Meetings:
 - a. NYSDOH EMS Leadership and Course Sponsors

- b. Livingston County EMS Captains
 - c. MLEMS Public Information and Education Committee
 - d. Regional Trauma Advisory Committee
 - e. MLREMS Committee
 - f. Stop the Bleed EMS Week planning
 - g. Geriatric Fall Prevention meeting with U of R Trauma Program
2. Activities
 - a. Assisted Livingston CARES with cookie deliveries to county EMS provider agencies
 3. Responses
 - a. Structure fire Caledonia
 - b. Emergency Responder Support Services Team deployment
 - c. Medical support for LCSO

PROBATION – LYNNE MIGNEMI

Informational Item(s) Written Only

1. PROBATION DEPARTMENT WORKLOAD

311 adult offenders supervised in county
 (27 treatment court cases being supervised in drug court)
 15 offenders in other NYS counties
 6 offenders in other states
 17 juveniles supervised
 1 new juvenile referrals
 6 investigations ordered
 5 active EHM cases (0 juveniles; 5 adults; 2 of which are female), 0-Global Positioning
 0 adult placed on probation for willful violation of support
 7 New Leandra’s Law cases (6 CDs)
 0 New Criminal Adolescent Offender Youth Part cases

2. MONIES COLLECTED

\$1,523.83 – restitution
 \$3,640.00 – fines
 \$2,910.00 – DWI supervision fees
 \$1,342.00 – EHM fees
 \$76.17 – restitution surcharge

3. OUTSTANDING FEES

\$93,796.00 – DWI Supervision Fees as of 2/28/21
 \$151,682.95 – EHM fees as of 2/28/21

4. MEETINGS ATTENDED

2/1/2021 Housing Task Force
 2/2/2021 Human Services
 2/9/2021 COPA (Virtual Meeting)
 2/9/2021 Mobility Management Meeting
 2/10/2021 Vaccine Clinic Volunteer
 2/16/2021 Law Enforcement Council
 2/16/2021 Criminal Justice Reform Meeting (Avon)
 2/23/2021 Suicide Prevention Task Force Meeting
 2/24/2021 Treatment Court Virtual Graduation Ceremony

5. ADMINISTRATIVE REVIEWS

Four (4) administrative reviews

6. TRAINING

Name	Date	Training	Hours	Misc.
Lynne Mignemi	None			
Michelle Jordan	None			

Deb Williams	None		
Courtney Sobrado	None		
Liz Laney	None		
Rachel Merrick	2/23-25/21	Peer Support	13.5
Kerrin Chapman	2/3/21	Fentanyl & First Responder Safety: Myths & Reality	1.0
Katie Dunn	None		
Jason Varno	None		
Josh Wren	2/23/21	Recognizing Impaired Person	4.0
Holly Smith	None		

Respectfully submitted,
Michele R. Rees, IIMC-CMC
Clerk of the Board

EXECUTIVE SESSION

Motion made by Mr. and seconded by Mr. that the Committee adjourn and reconvene for the purpose of discussing

- matters which will imperil the public safety if disclosed;
- matters which may disclose the identity of law enforcement agency or informer;
- information relating to current or future investigation or prosecution of a criminal offense which would imperil effective law enforcement if disclosed;
- information regarding proposed, pending or current litigation
- collective negotiations pursuant to Article 24 of the Civil Service law (the Taylor Law)
- the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation;
- the preparation, grading or administration of examinations,
- the proposed acquisition, sale or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body, as publicity would substantially affect the value thereof.

and all Supervisors, County Administrator Ian M. Coyle, Clerk of the Board and _____ remain present. Carried.

Mr. moved and Mr. seconded that the Committee reconvened in regular session. The following report was presented.

The Public Services Committee having met in Executive Session, hereby reports as follows:
No action taken.