



# LIVINGSTON COUNTY BOARD OF SUPERVISORS' MEETING NOTICE

Livingston County Government Center, Geneseo, New York 14454 585.243.7030

COMMITTEE: PUBLIC SERVICES

DATE: MARCH 1, 2017

TIME: 9:00 A.M.

Committee Members

- G. Deming, Chairman
- C. DiPasquale, Vice Chairman
- B. Carman
- S. Erdle
- M. Schuster
- E. Gott
- D. LeFeber

**REVISED - HIGHWAY**

**9:00 CENTER FOR NURSING & REHABILITATION-FRANK BASSETT (1 Attachment)**

**Action Item(s) To Be Reported**

**1. AWARDING BID FOR THE LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION FOR THE CNR NORTH RAMP MODIFICATIONS PROJECT-IRONWOOD HEAVY HIGHWAY, LLC**

WHEREAS, after the proper legal advertisement seeking bids for the CNR north ramp modifications project, six bids were received and opened on February 16, 2017, 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>Term</u>	<u>Amount</u>
<b>Ironwood Heavy Highway, LLC</b> 225 Ballantyne Rd. Rochester, NY 14623 For: CNR North Ramp Modifications Project	N/A	\$49,000.00

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
CNR Fund Balance	100%	Yes No X

Director's Comments:

NYS DOH cited the North Ramp walkways for not meeting Life Safety Code requirements. Correction requires replacement. A bid was let and six (6) bids were received. Mike Laco of CPL de-scoped bids and has issued a recommendation to award to the lowest responsible bidder, Ironwood Heavy Highway, LLC. Construction work must be completed by May 1, 2017 to satisfy the Time Limited Waiver granted by the NYS DOH Bureau of Architectural and Engineering review.

**9:10 SHERIFF – SHERIFF THOMAS DOUGHERTY (1 Attachment)**

**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 SHERIFF'S OFFICE-COUNTY OF MONROE**

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract(s) for the Livingston County Sheriff'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>
<b>County of Monroe</b> <b>Department of Public Safety</b> Crime Laboratory 85 West Broad Street	1/17-12/31/17	\$107,871.00

cc: BOS, Administration, David Morris, Becky Schroeder, David DiPasquale, Hayden Dadd, Mary Strickland, Amie Alden, Greg McCaffrey, Bill Bacon, Kevin Niedermaier, Don Higgins, Angela Ellis, Lynn Mignemi, Marcea Clark Tetamore, Kathy Montemarano, Sheriff Dougherty, Cathy VanHorne, Karen Dewar, Bill Cavalier, Brian Cole, James Montesano



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Rochester, NY 14614

For: Forensic Laboratory Services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
A3171.4160	100%	Yes X No

## 9:15 PLANNING – ANGELA ELLIS

### Action Item(s) To Be Reported

#### 1. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE FOLLOWING CONTRACTS FOR THE LIVINGSTON COUNTY PLANNING DEPARTMENT: OSWEGO COUNTY SOIL & WATER CONSERVATION DISTRICT, LIVINGSTON COUNTY SOIL & WATER CONSERVATION DISTRICT, C&S ENGINEERS

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Planning Department, and any future amendments to said 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>
<b>Oswego County Soil &amp; Water Conservation District</b>	4/1/17-3/31/19	\$88,360.00

3105 State Route 3

Fulton, NY 13069

For: Pass Through of Finger Lakes-Lake Ontario Watershed Protection Alliance funds for Conesus Lake Aquatic Weeds Strategy (CLAWS 27)

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York State Environmental Protection Fund	\$0	Yes X No

### Director's Comments:

This resolution will authorize a contract with the Oswego County Soil and Water Conservation District for pass through of FLOWPA funds (CLAWS 27) for water quality projects in the Conesus Lake watershed.

<b>Livingston County Soil &amp; Water Conservation District</b>	2/1/17-2/31/17	\$15,000.00
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11 Megan Drive, Suite 2

Geneseo, NY 1445

For: Professional services in support of the implementation of the Conesus Lake Watershed Management Plan funded through the Finger Lakes-Lake Ontario Watershed Protection Alliance funds (CLAWS 25 & 26).

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York State Environmental Protection Fund program	\$0	Yes X No

### Director's Comments:

This resolution continues our annual contractual relationship with the Soil and Water Conservation District for landowner assistance with agricultural best management practices and projects in the Conesus Lake Watershed (CLAWS 25 & 26).

<b>C&amp;S Engineers, Inc.</b>	3/1/17-12/31/18	Not to Exceed \$50,000
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499 Col. Eileen Collins Blvd  
Syracuse, New York 13212

cc: BOS, Administration, David Morris, Becky Schroeder, David DiPasquale, Hayden Dadd, Mary Strickland, Amie Alden, Greg McCaffrey, Bill Bacon, Kevin Niedermaier, Don Higgins, Angela Ellis, Lynn Mignemi, Marcea Clark Tetamore, Kathy Montemarano, Sheriff Dougherty, Cathy VanHorne, Karen Dewar, Bill Cavalier, Brian Cole, James Montesano
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For: Professional services for project management, engineering and consulting services associated with the County's Emergency Communications System Upgrade Project, funded through the NY Statewide Interoperable Communications Grant Program – Round 4.

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
New York Statewide Interoperable Communications Grant Program – Round 4	\$0	Yes X No

Director's Comments:

This resolution continues our contractual relationship with C&S Engineers for professional engineering services for the next phase of the emergency communications upgrade project. We received sole source approval from NYS Division of Homeland Security and Emergency Services to contract with C&S Engineers.

**Pre-approved Informational Item(s) To Be Reported**

1. Update on Conesus Lake Watershed Management Program, Annual Report
2. Status report on Pre-Application Process for next round of Purchase of Development Rights Program
3. Update on EMC Earth Day Award nomination process.

**Informational Item(s) Written Only**

**LIVINGSTON COUNTY EMERGENCY COMMUNICATIONS UPGRADE PROJECT**

Mobile installs of the radios continue. We anticipate all installs will be completed in early part of March. Work continues on activities funded through SICG Round 4 – New World System Upgrade (being managed by the Undersheriff and Sheriff's Office), phone system upgrade project, work on improving interoperable communications with adjacent counties and improvements for addressing in-county radio coverage gap concerns.

**CONESUS LAKE WATERSHED MANAGEMENT ACTIVITIES:**

**Conesus Lake Watershed Council:**

Council approved the Annual Report at its December meeting. Copies will be distributed at the March Public Services Committee meeting.

**Wilkins Creek Storm water Management Feasibility Study.** The contract between the Town of Livonia and NYS Department of State has been executed. We are in the process of developing an RFP for the project.

**EPF Grants: Streambank Restoration Program.** We submitted the final payment request to the NYS Department of State. We have been informed that we should receive reimbursement in March.

**TRANSPORTATION ADVISORY COMMITTEE:**

**Community Development Work Group**

**Hamlet of Greigsville Transportation Safety and Access Improvement Plan.** The contract with T.Y. Lin International has been executed. The first Steering Committee meeting is scheduled for March 2, 2017.

**Public Transportation Work Group**

**Mobility Management Website.** Cambridge Systematics is in the process of designing the mobility management website. We anticipate receiving the next draft for review in March. An intern from SUNY Geneseo is helping with developing a marketing strategy and with updating the transportation resource data base.

**AGRICULTURAL AND FARMLAND PROTECTION BOARD:**

**Purchase of Development Rights.** The Genesee Valley Conservancy and partners have started the Pre-application process for the next application.

**ENVIRONMENTAL MANAGEMENT COUNCIL**

cc: BOS, Administration, David Morris, Becky Schroeder, David DiPasquale, Hayden Dadd, Mary Strickland, Amie Alden, Greg McCaffrey, Bill Bacon, Kevin Niedermaier, Don Higgins, Angela Ellis, Lynn Mignemi, Marcea Clark Tetamore, Kathy Montemarano, Sheriff Dougherty, Cathy VanHorne, Karen Dewar, Bill Cavalier, Brian Cole, James Montesano
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**Earth Day Award.** The EMC has started accepting nominations for the Earth Day Award to be presented in April 2017.

## **COUNTY PLANNING BOARD**

**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.

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

## **9:30 PROBATION – LYNNE MIGNEMI**

### **Action Item(s) To Be Reported**

#### **1. URGING New York STATE TO FUND PROBATION DEPARTMENTS AND OTHER IMPACTED COUNTY DEPARTMENTS AND AGENCIES THE FULL COSTS ASSOCIATED WITH RAISING THE AGE OF CRIMINAL RESPONSIBILITY TO 18 YEARS OF AGE**

WHEREAS, Governor Cuomo signed Executive Order 131 on April 9, 2014 to establish the Commission on Youth, Public Safety and Justice instructing the Commission to develop a concrete plan to raise the age of criminal responsibility in New York State and make specific recommendations on how the juvenile and criminal justice systems can better serve youth, improve outcomes and protect communities; and

WHEREAS, the Commission completed its report on December 31, 2014 recommending raising the age of criminal responsibility from age 16 to age 18 over a two year period to be completed in a phased in approach; and

WHEREAS, Division of Criminal Justice Statistics reveal the number of arrests among 16 and 17 year olds statewide in calendar year 2015 was 27,281 and that under the proposed change these youth will not be shifted from the criminal courts to local Probation Departments for intake and diversion services; and

WHEREAS, the Governor's proposal recommends that the violation level offenses of Harassment, 2<sup>nd</sup> Degree and Disorderly Conduct shall also be diverted to Probation Departments for intake and adjustment services, thus adding substantially to the workload of Probation staff; and

WHEREAS, the Governor's proposal recommends Probation Departments provide a continuum of diversion services that range from minimal intervention for low risk youth and evidence based service for high risk youth; and

WHEREAS, Probation Departments will not be able to absorb the influx of youth requiring intake and diversion services at current staffing levels and will require additional staff to perform these duties; and

WHEREAS, these added burdens to county Probation Departments come as the state share of probation costs has fallen from 46.5% in 1990 to 9% in 2016; and

WHEREAS, other county departments and agencies may be similarly affected by the increase in the age of criminal responsibility in areas that range from juvenile detention to community support services, and do not have alternative sources of income to support the cost of additional responsibilities and services, and

WHEREAS, Counties cannot absorb the financial cost associated with raising the age without 100% funding of the additional staff and services required by the Governor's proposal; and

WHEREAS, the funding proposal stipulates that only counties who do not exceed the 2% tax cap and can demonstrate to the Division of Budget that funding related services is a fiscal hardship may apply for a waiver of the local share requirement of an expense otherwise incurred; now therefore be it

**RESOLVED,** that the Livingston County Board of Supervisors insists the State Legislature enact legislation that fully, permanently and unambiguously obligates the State to pay for 100% of all new costs incurred by Probation Departments and other county departments and agencies affected by raising the age of criminal responsibility; and be it further



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RESOLVED, that language be included to set aside designated funds from which counties can draw, eliminating the need for counties to exceed their 2% tax cap; and be it further

RESOLVED, that the Livingston County Board of Supervisors directs that the Clerk of the Board forward copies of this resolution to Governor Andrew Cuomo, Senators Catharine M. Young and Patrick Gallivan, Assemblyman Joe Errigo and the New York State Association of Counties.

## Informational Item(s) Written Only

### 1. PROBATION DEPARTMENT WORKLOAD

- 463 adult offenders supervised in county (30 treatment court cases being supervised in drug court)
- 20 offenders in other NYS counties
- 2 offenders in other states
- 15 juveniles supervised
- 10 new juvenile referrals
- 45 investigations ordered
- 23 active EHM cases (2 juvenile; 21 adults; 3 of which are female), 6-Global Positioning
- 1 adult placed on probation for willful violation of support
- 20 New Leandra's Law cases (10 CDs)

### 2. MONIES COLLECTED

- \$4,142.77 – restitution
- 3,121.00 – fines
- 2,805.00 – DWI fees
- 3,152.00 – EHM fees
- 199.40 – restitution surcharge
- 5,428.24 – Unpaid Victim Fund disbursement on 1/23/17

### 3. MEETINGS ATTENDED

- 1/3/2017 Human Services Department Head Meeting
- 1/3/2017 BOS Organizational Meeting
- 1/4/2017 Meeting with David Morris
- 1/9/2016 Healthy Communities That Care Meeting
- 1/10/2017 COPA (Livingston County hosted)
- 1/11/2017 Probation/Suicide Task Force Presentation for Community Resource Network
- 1/17/2017 Law Enforcement Council
- 1/18/2017 Financial Telephone Conference Lisa Baker
- 1/17/2017 Finger Lakes Regional Juvenile Justice
- 1/23/2017 Staff Meeting
- 1/24/2017 Suicide Task Force Meeting
- 1/26/2017 Quarterly Department Head Meeting

### 4. ADMINISTRATIVE REVIEWS

One (1) administrative review

### 5. TRAINING

Name	Date	Training	Hours	Misc.
Kerrin Chapman	1/10-1/11/17	TRAUMA	14.0	
	1/23/17	Mobile Integration	0.5	
Doug Czyryca	1/23/17	Mobile Integration	0.5	
Katie Dunn	1/23/17	Mobile Integration	0.5	
Michelle Jordan	1/10-1/11/17	TRAUMA	14.0	
	1/23/17	Mobile Integration	0.5	

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Liz Laney	None			
Brian Lanpher	1/10-1/11/17	TRAUMA	14.0	
Debra Mack	1/11/17 1/13-1/14/17	TRAUMA Assisting Individuals in Crisis	7.0 13.0	
Matthew McKinney	1/23/17	Mobile Integration	0.5	
Rachel Merrick	1/10-1/11/17 1/23/17	TRAUMA Mobile Integration	14.0 0.5	
Lynne Mignemi	1/23/17	Mobile Integration	0.5	
Courtney Sobrado	1/13-1/14/17 1/23/17	Assisting Individuals in Crisis Mobile Integration	13.0 0.5	
Jason Varno	1/23/17	Mobile Integration	0.5	

**9:45 HIGHWAY – DON HIGGINS**

**Action Item(s) To Be Reported**

**1. AWARDING BIDS AND AUTHORIZING PURCHASE FOR THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT - RENTAL OF VARIOUS PIECES OF CONSTRUCTION EQUIPMENT THROUGH APRIL 1, 2018 – VARIOUS VENDORS**

WHEREAS, after the proper legal advertisement seeking bids for Rental of Various Pieces of Construction Equipment from April 2, 2017 through April 1, 2018, bids were received and opened on February 7, 2017, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contracts, which are hereby accepted as the lowest responsible bids, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Various Contractors	4/2/17- 4/1/18	As Required
For: Annual Bids for Rental of Various Pieces of Construction Equipment		

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

Director's Comments: Bid Tabulations will be distributed by the March 8, 2017 BOS Meeting.

**2. AWARDING BIDS AND AUTHORIZING PURCHASE FOR THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT - VARIOUS AGGREGATE MATERIALS THROUGH MARCH 31, 2018 – VARIOUS VENDORS**

WHEREAS, after the proper legal advertisement seeking bids for Various Aggregate Materials from April 1, 2017 through March 31, 2018, bids were received and opened on February 7, 2017, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contracts, which are hereby accepted as the lowest responsible bids, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
Various Contractors	4/1/17- 3/31/18	As Required
For: Annual Bids for Various Aggregate Materials		

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

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Director's Comments: Bid Tabulations will be distributed by the March 8, 2017 BOS Meeting.

### 3. AWARDING BIDS AND AUTHORIZING PURCHASE FOR THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT - VARIOUS CONSTRUCTION MATERIALS & SERVICES THROUGH APRIL 1, 2018 – VARIOUS CONTRACTORS AND SUPPLIERS

WHEREAS, after the proper legal advertisement seeking bids for Various Construction Materials & Services from April 2, 2017 through April 1, 2018, bids were received and opened on February 7, 2017, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the following contracts, which are hereby accepted as the lowest responsible bids, subject to review by the County Attorney and County Administrator:

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Various Contractors and Suppliers</b>	4/2/17- 4/1/18	As Required

For: Annual Bids for Various Construction Materials and Services

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
County Highway Department Budget Appropriations	100%	Yes <input checked="" type="checkbox"/> No

Director's Comments: Bid Tabulations will be distributed by the March 8, 2017 BOS Meeting.

### 4. APPROVING HOURLY RATE TO BE PAID FOR TOWN 10-WHEEL DUMP TRUCKS WHILE ENGAGED IN LIVINGSTON COUNTY HIGHWAY MAINTENANCE & CONSTRUCTION WORK THROUGH THE END OF 2017

WHEREAS, the hourly reimbursement rate for the year 2016 for Town 10-Wheel Dump Trucks (including operator) was \$89.00 (regular time) and \$99.00 (overtime), and,

WHEREAS, the 2017 Annual Equipment Rental bid prices for contractor 10-wheel dump trucks decreased by an average of 1.88%, now, therefore be it

RESOLVED, that the hourly rate of \$89.00 (regular time) and \$99.00 (overtime) for the year 2016 is continued for reimbursement to Towns for use of all 10-Wheel Dump Trucks, including operator, while engaged in local County Highway maintenance and construction work, and, be it further

RESOLVED, that said hourly rate shall not apply to long-range hauling of materials to project sites from gravel, stone or asphalt sources, in which case a "per-ton" or "per-cubic-yard" price will be negotiated with the Town, based upon current Annual County Bid prices, and be it further

RESOLVED, that said hourly rates of \$89.00 (regular time) and \$99.00 (overtime) shall remain in effect through the end of 2017.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Various Livingston County Towns</b>	3/8/17-12/31/17	As Required

For: Rental Rates for Town 10-Wheel Dump Trucks during 2017

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Livingston County Highway Budget Appropriations	100%	Yes <input checked="" type="checkbox"/> No

### 5. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF LIVONIA

cc: BOS, Administration, David Morris, Becky Schroeder, David DiPasquale, Hayden Dadd, Mary Strickland, Amie Alden, Greg McCaffrey, Bill Bacon, Kevin Niedermaier, Don Higgins, Angela Ellis, Lynn Mignemi, Marcea Clark Tetamore, Kathy Montemarano, Sheriff Dougherty, Cathy VanHorne, Karen Dewar, Bill Cavalier, Brian Cole, James Montesano
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**REGARDING COUNTY ADMINISTRATION OF A BRIDGE-NY BRIDGE REPLACEMENT PROJECT, PENNIMITE ROAD OVER WILKINS CREEK, BIN 2258050**

WHEREAS, the Town of Livonia has been awarded a Bridge-NY Grant in the amount of \$285,000 for replacement of the bridge on Pennimite Road over Wilkins Creek (BIN 2258050), and the Town desires to have the Livingston County Highway Department sponsor and administer the project on behalf of the Town, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an Inter-Municipal Agreement with the Town of Livonia regarding County administration of the Town's Bridge-NY Bridge Replacement Project, subject to review by the County Attorney and County Administrator.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Town of Livonia</b> 35 Commercial Street Livonia, NY 14487	NA	NA

For: Agreement for Livingston County to sponsor and administer the Town of Livonia Bridge-NY Project

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Bridge-NY Program (FHWA), Town of Livonia	-0-	Yes <input checked="" type="checkbox"/> No

**6. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN AN INER-MUNICIPAL AGREEMENT WITH THE TOWN OF PORTAGE REGARDING COUNTY ADMINISTRATION OF A BRINDGE-NY BRIDGE REPLACEMENT PROJECT, PENNYCOOK ROAD OVER UNNAMED CREEK, BIN 2210950**

WHEREAS, the Town of Portage has been awarded a Bridge-NY Grant in the amount of \$285,000 for replacement of the bridge on Pennycook Road (BIN 2210950), and the Town desires to have the Livingston County Highway Department sponsor and administer the project on behalf of the Town, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an Inter-Municipal Agreement with the Town of Portage regarding County administration of the Town's Bridge-NY Bridge Replacement Project, subject to review by the County Attorney and County Administrator.

<u>Contractor</u>	<u>Term</u>	<u>Amount</u>
<b>Town of Portage</b> 2 North Church St. Hunt, NY 14846	NA	NA

For: Agreement for Livingston County to sponsor and administer the Town of Portage Bridge-NY Project

<i>Funding Source</i>	<i>Local Share</i>	<i>Budgeted?</i>
Bridge-NY Program (FHWA), Town of Portage	-0-	Yes <input checked="" type="checkbox"/> No

**7. AMENDING THE 2017 HOURLY EMPLOYEE SALARY SCHEDULE: HIGHWAY**

RESOLVED, that the 2017 Hourly Employee Salary Schedule is amended as follows:

**Highway Department:**

- Create one full-time Senior Engineering Technician position.

**AND REFER THIS MATTER TO THE WAYS AND MEANS COMMITTEE**

**Pre-approved Informational Item(s) To Be Reported** (Requires pre-approval from the County Administrator)

The County Highway Department made out very well at the Teitsworth February NetAuction. Eight (8) surplus items were in the auction, including the 1996 Cat M318 Excavator and the 1998 Flowboy Material Trailer. We had been hoping to realize an overall total of \$50,000.....but our total ended up being \$74,209.

cc: BOS, Administration, David Morris, Becky Schroeder, David DiPasquale, Hayden Dadd, Mary Strickland, Amie Alden, Greg McCaffrey, Bill Bacon, Kevin Niedermaier, Don Higgins, Angela Ellis, Lynn Mignemi, Marcea Clark Tetamore, Kathy Montemarano, Sheriff Dougherty, Cathy VanHorne, Karen Dewar, Bill Cavalier, Brian Cole, James Montesano
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## **10:00 OTHER – IAN COYLE**

### **Action Item(s) To Be Reported**

#### **REAPPOINTING MEMBERS TO THE LIVINGSTON COUNTY TRAFFIC SAFETY BOARD – JAMES FORRESTER & GEORGE WORDEN, JR.**

RESOLVED, that the following members are hereby reappointed to the Livingston County Traffic Safety Board for the term designated:

Name	Address	Rep./Title	Term
James Forrester	10059 Fair Street, Dalton, NY 14836	Alternate-Town of Nunda	1/1/17-12/31/19
George Worden, Jr.	2650 Limrick Road, Piffard, NY 14533	Member-Town of York	1/1/17-12/31/19

## **10:05 ADJOURNMENT**

### **CONFLICT DEFENDER – HAYDEN DADD**

#### **Informational Item(s) Written Only**

- Began accepting cases on February 6<sup>th</sup>
- Hired two part time assistants to focus on appellate work and local courts.
- Visited new clients in the jail
- Resolved Preliminary hearing s with District Attorney’s office
- Coordinated a meeting with the Magistrates Association to discuss the office and its role going forward.
- Made various appearances in both Justice and County Court representing clients.
- Attended a meeting with other local indigent defense attorneys in Ontario County to discuss pending litigation going forward.

### **ECONOMIC DEVELOPMENT – BILL BACON**

#### **Informational Item(s) Written Only**

- We are sold out of tickets for the March 3<sup>rd</sup> Brew IN Livingston Public Pitch Night! We anticipate 325 attendees for what is shaping-up to be a great evening of beer tastings, food and a preview by some of Livingston County’s newest brewery business owners!
- A brief update on the Small Grain Study was provided to the IDA Board of Directors at our last meeting. While a market for small grains had been identified as being needed with the initial feasibility study which concluded last fall, the current phase of the study will address business planning and financial forecasting. The plan shows that there will be, an estimated, 3-year period necessary to achieve profitability for a small grain facility. While this is somewhat typical of a start-up enterprise, we are working closely with Mike Howlett, a grain operator from Avon, to identify ancillary businesses to generate additional revenues while complimenting the small grain plan. One such thought is a testing laboratory that can provide protein and moisture content, test for Vomitoxin and other contaminants. Currently, there is one such laboratory located at Hartwick College in Oneonta that provides testing for the entire State with slower-than-preferred turnaround times. At this time, more research is being done to solidify proposed revenues and expenses in an effort to ensure a sustainable operating plan.
- New York Main Street grant has been fully awarded for the 17 projects in Dansville, Mt. Morris and Geneseo with \$500,000 in funding being disbursed and matched with \$597,649 in private equity for a total of \$1,097,649 in total investment. This round of funding supported the rehabilitation/creation of 19 commercial and 11 residential spaces. The Main Street grant for Livonia and Caledonia is still being administered and will look to wrap-up at the end of this calendar year.



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- Recently completed were 17 sign and façade grants which were disbursed throughout the nine (9) Villages providing \$68,584 in funding and matched by \$213,115 in private equity for a total of \$282,665 in total investment.
- The LCDC engaged Market Ventures, Inc. (MVI) as the consultant for Project People, a feasibility study seeking to understand the strengths and weaknesses of a public market in Livingston County. MVI has extensive experience in this area having researched every aspect of these markets in working with a client list that includes the Rochester Public Market, Reading Terminal Market in Philadelphia and the Eau Claire Wisconsin Public Market, to name a few.
- A link to a national news story done by the Associated Press on American Rock Salt can be located at the following link:  
[http://hosted.ap.org/dynamic/stories/U/US\\_INSIDE\\_THE\\_SALT\\_MINES?SITE=AP&SECTION=HOME](http://hosted.ap.org/dynamic/stories/U/US_INSIDE_THE_SALT_MINES?SITE=AP&SECTION=HOME)

### **BOARD OF ELECTIONS – DAVID DIPASQUALE AND BECKY SCHROEDER (1 Attachment)** **Informational Item(s) Written Only**

1. Upon completion of caucuses, received and processed Certificates of Nomination.
2. Ruled as disqualified one Conservative (it did not meet filing deadline) and one independent petition (incomplete address). Three independent nominating petitions were ruled on and found qualified.
3. Certification of Offices for the Village Election showing all office and candidates is attached.
4. Republican Elections Operations Specialist, Mike Manning, resigned February 3, 2017. Ray Sattora was hired to replace Manning and will start March 2, 2017.
5. Machine testing began at Millennium Drive in preparation for the Village and School Elections. Many thanks to Frank Orlando, Dem. Elections Operations Specialist and Rep. Deputy Commissioner Diana Farrell for moving this process forward efficiently.
6. Certificate of Offices was sent to participating Libraries.
7. Certificate of Offices was also sent to Town Clerks for the November General election.
8. On February 28, we will begin the 2017 Voter Registration Drives in villages having elections this year. One of the commissioners and deputy commissioners will be at the respective Town Halls with voter registration and absentee ballot applications.
9. Received Compliance and Performance Review of the NYSVoter process from NYS Board of Elections and received positive feedback.
10. Current Voter Enrollment stands at 39,122 – Democratic, 10,500; Republican, 17,029; Conservative, 912; Green, 155; Working Families, 146; Independence 1,883; Women's Equality, 8; Reform, 5; Blank, 8,375. Total active and inactive voters equal 40,821.



**LIVINGSTON COUNTY**  
**OFFICE OF COUNTY ADMINISTRATOR**

Livingston County Government Center  
6 Court Street, Room 302  
Geneseo, New York 14454

(585) 243-7040  
Fax (585) 243-7045

Lisa M. Grosse  
Administrative Assistant

lgrosse@co.livingston.ny.us  
www.co.livingston.state.ny.us

TO: Public Services Committee  
FROM: Lisa Grosse  
DATE: February 16, 2017  
RE: **Bid for CNR North Ramp Modifications**

Six (6) bids were received and opened on 2/16/17 for the CNR North Ramp Modifications project.

Michael Laco from CPL will be de-scoping the bidders and making a recommendation for award. At this time the apparent low bidder is:

Ironwood Heavy Highway, LLC,  
225 Ballantyne Rd.  
Rochester, NY 14623  
\$49,000

The bid tabulation is attached. All documents are in my office for your review. Thank you.

c: I. Coyle  
M. Rees  
F. Bassett  
D. Morris



## INTERMUNICIPAL AGREEMENT

THIS AGREEMENT, made by and between the COUNTY OF MONROE, a municipal corporation of the State of New York, with offices and principal place of business at the County Office Building, 39 W. Main Street, Rochester, New York 14614 ("Monroe"), and the COUNTY OF LIVINGSTON, a municipal corporation with offices and principal place of business at 6 Court St, Geneseo, New York 14454 ("Livingston").

### WITNESSETH

WHEREAS, the County of Monroe Department of Public Safety operates a Crime Laboratory ("Laboratory") that provides forensic laboratory services to counties within the Finger Lakes Region; and

WHEREAS, Livingston is a county within the Finger Lakes Region desirous of receiving services of the Laboratory; and

WHEREAS, Monroe and Livingston desire to enter into an intermunicipal agreement (the "Agreement") pursuant to General Municipal Law § 119-o; and

WHEREAS, the County Executive is authorized to execute this Agreement pursuant to Resolution No. TBD of 2017, adopted by Monroe County Legislature on March 14, 2017; and

WHEREAS, the Livingston County Board of Supervisors has authorized this Agreement pursuant to Resolution No. TBD of 2017.

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter set forth the parties hereto mutually agree as follows:

#### 1. SERVICES

A. Monroe agrees to provide forensic laboratory services through the Laboratory, for the term of this Agreement.

B. The Administrator of the Laboratory shall have the option of screening all evidentiary material submitted for analysis and determining whether the Laboratory should perform the analysis.

C. Evidentiary materials shall be submitted to the Laboratory by the representative Coordinator from Livingston.

D. If Monroe agrees to perform the analysis in any given case, the Laboratory may provide the following forensic services:

- i. Forensic testing in the areas of Biology, Controlled Substances, Digital Evidence, Firearms and Trace Analysis.

ii. All required record keeping, chain of custody and photographic documentation consistent with current forensic standards.

iii. Professional courtroom testimony on analyses as needed.

iv. Driving Under the Influence drug testing of blood samples and alcohol testing (performed at the Office of the Monroe County Medical Examiner).

## 2. SUPERVISION

The Administrator shall be responsible for the administration, implementation and operation of the Laboratory program.

## 3. TERM OF AGREEMENT

The term of this Agreement shall be January 1, 2017 to December 31, 2017.

## 4. PAYMENT

A. Livingston agrees to make payments to Monroe for all services rendered by Monroe under this Agreement in the amount of ONE HUNDRED AND SEVEN THOUSAND, EIGHT HUNDRED AND SEVENTY-ONE AND 00/100 DOLLARS (\$107,871.00).

B. Payment shall be made in full on or before June 30, 2017, unless Livingston contacts Monroe to arrange for payments to be made in two (2) equal installments, on or before June 30, 2017 and December 31, 2017, respectively.

C. Monroe will review the fee schedule for fiscal year 2017 and subsequently notify Livingston in writing on or about August 1, 2017, of anticipated costs of its participation during the fiscal year 2018.

## 5. INDEMNIFICATION

Each Municipality agrees to defend, indemnify and hold harmless the other Municipality and its officers, agents and employees with respect to any and all suits, claims, damages, judgments, costs, awards, liabilities, loss, suit or expense of any kind which the Municipality may incur, suffer, or be required to pay by reason of or as a consequence, directly or indirectly, of the acts, fault, failure, omission or negligence of the other Municipality, or its agents, officers, members, administrators, directors or employees, including any misrepresentation or breach of any warranty made herein or the failure of the other Municipality to carry out its duties under this Agreement or otherwise arising out of or in connection with, directly or indirectly, this Agreement. Nothing herein is intended to relieve either Municipality from its own negligence or misfeasance or to assume any such liability for the other.

## 6. NON - DISCRIMINATION

To the extent required by Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, each Municipality agrees that in carrying out its activities under the terms of this Agreement it shall not discriminate against any employee or applicant for employment because of race, creed, color, sex, national origin, sexual orientation, age, disability, genetic predisposition or carrier status, military status or marital status.

## 7. CONTRACTOR STATUS

Each Municipality covenants and agrees that it will conduct itself consistent with its status being that of an independent contractor, and that it, its individual members, administrators, directors, officers, employees and agents are not and shall not hold themselves out nor claim to be an officer or employee of the other Municipality nor make claim to any rights accruing thereto, including, but not limited to: Workers' Compensation, unemployment benefits, Social Security or retirement plan membership or credit.

## 8. TERMINATION

A. Either party hereto may terminate this Agreement by giving to the other party sixty (60) days written notice of such termination.

B. In the event of termination by either party, the annual fee shall be pro-rated from the first of the year to the date of termination.

## 9. AMENDMENTS

This Agreement may be modified or amended only in writing duly executed by both parties. Any modification or amendment shall be attached to and become a part of this Agreement.

## 10. NOTICES

All notices concerning this Agreement shall be delivered in writing to the parties at the principal addresses as set forth above unless either party notifies the other of a change in address.

## 11. ASSIGNMENT

Neither Municipality shall, in whole or in part, assign, transfer, convey, sublet, mortgage, pledge, hypothecate, grant any security interest in, or otherwise dispose of this Agreement or any of its rights, title or interest herein or its power to execute the Agreement, or any part thereof to any person or entity without the prior written consent of the other Municipality.

## 12. GENERAL PROVISIONS

A. This Agreement constitutes the entire Agreement between Monroe and Livingston and supersedes any and all prior Agreements between the parties hereto for the services herein to be provided.

B. This Agreement shall be governed by and under the laws of the State of New York without regard or reference to its conflict of law principles. In the event that a dispute arises between the parties, venue for the resolution of such dispute shall be the County of Monroe.

## 13. FEDERAL, STATE AND LOCAL LAW AND REGULATIONS COMPLIANCE

Notwithstanding any other provision in this Agreement, each Municipality remains responsible for ensuring that any service(s) provided pursuant to this Agreement complies with all pertinent provisions of Federal, State and local statutes, rules and regulations, including without limitation, Title VI of the Civil Rights Act of 1964 (CRA Title VI), Federal Executive Order 13166, Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act (ADA), and the Federal Single Audit Act, related Budget Circulars, and 2 Code of Federal Regulations Part 200.

## 14. MISCELLANEOUS

Each Municipality agrees to comply with all confidentiality, and access to information requirements in Federal, State and local laws and regulations.

IN WITNESS WHEREOF, Cheryl Dinolfo, the County Executive of the COUNTY OF MONROE and Eric Gott, Chairman, Board of Supervisors of Livingston County, hereto have executed this Agreement as of the day and year appearing opposite their respective signatures below. By electronically approving this Agreement, both parties agree to all terms and conditions listed in this contract document, as well as all attachments included with the document.





# LIVINGSTON COUNTY BOARD OF ELECTIONS

Livingston County Government Center  
6 Court Street, Room 104  
Geneseo, New York 14454-1043  
(585) 243-7090 or (585) 335-1705  
Fax: (585) 243-7015

David M. DiPasquale  
Commissioner  
(585)243-7092

Rebecca L. Schroeder  
Commissioner  
(585)243-7093

## LIVINGSTON COUNTY BOARD OF ELECTIONS COUNTY CERTIFICATION FOR THE MARCH 21, 2017 GENERAL VILLAGE ELECTION

It is hereby certified, pursuant of Section 4-114 of the Election Law, that the following named persons have been nominated as candidates for the respective offices named herein to be voted at the General Village Election to be held on the twenty first day March 2017.

**OFFICE: Village of Dansville Justice**

REPUBLICAN Scott K. Kenney 78 Liberty Street, Dansville, NY 14437

**OFFICE: Village of Dansville Trustee**

DEMOCRATIC Richard LeBar 41 Chestnut Street, Dansville, NY 14437  
DEMOCRATIC Mike Nagle 43 Washington Street, Dansville, NY 14437  
REPUBLICAN Norm Zhe 42 Chestnut Ave, Dansville, NY 14437  
CITIZENS Richard LeBar 41 Chestnut Street, Dansville, NY 14437  
CITIZENS Mike Nagle 43 Washington Street, Dansville, NY 14437

**OFFICE: Village of Lima Trustee**

DEMOCRATIC John Wadach 7323 Ziegler Drive, Lima, NY 14485  
DEMOCRATIC John Correll 1717 Parkside Place, Lima, NY 14485  
REPUBLICAN Jean Lacey 1842 Rochester Street PO Box 54, Lima, NY 14485  
REPUBLICAN John Correll 1717 Parkside Place, Lima, NY 14485

**OFFICE: Village of Livonia Trustee**

DEMOCRATIC Christopher J. Genthner 13 Washington Street, Livonia, NY 14487  
DEMOCRATIC Robert C. Leader 22 Summers Street, Livonia, NY 14487  
REPUBLICAN Christopher J. Genthner 13 Washington Street, Livonia, NY 14487  
REPUBLICAN Robert C. Leader 22 Summers Street, Livonia, NY 14487

**OFFICE: Village of Mt. Morris Mayor**

DEMOCRATIC Frank M. Provo 57 Case Street, Mt. Morris, NY 14510  
REPUBLICAN Frank M. Provo 57 Case Street, Mt. Morris, NY 14510  
UNIFYING Lenny Palermo 45 Barone Ave, Mt. Morris, NY 14510

**OFFICE: Village of Mt. Morris Trustee**

DEMOCRATIC Geoffrey Pagano 115 Chapel Street, Mt. Morris, NY 14510  
DEMOCRATIC Peter A. Bishop 81 Chapel Street, Mt. Morris, NY 14510  
REPUBLICAN Chad Woodworth 67 Hopkins Street, Mt. Morris, NY 14510  
REPUBLICAN Carl J. Swanson 13 Elm Street, Mt. Morris, NY 14510  
COMMUNITY Geoffrey Pagano 115 Chapel Street, Mt. Morris, NY 14510  
COMMUNITY Peter A. Bishop 81 Chapel Street, Mt. Morris, NY 14510

**WITNESS** our hands and the official seal of the Livingston County Board of Elections at the Town of Geneseo, this 21<sup>st</sup> day of February Two thousand seventeen.

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David M. DiPasquale, Commissioner

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Rebecca L. Schroeder, Commissioner