

WAYS & MEANS COMMITTEE MEETING MINUTES
MONDAY, AUGUST 7, 2023
1:30 P.M.

PRESENT: D. Knapp, W. Wadsworth, D. DiSalvo, E. Gott, D. LeFeber, D. Pangrazio, G. Deming, M. Falk, M. Walker, M. Wester, I. Coyle, A. Ellis, B. Mann, S. Hillier
ABSENT: D. Fanaro

Ways & Means Chair Dwight Knapp asked Jennifer Rodriguez to lead the Pledge of Allegiance.

PERSONNEL ISSUES

1. OFFICE FOR THE AGING – SUE CARLOCK

AMENDING A PORTION OF RESOLUTION NO. 2022-422: ADOPTING THE 2023 MISCELLANEOUS PAY RATES (OFFICE FOR THE AGING)

WHEREAS, by Resolution No. 2022-422, the Livingston County Board of Supervisors established the 2023 Miscellaneous Pay Rates; and

WHEREAS, the Office for the Aging is seeking to align substitute positions and rates on the 2023 Miscellaneous Pay Rates with the new part-time CSEA rates to enhance their ability to hire needed substitute positions, now, therefore, be it

RESOLVED, that the following rates and positions be amended on the 2023 Livingston County Miscellaneous Pay Rate Schedule:

Office for the Aging:

- Increase pay rate for Substitute Courier to \$17.37 per hour effective immediately.
- Increase pay rate for Substitute Congregate Meal Site Manager to \$17.37 per hour effective immediately.
- Add Substitute Typist position at \$15.96 per hour effective immediately.
- Add Substitute Food Service Helper position at \$15.96 per hour effective immediately.

and be it further

RESOLVED, that a portion of Resolution No. 2022-422 is hereby amended.

Ms. Carlock reviewed the substitute positions on the miscellaneous pay rates resolution.

Motion: Mr. Pangrazio moved and Mr. DiSalvo seconded to approve the foregoing resolution Carried.

2. DEPARTMENT OF HEALTH – JENNIFER RODRIGUEZ

AMENDING THE 2023 LIVINGSTON COUNTY SALARY SCHEDULE: DEPARTMENT OF HEALTH

RESOLVED, that the 2023 Livingston County Salary Schedule is amended as follows:

Department of Health:

- Create one (1) full-time Public Health Specialist position at Wage Grade 15 CSEA Contract effective August 9, 2023.

For: Replacing a full Supervising Public Health Nurse

Ms. Rodriguez reviewed the position and explained that this position can be used to replace some nursing vacancies due to retirements.

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

REAL PROPERTY TAX SERVICES – BILL FULLER

Action Item(s) To Be Reported

1. PROVIDING FOR PUBLIC HEARING TO CONSIDER OBJECTIONS TO SPECIAL ASSESSMENT ROLL

WHEREAS, the special assessment rolls for all county districts have been filed; and

WHEREAS, the Livingston County Board of Supervisors is required to hold a public hearing to hear any objections to those rolls; now, therefore, be it

RESOLVED, that a public hearing shall be held on October 11, 2023 at 1:35 pm in the Board of

Supervisors Assembly Room, Livingston County Government Center, 6 Court Street, Geneseo, New York 14454 to consider objections to the special assessment roll; and be it further

RESOLVED, that the Clerk of the Livingston County Board of Supervisors shall cause the necessary legal notice to be published in the official newspapers and that the Livingston County Real Property Tax Services Office shall mail notice of the public hearing to property owners in the districts.

Mr. Fuller explained that this is the annual public hearing to hear any objections.

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

Informational Item(s) Written Only

1. School Districts are submitting tax rate information for processing tax rolls and tax bills.
2. Memo was mailed to all taxing jurisdictions notifying of the recent adoption of Local Law No. B-2023, at the County level, for the Volunteer Firefighters and Ambulance Workers exemption.
3. August 22nd – the Town and Village tax collectors are invited to attend a presentation by Systems East, Inc. to discuss the tax collection software their Company can provide.
4. Renewing ABS contract.

CENTRAL SERVICES – WILLIAM MANN

Action Item(s) To Be Reported

1. AUTHORIZING THE PURCHASE OF ONE (1) 2023 JOHN DEERE 344L FOUR WHEEL DRIVE LOADER FOR THE LIVINGSTON COUNTY CENTRAL SERVICES DEPARTMENT: FIVE STAR EQUIPMENT

RESOLVED, that the Livingston County Central Services Department is hereby authorized to purchase through NYSOGS Contract PC69403 from 5 Star Equipment of PO Box 176 Dunmore, PA 18512 one (1) 2023 John Deere 344L Four Wheel Drive Loader at a cost not to exceed \$157,714.08.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
General Fund A.052.1610-2100	100 %	Yes

Mr. Mann reviewed the equipment for purchase.

Motion: Mr. Wadsworth moved and Mr. DiSalvo seconded to approve the foregoing resolution Carried.

SHERIFF’S OFFICE – SHERIFF THOMAS DOUGHERTY

Action Item(s) To Be Reported

1. AUTHORIZING THE PURCHASE OF ONE (1) CHEVROLET EXPRESS VAN FOR THE LIVINGSTON COUNTY SHERIFF’S OFFICE ALTERNATIVE TO INCARCERATION PROGRAM

RESOLVED, that the Livingston County Sheriff’s Office is authorized to purchase through mini-bid #13615 from Cappellino Chevrolet, Inc., 900 Boston State Road, P.O. Box 410, Boston, NY 14025, one (1) new 2023 Chevrolet Express Van at a cost not to exceed \$39,906.90.

Undersheriff Bean explained that this vehicle will replace the current van.

Motion: Mr. Pangrazio moved and Mr. DiSalvo seconded to approve the foregoing resolution Carried.

COUNTY ATTORNEY – SHANNON HILLIER

Action Item(s) To Be Reported

1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LEGAL SERVICES: NAPOLI SHKOLNIK, PLLC

WHEREAS, since at least 2003, certain drug manufacturers and pharmacy benefit managers (“PBMs”) have engaged in anticompetitive activities and unlawful, unfair, and deceptive business practices related to insulin and other diabetic medication in the United States; and

WHEREAS, state attorneys general and counties throughout the nation have commenced lawsuits against these manufacturers and PBMs seeking injunctive relief, punitive damages, restitution, penalties, and other legal and equitable monetary remedies; and

WHEREAS, many, if not the majority of counties in New York State, including Livingston County,

“self-insure”, meaning they themselves pay the costs of workers compensation, health insurance, and pharmaceuticals for their employees, dependents, and retirees; and

WHEREAS, because the County directly purchases, indirectly reimburses for, or otherwise pays for insulin and other diabetic medication, it should join the legal action many counties are now contemplating; now, therefore, be it

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Napoli Shkolnik, PLLC 400 Broadhollow Road, Suite 305 Melville, New York 11747	N/A	Contingency Fee

For: Commencement of civil litigation on behalf of the County against drug manufacturers and/or PBMs involved in anticompetitive activities and unlawful business practices.

Ms. Hillier reviewed the contract for approval.

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

2. INTRODUCTION OF LOCAL LAW & PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. C-2023 AMENDING AND RESTATING LOCAL LAW NO. 2-2021 TO EXTEND THE YOUTH DEER HUNTING PILOT PROGRAM THROUGH 2025

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on August 9, 2023, a proposed Local Law entitled Local Law No. C-2023 Amending and Restating Local Law No. 2-2021 to Extend the Youth Deer Hunting Pilot Program Through 2025; now, therefore, be it

RESOLVED, that a public hearing shall be held on said proposed Local Law by this Board on September 27, 2023 at 1:35 p.m. in the Board of Supervisors Assembly Room in the Livingston County Government Center, Geneseo, New York and at least six (6) days’ notice shall be given by posting such notice on the bulletin board of the County Government Center and by publishing such notice at least one (1) time in the official newspapers of the County as provided by law.

The County Attorney reviewed the local law that extends the PILOT program.

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

COUNTY ADMINISTRATOR – IAN COYLE (Attachments)

Action Item(s) To Be Reported

1. APPROVING ABSTRACT OF CLAIMS #8A-AUGUST 9, 2023

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #8A dated August 9, 2023 in the total amount of \$2,085,242.02.

Motion: Mr. Wadsworth moved and Mr. DiSalvo seconded to approve the foregoing resolution Carried.

2. AMENDING 2023 LIVINGSTON COUNTY BUDGET: CENTER FOR NURSING AND REHABILITATION (2) & SHERIFF’S OFFICE

RESOLVED, that the Livingston County Treasurer is authorized and directed to make the requested Budget Amendments per the Budget Amendment entries that have been approved by the Livingston County Administrator.

Mr. Coyle reviewed the amendments for approval.

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

3. AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR ACCOUNTING SERVICES FOR LIVINGSTON COUNTY: DRESCHER & MALECKI LLP

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following professional services 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>
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Drescher & Malecki LLP
2721 Transit Road, Suite 111
Elma, NY 14059

3 Year Term
-with two 1-year renewals
at County's sole option.

Not to exceed
\$70,000.00
Per year

For: Abstract, Internal Auditing, A/P and other Accounting Services

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

Mr. Coyle reviewed the contract services and explained that the not to exceed is for possible add on services for the Treasurer.

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

4. 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, 2025. 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, 2025, 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, 2025, 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, 2023.

Comment: Tax Counsel has approved the enactment resolution.

Mr. Coyle reviewed the approval for this action for the next cycle in order for the County to keep the 4% local share.

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

Pre-approved Informational Item(s) To Be Reported

1. Administrative & Financial Updates

Budget meetings with department heads kicked off today. Mr. Coyle reported that an email has been received from NYSAC on the cannabis regulations and the County’s role in the allocation formula. There have been 200 approvals across the state. The Village of Nunda and the Towns of Ossian and Conesus have opted out. There was discussion regarding town zoning moratoriums. The CIP and budget interface at currently at budget. There will be some ARPA allocations on the new fuel pump station. Mr. Coyle reviewed the proposed rule changes community college residency received last week. There was discussion on any residency challenges and that process. The current County share is ~\$3Million.

ADJOURNMENT

Mr. Pangrazio moved and Mr. DiSalvo seconded to adjourn the meeting at 1:50 p.m.

PURCHASING – ASHLEY SCUTT

Informational Item(s) Written Only

Notable Accomplishments

- Completed our annual crime insurance policy renewal with the help of ITS, HR and the Treasurer’s office.
- Completed our county-wide insurance renewal. This includes reviewing and updating our insurance application, vehicle & equipment report, review of all inland marine schedules including radio, and police vehicle accessories, and reviewing the various items on our Statement of Values report. This is a heavy lift and with the help of numerous Departments we were able to get it completed well before the due date.
- Completed our annual cyber insurance policy renewal with the help of ITS.
- Worked with ITS on the new budget module, Position Budgeting.
- Prepared budget documents and reports to initiate the budget process with departments.
- Worked with ITS and Training & Professional Development on creating 2 budget workshops to help assist departments in entering their budgets into our ERP system.
- July was a record setting month for solicitations. 8 solicitations for various goods and services were created and posted in the month of July alone. Last year we completed 34 total bids. So far this year we have already done 28, with 4 more ready to hit the streets.

TRAININGS/ PROFESSIONAL DEVELOPMENT

- Lourdes Coss – Emotional Intelligence & Leadership
- NYSAMPO Emerging Professionals Round Table
- Department Head Meeting

PURCHASE ORDERS PROCESSED

	PO’s PROCESSED	PO DOLLAR VALUE
Monthly	34	\$794,052.77
YTD	267	\$6,527,444.43

PROCUREMENT CARD TRANSACTIONS REVIEWED

	PCARD TRANSACTIONS	PCARD DOLLAR VALUE
Monthly	151	\$66,520.65

YTD	810	\$459,488.33
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SOLICITATIONS ISSUED THIS MONTH

Type	Dept	Bid/ RFP Name	Date Issued
RFP	YTH	Youth Sports	7/3/23
RFP	YTH	Youth Development programs	7/3/23
RFP	OFA	Consulting Registered Dietitian	7/11/23
RFQ	Purch.	Envelope Printing	7/12/23
BID	OEM	Swiftwater Rescue Equipment	7/20/23
BID	CS	HVAC Maintenance & Repair	7/27/23
RFP	PLN	Mobility Management Services	7/19/23
RFP	WKF	2023 Community Service Block Grant	7/31/23
YTD	28		

NYS MINI-BID ISSUED THIS MONTH

Dept	Bid Name	Date Issued
NA		
YTD	4	

SOLICITATIONS OPENED THIS MONTH

Type	Dept	Bid Name	Date Opened
BID	HWY	2023-2024 Pre-Treated Bulk Granular Sodium Chloride	7/13/23
BID	HWY	2023-2024 Untreated Bulk Granular Sodium Chloride	7/13/23
RFP	YTH	Youth Sports	7/28/23
RFP	YTH	Youth Development programs	7/28/23
YTD	22		

INSURANCE CLAIMS

Monthly: 1

YTD: 21

VEHICLES / EQUIPMENT SURPLUS FORMS PROCESSED

Monthly: 2

YTD: 27

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