

**SPECIAL BOARD MEETING  
WEDNESDAY, MAY 6, 2020  
1:30 P.M.**

**ROLL CALL**

The roll was called showing all members present.

**PLEDGE OF ALLEGIANCE**

Geneseo Supervisor William Wadsworth led the Pledge of Allegiance.

Chairman LeFeber made the following statement:

*I have confirmed with the County Attorney that today's meeting has been convened in accordance with the Governor's March 13, 2020 Executive Order 202.1, which suspends certain provisions of the Open Meetings Law to allow a County Board of Supervisors to convene a meeting remotely. In accordance with the Executive Order, the public has been provided with the ability to hear today's Board of Supervisor meeting through Zoom and a transcript will be provided at a later date. I have done a roll call of the Board Members and there is a quorum present for this meeting. I have also confirmed with the Clerk of the Board that this meeting has been duly noticed. We have fulfilled our legal notice requirements by posting Notice on the County's home page of its website, on the County's Facebook Page, and through announcement on the County's Twitter account. We are meeting today via teleconference as there is a need to conduct essential County business without creating the need for any type of in-person gathering during this Covid-19 health crisis. I ask that all attendees mute their phones until such time as they are asked to respond or present.*

*Today's meeting is meant to address only those matters that do not fall within the orders of Emergency Order 2020-4. The Livingston County Rules of Order allow for resolutions to be approved without having been presented to their home committee. The resolutions on the Agenda Docket today will be presented through Committee of the Whole.*

**APPROVAL OF MINUTES**

Minutes of 4/8/20 Regular Meeting were approved as presented.

**COMMITTEE OF THE WHOLE**

*Center for Nursing and Rehabilitation*

**RESOLUTION NO. 2020-114 PROCLAIMING THE WEEK OF MAY 10-16, 2020 AS NURSING HOME WEEK IN LIVINGSTON COUNTY IN CELEBRATION OF OLDER AMERICANS MONTH**

WHEREAS, we as Americans experience aging as the natural order of life, live longer than at any time in the past, and seek to maintain our highest level of physical function in periods of infirmity; and

WHEREAS, nursing homes at the local, state and national level provide skilled nursing and rehabilitative care for injured, disabled, or sick persons who require chronic or restorative nursing care; and

WHEREAS, the nursing homes in Livingston County provide a high quality of care and services to meet the needs of Livingston County residents and the greater community; and

WHEREAS, nursing homes are a vital component of the local economy providing employment and economic activity beneficial to the community; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors proclaims May 10-16, 2020 as Nursing Home Week in Livingston County in honor of the valuable contributions Livingston County's nursing homes and their staffs make to the quality of life in our county.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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 Mrs. Walker moved and seconded by Mr. Davis to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

**RESOLUTION NO. 2020-115      AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR FOOD SERVICES TO THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION & THE LIVINGSTON COUNTY OFFICE FOR THE AGING–MORRISON MANAGEMENT SPECIALISTS, INC.**

WHEREAS, the County of Livingston solicited a Request for Proposal for Food Services to the Livingston County Center for Nursing and Rehabilitation and the Livingston County Office for the Aging, and one proposal was received; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract, which is determined to be the most qualified to provide said services, subject to review by the County Attorney and County Administrator:

<u>Contractor</u> Morrison Management Specialists, Inc. 400 Northridge Road, Suite 600 Sandy Springs, GA 30350	<u>Term</u> 6/1/20-5/31/23, with two 1 year renewals at the County's sole option, ending 5/31/25	<u>Amount</u> Set by contract
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For: Food Services Vendor

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

Dated at Geneseo, New York  
May 6, 2020

Committee of the Whole

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. DiPasquale and seconded by Mr. Deming to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

*Department of Health*

**RESOLUTION NO. 2020-116      PROCLAIMING THE WEEK OF MAY 6 – 12, 2020 AS NATIONAL NURSES WEEK**

WHEREAS, registered nurses in the United States constitute our nation's largest health care profession, and

WHEREAS, the registered nursing profession meets the different and emerging health care needs of the American population in a wide range of settings; and

WHEREAS, a renewed emphasis on primary and preventive health care will require better utilization of all of our nation's registered nursing resources; and

WHEREAS, the delivery of the best quality nursing care to all residents is the function of the Livingston County nursing staff; and

WHEREAS, the nurses in "our neighborhoods" are employed in a variety of areas where their expertise in specialized skilled nursing services provides Livingston County with the ability and knowledge to coordinate services to meet individual needs; and

WHEREAS, professional nursing has been demonstrated to be an indispensable component of preventative health and the safety and quality of care of hospitalized patients; and

WHEREAS, the demand for registered nursing services will be greater than ever because of the aging of the American population, the continuing expansion of life-sustaining technologies, and the explosive growth of home health care services; and

WHEREAS, the Adult Day Health Care, Center for Nursing and Rehabilitation, Hospice, Immunization Programs, Livingston County Jail, Mental Health, Lead Program, Early Intervention, Children with Special Health Care Needs, Maternal Child Health Team, Preschool, WIC Program, Foster Care, Communicable Disease and the Reproductive Health Center are the "neighborhoods" where nurses provide care to children, adolescents, adults, seniors, the sick, and the terminally ill; and

WHEREAS, the Livingston County Board of Supervisors salutes the LPNs, RNs, Nurse Practitioners, Nurse Midwives and Advanced Practice Nurses for their leadership and contributions to the health care of Livingston County residents; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors asks that all residents of Livingston County join us in honoring the registered nurses who care for all of us; and be it further

RESOLVED, that the residents of Livingston County celebrate registered nurses' accomplishments and efforts to improve our health care system, and show our appreciation for the nation's registered nurses not just during this week, but at every opportunity throughout the year.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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. Carman and seconded by Mrs. Babbitt Henry to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

**RESOLUTION NO. 2020-117 PROCLAIMING MAY 2020 AS MENTAL HEALTH MONTH**

WHEREAS, mental health is essential to everyone's overall health and well-being; and

WHEREAS, all Americans experience times of difficulty and stress in their lives; and

WHEREAS, promotion and prevention are effective ways to reduce the burden of mental health conditions; and

WHEREAS, mental health conditions are real and prevalent in our nation; and

WHEREAS, with effective treatment, those individuals with mental health conditions can recover and lead full, productive lives; and

WHEREAS, Livingston County commits to ending the stigma associated with behavioral health conditions by recognizing good mental health is as important as good physical health; and

WHEREAS, each business, school, government agency, faith-based organization, health care provider, and citizen has a responsibility to promote mental wellness and support prevention efforts; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors recognizes the importance of mental health treatment, prevention and awareness, and does hereby proclaim the month of May 2020, as Mental Health Month.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

*Emergency Medical Services*

**RESOLUTION NO. 2020-118 PROCLAIMING THE WEEK OF MAY 17-23, 2020 AS EMERGENCY MEDICAL SERVICES WEEK**

WHEREAS, the Emergency Medical Services responders in Livingston County provide many hours to save lives and care for the ill and injured; and

WHEREAS, Emergency Medical Services are available 365 days a year; and

WHEREAS, the world is facing and fighting the COVID-19 pandemic; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors does hereby proclaim the week of May 17-23, 2020 as Emergency Medical Services Week in Livingston County to honor EMS personnel and all of their partners on the COVID-19 frontlines including all law enforcement agencies, 911 dispatchers, fire departments, and emergency departments.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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. DiPasquale and seconded by Mr. Deming to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

*Planning*

**RESOLUTION NO. 2020-119 DESIGNATION OF SEQR LEAD AGENCY FOR EMERGENCY COMMUNICATIONS SYSTEM UPGRADE PROJECT FOR WILSON ROAD, TOWN OF GROVELAND, AND JAKMAN HILL ROAD, TOWN OF LIVONIA**

WHEREAS, Livingston County is proposing to construct a 195' self-support emergency communications tower at 5129 Wilson Road in the Town of Groveland, including installation of a 34' x 34' foundation for the tower, and removal of the existing tower; and

WHEREAS, Livingston County is proposing to construct a 195' self-support emergency communications tower at 3380 Jakman Hill Road in the Town of Livonia, including installation of a 34' x 34' foundation for the tower, a fence expansion of 43' x 48', and removal of the existing tower; and

WHEREAS, as part of the emergency communications system upgrade project, Livingston County intends to declare exemption from local zoning; and

WHEREAS, Livingston County sent out letters to Involved and Interested Agencies on April 7, 2020, declaring the County's intent to be Lead Agency for this project; and

WHEREAS, Involved and Interested Agencies concurred with Livingston County's intent to declare Lead Agency; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares that Livingston County is Lead Agency for the SEQR review of the proposed emergency communications system upgrade project in the Towns of Groveland and Livonia.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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. Carman and seconded by Mr. Gott to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

**RESOLUTION NO. 2020-120 ADOPTING SEQR NEGATIVE DECLARATION FOR 2020-2021 NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION SNOWMOBILE TRAILS GRANT PROGRAM**

WHEREAS, the Caledonia Trailblazers and the Hill and Valley Riders are seeking to utilize and maintain an approximately 62-mile snowmobile trail system; and

WHEREAS, Livingston County is applying to fund these proposed trails through the New York State Office of Parks, Recreation and Historic Preservation Snowmobile Grant-In-Aid and Trail Approval Program; and

WHEREAS, the maintenance activities and seasonal usage of the proposed trails will not significantly disturb the acreage along the trail route; and

WHEREAS, potential impacts on the environment have been identified and will not result in any large and important impacts; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors, as Lead Agency, hereby classifies this project as an Unlisted Action pursuant to the State Environmental Quality Review Act; and be it further

RESOLVED, that the Livingston County Board of Supervisors does hereby determine that the proposed project will not have a significant effect on the environment, a draft Environmental Impact Statement will not be prepared, and the Livingston County Board of Supervisors does hereby adopt the Negative Declaration for the project and authorizes the Chairman to sign the Environmental Assessment Form prepared for the project and file it according to law.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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 Mrs. Erdle and seconded by Mr. Deming to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

**RESOLUTION NO. 2020-121 AUTHORIZING SUBMISSION OF TRAIL PLAN & TRAIL SYSTEM APPROVAL AND APPLICATION TO NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR SNOWMOBILE TRAILS GRANT PROGRAMS**

WHEREAS, the Caledonia Trailblazers and Hill and Valley Riders have requested that Livingston County apply on behalf of the Caledonia Trailblazers and the Hill and Valley Riders to the New York State Office of Parks, Recreation and Historic Preservation for a Snowmobile Trail Grant; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to submit a snowmobile trail plan and trail system to the New York State Office of Parks, Recreation and Historic Preservation, and any amendments hereto; and be it, further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to submit an application to the New York State Office of Parks, Recreation and Historic Preservation for the Snowmobile Trails Grant Program.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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 Mrs. Erdle and seconded by Mrs. Walker to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

*County Administrator/Budget Officer*

**RESOLUTION NO. 2020-122 INCREASING TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK**

WHEREAS, the New York State Legislature has authorized the County of Livingston to impose an additional 1% local sales and compensating use tax rate; and

WHEREAS, it is necessary for the County of Livingston to amend its existing Sales and Use Tax resolution to impose such additional rate; now, therefore, be it

RESOLVED by the Livingston County Board of Supervisors, as follows:

**SECTION 1.** Section 4-A of Resolution No. 67-190, enacted by the Board of Supervisors of the County of Livingston on November 30, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes. Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning June 1, 2003, and ending November 30, 2023. Such additional taxes shall be identical to the taxes imposed by such sections 2 and 4 and shall be administered and collected in the same manner as such taxes. All of the provisions of this resolution relating to or applicable to the administration and collection of the taxes imposed by such sections 2 and 4 shall apply to the additional taxes imposed by this section, including the applicable transitional provisions, limitations, special provisions, exemptions, exclusions, refunds and credits as are set forth in this resolution, with the same force and effect as if those provisions had been incorporated in full into this section and had expressly referred to the additional taxes imposed by this section.

**SECTION 2.** Paragraph (B) of subdivision (1) of Section 11 of Resolution No. 67-190 enacted by the Board of Supervisors of the County of Livingston on November 30, 1967, imposing sales and use taxes, as amended, is amended to read as follows:

B) With respect to the additional tax of one percent imposed for the period beginning June 1, 2003, and ending November 30, 2023, in respect to the use of property used by the purchaser in this county prior to June 1, 2003.

**SECTION 3.** Subdivision (c) of section 14 of Resolution No. 67-190, enacted by the Board of Supervisors of the County of Livingston on November 30, 1967, imposing sales and use taxes, as amended, is amended to read as follows:

(c) Notwithstanding subdivision (a) or (b) of this section or any contrary provision of law, all net collections from the additional one percent rate of sales and compensating use taxes imposed for the period beginning June 1, 2003, and ending November 30, 2023, shall be used to pay the county's expenses for Medicaid. Such net collections shall be deposited in a special fund created by the County separate and apart from any other funds and accounts of the County. Any and all remaining net collections from such additional one percent tax, after the Medicaid expenses are paid, shall be deposited by the County in the general fund of the County for any county purpose.

**SECTION 4.** This enactment shall take effect December 1, 2020.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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

Mr. Wadsworth questioned whether this is the annual action resolution or if this an additional amount? The County Administrator explained that this is not an addition to our sales tax rate. It is keeping the rate at 8% but it is resolution required every few years to maintain that same rate of the 4% on top of the State 4%.

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

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

**RESOLUTION NO. 2020-123 RESOLUTION CALLING ON THE STATE OF NEW YORK TO RELEASE ENHANCED FEDERAL MEDICAID MATCHING FUNDS TO COUNTIES AND NEW YORK CITY**

WHEREAS, in response to the COVID-19 pandemic, Congress has enacted extraordinary measures to help states and localities with increased costs and lost revenues; and

WHEREAS, a key action enacted by the federal government was a 6.2 percent increase in the federal medical assistance percentage (FMAP); and

WHEREAS, Congress has used this mechanism to provide fiscal relief to states and their local government Medicaid funding partners to reduce the financial burden they often experience in an economic downturn; and

WHEREAS, counties and New York City are struggling with higher costs responding to COVID-19 and experiencing extensive revenue declines due to the shutdown of large swaths of the economy; and

WHEREAS, we project that each quarter of enhanced FMAP funding is worth hundreds of millions of dollars for counties and New York City; now, therefore, be it

RESOLVED, that the County of Livingston is respectfully requesting financial assistance through federal FMAP monies by reducing county weekly Medicaid payments retroactive to January 1, 2020 to provide some partial fiscal relief to the current conditions; and be it further

RESOLVED, we also respectfully request that the State provide a timeline to all counties on the release of the enhanced federal Medicaid matching funds related to the Affordable Care Act “reconciliation funds” that have been withheld for over three years and the likely mechanism on how these funds will be delivered to counties and New York City; and be it further

RESOLVED, that the Clerk of the Livingston County Board of Supervisors shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the New York State Congressional Delegation, the New York State Association of Counties, and all others deemed necessary and appropriate.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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. Wadsworth and seconded by Mrs. Walker to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

**RESOLUTION NO. 2020-124 REQUESTING CONGRESS ACT TO PROVIDE MUCH NEEDED FEDERAL ASSISTANCE AND BUDGETARY RELIEF TO LIVINGSTON COUNTY**

WHEREAS, it is vitally important that Congress debate and take up a measure to provide financial assistance and budgetary relief to Livingston County in order to address the budgetary and economic fallout caused by the COVID-19 pandemic; and

WHEREAS, the CARES Act recently passed by Congress provided much-needed financial assistance to local governments, but its onerous population requirement blocked Livingston County from receiving any funding; and

WHEREAS, the restrictions the Act placed on the use of funds also blocked local governments from being permitted to use the funds to make up for lost revenues; and

WHEREAS, the COVID-19 pandemic has the potential to severely impact Livingston County’s two most important revenue drivers: sales tax and New York State aid to localities; and

WHEREAS, the New York State Association of Counties recently released economic impacts report estimates that Livingston County stands to lose \$1.3 million in sales tax revenue in a "mild scenario" and \$3.9 million in a "severe scenario" in the 2020 Fiscal Year; and

WHEREAS, sales tax revenue makes up nearly 20% of all revenues in Livingston County's 2020 Budget, so any significant decrease will negatively harm the County's ability to stay within its balanced budget; and

WHEREAS, the New York State Division of the Budget recently announced financial plan for the 2021 Fiscal Year noted Governor Cuomo's intention to cut aid to localities by \$8.2 billion. State aid to localities consistently provides Livingston County, as well as other counties across New York State, the funding necessary to provide essential services to the public, including Sheriff's road patrol, congregate meal services for seniors and medical services through the local department of health; and

WHEREAS, the current fiscal and budgetary health of Livingston County will strongly depend on the actions taken by the federal government in response to this pandemic. Without the necessary flexible funding to re-coup for lost revenues like sales tax and state aid, Livingston County risks having to choose between cutting appropriations for essential services or incurring significant deficits for current and future fiscal years; now, therefore, be it

RESOLVED, that the County of Livingston respectfully requests Congress act to provide much-needed federal financial assistance to the County through the next federal stimulus package and allow for a direct disbursement of funding to Livingston County; and be it further

RESOLVED, that the Clerk of the Livingston County Board of Supervisors shall forward copies of this resolution to Governor Andrew M. Cuomo, the New York State Legislature, the New York State Congressional Delegation, the New York State Association of Counties, and all others deemed necessary and appropriate.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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. Schuster to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

*County Treasurer*

**RESOLUTION NO. 2020-125      AMENDING RESOLUTION NO. 2012-30**

WHEREAS, Resolution No. 2012-30 established the last day to redeem property under the Real Property Tax Law Article 11 tax foreclosure process as the close of County business on June 15<sup>th</sup>, or the next business day if June 15<sup>th</sup> falls on a Saturday or Sunday; and

WHEREAS, said Resolution also established the date for the annual auction of properties acquired by the County through the tax foreclosure process as the fourth Thursday of July at 6:00 p.m.; and

WHEREAS, on or about March 20, 2020, New York State Governor Andrew M. Cuomo signed Executive Order 202.8 establishing a ninety (90) day moratorium on the enforcement of foreclosures related to any residential or commercial properties; and

WHEREAS, on or about March 15, 2020, Chief Administrative Judge Lawrence K. Marks issued an Administrative Order establishing operational protocols for all trial courts of the Unified Court System which included postponing all non-essential functions of the courts until further notice. Specifically, all foreclosure proceedings were stayed and foreclosure auctions were prohibited from being scheduled or held; and

WHEREAS, these Orders have drastically impacted the County's tax foreclosure process with respect to the unpaid 2018 Town and County taxes thereby requiring the Livingston County Board of Supervisors to establish a new date of redemption and a new auction date for this particular tax year; now, therefore, be it

RESOLVED, that the established last day to redeem property under the Real Property Tax Law Article 11 tax foreclosure process relative to the unpaid 2018 Town and County taxes shall be the close of County business on June 15, 2021; and be it further

RESOLVED, that the established date for the annual auction of properties acquired by the County through the tax foreclosure process relative to the unpaid 2018 Town and County taxes shall be July 22, 2021 at 6:00 p.m.; and be it further

RESOLVED, that Resolution No. 2012-30 is hereby amended.

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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 Mrs. Walker to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

*Real Property Tax Services*

**RESOLUTION NO. 2020-126 CORRECTING TAX ROLL-TOWNS OF GROVELAND AND YORK**

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

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

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

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

Year, Municipality Owner(s) Parcel	Taxing Jurisdiction	Original Tax Bill	Corrected Tax Bill	Refund to Owner	Chargebacks to Taxing Jurisdictions
<b>1. 2020 Groveland</b>	Livingston County	\$2,818.56	\$2,818.56	\$0.00	\$0.00
Prince, Jonathan M.	Groveland Town Tax	\$1,316.88	\$1,316.88	\$0.00	\$0.00
Prince, Jennifer	Groveland Fire 1/Amb	\$158.28	\$158.28	\$0.00	\$0.00
Tax Map Number	Groveland Light 2	\$3.90	\$3.90	\$0.00	\$0.00
136.-1-6.122	Unpd LCWSA WtrNoDist Rel.	<u>\$160.00</u>	<u>\$0.00</u>	<u>\$160.00</u>	<u>\$160.00</u>
	<b>Total</b>	<b><u>\$4,457.62</u></b>	<b><u>\$4,297.62</u></b>	<b><u>\$160.00</u></b>	<b><u>\$160.00</u></b>
<b>2. 2020 York</b>	Livingston County	\$4.29	\$4.29	\$0.00	\$0.00
Roffe, Brittany L.	York Town Tax	\$2.03	\$2.03	\$0.00	\$0.00
Tax Map Number	York Fire1	\$0.36	\$0.36	\$0.00	\$0.00
70.5-1-14.2	York Light 1	\$0.05	\$0.05	\$0.00	\$0.00
	York Swr Dist #1	\$305.05	\$50.00	\$255.05	\$255.05
	Consolidated Wtr	<u>\$220.16</u>	<u>\$7.50</u>	<u>\$212.66</u>	<u>\$212.66</u>
	<b>Total</b>	<b><u>\$531.94</u></b>	<b><u>\$64.23</u></b>	<b><u>\$467.71</u></b>	<b><u>\$467.71</u></b>

Dated at Geneseo, New York

May 6, 2020

Committee of the Whole

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. Fanaro to move Committee of the Whole Resolution. Carried.

The roll was called as follows: Ayes – 2,009; Noes - 0; Abstain - 0; Adopted.

**OTHER BUSINESS**

1. CHAIRMAN APPOINTMENTS

<b>GLOW Workforce Development Board</b>			
Name	Address	Title/Represents	Term Expires
Mary Ellyn Merle	P.O. Box 37, Dansville, New York 14437	Private Sector -Business	4/8/20-4/8/22

2. COUNTY ADMINISTRATOR UPDATES

Mr. Coyle thanked the Supervisors for participating in another Zoom meeting. It is difficult and different than we are used to, but he appreciates the Supervisors coming online and passing resolution; in particular, the federal funding resolution. Mr. Coyle recapped that there are talks supposedly happening this week in D.C. around a package to be considered to states and localities. That is obviously tied up with a lot of political back and forth as you can see in the media nationally. Time will tell whether or not that package will be, but if it is advanced the numbers going around are important to Livingston County. On the County and State budget side, we expect state aid cuts to hit. The sales tax started this week with our first draw, which was through April and included a sizable reduction of the normal draw that we would be used to getting at the same period of time, which we expected in our financial plan that we would start experiencing these impacts. State aid is a big unknown because we don't know what's going to get cut and by how much. A lot of the state's proposed cuts are hedging a bit on if they get federal money. Mr. Coyle imagines if they get federal money to a certain level they will not cut as much as they are forecasting. Regardless, we are forecasting state aid cuts, we are forecasting sales tax impact and we are not forecasting the influx of what could be \$5M-\$10M in federal funding to offset our revenue.

Mr. Coyle reviewed the Reopening plan that was sent to the Supervisors and thanked all of the people that put that together, especially Angela Ellis who took everyone's comments, suggestions and tweaks and put it into a workable plan, and also Bill Bacon, Bill Mann, Ryan Snyder, Julie Barry, Board member feedback and the Chamber. We are putting that all together with final edits into the hands of the regional counsel. The Regional Counsel has been the de facto group that's supposedly running these regional reopening's. Our lead is Bob Duffy, former Lieutenant Governor and current Chamber of Commerce President. Mr. Coyle cannot say what happens after handing over our plan. It is not known if the Livingston County plan will be "the plan" or we will get a thank you for your ideas but we already have our own for the region. It is not known whether it will be coming from Albany to the region itself individually across the state to say here is your reopening plan should you meet the following benchmarks. That is a big unknown. We felt that it was best to put our best foot forward in terms of a plan so say this is imperfect, yes, not ideal for some business owners, but we were trying to read what is out there in the state, Central New York, Mohawk Valley, North Country and a few other places that have had substantive conversations with the Governor's Office on their reopening compared to us in terms of county rural/urban, case counts and some of those standards. To recap, there are seven benchmarks that need to be met of each phase for reopening. Best case scenario, Livingston County is in the Finger Lakes Region and the Finger Lakes Region is "allowed" to have a gradual, incremental reopening at a time that starts on the 15<sup>th</sup>/16<sup>th</sup> of May. At that point in time, that would be what business or elements are in that first phase. We understand that the public, for the most part, would be desirous of having as many elements of the economy opened at the very earliest time. In reality, that will not happen, so it's how many, at what point in time and in what phases. You have to first meet those first 7 milestones or benchmarks, if you don't; you are not going to get the economy back going again. That is what the state regulation is going to be on. Our plan draws upon that, references it and tries to thread that needle on what should or should not open in the various phases. We are on the line of meeting the 7 out of 7 so we expect this week or certainly by midpoint next week, to know where things stand with the Finger Lakes Region. We would then probably be doing some kind of press, whether a press conference or a press event to try to let people know we are in the region and here is what the region is looking at for a reopening plan, here's what's kosher, what's not, here's what's allowable at this stage, here's what's expected to be allowable at the next stage.

Mr. Coyle recapped the Budget from the internal County budget impact. There is lots of budget impacts, there's economy impacts that are outside of the County government as an institution. Our organization has a massive impact and that is what we are working on. The parts of that are what's going on within the year that we are in right now. The department head with a \$1M department allocation, how can they get by with \$900,000 or \$800,000? It starts there. We have a history of already doing that, so that's not new, but that's been hardened; that's been enhanced while vacancy freezing, outright budget adjustments and things like that are already happening. Mr. Coyle has received submission by department heads and he's been doing those tweaks, having those at the ready. Concurrent to that is a furlough potential, which is an unpaid administrative leave where in sections of time increments of 30/60/75 days employees go on an unpaid furlough. Mr. Coyle reported that he has talked with the head of the largest union in the County today, CSEA about that and had a very good preliminary conversation about that. We will see what the numbers look like before entertaining anything but that is happening concurrent to the in-year cuts. More so related to the 20/21 Budget year, we are looking at if we have a really bad situation? What if we have a worse-case scenario?

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What if all the sales tax hit is the highest hit? What if all the state aid hit is the highest hit? What if federal revenue doesn't come in to play? We need to be prepared for that, so we are doing that now.

We had some conversations with the state as part of the reopening and one thing that came up was campgrounds and a set of operating principles allowing a county with a local order to withdraw the local order should their guidelines be acceptable to the Board and the Public Health Department. We did have most Board members to get back to us on our campground guidelines and allowing local order to be withdrawn. Mr. Coyle requested the Chairman do a roll call comment after the Q&A today for the Supervisors to state where they each stand on this issue so we can have finality on the matter.

Chairman LeFeber asked if any Supervisors have questions on the above reported items:

Dan Pangrazio-What is the percentage of the impact on the sales tax reduction?

Mr. Coyle reported that the sales tax was down 31% from the same period last year. There are two, sometimes three draws per month. We will see the first sets of draws in May that relate to activity that is in the Covid19 impact era end of March and April. We will not have a sales tax year that is down 31%, because of the first set of returns and in what is expected to be the end of the year set of returns, and a little before that, but we will see the individual draws that correspond to the draws of the previous year being down large numbers. For example, we used to get \$2.5M; we might get \$1.8M. What is that impact and how many cycles of sales tax returns does it take to have any semblance of recovery. We have initially put in the moderate to severe forecasted impact from NYSAC in our sales tax projections which we can withstand and we will then see four or five draws from now where we stand. Every county is unique. Some other counties that have a mall impact and what that will do to their sales tax revenue. It is your categories of sales tax returns. Our categories are bars, restaurants, auto sales and gasoline sales at the pump. Our impact of that is a big impact. 20% of our returns are on gas sales. We have \$35M, that \$7M; how far is that down? That is just the gas sales impact for an annual basis. It will be important to know what those sectors look like over the next couple of weeks and months. Our first draw was down 31% in which case was a \$650,000 reduction. Our first quarter, pre Covid, was up \$570,000 so we are down \$100,000 for the year because we were up in that first quarter.

Dan Pangrazio-Are you hearing what areas are going to be impacted by state aid cuts or just in general there are going to be cuts?

Mr. Coyle explained that it is a little of both, but mostly that there are going to be cuts. As far as any specificity, what is not on table for state aid cuts is aid and assistance to families that carries some levels of public assistance. In theory, even CHIPS, 911, shared services grants; technically everything is on the table. The Governor got wide level of authority that the legislature subsequently gave up to the Governor as part of this budget struggle to go a lot of this stuff via his own individual actions.

Ivan Davis-Have you heard anything on the CHIPS? It would hurt if stuff was done and funding was cut.

Mr. Coyle stated that we have not heard anything. It is worrisome when it comes down to programs that have an expense first, reimburse later but some elements of some highway funds do fall into that category. We are concerned about all of the state aid elements. No one is signally that CHIPS is going to be on the table but conversely no one is signally that it is not going to be on the table. We expect something by the middle of this month where they will drop the first round of cuts.

The County Administrator asked for a decision regarding campground reopening. The question being posed is: Are you comfortable with the new guidelines and to lifting the order which allows campgrounds under the guidelines to reopen? A yes vote being that the Supervisor is okay with lifting the order and having campgrounds be allowed to open subject to the guidelines signoff pledge that they sign and the Department of Health oversight?

Chairman LeFeber asked the Clerk for a roll call vote on all those in favor of reopening campgrounds?

Mr. DiPasquale-Have the campground owners looked at the proposal yet?

Mr. Coyle answered, yes; this proposal came from a trade association contact of a membership group that represents the interests of all of them. Individuals sign offs would be included in the permitting process.

Mrs. Babbitt Henry-How often are these going to be inspected?

Ms. Rodriguez explained that they do regular inspection and they can certainly do enhanced inspections once they are permitted. In the past they have done the initial opening and responded at complaints of nuisances. But in this case they could do at more frequency. It would be up to the Board to recommend how often they would want them inspected. They have been every other day to ensure compliance with the order but will do weekly when order is lifted. The roll was called as follows: Ayes – 1,930; Noes – 79; Abstain - 0; Adopted.

Mr. Coyle explained that we have had questions from businesses on events and/or fairs and festivals attracting a lot of people from a lot of different areas. Unfortunately, we just don't know yet. We know that the phases of the regional reopening will cover things like that, but he does not expect them to be covered on the early phases. We have tried to be open with those individuals that is it were a County decision we would be able to tell them when to expect to reopen, but it is not in this case. We will be working with the state to figure out when they would reopen. For us, this includes the drag strip, the Hemlock fair, general festivals, and the airshow. We know some of those have been postponed, which is too bad, these are big draws for us, big tourism draw, and big quality of life attractions. Those are in that mix of what the Governor calls, attractive nuisances because they attract gatherings of a lot of different people from a lot of different places. As you've seen national, those are going to be the things that, as opposed to just regular government opening the doors on phase one or two, are gatherings that are going to be attracting tens of thousands of people potentially are not going to be on that first set of phase lists. It's a harsh reality that you hate to relay to these proprietors and organizers but it is none the less the cold hard facts that they are not going to be on the earlier phases.

Mr. Davis received a call yesterday from a county fair organization wanting to know if he could take the animals if they were bid online.

Mr. Coyle explained that he has heard that and that people will push decisions out to the end of June to whether or not to move on anything that will be July 1 or after. He recalled that the state fair may be in jeopardy.

**ADJOURNMENT**

Motion made by Mr. Pangrazio and seconded by Mr. Mahus to adjourn until Wednesday, May 13, 2020 at 1:30 p.m. Carried.

The Board adjourned at 2:25 p.m.