

PUBLIC SERVICES COMMITTEE MEETING MINUTES
THURSDAY, JUNE 5, 2014
9:00 a.m.

PRESENT: G. Deming, C. DiPasquale, D. Knapp, W. Wadsworth, E. Gott, P. Yendell, B. Donohue, I. Coyle, B. Beagle – Livingston County News

ABSENT: D. Babbitt Henry, D. LeFeber

CENTRAL SERVICES – JOHN DRISCOLL

Action Item(s) To Be Reported

1. AWARDED BID FOR THE CENTRAL SERVICES DEPARTMENT FOR LIVINGSTON COUNTY BUILDING #1, PHASE 2 ELECTRICAL WORK – BLACKMON FARRELL ELECTRIC, INC.

WHEREAS, after the proper legal advertisement seeking bids for providing power to new and existing devices on the first and second floors of the building #1 Northwest Wing (housing the auditorium and former skilled nursing dining room) Work scope also includes installing new fire alarm devices, network cabling between devices, and providing and installing network equipment, six bids were received and opened on April 22, 2014, 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>Contract</u>	<u>Amount</u>
BLACKMON FARRELL ELECTRIC INC.	\$94,800.00
57 Halstead Street	
Rochester N.Y. 14610	
For: Electrical Upgrades	

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

Director's Comments:

Lowest bid by Connors Haas not considered because they did not submit proper bid documents meeting requirements of GML. Connors Haas bid was \$94,600.00. Connors Haas was notified. Blackmon Farrell Electric Inc. did provide all the proper paperwork at price of \$94,800.00 which was still well under the budget for the project of \$103,680.00

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

Mr. Wadsworth noted that Mr. Driscoll is doing a great job and he is seeing a lot of things happening at Millennium Drive and a lot of attention to detail. Mr. Driscoll thanked the committee for their support.

Mr. DiPasquale asked about the water by the Murray Hill complex. Mr. Driscoll replied that they have been in contact with the State Parks Department but they are unable to do anything with water because it is a swamp and a protected wetland. So the conversation has shifted from dredging the area to raising the bed so the water will go where it should.

The committee also noted that they appreciated his informational items and updates. It is good to see what is happening.

2. AWARDING BID FOR THE CENTRAL SERVICES DEPARTMENT FOR AN ARTICULATING BOOM LIFT – SKYWORKS EQUIPMENT AND RESCINDING RESOLUTION NO. 2014-162

WHEREAS, by Resolution No. 2014-162 the Livingston County Board of Supervisors awarded a bid for an articulating boom lift to Southworth-Milton, Inc. and

WHEREAS, it has been determined that Southworth-Milton, Inc.’s bid did not meet the bid specifications, now therefore be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign all necessary paperwork to purchase the articulating boom lift set forth below, which is hereby accepted as the lowest responsible bid, subject to review by the County Attorney and County Administrator:

<u>Contract</u>	<u>Amount</u>
Skyworks Equipment	\$101,350.00
63 Pixley Industrial Ext.	
Rochester, NY 14624	
For: 2014 JLG 600AJ Package 4 Articulating Boom Lift	

And, be it further

RESOLVED, that Res. No. 2014-162 is hereby rescinded.

Director’s Comments:

Mr. Driscoll was assured via email that the Southwork-Milton could meet the entire spec. However, they could not meet entire specs of the basket of the lift (end-to-end). They were contacted regarding other options, however none that have been submitted were satisfactory. They were contacted again to offer any other options but have not responded. The county attorney recommended moving to the second low bidder who can meet the bid specs and can deliver the vehicle. Mr. Gott noted that Southwick-Milton bid a piece of equipment they could not provide. Mr. Driscoll will notify Southwork-Milton. Skyworks equipment can meet 100% of the bid requirements for a nominal price difference.

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

Informational Item(s) Written Only

April updates:

1. Building #6, Construct 300 gallon oil containment
2. Building #3, Basement walls re-surfaced, new door installed and walls painted
3. EOC/Hazmat, Painting main hallways, TV monitors installed, tool storage built
4. Auditorium Wing, Stud Wall installation begins / County forces
5. Hewitt Young Electrical service begins, phase #1

May updates:

1. County Park, 3000 lf new water lines installed
2. County Park, new electric services to Pavilions #2, #3, #4
3. Building #6 records Management, main areas and hallways re-painted
4. Highway, Main bathrooms and Break room re-painted
5. Auditorium wing, Hewitt Young completed phase #1, walk through 5.21.2014
6. Auditorium Wing, DWV Lines being installed/ County forces

ECONOMIC DEVELOPMENT – JULIE MARSHALL

Pre-approved Informational Item(s) To Be Reported

1. PRESENTATION OF NYS ECONOMIC DEVELOPMENT COUNCIL MARKETING AWARDS

Director’s Comments:

Some good news to share. At the recent New York State Economic Development Council Meeting that was held the week before Memorial Day, the county received two awards for their brochures. One award was for their Annual Report. The second award was for the Downtown Partnership piece. There were 5 marketing professionals from throughout the state who served on the selection committee. About 10-20 organizations submit pieces for consideration. A press release will be going out today. They are currently very busy as they are putting together about a dozen applications for consolidated funding which are due in 10 days. The committee congratulated Ms. Marshall.

Informational Item(s) Written Only

INDUSTRIAL DEVELOPMENT AGENCY

At the May 2nd IDA meeting, the agency awarded the contract for relocation of the detention pond in the Crossroad Commerce Park to Woodstone Earth Construction, Inc. Relocation of the pond began May 12th.

Representatives from USDA visited the park on May 28th. The IDA has a request for grant funding for the construction of the extension of Tec Drive which is currently under review by the USDA and EDA.

Representatives from USDA visited the park on May 28th. An EDA visited the park on April 23rd.

SITES & BUILDINGS INVENTORY

Dan Foley, a SUNY Geneseo Intern, is working in the Economic Development Office this summer to complete an inventory of available commercial and industrial sites and buildings. He will be working with town and village leaders to identify available sites and buildings in each town and will update various economic development web sites.

REGIONAL ECONOMIC DEVELOPMENT COUNCIL

The fourth round of Consolidated Funding Applications (CFAs) was announced on May 1st with an application deadline of June 16th. The timeframe for project identification and application preparation is significantly decreased from previous years. To date, the Economic Development Office has identified 10 potential projects for application; 2 NY Main Street applications, 2 NY Main Street Technical Assistance applications, 1 NY Main Street Anchor application, 1 small business, 2 economic development, and 2 strategic planning applications. Department staff is working closely with Thoma Development on preparation of the applications.

Additionally, the Development Corporation will be participating in a regional agricultural revolving loan fund application.

MEETINGS ATTENDED

SUNY Geneseo/Start Up NY and prospective businesses

Dansville Transportation Study Public Meeting

Livingston County Ag & Farmland Protection Board

Livingston County Panning Board

Finger Lakes Regional Economic Development Council

Regional Economic Development Council Community Development Workgroup

Geneseo Merchants Association

Mt. Morris Partners for Progress

Pathstone Enterprise Center Board of Directors

Pathstone Enterprise Center Loan Review Committee

Livingston-Wyoming ARC Board of Directors

Livingston-Wyoming ARC Finance Committee

Corporate Compliance Webinar

International Economic Development Council Bond Finance Webinar

Leadership Livingston

HIGHWAY – DON HIGGINS

Action Item(s) To Be Reported

1. AUTHORIZING LIVINGSTON COUNTY TO PURCHASE PAVEMENT MARKING SERVICES THROUGH CONTRACTS AWARDED BY GENESEE COUNTY – SENECA PAVEMENT MARKING, INC.

WHEREAS, Genesee County has awarded bids for purchase of pavement marking services to Seneca Pavement Marking, Inc. 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.	6/01/14 – 5/31/15
23 Hunters Run	
Horseheads, NY 14845	

For: Waterborne paint pavement marking – Centerline (Yellow) per CL mile: \$308.00

For: Waterborne paint pavement marking – Edgeline (White) per CL mile: \$316.00

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

Director’s Comments:

Similar to last year’s we are piggy backing with Genesee County for this contract. Note: this year’s prices are actually less than last year’s. 2013 Bid Amounts were: \$318 Yellow Centerline; \$376 White Edgeline. This is a good saving and Seneca Pavement does a very good job.

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

2. AUTHORIZING THE IMPLEMENTATION AND SUPPLEMENTAL AGREEMENT #2 WITH NYS DEPARTMENT OF TRANSPORTATION FOR PRELIMINARY ENGINEERING, DESIGN, ROW INCIDENTALS, ROW ACQUISITION, CONSTRUCTION, CONSTRUCTION INSPECTION AND CONSTRUCTION SUPPORT PHASES, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT (PIN 475386, BIN 3316440), AND APPROPRIATING FUNDS THEREFOR: REPLACEMENT OF WILDCAT ROAD BRIDGE OVER WILDCAT GULLY, TOWN OF MT. MORRIS

WHEREAS, a project for the Replacement of the Wildcat Road Bridge over Wildcat Gully, Town of Mt. Morris, Livingston County (NYS DOT PIN 475386; BIN 3316440) (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Livingston desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Engineering, Design, ROW Incidentals, ROW Acquisition, Construction, Construction Inspection and Construction Support phases; and

WHEREAS, Livingston County Resolution No. 2011-401 authorized and funded a total of \$984,513.00 (\$49,226 anticipated County share) for all phases of the Project; and

WHEREAS, the Project has been fully completed, and this Resolution captures final total costs and funding amounts; now, therefore be it

RESOLVED, that the Board of Supervisors, duly convened, does hereby approve the above-subject Project, and be it further

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to pay in the first instance 100% of the Federal and non-Federal share of the cost of all phases of the project, including: Engineering, Design, ROW Incidentals, ROW Acquisition, Construction, Construction Inspection and Construction Support phases for the Project or portions thereof, and be it further

RESOLVED, the total sum of One Million, Three Thousand, Four-Hundred and Twenty Dollars (\$1,003,420.00) (of which, with anticipated Federal Aid and NYS Marchiselli Aid, the County share will be approximately \$50,170.00) is hereby appropriated from the Board of Supervisors and made available to cover the cost of participation in all phases of the Project, and be it further

RESOLVED, that in the event the full Federal and non-Federal share costs of the Project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof, and be it further

RESOLVED, that the Chairman of the Board of Supervisors be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project, and providing for the administration of the Project and the Municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it further

RESOLVED, that this Resolution shall take effect immediately.

For: This Resolution closes out this Federal/State-Aid project, capturing all final total costs and funding amounts.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted ?</i>		
FHWA, NYS Marchiselli, County Highway Appropriations	5% (\$50,170)	Yes	XX	No

Director's Comment

This closes out the project, it is the final agreement. Bridge has been completed for two years. This captures all of the final costs. Previous resolution was for \$984, 513.00 with the county share being \$49,226. The new amount is 1,003,420.00 and county share went up less than \$1,000 to \$50, 170 with the county share being 5% of total project.

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

3. AWARDING BID FOR THE HIGHWAY DEPARTMENT FOR CONSTRUCTION OF A PRE-ENGINEERED STEEL BUILDING AT THE HAMPTON CORNERS COMPLEX – CHRISANNTHA CONSTRUCTION CORP.

WHEREAS, after the proper legal advertisement seeking bids for construction of a pre-engineered steel

building (manufacture and erection), four bids were received and opened on May 29, 2014, 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>Contract</u>	<u>Amount</u>
Chrisanntha Construction Corporation 4661 Dewey Avenue PO Box 165 Gorham, NY 14461	\$270,900.00

For: Manufacture and erection – including foundation - of a 100’ x 80’ pre-engineered steel building for use as an (unheated) vehicle/equipment/materials storage building.

Director’s Comments:

Bid for construction of an unheated storage building, previously referred to as a cold storage building. They received four bids. The low bid is with Chrisanntha Construction who has been in business for over 20 years and has a very good reputation. The building will be 100’ x 80’ which is the same size as the existing building. Originally, the current storage building was intended to be twice the size but for budgetary reason they had to cut the size. The additional storage space is really needed. Will also help get the balance of belongings out of the Conesus shop. The bid includes everything.

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

Pre-approved Informational Item(s) To Be Reported

1. ONE YEAR CONTRACT EXTENSION WITH AMERICAN ROCK SALT AND CARGILL INC. DEICING TECH. BUSINESS UNIT FOR PRETREATED AND UNTREATED SALT AWARDED BY RESOLUTION NO. 2013-269

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
American Rock Salt For: Untreated - FOB Stockpile.	9/01/14 – 8/31/15	\$36.95 per ton
American Rock Salt For: Untreated - Delivered	9/01/14 – 8/31/15	\$37.21 per ton
Cargill Inc. Deicing Tech. Business Unit For: Pre-Treated – FOB Stockpile	9/01/14 – 8/31/15	\$51.73 per ton
American Rock Salt For: Pre-Treated - Delivered	9/01/14 – 8/31/15	\$51.54 per ton

Mr. Higgins also noted they have extended the salt bid which will have the same prices as last year. Mrs. Donohue asked about the Everman Road bridge and the flood. Mr Higgins noted that there was no actual damage to it but there was water up to the deck and tremendous amount of trees, limbs and cornstalks behind it. Mr. Everman was very helpful in removing the debris along with the county excavator. There was a photo in the Livingston County News.

PROBATION – LYNNE MIGNEMI

Pre-approved Informational Item(s) To Be Reported

FIRE ARMS DISCUSSION

Lynne Mignemi, Probation Director; Jason Varno, Probation Supervisor; Matthew McKinney, Probation Officer; Undersheriff Matt Bean; Chief Deputy Matthew Burgess and Justin Hilt, Sheriff’s Office Intern

Director Mignemi introduced everyone and noted they were here today to discuss the proposal to arm the Probation Department. Historically, prior to Director Mignemi's tenure, the department had been armed however, for the past 27 years they have been unarmed. It is required that all probation officers go through firearms training. This training is the same training that Sheriff's Department members got through when hired. Director Mignemi and Supervisor Varno were both grandfathered in. Supervisor Varno, as a former member of the Rochester Police Department for 11 years and Officer McKinney, an avid sportsman both have extensive firearm training and experience. Director Mignemi noted that they are a part of the meeting as it is important to have thoughtful, careful, trained people involved in the process to move forward. If the process does move forward Director Mignemi will go through the same firearm training.

The rationale for arming the department is that it is very important that the Probation staff, as a last personal line of defense, has the means to effectively deal with a deadly force encounter. A deadly force encounter would include any attempt to harm a Probation officer or an associated 3rd party person. Deadly force can include a firearm, edged weapon, blunt force instrument, vicious dog, vehicle and individual aggressors based on size, mental health or physiology. Officers are in community corrections situations every day. They are proactive. These locations can be unsecured, remote and have weapons. While the department has come a long way improving safety issues they do have portable radios and vests, deadly force encounter is a different topic.

They have reached out to other counties, looking at policies. They have met with Chief Burgess to determine costs and policies regarding firearms. There has been much preliminary work done. Policy will be the number one issue. Number two will be initial identification of those who want to be armed and the retraining and requalification of those officers. The Sheriff's Department has been very generous and offered to partner on weapon acquisition and training. Chief Yasso, an advanced firearm instructor who runs the rural police academy firearm training for various law enforcement agencies has offered to help with the training and yearly requalifications.

Director Mignemi realizes this is a "big ticket item". There are many questions and many more that will develop as we move forward. They will be prepared to answer the questions or will find out the answers. As a leader, she realizes it is a change and that there are many concerns but her greater concern is that one day she will receive a call that one of her officers was killed in the field.

Some recent changes also helped to precipitate this proposal. Previously, officers were required to make home visits on the greatest risk probationers. The supervision rule changed in 2012 and they are now required to make home visits on every probationer with the first 45 days of supervision. These visits are sometimes during the day and sometimes at night. By and large the officers go out in teams. It is important to note that these people are all convicted individuals – EVERY person. Probation officers are Peace Officers and are authorized to carry firearms under NYS Penal Law, NYS Criminal Process Law and NY Codes, Rules and Regulations. Federal probation officers carry, parole officers carry and 33 probation departments in New York State carry weapons.

Mr. Wadsworth asked if Probation Officers were at a visit and an incident occurred and police were called, would they defer to the police? Supervisor Varno explained that a Probation Officer's arrest power is narrower and their mission different. If there were criminal activity in the field they could respond. They would immediately seek to involve county law enforcement officers and any investigative process would be deferred to them. They are not proposing or indicating that they are police officers with police powers but simply indicating that currently they do not have a credible means to survive a deadly force encounter. Which is a very real possibility, events can occur very quickly and right now they have no protection which in 2014 is unacceptable.

Mr. DiPasquale asked what the procedure is if there is a shooting. Mr. Varno responded that it would

immediately become an official investigation. It would be handled as if it were any other officer involved shooting in any other municipality and field duties of that officer would be suspended until the investigation was complete.

Mr. DiPasquale asked where the weapons would be kept. Director Mignemi replied that the decision is still to be made and she is in the process of researching other probation departments in preparation of the preliminary policy creation. Some counties keep the weapons on-sight in the Probation Department in a secure location, many counties choose to allow the officers to take the weapons home and be responsible for them. That decision would need to be addressed in policy creation.

Mr. Gott asked how many officers would be armed. Director Mignemi replied they are a staff of 14 with 2 being support staff. She took an initial survey a year ago and little over half expressed they would be armed. Mr. Gott questioned why being armed would be a choice if it is policy and a personnel safety issue. Every officer goes into the same environment, every officer should be armed. The Sheriff's Department does not give officers the opportunity to not carry. He agrees it is dangerous and they should be protected. If we do it, it should be across the board because we do not want to lose any personnel. We should make it standard procedure. Director Mignemi agreed it was a valid issue. She has reached out to the State to determine mandatory departments versus optional for the statistics and is awaiting response. Area 1 which covers Western New York regions – there were 2 out of 18 counties that responded were considering making it mandatory the majority were optional. The main issue with making it mandatory is with the union. Those issues would need to be addressed. People are hired with out the requirement of having to carry. They have found though, that even with it being optional, the majority of people, after it is initiated do choose to carry. There could potentially be grievance issues. Orleans County is optional but everyone did choose to carry. Not it can become mandatory for all new hires there. Mr. Gott asked if perhaps the reason they did not want to carry was because they had not been trained and were uncomfortable. If we spent the time training them and making them more comfortable they would choose to carry. Director Mignemi responded that she personally has no firearm training. She was grandfathered in. She feels that may have been to her detriment. As the leader of the Department, she will go through the same training as she requests from her department.

Mr. DiPasquale asked if all the weapons would be the same as what the Sheriff's Department would be carrying. The Sheriff's office would be very involved in training, equipment, interchangeability of equipment, maintenance. It would really be a partnership and they would take their lead in that respect. There would be no specialization with the probation department. Chief Deputy Burgess stated that when they met last year they discussed that whatever proposal and decision they move forward with would be the identical platform that the Sheriff's Department uses. They already have everything set up and can provide any assistance they need. Mr. Gott noted that the DA, Sheriff's Office, and Law Enforcement Council are all in support,

Mr. Gott asked what the cost would be roughly. Chief Deputy Burgess stated that it would be around \$700 per person. It is just a rough estimate – with initial training and rounds it should be no more than \$1,000 to start up.

Mr. Yendell asked if they had any discussion with the Union about the proposal yet. Director Mignemi stated they had not. Mr. Deming stated that if they need a gun to protect themselves in the field, then every employee should carry one. It should not be optional. Officer Varno agreed and said it is a point that needs to be reconciled. Every officer should be armed but the personnel issue needs to be discussed. The theory is sound that all should carry based on the philosophy they are trying to convey. Director Mignemi agreed and said these are conversations that need to continue. She also voiced the frustration in not even being able to execute their own warrants because they are not armed.

Mr. Coyle noted that if they proceed, there will need to be iron-clad methodology as to why it is being done.

Mr. Coyle stated that we have not, as of yet had any critical situations like someone being shot at or injured in the history of the department being unarmed. Did she feel that perhaps because they were unarmed situations tended to deescalate as they were seen as more rehabilitative. Director Mignemi replied that they have very professional well-trained employees who work very hard not to escalate any situation but at the end of the day they are recognized as a law enforcement agency, they are peace officers and their clients that they have authority and power to recommend that they go to jail. That is the ultimate risk. While they do rehabilitate, their other responsibility is community safety and not creating more victims. It really is skill but also luck and chance that there has not been an incident. They have nothing if they were ever in a situation where they are at risk. The question as to whether a firearm would make an officer more adversarial is a good one but the reality is that they already are adversarial because they recommend that their freedom can be taken away despite all of their commitment to rehabilitate offenders. Officer McKinney stated one of his biggest fears when he enters a place that he is looked upon as weak and vulnerable because he is unarmed and has no means to protect himself. He views it as a safety issue, it will not change the way he interacts with any of his clients. He will continue to build a rapport with them and always try to talk first. Being armed for him is about going home to his wife and daughters at night. He has been in many situations that could have turned very quickly. Whenever he enters a home he has to be concerned what length they will go to in order to avoid prison. You are walking into their environment.

Supervisor Varno stated that the response to if I look more aggressive being armed will it precipitate a tougher reaction from a potential adversary is largely speculative. However, law enforcement would agree it is your bearing that is the deciding factor, it depends on your attitude. You can worry about what a suspect or offender or probationer thinks all day long but the bottom line is it is an adversarial relationship. I am still the same officer but I have to be able to protect myself.

Mr. DiPasquale noted that a weapon could be a deterrent. So, it goes both ways. Officer Varno stated it would be a disservice to the office to be paralyzed because of that issue alone.

Chief Deputy Burgess stated that he believes confrontation much higher if the officer is perceived as weak. We all perceive things differently. They are trained that you only use your gun if deadly force is about to be used against you or somebody else. That is the only time you would shoot somebody – very narrow parameters and the probation officers would be trained the same way the Sheriff's officers are.

Mr. Coyle relayed that he spoke with the Sheriff about this and he also believes it should be mandatory not optional because the sensibility of it decreases when it becomes optional. Currently, this is the biggest obstacle. The bottom line is if it is sensible and the thing to do, it is not the thing to do piece-meal because it defeats the argument for doing it. We either need to do it or not.

Undersheriff Bean was not aware it was optional to carry.

Mrs. Donohue noted that most of the shooting around the country are in places where you are largely not allowed to have guns. She believes many criminals prefer to be in locations where they are the only ones armed. She feels the officers absolutely need to be armed.

Supervisor Varno agreed and says it goes back to how you are perceived and that vulnerability will be exploited.

Mr. Coyle said we do need to remember it is a big union issue. If you have 6 officers that are otherwise great officers and are told they have to carry – if it is mandated – which is a huge personnel issue. Do we want people begrudgingly carrying a weapon?

Director Mignemi also had concerns as to those big issues as well. She will reach out to other Probation Departments and the union as well. Another concern is what is someone does not pass the psychological portion – what are the employment options? These are all things that need to be addressed.

Mr. Gott wondered if another option was teams – with one officer armed per team. He would rather have everyone carry but if that is not feasible is that an option. Mr. DiPasquale and Mr. Deming both stated they felt everyone should carry. If everyone is not on board there are even more union issues.

Mr. Knapp said that, as what discussed earlier, the armed person then becomes responsible for protecting the unarmed person as well. He also believes all should be armed.

Mr. Wadsworth skills to override the use of a weapon are very good. He understands the safety issue. The research he has done shows the arguments for arming departments are strong and very broad.

It is a matter of safety. More research will need to be done. It needs to be determined if everyone would be on board. Mr. Deming stated we need to talk to the employees and union and find out what steps are next. There are definitely logistical difficulties.

There needs to be a strong policy in place. Mr. Deming asked that Director Mignemi get some information together and give an update at the next meeting.

Informational Item(s) Written Only

1. PROBATION DEPARTMENT WORKLOAD

608 adult offenders supervised in county (26 treatment court cases being supervised in drug court)

16 offenders in other NYS counties

12 offenders in other states

12 juveniles supervised

17 new juvenile referrals

37 investigations ordered

13 active EHM cases (0 juvenile; 13 adults; 5 of which are female), 0-Global Positioning

0 adult placed on probation for willful violation of support

23 New Leandra's Law cases (16 CDs)

2. MONIES COLLECTED

\$ 3,636.20 – restitution

8,128.00 – fines

1,467.00 – fees

169.12 – surcharge

3. MEETINGS ATTENDED

4/3/14 Child Protection Agency Meeting

4/9/14 State Executive COPA Meeting-Syracuse

4/22/14 SJSTP Conference Call

4/22/14 Annual Meeting at CASA

4/14/14 Annual Department Head Meeting

4/25/14 VA Training-Rochester

4/28/14 Staff Meeting

4/29/14 Field Intelligence Meeting at LCSO

4/30/14 Meeting with Investigator Rittenhouse on Sex Offender Protocol

4. ADMINISTRATIVE REVIEWS

Zero (0) administrative reviews

5. TRAINING

Name	Date	Training	Hours	Misc.
Michelle Cassata	4/28/14	Concealed Weapons/Jail Safety	0.5	
Kerrin Chapman	4/28/14	Concealed Weapons/Jail Safety	0.5	
Doug Czyryca	4/28/14	Concealed Weapons/Jail Safety	0.5	
Katie Dunn	4/28/14	Concealed Weapons/Jail Safety	0.5	
Liz Laney	4/7/14 4/10/14 4/28/14	Prom. and Maint. of a Drug Free Workplace Assault Weapons Registry Portal Concealed Weapons/Jail Safety	2.0 1.0 0.5	
Brian Lanpher	4/7-11/14 4/21-25/14 4/28/14	Fundamentals of Probation Fundamentals of Probation Concealed Weapons/Jail Safety	40.0 40.0 0.5	
Debra Mack	4/25/14 4/28/14	Veterans Legal Summit Concealed Weapons/Jail Safety	4.0 0.5	
Matthew McKinney	4/28/14	Concealed Weapons/Jail Safety	0.5	
Rachel Merrick	4/7-11/14 4/21-25/14 4/28/14	Fundamentals of Probation Fundamentals of Probation Concealed Weapons/Jail Safety	40.0 40.0 0.5	
Lynne Mignemi	4/28/14	Concealed Weapons/Jail Safety	0.5	
Courtney Sobrado	4/25/14 4/28/14	Veterans Legal Summit Concealed Weapons/Jail Safety	4.0 0.5	
Jason Varno	4/7/14 4/28/14	Prom. and Maint. of a Drug Free Workplace Concealed Weapons/Jail Safety	2.0 0.5	

PLANNING – ANGELA ELLIS

Action Item(s) To Be Reported

1. AUTHORIZING SUBMISSION OF TRAIL PLAN & TRAIL SYSTEM APPROVAL AND APPLICATION TO NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR SNOWMOBILE TRAILS GRANT PROGRAMS

WHEREAS, the Caledonia Trailblazers and Hill and Valley Riders have requested that Livingston County apply on behalf of the Caledonia Trailblazers and the Hill and Valley Riders to the New York State Office of Parks, Recreation and Historic Preservation for a Snowmobile Trail Grant now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to submit a snowmobile trail plan and trail system to the New York State Office of Parks, Recreation and Historic Preservation, and any amendments hereto; and be it, further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to submit an application to the New York State Office of Parks, Recreation and Historic Preservation for the Snowmobile Trails Grant Program.

For: 2014-2015 NYS Snowmobile Grant Program.

Directors Comments: This resolution authorizes application to the Program on behalf of the Caledonia Trailblazers and the Hill and Valley Riders. This is an annual contract and there are no changes. There are 60 miles of trails for two clubs - 51 miles is Caledonia Trailblazers and 9 mile is Hill and Valley Riders. Funding is received and we funnel it straight through to the clubs. \$18,900 last year which was distributed to

them - average amount. This allows us to submit the plan.

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

2. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT AS FOLLOWS: CALEDONIA TRAILBLAZERS, HILL AND VALLEY RIDERS, GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Planning Department, according to the terms designated, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Caledonia Trailblazers P.O. Box 161 Caledonia, NY 14423 For: 2014-2015 NYS Snowmobile Grant Program	4/1/14 – 3/31/15	Per NYS Reimbursement Amount
Hill and Valley Riders P.O. Box 61 Honeoye, NY 14471 For: 2014-2015 NYS Snowmobile Grant Program	4/1/14 – 3/31/15	Per NYS Reimbursement Amount

Director’s Comments: This resolution authorizes contracts with Caledonia Trailblazers and Hill and Valley Riders for the NYS Snowmobile Program. Last program year the award amount was \$18,900.00. This is for 2014-2015 calendar funds year.

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

3. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE AND REFER TO WAYS AND MEANS COMMITTEE

RESOLVED, that the 2014 Hourly Employee Salary Schedule is amended as follows:

Planning Department

- Create one full-time Principal Account Clerk position
- Create one Senior Typist position

D. Essler retired at the end of April and through reorganization efforts her work has been redistributed, largely to P. Trimm. In reviewing the position, a grade 10 to a grade 7 would be sufficient. Create Principal Account Clerk position and promote P. Trimm. The two new positions would be net neutral on position count and most likely on cost as well.

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

4. APPOINTING MEMBER TO THE LIVINGSTON COUNTY PLANNING BOARD – BRUCE DEHM

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

Name	Address	Title/Representing	Term
Bruce Dehm	Box 103, Geneseo, NY 14454	Alternate At-Large #2	1/1/2014-12/31/2014

and be it further

RESOLVED that the portion of resolution 2013-006 appointing Bruce Dehm is rescinded.

Pre-approved Informational Item(s) To Be Reported

1. Brochure on "Living in the Country: What to Expect from Your Farm Neighbors."

Correcting term for Bruce Dehm, as alternates can only serve for one year term.

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

Informational Item(s) Written Only

COUNTY PROJECTS:

LIVINGSTON COUNTY EMERGENCY COMMUNICATIONS PLAN:

NYS Public Safety Answering Point (PSAP) Sustainment Grant. The contract with the State has been executed. We issued the RFP for consultant services on May 5, 2014. Proposals are due on May 28, 2014. 36 firms requested a copy of the RFP. The Consultant Selection Committee is meeting on June 4, 2014, to review proposals.

NYS Statewide Interoperable Communications Grant (SICG). The Planning Director continued coordinating contract execution with NYS DHSES. We have not received an executed contract yet. We issued the RFP for consultant services on May 5, 2014. Proposals are due on May 28, 2014. 36 firms requested a copy of the RFP. The Consultant Selection Committee is meeting on June 4, 2014, to review proposals.

DANSVILLE TRANSPORTATION AND INDUSTRIAL AND COMMERCIAL ACCESS STUDY:

The consultant team continued work on the inventory and assessment of existing conditions. The Steering Committee met on May 13, 2014. The second public meeting is scheduled for May 29, 2014. The focus of the public meeting will be for the project consultants to present the preliminary needs assessment and draft recommended transportation improvements and build-out scenarios within the study area and for the public to review and provide comments. Public comments are encouraged by June 13, 2014. We set up a public information table at the North Dansville Town Hall.

Ms. Ellis passed out a few of the concept plans that were presented at the public meeting. There has been a lot of interest leveraging the transportation network to facilitate commercial and industrial development in the Dansville area given the fact that that community is such a transportation crossroads. Ms. Ellis showed the different scenarios for development. The concern is to be respectful of the residential neighborhood and also minimize destruction to agricultural land. The proposals were presented to the public and comments and being accepted until June 13. Another meeting will be scheduled for feedback in the future. The project is on schedule and looking for completion in August.

COUNTY PLANNING BOARD:

Vacancies. There are 4 vacancies on the Planning Board – 3 for Alternate At-large members; 1 for North Dansville; 1 for Sparta.

AGRICULTURAL & FARMLAND PROTECTION BOARD (AFPB):

Ag Plan Implementation Activities

- The Planning Department finalized the brochure on "Living in the Country: What to Expect from Your Farm Neighbors." We are creating a letter and working on the plan for distribution to the municipalities and realtors.
- The Planning Department, Economic Development Office, County Chamber of Commerce, Cornell Cooperative Extension and Genesee Valley Conservancy are work together on developing an inventory of producers in the County.

A brochure was passed out. For some time there has been interest in creating a brochure for realtors about what to expect in the country to new residents for better understanding of large farming operations in communities i.e., sharing the road, info on the ag districts and the right to farm law and about buying local. On the cover is a photo of a farm that is more industrial The Ag & Farm Board wanted the brochure to be a practical and true representation of farms. The brochures back next week and they will be sent out with a letter of distribution.

FY2008-2009 Farmland Protection Implementation Grant (Triple H and Sunny Knoll farms). The Genesee Valley Conservancy continued work on these projects. The site plans for both projects were submitted to Ag and Markets for approval in December 2013. Both projects need to be closed out by September 30, 2014.

Governor Cuomo announced \$20.5M available for the Farmland Protection Implementation Grant - Round 13. This is the first time the grant has been offered in the last five years. The Genesee Valley Conservancy is reviewing the application requirements and will be providing the Planning Department with its recommendations on proceeding with the application process.

Agricultural District Renewal. Planning staff continued organizational work for the renewal of Agricultural District #3. We anticipate the mailing will go out in July 2014.

UPCOMING TRAINING OPPORTUNITIES:

LET'S Plan. Reminder: Evenings with the County Planning Board is an opportunity for municipal training credit hours. Municipal planning and zoning officials may receive credit for attending and learning about County Planning Board review. Those interested should call the Planning Department beforehand to learn about the agenda and ensure that a meeting is being held.

Meeting cancellations are rare, but do happen.

CONESUS LAKE WATERSHED MANAGEMENT PLAN (CLWMP) – CONESUS LAKE WATERSHED COUNCIL (CLWC):

Streambank Remediation Projects –Phase I (\$382,869) & Phase II (\$358,132):

The consultant team continued work on final designs, state and federal permitting, and coordination with landowners and the Town highway superintendents.

Phase I. We submitted to the State a request for contract extension to Phase I in October 2013.

The current contract expired on March 31, 2014. We were told informally that the contract extension cleared all of the hurdles in the NYS Department of State Office back in February.

Every inquiry of the Department of State since then has met with a dead end. We are entering the Spring/Summer 2014 construction season. If we do not have an answer soon, we may lose an entire construction season and need to request another extension for next year.

TRANSPORTATION:

Genesee Transportation Council and Planning Committee: The Planning Director attended the Planning Committee meeting on May 8, 2014.

GENESEE-FINGER LAKES REGIONAL PLANNING COUNCIL

Planning Coordination Committee. The Planning Director attended the meeting on April 11, 2014. The next meeting is June 13, 2014.

Council. The Planning Director attended the Council meeting on March 13, 2014. The next meeting is in June.

Executive Committee. The Planning Director attended the Executive Committee meeting on March 13, 2014. The next meeting is in June.

E911 ADDRESSING:

The Planning Department continued work on the E911 addressing assignments and ROW naming with the Sheriff's Office.

ENVIRONMENTAL MANAGEMENT COUNCIL

The next meeting is scheduled for May 28, 2014.

TECHNICAL ASSISTANCE - MUNICIPALITIES

Technical Assistance - Municipalities

Springwater Comprehensive Plan - Provide local share calculations to NYSERDA

Created an updated map of the West Sparta Town Hall property

Provided Ag District #2 Town Lima data to Town of Lima Town Board

Provided training resources request to Town of Mount Morris

Technical Assistance - Other County Depts.

Provided All Hazard Mitigation Plan GIS files to TetraTech consultant

Prepared Watershed Inspector maps for 2013 Annual Report (DOH Activity, Sample Sites, Blue Green Algae, Septic System Activity, Hogweed Sites, Hogweed Sites w/ Land Use)
 Created Livingston County shelters map w/ data and elevation map – Emergency Management Services
 Update New World Roads Shapefile – Sheriff’s Office
 Created Dansville Downtown Revitalization District map for Economic Development Office
 Prepared a Lead Incident map for the Department of Public Health
 Prepared maps for Economic Development for NYS Main Street Grant applications – Village of Livonia & Village of Mt. Morris
 Prepared a Farm Name report from Ag District files for farm inventory

Prepared a Livonia Gateway Park Road landowner/utilities map

Technical Assistance - Public

Prepared a County Trail map and resources list for the Chamber of Commerce for the Motorcoach FAM Tour

SHERIFF – SHERIFF THOMAS DOUGHERTY

Pre-approved Informational Item(s) To Be Reported

1. STEUBEN COUNTY CONTRACT FOR INMATE HOUSING 1/1/14-12/31/14 CONTRACT REDONE TO REFLECT SIGNATURE OF NEW SHERIFF, RESOLUTION 2011-365

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

DISTRICT ATTORNEY – GREG MCCAFFREY

Action Item(s) To Be Reported

1. **AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT(S) FOR THE LIVINGSTON COUNTY DISTRICT ATTORNEY'S OFFICE: NEW YORK STATE DIVISION OF CRIMINAL JUSTICE**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract(s) for the Livingston County District Attorney's Office, 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>
NYSDCJS	4/01/14-3/31/15	\$29,200.00
2 Court Street, Geneseo, NY 14454		
For: Aid to Prosecution Grant		

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted ?</i>
DCJS	0.00	Yes X No

Director’s Comments:

The grant funds will enhance and expedite the prosecution of repeat and serious felony offenders by allowing the District Attorney’s Office to maintain a staff of experienced Prosecutors. The District Attorney’s Office will be seeking approval from the Board of Supervisors to enter into this contract with DCJS in which the District Attorney’s Office will receive a grant of \$29,200.00 from the state and no cost to the County.

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

OTHER – IAN COYLE

1. **RESCINDING RESOLUTION NO. 2014-126 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACT(S) FOR THE LIVINGSTON COUNTY BOARD OF ELECTIONS: DOMINION VOTING SYSTEMS CORP. (2)**

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

Mr. Coyle received information from the Sheriff's Department just prior to the meeting regarding State vehicle purchases. The department has been testing an Explorer out of Delacy Ford in Elma NY. The Tahoe has been redone for 2015 and it is more expensive - in the \$35,000.00 range and the Explorer is in the \$27,000 range. They really like the Explorer. He is seeking permission to go to Ways and Means on Monday, June 9, 2014 and if approved to the Board on June 11, 2014. Nothing has been finalized yet and the details will need to be worked out. Mr. Gott stated that this would be the year to change as the Tahoes have been completely changed.

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

ADJOURNMENT

Mr. Gott moved and Mr. Wadsworth seconded to adjourn the Committee meeting at 10:44 a.m.

BOARD OF ELECTIONS - NANCY LEVEN AND LAURA SCHOONOVER (1 ATTACHMENT)

Informational Item(s) Written Only

1. The 2014 political calendar was received on May 9th after the Governor signed bill A9407 changing the first day to sign designating petitions this year due to a Jewish holiday. This calendar outlines the multiple dates to be followed. See attached calendar.
2. The first day to sign designating petitions for local offices is May 29th. Local parties may circulate for County Clerk, County Coroner, NYS Senate, NYS Assembly, 7th JD Convention Delegates and Alternates.
3. Caucus packets have been prepared. The towns of Conesus, Geneseo, Groveland and Mount Morris have offices on the November ballots and the political parties may hold caucuses from May 29th to September 16th.
4. A NYSECA Region 6 was held May 12th in Monroe County. Commissioners Schoonover and Leven are co-chairs of the region. Thirteen counties attended this day long meeting to discuss multiple current issues.
5. The BOE is continuing to work on updating office policies and procedures, poll site consolidation, school district boundaries and grant requirements.
6. Election Inspector classes have been scheduled for late July and August. A newsletter has been prepared and mailed.
7. The National Change of Address (NCOA) has been received from the State and processed by the deadline according to EL 5-708.5. A total of 1,111 voter address changes were processed with notifications sent to each voter. Additional processing will be required once postcards are returned.
8. Website has had new information added with more to come.
9. The Service Center alarm had a communication problem that started on April 17th according to the phone bill, Day notified us of the situation on April 23rd. Day completed the necessary repairs on their second visit on May 6th.
10. Commissioner Leven participated in a conference call on May 28th with the NYSBOE.
11. The Commissioners participated in a statewide conference call with the NYSBOE on May 29th.
12. The 2009 and 2010 cancellations continue to be captured and once done will complete the backlog for full documentation.
13. Year to date statistics: 453 new registrations, 44 name changes, 846 residence changes, 651 mailing addresses, 101 personal information changes, 169 duplicates, 6 incompletes, 172 pending party changes, 424 cancellations and various other changes have been processed.

14. Current active voter enrollment stands at 36,412. Democratic: 9,481, Republican: 16,324, Conservative: 812, Working Families: 137, Independence: 1,768, Green: 120, Others: 334 and Blank: 7,436. Inactive enrollment is at: 3,489. Total active/inactive voter enrollment is: 39,901.

EMERGENCY MANAGEMENT SERVICES – KEVIN NIEDERMAIER

Informational Item(s) Written Only

1. The severe rainstorm that passed through the county on Friday May 16th created flooding and damage to the road systems along with some personal property damage. All Towns have reported their damage. The rough estimate of damages for Public Assistance is \$525,000. At present there is no Federal Declaration, the State has asked each county to submit numbers for damages associated with PA and will compile a complete report to submit.
2. Tetra Tech has schedule a meeting with the core team for the All Hazard Mitigation Plan, the meeting will be held on June 2nd at the EOC. A conference call was held on Friday May 16th to coordinate GIS information from the county to Tetra Tech. Tetra tech has developed a website for review of the updating process for the Hazard Mitigation Plan. Tetra Tech will be scheduling a public comment meeting later this month.
3. EOC drill is schedule for the 3rd week in June; the table top exercise will be associated with the information learned in the EOC training class.
4. Emergency Responses;
 - 05/05 – V/Avon – porch fire
 - 05/09 – Dansville – forest fire
 - 05/16 – County wide flood response
 - 05/19 – Groveland – wall mounted heater on fire at Groveland Correctional Facility
 - 05/23 – T/Avon – vehicle fire
 - 05/26 – Lima – basement fire at Elim Bible College

EMERGENCY MEDICAL SERVICES – KAREN DEWAR

Informational Item(s) Written Only

1. May 1, 2014 County EMS Captain meeting
2. May 5, 2014 Noyes Memorial Hospital Primary Stroke Center planning meeting
3. May 9, 2014 Response to multi agency incident - forest fire Dansville
4. May 11, 2014 Response to mass casualty incident - carbon monoxide – 10 patients- Dansville
5. May 12, 2014 MLREMS Executive Committee meeting
6. May 18, 2014 EMS Week kick off MLREMS event Genesee Valley Park
7. May 19, 2014: MLREMS / REMAC Meetings hosted by Livingston County
 - a. Training and Education Committee
 - b. MLREMS Council
 - c. REMAC
 - d. ALS Committee
8. May 19, 2014 Response to mass casualty incident – smoke inhalation - 21 patients – Groveland Correctional
9. May 20, 2014 Medical Director meeting
10. May 21, 2014 Debriefing of MCI - Groveland Correctional leadership and Emergency Management Dir.
11. May 22, 2014 Noyes Memorial Hospital Open House for First Responders

PUBLIC DEFENDER – MARCEA TETAMORE

Informational Item(s) Written Only

1. Applications received YTD as of 5/27/14: 695
2. Files opened YTD as of 5/27/14: 401

3. Cases assigned to GVLA YTD as of 5/27/14: 131
4. Applications received from 4/28/14 to 5/27/14: 151
5. Files opened from 4/28/14 to 5/27/14: 72
6. Cases assigned to GVLA from 4/28/14 to 5/27/14: 19
7. Applications pending as of 5/27/14: 44
8. Section 722-d money collected YTD as of 5/27/14: \$733.50; none from collection agency

Respectfully submitted,

Melissa S. Savino
Secretary to the County Administrator