

REGULAR BOARD MEETING  
WEDNESDAY, MAY 12, 2021  
1:30 P.M.

**ROLL CALL**

The roll was called showing all members present except Mr. Carman (Groveland), Mr. DiPasquale (Mt. Morris) and Mr. Schuster (Sparta).

**PLEDGE OF ALLEGIANCE**

West Sparta Supervisor Sue Erdle led 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.

**APPROVAL OF MINUTES**

Minutes of 4/28/21 Regular Meeting were approved as presented.

**PUBLIC HEARING**

**1. LOCAL LAW NO. A-2021 A LOCAL LAW ADOPTING A YOUTH DEER HUNTING PILOT PROGRAM**

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

County Attorney Shannon Hillier explained that this local law establishes a PILOT program within Livingston County through 2023 allowing licensed hunters ages 12 and 13 to hunt deer using a cross bow or firearm. Youth hunters will be required to be accompanied by a parent, legal guardian or designated person who has a valid hunting license and at least three years' experience hunting deer.

Chairman LeFeber declared the Public Hearing open and asked if any Supervisor wished to comment.

**Supervisor comments:**

Mr. Davis (Portage) stated that this is a great opportunity for kids growing up in this area. It's an idea to get kids out of the house watching TV. Mr. Davis sees more that most due to his business but they rarely get kids under 25 in to process deer. The earlier hunting gets started the better.

Mr. Wester (Conesus) commented that not only are you getting kids out of the house, you are also teaching them to hunt properly and respectfully. You are also getting firearms into the hands of young kids so that they learn how to respect them and teaching them safety. It is significant to teach these young kids what the dangers are with firearms. Mr. Wester fully supports this local law.

Ms. Babbitt Henry (Springwater) shared that Springwater has a very active rod & gun club that encourages a lot of youth to participate along with Wayland-Cohocton School. This is an excellent program for teaching students responsibility and the proper use and care of the firearm as well as good hunting techniques. These children are all supervised by adults and she supports this local law 100%.

The Chairman asked anyone from the public interested in speaking to please come forward and sign in at the podium. No one wished to speak. The Chairman asked if anyone present on the Zoom call wished to comment. No one wished to speak.

The Chairman announced that the public hearing would remain open until the end of the meeting.

**COMMUNICATIONS**

1. Receipt of Town of Richmond public hearing notice.
2. Thank you note from Don Wester.
3. The ribbon cutting event for the Livingston County Museum is at 2:30 p.m. on May 26, 2021. Please RSVP by

5/15/21.

**ABSTRACT OF CLAIMS**

**RESOLUTION NO. 2021-155      APPROVING ABSTRACT OF CLAIMS #5A-MAY 12, 2021**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #5A dated May 12, 2021 in the total amount of \$1,518,414.54.

Dated at Geneseo, New York

May 12, 2021

Ways and Means Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

**PRIVILEGES OF THE FLOOR**

1. ASSEMBLYWOMAN MAJORIE BYRNES

- PRESENTATION OF 200<sup>th</sup> ANNIVERSARY ASSEMBLY PROCLAMATION

Assemblywoman Brynes stated that it is her honor to present to County Administrator Ian Coyle and Board of Supervisor Chairman Dave LeFeber an original signed proclamation from the New York State Assembly congratulating and honoring Livingston County on the celebration of 200 wonderful years of being in existence. Chairman LeFeber expressed thanks for all of the work and support for Livingston County.

2. MAUREEN WHEELER, CAMPAIGN CO-CHAIR

- UNITED WAY COUNTY WORKER CAMPAIGN RESULTS

Ms. Wheeler thanked the Chairman for the opportunity to address the Board today. Ms. Wheeler expressed her pride in working with such a generous community minded county that supports our residents in so many ways, including running an annual United Way campaign. Ms. Wheeler reviewed the work being done by United Way of Livingston County 365 days a year to build stronger healthier counties. Together with thousands of partners raising funds for critical programs, strengthen non-profits, encourage collaboration across organizations and advocate for positive change that reinforce our regions ability to thrive, your support, no matter what the amount, combines with others for collective giving to make a big impact right here in our local communities. Ms. Wheeler shared the challenges for the United Way campaign over the last few years. In honor of the County's Bicentennial, a participation goal was set seeking to engage 200 employees and Ms. Wheeler announced that we were able to exceed our goal. Ms. Wheeler thanked the employees for their participation to reach this goal. Ms. Wheeler asked those campaign coordinators present to join her at the podium while acknowledging all of the campaign coordinators unable to attend today, along with Matt Cole, President of United Way of Livingston County Board of Directors. On behalf of Livingston County, Ms. Wheeler presented a check in the amount of \$30,551 to United Way of Livingston County from the Livingston County workers. Mr. Cole thanked the Board of Supervisors, County Administrator, all the campaign coordinators, especially Maureen Wheeler, for all their diligence and hard work with this campaign. Mr. Cole is always blown away be the generosity of all the County workers and the amount of money that is raised by this county. Our county really sets a high example for surrounding counties in a campaign like this.

3. BILL BACON, ECONOMIC DEVELOPER

- GROW-ING LIVCO

Mr. Bacon reviewed the Grow Liv Co activities since its release one year ago tomorrow. Not only are they celebrating their anniversary, this week is also National Tourism Week, National Economic Development week and the local debut of Livingston Smash, an IPA released by Battle Street Brewery marking the kickoff of Cheers to 200 Years celebration of our County's Bicentennial. With so much happening, it is easy to see and believe why the future is full of wonderful opportunities for Livingston County. Mr. Bacon reviewed the many challenges over the last year and the incredible resilience of our small businesses. County residents stepped up in a very big way to support local businesses. Mr. Bacon shared how our local businesses were helped by digital grants, the Innovation Fund and the First Impressions Program, totaling an investment of over \$360,000 including owner match. Mr. Bacon reviewed how each of these initiatives promoted place-making in Livingston County. We want residents, visitors and businesses to be proud of their community. Mr. Bacon reviewed the success of LivCo Locals that introduced 52 business owners to the county.

The level of investment in development generated in this Covid landscape since last March was unforeseeable, with renewable energy, healthcare, construction services, manufacturing and agri-business leading the way bringing in over \$30M of investment to the county and driving another \$110M in total benefit. Mr. Bacon explained how everything mentioned ties directly to tourism and the mission to create a memorable experience. Our residents and businesses have a responsibility to be the best ambassadors we can be for our visitors, prospective residents or family and friends that returned to the area. By showing them a reinvigorated, welcoming and progressive landscape we can attract the talented workforce that bolsters our desire to be a sought after destination. There needs to be focus on the first impression of Livingston County being a great one. Mr. Bacon expressed his excitement in announcing the upcoming arrival of Samantha Brown, a well-known and well-traveled television personality arriving in the county tomorrow to explore, visit and meet different people and personalities that make up our wonderful home. Samantha Brown's Places to Love show is viewed by 3M people and she has mailing list of over 30,000 followers who will all be privy to an inside look at Livingston County located in the amazing Genesee River Valley on the western edge of the Finger Lakes. Mr. Bacon reviewed the *Invested in You* revitalization initiative that promotes the place-making efforts, complementing the work that has been done in our downtowns by offering the same programs on a countywide basis. A request for County funding will ultimately come to the Board of Supervisors to carry out these programs. Mr. Bacon reviewed the potential Covid Relief Fund CDBG application public hearing to be held at the next Board meeting that aims to provide awards to applicants who have identified either a proactive or reactive response for Covid related business issues. Mr. Bacon reviewed the programs where a potential request for County funds could be applied and the timeline for each proposal. Mr. Bacon gave a special plug for the *Cheers to 200 Years* celebration with a very special thank you to Maureen Wheeler for getting all of our craft beverage producers aligned to identify a brew and a release date. Mr. Bacon thanked the Board of Supervisors for their continued support and his staff that bring the "Teamwork to make the Dreamwork"-Deputy Director Maureen Wheeler, Downtown Coordination Louise Wadsworth, Economic Development Assistant Tessa Taylor, Economic Development Specialist Molly Downing and Livingston County Tourism Director Melissa Hughes.

**PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE**

**RESOLUTION NO. 2021-156 PROCLAIMING THE WEEK OF MAY 6-12, 2021 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 is in specialized skilled nursing services in order to have 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 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 residents of Livingston County join together to celebrate and show appreciation for Livingston County nurses' accomplishments and efforts to improve our health care system not just during this week,

but at every opportunity throughout the year; and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims the week of May 6-12, 2021 as National Nurses Week to honor all nurses who care for us.

Dated at Geneseo, New York

May 12, 2021

Human Services Committee

**RESOLUTION NO. 2021-157 PROCLAIMING THE MONTH OF MAY 2021 AS MENTAL HEALTH MONTH**

WHEREAS, mental health conditions are real and prevalent in our nation and all Americans face challenges in life that can impact their mental health, especially during a pandemic. Mental health is essential to everyone's overall health and well-being; and

WHEREAS, prevention is an effective way to reduce the burden of mental health conditions and there are practical tools that all people can use to improve their mental health and increase resiliency; and

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

WHEREAS, each business, school, government agency, health care provider, organization and citizen shares the burden of mental health problems and has a responsibility to promote mental wellness and support prevention and treatment efforts; now, therefore, be it

RESOLVED, that residents of Livingston County are encouraged to commit to increasing awareness and understanding of mental health, the steps our citizens can take to protect their mental health and the need for appropriate and accessible services for all people with mental health conditions; and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims the month of May 2021 as Mental Health Month in Livingston County.

Dated at Geneseo, New York

May 12, 2021

Human Services Committee

**RESOLUTION NO. 2021-158 APPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL-KERRY MCMILLAN**

RESOLVED, that the following member be hereby appointed to the Community Initiatives Council for the term designated:

Community Initiatives Council			
Name	Address	Rep/Title	Term
Kerry McMillan	42 Stuyvesant Manor, Geneseo NY 14454	Private Sector	5/12/21 - 12/31/22 (A. Yousey term)

Dated at Geneseo, New York

May 12, 2021

Human Services Committee

**RESOLUTION NO. 2021-159 PROCLAIMING THE WEEK OF MAY 16-22, 2021 AS EMERGENCY MEDICAL SERVICES WEEK**

WHEREAS, Emergency Medical Services responders are frontline heroes dedicated to providing emergency medicine as the world continues to face and fight the COVID-19 pandemic crisis; and

WHEREAS, the EMS responders in Livingston County provide countless hours to save lives and minimize the effects of injuries and illnesses; and

WHEREAS, the 2021 theme for EMS Week is "THIS IS EMS: Caring for Our Communities," reminding people that every day EMS is still responding, supporting, and caring for the needs of our communities; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims the week of May 16-22, 2021 as Emergency Medical Services Week in Livingston County to honor all EMS responders and their frontline partners.

Dated at Geneseo, New York

May 12, 2021

Public Services Committee

**RESOLUTION NO. 2021-160 APPOINTING MEMBER TO THE FISH AND WILDLIFE**

**MANAGEMENT BOARD-AARON DAVIS**

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

Name	Address	Rep./Title	Term
Aaron Davis	9655 Riley Road, Nunda, NY 14517	Landowner Rep.	5/12/21-12/31/22

and be if further

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

Dated at Geneseo, New York

May 12, 2021

Public Services 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. \_\_\_\_\_ and seconded by Mr. \_\_\_\_\_ to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

**RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE**

*Center for Nursing and Rehabilitation*

**RESOLUTION NO. 2021-161 AMENDING A PORTION OF RESOLUTION 2019-233**

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

WHEREAS, Resolution No. 2019-233 authorized the Chairman of the Livingston County Board of Supervisors to sign a contract with BRIMS, LLC dba Beacon Solutions Group for financial and operational enhancement consultant services. Said contract was for a term commencing July 1, 2019 and terminating June 30, 2020, with an option to renew for one additional year terminating June 30, 2021, for an amount not to exceed \$100,000.00 per year; and

WHEREAS, there is now a need for additional professional services due to COVID-19 related activities. Accordingly, the contract will need to be formally extended through June 30, 2022, and the original contract amount will need to be increased to an amount not to exceed \$125,000.00; now, therefore, be it

RESOLVED, that Resolution No. 2019-233 is hereby amended.

Dated at Geneseo, New York

May 12, 2021

Human Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*Department Of Health*

**RESOLUTION NO. 2021-162 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH: BONADIO & CO., LLP, NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION & POC TECHNOLOGIES, INC. D.B.A. TRANSACTRX**

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 contracts for the Livingston County Department of Health, and any future amendments to said contracts, according to the terms designated, subject to review by the County Attorney and County Administrator:

<b>Bonadio &amp; Co., LLP</b>	5/1/21-9/30/21	Engagement not to exceed
171 Sully's Trail		\$7,500.00
Pittsford, NY 14534		Fees billed at discounted
		hourly rates:
		Partners \$350.00
		Principal/Managers \$150.00-
		\$325.00

**REPORT OF THE SUPERVISORS' PROCEEDINGS 101**

Seniors/Staff \$125.00-\$150.00

For: Covid – Provide professional consultation to Livingston County on most effective use of various COVID related funding (CARES, NYS, Federal, etc.)

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

**New York State Environmental Facilities Corporation** 4/30/21-12/31/26 \$160,000.00

**Corporation**  
625 Broadway  
Albany, NY 12207

For: Provide partial reimbursement to homeowners for the replacement of septic systems nearby streams within the Conesus Lake watershed.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NYS Environmental Facilities Corporation	0%	<b>Yes X</b> No

<b>POC Technologies, Inc. d.b.a. TransactRx</b> 999 Ponce de Leon Blvd., Suite 515 Coral Gables, FL 33134	Effective as of date of last signature - Automatically renews for one year term, unless written notice of non-renewal	\$575.00 Enrollment Fee \$150.00 Additional Payer (if needed) \$1.50 per Accepted Claim
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For: Immunization Clinic Billing (Covid/Flu)

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
3 <sup>rd</sup> Party Payor	0%	<b>Yes X</b> No

Dated at Geneseo, New York  
May 12, 2021

Human Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*Office For The Aging*

**RESOLUTION NO. 2021-163 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING: CARE COORDINATION SYSTEMS, LLC**

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 the Livingston County Office for the Aging, and any future amendments to said contract, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Care Coordination Systems, LLC</b> 75 E Market St. Akron, Ohio 44308	Commences upon execution of contract	\$1,500.00 per readiness assessment – applied to training costs if proceeding 3,000.00 per person for training.

For: Readiness Assessment/Training for Care Transitions Intervention Program

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
NY Connects	100%	Yes <b>X</b> No

Dated at Geneseo, New York  
May 12, 2021

Human Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*Veteran's Services*

**RESOLUTION NO. 2021-164 AUTHORIZING PROFESSIONAL SERVICE CONTRACTS FOR THE WELLNESS AND SELF-CARE ACTIVITIES FOR VETERANS IN LIVINGSTON COUNTY (VETERANS OUTDOOR RX): ADVENTURE CALLS OUTFITTERS, INC., CHIP HOLT NATURE CENTER, CONESUS**

**LAKE ASSOCIATION & SEELEY STABLES LLC**

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

WHEREAS, the County of Livingston solicited a Request for Proposal for the wellness and self-care activities for veterans in Livingston County (Veterans Outdoor Rx) and four (4) 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 contracts, which are determined to be the most qualified to provide said services, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Adventure Calls Outfitters, Inc.</b> PO Box 391 LeRoy, NY 14482	5/25/2021-12/1/2021	Not to exceed \$4,000.00

For: Hiking and whitewater rafting trips within Letchworth State Park with the capabilities to offer other guided hikes, and guided kayaking throughout Livingston County.

<b>Chip Holt Nature Center</b> P.O. BOX523 Vitale Park 5828 Big Tree Rd. Lakeville, NY 14480	5/25/2021-3/31/2022	Not to exceed \$4,000.00
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For: Free Fishing Days at Vitale Park in Lakeville, New York at the north end of Conesus Lake.

<b>Conesus Lake Association</b> PO Box 637 Lakeville, NY 14480-0637	5/25/2021-12/1/2021	Not to exceed \$2,000.00
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For: Scenic and informative pontoon boat tours of Conesus Lake designated to provide an opportunity to get acquainted, not only with the history of Conesus Lake but also with the many opportunities for outdoor activities that it provides.

<b>Seeley Stables LLC</b> 1500 County Route 90 Dansville, NY 14437	5/25/2021-12/1/2021	Not to exceed \$2,000.00
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For: Veterans Equestrian Training Services (V.E.T.S) not for profit program.

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

Dated at Geneseo, New York  
May 12, 2021

Human Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

**RESOLUTION NO. 2021-165      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY VETERAN SERVICE AGENCY: LIVINGSTON COUNTY SUICIDE PREVENTION TASKFORCE, GENESEE VALLEY HEALTH PARTNERSHIP**

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 the Livingston County Veteran Service Agency, and any future amendments to said contract, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Livingston County Suicide Prevention Taskforce,</b> <b>Genesee Valley Health Partnership</b> PO Box 545 Dansville, NY 14437	5/25/2021-12/1/2021	Not to exceed \$1,000.00

For: Suicide prevention gate-keeper training for the Outdoor Rx Program

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

Dated at Geneseo, New York

May 12, 2021

Human Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*Workforce Development/Youth Bureau*

**RESOLUTION NO. 2021-166 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING LOCAL PLAN FOR THE LIVINGSTON COUNTY OFFICE OF WORKFORCE DEVELOPMENT: NEW YORK STATE DEPARTMENT OF LABOR**

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 Local Plan for the Livingston County Office of Workforce Development, and any future amendments to said plan, 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>New York State Department of Labor</b>	7/1/21-6/30/25	\$0

For: Local Plan for the GLOW Workforce Development Board

Dated at Geneseo, New York

May 12, 2021

Human Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*Central Services*

**RESOLUTION NO. 2021-167 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING PROFESSIONAL SERVICES CONTRACT FOR CONSULTANT SERVICES AND FEASIBILITY EVALUATION FOR RENEWABLE ENERGY SOLUTIONS FOR LIVINGSTON COUNTY-WENDEL ENERGY**

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, 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>
<b>Wendel Energy</b>	5/12/21-12/31/22	\$21,500.00

Centerpointe Corporate Park

375 Essjay Rd. Suite 200

Williamsville, NY 14221

For: Feasibility evaluation for energy alternatives for Livingston County Government facilities

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

Dated at Geneseo, New York

May 12, 2021

Public Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*Planning*

**RESOLUTION NO. 2021-168 AUTHORIZING SUPPORT OF APPLICATIONS TO THE NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS PURCHASE OF DEVELOPMENT RIGHTS PROGRAM & OTHER STATE & FEDERAL GRANT OPPORTUNITIES**

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

WHEREAS, Article 25-AAA of the New York State Agriculture and Markets Law provides for development of county agricultural and farmland protection plans; and

WHEREAS, Livingston County Board of Supervisors Resolution No. 2006-280 approved the Livingston County Agricultural and Farmland Protection Plan, and by letter dated October 17, 2006, Patrick H. Brennan,

Commissioner of the New York State Department of Agriculture and Markets, approved the Livingston County Agricultural and Farmland Protection Plan; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Plan recommended support of the Purchase of Development Rights Program; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Board jointly with the Genesee Valley Conservancy solicited pre-applications from owners of agricultural lands in Livingston County interested in applying to New York State Department of Agriculture and Markets Farmland Protection Implementation Grant programs and other state or federal grant opportunities and has reviewed and ranked these pre-applications; and

WHEREAS, on April 15, 2021 the Livingston County Agricultural and Farmland Protection Board passed a resolution recommending Livingston County support applications for top-ranking farms to New York State Department of Agriculture and Markets Farmland Protection Implementation Grant programs and other state or federal grant opportunities using the following ranked list:

Ranking	Farm	Acres	Towns
1	Howlett Farms	532	Avon, Caledonia
2	Woodlawn Farm	667	York
3	Gardeau Crest Farm	346	Leicester
4	Coyne Farms	261	Avon
5	Fire Creek Farm	276	Livonia
6	Willard Farm	601	Avon, Lima
7	Dairy Knoll/ McClellan	492	Geneseo
8	Sugar Creek Farm	2008	Ossian

Now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby support applications for top-ranking farms to New York State Department of Agriculture and Markets Farmland Protection Implementation Grant programs and other state and federal grant opportunities using the ranked list developed jointly by the Livingston County Agricultural and Farmland Protection Board and the Genesee Valley Conservancy.

Dated at Geneseo, New York

May 12, 2021

Public Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*Sheriff*

**RESOLUTION NO. 2021-169      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY SHERIFF'S OFFICE: MOSAIC HEALTH, INC.**

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 the Livingston County Sheriff's Office, and any future amendments to said contract, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Mosaic Health, Inc.</b> 2 Rubin Drive Rushville, New York 14544 For: Dental services for jail inmates	4/1/2021-3/31/2024	Rate as set by Medicaid

Funding Source	Local Share	Budgeted?
A.074.3110-4440	100%	Yes X    No

Dated at Geneseo, New York

May 12, 2021

Public Services Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

*County Administrator/Budget Officer*

**RESOLUTION NO. 2021-170 AMENDING 2021 LIVINGSTON COUNTY BUDGET-CONTINGENCY & SHERIFF'S OFFICE (3)**

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

May 12, 2021

Ways and Means Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

**RESOLUTION NO. 2021-171 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING GRANT APPLICATION AUTHORIZATION FOR LIVINGSTON COUNTY: NORTHERN BORDER REGIONAL COMMISSION**

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

WHEREAS, the Northern Border Regional Commission ("NBRC") has announced availability of funding under its 2021 State Economic & Infrastructure Development Investment Program ("SEID") to provide grants to fund economic development and infrastructure projects throughout designated counties in its four-state service area; and

WHEREAS, the NBRC provides investments to job-creating projects that help reduce poverty, unemployment, and outmigration; and

WHEREAS, the recently completed Livingston County Comprehensive Water Supply Study Update, funded through the New York State Local Government Efficiency Program, provides alternatives and recommendations for the public water systems in Livingston County in order to carry out the goals of protecting water quality, ensuring quantity for existing and future expansion, providing redundancy for emergencies and backups, and improving delivery and operational efficiency; and

WHEREAS, Livingston County would like to apply for a \$700,000 infrastructure grant to plan, design, and engineer one of the study alternatives which is a new water main to serve multiple townships in the county with an improved and expanded water source; and

WHEREAS, Livingston County would provide a 50% cash match of \$350,000 from the county budget; and

WHEREAS, the infrastructure, once expanded, will allow for hundreds of residents to have access to public water where no such access exists presently; and

WHEREAS, the SEID application deadline is May 14, 2021; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following grant application authorization on behalf of Livingston County as well as all related NBRC investment documents that bind the County, including the following grant agreement, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Northern Border Regional Commission James Cleveland Federal Building Suite 1501 53 Pleasant Street Concord, New Hampshire 03301	10/1/2021-9/30/2024	\$700,000.00
For: Planning, design and engineering for water main		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County Budget	50%	Yes

Dated at Geneseo, New York

May 12, 2021

Ways and Means Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

County Attorney

**RESOLUTION NO. 2021-172 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CO-DEVELOPMENT AGREEMENT WITH THE LIVINGSTON COUNTY LAND BANK CORPORATION – 1920 BUELL AVENUE, LIMA, NEW YORK**

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

WHEREAS, in August of 2010, Livingston County acquired title to 1920 Buell Avenue, Lima, New York 14485, known as Tax Map No. 37.14-1-21.2, through the property tax foreclosure process; and

WHEREAS, said premises is currently listed as a Class 2 in the Registry of Inactive Hazardous Waste Disposal Sites in New York State. Pursuant to State and Federal law, due to having acquired title through In Rem foreclosure, the County asserts and maintains it has no liability for any existing hazardous waste located on the property; and

WHEREAS, the County has now entered into a Consent Order with the NYS DEC for the sole purpose of facilitating the remediation of the site by the NYS DEC, with the goal being future sale and residential redevelopment of the property; and

WHEREAS, said Consent Order specifically requires the County to demolish the existing building located on the property thereby permitting the NYS DEC and its contractors access to the soils underneath for purposes of implementing the approved remedial plan; and

WHEREAS, the County and the Livingston County Land Bank Corporation (“Land Bank”) desire to work together as co-developers on this demolition project as each have distinct, yet complimentary, areas of expertise that, together, will bring about the successful redevelopment of the property; and

WHEREAS, the Land Bank will utilize its grant funding to fund the project and serve as the overall construction project manager while the County will maintain title to the property for the duration of the project and ultimately market and sell the property once the remediation is complete. Both parties shall equally split the proceeds generated from the future sale of the property; and

WHEREAS, the County and the Land Bank desire to enter into an agreement setting forth their respective rights and obligations with respect to the demolition project and redevelopment of the property; and now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a Co-Development Agreement with the Land Bank, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 12, 2021

Ways and Means Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

County Treasurer

**RESOLUTION NO. 2021-173 APPROVING APPORTIONMENT OF MORTGAGE TAX RECEIPTS FOR THE PERIOD 10/1/20-3/31/21**

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

WHEREAS, the Ways and Means Committee submits the following report on Apportionment of the Mortgage Tax receipts for the period October 1, 2020 through March 31, 2021, among the several towns and villages of the County, it is hereby

RESOLVED, that the County Treasurer is hereby directed to pay to the various municipalities the amount set forth herein:

TAX DISTRICT	<u>2021</u>	<u>10/1/2020-3/31/2021</u>	
		AMOUNT	DISTRIBUTED TO TOWNS
AVON	\$73,116.81	\$58,629.86	\$14,486.95
CALEDONIA	\$45,634.36	\$37,531.37	\$8,102.99
CONESUS	\$42,983.97	\$42,983.97	\$0.00
GENESEO	\$79,445.57	\$62,834.32	\$16,611.25

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GROVELAND	\$23,805.59	\$23,805.59	\$0.00
LEICESTER	\$15,490.50	\$14,461.66	\$1,028.84
LIMA	\$54,234.48	\$45,576.90	\$8,657.58
LIVONIA	\$115,247.14	\$108,610.12	\$6,637.02
MT. MORRIS	\$27,012.81	\$20,757.16	\$6,255.65
N. DANSVILLE	\$33,682.07	\$21,264.12	\$12,417.95
NUNDA	\$12,690.49	\$10,812.02	\$1,878.47
OSSIAN	\$6,969.05	\$6,969.05	\$0.00
PORTAGE	\$2,838.48	\$2,838.48	\$0.00
SPARTA	\$16,629.69	\$16,629.69	\$0.00
SPRINGWATER	\$17,342.18	\$17,342.18	\$0.00
WEST SPARTA	\$6,481.40	\$6,481.40	\$0.00
YORK	<u>\$29,785.34</u>	<u>\$29,785.34</u>	<u>\$0.00</u>
<b>TOTAL</b>	<b>\$603,389.93</b>	<b>\$527,313.23</b>	<b>\$76,076.70</b>

Dated at Geneseo, New York

May 12, 2021

Ways and Means Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

The County Administrator explained that, while the next item has been presented and received support from both Public Services and the Ways and Means Committee, it was not actually advanced to the Board for approval at this time. This item is to be presented again at the May 24 Ways and Means Committee meeting before going to the 5/26 Board meeting so that we can ensure that the resolution is worded correctly as we will be exercising a new stimulus fund and we just received the guidance on Monday afternoon.

***Motion: Mr. Pangrazio moved and Mr. Wadsworth seconded to strike the following resolution from the agenda to be tabled until a future meeting ..... Carried.***

*Other*

**RESOLUTION NO. 2021-A AMENDING A PORTION OF RESOLUTION NO. 2020-329**

WHEREAS, Resolution No. 2020-329 authorized the Chairman of the Livingston County Board of Supervisors to sign a contract with the Livingston County Development Corporation to administer downtown revitalization programming, small business assistance, entrepreneurship training, technical assistance, public relations, marketing and consultant services for a term commencing January 1, 2021, and terminating December 31, 2021, in the amount of \$200,000; and

WHEREAS, additional funding has been made available from County Reserves for the Community Redevelopment Initiative (CRI) “*Invested In You*” increasing the total contract amount with the Livingston County Development Corporation to \$1,200,000.00; now, therefore, be it

RESOLVED, that Resolution No. 2020-329 is hereby amended.

Dated at Geneseo, New York

May 12, 2021

Ways and Means Committee

*Personnel*

**RESOLUTION NO. 2021-174 AMENDING THE 2021 LIVINGSTON COUNTY SALARY SCHEDULE: COUNTY CLERK**

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

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

**COUNTY CLERK:**

- Create one full-time Senior Motor Vehicle Clerk position at Wage Grade 10 CSEA Contract effective May 12,

2021.

For: To enable resumption of full operation at both office sites.

Dated at Geneseo, New York

May 12, 2021

Ways and Means Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246;

Adopted.

**RESOLUTION NO. 2021-175      APPOINTING COMMISSIONER OF SOCIAL SERVICES – DIANE M. DEANE**

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

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

**Department of Social Services**

Appoint Diane M. Deane of 232 Commerce Drive, Avon, New York to the position of Commissioner of Social Services for a term commencing June 1, 2021 and expiring May 31, 2026.

Dated at Geneseo, New York

May 12, 2021

Ways and Means Committee

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246;

Adopted.

**CLOSE PUBLIC HEARING**

Chairman LeFeber asked if anyone from the public wished to comment regarding the public hearing. No one wished to speak. The Chairman asked if any Supervisor wished to comment.

**Supervisor comment:**

Mr. Davis (Portage) shared information from the Fish and Wildlife Management Board that in 1977 the average hunter was 27 and today the average hunter is almost 60.

The Chairman declared the public hearing closed.

**MOTION TO MOVE LOCAL LAW NO. A – 2021**

Mr. Pangrazio moved and Mr. Schuster seconded to move the proposed local law to the table for a vote. Carried.

**VOTE ON LOCAL LAW**

**LOCAL LAW NO. 2-2021 - A LOCAL LAW ADOPTING A YOUTH DEER HUNTING PILOT PROGRAM**

BE IT ENACTED by the Livingston Board of Supervisors as follows:

**Section 1. Legislative Intent**

The intent of this Local Law is to authorize the expansion of youth hunting by allowing twelve (12) and thirteen (13) year old licensed hunters to participate in the new and safe hunting opportunities provided by New York State Environmental Conservation Law §11-0935. Said statute authorizes a pilot program to allow young licensed hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm or crossbow through 2023 within the boundaries of counties permitting such action by local law. In passing this Local Law, Livingston County recognizes hunting is a valued tradition for many families, and this new opportunity allows experienced adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

**Section 2. Pilot Program Authorization**

Pursuant to Environmental Conservation Law §11-0935, Livingston County elects to participate in the deer hunting pilot program to allow young licensed hunters, ages twelve (12) and thirteen (13), to hunt deer with a crossbow, rifle, shotgun or muzzle-loading firearm through 2023 when accompanied by a parent, legal guardian, or designated person.

**Section 3. State Requirements Once Authorized**

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer subject to the following requirements:

- All twelve (12) and thirteen (13) year old licensed hunters hunting deer with a crossbow, rifle, shotgun, or muzzle-loading firearm shall be accompanied by their parent or legal guardian, or by a person 21 years of age or older designated in writing by such parent or legal guardian on a form prescribed by the New York State Department of Environmental Conservation; and
- A parent, guardian, or designated person accompanying a twelve (12) or thirteen (13) year old licensed hunter shall have a valid hunting license and at least three (3) years of experience hunting deer; and
- A parent, guardian or designated person accompanying a twelve (12) or thirteen (13) year old licensed hunter shall maintain physical control over the youth at all times while hunting. For purposes of this paragraph “physical control” shall mean that the physical proximity of such youth to the parent, guardian, or designated person is such that the parent, guardian, or designated person is reasonably able to issue verbal directions and instructions, maintain constant visual contact, and otherwise provide guidance and supervision of the youth; and
- All twelve (12) and thirteen (13) year old licensed hunters and their accompanying parent, guardian, or designated person shall each display either a minimum total of two hundred fifty square inches of solid fluorescent orange or pink or patterned fluorescent orange or pink consisting of no less than fifty percent florescent orange or pink material worn above the waist and visible from all directions, or a hat or cap with no less than fifty percent of the exterior consisting of solid fluorescent orange or pink material and visible from all directions; and
- All twelve (12) and thirteen (13) year old licensed hunters and their accompanying parent, guardian, or designated person shall be required to remain at ground level at all times while hunting.

**Section 4. Local Law Filing Requirements**

A copy of this Local Law shall be sent to the New York State Department of Environmental Conservation as well as the New York State Department of State.

**Section 5. Severability**

If any clause, sentence, paragraph, subdivision, section or part of this Local Law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this Local Law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

**Section 5. Effective Date**

This Local Law shall take effect immediately upon filing and publication in accordance with Section 27 of the Municipal Home Rule.

Dated at Geneseo, New York

April 28, 2021 (Introduced)

May 12, 2021 (Adopted)

The roll was called as follows: Ayes-1,763; Noes-0; Absent-Carman, 49; DiPasquale, 144; Schuster, 53; Total 246; Adopted.

**OTHER BUSINESS**

1. County Administrator Updates: We have received the stimulus information and will be summarizing and sympathizing it for what the County will receive and sharing that with the towns. Mr. Coyle thanked the Department of Health for trying to go to the zip codes and hamlets that show a lower rate of vaccine levels by doing community clinics at the Portage, York, West Sparta and Sparta town halls. There will also be drive thru clinics every Tuesday 11-12 at Building 2 as well as a youth centered clinic at the Building. 1 Conference Center. Mr. Coyle noted that the three proclamations adopted today are three of the top service areas provided over the last year in the pandemic and in all three areas, technically, county government does not need to be involved in, in a mandated perspective, but that the County of Livingston chooses to be involved in; i.e. at-home robust, full service nursing services at Public Health, EMS and Mental Health has been one of the most utilized services for the County over the last 12+ months. These are not requirements, but are services that the Board funds and supports and we provide. In addition to the Board passing the Preferred Agenda resolutions, Mr. Coyle wanted to also add his recognition and thanks to those people and department heads for their work.

2. Chairman LeFeber reminded the Supervisors to RSVP for the 5/26 Historical Museum event.
3. Mrs. Walker informed the Supervisors to watch their town checking accounts for fake checks being written on municipal accounts. Mr. Wester stated to be very careful when opening emails. The Town of Conesus was attacked again with fraudulent checks being applied against their account that they were able to stop.

**ADJOURNMENT**

Motion made by Mr. Pangrazio and seconded by Mr. Mahus to adjourn until Wednesday, May 26, 2021 at 1:30 p.m. Carried.

The Board adjourned at 2:21 p.m.