

**REGULAR BOARD MEETING  
WEDNESDAY, APRIL 24, 2019  
1:30 P.M.**

**ROLL CALL**

The roll was called showing all members present except Mrs. Babbitt Henry (Springwater) and Mrs. Erdle (West Sparta).

**PLEDGE OF ALLEGIANCE**

The County Administrator introduced Robert A. Bradshaw:

*Robert Arthur Bradshaw was born in Brooklyn, New York where he also graduated high school in 1969. Shortly after graduation, he enlisted in the United States Navy on August 27, 1969 and served honorably until his discharge on August 24, 1973.*

*After completion of his basic training, Robert continued his military training at Engineman "A" School in Great Lakes, Illinois where he earned the rate of "EN". After his specialized training in engine mechanics he served the remainder of his military service on board the USS FAIRFAX COUNTY (LST 1193), a Newport class tank landing ship. Robert completed his military service earning the rank of E-5 as an EN2 (Second Class Petty Officer).*

*For his military service Robert Bradshaw earned the National Defense Service Medal, Navy Unit Commendation, Vietnam Service Medal, and Vietnam Campaign Medal.*

*After his military service he started working at the New York City Health & Hospital Corporation in 1973. From 1979 to 2006 he worked for the New York State Department of Corrections spending most of his time at the Groveland Correctional Facility. From 2007 to 2014 before retirement he also worked in security for General Motors, Batavia Downs, and as a guard with Loomis Armored Inc. Robert resides in Nunda and enjoys traveling.*

Robert A. Bradshaw, led the Pledge of Allegiance.

The County Administrator and Chairman LeFeber, on behalf of the Livingston County Board of Supervisors, presented a Certificate of Appreciation to Robert A. Bradshaw. The audience presented a standing ovation.

**APPROVAL OF MINUTES**

Minutes of 4/10/19 Regular Meeting were approved as presented.

**COMMUNICATIONS**

1. The next Conversation with the County will be on Monday, May 20, 2019--5:30 p.m. at the North Dansville Town Hall.

**INTRODUCTION OF LOCAL LAW****LOCAL LAW A-2019 AUTHORIZING CONVEYANCE OF EASEMENT TO KINGS HARBOR VIEW ASSOCIATES LLC**

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

**Section 1:**

The Board of Supervisors of Livingston County intends by this Local Law to supersede the provisions of County Law § 215 (5) and § 215 (6), which limit sales of interests in County real property only to the highest responsible bidders after public advertisement. The Board of Supervisors has determined that the conveyance of an easement to Kings Harbor View Associates, LLC for ingress/egress purposes along Millennium Drive in Geneseo, New York is not appropriate to convey by sale to the highest bidder after public advertisement.

**Section 2:**

The Livingston County Board of Supervisors hereby determines that it is in the best interest of the County of Livingston to supersede the provisions of § 215 (5) and § 215 (6) of the County Law and therefore authorizes the conveyance of an easement to Kings Harbor View Associates, LLC for ingress/egress purposes along Millennium Drive in Geneseo, New York. The terms of such easement shall nevertheless be subject to the prior approval of the Livingston County Board of Supervisors.

**Section 3:**

This Local Law is subject to a permissive referendum.

**Section 4:**

This Local Law shall be effective upon filing with the New York State Secretary of State.

Dated at Geneseo, New York  
April 24, 2019 (Introduced)

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

County Attorney Shannon Hillier explained that this local law supersedes the limitations that are set by the County Law specifically related to the County's ability to transfer interest in real property. This particular local law is a necessary component to granting an easement to Kings Harbor View Associates, LLC. Mrs. Hillier reviewed a map of the specific easement location. The easement is needed in connection with Amber Lantern leasing space from the LLC in the upper portion of that property.

**ABSTRACT OF CLAIMS****RESOLUTION NO. 2019-145      APPROVING ABSTRACT OF CLAIMS #4B-APRIL 24, 2019**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #4B dated April 24, 2019 in the total amount of \$2,150,768.94

Dated at Geneseo, New York

April 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,889; Noes-0; Absent- Babbitt Henry, 79; Erdle, 41; Total 120; Adopted.

**PRIVILEGES OF THE FLOOR****1. ALEX PIERCE, ENVIRONMENTAL MANAGEMENT COUNCIL CHAIR & ANGELA ELLIS, DEPUTY COUNTY ADMINISTRATOR**

- EARTH DAY AWARD PRESENTATION

Angela Ellis comments: *Thank you, Chairman. It is with great pleasure that I join Environmental Management Council Chairman Alex Pierce to come before the Board to help recognize Earth Day by celebrating the 21st Anniversary of the EMC Earth Day Award. The award is the Council's way to encourage continued environmental stewardship by recognizing individuals or groups of individuals for outstanding achievements in preserving or improving the Livingston County environment or educating others about Livingston County's environment. Each year we look forward to what has become an annual tradition, and we certainly appreciate the Board's continued support. I would like to turn the podium over to EMC Chairman Alex Pierce.*

Alex Pierce comments: *Mr. Chairman and Members of the Board, good afternoon and to our audience, welcome. I am here today to highlight the Emergency Management Council and the work that we have done for the last 40 years. In 1979, the Board of Supervisors created the Livingston County Environmental Management Council (EMC). Our charge is to work cooperatively with the Board of Supervisors, local municipalities, and citizens of the County on the protection, preservation, development and use of the County's natural resources. The Council currently consists of 14 volunteers representing three broad constituencies: agriculture, general citizens and industry and commerce. Today we have two of our Board members here as part of this award recognition, if you would please stand, Ms. Carolyn Tinney and Miss Wendy Stevenson.*

*This year, we recognize the 49th Anniversary of Earth Day, a global event celebrated annually on April 22 and aimed at inspiring awareness and protection of and appreciation for the Earth's environment. On the first Earth Day in 1970, an estimated 22 million Americans celebrated clean air, land, and water. Today, more than 1 billion people worldwide participate in Earth Day activities, making it one of the largest civic observances in the world.*

*In support of Earth Day, the EMC established the annual Livingston County EMC Earth Day Award. The award is intended to recognize individuals, businesses, agencies, or organizations for outstanding achievements in preserving or*

improving the Livingston County environment or educating others about Livingston County's environment. Today, we are celebrating the 21st Anniversary of the EMC Earth Day Award.

The EMC received several nominations this year for the Award and would like to recognize the nominees for their positive efforts:

- ❖ Katherine Humphrey, Jerrienne Scheiderich & the Late William Humphrey; Owners of the All Western Evergreen Nursery & Christmas Tree Farm
- ❖ Gene Bolster, Conesus Lake Association (CLA) Vice President
- ❖ Brian Sheldon, Earth Science & Environmental Teacher, Livonia Central School

The 2018 EMC Annual Earth Day Award recipients are Katherine Humphrey, Jerrienne Scheiderich & the Late William Humphrey; Owners of the All Western Evergreen Nursery & Christmas Tree Farm. Katherine and Jerrienne are here with us at the podium. Some information about the recipients:

- ❖ Successful operation of tree farming in Springwater for over 50 years. Featuring state-of-the-art culturing, integrated pest management and conservation land management strategies.
- ❖ With three generations having worked the farm, this is a family operation that will have a positive and lasting presence in the County for years to come.
- ❖ Use of integrated pest management (IPM) for 30 years, which works to solve pest problems while minimizing risks to people and the environment. Recipients of the Cornell IPM Award for their work developing better methods & techniques and incorporating environmental factors to prevent disease and insect infestation, and using mechanical weed control methods to lower dependency on chemicals.
- ❖ Implementation of the Conservation Reserve Program to prevent erosion and to promote best practices in forestry & crop management.
- ❖ Lifelong involvement with their industry and its organizations to learn from and educate others.
  - Sharing their best practices with fellow farmers, growers, landscapers, and arborists by holding hands-on seminars and tours.
  - Taking part in local, regional, state, national & international associations, conventions & research projects to enhance and share knowledge of the industry.
- ❖ Provides jobs and training for our youth, and hosts school and public education tours, hikes and workshops.
- ❖ Dedicated to their local community. As a member of the Springwater Comprehensive Planning Committee, Katherine assisted in the development of the Town's first Comp Plan. Katherine also is a member of the Springwater Trails group.
- ❖ Quote:

*"The benefits of learning about and using best practices for all of our farm related activities are obvious in your positive results," Joe Errigo, Assemblyman*

We recognize Katherine Humphrey, Jerrienne Scheiderich and the late William Humphrey for their impressive work and lifetime achievements at the All Western Evergreen Nursery & Christmas Tree Farm. They have demonstrated a long-term commitment to environmentally responsible tree farming, best practices that protect the health of our land, and stewardship of our natural resources. We appreciate their involvement in their professional and local communities. Their achievements have contributed to the protection and conservation of Livingston County's natural resources and to the quality of life for our residents. We thank them for their efforts.

Mr. Pierce read a letter of thanks from Jerrienne Scheiderich in her absence today.

Now I will invite Mr. LeFeber, Chairman of the Board of Supervisors to the podium for the award presentation.

Katherine Humphrey comments: Mrs. Humphrey expressed her thanks to the Board of Supervisors for this honor and invited everyone to visit the Cornell Cooperative Extension office and her farm for a tour any time. Arbor Day is coming up this Friday and she has plenty of trees still available. Trees are \$3.00 plus tax.

The audience presented a standing ovation.

Mr. Pierce announced that this weekend is the 2<sup>nd</sup> Annual Community Clean-Up event taking place this weekend.

**RESOLUTION NO. 2019-146      RECOGNIZING SENATOR CATHARINE M. YOUNG FOR HER COMMITMENT TO LIVINGSTON COUNTY**

WHEREAS, Senator Young graduated *magna cum laude* with a bachelor's degree in mass communications from St. Bonaventure University; and

WHEREAS, Senator Young's local government service began in 1993 when she was first elected to the Genesee County Legislature, where she served as Vice Chairman until her election to the New York State Assembly in 1998; and

WHEREAS, Senator Young served from May 2005 to March 2019 as a member of the New York State Senate, representing the 57th Senate District, composed of a large area of Western New York including Chautauqua, Cattaraugus and Allegany Counties, as well as the Towns of Conesus, Livonia, Mt. Morris, North Dansville, Nunda, Ossian, Sparta and Springwater in Livingston County; and

WHEREAS, Senator Young served in several key leadership posts during her time in Albany, including making history when she took the reins as Chair of the Senate Standing Committee on Finance in 2016; and

WHEREAS, Senator Young has long been interested in education, health care and economic growth, most recently securing funding for the Livingston County Emergency Operations Center Expansion Project and Water and Sewer SAM funding; and

WHEREAS, Senator Young has served the constituents of the 57<sup>th</sup> Senate District with dignity and integrity, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby recognizes Senator Catharine M. Young for her 14 years of sincere, dedicated and outstanding commitment to Livingston County.

Dated at Geneseo, New York

April 24, 2019

Committee of the Whole

**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. Schuster and seconded by Mr. Davis to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes-1,889; Noes-0; Absent-Babbitt Henry, 79; Erdle, 41; Total 120; Adopted.

**PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE**

**RESOLUTION NO. 2019-147      PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. A-2019 AUTHORIZING CONVEYANCE OF EASEMENT TO KINGS HARBOR VIEW ASSOCIATES LLC**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on April 24, 2019, a proposed Local Law entitled Local Law No. A-2019 Authorizing Conveyance of Easement to Kings Harbor View Associates LLC, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 8<sup>th</sup> day of May, 2019 at 1:35 p.m. in the Board of Supervisors Assembly Room in the Livingston County Government Center in the Village of Geneseo, New York and at least six (6) days notice shall be given by posting thereof on the bulletin board of the Government Center in this County and by publishing such notice at least one (1) time in the official newspapers of the County as provided by law.

Dated at Geneseo, New York

April 24, 2019

Ways and Means Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman LeFeber asked for a motion to present the Preferred Agenda.

Motion made by Mr. Pangrazio and seconded by Mr. Wadsworth to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes-1,889; Noes-0; Absent- Babbitt Henry, 79; Erdle, 41; Total 120; Adopted.

**RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE**

*County Administrator/Budget Officer*

**RESOLUTION NO. 2019-148 AUTHORIZING TRANSFER OF FUNDS – HIGHWAY**

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

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

Dated at Geneseo, New York

April 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,889; Noes-0; Absent- Babbitt Henry, 79; Erdle, 41; Total 120; Adopted.

**RESOLUTION NO. 2019-149 AMENDING 2019 LIVINGSTON COUNTY BUDGET – HIGHWAY (2) & SHERIFF**

Mr. Pangrazio 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, which have been approved by the Livingston County Administrator.

Dated at Geneseo, New York

April 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,889; Noes-0; Absent- Babbitt Henry, 79; Erdle, 41; Total 120; Adopted.

**RESOLUTION NO. 2019-150 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: BONADIO & CO., LLP**

Mr. Pangrazio 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 term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Bonadio &amp; Co., LLP</b> 171 Sully's Trail, Suite 201 Pittsford, NY 14534	N/A	\$31,150.00

For: IT & HIPAA Risk Assessments, external penetration tests & internal/external vulnerability testing for information security

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

Dated at Geneseo, New York

April 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,889; Noes-0; Absent- Babbitt Henry, 79; Erdle, 41; Total 120; Adopted.

*Personnel*

**RESOLUTION NO. 2019-151 AMENDING THE 2019 SALARY SCHEDULE-DISTRICT ATTORNEY**

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

WHEREAS, the State of New York mandates the salary amount for the Livingston County District Attorney, and

WHEREAS, the State Judicial Compensation Commission has increased the District Attorney salary amount, now therefore be it

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

**District Attorney**

Set the 2019 salary for the District Attorney to \$200,355.00 effective April 1, 2019.

Dated at Geneseo, New York

April 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,889; Noes-0; Absent- Babbitt Henry, 79; Erdle, 41; Total 120; Adopted.

**OTHER BUSINESS**

1. Angela Ellis introduced the new Senior Planner, Megan Crowe, who started this week. Ms. Crowe is originally from Ontario County but she has spent the last eight years in North Carolina. They are very excited to have her and she will remain after adjournment today for anyone who has not had the opportunity to meet her yet.
2. County Administrator Update: Mr. Coyle reported that the first quarter sales tax returns look good with about a 7.5% increase over last year translating into ~\$542,000 more than we received in the first quarter last year. The Teen Recognition event is tonight. The Community Clean Up event that Alex Pierce mentioned is [livingstoncounty.us/cleanuplivco](http://livingstoncounty.us/cleanuplivco) if anyone wants to participate at one of the dozen or so activities scheduled over the weekend underneath the umbrella of Clean up & Earth Day. Next week is the County Employee & Family 5K on May 2 on the Mt. Morris Campus starting at 5:30 p.m. with May 16 set as the rain date.
3. Mr. Davis reviewed the proposed legislation by Governor Cuomo to make New York State a so-called "sanctuary state" and what Livingston County can do to oppose it. Mr. Coyle explained that, under intergovernmental affairs, we can bring this up at the next Ways and Means Committee meeting.

**ADJOURNMENT**

Motion made by Mr. Pangrazio and seconded by Mr. Mahus to adjourn until Wednesday, May 8, 2019 at 1:30 p.m. Carried.

The Board adjourned at 1:58 p.m.