

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

ROLL CALL

The roll was called showing all members present except Mr. Mahus (N. Dansville) and Mrs. Babbitt Henry (Springwater).

PLEDGE OF ALLEGIANCE

The Chairman LeFeber introduced Jerome H. Bartlett:

Jerome Horace Bartlett was born in Ft. Lauderdale, Florida and a graduate of Alexandra Bay Central School. After graduating high school, Jerome enlisted in the United States Navy in December of 1987 and served until his Honorable discharge on October 2, 1992.

Jerome completed basic training and six weeks of Boatswain Mate (BM) "A" School in Great Lakes, Illinois earning the rate of BM. His first duty station was working with Port Authorities at Commander, Fleet Activities Sasebo, Japan. Upon completion of his overseas tour, he worked at Naval Ocean System Center on Point Loma in San Diego, California and then completing his military service as part of ship's company on board USS Durham (LKA 114), a Charleston class amphibious cargo ship homeported in San Diego.

For his military service, BM3 Bartlett received the Armed Forces Expeditionary Medal, Meritorious Unit Commendation, Good Conduct Medal, National Defense Service Medal, Southwest Asia Service Medal, and Sea Service Deployment Ribbon.

After completing his military service, Jerome continued his education receiving his Associates in Computer Science at Coleman College La Mesa in California. He worked in the IT field with the horse racing industry and then with Xerox for over 18 years. He is an avid outdoorsman, loves to hunt, fish, and his hobby includes wood working as he is currently making music boxes. He lives with his wife Stephanie in Caledonia. They have one child and one grandchild.

Jerome H. Bartlett, led the Pledge of Allegiance.

Chairman LeFeber, on behalf of the Livingston County Board of Supervisors, presented a Certificate of Appreciation to Jerome H. Bartlett. The audience presented a standing ovation.

APPROVAL OF MINUTES

Minutes of 7/10/19 Regular Meeting were approved as presented.

COMMUNICATIONS

1. The next Conversation with the County will be on Monday, August 19, 2019-8:30 a.m. at the Nunda Town Hall.
2. Receipt of notice of public hearing for Town of North Dansville.
3. Please let the Clerk know if you plan to attend the NYSAC Fall Conference in Sullivan County on September 16-18, 2019.

ABSTRACT OF CLAIMS

RESOLUTION NO. 2019-252 APPROVING ABSTRACT OF CLAIMS 7B#-JULY 24, 2019

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #7B dated July 24, 2019 in the total amount of \$1,969,446.43.

Dated at Geneseo, New York

July 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

PRIVILEGES OF THE FLOOR

TISH LYNN, PERSONNEL OFFICER

- DEPARTMENTAL UPDATE-Ms. Lynn explained that today's presentation was going to focus on investigations. Ms. Lynn reviewed the investigation duties handled by the Personnel Office and the differences between assistance provided for departmental investigations and investigations handled solely by the Personnel Office along with the time and cost of an investigation.

PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE

RESOLUTION NO. 2019-253 DECLARING SURPLUS PROPERTY – HIGHWAY DEPARTMENT

WHEREAS, the County of Livingston owns surplus personal property that is no longer necessary for public use, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following item(s) as surplus property to be disposed of as determined by the County Administrator:

Highway Department

Quantity	Item Description (Year, Make & Model)	Mileage, Hrs, etc.	Serial #
1	1999 Caterpillar 426C Backhoe/Loader, includes Ditching & Digging Buckets	4,978 hours	1YR01585

Dated at Geneseo, New York
July 24, 2019
Ways and Means Committee

PREFERRED AGENDA VOTE

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

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

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE

County Administrator/Budget Officer

RESOLUTION NO. 2019-254 AUTHORIZING TRANSFER OF FUNDS – CONTINGENCY (2)

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

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

Dated at Geneseo, New York
July 24, 2019
Ways and Means Committee

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTION NO. 2019-255 ESTABLISHING AN ACCOUNT - EMERGENCY OPERATIONS CENTER

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

RESOLVED, that the Livingston County Treasurer is authorized and directed to establish a new account per the electronic entries, which have been approved by the Livingston County Administrator.

Dated at Geneseo, New York
July 24, 2019
Ways and Means Committee

Mt. Morris Supervisor Charles DiPasquale requested permission to abstain from Res. No. 2019-255.

The roll was called as follows: Ayes-1,609; Noes-0; Abstain-DiPasquale, 144; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTION NO. 2019-256 AWARDING BID FOR THE LIVINGSTON COUNTY CENTRAL SERVICES DEPARTMENT FOR THE EMERGENCY OPERATIONS CENTER ADDITION-GENERAL CONSTRUCTION: DIPASQUALE CONSTRUCTION

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

WHEREAS, after the proper legal advertisement seeking bids for the Emergency Operations Center Addition, One (1) bid was received and opened on June 21, 2019, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, which is hereby accepted as the lowest responsible bid, subject to review by the USDA, County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
DiPasquale Construction 5138 West Ridge Rd, Suite A Spencerport, NY 14559	7/1/19-12/31/20	\$1,838,000.00
For: Emergency Operations Center Addition - General Construction		
<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
USDA RD	100%	Yes

Dated at Geneseo, New York
July 24, 2019
Ways and Means Committee

Mt. Morris Supervisor Charles DiPasquale requested permission to abstain from Res. No. 2019-256.

The roll was called as follows: Ayes-1,609; Noes-0; Abstain-DiPasquale, 144; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTION NO. 2019-257 AWARDING BID FOR THE LIVINGSTON COUNTY CENTRAL SERVICES DEPARTMENT FOR THE EMERGENCY OPERATIONS CENTER ADDITION-MECHANICAL: PIPITONE ENTERPRISES, LLC

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

WHEREAS, after the proper legal advertisement seeking bids for the Emergency Operations Center Addition, Seven (7) bids were received and opened on June 21, 2019, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, which is hereby accepted as the lowest responsible bid, subject to review by the USDA, County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Pipitone Enterprises, LLC 25 East Buffalo Road Churchville, NY 14428	7/1/19-12/31/20	\$134,800.00
For: Emergency Operations Center Addition - Mechanical Construction Work		
<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
USDA RD	100%	Yes

Dated at Geneseo, New York
July 24, 2019
Ways and Means Committee

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTION NO. 2019-258 AWARDING BID FOR THE LIVINGSTON COUNTY CENTRAL SERVICES DEPARTMENT FOR THE EMERGENCY OPERATIONS CENTER ADDITION-ELECTRICAL: NORTH COAST ELECTRICAL SOLUTIONS

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

WHEREAS, after the proper legal advertisement seeking bids for the Emergency Operations Center Addition, Seven (7) bids were received and opened on June 21, 2019, now, therefore, be it

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RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, which is hereby accepted as the lowest responsible bid, subject to review by the USDA, County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
North Coast Electrical Solutions 30 Grace Marie Drive Webster, NY 14580	7/1/19-12/31/20	\$375,825.00
For: Emergency Operations Center Addition - Electrical Construction Work		
<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
USDA RD	100%	Yes

Dated at Geneseo, New York

July 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTION NO. 2019-259 AWARDING BID FOR THE LIVINGSTON COUNTY CENTRAL SERVICES DEPARTMENT FOR THE EMERGENCY OPERATIONS CENTER ADDITION-PLUMBING: AMERING & JOHNSON, PLUMBING, HEATING & AC

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

WHEREAS, after the proper legal advertisement seeking bids for the Emergency Operations Center Addition, Five (5) bids were received and opened on June 21, 2019, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contract, which is hereby accepted as the lowest responsible bid, subject to review by the USDA, County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Amering & Johnson, Plumbing, Heating & AC 5121 Route 96 Shortsville, NY 14548	7/1/19-12/31/20	\$164,100.00
For: Emergency Operations Center Addition - Plumbing Work		
<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
USDA RD	100%	Yes

Dated at Geneseo, New York

July 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTION NO. 2019-260 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: HUNT ENGINEERS, ARCHITECTS, LAND SURVEYORS & LANDSCAPE ARCHITECTS, DPC

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

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
HUNT Engineers, Architects, Land Surveyors & Landscape Architects, DPC Airport Corporate Park 100 Hunt Center Horseheads, NY 14845	8/1/19-12/31/20	Not to exceed \$17,500.00
For: County Broadband Initiative/Assistance with USDA Re-Connect Program		
<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>

Special Projects Fund	100%	Yes
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Dated at Geneseo, New York

July 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

RESOLUTION NO. 2019-261 AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$500,000 BONDS OF THE COUNTY OF LIVINGSTON, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF AN EXPANSION TO THE EMERGENCY OPERATION CENTER IN AND FOR SAID COUNTY

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

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; now, therefore, be it

RESOLVED by the by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Livingston, New York, as follows:

Section 1. For the specific object or purpose of paying the increased cost of the construction of an expansion to the Emergency Operation Center in and for the County of Livingston, New York, including site improvements, equipment, machinery and apparatus, as well as incidental improvements and costs, there are hereby authorized to be issued an additional \$500,000 bonds of said County pursuant to the provisions of the Local Finance Law.

Section 2. The plan for the financing of the \$2,900,000 maximum estimated cost thereof shall be as follows:

- (a) By the issuance of the \$2,400,000 bonds of said County authorized by a bond resolution dated November 14, 2018 (Resolution No. 2018-387); and
- (b) By the issuance of the \$500,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 6. The faith and credit of said County of Livingston, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with as the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved,

allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspapers of said County designated for such purpose, together with a notice of the Clerk of the Board of Supervisors in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.

Dated at Geneseo, New York

July 24, 2019

Ways and Means Committee

2/3 Vote

The roll was called as follows: Ayes-1,786; Noes-0; Absent-Mahus, 176; Babbitt Henry, 78; Total 254; Adopted.

RESOLUTION NO. 2019-262 A RESOLUTION OF THE COUNTY OF LIVINGSTON, NEW YORK, AUTHORIZING AND PROVIDING FOR THE INCURRENCES OF INDEBTEDNESS FOR THE CONSTRUCTION OF AN EXPANSION TO THE EMERGENCY OPERATION CENTER

Mr. Pangrazio announced that this resolution was not presented at a Ways and Means Committee meeting; however, all Committee members present have signed the resolution.

WHEREAS, it is necessary for the County of Livingston to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of \$2,826,000.00; and

WHEREAS, the County intends to obtain assistance from the Rural Housing Service, Rural Business - Cooperative Service, Rural Utilities Service, or their successor Agencies with the United States Department of Agriculture, acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.), in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the County;

WHEREAS, the County has prepared two USDA Form RD 1942-47 documents encompassing the total amount of \$2,826,000.00 in order to obtain assistance from the Rural Housing Service, Rural Business - Cooperative Service, Rural Utilities Service, or their successor Agencies with the United States Department of Agriculture, acting under the provisions of the Consolidated Farm and Rural Development Act; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors does hereby approve the incurrences of indebtedness for the construction of an expansion to the Emergency Operation Center; and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign all documents for said indebtedness, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 24, 2019

Ways and Means Committee

The roll was called as follows: Ayes-1,753; Noes-0; Absent-Mahus, 177; Babbitt Henry, 79; Total 256; Adopted.

OTHER BUSINESS

Chairman LeFeber reminded the Supervisors about the 408 property tour today to look the property over and see what is there.

ADJOURNMENT

Motion made by Mr. Pangrazio and seconded by Mr. Wadsworth to adjourn until Wednesday, August 14, 2019 at 1:30 p.m. Carried.

The Board adjourned at 1:53 p.m.