

WAYS & MEANS COMMITTEE MEETING MINUTES
MONDAY, AUGUST 24, 2015
1:30 P.M.

PRESENT: D. Mahus, T. Baldwin, M. Schuster, D. Cosimano, E. Gott, D. LeFeber, G. Deming, P. Yendell, I. Coyle, D. Goff-SUNY Brockport Intern

ABSENT: D. Pangrazio

COUNTY ATTORNEY – DAVID MORRIS

Action Item(s) To Be Reported

1. INCREASING TAXES ON SALES AND USES OF TANGIBLE PERSONAL PROPERTY AND OF CERTAIN SERVICES, ON OCCUPANCY OF HOTEL ROOMS AND ON AMUSEMENT CHARGES PURSUANT TO ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

WHEREAS, the New York State Legislature has authorized the County of Livingston to impose an additional 1% local sales and compensating use tax rate; and

WHEREAS, it is necessary for the County of Livingston to amend its existing Sales and Use Tax resolution to impose such additional rate; now, therefore,

BE IT RESOLVED by the Livingston County Board of Supervisors, as follows:

SECTION 1. Section 4-A of Resolution No. 67-190, enacted by the Board of Supervisors of the County of Livingston on November 30, 1967, imposing sales and compensating use taxes, as amended, is amended to read as follows:

SECTION 4-A. Imposition of additional rate of sales and compensating use taxes. Pursuant to the authority of section 1210 of the Tax Law, in addition to the sales and compensating use taxes imposed by sections 2 and 4 of this resolution, there is hereby imposed and there shall be paid an additional one percent rate of such sales and compensating use taxes, for the period beginning June 1, 2003, and ending November 30, 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.

The County Attorney explained that this reflects the extension that the governor recently signed. He has sent the

resolution down to the Taxation and Finance counsel last week for review and if he does not hear anything by Wednesday, he will have to wait until the next board meeting to present the resolution. This extension is through November 30, 2017.

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

2. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A LEASE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF EDUCATION (ACCES-VR)

RESOLVED, that the Livingston County Board of Supervisors finds that approximately 541 square feet located in the Livingston County Government Center is no longer necessary for Livingston County public purposes; and, be it further

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a lease with the New York State Education Department (ACCES-VR) for said 541 square feet in the Livingston County Government Center for a period of four years commencing September 1, 2015 and terminating on August 31, 2019 at \$1,125.00 per month, increasing 3% yearly, said lease to be subject to the approval of the County Attorney and County Administrator.

The County Attorney explained that the current lease expires at the end of August. The new lease would again be for four years and would start at \$1,125/month, which is a 3% increase over last year.

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

**PERSONNEL ISSUES – IAN COYLE
DON HIGGINS & JASON WOLFANGER**

Highway Department

1. APPROVING APPOINTMENT OF LIVINGSTON COUNTY DEPUTY HIGHWAY SUPERINTENDENT - SHANNON E. RICE

RESOLVED, that the Livingston County Board of Supervisors hereby approves the County Highway Superintendent's appointment of Shannon E. Rice, 8143 Dutch Street Road, Mount Morris, New York 14510 as Deputy Highway Superintendent, for a term commencing September 14, 2015 and terminating April 3, 2018, at an annual salary of \$66,000.00.

Mr. Higgins distributed the Mr. Rice's resume and reviewed the interview process. Mr. Rice is their top candidate. He has been in the private sector for fourteen years with Liberty Underground. He has been very stable in one company and has worked his way up from laborer, equipment operator, truck driver and is now a project supervisor.

He has run crews from 2-20 people. His jobs have included several very big projects, including the inter-loop in Rochester. The background check was very clear and the references were outstanding. This is a good opportunity to get a real good person in our department. Mr. Higgins feels that, like Jason, he will be the future of the department. Mr. Baldwin also knows the candidate personally and feels that he is a really good guy. He is a strong individual and will be a good addition to the department.

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

Mr. Higgins thanked Mr. Deming and Mr. Yendell for participating on the interview committee.

JULIE MARSHAL

Economic Development

2. APPOINTING DEPUTY ECONOMIC DEVELOPER FOR THE LIVINGSTON COUNTY ECONOMIC DEVELOPMENT DEPARTMENT – MAUREEN E. WHEELER

RESOLVED, that the 2015 Department Head Salary Schedule is amended as follows:

Economic Development

Appoint Maureen E. Wheeler of 5727 Eleni Court, Avon, New York 14414 to the position of full-time Deputy Economic Developer effective August 30, 2015, at an annual salary of \$63,000.

Mrs. Marshall explained that the original deputy appointment was provisional and when the exam was finally given two years later, two people received the exact same score. Mrs. Marshall is recommending Maureen Wheeler for

appointment. Looking at the work she has done over the past two years as the Economic Development Specialist, Mrs. Marshall feels that it is the right move to appoint her as deputy. She is looking to leave the specialist position open at this time. She is working on a new position duties statement for that work. Chairman Gott explained that Ms. Wheeler was originally interviewed for the deputy position and was a very strong candidate, but she did not have the necessary experience. It became apparent after her appointment to the specialist position that she was deputy material. He believes that the IDA is in full support and that she will do very well in the deputy position. Mrs. Marshall stated that Mrs. Wheeler is very highly motivated and extremely organized. Mr. Deming reported that he has spoken with the entire Public Services Committee about the changes here and they all fully support the change.

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

Mrs. Marshall feels that the direction the department has taken over the past two years has been very positive and has helped to move them forward.

COUNTY ADMINISTRATOR – IAN COYLE

Action Item(s) To Be Reported

1. APPROVING ABSTRACT OF CLAIMS # 8B - AUGUST 26, 2015

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

2. AUTHORIZING TRANSFER OF FUNDS – HEALTH DEPARTMENT

This transfer is for some equipment needs in the maternal and child health department.

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

3. DECLARING SURPLUS PROPERTY – PROBATION

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

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

(Probation Department)

Quantity	Item	Model	Serial /VIN
1	2010 Chevrolet	Tahoe	1GNUKAE08AR210294

Probation has a vehicle in the 2015 budget. This was a vehicle transferred from the Sheriff's office for a temporary loan. He does not anticipate using this anywhere else in the fleet.

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

Pre-approved Informational Item(s) To Be Reported

1. Government Center Building / Tenant Updates: Mr. Coyle explained that we tried to work with the state to get ACCESS-VR into Workforce, but it did not work out. Red Cross has moved out. The Business Education Alliance space, located in the basement, is rarely here and they have space that is not used very much. There have been discussions about moving this office into the Workforce offices. He also doesn't know where we will be on the grants position and he wanted to free up space for that. There have been 8 applications received with 2 pending. Out of the 8, there are some strong candidates. We had our first West Nile disease confirmed case in a crow in Portage. He is working with the County Auditor on workers comp RFP and will be opening discussions again on whether to include the paid volunteers for fire and ambulance. There are 6 responses to review and all of them represent a savings to the county, including our current provider.

2. 2016 Budget Update: He is 2/3 through the meetings so far. Our state retirement system bill for December is going to be under budget right now. The forecast next year has been left flat so far. The Sheriff's budget is up quite a bit and he and the Sheriff have talked about it and we have agreed to refine the numbers. DSS is down a little, for the first time in many years. The draft cap is about 2.2% on the levy at the max. The sales tax is questionable. He believes we will meet the budget this year, but unsure about next year. His intern, Dan Goff has been attending many of the department budget meetings. The recent new hires have been going very well.

The Chairman reported that the vehicle for the Board of Supervisors from the Sheriff will be coming over in the next couple weeks. We turned the County van over to Workforce last year. This vehicle will be for the Board to use for travel to meetings and conferences. The vehicle will be coming over as soon as the Undersheriff Bean's new vehicle is in and has been detailed.

There was discussion on the state retirement and what is happening on Wall Street.

ADJOURNMENT

Chairman Gott moved and Mr. LeFeber seconded to adjourn the meeting at 1:54 p.m.

Respectfully submitted,

Michele R. Rees
Clerk of the Board