

**REGULAR BOARD MEETING  
WEDNESDAY, SEPTEMBER 9, 2015  
1:30 P.M.**

**ROLL CALL**

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

**PLEDGE OF ALLEGIANCE**

Nunda Supervisor Thomas B. Baldwin led the Pledge of Allegiance.

**MOMENT OF SILENCE**

Mr. LeFeber requested a Moment of Silence in honor of the passing of Jim Steele. Mr. Steele served several terms as the Supervisors for the Town of Avon and was the Chairman of the Board of Supervisors for many years.

**APPROVAL OF MINUTES**

Minutes of 8/26/15 Regular Meeting were approved as presented.

**COMMUNICATIONS**

1. Receipt of Summons and Complaint in the matter of Brian T. Barrett vs. County of Livingston et. al., filed on August 31, 2015.

**ABSTRACT OF CLAIMS**

**\* RESOLUTION NO. 2015-270 APPROVING ABSTRACT OF CLAIMS #9A-SEPTEMBER 9, 2015**

Mr. Pangrazio announced that the following resolutions were not presented at a Ways and Means Committee meeting; however, those Committee members present have signed the resolutions.

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #9A dated September 9, 2015 in the total amount of \$1,840,025.45.

Dated at Geneseo, New York  
September 9, 2015

Ways and Means Committee

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

**PRIVILEGES OF THE FLOOR**

ANNA KOWALCHUK – LC HISTORICAL SOCIETY & MUSEUM ADMINISTRATOR  
- ANNUAL HISTORICAL SOCIETY & MUSEUM UPDATE

Ms. Kowalchuk explained that she requests Privilege of the Floor every year as a time to thank the Board of Supervisors for their support and to present an update on what is happening with the Historical Society and the Museum. Ms. Kowalchuk reviewed the 2014-15 accomplishments and the 2015-16 goals listed and distributed to the supervisors. Ms. Kowalchuk reported on the grant funding received from the Institute for Museum and Library Services. She also reviewed the planned updates to the facility. There have been some really great fourth grader programs this year and she plans to have more in the future. Ms. Kowalchuk encouraged everyone to become a member. She will forward the PowerPoint document to the Clerk for distribution to the supervisors. Ms. Kowalchuk thanked the Board of Supervisors for their time today.

**PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE**

**RESOLUTION NO. 2015-271 PROCLAIMING SEPTEMBER 18, 2015 AS NATIONAL POW/MIA RECOGNITION DAY**

WHEREAS, the Federal Government has designated September 18, 2015, as National POW/MIA Recognition Day, and

WHEREAS, numerous members of our Armed Forces are still listed as POW/MIAs, and we demand an accurate accounting of those listed as POW/MIAs, and

WHEREAS, the members of the Livingston County Board of Supervisors and the citizens of Livingston County strongly support our Veterans, who sacrificed so much to insure our freedom, now, therefore be it

RESOLVED, that the Livingston County Board of Supervisors does hereby proclaim September 18, 2015, as National POW/MIA Recognition Day, and be it further

RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to President Barrack H. Obama, U.S. Senators Charles E. Schumer and Kirsten E. Gillibrand, Congressman Chris Collins and all others deemed appropriate and necessary.

Dated at Geneseo, New York  
September 9, 2015  
Human Services Committee

**RESOLUTION NO. 2015-272 PROCLAIMING THE WEEK OF SEPTEMBER 13-19, 2015 AS CHILD PASSENGER SAFETY WEEK**

WHEREAS, every year, thousands of children are tragically injured or killed in automobile crashes; and

WHEREAS, over 80% of safety seats are not used properly and parents and caregivers need to make certain their children are buckled up every time; and

WHEREAS, proper use of safety seats will help reduce the number of deaths and injuries occurring on America's roadways; and

WHEREAS, the U.S. Department of Transportation's National Highway Traffic Safety Administration sponsors Child Passenger Safety Week and urges parents and caregivers to visit their local child safety seat inspection stations, where certified child passenger safety technicians inspect child safety seats, and teach and help parents install safety seats correctly free of charge; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims the week of September 13-19, 2015 as Child Passenger Safety Week, and be it further

RESOLVED, that a copy of this resolution be sent to Cornell Cooperative Extension of Livingston County.

Dated at Geneseo, New York  
September 9, 2015  
Public Services Committee

**RESOLUTION NO. 2015-273 APPOINTING MEMBER TO THE LIVINGSTON COUNTY PLANNING BOARD: JOHN SPARLING**

RESOLVED, that the following member is hereby appointed to the Livingston County Planning Board for the term designated:

Name	Address	Title/Representing	Term
John Sparling	3604 Shoreline Drive Livonia, New York 14487	Alternate Member #1	9/9/15 – 12/31/15

Dated at Geneseo, New York  
September 9, 2015  
Public Services Committee

**PREFERRED AGENDA VOTE**

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

Motion made by Mr. Yendell and seconded by Mr. Davis to move the Preferred Agenda. Carried.

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

**RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE**

*Center for Nursing and Rehabilitation*

**RESOLUTION NO. 2015-274 INCREASING THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION BASIC DAILY ROOM RATE EFFECTIVE JANUARY 1, 2016**

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

RESOLVED, that the Livingston County Board of Supervisors hereby establishes a private pay daily room rate for the Livingston County Center for Nursing and Rehabilitation of \$365.00 (excluding the New York State Cash Receipts Assessment) to be charged to private paying residents effective January 1, 2016.

Dated at Geneseo, New York  
September 9, 2015

Human Services Committee

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

*Department Of Health*

**RESOLUTION NO. 2015-275 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH: ARC OF LIVINGSTON/WYOMING, CATHOLIC CHARITIES OF LIVINGSTON COUNTY, COORDINATED CARE SERVICES, INC. & COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE OF LIVINGSTON COUNTY, INC.**

Mr. Yendell 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 Livingston County Department of Health, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Arc of Livingston/Wyoming</b> 18 Main Street Mt. Morris, New York 14510 For: Integrated Supported Employment for Mentally ill.	1/1/15-12/31/16	\$33,496.00 per year
<b>Catholic Charities of Livingston County</b> 34 E. State Street Mt. Morris, NY 14510 For: Parent training and support	7/15/15 – 12/31/15	\$2,227.00
<b>Coordinated Care Services, Inc.</b> 1099 Jay Street, Bldg. J Rochester, NY 14611-1153 For: Mental Health fiscal services	9/1/15-12/31/15 1/1/16-12/31/16	\$6,792.00 \$20,376.00
<b>Council on Alcoholism and Substance Abuse of Livingston County, Inc.</b> 4612 Millennium Drive Geneseo, New York 14454 For: Substance abuse treatment and prevention.	1/1/15-12/31/16	\$391,540.00 per year

Dated at Geneseo, New York

September 9, 2015

Human Services Committee

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

**RESOLUTION NO. 2015-276 ESTABLISHING THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH IMMUNIZATION VACCINE RATES EFFECTIVE SEPTEMBER 1, 2015**

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

WHEREAS in order to maximize third-party revenue, it has been determined that the agency charge structure should change as follows, now therefore be it

RESOLVED, that the following schedule of charges for the Livingston County Immunization Vaccine Rates be made effective September 1, 2015:

VACCINE	BILLING	PREVIOUS RATE	EFFECTIVE 9/1/15
Flu	One Dose	\$ 42.00	\$ 40.00
Fluzone Quad PF 6-35 mos	One Dose	–	50.00
Fluzone Quad PF 36 mo+	One Dose	–	45.00
Pneumo 13 Val	One Dose	183.00	190.00
Pneumo 23 Val	One Dose	99.00	115.00
Hep A	One Dose	105.00	105.00
Hep A (ped)	One Dose	63.00	65.00
Hep B	One Dose	91.00	90.00
Hep B (ped)	One Dose	54.00	55.00
MMR	One Dose	95.00	100.00
Varicella	One Dose	126.00	150.00

Zostavax	One Dose	210.00	270.00
Menactra	One Dose	146.00	170.00
Meningitus B	One Dose	-	195.00
HPV	One Dose	192.00	215.00
IPV	One Dose	56.00	60.00
Twinrix	One Dose	140.00	140.00
Tdap	One Dose	69.00	80.00
Dtap	One Dose	62.00	55.00
Tetanus	One Dose	50.00	55.00
Rabies	One Dose	289.00	295.00
Rotavirus	One Dose	134.00	165.00
Pentacel	One Dose	112.00	115.00
Hib	One Dose	55.00	55.00
PPD	One Dose	8.00	10.00
PPD (E&M)	One Dose	23.00	20.00

Dated at Geneseo, New York

September 9, 2015

Human Services Committee

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

*Department Of Social Services*

**RESOLUTION NO. 2015-277 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: AVON, DANSVILLE & LIVONIA CENTRAL SCHOOLS & ZION EPISCOPAL CHURCH/ZION HOUSE**

Mr. Yendell 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 Social Services, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Avon, Dansville &amp; Livonia Central Schools</b>	9/1/15-8/31/16	Not to Exceed \$132,635.00
For: School Based Preventive Case Management including services for children and their families which are supportive and rehabilitative.		

<b>Zion Episcopal Church/Zion House</b>	10/1/15-12/31/16	Various Rates
10 Park Place Avon NY 14414		
For: Temporary Housing for homeless clients.		

Dated at Geneseo, New York

September 9, 2015

Human Services Committee

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

**RESOLUTION NO. 2015-278 AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO SIGN A CONTRACT WITH THE FOLLOWING: LIVINGSTON COUNTY OFFICE FOR THE AGING**

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

RESOLVED, that the Commissioner of Social Services is hereby authorized to sign the following agreement for the Livingston County Department of Social Services, 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>
<b>Livingston County Office for the Aging</b>	10/1/15-9/30/16	\$5,000.00
3 Murray Hill Drive Mt. Morris, NY 14510		

For: Alternate Certifier for the Home Energy Assistance Program (HEAP) focus on the Elderly population.

Dated at Geneseo, New York

September 9, 2015

Human Services Committee

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

*Workforce Development/Youth Bureau*

**RESOLUTION NO. 2015-279 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE COMMUNITY INITIATIVES COUNCIL: CATHOLIC CHARITIES OF LIVINGSTON COUNTY, CHANCES AND CHANGES, INC., GENESEO PARISH OUTREACH CENTER, INC., NICHOLAS NOYES MEMORIAL HOSPITAL**

Mr. Yendell 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 Community Initiatives Council, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Catholic Charities of Livingston County</b> 34 East State St. Mt. Morris, NY 14510	10/1/15-9/30/16	Up to \$56,521.00
<b>Chances and Changes, Inc.</b> P O Box 326 Geneseo, NY 14454	10/1/15-9/30/16	Up to \$25,000.00
<b>Geneseo Parish Outreach Center, Inc.</b> 4520 Genesee St. Geneseo, NY 14454	10/1/15-9/30/16	Up to \$38,625.00
<b>Nicholas Noyes Memorial Hospital</b> 111 Clara Barton Street Dansville, NY 14437	10/1/15-9/30/16	Up to \$12,000.00

For: The provision of services to income eligible County residents.

Dated at Geneseo, New York

September 9, 2015

Human Services Committee

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

*Emergency Management Services*

**RESOLUTION NO. 2015-280 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY OFFICE OF EMERGENCY MANAGEMENT: NEW YORK STATE DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES (2)**

Mr. Deming 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 Office of Emergency Management, and any future amendments to said contracts for the Livingston County Office of Emergency Management, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>New York State Division of Homeland Security &amp; Emergency Services</b> For: Purchasing of Equipment for EMS, EOC, Haz Mat	9/1/15–8/31/18	\$112,500.00
<b>New York State Division of Homeland Security &amp; Emergency Services</b> For: Training and Equipment for Fire/EMS/Law Enforcement	10/1/14-9/30/16	\$29,605.00

Dated at Geneseo, New York

September 9, 2015

Public Services Committee

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

*Emergency Medical Services*

**RESOLUTION NO. 2015-281 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY EMERGENCY MEDICAL SERVICES: GREATER ROCHESTER HEALTH FOUNDATION**

Mr. Deming 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 Department of Emergency Medical Services, 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>Greater Rochester Health Foundation</b>	10/1/15–9/30/18	\$599,393.00

150 State Street, Suite 100  
Rochester, NY 14614

For: Clinical Services for Older Adults Grant - "Emergency Department Care Transitions Coaching to Help Older Adults Maintain their Health"

Dated at Geneseo, New York  
September 9, 2015

Public Services Committee

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

**RESOLUTION NO. 2015-282 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY SHERIFF'S OFFICE: NEW YORK STATE DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES**

Mr. Deming 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 for the Livingston County Sheriff's Office, 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 Division of Homeland Security &amp; Emergency Services</b>	9/1/15 – 8/31/18	\$37,500.00

1220 Washington Ave.  
Building 7A, Suite 710  
Albany, NY 12242

For: Grant for ballistic helmets, Comms for helmets, MDT and an in-car camera system.

Dated at Geneseo, New York  
September 9, 2015

Public Services Committee

The roll was called as follows: Ayes - 1,753; Noes - 0; Absent – Babbitt Henry, 79; Mahus, 177 Total 256; Adopted.  
*County Administrator/Budget Officer*

**RESOLUTION NO. 2015-283 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**

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

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, 2017. 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, 2017, 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, 2017, 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, 2015.

Dated at Geneseo, New York

September 9, 2015

Ways and Means Committee

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

**OTHER BUSINESS**

Chairman Gott reminded the Supervisors to turn in their August time sheets to the Clerk before they leave today.

**ADJOURNMENT**

Motion made by Mr. Pangrazio and seconded by Mr. Deming to adjourn until Wednesday, September 23, 2015 at 1:30 p.m. Carried.

The Board adjourned at 1:58 p.m.