

**REGULAR BOARD MEETING
WEDNESDAY, APRIL 8, 2015
1:30 P.M.**

ROLL CALL

The roll was called showing all members present except Mrs. Babbitt Henry (Springwater).

PLEDGE OF ALLEGIANCE

Leicester Supervisor Lisa A. Semmel led the Pledge of Allegiance.

APPROVAL OF MINUTES

Minutes of 3/25/15 Regular Meeting were approved as presented.

PUBLIC HEARING

1. LOCAL LAW B – 2015 A LOCAL LAW AUTHORIZING THE COUNTY OF LIVINGSTON TO CONVEY APPROXIMATELY 3 ACRES OF VACANT LAND ON MILLENNIUM DRIVE TO KINGS HARBOR VIEW ASSOCIATES, LLC

Chairman Gott asked County Administrator Coyle to comment on the local law.

The County Administrator explained that public hearing is related to land on Millennium Drive. Existing county law states that we can sell surplus real property only after advertising and going to the highest acceptable bidder however, also in county law it allows you to supersede those provisions through a negotiated sale. The reason we are doing a negotiated sale is that we get the benefit of access to land of the adjoining property and the ability to construct a road. So, this local law allows us to supersede those provisions and proceed with the transaction.

Chairman Gott declared the Public Hearing open and stated anyone interested in speaking to please come forward and sign in at the podium. No one wished to speak. The Chairman asked if any Supervisor wished to comment. The Chairman announced that the public hearing would remain open until the end of the meeting.

COMMUNICATIONS

1. Letter from Senator Catharine Young acknowledging receipt of Resolution No. 2015-30.
2. Letter from Senator Patrick Gallivan acknowledging receipt of Resolution No. 2015-69.
3. Letter from Senator Patrick Gallivan acknowledging receipt of Resolution No. 2015-72
4. Letter from NYSAC Executive Director Stephen Acquario acknowledging receipt of Resolution No. 2015-72.
5. Summons and Complaint received on March 31, 2015 in the matter of Robert L. Swinton, Jr. vs. Livingston County, et al.
6. Thank you note from the family of Marjorie H. Coyle.
7. The 49th Annual County Finance School will be held on May 13-15 at the Sheraton Syracuse University Hotel. Notify the Clerk of the Board before April 17 if you plan to attend.
8. Notice of Appeal received on April 3, 2015 in the matter of Jane Fixter vs. Livingston County, et al.
9. Thank you note for the retirement gift from Kaaren Smith.

ABSTRACT OF CLAIMS**RESOLUTION NO. 2015-108 APPROVING ABSTRACT OF CLAIMS #4A – APRIL 8, 2015**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #4A dated April 8, 2015 in the total amount of \$1,116,407.39.

Dated at Geneseo, New York

April 8, 2015

Ways and Means Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

PRIVILEGES OF THE FLOOR**PREFERRED AGENDA REQUIRING ONE ROLL CALL VOTE****RESOLUTION NO. 2015-109 PROCLAIMING THE WEEK OF MAY 10-16, 2015 AS NURSING HOME WEEK IN LIVINGSTON COUNTY IN CELEBRATION OF OLDER AMERICANS' MONTH**

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

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

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

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

RESOLVED, that the Livingston County Board of Supervisors proclaims May 10-16, 2015 as Nursing Home Week in honor of the valuable contributions Livingston County's nursing homes and their staffs make to the quality of life of our county.

Dated at Geneseo, New York

April 8, 2015

Human Services Committee

RESOLUTION NO. 2015-110 PROCLAIMING THE MONTH OF APRIL AS CHILD ABUSE PREVENTION MONTH

WHEREAS, all throughout the year, the Livingston County Department of Social Services Child Protective Services Unit protects children by investigating all allegations of child abuse and maltreatment, and;

WHEREAS, the purpose of the Child Protective Services Act of 1973 is to encourage more complete reporting of suspected child abuse and maltreatment and established the requirement that each county investigate all reports in order to protect children from further abuse and maltreatment, and;

WHEREAS, Child Abuse and Maltreatment research shows that preventing child abuse often happens at a community level, a strong supportive community that values parenting and families makes a safe and healthy environment for kids. Parents who know they have support and access to resources are better parents, thereby reducing the risk for neglect and abuse, and;

WHEREAS, Livingston County believes that focusing on ways to build a strong community and promote protective factors, including:

- Nurturing and attachment
- Knowledge and parenting and child development
- Parental resilience
- Social connections
- Concrete support for parents

and offering such opportunities in every interaction with children and families, is the best thing our community can do to prevent child maltreatment and promote optimal child development and therefore encourages all individuals and organizations to play a role in making Livingston County a better place for children and families, and;

WHEREAS, April is the month to bring awareness to the role that Communities play in protecting children; by working together as a community, we all can play a part in promoting children's emotional well-being and strengthening families.

RESOLVED, that the Livingston County Board of Supervisors does hereby proclaim April 2015 as Child Abuse Prevention Month, and during this month and throughout the year, Livingston County is dedicated to supporting families and reducing the risk of child abuse and neglect.

Dated at Geneseo, New York

April 8, 2015

Human 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. Wadsworth to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTIONS REQUIRING A SEPARATE ROLL CALL VOTE

Center for Nursing and Rehabilitation

RESOLUTION NO. 2015-111 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION: VNA HOMECARE OPTIONS, LLC

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 contract for the Livingston County Center for Nursing and Rehabilitation, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
VNA Homecare Options, LLC	4/1/15-3/31/17	Rate Schedule
1050 West Genesee Street		
Syracuse, New York 13204		
For: MLTC Provider Agreement		
Dated at Geneseo, New York		
April 8, 2015		

Human Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

Department of Health

RESOLUTION NO. 2015-112 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 COUNTY, METRIX MARKETING, INC., NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS, NEW YORK STATE DEPARTMENT OF HEALTH, JOHN & BRIDGET YORK

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 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>
Arc of Livingston/Wyoming County	1/1/15 – 12/31/16	\$33,496.00
18 Main Street		
Mt. Morris, NY 14510		
For: Integrated supported employment		
Metrix Marketing, Inc.	1/1/15 – 9/30/15	\$20,000.00
40 Wildbriar Road		
Rochester, NY 14263		
For: Social Media Marketing/Advertising Project		
National Association of County and City Health Officials (NACCHO)	1/7/15 – 7/31/15	\$3,500.00
1100 17 th Street, NW		
Washington, DC 20036		
For: Medical Reserve Corp. MRC 15-0029		
NYS Department of Health	1/1/15 – 12/31/15	\$347,622.00
Division of Family Health		
Room 859 Corning Tower		
Empire State Plaza		
Albany, NY 12237		
For: Family Planning Services		
John & Bridget York	4/1/15 – 3/31/16	\$825.00/month

3 Chestnut Avenue

4/1/16 – 3/31/17

\$850.00/month

Dansville, NY 14437

For: Reproductive Health Center Rental Agreement

Dated at Geneseo, New York

April 8, 2015

Human Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

*Department of Social Services***RESOLUTION NO. 2015-113 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES: LABORATORY CORPORATION OF AMERICA HOLDINGS, CHANCES & CHANGES, INC. (2)**

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>
Laboratory Corporation of America Holdings	1/1/15-12/31/19	\$50.00/person
1440 York Court	Automatically renews every	
Burlington, NC 27215	year after the initial term	
For: The provision of Paternity Testing		
Chances & Changes, Inc.	1/1/15-12/31/15	\$60,000.00
PO Box 326		
Geneseo NY 14454		
For: Non-Residential Domestic Violence Services		
Chances & Changes, Inc.	4/1/15-12/31/15	\$9,750.00
PO Box 326		
Geneseo, NY 14454		
For: Family Safety Advocate		
Dated at Geneseo, New York		
April 8, 2015		

Human Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-114 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR LIVINGSTON COUNTY: TELETASK, 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 contract for Livingston County, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Teletask, Inc.	5/1/15-4/30/16	\$5.00/1,000 points
5150 Sunrise Blvd., Suite F-4		
Fair Oaks, CA 95628		
For: Web-based messaging services for appointment reminders		
Dated at Geneseo, New York		
April 8, 2015		

Human Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

*Workforce Development/Youth Bureau***RESOLUTION NO. 2015-115 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING AGREEMENT FOR LIVINGSTON COUNTY: GLOW YOUTH CONSORTIUM**

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 agreement for Livingston County, 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>
GLOW Youth Consortium	7/1/2015 until terminated	N/A

6 Court Street

Geneseo, NY 14454

For: The purpose of this agreement is to define and delineate the functions, powers, duties, relationships and operating procedures of the consortium.

Dated at Geneseo, New York

April 8, 2015

Human Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-116 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING RESOURCE ALLOCATION PACKAGE (RAP) FOR THE LIVINGSTON COUNTY YOUTH BUREAU: NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES

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 Resource Allocation Package (RAP) for the Livingston County Youth Bureau, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
NYS Office of Children and Family Services	1/1/15-12/31/15	Up to \$65,000.00

Capital Views Office Park

52 Washington St.

Rensselaer, NY 12144

For: The Resource Allocation Package (RAP) authorizes the draw down of state Youth Development funds.

Dated at Geneseo, New York

April 8, 2015

Human Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-117 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT FOR THE LIVINGSTON COUNTY DEPARTMENT OF WORKFORCE DEVELOPMENT: GENESEE VALLEY EDUCATION PARTNERSHIP

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 Workforce Development, according to the term designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Genesee Valley Education Partnership	7/1/15 – 8/30/15	Up to \$10,000.00

80 Munson Street

Le Roy, NY 14482

For: Career Exploration Program for the Summer Youth Employment Program

Dated at Geneseo, New York

April 8, 2015

Human Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

Highway

RESOLUTION NO. 2015-118 AUTHORIZING PROFESSIONAL SERVICES CONTRACTS FOR VARIOUS ON CALL BRIDGE AND HIGHWAY PROFESSIONAL ENGINEERING SERVICES - CLOUGH HARBOUR ASSOCIATES, FISHER ASSOCIATES, FOIT-ALBERT ASSOCIATES

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

WHEREAS, the County Highway Department solicited a Request for Proposal from eighteen (18) firms for various on-call bridge and highway professional engineering services for a three-year term, and a total of fourteen (14) 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>
Clough Harbour Associates (CHA) 16 West Main Street, Suite 830 Rochester, NY 14614	4/8/15-4/7/18	Per Attached Rate Sheet

For: Various professional bridge and highway engineering services on an as-needed basis.

Fisher Associates 135 Calkins Road Suite A Rochester, NY 14623	4/8/15-4/7/18	Per Attached Rate Sheet
--	---------------	-------------------------

For: Various professional bridge and highway engineering services on an as-needed basis.

Foit-Albert Associates 763 Main Street Buffalo, NY 14203	4/8/15-4/7/18	Per Attached Rate Sheet
---	---------------	-------------------------

For: Various professional bridge and highway engineering services on an as-needed basis.

Dated at Geneseo, New York

April 8, 2015

Public Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-119 AUTHORIZING LIVINGSTON COUNTY TO PURCHASE PAVEMENT MARKING SERVICES THROUGH CONTRACTS AWARDED BY GENESEE COUNTY – SENECA PAVEMENT MARKING, INC.

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

WHEREAS, Genesee County has awarded an authorized extension of its 2014 bids for purchase of pavement marking services to Seneca Pavement Marking, Inc. at the same 2014 prices, and

WHEREAS, the County of Livingston has determined that the prices and services under such contracts will result in cost savings and additional services compared to those if bid separately by Livingston County, and

WHEREAS, pursuant to authority granted by Section 103 of NYS General Municipal Law and the terms of the Genesee County bid, Livingston County is authorized to purchase pavement marking services through the contract awarded by Genesee County, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby authorizes the purchase of pavement marking services through a contract awarded by Genesee County to Seneca Pavement Marking Services, Inc., 23 Hunters Run, Horseheads, NY 14845, subject to review by the County Attorney and County Administrator.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Seneca Pavement Marking, Inc. 3526 Watkins Road Horseheads, NY 14845	6/1/15-5/31/16	

For: Waterborne Paint Pavement Marking – Centerline (Yellow) per CL mile:	\$ 308.00
---	-----------

For: Waterborne Paint Pavement Marking – Edgeline (White) per CL mile:	\$ 316.00
--	-----------

Dated at Geneseo, New York

April 8, 2015

Public Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-120 AUTHORIZING A PROFESSIONAL SERVICES CONTRACT FOR LICENSED SURVEYING SERVICES – ATLANTIC SURVEYING & MAPPING

WHEREAS, the County Highway Department solicited a Request for Proposal for licensed survey services for the purposes of resetting, locating and establishing property pins in conjunction with county highway construction and maintenance activities on CR-2, Groveland and CR-59, West Sparta, now, therefore, be it

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

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Atlantic Surveying & Mapping 34 East Avenue Leroy, NY 14482	4/8/15-12/31/15	\$5,000.00

For: Licensed survey services for the purposes of resetting, locating and establishing property pins on county highway construction and maintenance projects in Groveland and West Sparta. Not to exceed a total cost of \$5,000 for the contract term.

Dated at Geneseo, New York

April 8, 2015

Public Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-121 AWARDING BID FOR THE COUNTY HIGHWAY DEPARTMENT FOR A PREFABRICATED, GLULAMINATED TIMBER BRIDGE SUPERSTRUCTURE SYSTEM – LAMINATED CONCEPTS, INC.

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

WHEREAS, after the proper legal advertisement seeking bids for a Prefabricated, Glulamined Timber Bridge Superstructure System, three (3) bids were received and opened on March 26, 2015, 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 County Attorney and County Administrator:

<u>Contractor</u>	<u>Amount</u>
Laminated Concepts, Inc. PO Box 369 Big Flats, NY 14814	\$149,800.00

For: Prefabricated Glulamined Timber Bridge Superstructure System for replacement of County Bridge No. 4, Polebridge Road, Town of Avon. The cost is not to exceed the amount indicated.

Dated at Geneseo, New York

April 8, 2015

Public Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-122 AUTHORIZING EXTENSION OF SNOW AND ICE AGREEMENT BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LIVINGSTON COUNTY THROUGH THE 2016-2017 SEASON

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

WHEREAS, the County of Livingston, pursuant to Section 12 of the Highway Law, relating to control of snow & ice on State Highways in towns and incorporated villages, has heretofore entered into an Agreement with the State of New York for such purposes, and

WHEREAS, Section 7 and 10 of said Agreement respectively provide a method of modification of the map of affected State highways and of annually updating the estimated expenditure, and

WHEREAS, it would be in the interest of Livingston County to extend the Agreement as modified and updated, for an additional one year, through the 2016-2017 season, and

WHEREAS, each Municipality involved in this Contract has agreed to said extension, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors of Livingston County is hereby authorized and directed on behalf of Livingston County to execute the following Agreement affecting such extension and modification, subject to review by the County Administrator and County Attorney:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
-------------------	-------------	---------------

NYS Dept. of Transportation

2016 – 2017 Winter Season

Varies

For: 2016-2017 State S&I Contract.

Dated at Geneseo, New York

April 8, 2015

Public Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

RESOLUTION NO. 2015-123 AUTHORIZING THE LIVINGSTON COUNTY HIGHWAY SUPERINTENDENT TO BID ON AND PURCHASE VARIOUS USED EQUIPMENT ON MAY 9, 2015 AT TEITSWORTH MUNICIPAL EQUIPMENT AUCTION IN PALMYRA, NY FOR THE COUNTY HIGHWAY DEPARTMENT

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

WHEREAS, the Annual Palmyra Municipal Equipment Auction contains only equipment and vehicles owned by municipalities, and

WHEREAS, there may be an opportunity to purchase various used equipment and vehicles in good condition at considerable savings, now, therefore, be it

RESOLVED, that the Livingston County Highway Superintendent, with input and advice from the Department Shop Manager, is hereby authorized to bid on and purchase appropriate and needed various used equipment and vehicles on May 9, 2015 at the Teitsworth Municipal Equipment Auction in Palmyra, NY, at a total amount not to exceed One Hundred and Twenty Thousand Dollars (\$120,000.00).

Dated at Geneseo, New York

April 8, 2015

Public Services Committee

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

CLOSE PUBLIC HEARING

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

The Chairman declared the public hearing closed.

RESOLUTIONS CONT.*County Administrator/Budget Officer***RESOLUTION NO. 2015-124 DECLARATION OF SEQR LEAD AGENCY AND ADOPTION OF SEQR NEGATIVE DECLARATION FOR PROPOSED ADOPTION OF LOCAL LAW B – 2015 AUTHORIZING THE COUNTY OF LIVINGSTON TO CONVEY APPROXIMATELY 3 ACRES OF VACANT LAND ON MILLENNIUM DRIVE TO KINGS HARBOR VIEW ASSOCIATES, LLC**

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

WHEREAS, Livingston County is proposing the sale of approximately 3 acres on Millennium Drive to Kings Harbor View Associates, LLC; and

WHEREAS, the adoption of Local Law B – 2015 would allow the County of Livingston to obtain better consideration and be able to provide a better public service by conveying this vacant land; and

WHEREAS, the proposed action is subject to the State Environmental Quality Review Act, with the Livingston County Board of Supervisors being the only involved agency; and

WHEREAS, the proposed action is an Unlisted Action pursuant to the State Environmental Quality Review Act; and

WHEREAS, a Short Environmental Assessment Form has been completed pursuant to the State Environmental Quality Review Act; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors as the only involved agency, does hereby declare itself as Lead Agency for the proposed action; and be it further

RESOLVED, that the Livingston County Board of Supervisors, as Lead Agency, does hereby determine that the proposed action will not have a significant effect on the environment, a draft Environmental Impact Statement will not be prepared, and the Livingston County Board of Supervisors does hereby adopt the SEQR Negative Declaration for the proposed action.

Dated at Geneseo, New York
 April 8, 2015
 Ways and Means Committee

Chairman Gott asked County Planning Director Angela Ellis to comment on this resolution.

Mrs. Ellis explained briefly in terms of what the resolution actually achieves. Adoption of a local law that involves the sale of land is considered an unlisted action under SEQR, which is part 617 of the New York State Environmental Conservation Law. In this case the County is the only involved agency, therefore with this resolution, it declares the County as the lead agency. A short environmental assessment form has been completed and is on the desks for the Supervisors to review. After review by the Planning Department, it's recommended that the local law would not have a significant environmental impact and an environmental impact statement would not be necessary. Therefore, we have prepared a negative declaration for you, which is also on the desks. This resolution accepts that negative declaration for adoption of the local law and that would conclude the SEQR process.

The roll was called as follows: Ayes - 1,930; Noes - 0; Absent – Babbitt Henry, 79; Adopted.

CLOSE PUBLIC HEARING

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

The Chairman declared the public hearing closed.

MOTION TO MOVE LOCAL LAW NO. B – 2015

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

VOTE ON LOCAL LAW B – 2015

LOCAL LAW NO. B – 2015 AUTHORIZING THE COUNTY OF LIVINGSTON TO CONVEY APPROXIMATELY 3 ACRES OF VACANT LAND ON MILLENNIUM DRIVE TO KINGS HARBOR VIEW ASSOCIATES, LLC

Be it enacted by the Board of Supervisors of the County of Livingston as follows:

- Section 1: The Board of Supervisors of Livingston County intend by this local law to supersede the provisions of County Law § 215 (5) and § 215 (6), which limits sales of County real property to the highest responsible bidder after public advertisement. The Board of Supervisors has determined that the County of Livingston would obtain better consideration and be able to provide a better public service by conveying approximately 3 acres of vacant land located on Millennium Drive, Geneseo, New York to Kings Harbor View Associates, LLC for the consideration of \$11,000.00 per acre together with a portion of the real property owned by Kings Harbor View Associates, LLC (Tax map no. 81.10-1-6) located adjacent to the Millennium Drive property to be used to construct an extension of Millennium Drive to Veteran's Drive.
- Section 2: The County of Livingston, by resolution adopted March 25, 2015, declared approximately 3 acres of vacant land situate on Millennium Drive in the Village of Geneseo to be surplus property.
- Section 3: The County of Livingston is hereby authorized to convey approximately 3 acres of vacant land located on Millennium Drive, Geneseo, New York to Kings Harbor View Associates, LLC for the consideration of \$11,000.00 per acre together with a portion of the real property owned by Kings Harbor View Associates, LLC (Tax map no. 81.10-1-6) located adjacent to the Millennium Drive property to be used to construct an extension of Millennium Drive to Veteran's Drive.
- Section 4: The final sales contract shall be subject to approval by the Livingston County Board of Supervisors by two-thirds majority vote.
- Section 5: This local law is subject to a permissive referendum.
- Section 6: This local law shall take effect on the date of filing with the Secretary of State of New York.

Dated at Geneseo, New York
 March 25, 2015 (Introduced)
 April 8, 2015 (Adopted)

The roll was called as follows: Ayes - 1,962; Noes - 0; Absent – Babbitt Henry, 78; Adopted.

OTHER BUSINESS

1. COUNTY ADMINISTRATOR UPDATES

- Thank you for your support of the local law today. This is the first step of a couple that we need to do related that this transaction. Thank you to Mayor Hathaway and his Village team for all of their support during that process. They have been a great municipal partner is trying to come up with a remedy for a situation and has been very open minded about different options we have been looking at, and David Woods also, thank you.
- Government Efficiency Plan Update – We are busy working on the plan. We have put forward the outreach to the municipalities and the four affected municipal libraries that are in the County and also have to comply. We have not gotten any responses yet, but it is early so please work on that. If you have any questions on that, see me after the meeting today and I can maybe work through some of the details. We did just receive some additional guidance last week and he sent out a link which is mainly some old data, but there are some updates to it.

2. CHAIRMAN GOTT UPDATE

- Diane Deane has presented each Board member with a pinwheel to prevent child abuse. There will be a pinwheel garden outside of Building 1 on the Mt. Morris Campus and one other location, yet to determined, in the County.

ADJOURNMENT

Motion made by Mr. Pangrazio and seconded by Mr. Deming to adjourn until Wednesday, April 22, 2015 at 1:30 p.m. Carried.

The Board adjourned at 1:54 p.m.