

**ORGANIZATIONAL MEETING
WEDNESDAY, JANUARY 3, 1996
1:30 PM**

The Board met in accordance with the rules.

The meeting was called to order by the Clerk of the Board.

The roll was called showing all members present.

The Pledge of Allegiance.

Motion was made by Mr. House and seconded by Mr. Moore that Mr. Steele act as Temporary Chairman.

TEMPORARY CHAIRMAN

Mr. Kramer moved and Mr. Kosakowski seconded to close the nominations for Temporary Chairman. Carried.

The roll was called as follows for Mr. Steele to act as Temporary Chairman: Ayes - 1,814; Noes - 0; Absent - 0
Adopted.

Mr. Steele took the chair and called for nominations for the Chairman of the Board for the year 1996.

CHAIRMAN OF THE BOARD

Motion made by Mr. Kramer and seconded by Mr. Kosakowski that the name of Dennis R. House be placed in nomination for the Chairman of the Board.

Mr. Layland moved and Mr. Moore seconded to close the nomination and instructed the Clerk to cast one ballot.
Carried.

Mr. House was declared Chairman of the Board for 1996.

Mr. Steele congratulated Mr. House.

VICE CHAIRMAN

Mr. Steele called for nominations of Vice Chairman of the Board for 1996.

Motion made by Mr. House and seconded by Mr. Moore that the name of Richard J. Essler be placed in nomination for Vice Chairman of the Board.

Motion made by Mr. Layland and seconded by Mr. Marks to close the nomination and instructed the Clerk to case one ballot. Carried.

Mr. Essler was declared elected.

Mr. Steele congratulated Mr. Essler.

Mr. House was escorted to the chair by Mr. Moore and Mrs. Avery.

Mr. House thanked the Board for their vote of confidence for electing him as Chairman of the Board of Supervisors, and continued to state that he is impressed with the working relationship between the Department Heads and the Board of Supervisors and looks forward to this working relationship in the coming year. Mr. House stated he agreed with Mr. Steele stating that "Livingston County has been known to be called the *sleeping giant*. Mr. House stated that continuing economic development within the County and maintaining the rural atmosphere are important to County residents. Mr. House stated that the County will also try to maintain the financial status of the County Nursing Homes.

Mr. House directed the Clerk to proceed with the agenda.

RESOLUTION NO. 96-001. APPOINTING THE COUNTY AUDITOR

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

RESOLVED, that the Livingston County Board of Supervisors hereby appoints Terrence P. Donegan as County Auditor for a term to commence January 1, 1996 and terminate December 31, 1997.

Dated at Geneseo, New York

January 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-002. APPOINTING COUNTY ATTORNEY

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

RESOLVED, that the Livingston County Board of Supervisors hereby appoints David J. Morris as County Attorney for a term to commence January 1, 1996 and terminate December 31, 1997.

Dated at Geneseo, New York

January 3, 1996

Supervisors Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

Motion made by Mr. Hart and seconded by Mr. Marks to adjourn the meeting to Wednesday, January 10, 1996 at 1:30 PM. Carried.

The Board adjourned at 1:42 PM.

**REGULAR BOARD MEETING
WEDNESDAY, JANUARY 10, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Essler.

The Pledge of Allegiance.

Minutes of 12/27/95 Regular Meeting and minutes of 1/3/96 Organizational Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Letter from Susan M. Argenna expressing appreciation for the assistance provided by the Livingston County HOSPICE Program
2. Reminder of David Harter’s retirement party, January 19, 1996, Genesee River Hotel, 6:30 p.m.
3. Notice of Public Hearing with respect to a proposed modification of the Zoning Law of the Town of Naples
4. Letter from Assemblyman Craig Doran acknowledging receipt of the resolution in support of continuing the funding for CHIPS.
5. Letter from the Office of the State Comptroller acknowledging receipt of the Order of the Conesus Lake County Sewer District Extension

RESOLUTION NO. 96-003. APPROVING ABSTRACT OF CLAIMS #1A - January 10, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #1A dated January 10, 1996, in the total amount of \$432,941.37.

Dated at Geneseo, New York

January 10, 1996

Finance Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

RESOLUTION NO. 96-004. APPROVING TRANSFER OF FUNDS - VARIOUS (PUBLIC HEALTH, OFFICE FOR THE AGING)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

January 10, 1996

Finance Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-005. REESTABLISHING PETTY CASH FOR VARIOUS DEPARTMENTS

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

RESOLVED, that the following petty cash amounts and designees be reestablished for the year 1996 as follows:

| <u>DEPARTMENT</u> | <u>CUSTODIAN</u> | <u>AMOUNT</u> |
|-------------------------|----------------------|---------------|
| Board of Sup./Cty. Adm. | Terrence Donegan \$ | 100.00 |
| Counseling Services | Mark Brown | 2,500.00 |
| County Clerk | James Culbertson | 625.00 |
| Highway | James Steinberg | 1,000.00 |
| J.T.P.A. | Gloria Brand | 300.00 |
| Personnel | Tish Lynn | 100.00 |
| Planning | David Woods | 125.00 |
| Probation | Barbara Campbell | 350.00 |
| Public Health | Joan Ellison | 150.00 |
| Sewer District | Judy Travis | 150.00 |
| Sheriff's Dept. | John York | 2,500.00 |
| Social Services | W. Michael Woodhouse | 1,500.00 |
| Treasurer | Arlene Johnston | 2,000.00 |
| Weights & Measurers | Michael Cloonan | 100.00 |
| Women's Health Center | Joan Ellison | 500.00 |
| Youth Bureau | Gloria Brand | 100.00 |

Dated at Geneseo, New York
January 10, 1996

Finance Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-006. DECLARING SURPLUS EQUIPMENT - DATA PROCESSING

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

WHEREAS, the County of Livingston owns certain items of personal property no longer necessary for public use, and

WHEREAS, such items of personal property owned by the County and no longer necessary for public use shall be declared to be "surplus property", it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby declared the following as surplus property and said property will be sold:

Four (4) Wang Model 2110A

Serial Numbers - 69152Q
48605X
G33193
Q90251

and be it further

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following as surplus property and said property will be disposed:

| DESCRIPTION | SERIAL NUMBER |
|-------------------|---------------|
| 4230A Monitor | 84713C |
| 4230A Monitor | 08057R |
| 4230A Monitor | 87989H |
| 4245 Base | KV3720 |
| 4230A Monitor | 90758H |
| 4230A Monitor | 57999S |
| 4230A Monitor | 26346T |
| 4245 Base | VB3965 |
| 4230A Monitor | 24832R |
| 4245 Keyboard | |
| 4230 Workstation | 09270R |
| 4230 Workstation | VN6278 |
| 4230A Monitor | 21933H |
| 4230A Monitor | 91551H |
| 4230A Monitor | 23745D |
| 4230A Workstation | VN6361 |
| 4230A Monitor | VN6361 |
| 4230A Monitor | 26335T |
| 4230A Monitor | 26324T |
| 4245 Monitor | 29318J |
| 4245 Base | ZT2839 |
| 4230A Monitor | 20050T |

Dated at Geneseo, New York
January 10, 1996
Finance Committee

Mr. Hart questioned whether the Towns would have the opportunity to attain some of this equipment. D. Nieswiadomy stated that the equipment listed does not have any residual value. The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-007. AUTHORIZING PURCHASE OF ONE RUBBER-TIRED ALL-WHEEL DRIVE HYDRAULIC EXCAVATOR FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, the Highway Department's equipment budget included funds for a Hydraulic Excavator and

WHEREAS, after legal advertisement, the bid of Syracuse Supply Company of 275 Marketplace Drive, Rochester, New York in the amount of One Hundred Sixty Six Thousand, One Hundred Ninety Dollars and Fifty Cents (\$166,190.50) for a Rubber-Tired All-Wheel Drive Hydraulic Excavator, was the low bidder, and said bid meets bid specifications dated 11/22/95, now therefore, be it

RESOLVED, that said bid be accepted, and the Superintendent of Highways be, and he hereby is, authorized to purchase said Hydraulic Excavator for said price.

Dated at Geneseo, New York
January 10, 1996
Highway Committee

Mr. Thompson questioned whether the bid was within the budgeted allocation. J. Steinberg stated that it did meet budgeted funds. J. Steinberg continued to explain the piece of equipment and that this equipment would allow for a

one-man operation.

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-008. AUTHORIZING RATES FOR COUNTY SNOW AND ICE CONTROL

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

WHEREAS, November 22, 1995 the Livingston County Board of Supervisors authorized a one-year contract for snow and ice control, now, therefore, be it

RESOLVED, that the rate per mile be amended from \$2,600.00 to \$2,700.00, and be it further

RESOLVED, that said rate be effective January 1, 1996, and continue until further action of the Board of Supervisors.

Dated at Geneseo, New York

January 10, 1996

Highway Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-009. AUTHORIZING THE CHAIRMAN TO SIGN GRANT APPLICATION FOR LIVINGSTON COUNTY VICTIM/WITNESS ASSISTANCE PROGRAM

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

WHEREAS, the New York State Crime Victims Board is requiring that Livingston County adopt a resolution authorizing that a grant application may be submitted for the Livingston County Victim/Witness Assistance Program, and

WHEREAS, this grant may provide comprehensive assistance to victims and witnesses of crime, especially of felony and violent felony crimes in Livingston County in accordance with the objectives and criteria of Executive Law Article 23, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the grant application for the Livingston County Victim/Witness Assistance Program for the period July 1, 1996 to June 30, 1997 in the amount of \$57,206.41, subject to review by the County Administrator and County Attorney. Copy of application on file in Clerk's office.

Dated at Geneseo, New York

January 10, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-010. AUTHORIZING CHAIRMAN OF THE BOARD TO SIGN A CONTRACT BETWEEN THE NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR ALTERNATIVES TO INCARCERATION

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

WHEREAS, the County of Livingston has applied for a grant from the New York State Division of Probation and Correctional Alternatives to provide an Alternative to Incarceration program, and

WHEREAS, the grant has been approved in the amount of \$21,600.00, it is hereby

RESOLVED, that the Chairman of the Board is authorized to sign a contract between the New York State Division of Probation and Correctional Alternatives for Alternatives to Incarceration Program for the period July 1, 1995 to June 30, 1996 for an amount of Twenty One Thousand Six Hundred Dollars (\$21,600.00), subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
January 10, 1996
Judicial Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-011. APPOINTING VOTING REPRESENTATIVES TO THE INTERCOUNTY ASSOCIATION OF WESTERN NEW YORK FOR THE YEAR 1996

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

RESOLVED, that the following persons are hereby appointed as Livingston County voting representatives for the Intercounty Association of Western New York for the year 1996:

Dennis R. House, Chairman of the Board
Livingston County Government Center
Board of Supervisors, Room 302
Geneseo, NY 14454

James M. Steele, Supervisor Town of Avon
1404 Rochester Road
Avon, NY 14414

James Layland, Supervisor, Town of Caledonia
3196 Church Street
Caledonia, NY 14423

Dated at Geneseo, New York
January 10, 1996
Legislative Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 9;4 Adopted.

RESOLUTION NO. 96-012. APPOINTING REPRESENTATIVE FROM LIVINGSTON COUNTY TO SERVE ON THE FINGER LAKES ASSOCIATION BOARD OF DIRECTORS

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

RESOLVED, that Francis E. Kosakowski, Supervisor, Town of Livonia, of 47 Pebble Beach Road, Lakeville, New York 14480, be and hereby is appointed to the Finger Lakes Association Board of Directors for a term to expire December 31, 1996.

Dated at Geneseo, New York
January 10, 1996
Legislative Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-013. APPOINTING MEMBERS TO THE GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL

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

RESOLVED, that the following persons are hereby appointed as a Livingston County representative to the Genesee/Finger Lakes Regional Planning Council:

Dennis R. House, Chairman of the Board

James M. Steele
 Barry Blum
 Richard J. Essler, Alternate
 David Woods, Ex-officio member

Dated at Geneseo, New York
 January 10, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-014. APPOINTING MEMBER TO LIVINGSTON COUNTY PLANNING BOARD

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

RESOLVED, that the following person is hereby appointed to the Livingston County Planning Board for a term commencing January 1, 1996 and expiring December 31, 1997:

Town of Geneseo - Jeff Carone, 89 North Street, Geneseo, New York 14454

Dated at Geneseo, New York
 January 10, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-015. AMENDING THE MOU BETWEEN USGS AND LIVINGSTON COUNTY, DATED AUGUST 4, 1995

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

WHEREAS, the work completed by USGS under paragraph II is not complete, and

WHEREAS, all partners agree the work must be complete, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign an Amendment to the MOU dated August 4, 1995, between USGS and the County of Livingston for an additional \$75,000, subject to review the by County Administrator and County Attorney.

Copy of MOU on file in Clerk's office.

Dated at Geneseo, New York
 January 10, 1996

Public Health Committee

Joan Ellison, Public Health Director, briefly outlined the contracts as referred to in Resolution No. 96-15 and 95-16. Joan reported on the status of the well drilling and ground water modeling projects.

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-016. AMENDING THE MOU BETWEEN NYSDEC, AKZO NOBEL SALT, INC. AND LIVINGSTON COUNTY, DATED DECEMBER 4, 1994

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

WHEREAS, the work completed by USGS under paragraph II is not complete, and

WHEREAS, all partners agree the work must be complete, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign an Amendment to the MOU. dated December 4, 1994, between New York State Department of Environmental Conservation, Akzo Nobel Salt, Inc. and the County of Livingston for an additional \$75,000, subject to review the by County Administrator and County Attorney.

Copy of MOU on file in Clerk's office.

Dated at Geneseo, New York

January 10, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 9;4 Adopted.

RESOLUTION NO. 96-017. AUTHORIZING CHAIRMAN TO SIGN AMENDMENT TO THE LEAD TESTING PROGRAM CONTRACT WITH HEALTH RESEARCH INCORPORATED

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

WHEREAS, Res. No. 94-48 approved a contract with Health Research, Incorporated to perform lead poisoning control analysis and Res. No. 95-59 amended the contract,

WHEREAS, Livingston County Public Health Department desires to extend the contract, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an additional Amendment to renew the existing contract for the Lead Testing Program between Livingston County Health Department and Health Research Incorporated during calendar year January 1, 1996 through December 31, 1996, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

January 10, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94 Adopted.

RESOLUTION NO. 96-018. AUTHORIZING AWARD OF MEDICAL SUPPLY BID - PUBLIC HEALTH DEPARTMENT

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

WHEREAS, after due advertisement, bids were opened on December 20, 1995 by the Office of the Livingston County Administrator for the purchase of medical supplies for use by the Livingston County Public Health Department, it is hereby

RESOLVED, that the Livingston County Public Health Department is hereby authorized to purchase medical supplies from Buffalo Hospital Supply Company, Inc., of 130 Pineview Drive, Amherst, NY 14228. The original bids are on file in the Office of the County Administrator. This award shall be effective February 1, 1996 for a twelve-month period, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute said agreements, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

January 10, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-019. APPOINTING MEMBERS TO THE GLOW REGION SOLID WASTE MANAGEMENT COMMITTEE

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

WHEREAS, Livingston County is an active member of the GLOW Region Solid Waste Management Committee, and

WHEREAS, the GLOW Intermunicipal Agreement establishes the GLOW Committee and the Committee's membership consists of:

1. The highest ranking elected legislative officer of each County or his designee.
2. Two additional representatives and one alternate representative of each County nominated by the highest ranking elected legislative officer of the County and confirmed by the County's legislative body.

RESOLVED, that the following persons are hereby appointed to the GLOW Region Solid Waste Management Committee:

Dennis R. House
 James M. Steele
 Gary D. Moore
 Catherine Muscarella, Alternate

and be it further

RESOLVED, that previous appointments inconsistent with the above are hereby rescinded.

Dated at Geneseo, New York

January 10, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-020. AUTHORIZING THE CHAIRMAN OF THE BOARD TO SIGN A CONTRACT WITH SKYWAVE COMMUNICATIONS COMPANY FOR THE RELOCATION OF THE MOTOROLA CENTRACOM SERIES II CONSOLE

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

RESOLVED, that the Livingston County Board of Supervisors hereby authorizes the Chairman of the Board to sign a contract with Skywave Communications Company, of 930 Thomas Avenue, Rochester, New York 14617 in an amount not to exceed Three Thousand Nine Hundred Ninety-Five dollars (\$3,995.00), subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

January 10, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

RESOLUTION NO. 96-021. AMENDING THE 1996 SALARY SCHEDULE - COMMUNITY SERVICES/MENTAL HEALTH, SHERIFF

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

COMMUNITY SERVICES-MENTAL HEALTH- A4310

Create one (1) Senior Clerk position - SG 7

Create one (1) Clerk Typist position - SG 2

SHERIFF - A3110

Create one (1) Clerk Typist position - SG 2

Dated at Geneseo, New York

January 10, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,720; Noes - 0; Absent - Essler, 94; Adopted.

OTHER BUSINESS

LIVINGSTON COUNTY BOARD OF SUPERVISORS

**STANDING COMMITTEES
1996**

1. 1996 Standing Committees were appointed as follows:

**AGRICULTURE AND SOIL
CONSERVATION:**

Thompson, Chairman
Stewart, Vice Chairman
Weber

PUBLIC SAFETY:

Moore, Chairman
Layland, Vice Chairman
Steele

**BUILDINGS, GROUNDS &
PARKS:**

Merrick, Chairman
Moore, Vice Chairman
Stewart

**PUBLIC WORKS &
TRANSPORTATION:**

Stewart, Chairman
Kosakowski, Vice Chairman
Merrick

FINANCE:

Hart, Chairman
Kosakowski, Vice Chairman
Essler

SALARY & NEGOTIATING:

Layland, Chairman
Hart, Vice Chairman
Moore
Essler
Bassage

HIGHWAY:

Marks, Chairman
 Steele, Vice Chairman
 Kramer
 Merrick
 Jaeger

SOCIAL SERVICES:

Kosakowski, Chairman
 Layland, Vice Chairman
 Thompson
 Marks
 Avery

JUDICIAL:

Bassage, Chairman
 Mehlenbacher, Vice Chairman
 Merrick

SUPERVISORS:

Thompson, Chairman
 Hart, Vice Chairman
 Jaeger

LEGISLATIVE & PUBLIC RELATIONS:

Essler, Chairman
 Kramer, Vice Chairman
 Mehlenbacher

TAX:

Kramer, Chairman
 Bassage, Vice Chairman
 Avery

PUBLIC HEALTH:

Mehlenbacher, Chairman
 Marks, Vice Chairman
 Weber

Other Business cont.

2. Discussion of the recommendation to include Planning Board Chairperson and Zoning Board of Appeals Chairperson in the 1996 Directory. The Board agreed that they should be included.
3. The County Administrator stated that he has requested The Health Association to provide an update on the Employee Assistance Program (EAP) and other services at the next board meeting. The County Administrator stated that The Health Association is willing to amend the County's contract to include all employees and not just those required through the CDL program. Each town must notify the County Administrator of the number of employees to be covered under the contract, in order for financial arrangements to be finalized.
4. Mr. Moore stated that he felt the Board should be brought up to date on the Akzo mine project and requested that it be put on the next Board meeting agenda.
5. Mr. Kramer announced that the Tax Committee is working with NYSDEC in order to get the gas station in Lima ready for sale.
6. Mr. Moore announced there will be a short Buildings Committee meeting after the Board meeting.

ADJOURNMENT

Motion made by Mr. Mehlenbacher and seconded by Mr. Layland to adjourn until Wednesday, January 24, 1996 at 1:30 PM. Carried.

The Board adjourned at 2:15 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, JANUARY 24, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 1/10/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Receipt of the 1995 Livingston County Highway Department Inventory as required by Highway Law
2. Notice of Claim in the matter of Colleen Knapp versus the County of Livingston

RESOLUTION NO. 96-022. APPROVING ABSTRACT OF CLAIMS #1B - January 24, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #1B dated January 24, 1996, in the total amount of \$848,706.06.

Dated at Geneseo, New York

January 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to the following:

Kim Cicero and Sandra Nettles-Lechebo M.Ed. of The Health Association who presented the services available for Drug and Alcohol in the Workplace and the obligation municipalities have with regard to the NYSDOT regulations for the CDL program.

RESOLUTION NO. 96-023. APPOINTING MEMBER TO THE AGRICULTURE FARMLAND PROTECTION BOARD

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

RESOLVED, that the following person is hereby appointed to the Livingston County Agriculture and Farmland Protection Board for a term coterminous with their tenure in the stated office:

Robert A. Thompson, Chairman of the Agriculture and Soil Conservation Committee

Dated at Geneseo, New York

January 24, 1996

Agriculture Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0 Adopted.

RESOLUTION NO. 96-024. APPOINTING MEMBERS TO THE NYS FISH AND WILDLIFE MANAGEMENT BOARD

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

RESOLVED, that the following persons are hereby appointed to the NYS Fish and Wildlife Management Board for a term commencing January 1, 1996 and terminating December 31, 1997:

Supervisor:

Lance H. Bassage
7192 W Main Street
Lima, NY 14485

Alternate:

Dean Mehlenbacher
10117 Hunt Hollow Road
Hunt, NY 14846

Dated at Geneseo, New York

January 24, 1996

Agriculture Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-025. AUTHORIZING A CONTRACT WITH CLOUGH HARBOUR ASSOCIATES FOR THE FINAL DESIGN OF PHASE I OF THE FIRE TRAINING FACILITY

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

WHEREAS, the Livingston County Board of Supervisors approved the final report for the study of Hampton Corners by Res. No. 95-392, it is hereby

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a contract with Clough Harbour Associates for the final design of Phase I of the Fire Training Facility for an amount not to exceed Twenty Seven Thousand Five Hundred Dollars (\$27,500.00), subject to review by the County Administrator and County Attorney.

Contract on file in Clerk's office.

Dated at Geneseo, New York

January 24, 1996

Buildings Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-026. APPROVING TRANSFER OF FUNDS - VARIOUS (RECORDS MANAGEMENT)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

January 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-027. AUTHORIZING REAPPROPRIATION OF FUNDS - OFFICE FOR THE

AGING

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$206.25, be it now, RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$206.25 from A6778.2680 Office for the Aging/Insurance Recoveries, to

| | |
|-----------------------------|----------|
| A6778.4120 Equipment Repair | \$206.25 |
|-----------------------------|----------|

Dated at Geneseo, NY

January 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-028. RESCINDING RES. NO. 96-5 AND REESTABLISHING PETTY CASH FOR VARIOUS DEPARTMENTS

Mr. Hart presented the following resolution and moved its adoption

RESOLVED, Res. No. 96-5 is hereby rescinded, and it is further

RESOLVED, that the following petty cash amounts and designees be reestablished for the year 1996 as follows:

| <u>DEPARTMENT</u> | <u>CUSTODIAN</u> | <u>AMOUNT</u> |
|--------------------------|----------------------|---------------|
| Board of Sup./Cty. Adm. | Terrence Donegan | \$ 100.00 |
| Counseling Services | Mark Brown | 2,500.00 |
| County Clerk | James Culbertson | 550.00 |
| Highway | James Steinberg | 1,000.00 |
| J.T.P.A. | Gloria Brand | 300.00 |
| Personnel | Tish Lynn | 100.00 |
| Planning | David Woods | 125.00 |
| Probation | Barbara Campbell | 350.00 |
| Public Health | Joan Ellison | 150.00 |
| Sewer District | Judy Travis | 150.00 |
| Sheriff's Dept. | John York | 2,500.00 |
| Social Services | W. Michael Woodhouse | 2,000.00 |
| Treasurer | Arlene Johnston | 2,000.00 |
| Weights & Measurers | Michael Cloonan | 150.00 |
| Women's Health Center | Joan Ellison | 500.00 |
| Youth Bureau | Gloria Brand | 100.00 |
| Health Related Facility | Peter Carter | 2,300.00 |
| Skilled Nursing Facility | Frank Bassett | 500.00 |

Dated at Geneseo, New York

January 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted

RESOLUTION NO. 96-029. INCREASING PETTY CASH FOR OFFICE OF COUNTY CLERK

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

WHEREAS, the Office of County Clerk will be opening a fourth customer service window, it is hereby

RESOLVED, that the Petty cash amount for the Office of County Clerk be increased from \$550.00 to \$625.00.

Dated at Geneseo, New York

January 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-030. INCREASING CAPITAL PROJECT - HAMPTON CORNERS

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

RESOLVED, that the County Treasurer is hereby authorized and directed to increase capital project H5010.2900 Hampton Corners in the amount of \$250,000.00 from A9950.9000 Transfer to Capital Account/Interfund Transfers.

Dated at Geneseo, New York

January 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-031. AUTHORIZING PURCHASE OF F800 FORD CAB AND CHASSIS FOR THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT

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

RESOLVED, that the Livingston County Highway Superintendent is hereby authorized to purchase a F800 Ford Cab and Chassis from Geneseo Ford Truck Sales, of 1280 Jefferson Road, Rochester, N.Y. 14622 (state contract) prior to December 31, 1996 for an amount not to exceed \$30,840.00.

Dated at Geneseo, New York

January 24, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-032. AUTHORIZING PURCHASE OF A HIGHWAY SIGN-MAKING SYSTEM FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, the Highway Department's budget included encumbered funds for a Highway Sign-Making System and

WHEREAS, after legal advertisement, the bid of Advanced Digital Cutting of 3074 US Highway 17 North, P.O. Box 1060, Yulee, Florida 32097 in the amount of Nine Thousand Forty Dollars (\$9,040.00) for a Highway Sign-Making System, was the lowest acceptable bid, and said bid meets bid specifications dated 12/18/95, now therefore, be it

RESOLVED, that said bid be accepted, and the Superintendent of Highways be, and he hereby is, authorized to purchase said Highway Sign Making System for said price, and it is further

RESOLVED, that the Chairman of the Board is hereby authorized to sign a contract with Advanced Digital Cutting, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

January 24, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-033. AUTHORIZING PURCHASE OF CIVIL ENGINEERING SOFTWARE PROGRAM FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, the Highway Department's budget included encumbered funds for Civil Engineering Software Program and

WHEREAS, after requests for proposals were opened, the proposal of Micro Cad Managers of 890 7th North Street, Suite 110, Liverpool, N.Y. 13088 in the amount of Eight Thousand Seven Hundred Thirteen Dollars (\$8,713.00) was determined to be the lowest acceptable proposal for Civil Engineering Software, now therefore, be it

RESOLVED, that said RFP be accepted, and the Superintendent of Highways be, and he hereby is, authorized to purchase said Civil Engineering Software Program for said price.

Dated at Geneseo, New York

January 24, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-034. APPROVING MAXIMUM WAGE RATES FOR TOWN, VILLAGE, AND COUNTY HIGHWAY EMPLOYEES WHILE ENGAGED IN SNOW AND ICE WORK ON STATE HIGHWAYS FROM 1/1/96 -12/31/96 AND FOR WORK DONE FOR THE COUNTY DURING THAT PERIOD

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

RESOLVED, that the maximum wage rates shown on the attached schedule for Town, Village and County Highway Employees be, and the same hereby, are approved for snow and ice control on State Highways and for work done within the County of Livingston from 1/1/96 - 12/31/96.

STATE OF NEW YORK - DEPARTMENT OF PUBLIC WORKS
Division of Operation and Maintenance

MAXIMUM WAGE RATES - COUNTY, TOWN, VILLAGE EMPLOYEES
SNOW AND ICE CONTROL ON STATE HIGHWAYS

| COUNTY LIVINGSTON | SEASON OF 1995-1996 | | DATE 1/1/96 |
|---------------------|---------------------|-------|--|
| | Title | Rate | Employed By |
| <u>TOWN OF AVON</u> | | | <u>TOWN OF AVON</u> |
| Leland Close | Equip. Operator | 12.75 | Pay overtime for all hours before 7 am and after 3:30pm, Mon-Fri (1/2 hr. noon) |
| Charles Mader | | 12.59 | |
| Bill Neff | | 10.87 | 2 hr call in |
| Kenneth Farrell | | 10.37 | |
| Tom Crye | | 10.00 | |
| Don Snyder | P.T. | 10.00 | |
| Norm Barrett | | 10.00 | |
| Bill McKeown | | 12.00 | |

Don Cook 10.00
 Bill Farrell 10.00

TOWN OF CALEDONIA

- NO RATE CHANGE -

James Sawyer Equip. Operator 13.85
 John Pike 13.60
 Tim Quinlan 13.60
 Mark Schroeder 13.60
 Ivan Carson P.T. 8.00
 Marc Chapman 8.00
 Walter Joe Weiland 8.00
 Kyle Sayers 8.00

TOWN OF CALEDONIA

Pay overtime for all hours except 40 between 7 am - 3:30 pm, Mon-Fri (1/2 hr. noon)
 P.T. no benefits, but O.T. after 40 hrs. 2 hr. call in

TOWN OF CONESUS

Timothy Partridge Deputy & Equip. Oper. 13.90
 Gerrard Schreiner Equip. Operator 13.40
 Ron Schillinger 13.40
 David Losey 13.40
 Tim Sparks 11.30
 Dick Paul P.T. 9.50
 Harry Rowe 9.50

TOWN OF CONESUS

Pay overtime for all hours except 40 between 7 am - 3:30 pm, Mon-Fri (1/2 hr. noon)
 2 hour call in guaranteed
 NIGHT SHIFT 9:30pm-6am, Sun.-Thurs. Fri & Sat will be call in
 .93 Night Shift Differential

TOWN OF GENESEO

Dean Art Carney Equip. Operator 14.20
 Wayne Semmel 13.45
 Samuel Young 13.45
 Fred Yates 13.45
 Donald Rice 13.45
 Sam Linsner P.T. 8.90
 Dick Mason 8.90
 Damon Knights 8.00
 Valerie Knights 8.00

TOWN OF GENESEO

Pay overtime for all hours except 40 between 7am - 3:30pm, Mon-Fri (1/2 hr. noon)
 Have different summer hours: 6:30-4:00 M-Th, 6:30-10:30 Fri.
 2 hour call in

TOWN OF GROVELAND

-NO RATE CHANGE-
 (In negotiations)

William Wilson Equip. Operator 11.20
 Mark Caldwell 11.20
 Philip Scott Rongo 11.20
 David Anderson 11.20
 Seymour Linsner P.T. 6.00
 Carl Blekken 6.00

TOWN OF GROVELAND

Pay overtime for all hours except 40 between 7am - 3:30pm, Mon-Fri (1/2 hr. noon)
 Have different summer hours: 6:30am-4:00pm M- Th 6:30am-10:30pm Fri

TOWN OF LEICESTER

TOWN OF LEICESTER

| | | | |
|-------------------|------------------|-------|---|
| Mauro Montemarano | Equip. Operatorw | 13.12 | Pay overtime for all hours except 40 hrs. |
| Edward Roffe | | 13.12 | between 7am - 3:30pm, Mon-Fri (1/2 hr. |
| Edward Hauslauer | | 13.12 | noon) |
| Carl Deming | | 13.12 | Have different summer hours: |
| Jim Dodge | | 10.82 | 4-10 hr . days, Mon-Thur 6am-4:30pm |
| Jim Dodge | | 11.32 | eff. 4/1 2 hr. call in |
| Bob Cassidy | P.T. | 7.00 | |
| Russ Paige | | 7.00 | |
| Mike Parsons | | 7.00 | |

TOWN OF LIMA

TOWN OF LIMA

| | | | |
|---------------------|-----------------|-------|--|
| Kenneth Colvin | Equip. Operator | 13.64 | Pay overtime any hours before or after |
| Jerry Thomas | | 12.98 | regular hours 7am -4:30pm Mon-Thur and |
| Jack Donegan | | 12.98 | 1/1-1/8 7am - 3pm on Fri. |
| Ken Arner | | 12.48 | eff. 1/9 Have different summer hours: |
| Ken Arner | | 12.98 | eff.7/9 6am-4:30,M-Thur, 6am-9:30am Fri. |
| Ken Arner | P.T. | 9.68 | 1/1-1/8 43 1/2 hours |
| Paul Luft | | 9.68 | |
| Jack Donegan 1/9/96 | | 9.68 | 1/9/96 |

TOWN OF LIVONIA

- NO RATE CHANGE -
(In negotiations)

TOWN OF LIVONIA

| | | | |
|------------------|-----------------|-------|---|
| David Peck | Equip. Operator | 14.00 | Pay overtime all hours except 40 between |
| Kenneth Witherow | | 13.50 | 7am - 3:30pm, Mon-Fri. Extras paid O.T. |
| Raymond Gascon | | 13.50 | only after 8 hours in any day, Night |
| James Smith | | 13.50 | Shift, 10pm - 6:30am Sun.-Thurs. \$1.00 |
| William Kurtz | | 13.50 | extra per hour, allow 2 hrs. for call-in. |
| Richard Hughes | | 13.50 | 1 1/2 pay on a 2 hr. call-in |
| Jim Smith | | 10.00 | Summer Hrs.: 6am - 4:30pm, Mon.-Thur. |
| Vince Schuster | | 10.00 | |

TOWN OF MT. MORRIS

TOWN OF MT. MORRIS

| | | | |
|--------------|-----------------|-------|--|
| John Nasca | Equip. Operator | 12.68 | Pay overtime all hours except 40 |
| Burton Mann | | 11.33 | between 7am - 3:30pm Mon-Fri. (1/2 hr. |
| John Nichols | | 10.61 | noon) |
| Roy Yorks | | 10.40 | Have different summer hours:6:30-5:00 |
| | | M-T | |
| Don Bryant | P.T. | 8.10 | Allow 4 hour call in. @ 1 1/2 pay |
| Vern Dillon | | 10.00 | 2 1/2 pay for Holiday & 4 hour call- |

TOWN OF NORTH DANSVILLE

TOWN OF NORTH DANSVILLE

| | | | |
|-----------------|-----------------|-------|---|
| James McWhorter | Equip. Operator | 11.75 | Pay overtime all hours except 40 between 7am - 3:30pm Mon-Fri (1/2 hr. noon) Full Time only |
| Fred Canfield | | 10.00 | |
| John Dibble | P.T. | 6.00 | |

TOWN OF NUNDA

| | | |
|-----------------|-----------------|-------|
| Hugh Thompson | Equip. Operator | 13.45 |
| Kenneth Weaver | | 12.95 |
| Bruce Buchinger | | 12.95 |
| Rodney Green | | 11.55 |
| Luke Fraser | P.T. | 7.50 |
| Calvin Moffat | | 7.50 |
| Troy Bennett | | 7.50 |
| Don Smith | | 7.50 |
| Bill Truax | | 7.50 |
| Clarence Crotty | | 7.50 |

TOWN OF OSSIAN

| | | |
|---------------|-----------------|-------|
| Burton Brokaw | Deputy | 11.25 |
| Doug Carter | Equip. Operator | 11.00 |
| Laverne Wirt | P.T. | 7.50 |
| Doug Brokaw | | 7.50 |
| Don Rawleigh | | 7.50 |

TOWN OF PORTAGE

| | | |
|---------------------|-----------------|-------|
| Christopher Grosse | Equip. Operator | 11.20 |
| Brian James | | 11.20 |
| Harold Dennis Perry | | 11.20 |
| Ron Pattridge | P.T. | 7.45 |
| Don Pike, Jr. | | 7.45 |
| Dan Pike | | 7.45 |
| Malcom Perry | | 7.45 |

TOWN OF SPARTA

| | | |
|------------------|-----------------|-------|
| Bill Fronk | Equip. Operator | 11.85 |
| Ron Schuster | | 11.35 |
| Kevin Herrington | | 11.35 |
| Carl Gilbert | | 8.00 |
| H. Stocking | P.T. | 7.00 |

TOWN OF SPRINGWATERTOWN OF NUNDA

| |
|---|
| Pay overtime all hours except 40 between 7am - 3:30pm Mon-Fri (1/2 hr. noon) |
| Have different summer hours: 6:30am-5:00pm M-Th. |
| P.T./O.T. after 8 hrs. 2 hour call in |

TOWN OF OSSIAN

| |
|---|
| Pay overtime any hours before or after regular hours of 7am - 3:30pm Mon-Fri (1/2 hr. noon) |
| Have different summer hours: 6:30am-5:00pm Mon - Thurs |

TOWN OF PORTAGE

| |
|--|
| Pay overtime all hours except 40 between 7am - 3:30pm, Mon-Fri (1/2 hr. noon) |
| Have different summer hours 6:30am - 5:00 pm Mon - Thurs, Apr - Oct |

TOWN OF SPARTA

| |
|--|
| Pay overtime all hours except 40 between 7am - 3:30pm, Mon-Fri (1/2 hr. noon) |
| Have different summer hours: 6:00am - 4:30pm Mon-Thurs, Apr-Oct |

TOWN OF SPRINGWATER

| | | | |
|----------------|-----------------|-------|--|
| Ron Mastin | Equip. Operator | 12.25 | Pay overtime all hours except 40 between |
| Floyd Wester | | 12.00 | 7am - 3:30pm, Mon-Fri (1/2 hr. noon) |
| Richard Mastin | | 12.00 | 7pm - 3:30am for night man. No shift |
| Mike Barber | | 12.00 | difference. Three men split shift. No P.T. |
| Jack Gessner | | 11.40 | |
| Jack Gessner | | 12.00 | eff. 3/1 |
| Mark Humphrey | | 9.40 | |
| Mark Humphrey | | 9.90 | eff. 3/1 |
| Mark Humphrey | | 10.40 | eff. 6/1 |
| Mark Humphrey | | 10.90 | eff. 9/1 |
| Mark Humphrey | | 11.40 | eff. 12/1 |

TOWN OF WEST SPARTA

| | | |
|-----------------|--------------------|-------|
| Larry Johnson | Equip. Operator | 11.45 |
| Daniel Pragle | | 11.45 |
| Ricky Pernicone | | 11.20 |
| W. Kramer | P.T. Experience | 9.00 |
| T. Wampole | | 9.00 |
| | P.T. No Experience | 8.00 |

TOWN OF WEST SPARTA

Pay regular employees overtime for all
7am - 3:30pm, Mon-Fri (1/2 hr. noon)
Have different summer hours:
4 - 10 hr. days. Mon. - Thurs. 6:00 - 4:30

TOWN OF YORK

| | | |
|------------------|-----------------|-------|
| George Landers | Equip. Operator | 14.69 |
| Michael Nevin | | 14.19 |
| Larry McClurg | | 14.19 |
| James Kennedy | | 14.19 |
| Jack Deming | | 14.19 |
| Dave Templeton | | 14.19 |
| Bruce MacIntyre | P.T. | 8.60 |
| Don Lubanski | | 8.60 |
| James Jones Jr. | | 8.60 |
| Doug Hilts | | 8.60 |
| Dennis Musshafen | | 8.60 |
| George Worden | | 8.60 |
| Frank Burger | | 8.60 |
| Jeff Bell | | 8.60 |

TOWN OF YORK

Pay regular employees overtime for all
hours except 40 between 7am-3:30pm
Mon-Fri (1/2hr. noon)
P.T. employees OT after 8 hours each day
or 40 hours/week with no scheduled
hours
Shift differential: 1996 - \$.60
1997 - \$.75
Night crew started 12/17/95
10:00 pm - 6:30 am Sun. - Thurs.

VILLAGE OF AVON

| | | |
|------------------|-----------------|-------|
| James Fusco | Equip. Operator | 14.53 |
| Tom Moran | | 13.80 |
| Herbert DeGarmo | | 13.46 |
| Theodore Simpson | | 13.39 |
| James Gerace | | 12.54 |

VILLAGE OF AVON

Rates effective: 7/1/95 - 6/30/96
7/1/96 - 4.2%
7/1/97 - 4.2%

VILLAGE OF CALEDONIA

| | | |
|---------------|---------------------|-------|
| Donald Marble | Public Works Maint. | 16.37 |
| Robert Frew | | 13.50 |
| Donald Manley | | 12.35 |
| John Metzger | | 10.82 |
| Steve Canne | | 10.00 |
| | P.T. | 6.50 |

VILLAGE OF LIVONIA

| | | |
|---------------|-----------------|------|
| Dennis Palmer | Equip. Operator | 9.00 |
|---------------|-----------------|------|

VILLAGE OF DANSVILLE

| | | |
|-------------------|-----------------|-------|
| Frank Robson | Equip. Operator | 13.28 |
| Richard Schwenzer | | 12.31 |
| Jerry Hillier | | 12.31 |
| Don Hamler | | 12.31 |
| Chris Mapes | P.T. | 7.55 |

VILLAGE OF NUNDA

| | | |
|-----------------|-----------------|-------|
| Larry Walsworth | Superintendent | 12.48 |
| James Garwood | Equip. Operator | 11.76 |
| Ronald Macomber | | 11.76 |
| Bob King | | 9.85 |

VILLAGE OF MT. MORRIS

| | | |
|-------------------|-----------------|-------|
| Dean Smith | Equip. Operator | 12.04 |
| Frank DiSalvo | | 10.88 |
| Eugene Leone | | 10.88 |
| Jim Rizzo | | 10.88 |
| William Johantgen | | 10.88 |

LIVINGSTON COUNTY

| | | |
|----------------|---------|-------|
| Dean Bourgoine | MEO III | 13.86 |
| Thomas Canute | MEO III | 13.86 |
| Raymond Clark | MEO III | 13.86 |
| Stephen Cowley | MEO III | 13.86 |

VILLAGE OF CALEDONIA

Rates effective: 6/1/95 - 5/31/96

VILLAGE OF LIVONIA

Rates effective: 6/1/95 - 5/31/96

VILLAGE OF DANSVILLE

Rates effective: 6/1/95 - 5/31/96

VILLAGE OF NUNDA

Superintendent gets 1- 1/2 pay, 7 - 3:30 winter hours

VILLAGE OF MT. MORRIS

O.T. Outside hrs. 7am - 4pm Mon.-Fri.

LIVINGSTON COUNTY

| | | |
|--------------------|--------------------|----------------|
| Stephen Cowley | MEO III | 14.15 eff. 7/1 |
| David Crawford | Rd. Maint. Foreman | 17.15 |
| Howard Guldenschuh | MEO II | 13.09 |
| Charles Hamsher | MEO II | 11.45 |
| William Henry | MEO II | 13.09 |
| Lawrence LaRue | Eng. Tech. | 16.03 |
| Brian Mastin | Weld./Fab. | 13.86 |
| Michael Mott | Eng. Tech. | 11.55 |
| Richard Paul | W. Foreman | 15.59 |
| Fred Shutt | MEO II | 11.95 |
| Ray Struble | MEO II | 13.93 |
| James VanScooter | W. Foreman | 15.93 |
| Dan Walkley | W. Foreman | 15.59 |
| Dave Wentworth | Rd. Maint. Foreman | 17.15 |
| Steven Widener | Sr. Sign Tech. | 14.44 |
| David Wilkins | MEO III | 13.86 |
| Ronald Brown | Foreman | 18.35 |
| Michael Gridley | Auto. Mech. | 15.59 |
| John Kenney | Auto. Mech. | 15.59 |

Dated at Geneseo, New York

January 24, 1996

Mr. Hart requested that copies be provided to the Board.

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-035. ADOPTING 1996 OFFICIAL LIST OF COUNTY OFFICIALS REQUIRED TO FILE AN ANNUAL STATEMENT OF FINANCIAL DISCLOSURE UNDER SECTION 2F OF LOCAL LAW NO. 4, 1990

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

WHEREAS, the Ethics Board of Livingston County has recommended to the Chairman of the Board of Supervisors the 1996 Official List of County Officials required to file an annual statement of financial disclosure, it is hereby

RESOLVED, that the Livingston County Board of Supervisors adopts the attached list which constitutes the 1996 Official List of County Officials required to file an annual statement of financial disclosure pursuant to the provisions of the Local Law No. 4 of the year 1990.

APPENDIX 2

1996 OFFICIAL LIST OF COUNTY OFFICIALS REQUIRED TO FILE
ANNUAL DISCLOSURE UNDER SECTION 2(f) OF LOCAL LAW #4 - 1990

BOARD OF ELECTIONS

Susan N. Guenther, Election Commissioner

Gerald L. Smith, Election Commissioner

Laura M. Schoonover, Deputy Commissioner

Nancy L. Leven, Deputy Commissioner

BOARD OF SUPERVISORS

James M. Steele
 James Layland
 Donna L. Avery
 Harold Stewart
 James C. Merrick
 Gary D. Moore
 Lance H. Bassage
 Francis Kosakowski
 Robert Thompson
 Robert Hart
 Richard J. Essler
 Emery Jaeger
 Dean Mehlenbacher
 Leopold Marks
 Howard Kramer
 Harold L. Weber
 Dennis R. House
 Virginia Amico, Clerk of the Board

CAMPUS SKILLED NURSING FACILITY

Greg Miller, Director of the Health Care Facilities
 Vacant, Administrator
 Peter Carter, Senior Fiscal Manager
 Alice Conaway, Director of Nursing Services
 Hebert Ellis, Senior Building Maintenance Mechanic
 Cheryl Beach, Housekeeper
 Debra Sanford, Leisure Time Activities Director
 Sharon Quirk, Senior Social Work Assistant
 Abby Stringham, R.N. Coordinator Adult Day Health Care

CENTRAL SERVICES

David Allen, Supervisors, Buildings & Grounds

COMMUNITY SERVICES

Mark Brown, Community Services Director, Counseling Services Director
 Rev. Paul Metzger, Chairperson of Community Services Board

CONESUS LAKE COUNTY SEWER DISTRICT

Joseph Kornbau, Sr. Plant Operator

COUNTY ADMINISTRATOR

Dominic F. Mazza, County Administrator
 Lisa M. Grosse, Administrative Assistant
 Michele Rees, Confidential Secretary
 Katherine Montemarano, Records Inventory Supervisor

COUNTY ATTORNEY

David Morris, County Attorney

Dennis Cohen, Assistant County Attorney

COUNTY AUDITOR

Terrence P. Donegan, County Auditor

COUNTY CLERK

James Culbertson, County Clerk

Mary Strickland, Deputy County Clerk

COUNTY TREASURER

Arlene K. Johnston, County Treasurer

Carolyn Taylor, Deputy County Treasurer

DATA PROCESSING

Dale Nieswiadomy, Director

DISTRICT ATTORNEY

Thomas E. Moran, District Attorney

Kenneth Bennett, Assistant

William Kelley, Assistant

Kathy Valone, Assistant

Robert Wiggins, Assistant

ECONOMIC DEVELOPMENT

Patrick Rountree, Administrative Director

INDUSTRIAL DEVELOPMENT AGENCY MEMBERS

Philip Brooks

George Traber

Susan Doerflinger

Anthony Morrow

Walt Isacc

James Steele

EMPLOYMENT & TRAINING & YOUTH BUREAU

Gloria A. Brand, Employment and Training Director III,

FIRE COORDINATOR

Kevin Niedermaier, Emergency Management Services Director

HIGHWAY

James E. Steinberg, Superintendent of Highways

Donald N. Higgins, Deputy Superintendent of Highways

HISTORIAN

Mary P. Schaap, County Historian

Mary Beth Bimber, Deputy County Historian

OFFICE FOR THE AGING

Kaaren Smith, Director

Kathy VanWagnen, Director, Senior Nutrition Program
 Brigid Cotton, Director, Foster Grandparent Program
 Edie Philipson, Finance Manager

PERSONNEL

Tish E. Lynn, Personnel Officer
 Lauraine M. Beach, Personnel Assistant

PLANNING

David Woods, Planning Director
 Angela Ellis, Planner
 Donald Huff, Energy Programs Supervisor
 Ruth Swift, Housing Programs Coordinator

COUNTY PLANNING BOARD

Dennis Neenan, Chairman
 Dora Coates, Vice Chairman

AGRICULTURE & FARMLAND PROTECTION BOARD

James D. Anderson III, Chairperson

ENVIRONMENTAL MANAGEMENT COUNCIL

Robert Donnan, Chairman
 Susan Walker, Vice Chairman

COMMUNITY INITIATIVES COUNCIL

Joseph O'Brien, Chairperson
 Carolyn Meisel, Vice Chairperson

PROBATION

Barbara Campbell, Probation Director II
 Karen Weidman, Probation Supervisor

PUBLIC DEFENDER

John Putney, Public Defender
 James McCann
 Gordon J. Lawrence II
 Kyle D. MacKay
 Kelly Donohue
 James Dys

PUBLIC HEALTH

Joan H. Ellison, Public Health Director
 Mary Margaret Stallone, Director of Patient Services
 Beverly Link, WIC Coordinator
 Betty Wells, Director, Family Planning
 Ralph VanHouten, Director, Environmental Health
 Nadene Hunter, MD, Medical Consultant
 Carol Thompson, Hospice Administrator/Coordinator

Catherine Whitney, EMS Coordinator
 James Peraino, Fiscal Manager
 Roxanne Clark, Dog Control Officer

REAL PROPERTY TAX

Richard J. Sheflin, Director

SHERIFF

John M. York, Sheriff
 Daniel P. Maloney, Undersheriff
 Clark M. Young Jr., Major
 Joseph Rychlicki, Major
 James Rose, Major

SKILLED NURSING FACILITY

Franklin Bassett, Administrator
 Ann Martello, Director of Nursing Services
 Joe D'Imperio, Building Maintenance Supervisor
 Deborah Zintel, Dietary Supervisor
 Kathy Baumgardner, Leisure Time Activities Director
 Richard Baumgardner, Physical Therapist
 Vacant, Physical Therapist
 Dorothy McClurg, Senior Cleaner

SOCIAL SERVICES

W. Michael Woodhouse, Commissioner of Social Services
 Jack Sylvester, Social Services Attorney
 Diane Deane, Director of Administrative Services
 Sandy Wright, Director of Services
 Sharon Tinelli, Head Social Welfare Examiner
 James Brand, Staff Development Coordinator
 Paula Callaro, Case Supervisor
 Evelyn Vacca, Secretary to the Commissioner
 Dale Sells, Employment Coordinator

SOLID WASTE

Catherine M. Muscarella, Director of Solid Waste

WEIGHTS & MEASURES

Michael Cloonan, Director of Weights & Measures

Dennis R. House, Chairman
 Livingston County
 Board of Supervisors

r:/sec/bos

Dated at Geneseo, New York
 January 24, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-036. APPROVING THE LIVINGSTON COUNTY COMPREHENSIVE YOUTH SERVICES PLAN FOR THE PERIOD OF JANUARY 1, 1996 THROUGH DECEMBER 31, 1998

WHEREAS, the Livingston County Youth Board has prepared and approved a three-year County Comprehensive Youth Services Plan based on the local needs of youth, and

WHEREAS, the Livingston County Youth Board has developed strategies to effectively address the most serious problems identified, now, therefore, be it

RESOLVED, that the Livingston County Comprehensive Youth Services Plan for the period January 1, 1996 through December 31, 1998 be approved.

Dated at Geneseo, New York

January 24, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-037. AUTHORIZING CONTRACTS BETWEEN THE COUNTY OF LIVINGSTON AND JANE HACH, R.D. FOR DIETARY CONSULTATION SERVICES FOR THE OFFICE FOR THE AGING

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

WHEREAS, the Livingston County Office for the Aging desires to contract with Jane Hach, R.D., for dietetic consultation and support services, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Jane Hach, R.D. for dietetic consultation and support services commencing January 1, 1996 and terminating December 31, 1996 averaging two (2) hours per week, subject to review by the County Attorney and County Administrator, and it is further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Jane Hach, R.D. for dietetic consultation and support services commencing January 1, 1996 and terminating December 31, 1996 averaging five and 3/4 (5.75) hours per week, subject to review by the County Attorney and County Administrator, and it is further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Jane Hach, R.D. for dietetic consultation and support services commencing April 1, 1996 and terminating March 31, 1997 averaging four and 1/4 (4.25) hours per week, subject to review by the County Attorney and County Administrator.

Copy of contracts on file in Clerk's office.

Dated at Geneseo, New York

January 24, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-038. APPOINTING MEMBERS TO THE TRAFFIC SAFETY BOARD

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

RESOLVED, that the following persons are hereby appointed to the Livingston County Traffic Safety Board:

All terms are retroactive to January 1, 1996.

The following are one-year terms to expire December 31, 1996:

Hon. Gary D. Moore Supervisor, Town of Leicester, Chairman, Public Safety Committee, Board of Supervisors, County Government Center, 6 Court Street, Geneseo, NY 14454

James E. Steinberg County Highway Supt., Main Street, Conesus, NY 14435

David Woods Director, Livingston County Planning Department, Room 305, Livingston County Government Center, 6 Court Street, Geneseo, NY 14454

Sgt. Ronald Huff Traffic Safety Unit, Livingston County Sheriff's Dept., 4 Court Street, Geneseo, NY 14454

Joseph A. Nenni Maintenance Supervisor, Department of Transportation, Lakeville Office, Lakeville Road, Lakeville, NY 14480

The following are three-year terms to expire December 31, 1998:

Hon. John M. York Sheriff, Livingston County, 4 Court Street, Geneseo, NY 14454

Kenneth Troglauer Highway Supt., Town of Mt. Morris, Box 375, Mt. Morris, NY 14510 representing the Town of Mt. Morris

Sanford H. Vreeland 8400 Springwater-Wayland Road, Springwater, NY 14560 representing the Town of Springwater

John C. Rowe 3193 Rock Spring Hill Road, Dansville, NY 14437 representing the Town of West Sparta

Dated at Geneseo, New York

January 24, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0 ; Absent - 0; Adopted.

RESOLUTION NO. 96-039. AWARDING BID FOR FIVE (5) MARKED CARS, ONE (1) UNMARKED CAR, ONE (1) JEEP CHEROKEE AND TWO (2) FORD TAURUS FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT

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

WHEREAS, after proper legal advertisement for bids for the purchase of five (5) marked cars, one (1) unmarked car, one (1) Jeep Cherokee and two (2) Ford Taurus and a trade of nine vehicles for the Livingston County Sheriff's Department, bids were received, then opened on December 4, 1995, now, therefore, be it

RESOLVED, that the bid of DeLacy Ford Inc., 3061 Transit Road, Elma, New York 14059 for five (5) marked 1996 Ford Crown Victoria cars and one (1) unmarked 1996 Ford Crown Victoria car, one (1) Jeep Cherokee and two (2) Ford Taurus in an amount not to exceed One Hundred Seventy Four Thousand Five Hundred Six Dollars (\$174,506.00) which includes trade in, be and hereby is accepted as the lowest responsible bid.

Dated at Geneseo, New York

January 24, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-040. AUTHORIZING AN AGREEMENT WITH THE COUNTY OF ONEIDA

FOR THE HOUSING OF PRISONERS AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER

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

WHEREAS, the County of Livingston and the County of Oneida desire to enter into a cooperative agreement pursuant to General Municipal Law, section 119-o for the housing, from time to time, of Livingston County prisoners in the Central New York Psychiatric Center, and

WHEREAS, the two counties have negotiated such an agreement, a copy of which is on file in the Office of the Clerk of the Board, it is hereby

RESOLVED, that the Agreement between the County of Livingston and the County of Oneida for the housing of prisoners at the Central New York Psychiatric Center, from January 1, 1996 through December 31, 1996, is hereby approved and the Chairman of the Board of Supervisors is hereby authorized to execute said agreement on behalf of the County of Livingston, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

January 24, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0 ; Absent - 0; Adopted.

RESOLUTION NO. 96-041. AUTHORIZING THE CHAIRMAN TO SIGN A LEASE BETWEEN LARRY MURPHY, D/B/A WAYLAND ELECTRONICS AND THE COUNTY OF LIVINGSTON

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

WHEREAS, Livingston County is desirous of improving its radio communications system, and

WHEREAS, entering into a lease agreement with Larry Murphy will provide additional radio capabilities, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a lease between Larry Murphy, d/b/a Wayland Electronics and the County of Livingston for a term of two years to commence on January 15, 1996 and terminate January 15, 1998 not to exceed Three Thousand Dollars (\$3,000.00) per year to be paid in monthly installments of Two Hundred Fifty Dollars (\$250.00) within five days of the date that County bills are approved by the Livingston County Board of Supervisors, subject to review by the County Administrator and County Attorney.

Copy of Lease on file in Clerk's office.

Dated at Geneseo, New York

January 24, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-042. APPOINTING HEARING BOARD MEMBER FOR THE ADMINISTRATION OF THE LIVINGSTON COUNTY SOURCE SEPARATION LAW - ELLEN COYNE

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

WHEREAS, the Livingston County Board of Supervisors adopted a local Source Separation and Recycling Law on July 22, 1992, and,

WHEREAS, a Hearing Board is required to conduct hearings for arbitration of differences between the County and Permittees on matters concerning interpretation and execution of the provisions of this local law, now therefore be it,

RESOLVED, that the following person be appointed to the Hearing Board for the term stated.

Ellen Coyne

246 Genesee Street

Avon, New York 14414

Term to commence January 1, 1996 and expire December 31, 1998.

Dated at Geneseo, New York

January 24, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-043. APPROVAL OF LAIDLAW ENVIRONMENTAL SERVICES (NORTH EAST), INC.

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

WHEREAS, The GLOW Region Solid Waste Management Committee has United States Environmental Protection Agency (USEPA) funds remaining from the Farm Pesticide Amnesty Collection Project grant award in the amount of \$24,896, and

WHEREAS, the USEPA has given permission to the GLOW Committee to use the remaining funds for the collection, transportation and disposal of household hazardous waste materials, and

WHEREAS, the GLOW Committee has issued a Request for Proposals for professional services to conduct the two household hazardous waste collection days to be held in April 1996, and

WHEREAS, the GLOW Committee received six proposals from hazardous waste service providers, and

WHEREAS, on December 7, 1995 the GLOW Committee passed Resolution 95-10 recommending Laidlaw Environmental Services (North East), Inc as the contractor for the Household Hazardous Waste Collection Project; now, therefore, be it

RESOLVED, that upon approval of the County Attorney and Administrator, the Chairman of the Livingston County Board of Supervisors is authorized and directed to execute the necessary contract with Laidlaw Environmental Services (North East), Inc. for an amount not to exceed \$24,896.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

January 24, 1996

Public Works Committee

Cathy Muscarella, Solid Waste Director, explained that there will be two sites, one in Batavia and Rock Glen, at the Highway Departments, for two days in April for citizens to bring household hazardous materials to the collection site. Materials do need to be registered. Cathy encouraged the Supervisors to advertise this program.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Essler and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing Akzo legal matters and contract negotiations, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza, Economic Development Director Patrick Rountree, County Attorney David Morris, and Phil Clark and Carol Riccardi of Clark Patterson Associates remain present. Carried.

The Board reconvened in regular session.

The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing Akzo legal matters and contract negotiations hereby reports as follows:

No action taken.

Dated January 24, 1996

Dennis R. House, Chairman

Virginia O. Amico, Secretary

Motion made by Moore and seconded by Mr. Mehlenbacher that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Steele to adjourn until Wednesday, February 14, 1996 at 1:30 PM.
Carried.

The Board adjourned at 3:17 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, FEBRUARY 14, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Hart.

The Pledge of Allegiance.

Minutes of 1/24/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Summons in a Civil Action in the matter of Ellen Hainey versus, Kenneth Jarozek, individually and in his capacity as Deputy County Sheriff, for Livingston County, John York, as Livingston County Sheriff, and Livingston County
2. Acknowledgment of Appreciation from the Family of Michael Strickland for the donation of flowers
3. Intercounty Association of Western New York, Thursday, February 15, 1996, Livingston County, Big Tree Inn, 9:30 a.m.
PROGRAM: NYSAC Presentation on NYS Budget and the Federal Revenue Maximization Program
4. Correspondence from Frances L. Millard directed to the Members of the Geneseo Town Planning Board and copied to the Board of Supervisors Regarding Akzo-Nobel and Water Resources
5. Notification that the Office of Secretary of State has received the Proclamation of Emergency for the County of Livingston

RESOLUTION NO. 96-044. APPROVING ABSTRACT OF CLAIMS #2A - February 14, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2A dated February 14, 1996, in the total amount of \$1,205,231.29.

Dated at Geneseo, New York

February 14, 1996

Finance Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to County Administrator Dominic Mazza who explained the results of the Dietary Bid for the Geneseo Skilled Nursing Facility and Office for the Aging Meal Program. The savings for the County for the first year is \$194,300 and for the second year is \$251,302. Mr. Mazza stated that there will be two resolutions presented today as a result of the bid. A resolution to accept the contract and a resolution accepting a Memorandum of Understanding with regard to the Skilled Nursing Facility employees of the dietary department. Mr. Mazza specifically thanked the Salary and Negotiating Committee, Social Services Committee, Public Health Committee, G. Miller, F. Bassett, K. Smith and L. Grosse for their efforts with regard to this bid.

RESOLUTION NO. 96-045. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY SOIL AND WATER CONSERVATION BOARD

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

RESOLVED, that the following members be appointed to the Livingston County Soil & Water Conservation

District Board of Directors as follows:

| | | |
|-------------------|-------------------|----------|
| Dean Mehlenbacher | Supervisor Member | 12/31/96 |
| Gary D. Moore | Supervisor Member | 12/31/96 |

Dated at Geneseo, New York

February 14, 1996

Agriculture Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-046. REAPPOINTING MEMBERS TO THE NYS FISH AND WILDLIFE MANAGEMENT BOARD

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

RESOLVED, that the following persons are hereby appointed to the NYS Fish and Wildlife Management Board as Sportsman Representatives for a term commencing January 1, 1996 and terminating December 31, 1997:

Primary Delegate:

Philip Kinney
32 Quay Street
Dansville, NY 14437

Alternate Delegate:

John Taylor
3238 Fowlerville Road
Caledonia, NY 14423

Dated at Geneseo, New York

February 14, 1996

Agriculture Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-047. APPROVING TRANSFER OF FUNDS - VARIOUS (CENTRAL SERVICE, COUNTY CLERK, ECONOMIC DEVELOPMENT, SOLID WASTE)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

February 14, 1996

Finance Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-048. AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$794.91, be it now,
RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$794.91 from A3110.2680 Sheriff/Insurance Recoveries, to

| | |
|-----------------------------|----------|
| A3110.4120 Equipment Repair | \$794.91 |
|-----------------------------|----------|

Dated at Geneseo, NY
 February 14, 1996
 Finance Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-049. AUTHORIZING 1996 APPROPRIATION TO COOPERATIVE EXTENSION ASSOCIATION FOR LIVINGSTON COUNTY

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

RESOLVED, that the sum of \$259,577.00 is hereby appropriated to the Cooperative Extension Association of Livingston County for the fiscal year beginning January 1, 1996, and ending December 31, 1996, to be expended in accordance with budgets submitted to the Board of Supervisors, and be it further

RESOLVED, that the County Treasurer is hereby authorized and directed to pay the sum not to exceed \$259,577.00 in twelve monthly installments in advance of the first day of each month beginning January 1, 1996, to the duly elected and properly bonded Treasurer of the Cooperative Extension Association of Livingston County, and be it further

RESOLVED, that the Chairman of the Board of Supervisors of Livingston County is hereby authorized to sign and execute such Memorandum of Agreement as may be duly approved by Cornell University as agent for the State, outlining the above conditions and methods of payment and directing the said budget of said association referred to herein and requiring annual report at the end of the year containing therein a true and accurate account of all receipts and expenditures of said County Association for the fiscal year, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
 February 14, 1996
 Finance Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to Sheriff John M. York who read a narrative written to the New York State Deputy Sheriff's Association for the nomination of Deputy Todd A. Gumaer for the 1995 Deputy of the Year Award. Sheriff York introduced Deputy Gumaer and the Board of Supervisors applauded his outstanding performance.

RESOLUTION NO. 96-050. HONORING DEPUTY SHERIFF TODD A. GUMAER FOR HIS HEROISM AND FOR RECEIVING THE DEPUTY OF THE YEAR AWARD FOR 1995 FROM THE NEW YORK STATE SHERIFF'S ASSOCIATION

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

WHEREAS, Livingston County Deputy Sheriff Todd A. Gumaer, on September 15, 1995, acted above and beyond the call of duty in responding to injured citizens at an accident scene, and

WHEREAS, the New York State Sheriff's Association has honored Deputy Gumaer as the 1995 Deputy of the Year, hereby be it

RESOLVED, that the Livingston County Board of Supervisors recognizes Deputy Gumaer for his dedication and commitment to the safety and health of the people of Livingston County, and be it further

RESOLVED, that the Livingston County Board of Supervisors congratulates Deputy Gumaer for the recognition and prestige his actions have brought to Livingston County and its citizens.

Dated at Geneseo, New York
 February 14, 1996

Committee of the Whole

The roll was called as follows: Ayes - 1,634; Noes - 0 ; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-051. AMENDING RESOLUTION 95-275 FOR THE PURCHASE OF SAND FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, as of 1/24/96, TCG (Dolomite) has depleted their sand supply for the delivered price, and
WHEREAS, Livingston County will accept the next available lowest bidder as follows:

SAND - DELIVERED

To: Towns of Avon, Caledonia,
Groveland, Leicester and Livonia

Valley Sand & Gravel
PO Box 220
Scottsville, NY 14546

Towns of Conesus, Geneseo,
Lima, Mt. Morris, Sparta,
York and Livingston County

B.R. DeWitt
6895 Ellicott St.
Pavilion, NY 14525

RESOLVED, that the Livingston County Superintendent of Highways be, and he hereby, is authorized and empowered to purchase highway sand from the bidders set forth above from 1/24/96 - 4/30/96.

Dated at Geneseo, N.Y.

February 14, 1996

Highway Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-052. AUTHORIZING PURCHASE OF ONE (1) NEW 1996 3/4 TON HEAVY DUTY PICKUP TRUCK WITH PLOW FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, the Highway Department's equipment budget included funds for one (1) new 1996 3/4-ton pickup truck with plow, now therefore, be it

RESOLVED, that the Superintendent of Highways be and he hereby is authorized to purchase one (1) new 1996 3/4 ton heavy duty pickup with plow from Vanderstynne Ford of Avon, Inc. of 90 W. Main Street, Avon, NY 14414 is the lowest acceptable bidder at a cost of Twenty Eight Thousand Six Hundred Eighty Four dollars (\$28,684.00).

Dated at Geneseo, N.Y.

February 14, 1996

Highway Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-053. APPOINTING PUBLIC DEFENDER - PUTNEY

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

RESOLVED, that John Putney is appointed to the position of Public Defender for a term commencing January 1, 1996 and terminating December 31, 1997.

Dated at Geneseo, New York

February 14, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,493; Noes - Layland, 141; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-054. AUTHORIZING CHAIRMAN OF THE BOARD TO SIGN A MODIFICATION AGREEMENT BETWEEN THE NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR ALTERNATIVES TO INCARCERATION PROGRAM

Mr. Bassage presented the following resolution and moved its adoption

WHEREAS, the Division and the County of Livingston previously entered into a written contractual agreement relative to the Alternatives to Incarceration Program for a grant in the amount of \$20,700, and

WHEREAS, the Division received additional monies from the final State Budget appropriation to increase County allocations by 4%,

RESOLVED, that the Chairman of the Board is authorized to sign a modification agreement between the New York State Division of Probation and Correctional Alternatives for the Alternatives to Incarceration Program for the period July 1, 1994 to June 30, 1995 for an amount of Twenty One Thousand Five Hundred Fifty-Five Dollars (\$21,555.00), subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 14, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-055. REQUESTING THE NEW YORK STATE SENATE AND THE NEW YORK STATE ASSEMBLY TO AMEND THE JUDICIARY LAW, IN RELATION TO THE SEAL OF LIVINGSTON COUNTY AND OF THE COUNTY CLERK AND THE SUPREME COURT THEREIN

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

WHEREAS, a bill has been introduced in the New York State Senate (S.5825) and the New York State Assembly (A.8524) to amend the Judiciary Law, in relation to the seal of Livingston County and of the County Clerk and the Supreme Court therein, and

WHEREAS, the Livingston County Board of Supervisors must make a Home Rule Request requesting the New York State Senate and the New York State Assembly to enact this special law, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors request that the New York State Legislature adopt Senate Bill S.5825, Assembly Bill A.8524, amending the judiciary law, in relation to the seal of Livingston County and of the County Clerk and the Supreme Court therein, and, be it further

RESOLVED, that the Chairman of the Board of Supervisors and the Clerk of the Board of Supervisors are authorized to file the appropriate Home Rule Request with the New York State Senate and the New York State Assembly.

Dated at Geneseo, New York

February 14, 1996

Legislative Committee

The roll was called as follows (2/3 vote): Ayes - 1,647; Noes - 0; Absent - Hart, 185; Adopted.

RESOLUTION NO. 96-056. APPOINTING MEMBER TO LIVINGSTON COUNTY PLANNING BOARD - INGALSBE

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

RESOLVED, that the following person is hereby reappointed to the Livingston County Planning Board for a term commencing January 1, 1996 and expiring December 31, 1998:

Village of Lima - Barry Ingalsbe, 2036 Michigan Ave., Lima, NY 14485

Dated at Geneseo, New York

February 14, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-057. APPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL - MEISEL

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

RESOLVED, that the following person is hereby reappointed to the Livingston County Community Initiatives Council, in the Private Sector membership category for a term commencing on January 1, 1996 and expiring December 31, 1998:

Carolyn Meisel, 54 Westview Crescent, Geneseo, NY 14454

Dated at Geneseo, New York

February 14, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-058. REAPPOINTING MEMBERS TO THE LIVINGSTON COUNTY YOUTH BOARD

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

RESOLVED, that this Board of Supervisors does hereby approve the appointment of the following persons to the Livingston County Youth Board to serve the terms designated:

| <u>NAME</u> | <u>REPRESENTS</u> | <u>TERM EXPIRES</u> |
|---|-------------------|---------------------|
| William Godsave 17 Stuyvesant Manor Geneseo, NY 14454 | Youth | 8/31/96 |

Replaces Noelle Shiebler

| | | |
|---|-------|---------|
| Elizabeth Hoeve 25 Mill Street Mt. Morris, NY 14510 | Youth | 8/31/96 |
|---|-------|---------|

Replaces Andrea Pendergast

Dated at Geneseo, New York

February 14, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-059. APPROVING 1996 CONTRACT WITH FINGER LAKES ASSOCIATION -

TOURISM PROMOTION AGENCY

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

RESOLVED, that the proposed agreement between the Finger Lakes Association, Inc., and the County of Livingston for the calendar year 1996 be, and the same hereby is, approved, and be it further

RESOLVED, that the Chairman of this Board and the Clerk of this Board of Supervisors be, and the same hereby are, authorized and directed to execute said contract on behalf of the County of Livingston in the amount of \$6,500, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 14, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-060. APPROVING 1996 CONTRACT WITH SOCIETY FOR THE GENESEE AND THE LAKES, INC.

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

RESOLVED, that the proposed agreement, for the year 1996, between the Society for the Genesee and the Lakes, Inc., and the County of Livingston, be and the same hereby is approved, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, be and he hereby is, authorized and directed to execute said contract on behalf of the County of Livingston in the amount of \$1,000.00, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 14, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-061. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD AND SUBCOMMITTEES

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

RESOLVED, that the following person is hereby appointed to the Livingston County Community Services Board:

Elizabeth Rogers, 35 Center Street, Geneseo, NY 14454 to fill vacant unexpired term previously held by Marjorie Harding - terms runs 1/1/94 - 12/31/97;

and it is further

RESOLVED, that the following persons are hereby appointed to the following Livingston County Community Services Board Sub-committees:

Mental Health Sub-Committee

Elizabeth Rogers to fill unexpired term formerly held by Nils Anderson - terms runs 1/1/95 - 12/31/98

Mental Retardation Sub-Committee

Richard C. Merges, 36 Second Street, Geneseo, NY 14454 to fill vacant unexpired term - term runs 1/1/93 -

12/31/96

Dated at Geneseo, NY

February 14, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-062. REAPPOINTING MEMBERS TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD AND SUBCOMMITTEES

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

RESOLVED, that the following persons are hereby appointed to the Livingston County Community Services Board for a term of 1/196-12/31/99 unless otherwise stated:

Nadene Hunter, M.D., 9930 S. Dansville Road, Dansville, NY 14437, to succeed herself;
 Undersheriff Daniel Maloney, Liv. County Sheriff's Dept., Geneseo, to succeed himself;
 Richard Merges, 36 Second Street, Geneseo, to fill unexpired term formerly held by Nils Anderson, current term of 1/1/95 - 12/31/98

and it is further

RESOLVED, that the following persons are hereby appointed to the following Livingston County Community Services Board Sub-committees for a term of 1/1/96 - 12/31/99 unless otherwise stated:

Mental Health Sub-Committee

Reverend Paul Metzger, 4951 High Street, Cuylerville, 14481, to succeed himself
 Undersheriff Daniel Maloney, to succeed himself
 Nancy McFarland, 32 Washington Street, Dansville, to succeed herself

Mental Retardation Sub-Committee

William Derby, Ph.D., 64 Second Street, Geneseo, to succeed himself
 Leisa Welch, P.O. Box 188, Portageville, NY 14536, to succeed herself
 Nancy Fitzpatrick, 6 Rorbach Lane, Geneseo, to succeed herself

Alcoholism & Substance Abuse Sub-Committee

Norman Wettereau, M.D., 6 Clinton Street, Dansville, to succeed himself

Dated at Geneseo, NY

February 14, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-063. APPROVING A CONTRACT BETWEEN THE COUNTY OF LIVINGSTON, COMMUNITY SERVICES DEPARTMENT AND HILLSIDE CHILDREN'S CENTER

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and Hillside Children's Center for the period commencing September 1, 1995 and terminating August 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY
February 14, 1996
Public Health Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-064. AUTHORIZING CONTRACT BETWEEN THE VILLAGE OF AVON AND THE COUNTY OF LIVINGSTON FOR THE LEASE OF SPACE FOR THE OFFICE FOR THE AGING MEAL PROGRAM

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

WHEREAS, Livingston County desires to lease space from the Village of Avon, 74 Genesee Street, Avon, New York for the Office for the Aging Meal Program, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute said lease for a term of one year commencing January 1, 1996, in the sum of \$3,600 per year to be paid in monthly installments of \$300.00, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
February 14, 1996
Public Health Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

The resolution for the Lease of Office Space in Dansville at the Masonic Temple for the Office for the Aging Meal Program was presented at this time but was tabled until later in the meeting. The Board questioned whether the lease payment was the same as last year.

RESOLUTION NO. 96-065. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A GRANT APPLICATION FOR THE FOSTER GRANDPARENT PROGRAM

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

WHEREAS, the State of New York has restored funding within the State Budget in the amount of \$4,504.00 for the Foster Grandparent Program, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute said grant application on behalf of the County of Livingston, after review by the County Administrator and County Attorney.

Copy of grant application on file in Clerk's office.

Dated at Geneseo, New York
February 14, 1996
Public Health Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-066. APPOINTING MEMBERS TO THE FIRE ADVISORY BOARD

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

RESOLVED, that the following persons are hereby appointed to the Livingston County Fire Advisory Board for a three-year term terminating December 31, 1998:

Howard M. Ayers, 3368 Rochester Road, Lakeville, NY 14480
Richard Kane, 5334 Upper Mt. Morris Road, Leicester, NY 14481
Ronald Donovan, 19 Eagle Street, Mt. Morris, NY 14510

Elwood Peck, 6479 Stone Hill Road, Livonia, NY 14487
 Sheriff John York, Liv. Cty. Sheriff's Dept, Court Street, Geneseo, NY 14454
 James Layland, Public Safety Committee Member, Liv. Cty. Government Center, Geneseo, NY 14454

Dated at Geneseo, New York

February 14, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-067. AUTHORIZING CHAIRMAN TO SIGN DOCUMENTS FOR CONESUS LAKE COUNTY SEWER DISTRICT EASEMENTS.

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign the documents necessary for the acceptance of easements by the Conesus Lake County Sewer District for the construction of new sewer lines on Route 15 and Routes 5 & 20, as prepared by the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 14, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-068. AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH CLARK PATTERSON ASSOCIATE TO PERFORM ENGINEERING FOR AVON/LAKEVILLE SEWER EXTENSIONS

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

WHEREAS, the Livingston County Board of Supervisors authorized a contract with Clark Patterson Associates to perform engineering for Avon/Lakeville Sewer Extensions by Res. No. 95-140 adopted on April 12, 1995, and

WHEREAS, additional work is required for this project, it is hereby

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a contract amendment with Clark Patterson Associates for an amount not to exceed Sixty Seven Thousand Four Hundred and Fifty Dollars (\$67,450.00), subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 14, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,634; Noes - 0; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-069. AUTHORIZING CONTRACT BETWEEN THE MASONIC TEMPLE/PHOENIX AND THE COUNTY OF LIVINGSTON FOR THE LEASE OF SPACE FOR THE OFFICE FOR THE AGING MEAL PROGRAM

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

WHEREAS, Livingston County desires to lease space from Masonic Temple/Phoenix Lodge, 68 Elizabeth Street, Dansville, New York for the Office for the Aging Meal Program, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute said lease for a term of one year commencing January 1, 1996, in the sum of \$6,000 per year to be paid in monthly installments of \$500.00, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 14, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,605; Noes - Mehlenbacher, 29; Absent - Hart, 180; Adopted.

RESOLUTION NO. 96-070. AMENDING THE 1996 SALARY SCHEDULE - CENTRAL SERVICES, SHERIFF, HEALTH RELATED FACILITY, PUBLIC HEALTH, EMPLOYMENT & TRAINING, HIGHWAY DEPARTMENT

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

CENTRAL SERVICES

Robert Giglio should have four (4) longevity starts

SHERIFF

Donald Lubanski should have one (1) longevity on 2/4/96

Wendy Hopkins should read step 3

HEALTH RELATED FACILITY

Create one (1) Occupational Therapist position at salary grade 17

PUBLIC HEALTH

Vicki Englert should be shown as "NH" rather than "B"

Create one (1) Public Health Nurse

EMPLOYMENT & TRAINING

Create one (1) Senior Account Clerk position

Delete one (1) Senior Account Clerk/Typist position

HIGHWAY

Create one (1) Senior Account Clerk/Typist position

Delete one (1) Account Clerk/Typist position

Dated at Geneseo, New York

February 14, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,583; Noes - 0; Absent - Hart, 180; Marks, 51 TOTAL 231; Adopted.

RESOLUTION NO. 96-071. APPROVING MEMORANDUM OF AGREEMENT BETWEEN LIVINGSTON COUNTY AND CSEA LOCAL #826 REGARDING THE CHANGE OF PAY GRADES AND AMENDING THE 1996 SALARY SCHEDULE - COUNTY CLERK

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

RESOLVED, that the 1996 Salary Schedule for the County Clerk be amended as follows:

Create two (2) Senior Index Clerk positions at Salary Grade 10, and appoint to these positions on a provisional basis Toni Teresa and Diane Fusco;

Create two (2) Senior Motor Vehicle Clerk positions at Salary Grade 10, and appoint to these positions on a

provisional basis Joyce Kornbau and Diana Moffat, and

WHEREAS, Livingston County and CSEA desire to change the pay grade of Index Clerk, Motor Vehicle Clerk and Motor Vehicle Supervisor, it is hereby

RESOLVED, that the attached Memorandum of Agreement is hereby adopted by the Livingston County Board of Supervisors, and it is further

RESOLVED, that the 1996 Salary Schedule for the following department be amended as follows:

COUNTY CLERK (A1410)

Index Clerk - Grade 8

| | | |
|----------------------|---------|---------|
| Geraldine McLaughlin | | 12.06* |
| | 2/18/96 | 12.33** |
| Vacant NH | 8.74 | |
| Vacant NH | 8.74 | |

Motor Vehicle Clerk - Grade 8

| | | |
|-----------------|----------|--------------|
| Vacant NH | 8.74 | |
| Vacant NH | 8.74 | |
| Linda Arndt | | 12.33** |
| Pamela Minnehan | | 12.33** |
| Brenda Peters | | 12.60*** |
| Judith Potter | | 12.60*** |
| | 10/11/96 | 12.87**** |
| Kathy Olson | NH | 8.74 (A1411) |

Motor Vehicle Supervisor - Grade 12

| | | |
|-------------|--------|-----------|
| Linda Yohon | step 5 | 15.93**** |
|-------------|--------|-----------|

Senior Index Clerk - Grade 10

| | | |
|-------------|--------|----------|
| Toni Teresa | step 5 | 13.65*** |
| Diane Fusco | step 4 | 12.94** |

Senior Motor Vehicle Clerk - Grade 10

| | | |
|---------------|---------|----------|
| Joyce Kornbau | step 5 | 13.65*** |
| Diana Moffat | step 5 | 12.94** |
| | 4/28/96 | 13.22*** |

This resolution shall be effective February 19, 1996.

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement dated this 26th day of January, 1996, between LIVINGSTON COUNTY (hereinafter referred to as "County") and CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., LOCAL 1000, AFSCME, AFL-CIO, LIVINGSTON COUNTY LOCAL 826 (hereinafter referred to as "CSEA"),

In consideration of the promises and covenants contained herein and for other good and valuable consideration, the parties agree as follows:

1. Motor Vehicle Clerk Upgrade. The Agreement by and between the County of Livingston and the Civil Service Employees Association, Inc., Local 1000, AFSCME, ALF-CIO, County of Livingston Employees Unit Local 826, January 1, 1996 - December 31, 1998 (hereinafter referred to as the "Collective Bargaining Agreement") is hereby amended to provide that the title of Motor Vehicle Clerk shall be a grade 8.
2. Index Clerk Upgrade. The Collective Bargaining Agreement is hereby amended to provide that the title of Index Clerk shall have a pay grade 8.
3. Motor Vehicle Supervisor Upgrade. The Agreement is hereby amended to provide that the title of Motor Vehicle Supervisor shall have a pay grade 12.

Signed by:

Tammy Macomber, CSEA Local President
 Candy Saxon, CSEA Labor Relations Specialist
 Dominic F. Mazza, County Administrator
 James Layland, Chairman, Salary & Negotiating Committee

Dated at Geneseo, New York

February 14, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,583; Noes - 0; Absent - Hart, 180; Marks, 51 TOTAL 231; Adopted.

RESOLUTION NO. 96-072. APPROVING MEMORANDUM OF AGREEMENT BETWEEN LIVINGSTON COUNTY AND CSEA LOCAL #826 REGARDING FOOD SERVICES EMPLOYEES AT THE GENESEO SKILLED NURSING FACILITY

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

WHEREAS, Livingston County and CSEA desire to establish the rights and obligations of the parties with regard to the employees who will be laid off from the Food Service Department of the Geneseo Skilled Nursing Facility, it is hereby

RESOLVED, that the attached Memorandum of Agreement is hereby adopted by the Livingston County Board of Supervisors.

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement dated this 26th day of January, 1996, between LIVINGSTON COUNTY (hereinafter referred to as "county") and CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., LOCAL 1000, AFSCME, AFL-CIO, LIVINGSTON COUNTY LOCAL 826 (hereinafter referred to as "CSEA"),

In consideration of the promises and covenants contained herein and for other good and valuable consideration, the parties agree as follows:

1. Laid Off Food Service Employees. The County will provide the following to the Geneseo Skilled Nursing Facility Food Service employees who are laid off as a result of the privatization of the department:
 - a. Benefit Accruals. The laid off employees shall be permitted to choose between two options:

- i. To retain all of their benefit accruals after the date of the termination of employment for a period of twenty four months, and if such employees are rehired within this period of time, their accruals shall be reinstated to them upon the date of their reemployment; or
 - ii. To request and receive payment for those accruals which are payable under the terms of the Agreement by and between the County of Livingston and the Civil Service Employees Association, Inc., Local 100, AFSCME, AFL-CIO, Local 826 January 1, 1996 - December 31, 1998 (hereinafter referred to as the "Collective Bargaining Agreement) upon the termination of employment. Such other accruals which are not payable shall be retained after the date of termination of employment for a period of twenty four months, and if such employees are retired within this period of time, their accruals shall be reinstated to them upon the date of their reemployment.
- b. Certified Nursing Assistant Option. Each of the laid off employees shall be eligible to participate in a Certified Nursing Assistant (CNA) training class which shall be provided for them as soon as practicable after they are laid off.

Those employees who participate in the CNA training class shall be paid at the normal training rate for the entire duration of their participation in the training class.

All CNA vacancies which occur after December 13, 1995, shall remain vacant until such time as this CNA training class has been completed and the participants in this class have received their test results for the CNA certification. All those employees who become certified will be hired into these vacancies. First preference will be given to full-time employees who will be hired in order of previous seniority. Second, part-time employees will be hired in order of their previous years of service to the County.

Any of the laid off employees who are hired as full-time CNAs shall be paid at the "base" contract rate plus their longevities as accrued prior to their layoff.

To be eligible for employment as a CNA, the laid off employees must successfully complete the CNA training course and become certified, they must be willing to accept such employment when it is offered, and they must accept employment at any skilled nursing facility of Livingston County. The laid off employees must accept any shift which is offered.

Any laid off employees who elects to participate in the CNA training class shall be entitled to continue his/her health insurance as it presently exists, with the same level of employer and employee contributions, throughout the duration of the employee's participation in the training program.

Any laid off employees who is hired as a CNA shall be given consideration of his/her previous seniority for the purpose of considering vacation requests; however, the consideration of such seniority shall not be used to rescind previously authorized vacation requests of other employees.

2. Fair and Equitable. CSEA acknowledges and agrees that this agreement is fair and equitable and, as the representatives of the food service employees, accepts these terms as a complete and final settlement of any and all claims which may arise under the terms of the Collective Bargaining Agreement as a result of the lay off of the food service employees.

Signed by:

Tammy Macomber, CSEA Local President
 Candy Saxon, CSEA Labor Relations Specialist
 Dominic F. Mazza, County Administrator
 James Layland, Chairman, Salary & Negotiating Committee

Dated at Geneseo, New York

February 14, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,583; Noes - 0; Absent - Hart, 180; Marks, 51 TOTAL 231; Adopted.

RESOLUTION NO. 96-073. AWARDING BID FOR DIETARY SERVICES FOR THE HEALTH CARE FACILITIES AND THE OFFICE FOR THE AGING

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

WHEREAS, after due advertisement, three bids were opened on January 22, 1996 by the Office of the Livingston County Administrator for dietary services for the Health Care Facilities and the Office for the Aging, it is hereby

RESOLVED, that the Health Care Facilities and Office for the Aging are hereby authorized to enter into a contract for dietary services from Aladdin of 21 Armory Drive, Wheeling, WV 26003-6394 at a bid price per patient day of \$9.918 for the Health Care Facilities and a bid price per meal of \$1.60 for the Office for the Aging Meal Program. This award shall be effective March 1, 1996 through February 28, 1997 with the option to renew for two additional one-year periods, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute said agreement, subject to review by the County Administrator and County Attorney.
 Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 14, 1996

Social Services Committee

The roll was called as follows: Ayes - 1,583; Noes - 0; Absent - Hart, 180; Marks, 51 TOTAL 231; Adopted.

RESOLUTION NO. 96-074. CORRECTING TAX ROLL - TOWNS OF SPRINGWATER AND WEST SPARTA

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

WHEREAS, The Director of Real Property Tax Services has transmitted a written report of his investigation and recommendation with regard to three (3) applications for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessors for the Towns of Springwater and West Sparta on the tax rolls for the years hereinafter set forth, and

WHEREAS, said premises were incorrectly assessed and/or taxed for reasons set forth in the application for correction requested from the Director of Real Property Tax Services attached hereto,

NOW, THEREFORE, be it resolved that the Director of Real Property Tax Services is authorized and directed to forward a copy of this resolution to the officer having jurisdiction of the tax rolls so that the rolls can be corrected; and a notice of approval to the applicants, and be it further

RESOLVED, that the County Treasurer and/or Town Tax Collector is hereby authorized to make the tax roll corrections and forward the corrected tax bill. The County Treasurer is authorized to issue refunds and/or make the appropriate chargebacks as hereinafter set forth for each of the applications.

| Year, Town & Premises | Taxing Jurisdiction | Original Tax Bill | Corrected Tax Bill | Refunds | Chg. Back |
|---|---------------------|-------------------|--------------------|-------------|--------------|
| 1. 1995 SPRINGWATER BREWER, Francis J. (formerly: Lane, Malcolm, EtAl) | Livingston County | 235.58 | 56.68 | 0.00 | 178.90 |
| Tax Map Number 150.-2-25.10 | Liv.Co. Penalties | 118.56 | 28.60 | 0.00 | 89.96 |
| | Liv.Co. Advertise. | 8.50 | 8.50 | 0.00 | 0.00 |
| | Town of Springwater | 275.71 | 67.10 | 0.00 | 208.61 |
| | Way-Co.Sch.Relevy | 365.90 | 88.04 | 0.00 | 277.86 |
| | Springwater Fire | <u>26.65</u> | <u>6.41</u> | <u>0.00</u> | <u>20.24</u> |
| | Total | \$1030.90 | \$255.33 | \$0.00 | \$775.57 |
| 2. 1996 SPRINGWATER FORRESTER, Gary | Livingston County | 197.79 | 182.58 | 0.00 | 15.21 |
| Tax Map Number 165.-1-7.113 | Liv.Co. Penalties | 21.55 | 21.55 | 0.00 | 0.00 |
| | Town of Springwater | 227.28 | 209.79 | 0.00 | 17.49 |
| | Way-Co.Sch.Relevy | 307.82 | 307.82 | 0.00 | 0.00 |
| | Springwater Fire | <u>22.22</u> | <u>22.22</u> | <u>0.00</u> | <u>0.00</u> |
| | Total | \$776.66 | \$743.96 | \$0.00 | \$32.70 |
| 3. 1996 WEST SPARTA PALMER, David L. | Livingston County | 319.70 | 304.63 | 15.07 | 15.07 |
| Tax Map Number 188.-1-64 | Town of West Sparta | 477.08 | 454.60 | 22.48 | 22.48 |
| | West Sparta Fire | <u>52.29</u> | <u>49.82</u> | <u>2.47</u> | <u>2.47</u> |
| | Total | \$849.07 | \$809.05 | \$40.02 | \$40.02 |

Dated at Geneseo, New York

February 14, 1996

Tax Committee

The roll was called as follows: Ayes - 1,583; Noes - 0; Absent - Hart, 180; Marks, 51 TOTAL 231; Adopted.

OTHER BUSINESS

1. Certificates from Governor Pataki for the County Creating the Livingston County Water and Sewer Authority - Mr. House stated that the County had received pen certificates from Governor Pataki for the creation of the Livingston County Water and Sewer Authority. These will be shared with the Authority and then hung in an appropriate place.
2. Discussion of Board Meetings March 27, 1996 and April 10, 1996

Due to Easter falling during the week of the April 10, 1996, the Board discussed canceling the March 27, 1996 and April 10, 1996 Regular Board Meetings and conducting the regular meeting on April 3, 1996.

MOTION: Mr. Moore moved and Mr. Kosakowski seconded to change the Board meetings as proposed.

The roll was called as follows:

Ayes - 1,583 Noes - 0 Absent - Hart, 180; Marks, 51 Total 231 Adopted.

The Clerk will notify the Department Heads and the official newspapers.

3. 1996 County Directory was distributed and the Clerk requested that the Supervisors provide a copy to

their Town Clerk.

4. Mr. Weber asked whether there would be any reimbursement for the private homeowners who were affected by the recent flooding throughout the County. Mr. House responded that FEMO and SEMA have been visiting the County to assess the situation. Meetings will be scheduled in the future to outline procedures for filing paperwork.
5. Mr. Moore requested that Carol Riccardi be directed to keep the Board abreast of when the hearings are being held with regard to the new Akzo mine. Mr. House will contact Carol and request a list of when the hearings will be held.
6. Mr. House stated that the Town of York is willing to share their stock pile of salt. Any Supervisor interested in pooling salt with the Town of York should talk to Mr. House.
7. Mr. Steele requested the status of consolidating the Conesus Lake County Sewer District within the Livingston County Water and Sewer Authority. The County Administrator responded that the Authority feels that the water issue is priority and that they will consider the consolidation in the future.
8. Mr. Kramer questioned the procedure for the Towns to be on the contract for EAP services. The County Administrator stated that the Towns must inform the County in writing that they want to be involved.

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Mehlenbacher to adjourn until Wednesday, February 28, 1996 at 1:30 PM. Carried.

The Board adjourned at 2:50 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, FEBRUARY 28, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Thompson.

The Pledge of Allegiance.

Minutes of 2/14/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Letter from Sheriff John M. York commending the Board's efforts and commitment with regard to the Enhanced 911 project
2. Notification of the Village of Honeoye Falls Sign Ordinance
3. Acknowledgment from Sparta Center United Methodist Church for a donation in memory of Richard Schuyler
4. Notice of Claim in the matter of Lauraine Perkins and Keith Perkins versus the County of Livingston and the Town of Conesus
5. Notice of Petition in the matter of Colleen Knapp versus the County of Livingston
6. Receipt of the Livingston County Industrial Development Agency 1996 Budget

RESOLUTION NO. 96-075. APPROVING ABSTRACT OF CLAIMS #2B - February 28, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2B dated February 28, 1996, in the total amount of \$904,927.95.

Dated at Geneseo, New York

February 28, 1996

Finance Committee

The roll was called as follows: Ayes - 1,668; Noes - 0 ; Absent - Thompson, 146; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to the following:

David Woods presented an overview of the Hazard Mitigation Grant Program. Municipalities and others interested in applying for a Grant must submit a letter of intent to SEMO no later than March 28, 1996. Documentation is on file in the Clerk's office.

Ralph VanHouten presented an overview of the Livingston County Department of Health Septic System program and changes for 1996. Documentation of programs changes are on file in the Clerk's office.

RESOLUTION NO. 96-076. APPROVING TRANSFER OF FUNDS - VARIOUS (CENTRAL SERVICES, MENTAL HEALTH, PLANNING, PUBLIC HEALTH)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been

approved by the County Administrator.

Dated at Geneseo, New York

February 28, 1996

Finance Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-077. AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$390.19, \$1,476.13, and 886.67, be it now,

RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$390.91 and \$1,476.13 from A3110.2680 Sheriff/Insurance Recoveries, to

| | |
|----------------------------|------------|
| A3110.4127 Outside Repairs | \$ 390.91 |
| | \$1,476.13 |
| | \$ 886.67 |

Dated at Geneseo, NY

February 28, 1996

Finance Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-078. AWARDING ENGINEERING SERVICES FOR HIGHWAY DEPARTMENT'S BRIDGE PROGRAM

Mr. Marks presented the following resolution and moved its adoption

WHEREAS, the Highway Department wishes to retain the consulting services of an engineering firm through 1997 to assist in the department's bridge program, and

WHEREAS, a "Request for Proposal" was sent to nine (9) engineering firms, resulting in three (3) submittals, and

WHEREAS, Sniedze Associates of Canandaigua, New York submitted the best combination of rates and team personnel, and said firm is well qualified to provide the required engineering services, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized and empowered, subject to review by the County Administrator and County Attorney, to sign an agreement with Sniedze Associates to provide various engineering services on an "as needed" basis, through 1997, for the Highway Department's bridge program, according to the firm's attached billing rates.

Copy of rates and agreement are on file in Clerk's office.

Dated at Geneseo, New York

February 28, 1996

Highway Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-079. AUTHORIZING THE CHAIRMAN TO SIGN AN EASEMENT TO THE TOWN OF GENESEO FOR A WATER LINE TO BE INSTALLED OVER OLD WEST LAKE ROAD

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign an easement to the Town of Geneseo for a water line to be installed over Old West Lake Road, subject to review by the County Administrator and County Attorney.

Copy of easement on file in Clerk's office.

Dated at Geneseo, New York

February 28, 1996

Highway Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-080. AUTHORIZING THE CHAIRMAN TO SIGN A CONTRACT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE USE AND DISSEMINATION REGARDING THE NYS POLICE IDENTIFICATION NETWORK (NYSPIN)

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

RESOLVED, that the Chairman of the Board is hereby authorized to sign a contract with the New York State Division of Criminal Justice Services for the use and dissemination regarding the NYS Police Identification Network (NYSPIN), subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 28, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,527; Noes - 0; Absent - Layland, 141; Thompson, 146 Total, 287; Adopted.

RESOLUTION NO. 96-081. AUTHORIZING CHAIRMAN TO SIGN A WEATHERIZATION CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF STATE

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

WHEREAS, the New York State Department of State has awarded \$243,000 in Weatherization funds to Livingston County, now therefore, be it

RESOLVED, that the Chairman be, and he hereby is, authorized to sign a Weatherization contract with the New York State Department of State, after review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 28, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-082. AUTHORIZING AMENDED CONTRACTS WITH FINGER LAKES ASSOCIATION, INC. AND LIVINGSTON COUNTY SOIL & WATER CONSERVATION DISTRICT FOR TRANSFER OF NYSDEC FUNDING FOR FINGER LAKES AQUATIC VEGETATION CONTROL - CLAWS VII

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

WHEREAS, Board of Supervisors Resolution No. 95-402 authorized contracts with the Finger Lakes Association, Inc. and Livingston County Soil & Water Conservation District for transfer of NYSDEC funding for Finger Lakes Aquatic Vegetation Control - Claws VII; and

WHEREAS the Finger Lakes Association, Inc. is amending its contract with the New York State Department of Environmental Conservation to provide for creation of a Reserve Account; now therefore be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors be, and he hereby is, authorized to sign an amended contract with Finger Lakes Association, Inc. to allow transfer of funding from the Finger Lakes Association, Inc., for Aquatic Vegetation Control as specified in said contracts, after review by the

County Administrator and the County Attorney; and to act as the official representative of Livingston County in connection with any and all contracts between Livingston County and Finger Lakes Association, Inc. for AVCP funds; and be it further

RESOLVED, that a signed certified copy of this resolution be submitted to Mr. Conrad T. Tunney, Executive Director of the Finger Lakes Association, Inc. along with said contract; and be it further

RESOLVED, that the Chairman be, and he hereby is, authorized to sign an amended contract with the Livingston County Soil & Water Conservation District, pursuant to said contract with the Finger Lakes Association, Inc., after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 28, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-083. APPOINTING MEMBERS TO LIVINGSTON COUNTY PLANNING BOARD

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

RESOLVED, that the following persons are hereby appointed to the Livingston County Planning Board for a term expiring December 31, 1998:

Village of Dansville - Michael D. Kane, Village of Dansville, 14 Clara Barton Street, Dansville, NY 14437

Town of Portage - James Parker, Parker Road, Hunt, NY 14846

Town of Ossian - Joan M. Wamp, 5332 Ossian Hill Road, Dansville, NY 14437

and be it further

RESOLVED, that the following person is hereby appointed to the Livingston County Planning Board for a term expiring December 31, 1996:

Village of Leicester - Michael Parsons, 64 Main Street, Leicester, NY 14481

Town of Conesus - Betty Marble, 7088 Dansville Road, Conesus, NY 14435

Dated at Geneseo, New York

February 28, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-084. AUTHORIZING A CONTRACT WITH LIVINGSTON COUNTY CHAMBER OF COMMERCE FOR THE YEAR 1996 FOR TOURISM PROMOTION

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

WHEREAS, the Livingston County Chamber of Commerce functions as the County's local tourism promotion agency, and

WHEREAS, the Chamber of Commerce has agreed to promote tourism for Livingston County, and

WHEREAS, the funds in the amount of \$53,500 have been budgeted in the 1996 County budget, now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to sign a contract in an amount not to exceed \$53,500 with the Livingston County Chamber of Commerce, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

February 28, 1996

Legislative Committee

Steve Newvine, Executive Director of the Livingston County Chamber of Commerce, thanked the Board for their support in the past and stated that the County Tourism brochure has been nominated by the NYS Economic Development Office to win an award.

Mr. Steele questioned when the Hotel/Motel Tax Law expired. The County Administrator responded that it expires December 31, 1996 and that the Legislative Committee will be reviewing the law and making a recommendation this summer.

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-085. APPOINTING MEMBER TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD

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

RESOLVED, that the following person is hereby appointed to the Livingston County Community Services Board:

Denise Buscomi-Syed, Esq., 37 Big Tree Street, Livonia NY 14487 to fill expired term previously held by Robert Presutti, Esq. - term runs 1/1/96 - 12/31/99.

Dated at Geneseo, NY

February 28, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-086. AMENDING THE 1996 SALARY SCHEDULE - HIGHWAY DEPARTMENT

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

RESOLVED, that the 1996 Salary Schedule for the following department be amended as follows:

HIGHWAY

Create two (2) Motor Equipment Operator (MEO) II positions - salary grade 10

Create one (1) Bridge Construction Foreman position - salary grade 14

Delete one (1) Working Foreman position - salary grade 12

Dated at Geneseo, New York

February 28, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-087. AUTHORIZING A CONTRACT WITH RMSCO, INC. TO ADMINISTER THE SELF-INSURED WORKERS' COMPENSATION PROGRAM

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

WHEREAS, Res. No. 90-38 approved an original three-year contract with RMSCO, Inc. of Rochester, New York, to administer the Self-Insured Workers' Compensation Fund, and

WHEREAS, the existing contract between the County of Livingston and RMSCO, Inc. expired February 15, 1996, it is hereby

RESOLVED, that the Chairman of the Board is hereby authorized to sign a three-year contract not to exceed \$50,000 annually between the County of Livingston and RMSCO, Inc. of Rochester, New York, to administer the Self-Insured Workers' Compensation Fund, commencing February 15, 1996 and to expire February 15, 1999,

subject to review by the County Administrator and County Attorney.
Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
February 28, 1996
Supervisors Committee

The County Administrator stated that this is the same firm we have had since 1990 and the firm has recovered a \$1/2 million dollars. He stated that the fund has a surplus in operations and reserves, and the firm is determined to continue to monitor the loss prevention programs within the nursing facilities.

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

RESOLUTION NO. 96-088. CORRECTING TAX ROLL - TOWNS OF LIVONIA AND SPRINGWATER

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

WHEREAS, the Director of Real Property Tax Services has transmitted a written report of his investigation and recommendation with regard to two (2) applications for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessors for the Towns of Livonia and Springwater on the tax rolls for the years hereinafter set forth, and

WHEREAS, said premises were incorrectly assessed and/or taxed for reasons set forth in the application for correction requested from the Director of Real Property Tax Services attached hereto,

NOW, THEREFORE, be it resolved that the Director of Real Property Tax Services is authorized and directed to forward a copy of this resolution to the officer having jurisdiction of the tax rolls so that the rolls can be corrected; and a notice of approval to the applicants, and be it further

RESOLVED, that the County Treasurer and/or Town Tax Collector is hereby authorized to make the tax roll corrections and forward the corrected tax bill. The County Treasurer is authorized to issue refunds and/or make the appropriate chargebacks as hereinafter set forth for each of the applications.

| Year, Town & Premises | Taxing Jurisdiction | Original Tax Bill | Corrected Tax Bill | Refunds | Chg. Back |
|--|---------------------|-------------------|--------------------|--------------|--------------|
| 1. 1996 LIVONIA GUILIAN, Nancy L., Trustee Tax Map Number 65-1-32 | Livingston County | 322.67 | 20.60 | 302.07 | 302.07 |
| | Town of Livonia | 191.74 | 12.24 | 179.50 | 179.50 |
| | Livonia Fire | <u>40.68</u> | <u>5.01</u> | <u>35.67</u> | <u>35.67</u> |
| | Total | \$555.09 | \$37.85 | \$517.24 | \$517.24 |
| 2. 1996 SPRINGWATER BISHOP, Jack B., Trustee Tax Map Number 152-1-67.114 | Livingston County | 769.26 | 603.11 | 166.15 | 166.15 |
| | Town of Springwater | 883.93 | 693.02 | 190.91 | 190.91 |
| | Springwater Fire | <u>86.43</u> | <u>67.76</u> | <u>18.67</u> | <u>18.67</u> |
| | Total | \$1739.62 | \$1363.89 | \$375.73 | \$375.73 |

Dated at Geneseo, New York
February 28, 1996
Tax Committee

The roll was called as follows: Ayes - 1,668; Noes - 0; Absent - Thompson, 146; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Mehlenbacher that the Board adjourn and reconvene as a

Committee of the Whole for the purpose of discussing contract negotiations, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing contract negotiations hereby reports as follows:

No action taken.

Dated February 28, 1996

Dennis R. House, Chairman
Virginia O. Amico, Secretary

Motion made by Mr. Kosakowski and seconded by Mr. Mehlenbacher that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Mehlenbacher and seconded by Mr. Steele to adjourn until Wednesday, March 13, 1996 at 1:30 PM. Carried.

The Board adjourned at 3:05 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, MARCH 13, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Kosakowski, and Thompson.

The Pledge of Allegiance.

Minutes of 2/28/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Intercounty Association of Western New York, Thursday, March 21, 1996, 9:30 a.m., Monroe County, Red Fedele's Brook House, 3590 West Ridge Road, Rochester, NY
PROGRAM: Terrence G. Slaybaugh, Manager, Monroe County Economic Development Division, "Let's Play Ball on Frontier Field"
John Twomey, Executive Director of New York Association of Training and Employment Professionals - Federal and State consolidation of workforce development program
2. Acknowledgment from the family of Richard Schuyler for the donation to the Sparta Center United Methodist Church
3. Invitation to attend the Ribbon Cutting Ceremony and Open House for the new addition to the Wadsworth Library, Sunday, March 17, 1996 at 2:30 p.m.
4. Notification from the Personnel Office that Open Enrollment for Direct Deposit is March 15, 1996 to April 15, 1996. If you wish to join, cancel or change bank affiliation you can do so at this time with the effective date of the change being June 1, 1996.
5. The March 27 and April 10, 1996 regular board meetings are cancelled. Committee meetings for these days have also been cancelled. The Board will meet on April 3, 1996 as well as Salary and Negotiating and Finance Committees at the regular designated time.

RESOLUTION NO. 96-089. APPROVING ABSTRACT OF CLAIMS #3A - March 13, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #3A dated March 13, 1996, in the total amount of \$1,103,602.16.

Dated at Geneseo, New York

March 13, 1996

Finance Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to the following:

Joan Ellison, Public Health Director, presented the 1995 Annual Report for the Livingston County Department of Health which included an overview of the prevention of diseases, health education, Home Health Agency, WIC, HOPSICE, Women's Health Center, Emergency Medical Services, Environmental Health, Dog Control and funding reimbursements. Mrs. Ellison announced she is conducting an annual staff

meeting on March 22, 1996 at 10:00 a.m. in Building 1 Auditorium, and that the department is celebrating April as Public Health Month and on April 2 the department is conducting programs to promote healthy life styles and invited the Board to attend.

RESOLUTION NO. 96-090. APPROVING THE USE OF LEVEL DEBT SERVICE IN CONNECTION WITH THE ISSUANCE OF \$3,830,000 PUBLIC IMPROVEMENT (SERIAL) BONDS, 1996, OF THE COUNTY OF LIVINGSTON, NEW YORK

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

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

Section 1. The \$3,830,000 Public Improvement (Serial) bonds, 1996, to be issued by the County of Livingston, New York, for the reconstruction and construction of replacement bridges and the reconstruction and equipment of the Livingston County Courthouse pursuant to bond resolutions dated July 22, 1992 and July 28, 1993, respectively, may be issued on a substantially level or declining annual debt service basis in accordance with the provisions of the Local Finance Law, and the power to determine whether such obligations shall be issued on such basis is hereby delegated to the chief fiscal officer.

Section 2. This resolution shall take effect immediately.

Dated at Geneseo, New York

March 13, 1996

Finance Committee

The roll was called as follows (2/3 vote): Ayes - 1,464; Noes - 0; Absent - Kosakowski, 221; Thompson, 147 Total 368; Adopted.

RESOLUTION NO. 96-091. APPROVING TRANSFER OF FUNDS - VARIOUS (RECORDS MANAGEMENT, EMPLOYEE BENEFITS FSA, PUBLIC HEALTH)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

March 13, 1996

Finance Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-092. AMENDING 1996 BUDGET - FOSTER GRANDPARENT PROGRAM

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

RESOLVED, that the 1996 Budget for the Foster Grandparent Program is amended as follows:

| | |
|------------------------------------|------------|
| Increase Federal Revenue 6781.4772 | \$3,928.00 |
|------------------------------------|------------|

| | |
|----------------------------------|------------|
| Increase Appropriation Accounts: | \$3,928.00 |
|----------------------------------|------------|

| | |
|----------------|--------|
| 1000 Personnel | 517.00 |
|----------------|--------|

| | |
|------------------------------|---------|
| 4020 Travel (Staff and F.G.) | 1116.00 |
|------------------------------|---------|

| | | |
|------|---------------------------|--------|
| 4025 | Conferences | 600.00 |
| 4060 | Office Supplies, Printing | 600.00 |
| 4040 | Rent | 745.00 |
| 4080 | Physicals | 350.00 |

Dated at Geneseo, New York

March 13, 1996

Finance Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-093. AUTHORIZING A CONTRACT WITH STUART I. BROWN ASSOCIATES, INC. FOR GRANTSMAN SERVICES

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

RESOLVED, that the County of Livingston enter into an Agreement with Stuart I. Brown Associates, Inc., for procuring and processing grants in aid for Livingston County, to commence January 1, 1996 and terminate December 31, 1996 and the contract price per day shall be Five Hundred Dollars (\$500.00), and it is further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an agreement with Stuart I. Brown Associates, Inc., subject to review by the County Administrator and County Attorney. Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

March 13, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-094. APPOINTING ENVIRONMENTAL MANAGEMENT COUNCIL CHAIRPERSON

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

WHEREAS, the bylaws of the Livingston County Environmental Management Council (EMC) provide that the EMC Chairperson be appointed by the Board of Supervisors upon the recommendation of the EMC; and

WHEREAS, on February 28, 1996, the EMC voted to recommend that the Board of Supervisors appoint Susan Walker as Chairperson of the Environmental Management Council; now therefore be it

RESOLVED, that Susan Walker, 7630 Walker Road, Wayland, NY 14572, is hereby appointed as Chairperson of the Livingston County Environmental Management Council, for a term to expire March 1, 1997.

Dated at Geneseo, New York

March 13, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-095. PROCLAIMING APRIL AS COMMUNITY BANKING MONTH

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

WHEREAS, there are over one hundred locally-owned and operated commercial banks with nearly six hundred banking offices found in every part of New York, and

WHEREAS, since the New York State economy is a collection of local economic development efforts, the role of providing funds by institutions who know and understand their customers takes a broader perspective. The

community-based banks in essence connect their local expertise and market know-how to a statewide network, and
 WHEREAS, locally-owned Community Banks provide invaluable services to residents of the County of Livingston, and

WHEREAS, the Livingston County Board of Supervisors wishes to honor the local Community Banks for the services they provide, it is hereby

RESOLVED, that the Livingston County Board of Supervisors does proclaim April as Community Banking Month in honor of the professional bankers of the County of Livingston.

Dated at Geneseo, New York

March 13, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-096. APPOINTING MEMBER TO THE LIVINGSTON COUNTY BOARD OF HEALTH - MEHLENBACHER

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

RESOLVED, that Dean Mehlenbacher, 10117 Hunts Hollow Road, Hunt, New York 14846 is hereby appointed to the Livingston County Board of Health for a six-year term commencing January 1, 1996 and ending December 31, 2002 unless the term of his office as Town Supervisor terminates sooner.

Dated at Geneseo, New York

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-097. AUTHORIZING CHAIRMAN TO SIGN AN AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH TO SUPPORT A CHILDHOOD LEAD POISONING PREVENTION PROGRAM

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

WHEREAS, the New York State Department of Health desires to modify their agreement with the Livingston County Health Department for the support of a Childhood Lead Poisoning Prevention Program, and

WHEREAS, the Livingston County Health Department agrees to implement a Childhood Lead Poisoning Prevention Program, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said Amendment with the New York State Department of Health, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-098. APPROVING CONTRACT FOR EARLY INTERVENTION SERVICES

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the following

contract for Early Intervention Services subject to review by the County Administrator and County Attorney.

Diane Leitgeb

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,46;0 Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-099. PROCLAIMING PUBLIC HEALTH WEEK - APRIL 1 - 7, 1996

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

WHEREAS, we as Americans, enjoy better health, live in healthier conditions, know more about how to take care of our health and live longer than at any time in the past; and

WHEREAS, public health at the local, state and national levels use systematic, population-based approaches to:

- prevent epidemics and the spread of disease
- protect against environmental hazards
- prevent injuries
- promote and encourage healthy behaviors
- respond to disasters and assist communities in recovery
- assure the quality and accessibility of health services; and

WHEREAS, the Livingston County Health Department has made great progress in eliminating measles, reducing exposure to lead, promoting seat belts and bike helmets, reducing smoking, promoting healthier life styles and promoting quality care through its home care agency, hospice and clinics, now, therefore be it

RESOLVED, that April 1-7 be proclaimed Public Health Week.

Dated at Geneseo, New York

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-100. AUTHORIZING A CONTRACT WITH THE HEALTH ASSOCIATION FOR OPERATION FRIENDSHIP PSYCHO SOCIAL CLUB AND TRANSPORTATION

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and The Health Association, for Operation Friendship Psycho Social Club and Transportation, for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-101. AUTHORIZING A CONTRACT WITH FAMILY SERVICE OF ROCHESTER FOR OPERATION OF OUTPATIENT MENTAL HEALTH CLINICS

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and Family Service of Rochester for operation of outpatient mental health clinic for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-102. AUTHORIZING A CONTRACT WITH THE LIVINGSTON COUNTY COUNCIL ON ALCOHOLISM FOR OUTPATIENT ALCOHOLISM TREATMENT, PREVENTION AND EDUCATION SERVICES

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and the Livingston County Council on Alcoholism for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-103. AUTHORIZING A CONTRACT WITH THE HEALTH ASSOCIATION FOR THE WORK GUIDE PROGRAM

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and The Health Association for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-104. APPOINTING MEMBER TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD SUB-COMMITTEE

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

RESOLVED, that the following person is hereby appointed to the Livingston County Community Services Board Alcoholism and Substance Abuse Sub-Committee:

Patrisha Galiana, York Central School, Route 63, Retsof, NY 14539 to fill vacant term formerly held by Barbara Price. Term commences 1/1/96 and expires 12/31/99.

Dated at Geneseo, NY

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-105. AUTHORIZING CONTRACT WITH UNLIMITED CARE, INC. FOR EXPANDED IN-HOME SERVICES TO THE ELDERLY PROGRAM (EISEP)

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement commencing April 1, 1995 and ending March 31, 1996, with Unlimited Care, Inc. for Expanded In-Home Services to the Elderly Program (EISEP) which includes non-medical personal care/housekeeper services, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-106. AUTHORIZING CONTRACT WITH ROCHESTER-GENESEE REGIONAL TRANSIT AUTHORITY FOR SENIOR RIDERSHIP TO THE LIVINGSTON COUNTY NUTRITION PROGRAMS

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement commencing April 1, 1996 and ending March 31, 1997, with Rochester-Genesee Regional Transit Authority for Senior Ridership to the Livingston County Nutrition Programs, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

March 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-107. APPOINTING MEMBERS TO THE TRAFFIC SAFETY BOARD

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

RESOLVED, that the following persons are hereby appointed to the Livingston County Traffic Safety Board:

All terms are retroactive to January 1, 1996.

The following are three-year terms to expire December 31, 1998:

Joseph Caluorie 3338 Weitzel Lane, Caledonia, NY 14423 representing the Village of Caledonia

Richard Gray, PE 5287 Booher Hill Road, Geneseo, NY 14454 representing the Town of Geneseo

Glenn Meyer 6228 Conesus Springwater Road, Conesus, NY 14435 representing the Town of Conesus

Dated at Geneseo, New York

March 13, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-108. AMENDING THE 1996 SALARY SCHEDULE - HEALTH RELATED FACILITY

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

RESOLVED, that the 1996 Salary Schedule for the following department be amended as follows:

HEALTH RELATED FACILITY

Create one (1) Senior Typist position

Delete one (1) Clerk/Typist position

Dated at Geneseo, New York

March 13, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354; Adopted.

RESOLUTION NO. 96-109. AMENDING RES. NO. 96-71 AMENDING THE 1996 SALARY SCHEDULE - COUNTY CLERK

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

RESOLVED, that the 1996 Salary Schedule for the County Clerk be amended as follows:

COUNTY CLERK (A1410)

Motor Vehicle Supervisor - Grade 12

| | | |
|-------------|--------|-----------|
| Linda Yohon | step 3 | 14.89**** |
|-------------|--------|-----------|

Senior Index Clerk - Grade 10

| | | |
|-------------|--------|----------|
| Toni Teresa | step 3 | 12.79*** |
| Diane Fusco | step 3 | 12.51** |

Senior Motor Vehicle Clerk - Grade 10

| | | |
|---------------|---------|----------|
| Joyce Kornbau | step 3 | 12.79*** |
| Diana Moffat | step 3 | 12.51** |
| | 4/28/96 | 12.79*** |

This resolution shall be effective February 19, 1996.

Dated at Geneseo, New York
 March 13, 1996
 Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354 ;
 Adopted.

RESOLUTION NO. 96-110. AWARDDING BID FOR THE PURCHASE OF A VAN - DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, after proper legal advertisement for bids for a seven passenger minivan for the Department of Social Services, bids were received, then opened on February 15, 1996, now therefore, be it,

RESOLVED, that the bid of Northtown Dodge of 2020 Niagara Falls Boulevard, Tonawanda, New York for a new 1996 Dodge Seven Passenger Caravan in an amount not to exceed Fourteen Thousand Nine Hundred Twenty Two Dollars (\$14,922.00) including trade in allowance for 1990 Chevrolet Wagon be accepted as the lowest responsible bid, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Northtown Dodge, subject to review by the County Administrator and County Attorney.

Dated at Geneseo, New York
 March 13, 1996
 Social Services Committee

The roll was called as follows: Ayes - 1,460; Noes - 0; Absent - Kosakowski, 208; Thompson, 146 Total 354;
 Adopted.

OTHER BUSINESS

1. Mr. House announced that a Highway Tour has been scheduled for March 28, 1996 at 8:00 a.m. The Clerk call the roll to determine who was interested in attending the tour.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Mehlenbacher that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective bargaining, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing collective bargaining hereby reports as follows:

No action taken.

Dated March 13, 1996

Dennis R. House, Chairman

Virginia O. Amico, Secretary

Motion made by Mr. Layland and seconded by Mr. Moore that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Kramer to adjourn until Wednesday, April 3, 1996 at 1:30 PM. Carried.

The Board adjourned at 2:32 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, APRIL 3, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Steele and Stewart.

The Pledge of Allegiance.

Minutes of 3/13/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Notice of Claim in the matter of Milton Ramos versus the County of Livingston
2. Invitation to attend the Annual Livingston County Cornell Cooperative Extension luncheon, April 24, 1996 at 11:30 a.m. at the St. Mary's Church, Geneseo, New York
3. Notification and registration forms for County Legislators and Supervisors Association's 47th Annual Summer Conference, June 9-12, 1996, in Dutchess County, at the Best Western Conference Center in Poughkeepsie, NY. Please notify the Clerk if you are interested in attending.
4. United Way Kick-off campaign. If you intend to donate, please provide your donation card to Virginia by April 24, 1996.

RESOLUTION NO. 96-111. APPROVING ABSTRACT OF CLAIMS #3B - MARCH 27, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #3B dated March 27, 1996, in the total amount of \$1,320,653.59.

Dated at Geneseo, New York

April 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to County Administrator Dominic F. Mazza who stated that a team has been working diligently for the past few months to develop a proposal to seek an increase in the County's credit rating. The County Administrator proudly announced that the County has been approved for an A1 credit rating from Standard and Poors and an A+ credit rating from Moodys. Mr. Mazza acknowledged the following people who were instrumental in receiving this increased credit rating. Michele Rees, Confidential Secretary to the County Administrator; David Woods, Planning Director; W. Michael Woodhouse, Commissioner of Social Services; Terrence Donegan, County Auditor; Arlene Johnston, County Treasurer; Patrick Rountree, Director of Economic Development; Lisa Grosse, Administrative Assistant; and James Steele, former Chairman of the Board, Supervisor of Avon.

RESOLUTION NO. 96-112. AUTHORIZING A CONTRACT WITH THE DEPARTMENT OF AGRICULTURE AND MARKETS FOR THE PETROLEUM QUALITY TEST PROGRAM

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with the

Department of Agriculture and Markets for the Petroleum Quality Test Program for the period April 1, 1996 through March 31, 1997 with the option to renew for three additional one-year terms, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

April 3, 1996

Agriculture Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-113. APPROVING TRANSFER OF FUNDS - VARIOUS (EMERGENCY MANAGEMENT SERVICES, HIGHWAY, OFFICE FOR THE AGING, PUBLIC HEALTH)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

April 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-114. AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$144.37, be it now,

RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$144.37 from A3110.2680 Sheriff/Insurance Recoveries, to

A3110.4127 Outside Repairs

\$ 144.37

Dated at Geneseo, New York

April 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-115. ESTABLISHING COUNTY ROAD CAPITAL PROJECT - BIG TREE ROAD BRIDGE REPLACEMENT

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

WHEREAS, the Board of Supervisors has approved Highway Project Big Tree Road Bridge Replacement by Res. 95-129, it is hereby

RESOLVED, that the County Treasurer is hereby authorized and directed to establish the following accounts:

From Estimated Revenue:

| | | |
|------------|-----------------------|------------|
| H5113 4589 | Federal Revenue | 308,000.00 |
| H5113 3589 | State Revenue | 57,750.00 |
| H5113 5031 | Transfer from General | 19,250.00 |

To: H5113 2900 County Bridge Project 385,000.00

and be it further

RESOLVED, that the County Treasurer be authorized and directed to make the following transfer:

From: A1990 4000 Contingency 19,250.00

To: A9550 9000 Transfer to Capital 19,250.00

Dated at Geneseo, New York

April 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

The County Administrator explained the following two resolutions.

RESOLUTION NO. 96-116. AUTHORIZING AGREEMENT WITH MOTORCITY RACEWAY, INC.

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

WHEREAS, the County of Livingston currently holds a mortgage on property owned by Motorcity Raceway, Inc. in Leicester, New York, and

WHEREAS, Motorcity Raceway, Inc. desires to exchange certain lands it owns for other lands in order to acquire more available parking, and

WHEREAS, the County of Livingston will need to release these lands from its mortgage, now therefore, be it

RESOLVED, that the County of Livingston agrees to release certain lands from its mortgage to allow Motorcity Raceway, Inc. to complete the land exchange in consideration for which Motorcity Raceway, Inc. will spread the lien of the County's mortgage to the land it acquires in the exchange, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign all documents necessary to complete this transaction after review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

April 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-117. AUTHORIZING MORTGAGE MODIFICATION WITH MOTORCITY RACEWAY, INC.

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

WHEREAS, the County of Livingston and Motorcity Raceway, Inc. desire to modify the terms of the mortgage, now therefore, be it

RESOLVED, that the County of Livingston agrees to modify the existing mortgage by reducing the interest rate to 6% in consideration of which Motorcity Raceway, Inc. agrees to reduce the balance of the term of the mortgage from 94 months to 78 months, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign all documents necessary to complete this transaction after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

April 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-118. AUTHORIZING ACCEPTANCE OF GRANT, AND AMENDING THE 1996 COUNTY BUDGET - YOUTH BUREAU

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

WHEREAS, Livingston County has been awarded a grant in the amount of \$28,210 from the State of New York Division of Criminal Justice Services to be divided between 1995 and 1996, and

WHEREAS, the County of Livingston has accepted said grant, therefore be it

RESOLVED, that the 1996 Livingston County Budget is hereby amended by increasing Estimated Revenues A7316.4316 in the amount of \$22,210 and by establishing and increasing the following appropriation account A7316.4190 DCJS Grant/Agency Contracts by \$22,210.

Dated at Geneseo, New York

April 3, 1996

Finance Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-119. APPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL - MEISEL

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

RESOLVED, that the following person is hereby reappointed to the Livingston County Community Initiatives Council, in the Private Sector membership category for a term commencing on January 1, 1996 and expiring December 31, 1998:

Carolyn Meisel, 54 Westview Crescent, Geneseo, NY 14454

Dated at Geneseo, New York

April 3, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-120. AUTHORIZING 1995 AND 1996 CONTRACTS WITH MONROE COUNTY DEPARTMENT OF HEALTH FOR MEDICAL EXAMINER SERVICES

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Monroe County for providing comprehensive medicolegal death investigation services including autopsy and post-mortem toxicology, for the period January 1, 1995 through December 31, 1995 and for the period January 1, 1996 through December 31, 1996, subject to review by the County Attorney and County Administrator.

Copy of contracts on file in Clerk's office.

Dated at Geneseo, New York

April 3, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,433 ; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 38; Adopted.

RESOLUTION NO. 96-121. AWARDING BID FOR AIR COMPRESSOR SYSTEM - EMERGENCY MANAGEMENT SERVICES OFFICE

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

WHEREAS, after proper legal advertisement for bids for the purchase of an air compressor system for the Emergency Management Services, a bid was received, then opened on March 25, 1996, now, therefore, be it

RESOLVED, that the bid of Breathing Air Resources of 10550 Eden Road, N. Collins, New York 14111 for an air compressor system in an amount not to exceed Twenty-Three Thousand Two Hundred Fifty dollars (\$23,250.00), be and hereby is accepted as the lowest responsible bid.

Dated at Geneseo, New York

April 3, 1996

Public Safety Committee

The roll was called as follows: Ayes -1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-122. AMENDING THE 1996 SALARY SCHEDULE - PUBLIC HEALTH

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

RESOLVED, that the 1996 Salary Schedule for the following department be amended as follows:

PUBLIC HEALTH

Create one (1) Part-time Hospice Administrator position with a salary range of \$18,000 to \$22,000 per year.

Dated at Geneseo, New York

April 3, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes -1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

RESOLUTION NO. 96-123. CORRECTING TAX ROLL - TOWNS OF CONESUS, YORK, WEST SPARTA, LIVONIA

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

WHEREAS, the Director of Real Property Tax Services has transmitted a written report of his investigation and recommendation with regard to five (5) applications for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessors for the Towns of Conesus, West Sparta and Livonia on the tax rolls for the years hereinafter set forth, and

WHEREAS, said premises were incorrectly assessed and/or taxed for reasons set forth in the application for correction requested from the Director of Real Property Tax Services attached hereto,

NOW, THEREFORE, be it resolved that the Director of Real Property Tax Services is authorized and directed to forward a copy of this resolution to the officer having jurisdiction of the tax rolls so that the rolls can be corrected; and a notice of approval to the applicants, and be it further

RESOLVED, that the County Treasurer and/or Town Tax Collector is hereby authorized to make the tax roll corrections and forward the corrected tax bill. The County Treasurer is authorized to issue refunds and/or make the appropriate chargebacks as hereinafter set forth for each of the applications.

| Year, Town & Premises | Taxing Jurisdiction | Original Tax Bill | Corrected Tax Bill | Refunds | Chg. Back |
|-----------------------------------|---------------------|-------------------|--------------------|-------------|-------------|
| 1. 1996 CONESUS FULLER, Randel R. | Livingston County | 82.13 | 72.93 | 9.20 | 9.20 |
| Tax Map Number | Town of Conesus | 72.70 | 64.56 | 8.14 | 8.14 |
| 110.-1-50.1 | Conesus Fire 1 | <u>5.60</u> | <u>4.98</u> | <u>0.62</u> | <u>0.62</u> |
| | Total | \$160.43 | \$142.47 | \$17.96 | \$17.96 |
| 2. 1996 WEST SPARTA | Livingston County | 195.88 | 93.68 | 102.20 | 102.20 |

| | | | | | |
|---|---|---|--|--|--|
| KEMP, Richard P. & Isabelle M. Tax Map Number 147-1-43 | Town of West Sparta West Sparta Fire Total | 292.31 <u>32.04</u> \$520.23 | 139.80 <u>15.32</u> \$248.80 | 152.51 <u>16.72</u> \$271.43 | 152.51 <u>16.72</u> \$271.43 |
| 3. 1996 YORK MATTHEWS, David A. & Constance Tax Map Number 61.18-1-29 | Livingston County Town of York York Fire 1 York Light 1 York Water 1 Total | 419.19 267.37 45.68 12.08 <u>105.81</u> \$850.13 | 394.33 251.51 42.97 11.36 <u>99.53</u> \$799.70 | 24.86 15.86 2.71 0.72 <u>6.28</u> \$50.43 | 24.86 15.86 2.71 0.72 <u>6.28</u> \$50.43 |
| 4. 1995 YORK MATTHEWS, David A. & Constance Tax Map Number 61.18-1-29 | Livingston County Town of York York Fire 1 York Light 1 York Water 1 Total | 415.01 259.86 44.46 13.48 <u>93.46</u> \$826.27 | 390.39 244.44 41.83 12.68 <u>87.91</u> \$777.25 | 24.62 15.42 2.63 0.80 <u>5.55</u> \$49.02 | 24.62 15.42 2.63 0.80 <u>5.55</u> \$49.02 |
| 5. 1996 LIVONIA SLOCUM, James & Susan Tax Map Number 75-1-18.21 | Livingston County Town of Livonia Livonia Fire 3 Livonia Water 1 Total | 2584.18 1535.58 305.15 <u>865.46</u> \$5290.37 | 2584.18 1535.58 305.15 <u>147.13</u> \$4572.04 | 0.00 0.00 0.00 <u>0.00</u> \$0.00 | 0.00 0.00 0.00 <u>718.33</u> \$718.33 |

Dated at Geneseo, New York
April 3, 1996
Tax Committee

The roll was called as follows: Ayes - 1,433; Noes - 0; Absent - Steele, 194; Stewart, 187 Total 381; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective bargaining and personnel, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing collective bargaining and personnel hereby reports as follows:

No action taken.

Dated April 3, 1996

Dennis R. House, Chairman

Virginia O. Amico, Secretary

Motion made by Mr. Moore and seconded by Mr. Layland that the Report of the Committee of the Whole be accepted. Carried.

OTHER BUSINESS

1. Mr. Thompson encouraged all Board members to attend the Cornell Cooperative Extension luncheon scheduled for April 24th, 12:00 noon, at St. Mary's Church.

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Layland to adjourn until Wednesday, April 24, 1996 at 1:30 PM.
Carried.

The Board adjourned at 2:17 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, APRIL 24, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Stewart and Essler.

The Pledge of Allegiance.

Minutes of 4/3/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Notice of Claim in the matter of Josephine Barone versus the County of Livingston
2. Notice of Claim in the matter of Raymond M. Stowell versus the County of Livingston
3. Donations to the United Way Campaign are due today
4. Notice of the Intercounty Association of Western New York meeting, FRIDAY, April 26, 1996, 9:00 a.m., Batavia Downs, Batavia, NY
PROGRAM: Niagara Attracting the World and Regional Marketing Enters a New Era - Presentation by Pat Rehak and discussions on various aspects of tourism with displays and group discussion leaders.
5. If anyone is interested in attending the CLAS conference June 9-12, in Dutchess County, please notify Virginia today

RESOLUTION NO. 96-124. APPROVING ABSTRACT OF CLAIMS #4A - APRIL 10, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #4A dated April 10, 1996, in the total amount of \$916,069.36.

Dated at Geneseo, New York

April 10, 1996

Finance Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-125. APPROVING ABSTRACT OF CLAIMS #4B - APRIL 24, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #4B dated April 24, 1996, in the total amount of \$652,526.09.

Dated at Geneseo, New York

April 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to the following:

1. David Woods, Planning Director, who discussed the 1996 GLOW Region Planning and Zoning

Workshop to be held at Genesee Community College, Batavia, New York on Friday, May 17, 1996, from 8:30 a.m. to 3:30 p.m. David asked the Supervisors to provide this information to the appropriate people within their town.

2. David W. Parish from the Livingston County Museum thanked the Board for the 1996 appropriation which was used to improve the heating system, announced a Big Tree Treaty Committee meeting to be held on June 3, at 7:30 at the museum and invited the Board to attend a celebration of the Landmark Society of Western New York honoring the County for the renovation of the Courthouse on May 5 at 3:00 p.m. at the museum.

RESOLUTION NO. 96-126. AUTHORIZING TRANSFER OF FUNDS - VARIOUS (EMERGENCY MANAGEMENT SERVICES, PUBLIC HEALTH)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

April 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-127. AMENDING 1996 BUDGET - DEPARTMENT OF SOCIAL SERVICES

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

RESOLVED, that the 1996 Budget for Department of Social Services is amended as follows:

| | |
|-------------------------------------|----------|
| Increase Revenue Account A6010.3614 | \$8,942. |
|-------------------------------------|----------|

State Grant

| | |
|-------------------------------------|----------|
| Increase Revenue Account A6010.4614 | \$8,942. |
|-------------------------------------|----------|

Federal Matching Share

Increase Appropriation Accounts:

| | |
|-------------------------|-----------|
| A6010.4484 Managed Care | \$17,884. |
|-------------------------|-----------|

Dated at Geneseo, New York

April 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-128. AMENDING 1996 BUDGET - EMPLOYMENT & TRAINING

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

WHEREAS, the Livingston County Employment and Training Department is being paid by area schools to provide employment workshops to in school youth in 1996, therefore be it

RESOLVED, that the 1996 Livingston County Budget is hereby amended by establishing and increasing Estimated Revenues A7318.2089 in the amount of \$5,000 and by establishing and increasing the Appropriation account (A7318. 1000 - \$4,000, A7318.4020 - \$220, A7318.8100 - \$306, A7318.8200 - \$144, A7318.8300 - \$250, A7318.8400 - \$80) in the amount of \$5,000, and

WHEREAS, the Livingston County Employment and Training Department is being paid with federal funds to provide services to youth and employers through the School-To-Work Partnership in 1996, therefore be it

RESOLVED, that the 1996 Livingston County Budget is hereby amended by establishing and increasing

Estimated Revenues A7317.4820 in the amount of \$12,000 and by establishing and increasing the Appropriations Account (A7317.1000 - \$9,600, A7317.4020 - \$383, A7317.4055 - \$100, A7317.8100 - \$750, A7317.8200 - \$375, A7317.8300 - \$600, A7317.8400 - \$192) in the amount of \$12,000.

Dated at Geneseo, New York

April 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-129. AUTHORIZING PAYMENT TO LIVINGSTON COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND APPROVING FUNDING FOR INFRASTRUCTURE IMPROVEMENTS AT THE NEW YORK INTERNATIONAL RACEWAY PARK

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

WHEREAS, in April of 1994 the Board of Supervisors created an infrastructure project fund including operating funds to undertake the development of infrastructure in economic development areas, and

WHEREAS, the New York International Raceway Park has an opportunity to improve and develop its facility which will create employment and tourism opportunities to the citizens of Livingston County, and

WHEREAS, the Livingston County Industrial Development Agency has the ability to grant financial assistance for projects of this type, now, therefore be it

RESOLVED, that a grant in the amount of \$25,000.00 be paid to the Livingston County Industrial Development Agency for the purpose of financing an economic development loan to the New York International Raceway Park, and it is further

RESOLVED, that the County Treasurer is hereby authorized and directed to make a payment of \$25,000.00 from the Economic Development Infrastructure Fund H6989.2900 to the Livingston County Industrial Development Agency.

Dated at Geneseo, New York

April 24, 1996

Finance Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-130. AUTHORIZING PURCHASE OF MATERIALS AND SERVICES FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, after due advertisement, bids were opened on March 12, 1996, by the Highway Department in the Alice Strong Conference Room and the following bidders were the low acceptable bids or only bids, which are on file at the office of the Livingston County Highway Department, for the following materials and services:

CORRUGATED METAL PIPE

Delivered - Galvanized

All Items

Chemung Supply Corp.
Box 527
Elmira, NY 14902

CORRUGATED METAL PIPE

Delivered - Coated

All Items except 10" & 54"

Chemung Supply Corp.

10" & 54" M.J. Pipe & Supply
609 Buffalo Road
Rochester, NY 14611

CORRUGATED METAL PIPE

Delivered - Aluminized

All Items Chemung Supply Corp.

CORRUGATED METAL PIPE

No Delivery - Galvanized

All Items Chemung Supply Corp.

CORRUGATED METAL PIPE

No Delivery - Coated

All Items except 54" Chemung Supply Corp.

54" M.J. Pipe & Supply

CORRUGATED METAL PIPE

No Delivery - Aluminized

All Items Chemung Supply Corp.

STRUCTURAL STEEL - FOB PLANT & DELIVERED

All Items Chemung Supply Corp.

STEEL SHEET PILING - FOB & DELIVERED

All Items Chemung Supply Corp.

RAILROAD RAILS - FOB & DELIVERED

All Items Chemung Supply Corp.

BAR REINFORCEMENT FOR STRUCTURES - FOB & DELIVERED

All Items Chemung Supply Corp.

USED HEAVY STEEL PIPE & BOILERS SHELLS - FOB & DELIVERED

All Items Chemung Supply Corp.

CORRUGATED POLYETHYLENE PIPE - DELIVERED

Flexible Tubing

All items except 4" M.J. Pipe & Supply

4" Chemung Supply Corp.

CORRUGATED POLYETHYLENE PIPE

Smooth Interior

All items except 6", 8" & 10" Chemung Supply Corp.

6", 8" & 10" M.J. Pipe & Supply

CONTROLLED LOW-STRENGTH MATERIAL & CONTROLLED DENSITY FILL

Awarded all bidders according to
length of haul and availability

Northrup Concrete, Inc.
P.O. Box K55, 58 Owens Road
Brockport, N.Y. 14420

BR DeWitt, Inc.
6895 Ellicott Street
Pavilion, N.Y. 14525

TRANSIT MIX CONCRETE

Awarded all bidders according to
length of haul and availability

BR DeWitt, Inc.

Cipriano Brothers, Inc.
P.O. Box 39, Conlon Avenue
Mt. Morris, N.Y. 14510

Northrup Concrete, Inc.

Knight Settlement Sand & Gravel
7291 Knight Settlement Road
Bath, New York 14810

RUN OF BANK GRAVEL

Awarded all bidders according to
length of haul and availability

Cipriano Brothers, Inc.
(Mt. Morris & Cohocton Plants)

Lawson Sand & Gravel, Inc.
2409 Route 70
Dalton, N.Y. 14836

Belanger Brothers
10184 Rt. 21 South
Wayland, N.Y. 14572

Timothy Lasch
6140 East Lake Rd.
Conesus, N.Y. 14435

Northrup Concrete, Inc.

Wilson Farms
11564 Canaseraga Road
Dansville, N.Y. 14437

Dolomite Products Co.
1150 Penfield Road
Rochester, N.Y. 14625

B.R. DeWitt, Inc.

Valley Sand & Gravel
P.O. Box 220
Scottsville, N.Y. 14546

Elam Sand & Gravel Corp.
P.O. Box 104
Scottsville, N.Y. 14546

Attica Sand & Gravel
East Main St. Rd.
Attica, N.Y. 14011

SCREENED GRAVEL & OVERSIZED GRAVEL STONE

No Delivery

Awarded all bidders according to
length of haul and availability

Cipriano Brothers, Inc.
(Mt. Morris & Cohocton Plants)

Elam Sand & Gravel

Attica Sand & Gravel

Frey Concrete, Inc.
561 Pavement Road
Lancaster, N.Y. 14086

Dolomite Products Co.

Valley Sand & Gravel

Belanger Brothers

Northrup Concrete, Inc.

SCREENED GRAVEL - DELIVERED

Zone 1, 2, & 5

Northrup Concrete, Inc.

Zone 3

Elam Sand & Gravel

Zone 4, 7, & 8

Dolomite Products Co.

Zone 6

Attica Sand & Gravel

CRUSHED GRAVEL & RECYCLED CRUSHED CONCRETE - FOB

Awarded all bidders according to
length of haul and availability

Knight Settlement Sand & Gravel

Cipriano Brothers, Inc.
(Mt. Morris & Cohocton Plants)

Valley Sand & Gravel

Lawson Sand & Gravel

Elam Sand & Gravel

B.R. DeWitt, Inc.

Dolomite Products Co.

Northrup Concrete

A.L. Blades & Sons, Inc.
7610 County Route 65
P.O. Box 590
Hornell, N.Y. 14843

Frey Concrete, Inc.

CRUSHED GRAVEL & RECYCLED CRUSHED CONCRETE - DELIVERED

Zone 1

1A, 1ST, 1 & 2

Valley Sand & Gravel

Type 1, 2, 3, & 4

Northrup Concrete

Recycled Crushed Concrete

B.R. DeWitt, Inc.

Zone 2

1A, 1ST, 1 & 2

Valley Sand & Gravel

| | |
|--|---|
| Type 1, 2, 3, & 4 | Northrup Concrete |
| Recycled Crushed Concrete | B.R. DeWitt, Inc. |
| <u>Zone 3</u> | |
| 1A, 1ST, 1, 2, | Valley Sand & Gravel |
| Type 1, 2, 3, & 4 | Elam Sand & Gravel |
| Recycled Crushed Concrete | B.R. DeWitt, Inc. |
| <u>Zone 4</u> | |
| 1A & 1ST | Valley Sand & Gravel |
| 1, 2, Type 1, 2, 3, & 4 | Dolomite Products Co. |
| 3 | Knight Settlement Sand & Gravel |
| Recycled Crushed Concrete | B.R. DeWitt, Inc. |
| <u>Zone 5</u> | |
| 1A, 1ST, 1, 2, Recycled Crushed Concrete | B.R. DeWitt, Inc. |
| Type 1, 2, 3, 4 | Northrup Concrete |
| 3 | Knight Settlement Sand & Gravel |
| <u>Zone 6</u> | |
| 1A, 1ST, 1, 2, Type 1, 2, 3, 4, & Recycled Crushed Concrete | B.R. DeWitt, Inc. |
| 3 | Knight Settlement Sand & Gravel |
| <u>Zone 7</u> | |
| 1A, 1ST, 1, 2, Type 1, 2, 3, 4, & Recycled Crushed Concrete | B.R. DeWitt, Inc. |
| 3 | Knight Settlement Sand & Gravel |
| <u>Zone 8</u> | |
| 1A, 1ST, 1 | Valley Sand & Gravel |
| 2,& 3 | Knight Settlement Sand & Gravel |
| Type 1, 2, 3, & 4 | Dolomite Products Co. |
| <u>RECYCLED RAILROAD BALLAST</u> | |
| All Items | General Crushed Stone Co. P.O. Box 151 |

Honeoye Falls #6 Road
Honeoye Falls, N.Y. 14472

CRUSHED STONE

Awarded all bidders according to
length of haul & availability

General Crushed Stone Co.

A. L. Blades & Sons

Dolomite Products Co.

Northrup Concrete, Inc.

Elam Sand & Gravel

CRUSHED STONE - Delivered

Zone 1

1ST, Type 1, 2

General Crushed Stone Co.

1A, 1B, 4, 5/8" Cr Run, Screenings

1 1/2 Cr. Run

Northrup Concrete

1, 2, 3A,

1 1/2, 2 1/2 & 3 1/2 Cr Run

Dolomite Products Co.

Zone 2

Type 1

General Crushed Stone Co.

All items except Type 1

Northrup Concrete

Zone 3

1B, 4, Type 1 & 2, 1 1/2,

2 1/2 & 3 1/2 Cr Run

General Crushed Stone Co.

2, & 3A

Dolomite Products Co.

1A, 1ST, & 1

Elam Sand & Gravel

5/8" Cr. Run, Screenings

Northrup Concrete

Zone 4

1B, 1ST, 4, Type 1 & 2, General Crushed Stone Co.

3 1/2 Cr Run

1, 2, 3A, 5/8" Cr Run, Screenings,

1 1/2 & 2 1/2 Cr Run

Dolomite Products Co.

1A

Elam Sand & Gravel

Zone 5

1A, 1B, 1ST, 4, Type 1, 2, 5/8"
Cr Run, Screenings, 1 1/2, 2 1/2 &
3 1/2 Cr Run

Northrup Concrete, Inc.

1, 2, 3A

Dolomite Products Co.

Zone 6

1B, 1ST, 4, Type 1 & 2

General Crushed Stone Co.

1, 2, 3A, 5/8" Cr Run, Screenings,
1 1/2, 2 1/2 & 3 1/2 Cr Run

Dolomite Products Co.

1A

Elam Sand & Gravel

Zone 7

1B, 1ST, 4, Type 1 & 2

General Crushed Stone Co.

1A

Elam Sand & Gravel

1, 2, 3A, Screenings, 5/8", 1 1/2,
2 1/2 & 3 1/2 Cr Run

Dolomite Products Co.

Zone 8

1B, 1ST, 4, Type 1 & 2

General Crushed Stone Co.

1A

Elam Sand & Gravel

1, 2, 3A, Screenings, 5/8", 1 1/2,
2 1/2 & 3 1/2 Cr Run

Dolomite Products Co.

STONE RIP RAP

0-10, 10-20 miles

General Crushed Stone Co.

20-30, 30-40, 40-50 miles

A.L. Blades & Sons

STONE FILLING - DELIVERED

Item 620.02 - 0-10, 30-40 miles

Dolomite Products Co. &

All other items

General Crushed Stone Co.

Item 620.03 - All items

General Crushed Stone Co.

Item 620.04 - All items

General Crushed Stone Co.

Item 620.05 - 0-10, 10-20 miles

General Crushed Stone Co.

20-30, 30-40, & 40-50 miles

A.L. Blades & Sons

STONE FILLING - FOB

Awarded all bidders according to
length of haul and availability

A.L. Blades & Sons

Dolomite Products

General Crushed Stone Co.

Northrup Concrete

LIQUID CALCIUM CHLORIDE - APPLIED & DELIVERED

All items except Tembind

Midland Asphalt Corp.
P.O. Box 388, 640 Young Street
Tonawanda, N.Y. 14151-0388

Tembind

Western Bituminous Products
2 Rockwood Street
Rochester, N.Y. 14610

GUIDERAILING

All items

Chemung Supply Corp.

GUIDERAILING INSTALLATION

Corrugated Beam Guide Railing

Layout & Installation Complete

Chemung Supply Corp.

All other items

Highway Steel
P.O. Box 1243
Fairport, N.Y. 14450

Box Beam Guide Railing

Layout & Installation (posts)

Highway Steel

Layout & Installation Complete

Chemung Supply Corp.

GABIONS

All items

Chemung Supply Corp.

PROPANE FUEL

All items

Burnwell Gas
P.O. Box 347, 70 Gibson Street
Dansville, NY 14437

MODIFIED ASPHALT CRACK FILLER

All items

Midland Asphalt Corp.

ASPHALT CONCRETE

Awarded all bidders according to
length of haul and availability

General Crushed Stone Co.

Cipriano Brothers, Inc.
(Mt. Morris Plant)

A.L. Blades & Sons, Inc.

Knight Settlement Sand & Gravel

Valley Sand & Gravel

Northrup Concrete

Rochester Asphalt Materials, Inc.
1150 Penfield Road
Rochester, N.Y. 14625

LIQUID BITUMINOUS MATERIALSPrices thru Distributor

702-20, 702-4101, 702-4201, 702-3301

Additional Charge for self-propelled
chip spreader /hr., Additional charge
for hand spray

A.L. Blades & Sons, Inc.

702-90, 702-3101, 702-3101(Del.),
702-3102, 702-3201, HFRS-2, Asphalt
Emulsion (AE-PM), High Float Emulsion,
Additional Charge for hand spray

Western Bituminous Products

702-3101(Del), 702-4101P, Additional
Charge for hand spray

Midland Asphalt Corp.

Prices thru Mix Paver

702-4201 & 702-3301

A.L. Blades & Sons, Inc.

702-20, 702-3201, HFMS-2, High Float
Emulsion Rej. Agent/Gal.

Western Bituminous Products

702-3402, Foam Mix

Midland Asphalt Corp.

PAVER PLACED CHIP SEAL/ULTRATHIN HOT MIX ASPHALT

All Items

Midland Asphalt Corporation

FULL DEPTH RECLAMATION

All Items

Midland Asphalt Corp.

SUPERPAVE HOT MIX ASPHALT

All Items

General Crushed Stone Co.

BITUMINOUS OVERLAY & SHOULDER MATERIAL

All Items

General Crushed Stone Co.

THE FOLLOWING ITEMS WERE EXTENDED THRU 12/31/96 BY MUTUAL CONSENT OF ALL SUCCESSFUL BIDDERS FOR THOSE ITEMS:

GEOTEXTILE FABRICS
 PAVEMENT MARKING
 ASPHALT EMULSION SLURRY SEAL
 RECYCLED ASPHALT PAVEMENT

RESOLVED, that the Livingston County Superintendent of Highways be, and he hereby is, authorized and empowered to purchase highway materials from the bidders hereintobefore set forth during the term of their bids.

Dated at Geneseo, New York

April 24, 1996

Highway Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-131. DECLARING SURPLUS PROPERTY FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, the County of Livingston owns certain items of personal property no longer necessary for public use, and

WHEREAS, that such items of personal property owned by the County and no longer necessary for public use shall be declared to be "surplus property", it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following as surplus property:

HIGHWAY DEPARTMENT

1970 Brockway 10 Wheel Dump Truck, Diesel

1978 Chevrolet 1 ½ ton Cab & Chassis

Dated at Geneseo, New York

April 24, 1996

Highway Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-132. APPOINTING MEMBERS TO THE COMMUNITY INITIATIVES COUNCIL - WEAVER, DERNBACH AND CLARK

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

RESOLVED, that the following person is hereby appointed to the Livingston County Community Initiatives Council, in the Public Sector membership category, for a term to expire December 31, 1996:

Brenda R. Weaver, 49 East Street, P.O. Box 103, Nunda, NY 14517;

and be it further

RESOLVED that the following person is hereby appointed to the Livingston County Community Initiatives Council, in the Low Income membership category, for a term to expire December 31, 1997:

Judy Dernbach, 10260 Pennycook Road, Hunt, NY 14846;

and be it further

RESOLVED, that the following person is hereby appointed to the Livingston County Community Initiatives Council, in the Private Sector membership category, for a term to expire December 31, 1998:

Marcea Clark, 58 Main Street, Geneseo, NY 14454.

Dated at Geneseo, New York

April 24, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-133. AUTHORIZING CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A GRANT APPLICATION FOR LOCAL DELINQUENCY PREVENTION PROGRAM

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

WHEREAS, the Federal Office of Juvenile Justice and Delinquency Prevention has made available funding for the Intensive Family Therapy program, and

WHEREAS, the total grant is for \$48,000 and requires a local match of \$16,000, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute said grant application on behalf of the County of Livingston, after review by the County Attorney and County Administrator.

Copy of application on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-134. APPOINTING MEMBER TO BOARD OF ETHICS - SMITH

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

WHEREAS, by Res. No. 92-411, James P. Byrnes was appointed to the Livingston County Board of Ethics for a three year term commencing January 1, 1993 and expiring December 31, 1995, and

WHEREAS, James P. Byrnes has resigned, it is hereby

RESOLVED, that Douglas R. Smith of 17 Clinton Street, Dansville, New York 14437 is hereby appointed to the Livingston County Board of Ethics for a term to commence January 1, 1996 and expire December 31, 1998.

Dated at Geneseo, New York

April 24, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-135. AUTHORIZING LEASE WITH SAMUEL D'ANGELO AND DEPARTMENT

OF HEALTH - WOMEN'S HEALTH CENTER

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute a contract with Samuel D'Angelo for the lease of a portion of the property located at 239 Rochester Street, Avon, New York to provide office space for the Department of Health - Women's Health Center, for the initial period of January 1, 1996 to January 31, 1999, subject to renewal pursuant to the terms of the contract and subject to review by the County Administrator and County Attorney.

Copy of lease on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 984 Total 281; Adopted.

RESOLUTION NO. 96-136. AUTHORIZING CHAIRMAN TO SIGN CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR HEALTHY HEART GRANT

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

RESOLVED, that the Chairman of the Board of Supervisors Is hereby authorized to sign a contract between the County of Livingston and New York State Department of Health for the Healthy Heart Grant, commencing July 1, 1996 and terminating June 30, 1997, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 984 Total 281; Adopted.

RESOLUTION NO. 96-137. AUTHORIZING CHAIRMAN TO SIGN CONTRACT BETWEEN LIVINGSTON COUNTY DEPARTMENT OF HEALTH AND BLUE CHOICE

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract between Livingston County Department of Health and Blue Choice for home health services, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-138. APPROVING CONTRACTS FOR EARLY INTERVENTION SERVICES

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the following contracts for Early Intervention Services subject to review by the County Administrator and County Attorney.

Dansville Children's Center Inc.

Gail Feathers

Copy of contracts on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-139. AWARDING BID FOR COFFEE AND COFFEE URNS USED BY THE LIVINGSTON COUNTY JAIL

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

WHEREAS, after proper legal advertisement for bids for coffee and coffee urns used by the Livingston County Jail, bids were received, then opened on March 27, 1996, now, therefore, be it

RESOLVED, that the bid of Paul de Lima Co. Inc., of Pardee Road, Box 4813, Syracuse, New York 13221-4813, be awarded according to prices on file in the Office of the County Administrator. This award shall be effective May 1, 1996 and terminate April 30, 1997, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Paul de Lima Co, Inc., subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-140. AWARDING BID FOR DRY CLEANING FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT

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

WHEREAS, after proper legal advertisement for bids for dry cleaning for the Livingston County Sheriff's Department, bids were received, then opened on March 27, 1996, now, therefore, be it

RESOLVED, that the bid of Nunda Cleaners of 25 South West Street, Nunda, New York 14417, be awarded according to prices on file in the Office of the County Administrator. This award shall be effective May 1, 1996 and terminate April 30, 1997, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Nunda Cleaners, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-141. APPOINTING MEMBER TO THE LIVINGSTON COUNTY FIRE ADVISORY BOARD

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

WHEREAS, Joseph Quirk has resigned from the Livingston County Fire Advisory Board, it is hereby

RESOLVED, that John J. Kelley of P. O. Box 665, Livonia, New York 14487 is hereby appointed to the Livingston County Fire Advisory Board to fill the unexpired term of Joseph Quirk which expires December 31, 1996.

Dated at Geneseo, New York

April 24, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-142. AWARDING BID AND APPROVING CONTRACT FOR THE AVON/LAKEVILLE SEWER EXTENSION PROJECT

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

WHEREAS, in April of 1994 the Board of Supervisors created an infrastructure project fund including operating funds to undertake the development of infrastructure in economic development areas, and;

WHEREAS, the Board approved a contract with Clark Patterson Associates to design and develop contract documents for the construction of sewer extension in Avon and Lakeville, and;

WHEREAS, four bids were received and opened on March 26, 1996, for the construction of the Avon/Lakeville sewer extension, and;

WHEREAS, the bids were reviewed by Clark Patterson Associates and the Public Works and Transportation Committee, now, therefore, be it,

RESOLVED, that said bid of Beardsley Pipeline, Inc., of Livonia, New York for the sewer extension project in an amount not to exceed One Million Six Hundred Forty One Thousand Five Hundred Fourteen Dollars (\$1,641,514.00) be accepted as the lowest responsible bid and the Chairman of the Livingston County Board of Supervisors be and hereby is authorized to sign the necessary contract in regard to said bid, upon obtaining all licenses and easements necessary to construct the utility extensions, entry into an acceptable contract for the treatment of effluent with the Village of Avon, and after review by the County Administrator and County Attorney. Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

April 24, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,193; Noes - 0; Abstain - Steele, 194; Thompson, 146 Total 340; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

RESOLUTION NO. 96-143. AMENDING THE 1996 SALARY SCHEDULE - DEPARTMENT OF SOCIAL SERVICES

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

RESOLVED, that the 1996 Salary Schedule for the following department be amended as follows:

DEPARTMENT OF SOCIAL SERVICES

Create a Clerk Typist position Salary Grade 2

Dated at Geneseo, New York

April 24, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 984 Total 281; Adopted.

RESOLUTION NO. 96-144. AUTHORIZING AGREEMENT WITH THE COUNTY OF STEUBEN - YOUTH CARE FACILITY

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

RESOLVED, that the Agreement between the County of Livingston and the County of Steuben providing for the conditions under which the County of Steuben located in the Village of Bath, New York, will receive juveniles from Livingston County covering the period January 1, 1996 through December 31, 1996, and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized and directed to execute same on behalf of the County of Livingston, subject to review by the County Administrator and

County Attorney.
Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
April 24, 1996

Social Services Committee

The roll was called as follows: Ayes - 1,533; Noes - 0; Absent - Stewart, 187; Essler, 94 Total 281; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective bargaining, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing collective bargaining hereby reports as follows:

No action taken.

Dated April 24, 1996

Dennis R. House, Chairman
Virginia O. Amico, Secretary

Motion made by Mr. Moore and seconded by Mr. Kramer that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Mehlenbacher to adjourn until Wednesday, May 8, 1996 at 1:30 PM. Carried.

The Board adjourned at 2:35 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, MAY 8, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 4/24/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Acknowledgment from Dansville Ambulance Company for the donation in memory of Kathy Kenney
2. Intercounty Association of Western New York meeting, May 16, 1996, 9 AM, Moonwinks Restaurant, Cuba, NY
PROGRAM: Guy James, Allegany County DPW Engineer
Ice and Snow Contract between Towns and County
John Hasper, Department of State
3. Reminder of the Mental Health Fair/Open House, Monday, May 13, 1996, 4:00 - 6:00 p.m., Liv. Cty. Mental Health Services Building, Geneseo, NY. Refreshments will be served.

RESOLUTION NO. 96-145. APPROVING ABSTRACT OF CLAIMS #5A - MAY 8, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #5A dated May 8, 1996, in the total amount of \$636,123.04.

Dated at Geneseo, New York

May 8, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

INTRODUCTION OF PROPOSED LOCAL LAW A - 1996

COUNTY OF LIVINGSTON - STATE OF NEW YORK

A LOCAL LAW PROVIDING FOR THE DEFENSE AND INDEMNIFICATION OF OFFICERS AND EMPLOYEES OF THE LIVINGSTON COUNTY SOIL AND WATER CONSERVATION DISTRICT

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

SECTION 1. As used in this local law, unless the context otherwise requires:

(a) "County" shall mean the County of Livingston

(b) "Board of Supervisors" shall mean the Board of Supervisors of the County of Livingston;

(c) "County Attorney" shall mean the County Attorney of the County of Livingston;

- (d) “Employee” shall mean any person holding a position by appointment or employment in the service of the Livingston County Soil and Water Conservation District, whether or not compensated. The term “employee” shall include a former employee, his estate or judicially appointed personal representative.

SECTION 2. (a) Upon compliance by the employee with the provisions of section four of this local law, the county shall provide for the defense of the employee in any civil action or proceeding in any state or federal court arising out of any alleged act or omission which occurred or allegedly occurred while the employee was acting within the scope of his public employment or duties. This duty to provide for a defense shall not arise where such civil action or proceeding is brought by or on behalf of the County.

(b) Subject to the provisions set forth in paragraph (a) of this section, the employee shall be entitled to be represented by the County Attorney, except that the employee shall be entitled to be represented by private counsel in any civil judicial proceeding as follows:

(i) Whenever the County Attorney determines, based upon an investigation and review of the facts and circumstances of the case, that representation by the county Attorney would be inappropriate; or

(ii) Whenever the County Attorney determines based upon an investigation and review of the facts and circumstances of the case, that representation by the County Attorney would be inadvisable due to the unavailability of resources in the County Attorney’s Office; or

(iii) Whenever a court of competent jurisdiction, upon proper motion or by a special proceeding, determines that a conflict of interest exists and that the employee is entitled to be represented by private counsel; or

(iv) Where such representative by private counsel is approved by act of the Board of Supervisors;

(c) Where an employee is entitled to representation by private counsel pursuant to Subparagraph (I), (ii) or (iii) hereof, the County Attorney shall notify the employee in writing of such determination and shall so certify in a communication to the Board of Supervisors. Where the Board approves such representation, it shall designate the private counsel to be retained. Upon approval by the Board of Supervisors, the Clerk of the Board shall notify the employee in writing of such determination. Reasonable attorneys’ fees and litigation expenses shall be paid by the County to such private counsel from time to time during the pendency of the civil action or proceeding, subject to audit and approval by the Board of Supervisors. The County Attorney may require, as a condition to payment of the fees and expenses of such representation, that appropriate groups of such employees be represented by the same counsel.

(d) Any dispute with respect to representation of multiple employees by a single counsel or the amount of litigation expenses or the reasonableness of attorneys’ fees shall be resolved by the court upon motion or by way of a special proceeding.

(e) Where the employee delivers process and a written request for a defense to the County Attorney in accordance with section four of this local law, the County Attorney shall take the necessary steps on behalf of the employee to avoid entry of a default judgment pending resolution of any question pertaining to the obligation to provide for a defense.

SECTION 3. (a) The county shall indemnify and save harmless the employees in the amount of any judgment obtained against such employees in a state or federal court, or in the amount of any settlement of a claim, provided that the act or omission from which such judgment or claim arose occurred while the employee was acting within the scope of his public employment or duties; provided further that in the case of a settlement the duty to indemnify and save harmless shall be conditioned upon the review and approval of the form and amount of the settlement by the Board of Supervisors. Nothing in this local law shall be construed to authorize or require the county to indemnify and save harmless an employee with respect to a settlement not so reviewed and approved by the Board of Supervisors.

(b) Except as otherwise provided by law, the duty to indemnify and save harmless prescribed

by this local law shall not arise where the injury or damage resulted from intentional wrongdoing or recklessness on the part of the employee.

(c) Nothing in this local law shall authorize the county to indemnify or save harmless an employee with respect to punitive or exemplary damages, fines or penalties, or money recovered from an employee pursuant to Section 51 of the General Municipal Law; provided, however, that the County shall indemnify and save harmless the employees in the amount of any costs, attorneys' fees, damages, fines or penalties which may be imposed by reason of an adjudication that an employee, acting within the scope of his public employment or duties, has, without willfulness or intent on his part, violated a prior order, judgment, consent decree or stipulation of settlement entered in any state or federal court.

(d) Upon entry of a final judgment against the employee, or upon the settlement of the claim, the employee shall serve a copy of such judgment or settlement, personally or by certified or registered mail within thirty (30) days of the date of entry or settlement, upon the County Attorney; and if not inconsistent with the provisions of this local law, the amount of such judgment or settlement shall be paid by the county upon audit and approval by the Board of Supervisors.

SECTION 4. The duty to defend or indemnify and save harmless prescribed by this local law shall be conditioned upon: (I) delivery by the employee to the County Attorney of written request to provide the employee's defense together with the original or a copy of any summons, complaint, process, notice demand or pleading within five (5) days after the employee is served with such document, and (ii) the full cooperation and in defense of any action or proceeding against the county based upon the same act or omission, and in the prosecution of any appeal.

SECTION 5. The benefits of this local law shall inure only to employees as defined herein and shall not enlarge or diminish the rights of any other party nor shall any provision of this section be construed to affect, alter or repeal and provision of the Workers' Compensation Law.

SECTION 6. This local law shall not in any way affect the obligation of any claimant to give notice to the county under Section 50-e of the General Municipal Law, Section 52 of the County Law, or any other provision of law.

SECTION 7. The provisions of this local law shall not be construed to impair, alter, limit or modify the rights and obligations of any insurer under any policy of insurance.

SECTION 8. Except as otherwise specifically provided in this local law, the provisions of this local law shall not be construed in any way to impair, alter, limit, modify, abrogate or restrict any immunity to liability available to or conferred upon any employee or any right to defense or indemnification provided for any employee by, in accordance with, or by reason of, any other provision of state or federal statutory or common law.

SECTION 9. If any provision of this local law or the application thereof to any person or circumstance by held unconstitutional or invalid in whole or in part by any court, such hold of unconstitutionality or invalidity shall in no way affect or impair any other provision of this local law or the application of any such provision to any other person or circumstance.

SECTION 10. The provisions of this local law shall apply to all actions and proceedings pending upon the effective date thereof or thereafter instituted.

SECTION 11. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law of the State of New York.

Dated at Geneseo, New York

May 8, 1996 (Introduced)

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

Chairman House provided an update regarding Akzo Nobel canceling the new mine project. The Livingston County Employment and Training Department is continuing to work with the dislocated workers of the mine. Mr. House, Dominic Mazza, Patrick Rountree and George Traber have met with the Akzo Salt American Management and the decision of the Dutch Management is irreversible. Akzo has agreed to try to preserve the permits for the mineral rights in order to allow new property owners the right to mine. Akzo Nobel Salt Co., Inc. is supporting the defense of the Article 78 lawsuit. Akzo Nobel Salt Co. Inc. is attempting to find a buyer to take over the new mine project at Hampton Corners site. The Livingston County IDA is pursuing the public hearings for new mine project in hopes to secure the monies from the State of New York, and to help keep the project viable.

RESOLUTION NO. 96-146. APPROVING TRANSFER OF FUNDS - VARIOUS (COUNTY TREASURER, HIGHWAY DEPARTMENT)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

May 8, 1996

Finance Committee

The County Administrator explained that the Highway Committee authorized a transfer of \$310,000 in order to completely reconstruct one mile of CR #2, Groveland Hill Road. Next year another mile will be completed. Jim Steinberg, Highway Superintendent, explained the extent of the Groveland Hill Road project.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-147. AMENDING MAXIMUM WAGE RATES FOR TOWNS OF LIVONIA & GROVELAND HIGHWAY EMPLOYEES FOR WORK DONE FOR THE COUNTY EFFECTIVE DATES SHOWN

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

RESOLVED, that the maximum wage rates shown below for Town Highway Employees be, and the same hereby, are approved for work done for the County of Livingston during the year 1996. This resolution supersedes previous wage rates for the Towns of Livonia & Groveland.

AMENDED RATES EFFECTIVE 1/1/96

TOWN OF LIVONIA

| | | | |
|------------------|-----------------|-------|---|
| David Peck | Equip. Operator | 14.60 | Pay overtime all hours except 40 between am - 3:30 pm, Mon-Fri. Extras paid O.T. only after 8 hours in any day, Night Shift, 10 pm - 6:30am Sun.-Thurs.,\$1.00 extra per hour, allow 2 hours for call-in.1 ½ pay on 2 hr. call-in Summer Hours: 6am-4:30pm, Mon-Thur. |
| Kenneth Witherow | " " | 13.85 | |
| Raymond Gascon | " " | 13.85 | |
| James Smith | " " | 13.85 | |
| William Kurtz | " " | 13.85 | |
| Richard Hughes | " " | 13.85 | |
| Jim Smith | " " | 10.00 | |
| Vince Schuster | " " | 10.00 | |

AMENDED RATES EFFECTIVE 1/1/96 & 4/1/96TOWN OF GROVELAND

| | | <u>1/1/96</u> | <u>4/1/96</u> | |
|-----------------|-----------------|---------------|---------------|--|
| Mark Caldwell | Deputy 4/1 | 11.60 | 12.10 | |
| William Wilson | Equip. Operator | 11.60 | 11.80 | Pay overtime for all hours except 40 |
| Philip Rongo | " " | 11.60 | 11.80 | between 5am - 3:30 pm, Mon-Fri (½ hr. |
| David Anderson | " " | 11.60 | 11.80 | noon) |
| Scott Rice | P T. MEO | 7.00 | 7.00 | Have different summer hours: |
| Seymour Linsner | P.T. | 6.00 | 6.00 | 6:30am-4:00pm M -Th 6:30am-10:30pm Fri |
| Carl Blekkenk | " | 6.00 | 6.00 | Night Shift \$.60 |

Dated at Geneseo, New York

May 8, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-148. EXTENDING BUSINESS HOURS FOR THE DEPARTMENT OF MOTOR VEHICLES

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

RESOLVED, that for the period June 1, 1996 through November 30, 1996, the hours of the Livingston County Department of Motor Vehicles located in Geneseo shall be extended for the transaction of business to 6:00 PM on Thursday of each week.

Dated at Geneseo, New York

May 8, 1996

Judicial Committee

James Culbertson, County Clerk, stated that this change is on a trial basis to determine the need. Staff are in agreement. Dansville staff will be rotating with Geneseo staff. Mr. Moore questioned whether a consideration to be open on Saturday's was an option. Mr. Culbertson stated that access to the Albany computer is only available on Tuesday's and Thursday's and being open on Saturday's would provide a limited service, and it would cause staffing problems throughout the week with a person off. The change will be advertised.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-149. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. A 1996

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

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on May 8, 1996, a proposed Local Law entitled Local Law A 1996, County of Livingston Providing for the Defense and Indemnification of Officers and Employees of the Livingston County Soil and Water Conservation District, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 22nd day of May, 1996 at 1:35 p.m. in the Board of Supervisors Assembly Room in the Livingston County Government Center in the Village of Geneseo, New York, and at least six (6) days notice posting thereof on the bulletin board of the Government Center in this County, and by publishing such notice at least one (1) time in the official newspapers of the County as provided by law.

Dated at Geneseo, New York

May 8, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0 Absent - 0; Adopted.

RESOLUTION NO. 96-150. AUTHORIZING A CONTRACT WITH THE MENTAL HEALTH ASSOCIATION OF LIVINGSTON COUNTY FOR MENTAL HEALTH ADVOCACY SERVICES

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and the Mental Health Association of Livingston County for Mental Health Advocacy Services for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

May 8, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-151. AUTHORIZING A CONTRACT WITH THE HILLSIDE CHILDREN'S CENTER FOR GLOW FAMILY SUPPORT PROGRAM

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and the Hillside Children's Center for GLOW Family Support Program for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

May 8, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0 Absent - 0; Adopted.

RESOLUTION NO. 96-152. AUTHORIZING A CONTRACT WITH THE HILLSIDE CHILDREN'S CENTER FOR TRAINING OF TEACHERS WHO WORK WITH SERIOUSLY EMOTIONALLY DISTURBED CHILDREN

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and the Hillside Children's Center for training of teachers who work with seriously emotionally disturbed children for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

May 8, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-153. AUTHORIZING CONTRACT WITH FAMILY SERVICES OF ROCHESTER FOR LEGAL SERVICES TO THE ELDERLY (COMMUNITY SERVICES FOR THE ELDERLY 4/1/96 - 3/31/97)

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement commencing April 1, 1996 and terminating March 31, 1997, with Family Services of Rochester for Legal Services to the Elderly (Community Services for the Elderly), after review by the County Administrator and County Attorney.
Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

May 8, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-154. AUTHORIZING CONTRACT WITH FAMILY SERVICES OF ROCHESTER FOR LEGAL SERVICES TO THE ELDERLY (IIIB CONTRACT 7/1/96-6/30/97)

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement commencing July 1, 1996 and terminating June 30, 1997, with Family Services of Rochester for Legal Services to the Elderly (IIIB Contract), after review by the County Administrator and County Attorney.
Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

May 8, 1996

Public Health Committee

Mr. Bassage questioned the difference between the two foregoing resolutions. Kaaren Smith responded that there is money coming from two difference funding sources.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-155. AUTHORIZING THE CHAIRMAN TO SIGN A GRANT APPLICATION FOR THE HEALTH INSURANCE INFORMATION, COUNSELING AND ASSISTANCE PROGRAM - OFFICE FOR THE AGING

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

WHEREAS, the New York State Office for the Aging has made available funding for the Health Insurance Information, Counseling and Assistance Program, and

WHEREAS, the amount of the grant is \$2,350.00 for program period April 1, 1996 through March 31, 1997, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute said grant application on behalf of the County of Livingston, subject to review by the County Administrator and County Attorney.

Copy of grant application on file in Clerk's office.

Dated at Geneseo, New York

May 8, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-156. OPPOSING ASSEMBLY BILL 8433

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

WHEREAS, Assembly Bill 8433 prohibits home rule with regard to smoking regulations for bars and food service establishments, and

WHEREAS, the Livingston County Board of Supervisors desires to maintain jurisdiction and control of local laws governing Livingston County and its residents, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors is opposed to Assembly Bill 8433, and be it further

RESOLVED, that a copy of this resolution be forwarded to the sponsors of the Bill and to Assemblymen Johnson, Doran, and Reynolds and State Senators Volker and Present.

Dated at Geneseo, New York

May 8, 1996

Public Health Committee

Joan Ellison, Public Health Director, explained the background of this resolution.

The roll was called as follows: Ayes - 1,518; Noes - Moore, 72; Thompson, 146; Kramer, 78 Total 296; Absent - 0; Adopted.

RESOLUTION NO. 96-157. DECLARING SURPLUS PROPERTY FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT

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

WHEREAS, the County of Livingston owns certain items of personal property no longer necessary for public use, and

WHEREAS, that such items of personal property owned by the County and no longer necessary for public use shall be declared to be "surplus property", it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following as surplus property:

LIVINGSTON COUNTY SHERIFF'S DEPARTMENT

1991 Interstate Flatbed Trailer VIN 1W9US1623M1136885 used for the ATI program

Dated at Geneseo, New York

May 8, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-158. AWARDING CONSTRUCTION OBSERVATION CONTRACT TO FRASER ASSOCIATES FOR THE AVON/LAKEVILLE SEWER EXTENSION PROJECT

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

WHEREAS, construction observation is an important component of the construction of the sewer extension project, and;

WHEREAS, the Public Works and Transportation Committee reviewed three proposals for construction observation services, and

WHEREAS, the proposal of Fraser Associates provided the best construction observation services for the Avon/Lakeville Sewer Extension Project, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to sign a contract with Fraser Associates for construction observation services in an amount not to exceed \$70,800, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

May 8, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-159. INCREASING MILEAGE RATE

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

RESOLVED, that the standard mileage rate for Livingston County is hereby 31¢ per mile effective May 1, 1996.

Dated at Geneseo, New York

May 8, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective bargaining and pending litigation, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza, Patrick Rountree, Raymond Sciarrino, and George Traber remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing collective bargaining and pending litigation hereby reports as follows:

No action taken.

Dated May 8, 1996

Dennis R. House, Chairman

Virginia O. Amico, Secretary

Motion made by Mr. Kosakowski and seconded by Mr. Thompson that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Mehlenbacher and seconded by Mr. Layland to adjourn until Wednesday, May 22, 1996 at 1:30 PM. Carried.

The Board adjourned at 3:03 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, MAY 22, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The Chairman called for a moment of silence in memory of Val Alison, Secretary of the Traffic Safety Board and Joseph O'Brien former employee and Director of Employment and Training.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 5/8/96 Regular Meeting were approved with roll call being amended to Res. No. 96-156.

COMMUNICATIONS

The following communications were presented:

1. 1995 Departmental Annual Reports are on file in the office of the Clerk.
2. Letter from Chances and Changes, Inc. thanking the Board for the 1996 appropriation
3. Acknowledgment letters from Senator Volker and Assemblymen Doran and Reynolds for receipt of resolution 96-156 regarding smoking regulations for bars and food service establishments

RESOLUTION NO. 96-160. APPROVING ABSTRACT OF CLAIMS #5B - MAY 22 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #5B dated May 22, 1996, in the total amount of \$669,372.46.

Dated at Geneseo, New York

May 22, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Public Hearing on Local Law No. A 1996 - Providing for the Defense and Indemnification of Officers and Employees of the Livingston County Soil and Water Conservation District was called in accordance with the notices published in the official newspapers as required by Article 7, Section 239 of the County Law.

The Chairman announced that any person wishing to be heard would have the opportunity to do so at this time. Peter Kanouse, Director of the Livingston County Soil & Water Conservation District asked the Board to support the Local Law in order for the District to be covered under the Public Officers Liability Insurance. County Administrator Dominic Mazza stated that this Local Law will provide coverage to the District at little or no increase in the insurance premium. The Chairman stated that the Public Hearing would remain open until the end of the meeting.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to the following:

1. Mr. Kosakowski introduced Les Cole of Ag Network; Tom Fraser of Fraser & Associates, P.C.; Kevin Masterson, Town of Livonia Code Enforcement Officer and Tom Parrinello, Chairman of the Livonia Planning Board, presented site plans for an industrial park in the Town of Livonia (Information on file in Clerk's office). Mr. Kosakowski presented closing remarks.

2. County Treasurer Arlene Johnston presented her 1995 Annual Report (on file in the Clerk's office).

RESOLUTION NO. 96-161. APPROVING TRANSFER OF FUNDS - VARIOUS (PLANNING, HIGHWAY, PUBLIC HEALTH, EMERGENCY MANAGEMENT SERVICES, DISTRICT ATTORNEY, COUNTY ATTORNEY)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

May 22, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-162. AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$475.44, be it now,
RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$475.44 from A3110.2680 Sheriff/Insurance Recoveries, to

| | |
|----------------------------|-----------|
| A3110.4127 Outside Repairs | \$ 475.44 |
|----------------------------|-----------|

Dated at Geneseo, NY

May 22, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-163. AUTHORIZING TRANSFER OF FUNDS TO COUNTY HIGHWAY DEPARTMENT

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

RESOLVED, that the County Treasurer is hereby authorized and directed to make the following transfer:

FROM:

| | |
|---------------------------------|------------|
| A9901.9 Transfer to Other Funds | 310,000.00 |
|---------------------------------|------------|

TO:

| | |
|-------------------------------|------------|
| D5010.5031 Interfund Transfer | 310,000.00 |
|-------------------------------|------------|

and it is further

RESOLVED, to amend the County Highway budget as follows:

| | |
|-------------------------------------|------------|
| FROM: D5010.5031 Interfund Transfer | 310,000.00 |
|-------------------------------------|------------|

TO:

| | |
|---|-----------|
| D5110.1000 Co. Rd. Maint. Per. Services | 50,000.00 |
|---|-----------|

| | |
|--|------------|
| D5110.4080 Co. Rd. Maint. Prof. Services | 140,000.00 |
|--|------------|

| | |
|--|-----------|
| D5110.4410 Co. Rd. Maint. Payment to Other | 40,000.00 |
|--|-----------|

| | |
|--|-----------|
| D5110.4421 Co. Rd. Maint. Gravel & Stone | 30,000.00 |
|--|-----------|

| | |
|---|-----------|
| D5110.9000 Co. Rd. Maint. Equip. Rental | 50,000.00 |
|---|-----------|

Dated at Geneseo, New York

May 22, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-164. MORTGAGE TAX DISTRIBUTION - 10/1/95 - 03/31/96

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

WHEREAS, your committee on Finance submits the following report on Apportionment of the Mortgage Tax receipts for the period October 1st through March 31, 1996, among the several Towns and Villages of the County it is hereby,

RESOLVED, that the County Treasurer be and hereby is directed to pay to the various municipalities the amount set forth herein:

| TAX DISTRICT | AMOUNT | DISTRIBUTED TO TOWNS | DISTRIBUTED TO VILLAGES |
|-----------------|------------------|-------------------------|----------------------------|
| AVON | 34,074.88 | 26,400.83 | 8,674.05 |
| CALEDONIA | 13,996.92 | 9,452.14 | 4,544.78 |
| CONESUS | 19,659.73 | 19,659.73 | |
| GENESE0 | 32,727.17 | 24,945.26 | 7,781.91 |
| GROVELAND | 6,743.59 | 6,743.59 | |
| LEICESTER | 8,231.06 | 7,493.73 | 737.33 |
| LIMA | 19,840.70 | 16,313.00 | 3,527.70 |
| LIVONIA | 43,570.20 | 40,569.76 | 3,000.44 |
| MT. MORRIS | 11,756.93 | 8,242.26 | 3,514.67 |
| NORTH DANSVILLE | 18,565.37 | 11,539.98 | 7,025.39 |
| NUNDA | 11,827.30 | 9,684.03 | 2,143.27 |
| OSSIAN | 3,585.69 | 3,585.69 | |
| PORTAGE | 3,909.42 | 3,909.42 | |
| SPARTA | 7,826.89 | 7,826.89 | |
| SPRINGWATER | 7,601.69 | 7,601.69 | |
| WEST SPARTA | 3,264.98 | 3,264.98 | |
| YORK | <u>13,459.99</u> | <u>13,459.99</u> | |
| | \$260,642.51 | \$220,692.97 | \$40,949.54 |

Dated at Geneseo, New York

May 22, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-165. AUTHORIZING PURCHASE OF ONE (1) NEW 1996 VEHICLE AND SUPPLEMENTAL EQUIPMENT FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, the Highway Department requires a medium-duty truck for its bridge construction operation, as well as various tools and equipment for the truck, now therefore, be it

RESOLVED, that the Superintendent of Highways be, and he hereby is authorized to purchase through N.Y.S. Contract One (1) New 1996 International truck with 6 Man Cab with 14' van body, at a total cost of \$34,722.00; and to purchase various tools and equipment for the truck at a cost not to exceed \$7,278.00; and be it further

RESOLVED, that the total authorized sum of \$42,000.00 be appropriated from the Machinery Fund Balance account.

Dated at Geneseo, New York
 May 22, 1996
 Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-166. AUTHORIZING PURCHASE OF FURNACES FOR THE PLANNING DEPARTMENT'S HOME WEATHERIZATION PROGRAM

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

WHEREAS, after due advertisement, bids were opened on April 29, 1996 by the Planning Department and the following bidders were the low acceptable bids or only bids, which are on file at the office of the Livingston County Planning Department, for the following materials:

| | | |
|--|--|-----------------------|
| <u>MOBILE HOME FURNACES - GAS</u> | Harris Supply Company 87 Franklin Street Dansville, NY 14437 | |
| <u>MOBILE HOME FURNACES - OIL</u> | Harris Supply Company | |
| <u>HIGH EFFICIENCY GAS FURNACES 80%+</u> | 45 MBH | Harris Supply Company |
| 75 MBH | E. L. Shaffer 7007 North Main Street Dansville, NY 14437 | |
| 100 MBH | E. L. Shaffer | |
| 125 MBH | E. L. Shaffer | |
| 144 MBH | Harris Supply Company | |
| <u>HIGH EFFICIENCY GAS FURNACES - 90%+</u> | E. L. Shaffer | |
| <u>ALL HOUSE OIL FURNACES - 80%+</u> | Harris Supply Company | |

RESOLVED, that the Director of the Livingston County Planning Department be, and he hereby is authorized and empowered to purchase furnaces for the Home Weatherization Program from the bidders hereinbefore set forth during the term of their bid.

Dated at Geneseo, New York
 May 22, 1996
 Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-167. AMENDING CONTRACT WITH NYS DEPARTMENT OF HEALTH FOR FAMILY PLANNING SERVICES AND AMENDING THE 1996 BUDGET

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

RESOLVED, that the 1995/96 Contract between Livingston County and NYSDOH for Family Planning Services be amended as follows; increase maximum reimbursement from \$291,193 to \$295,674 and that the following budget modifications be made:

| | |
|---|------------|
| From - A4035.3435 Estimated Family Planning Revenue | \$4,481.00 |
| To - A4035.1602 Estimated Family Planning Revenue -Fees | \$4,481.00 |

And be it Further,

RESOLVED that the Chairman of the Board of Supervisors is hereby authorized to sign said Amendment, subject to review by the County Attorney and County Administrator.
Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

May 22, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-168. AUTHORIZING AN AGREEMENT BETWEEN LIVINGSTON COUNTY HEALTH DEPARTMENT WOMEN'S HEALTH CENTER AND THE UNIVERSITY OF ROCHESTER AIDS CENTER

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

WHEREAS, the New York State Department of Health Memorandum 89-99 and the HIV Primary care Agreement sets forth guidelines for referral of HIV Positive clients, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said agreement between the Livingston County Health Department Women's Health Center and the University of Rochester AIDS Center, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

May 22, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-169. PROCLAIMING WEEK OF MAY 19-25, 1996 AS EMERGENCY MEDICAL SERVICES WEEK

Mr. presented the following resolution and moved its adoption:

WHEREAS, the Emergency Medical Services community in Livingston County volunteer many hours to save lives and minimize the effects of unforeseen injuries; and

WHEREAS, EMS services are available 365 days a year, it is hereby

RESOLVED that the Livingston County Board of Supervisors hereby declares May 19-25, 1996 as Emergency Medical Services Week in Livingston County to honor EMS personnel, nurses and physicians who serve their community through ambulance corps and in the emergency rooms in Livingston County.

Dated at Geneseo, New York

May 22, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-170. AUTHORIZING THE CHAIRMAN TO SIGN THE MEMORANDUM OF UNDERSTANDING AND AGREEMENT II BETWEEN LIVINGSTON COUNTY, NYS ATTORNEY GENERAL AND AKZO NOBEL SALT, INC.

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

WHEREAS, in August 1994, the New York State ("State") Departments of Law ("Attorney General") and Environmental Conservation ("DEC"), the County of Livingston, New York, and AKZO NOBEL SALT INC. ("AKZO") entered into a Memorandum of Understanding and Agreement ("MOU I") to respond in a coordinated and cooperative manner to the consequences of the Retsof Salt Mine collapse and flooding which began in March 1994; and

WHEREAS, since the aforesaid collapse and flooding began impacts therefrom have included surface subsidence, property damage including adverse impacts on structures and water wells, the destruction of a state highway bridge, aquifer dewatering and community unrest; and

WHEREAS, MOU I remains in effect and

WHEREAS, the entire approximately 6,000 acre underground mine is now flooded; and

WHEREAS, the complete filling of the Retsof Mine with water may have a bearing upon the nature of future surface subsidence, aquifer recharge and other environmental impacts; and

WHEREAS, the parties to MOU I remain committed to ensuring that the consequences of the Retsof Mine collapse and flooding continue to be addressed in a cooperative, coordinate, and where necessary, expanded and refined manner so as to minimize adverse impacts to the environment and the community, the State of New York, DEC, County of Livingston and Akzo have agreed to enter into this MEMORANDUM OF UNDERSTANDING AND AGREEMENT II, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the MOU II pending approval of the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

May 22, 1996

Public Health Committee

The Board discussed the need to an amendment to the MOU.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-171. AWARDING BID FOR MEAT - LIVINGSTON COUNTY JAIL

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

WHEREAS, after proper legal advertisement for bids for meat for the Livingston County Jail, bids were received, then opened on April 29, 1996, now, therefore, be it

RESOLVED, that the bid of Kastner Meats of 774 Jay Street, Rochester, NY 14611, be awarded according to prices on file in the Office of the County Administrator. This award shall be effective June 1, 1996 and terminate May 31, 1997, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Kastner Meats, subject to review by the County Administrator and County Attorney.

Dated at Geneseo, New York

May 22, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-172. AWARDING BID FOR FOOD - LIVINGSTON COUNTY JAIL

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

WHEREAS, after due advertisement, bids were opened on May 6, 1996, by the Office of the Livingston County Administrator for the purchase of food items used by the Livingston County Jail, and the following bidders were the low acceptable bids, for various food groups, which are on file at the Office of the Livingston County Administrator:

Upstate Milk
45 Fulton Avenue
Rochester, NY 14608

Perry Jacobstein, Inc.

15 Airline Drive
Rochester, NY 14624

Kaufman's Bakery, Inc.
2381 Fillmore Avenue
Buffalo, NY 14214

NOW, THEREFORE, BE IT RESOLVED, that the Livingston County Sheriff is hereby authorized to purchase food items from the bidders hereinbefore set forth during the terms of their bid, beginning June 1, 1996 and ending May 31, 1997 with an option to renew for two additional twelve month periods, and it is further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign said contracts, subject to review by the County Administrator and County Attorney.

Dated at Geneseo, New York
May 22, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-173. AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN AN AGREEMENT WITH THE VILLAGE OF AVON FOR THE TREATMENT OF SEWAGE FROM THE EAST AVON SECTION OF THE SEWER EXTENSION PROJECT

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

WHEREAS, the County has recognized the need to provide sewer service for economic development to take place, and

WHEREAS, the County has determined that to provide sewer service economically in the East Avon Industrial Park, the project should utilize the Village of Avon's Sewage Treatment Plant, and

WHEREAS, the County requires that the Village of Avon up size the pipeline in the Village of Avon to be able to handle the County's potential flows, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to sign an agreement with the Village of Avon that outlines the terms and conditions that are needed to carry out this project, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
May 22, 1996

Public Works Committee

Cathy Muscarella explained the purpose of the 40-year agreement.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-174. AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN AN AMENDMENT TO RIGHT OF WAY AND EASEMENT BETWEEN GOLDEN ARCH LIMITED PARTNERSHIP AND CONESUS LAKE COUNTY SEWER DISTRICT

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized and directed to sign an Amendment to Right of way and Easement between Golden Arch Limited Partnership and Conesus Lake County Sewer District, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

May 22, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-175. AMENDING THE 1996 SALARY SCHEDULE - DEPARTMENT OF SOCIAL SERVICES AND SKILLED NURSING FACILITY

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

DEPARTMENT OF SOCIAL SERVICES

Create a Courier position Salary Grade 5

SKILLED NURSING FACILITY - GENESEO

Delete the following positions:

One (1) Baker Salary Grade 9

Two (2) Cooks Salary Grade 9

One (1) Dietary Services Supervisor Salary Grade 13

Seven (7) Food Service Helpers Salary Grade 2

One (1) Head Cook Salary Grade 11

Dated at Geneseo, New York

May 22, 1996

Salary & Negotiating Committee

Mr. Woodhouse explained that the Courier position would be transporting Take Pride workers to and from the workplace, and other miscellaneous duties.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-176. AUTHORIZING CANCELLATION OF VOID TAXES

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

1996 Geneseo Town and County Tax Roll
Tax Map Number 64-2-40.2 (NYS Department of Transportation)

Pursuant to Section 558 of the Real Property Tax Law, it is recommended that the taxes listed with parcel 64-2-40.2 on the 1996 Geneseo Town and County Tax Roll be marked void and that chargebacks be administered according to the figures listed below.

Due to a clerical error, an erroneous late sewer charge was added to this parcel.

| | Current 1996 Tax Amounts | Corrected 1996 Tax Amounts | Chargebacks to taxing Jurisdictions |
|---------------------------|-----------------------------|-------------------------------|---|
| Livingston County | 0.00 | 0.00 | 0.00 |
| Liv. Co. Penalties | 1.20 | 0.00 | 1.20 |
| Geneseo Town Tax | 1.00 | 0.00 | 1.00 |
| Geneseo Fire 1 | 0.00 | 0.00 | 0.00 |
| Unpaid Conesus Lake Sewer | <u>24.00</u> | <u>0.00</u> | <u>24.00</u> |
| Total | \$26.20 | \$0.00 | \$26.20 |

NOW, THEREFORE, be it resolved that all taxes for parcel 64-2-40.2 on the 1996 Geneseo Town and County Tax Roll shall be marked void and chargebacks be administered accordingly.

Dated at Geneseo, New York

May 22, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-177. AUTHORIZING CONVEYANCE OF COUNTY PROPERTIES ACQUIRED BY TAX DEEDS

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

WHEREAS, the County of Livingston has acquired title by tax deed to the following parcels of land, and WHEREAS, the Livingston County Board of Supervisors' Tax Committee has auctioned said parcels, now be

it

RESOLVED, that the following conveyances be approved:

| | |
|---|---|
| Tax Map No.190.-1-23 Formerly owned by and/or assessed to: Conveyed to: Alexander III, Frank W. | Town of North Dansville Bradley, William C. Amt. \$2,200.00 |
| Tax Map No.203.10-2-70.1 Formerly owned by and/or assessed to: Conveyed to: Conklin, Donald W. & Nancy C. | Town of North Dansville (Village of Dansville) Alverson, Carl Amt. \$1,000.00 |
| Tax Map No.203.7-7-57 Formerly owned by and/or assessed to: Conveyed to: Alexander Hamilton Property, Inc | Town of North Dansville (Village of Dansville) Highland Inc. Amt. \$5,500.00 |
| Tax Map No.158.-1-8.1 Formerly owned by and/or assessed to: Conveyed to: Curley, Craig E. | Town of Mt. Morris White, Mary L. Amt. \$500.00 |
| Tax Map No.145.-1-52 Formerly owned by and/or assessed to: Conveyed to: Tallman, Rosella | Town of Mt. Morris Garafale, Ruby Amt. \$11,000.00 |
| Tax Map No.158.-1-31.212 Formerly owned by and/or assessed to: Conveyed to: Coates, William J. | Town of Mt. Morris Stein, Robert G. & Sharon L. Amt. \$4,000.00 |

and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute the quit-claim deeds of conveyance and any and all related documents prepared by the County Attorney to complete the aforesaid conveyances.

Dated at Geneseo, New York

May 22, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Chairman asked if anyone wished to speak regarding the Public Hearing on Local Law A 1996. No one wished to speak. The Chairman declared the Public Hearing closed.

ADOPTION OF LOCAL LAW

Motion made by Mr. Layland and seconded by Mr. Steele to call from the table Local Law No. 2 1996.

LOCAL LAW NO. 2 - 1996

COUNTY OF LIVINGSTON - STATE OF NEW YORK

A LOCAL LAW PROVIDING FOR THE DEFENSE AND INDEMNIFICATION OF OFFICERS AND EMPLOYEES OF THE LIVINGSTON COUNTY SOIL AND WATER CONSERVATION DISTRICT

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

SECTION 1. As used in this local law, unless the context otherwise requires:

- (a) "County" shall mean the County of Livingston
- (b) "Board of Supervisors" shall mean the Board of Supervisors of the County of Livingston;
- (c) "County Attorney" shall mean the County Attorney of the County of Livingston;
- (d) "Employee" shall mean any person holding a position by appointment or employment in the service of the Livingston County Soil and Water Conservation District, whether or not compensated. The term "employee" shall include a former employee, his estate or judicially appointed personal representative.

SECTION 2. (a) Upon compliance by the employee with the provisions of section four of this local law, the county shall provide for the defense of the employee in any civil action or proceeding in any state or federal court arising out of any alleged act or omission which occurred or allegedly occurred while the employee was acting within the scope of his public employment or duties. This duty to provide for a defense shall not arise where such civil action or proceeding is brought by or on behalf of the County.

(b) Subject to the provisions set forth in paragraph (a) of this section, the employee shall be entitled to be represented by the County Attorney, except that the employee shall be entitled to be represented by private counsel in any civil judicial proceeding as follows:

(i) Whenever the County Attorney determines, based upon an investigation and review of the facts and circumstances of the case, that representation by the county Attorney would be inappropriate; or

(ii) Whenever the County Attorney determines based upon an investigation and review of the facts and circumstances of the case, that representation by the County Attorney would be inadvisable due to the unavailability of resources in the County Attorney's Office; or

(iii) Whenever a court of competent jurisdiction, upon proper motion or by a special proceeding, determines that a conflict of interest exists and that the employee is entitled to be represented by private counsel; or

(iv) Where such representative by private counsel is approved by act of the Board of Supervisors;

(c) Where an employee is entitled to representation by private counsel pursuant to Subparagraph (I), (ii) or (iii) hereof, the County Attorney shall notify the employee in writing of such

determination and shall so certify in a communication to the Board of Supervisors. Where the Board approves such representation, it shall designate the private counsel to be retained. Upon approval by the Board of Supervisors, the Clerk of the Board shall notify the employee in writing of such determination. Reasonable attorneys' fees and litigation expenses shall be paid by the County to such private counsel from time to time during the pendency of the civil action or proceeding, subject to audit and approval by the Board of Supervisors. The County Attorney may require, as a condition to payment of the fees and expenses of such representation, that appropriate groups of such employees be represented by the same counsel.

(d) Any dispute with respect to representation of multiple employees by a single counsel or the amount of litigation expenses or the reasonableness of attorneys' fees shall be resolved by the court upon motion or by way of a special proceeding.

(e) Where the employee delivers process and a written request for a defense to the County Attorney in accordance with section four of this local law, the County Attorney shall take the necessary steps on behalf of the employee to avoid entry of a default judgment pending resolution of any question pertaining to the obligation to provide for a defense.

SECTION 3. (a) The county shall indemnify and save harmless the employees in the amount of any judgment obtained against such employees in a state or federal court, or in the amount of any settlement of a claim, provided that the act or omission from which such judgment or claim arose occurred while the employee was acting within the scope of his public employment or duties; provided further that in the case of a settlement the duty to indemnify and save harmless shall be conditioned upon the review and approval of the form and amount of the settlement by the Board of Supervisors. Nothing in this local law shall be construed to authorize or require the county to indemnify and save harmless an employee with respect to a settlement not so reviewed and approved by the Board of Supervisors.

(b) Except as otherwise provided by law, the duty to indemnify and save harmless prescribed by this local law shall not arise where the injury or damage resulted from intentional wrongdoing or recklessness on the part of the employee.

(c) Nothing in this local law shall authorize the county to indemnify or save harmless an employee with respect to punitive or exemplary damages, fines or penalties, or money recovered from an employee pursuant to Section 51 of the General Municipal Law; provided, however, that the County shall indemnify and save harmless the employees in the amount of any costs, attorneys' fees, damages, fines or penalties which may be imposed by reason of an adjudication that an employee, acting within the scope of his public employment or duties, has, without willfulness or intent on his part, violated a prior order, judgment, consent decree or stipulation of settlement entered in any state or federal court.

(d) Upon entry of a final judgment against the employee, or upon the settlement of the claim, the employee shall serve a copy of such judgment or settlement, personally or by certified or registered mail within thirty (30) days of the date of entry or settlement, upon the County Attorney; and if not inconsistent with the provisions of this local law, the amount of such judgment or settlement shall be paid by the county upon audit and approval by the Board of Supervisors.

SECTION 4. The duty to defend or indemnify and save harmless prescribed by this local law shall be conditioned upon: (i) delivery by the employee to the County Attorney of written request to provide the employee's defense together with the original or a copy of any summons, complaint, process, notice demand or pleading within five (5) days after the employee is served with such document, and (ii) the full cooperation and in defense of any action or proceeding against the county based upon the same act or omission, and in the prosecution of any appeal.

SECTION 5. The benefits of this local law shall inure only to employees as defined herein and shall not enlarge or diminish the rights of any other party nor shall any provision of this section be construed to affect, alter or repeal and provision of the Workers' Compensation Law.

SECTION 6. This local law shall not in any way affect the obligation of any claimant to give notice to the county under Section 50-e of the General Municipal Law, Section 52 of the County Law, or any other provision of law.

SECTION 7. The provisions of this local law shall not be construed to impair, alter, limit or modify the rights and obligations of any insurer under any policy of insurance.

SECTION 8. Except as otherwise specifically provided in this local law, the provisions of this local law shall not be construed in any way to impair, alter, limit, modify, abrogate or restrict any immunity to liability available to or conferred upon any employee or any right to defense or indemnification provided for any employee by, in accordance with, or by reason of, any other provision of state or federal statutory or common law.

SECTION 9. If any provision of this local law or the application thereof to any person or circumstance by held unconstitutional or invalid in whole or in part by any court, such hold of unconstitutionality or invalidity shall in no way affect or impair any other provision of this local law or the application of any such provision to any other person or circumstance.

SECTION 10. The provisions of this local law shall apply to all actions and proceedings pending upon the effective date thereof or thereafter instituted.

SECTION 11. This local law shall take effect upon filing in the office of the Secretary of State as provided by Section 27 of the Municipal Home Rule Law of the State of New York.

Dated at Geneseo, New York
May 8, 1996 (Introduced)
May 22, 1996

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Kosakowski that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective bargaining, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing collective bargaining hereby reports as follows:

No action taken.
Dated May 22, 1996

Dennis R. House, Chairman
Virginia O. Amico, Secretary

Motion made by Mr. Moore and seconded by Mr. Weber that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Mehlenbacher and seconded by Mr. Moore to adjourn until Wednesday, June 12, 1996 at 1:30 PM. Carried.

The Board adjourned at 3:50 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, JUNE 12, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Stewart and Mehlenbacher.

The Pledge of Allegiance.

Minutes of 5/22/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Acknowledgment from Genesee Community College Foundation and the family for the donation in memory of Joseph O'Brien
2. Acknowledgment from the Livingston County Deputy Sheriff's Association in memory of Val Alison
3. Public Hearing is being held on June 18, 1996 regarding Section 109 Loan Guarantee Program
4. Notice of Public Hearing regarding Zoning Law changes for the Town of Naples
5. Notification of the Town of Livonia applying for the East Lake Road Water District Pursuant to Article 12A of the Town Law
6. Acknowledgment from Assemblyman Jerry Johnson regarding Res. No. 96-156 regarding smoking regulations for bars and food service establishments
7. Intercounty Association of Western New York meeting, June 20, 1996, 9:30 a.m., Cayuga County, Holiday Inn, 75 North Street, Auburn, New York
PROGRAM: Conservation Districts of the Future by James Hotaling Exec. Director Cayuga County Soil & Water Conservation District and County Nursing Homes Past, Present and Future by Brian R. Rudy, Administrator and John Chomyk, Comptroller
8. Livingston County Council on Alcoholism inviting the Board to participate in the Fourth Annual Safe Summer Carnival, July 10 from 10:00 a.m. to 12 noon. The roll was called for those wishing to participate in this event.
9. Please notify Michele Rees today if you plan on attending the Empire Nationals event on June 29, 1996.

RESOLUTION NO. 96-178. APPROVING ABSTRACT OF CLAIMS #6A - JUNE 12 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #6A dated June 12, 1996, in the total amount of \$1,032,325.41.

Dated at Geneseo, New York

June 12, 1996

Finance Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

PRIVILEGE OF THE FLOOR

Privilege of the Floor was extended to the following:

1. Gloria Brand, Director of Employment & Training, who announced the 1996 Livingston County Youth Board Teen Recognition Award Winners

2. Laura Elliott-Engel of the Livingston County Council on Alcoholism explained the Fourth Annual Dime Carnival scheduled for July 10, 1996 from 10:00 a.m. to Noon, and invited the Board to participate in this event.

RESOLUTION NO. 96-179. APPROVING TRANSFER OF FUNDS - VARIOUS (COUNTY TREASURER, PUBLIC HEALTH, SOCIAL SERVICES)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

June 12, 1996

Finance Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-180. AWARDING CONTRACT FOR SUB-SURFACE EDGE-DRAIN TILING INSTALLATION SERVICES FOR HIGHWAY DEPARTMENT

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

WHEREAS, after due advertisement, bids were opened on June 5, 1996 in the office of the County Administrator for SUB-SURFACE EDGE-DRAIN TILING INSTALLATION SERVICES, and

WHEREAS, L.B. Tiling of Franklinville, N.Y. submitted the lowest of two bids received, and said contractor is well-qualified to provide the service as specified, now, therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized and empowered, subject to review by the County Administrator and County Attorney, to sign an agreement with L.B. Tiling to provide the described tiling service at the bid price of \$0.75 (75 cents) per lineal foot, through December 31, 1996.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

June 12, 1996

Highway Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-181. PROCLAIMING JULY 12, 1996 AS APPRECIATION DAY FOR ELECTIONS WORKERS

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

WHEREAS, the Livingston County Board of Supervisors recognizes the professionalism and dedication exhibited by the men and women who assist at the elections in our County, it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims July 12, 1996, as Election Workers' Appreciation Day throughout Livingston County.

Dated at Geneseo, New York

June 12, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-182. AUTHORIZING LIVINGSTON COUNTY ALTERNATIVES TO INCARCERATION ADVISORY BOARD TO SUBMIT AN APPROVED 1996-97 ATI SERVICE PLAN UPDATE PROPOSING THE CONTINUATION OF STATE FUNDING FOR THE SHERIFF'S WORK RELEASE PROGRAM

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

WHEREAS, the Livingston County ATI Advisory Board has reviewed and approved the 1996-97 Service Plan Update for submission to the New York State Division of Probation and Correctional Alternatives recommending continued State funding for the Sheriff's Work Release Program; and

WHEREAS, this ATI Service Plan will be used to prepare a new contract between Livingston County and the New York State Division of Probation and Correctional Alternatives for the period July 1, 1996 to June 30, 1997, providing for 50% reimbursement of approved expenditures up to \$21,600 for the Sheriff's work Release Program, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the 1996-97 Service Plan Update for submission to the New York State Division of Probation and Correctional Alternatives, subject to review by the County Administrator and County Attorney.

Copy of Plan on file in Clerk's office.

Dated at Geneseo, New York

June 12, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-183. AUTHORIZING CHAIRMAN TO SIGN FFY 1997 CSBG CONTRACT WITH NEW YORK STATE DEPARTMENT OF STATE

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

WHEREAS, the New York State Department of State has awarded Federal Fiscal Year 1997 Community Services Block Grant funds to Livingston County; and

WHEREAS, the Community Initiatives Council has allocated these funds to human service agencies in Livingston County; now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and he hereby is, authorized to sign the FFY 1997 CSBG contract, and amendments thereto, with the New York State Department of State, after review by the County Attorney and County Administrator; and be it further

RESOLVED, that the Planning Director be, and he hereby is authorized to sign FFY 1997 Delegate Agency Agreements with CSBG delegate agencies, pursuant to said contract with the New York State Department of State, after review by the County Attorney and County Administrator; and be it further

RESOLVED, that the Planning Director shall be the authorized representative to sign CSBG Financial Reports, Program Reports, and Vouchers.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

June 12, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-184. APPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL - ANDERSON

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

RESOLVED, that the following person is hereby appointed to the Livingston County Community Initiatives Council, in the private Sector membership category, for a term to expire December 31, 1998:

Kenneth Anderson, 9303 Creek Road, Hunt, NY 14846

Dated at Geneseo, New York

June 12, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-185. APPROVING A CONTRACT BETWEEN THE COUNTY OF LIVINGSTON, COMMUNITY SERVICES DEPARTMENT, AND LIVINGSTON/WYOMING ARC FOR SHELTERED WORKSHOP SERVICES

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and Livingston/Wyoming ARC for sheltered workshop services for the period commencing January 1, 1996 and terminating December 31, 1996 is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, NY

June 12, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-186. AUTHORIZING CONTRACT WITH PHYSICAL THERAPY OF LAKEVILLE FOR PHYSICAL THERAPY SERVICES

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

WHEREAS, there is an increasing need for physical therapy services by the Community Home Health Agency, and

WHEREAS, Physical Therapy of Lakeville is willing to enter into a contract with the Health Department to provide physical therapy services,

NOW, THEREFORE, BE IT, RESOLVED that the Chairman of the Board of Supervisors is hereby authorized to sign said Contract to expire December 31, 2000, pending approval of the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

June 12, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-187. AMENDING THE MOU BETWEEN USGS AND LIVINGSTON COUNTY DATED AUGUST 4, 1995

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

WHEREAS, USGS and Akzo Nobel Salt Inc. agreed to additional work to be completed by USGS in the amount of \$1850.00 and

WHEREAS, the MOU between USGS and Livingston County must be amended,

NOW, THEREFORE, BE IT, RESOLVED that the Chairman of the Board of Supervisors is hereby authorized to sign said Amendment for an additional \$1,850.00, pending approval of the County Administrator and County Attorney.

Copy of MOU on file in Clerk's office.

Dated at Geneseo, New York

June 12, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-188. ACCEPTING THE PETITION AS PRESENTED FOR THE EXTENSION OF THE CONESUS LAKE COUNTY SEWER DISTRICT AND DIRECTING THAT MAPS AND PLANS BE PREPARED

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

WHEREAS, the Town of Livonia has presented a petition to the Livingston County Board of Supervisors for the extension of the Conesus Lake County Sewer District, now therefore be it

RESOLVED, that the County Board of Supervisors accepts the petition as presented by the respective towns, and be it further

RESOLVED, that the County Board of Supervisors directs the Public Works and Transportation Committee to have the appropriate maps and plans be prepared as requested in the petition.

Dated at Geneseo, New York

June 12, 1996

Public Works Committee

Cathy Muscarella explained that several residents are having septic problems and this extension will resolve the matter.

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-189. APPOINTING DIRECTOR OF NURSING AND AMENDING THE 1996 DEPARTMENT HEAD SALARY SCHEDULE - HEALTH RELATED FACILITY

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

RESOLVED, that Eileen Farlow of 522 Canfield Road, Pittsford, New York 14534 is hereby appointed to the position of Director of Nursing, Health Related Facility effective June 17, 1996, at an annual salary of \$45,000.

Dated at Geneseo, New York

June 12, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-190. APPOINTING BREAST-FEEDING COORDINATOR AND AMENDING THE DEPARTMENT HEAD SALARY SCHEDULE - PUBLIC HEALTH WIC PROGRAM

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

RESOLVED, that Carol Mulligan of 163 Sibley Road, Honeoye Falls, New York 14472 is hereby appointed

to the position of Breast-feeding Coordinator effective June 17, 1996 at an annual salary of \$24,500.00.

Dated at Geneseo, New York

June 12, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-191. AMENDING THE 1996 SALARY SCHEDULE - DATA PROCESSING AND DEPARTMENT OF SOCIAL SERVICES

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

DATA PROCESSING

Create One (1) Programmer position, Salary Grade 17.

DEPARTMENT OF SOCIAL SERVICES

Create One (1) Mobile Work Crew Supervisor position, Salary Grade 10.

Dated at Geneseo, New York

June 12, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

RESOLUTION NO. 96-192. AMENDING 1996 DEPARTMENT HEAD SALARY SCHEDULE - GENESEO SKILLED NURSING FACILITY

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

RESOLVED, that the 1996 Department Head Salary Schedule for the Geneseo Skilled Nursing Facility be amended to increase the salary of the Director of Nursing at the Geneseo Skilled Nursing Facility to \$45,000 effective June 17, 1996.

Dated at Geneseo, New York

June 12, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,598; Noes - 0; Absent - Stewart, 187; Mehlenbacher, 29 Total 216; Adopted.

Mr. House announced that there may be a press release available when the Board comes out of Executive Session.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective bargaining, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing collective bargaining

hereby reports as follows:

MOTION: Mr. Steele moved and Mr. Moore seconded to authorize the Press Release regarding the Deputy Sheriff's Association negotiations. Carried.

The Press Release is on file in the office of the Clerk.

Dated June 12, 1996

Dennis R. House, Chairman

Virginia O. Amico, Secretary

Motion made by Mr. Kosakowski and seconded by Mr. Bassage that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Kramer and seconded by Mr. Merrick to adjourn until Wednesday, June 26, 1996 at 1:30 PM. Carried.

The Board adjourned at 2:42 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, JUNE 26, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Steele and Jaeger.

Mr. Steele entered.

The Pledge of Allegiance.

Minutes of 6/12/96 Regular Meeting and 6/18/96 Public Hearing were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Letter from David J. Dwyer, Director of Transportation of Geneseo Central School reference a highway defect on the East Groveland Road, Town of Groveland, between Servis Road and Hampton Corners.
2. Notice of Claim in the matter of Theresa Young versus the County of Livingston
3. If you are interested in looking at the canine unit, it will be in the employee parking lot today.

RESOLUTION NO. 96-193. APPROVING ABSTRACT OF CLAIMS #6B - JUNE 26, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #6B dated June 26, 1996, in the total amount of \$1,246,592.50.

Dated at Geneseo, New York

June 26, 1996

Finance Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

RESOLUTION NO. 96-194. AWARDING BID FOR GENESEO SKILLED NURSING FACILITY WINDOW TREATMENTS

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

WHEREAS, after proper legal advertisement for bids for Geneseo Skilled Nursing Facility Window Treatments, bids were received, then opened on June 10, 1996, now, therefore, be it

RESOLVED, that the bid of Howard's Fabric & Foam of 1124 East Ridge Road, Rochester, NY 14621, in an amount not to exceed Nineteen Thousand Six Hundred Eight-Six dollars and Seventy-Nine cents (\$19,686.79), be and hereby is accepted as the lowest responsible bid.

Dated at Geneseo, New York

June 26, 1996

Buildings Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-195. DECLARING SURPLUS PROPERTY - CENTRAL SERVICES

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

WHEREAS, the County of Livingston owns certain items of personal property no longer necessary for public use, and

WHEREAS, that such items of personal property owned by the County and no longer necessary for public use shall be declared to be "surplus property", it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby declares various items surplus property. The copy of the list is filed in the Office of the Clerk of the Board.

Dated at Geneseo, New York

June 26, 1996

Buildings Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-196. APPROVING TRANSFER OF FUNDS - VARIOUS (OFFICE FOR THE AGING, COUNTY TREASURER, PLANNING, SOCIAL SERVICES, PUBLIC HEALTH)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

June 26, 1996

Finance Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-197. AUTHORIZING ADVANCE TO CAPITAL FOR COUNTY BRIDGE PROJECT

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

WHEREAS, Res. 96-115 established County Road Bridge project to be funded by State, Federal Revenue and those revenues are anticipated to be paid to the County of Livingston when claimed, be it now

RESOLVED, that the County Treasurer is hereby authorized and directed to advance monies in the sum of \$365,750.00 to the Capital Bridge project in anticipation of the expected revenues.

Dated at Geneseo, New York

June 26, 1996

Finance Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-198. AUTHORIZING RENTAL OF VARIOUS PIECES OF CONSTRUCTION EQUIPMENT FOR USE BY HIGHWAY DEPARTMENT

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

WHEREAS, after due advertisement, bids were opened on May 14, 1996, by the Highway Department in the Livingston County Government Center and the following bidders were the low acceptable bids, which are on file at the office of the Livingston County Highway Department, for the rental of various pieces of construction equipment from July 27, 1996 thru December 31, 1996 (This bid or contract may be extended for 1 (one) year if mutually agreeable to both the County and Contractors):

RENTAL OF VARIOUS PIECES OF CONSTRUCTION EQUIPMENT

Awarded all bidders according to
availability and meeting insurance
requirements

Batavia, NY 14020

Access Rentals
45 Center Street

A.L. Blades
7610 County Route 65
PO Box 590
Hornell, NY 14843

Babcock Enterprises
10385 Poags Hole Road
Dansville, NY 14437

Chemung Supply Corp.
PO Box 527
Elmira, NY 14902

C.I.D. Refuse
10860 Olean Road
Chaffee, NY 14030-9799

C.P. Ward, Inc.
100 River Road
Scottsville, NY 14546

Craver Sales Corp.
5536 Clark Road
Conesus, NY 14435

General Crushed Stone Co.
PO Box 151
Honeoye Falls, NY 14472

George & Swede
7155 Big Tree Road
Pavilion, NY 14525

Griffith Site Development
55 Washington Street
Dansville, NY 14437

Midland Asphalt Corp.
640 Young Street
PO Box 388
Tonawanda, NY 14151-0388

Partridge Excavating
PO Box 147
Groveland, NY 14462

Roses Enterprise
2544 Genesee Street
Piffard, NY 14533

Rox Sand & Gravel
6000 Henderson Hill Road
Conesus, NY 14435

Syracuse Supply Company
275 Marketplace Dr.
Rochester, NY 14623

Arthur V. Towner
1909 Scottsville Road
Rochester, NY 14623

Western Bituminous Products
2 Rockwood Street
Rochester, NY 14610

RESOLVED, that the Livingston County Superintendent of Highways be and he hereby is authorized and empowered to rent various pieces of construction equipment from the bidders hereinbefore set forth during the term of their bids.

Dated at Geneseo, New York
June 26, 1996

Highway Committee

Mr. Steinberg explained the resolution. The Supervisors will be provided a copy of this resolution.

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-199. APPOINTING MEMBERS TO THE GENESEE-LIVINGSTON-ORLEANS-WYOMING (GLOW) PRIVATE INDUSTRY COUNCIL

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

RESOLVED, that this Board of Supervisors does hereby approve the reappointment of the following persons to the Genesee-Livingston-Orleans-Wyoming Private Industry Council for such designated term:

Stanley R. May, District Director
Western N.Y. Vietnam Veterans of America
New York State Council
6805 Midvale Drive
Castile, New York 14427
At Large Veterans Representative

Term Expires: 6/30/99

John Fischer, Vice President
Forbes Products
Box 239, Forbes Street
Dansville, New York 14437

Term Expires: 6/30/99

Livingston County Private Business Sector Representative

George Merrell
3462 Big Tree Road
Lakeville, New York 14480
Livingston County Private Business Sector Representative

Term Expires: 6/30/99

W. Michael Woodhouse Commissioner
Livingston County Dept. of Social Services
County Campus, Building 3
Mount Morris, NY 14510
At Large Social Services Representative
Replacing Dane Sprague

Term Expires: 6/30/99

Dated at Geneseo, New York
June 26, 1996
Legislative Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-200. DESIGNATING OFFICIAL TOURISM PROMOTION AGENCY AND APPROPRIATING MONEY FOR THE YEAR 1996-97 ADVERTISING CAMPAIGN

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

WHEREAS, The New York State Grants Program is designed to encourage tourism promotion throughout the regions of New York State, and

WHEREAS, the Finger Lakes Association, a non-profit organization promoting tourism in the Finger Lakes Region since 1919, qualifies as an official Tourism Promotion Agency, and

WHEREAS, the Finger Lakes Association, which has traditionally been, and currently is, the regional Tourism Promotion Agency for the purpose of this program has requested to be designated again for the year 1997, now, therefore, be it

RESOLVED, that the Finger Lakes Association, Inc., be and hereby is designated by the Livingston County Board of Supervisors as their Tourism Promotion Agency under this program and authorized to make application for and receive grants on behalf of the County pursuant to the New York State Tourist Promotion Act, and be it further

RESOLVED, that this body shall appropriate for the 1997 advertising campaign, sponsored by the Finger Lakes Association, an amount of \$3,000.00, and be it further

RESOLVED, that a certified copy of this resolution be filed by the Clerk of this Board with the Finger Lakes Association.

Dated at Geneseo, New York
June 26, 1996
Legislative Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-201. AUTHORIZING GOVERNOR'S TRAFFIC SAFETY COMMITTEE GRANT CONTRACT - PHASE II

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

WHEREAS, the Genesee Transportation Council applied, on behalf of Livingston and Wyoming Counties, to the New York State Governor's Traffic Safety Committee for a grant to develop a Computerized Traffic Accident analysis (GIS) System- Phase II; and

WHEREAS, the Governor's traffic Safety Committee has approved the grant and signed a contract with the Genesee Transportation Council; now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors be, and he hereby is, authorized to sign

necessary contract documents with the Genesee Transportation Council, after review by the County Attorney and County Administrator; and be it further

RESOLVED, that the Planning Director is designated as the Livingston County Coordinator for this purpose and is authorized to submit required program and financial reports to the Genesee Transportation Council and the Governor's Traffic Safety Committee.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

June 26, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-202. AUTHORIZING CONTRACT WITH WYOMING AREA HOMEMAKER SERVICE, INC. FOR TRAINING HOME HEALTH AIDES

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

WHEREAS, the Livingston County Health Department, is in desperate need for home health aides, and

WHEREAS, the Wyoming Area Homemaker Service, Inc. has agreed to assist with the recruitment and training of home health aides, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement with Wyoming Area Homemaker Service, Inc., according to the terms of the agreement, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

June 26, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-203. AMENDING THE MOU BETWEEN USGS AND LIVINGSTON COUNTY DATED AUGUST 4, 1995

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

WHEREAS, USGS and Akzo Nobel Salt Inc. agreed to additional work to be completed by USGS in the amount of \$55,000 and

WHEREAS, the MOU between USGS and Livingston County must be amended,

NOW, THEREFORE, BE IT RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said Amendment for an additional \$55,000, pending approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

June 26, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-204. AWARDING BID AND APPROVING CONTRACT FOR THE AVON/LAKEVILLE SEWER EXTENSION PROJECT, LAKE ROAD AND POLEBRIDGE ROAD SECTIONS

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

WHEREAS, four bids were received and opened on March 26, 1996, for the construction of the Avon/Lakeville sewer extension, and;

WHEREAS, the East Avon and Lakeville section of the bids were approved on 4/24/96 and Lake and Polebridge were deducted until a vote could be held, and;

WHEREAS, a vote was conducted with the residents of the area and the results were overwhelmingly positive for the project, now, therefore, be it

RESOLVED, that said bid of Beardsley Pipeline, Inc., of Livonia, New York for the sewer extension project for the Lake and Polebridge Road sections in an amount not to exceed Three Hundred Twenty Three Thousand Seven Hundred Ninety Five Dollars (\$323,795.00) be accepted as the lowest responsible bid and the Chairman of the Livingston County Board of Supervisors be and hereby is authorized to sign the necessary contract in regard to said bid, upon obtaining all licenses and easements necessary to construct the utility extensions, after review by the County Administrator and County Attorney.

Dated at Geneseo, New York

June 26, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-205. AMENDING THE 1996 SALARY SCHEDULE - PROBATION

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

RESOLVED, that the 1996 Salary Schedule for the following department be amended as follows:

PROBATION

Delete one (1) Sr. Account Clerk position

Dated at Geneseo, New York

June 26, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

RESOLUTION NO. 96-206. APPOINTING AGING SERVICES CASE WORKER AND AMENDING THE 1996 DEPARTMENT HEAD SALARY SCHEDULE - OFFICE FOR THE AGING

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

RESOLVED, that Judy Sundlof of 9879 Ossian Hill Road, Dansville, New York 14437 is hereby appointed to the position of Aging Services Case Worker for the Office for the Aging effective June 17, 1996, at an annual salary of \$19,200.00

Dated at Geneseo, New York

June 26, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,788; Noes - 0; Absent - Jaeger, 26; Adopted.

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Layland to adjourn until Wednesday, July 10, 1996 at 1:30 PM. Carried.

The Board adjourned at 1:52 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, JULY 10, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 6/26/96 Regular Meeting were approved as presented.

COMMUNICATIONS

The following communications were presented:

1. Received the Joint Petition from the Towns of Livonia and Conesus for the Creation of the County Water District

RESOLUTION NO. 96-207. APPROVING ABSTRACT OF CLAIMS #7A - JULY 10, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #7A dated July 10, 1996, in the total amount of \$1,313,396.10.

Dated at Geneseo, New York

July 10, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

RESOLUTION NO. 96-208. APPROVING TRANSFER OF FUNDS - VARIOUS (HIGHWAY, PUBLIC HEALTH, CENTRAL SERVICES)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

July 10, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-209. SUPPORTING PAYMENTS IN LIEU OF TAXES (PILOTS) FOR LANDS ADDED TO THE MONTEZUMA WILDLIFE REFUGE

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

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has been designated by the State of New York and local governments to review federal programs and activities in the region; and

WHEREAS, the staff of the Council and its members are actively involved in planning and implementing strategies to strengthen the region's economic base; and

WHEREAS, recent federal actions are eroding the fiscal and economic well being of communities in south eastern Wayne and northern Seneca counties, and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council requested the support of the Livingston County Board of Supervisors, it is hereby

RESOLVED, that the Livingston County Board of Supervisors does hereby request that the land purchase and donations associated with expansion of the federal Montezuma Wildlife Refuge be undertaken only after suitable payments in lieu of taxes (PILOTS) are implemented to the satisfaction of the affected local governments; and it is further

RESOLVED, that the PILOT agreements incorporate a CPI or adjustment factor to reflect the changing costs to provide municipal services in these areas; and it is further

RESOLVED, that, where feasible, job inducing activities be made available to offset the loss of agriculture and related private enterprise associated with these lands, and it is further

RESOLVED, that the Clerk of the Board be directed to send a copy of this resolution to the Genesee/Finger Lakes Regional Planning Council and Wayne and Seneca Counties.

Dated at Geneseo, New York

July 10, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-210. AUTHORIZING THE CHAIRMAN OF THE BOARD TO SIGN A LEASE WITH EASTMAN DENTAL CENTER

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

WHEREAS, Eastman Dental Center desires to provide dental services to children in Livingston County with Medicaid, and

WHEREAS, Eastman Dental Center is willing to lease the dental clinic area in Building 6, and

WHEREAS, Eastman Dental Center is willing to sublet the space to St. James Hospital of Hornell, New York, in order for the Migrant center and adults in Livingston County with Medicaid to receive dental services, it is hereby

RESOLVED, that the Chairman of the Board is hereby authorized to sign a lease between Livingston County and Eastman Dental Center for clinic space, subject to review by the County Attorney and County Administrator. Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

July 10, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-211. AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR WIC PROGRAM

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

WHEREAS, the New York State Department of Health wishes to contract with Livingston County Health Department-WIC Program to provide services in Livingston-Wyoming Counties, now therefore, be it

RESOLVED, that the Chairman of the Board is authorized to sign an agreement between New York State Department of Health and Livingston County Department of Health after review by the County Administrator and County Attorney, and it is further

RESOLVED, that the 1996-1997 proposed budget be accepted as submitted.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
July 10, 1996
Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-212. AMENDING CONTRACT WITH BLUE CROSS AND BLUE SHIELD OF THE ROCHESTER AREA AND LIVINGSTON COUNTY HOSPICE

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

WHEREAS, Blue Cross and Blue Shield Association requires a language amendment to the current contract, now therefore, be it

RESOLVED, that the Chairman of the Board is authorized to sign an amendment between Blue Cross and Blue Shield of the Rochester Area and Livingston County Department of Health-Hospice, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
July 10, 1996
Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-213. ACCEPTING THE PETITION AS PRESENTED FOR THE CREATION OF THE COUNTY WATER DISTRICT AND DIRECTING THAT MAPS AND PLANS BE PREPARED - TOWNS OF LIVONIA AND CONESUS

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

WHEREAS, the Towns of Livonia and Conesus have presented a petition to the Livingston County Board of Supervisors for the creation of a Water District, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors accepts the petition as presented by the respective Towns, and be it further

RESOLVED, that the Livingston County Board of Supervisors directs the Public Works and Transportation Committee to have the appropriate maps and plans be prepared as requested in the petition.

Dated at Geneseo, New York
July 10, 1996
Public Works Committee

Cathy Muscarella stated that the District is being formed now in order for the property owners to be able to hook up as soon as the water lines are installed. Cathy also provided a brief update as to the pending Livingston County Water and Sewer Authority projects.

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-214. AUTHORIZING CONVEYANCE OF COUNTY PROPERTIES ACQUIRED BY TAX DEEDS

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

WHEREAS, the County of Livingston has acquired title by tax deed to the following parcels of land, and

WHEREAS, the Livingston County Board of Supervisors' Tax Committee has auctioned said parcels, it is hereby

RESOLVED, that the following conveyances be approved:

Tax Map No.185.-1-28

Town of Nunda

Formerly owned by and/or assessed to:

Terry, Allen E. & Wf. % Norman Terry

| | |
|---------------------------------------|----------------------------------|
| Conveyed to: Claire H. Saunders | Amt. \$500.00 |
| Tax Map No. 184.9-1-10 | Town of Nunda & Village of Nunda |
| Formerly owned by and/or assessed to: | Fisher, Andrew P. et al |
| Conveyed to: Thomas E. Byrnes | Amt. \$3,800.00 |
| Tax Map No. 208.-1-48.52 | Town of Nunda |
| Formerly owned by and/or assessed to: | Augustus, Linda M. |
| Conveyed to: Johnathan R. Thomas | Amt. \$3,200.00 |
| Tax Map No. 183.-1-6 | Town of Portage |
| Formerly owned by and/or assessed to: | Bennett, Russell A. |
| Conveyed to: Rita J. Coon | Amt. \$3,600.00 |

and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute the quit-claim deeds of conveyance and any and all related documents prepared by the County Attorney to complete the aforesaid conveyances.

Dated at Geneseo, New York

July 10, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

OTHER BUSINESS

1. Discussion of Board Picture - The Board agreed to have the Board picture taken on July 24, 1996. The time is to be scheduled sometime in the morning.
2. Discussion of canceling the August 28 meeting
MOTION: Mr. Kosakowski moved and Mr. Layland seconded to cancel the August 28, 1996 Board meeting. The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0 Adopted.
Notification will be provided to the official papers and Department Heads.
3. Mr. Layland stated that he provided a revised page 4 of the Sheriff's negotiations package entitled "Last County Proposal to Sheriff's Association - Year 4 1999". The original page 4 should be discarded.
4. Mr. Kramer provided an update of the Zona property in Lima, New York. The tests results of the soil samples did not reflect a problem. The County Attorney recommended to pursue the sale of the property, and the Board will approve the sale by Board resolution. The County Attorney advised Mr. Kramer to announce at the sale that there may be a potential problem on this property, however, no tests results indicate a problem.

ADJOURNMENT

Motion made by Mr. Mehlenbacher and seconded by Mr. Layland to adjourn until Wednesday, July 24, 1996 at 1:30 P.M. Carried.

The Board adjourned at 2:03 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, JULY 24, 1996
1:30 P.M.**

The Chairman called for a moment of silence in memory of Judge Ronald Cicoria's mother Helen Cicoria.

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Stewart and Weber.

The Pledge of Allegiance.

Minutes of 7/10/96 Regular Meeting were approved as presented.

COMMUNICATIONS

There were no communications presented.

INTRODUCTION OF LOCAL LAW NO. B 1996

Livingston County Hotel and Motel Room Occupancy Tax Law

LOCAL LAW NO. B OF THE YEAR 1996

A LOCAL LAW ENTITLED THE LIVINGSTON COUNTY HOTEL AND MOTEL ROOM OCCUPANCY TAX LAW.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LIVINGSTON AS FOLLOWS:

TITLE 100 - GENERAL PROVISIONS:

101. Short Title: This Local Law shall be known as the Livingston County Hotel and Motel Room Occupancy Tax Law.
102. Intent: This Local Law is adopted to implement the provisions of Chapter 290 of the Laws of 1993, effective July 21, 1993, enacting section 1202-M of the Tax Law of the State of New York.
103. Definitions: Unless the context requires a different meaning, when used in this Local Law, the following terms shall mean:
 - a. "County" shall mean the County of Livingston.
 - b. "Person" shall mean an individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of the foregoing.
 - c. "Operator" shall mean any person operating a hotel or motel in the County of Livingston, including but not limited to the owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, licensee or any other person otherwise operating such hotel or motel.

- d. "Hotel or Motel" or either term singly shall mean any facility or portion thereof providing lodging on an overnight basis. The term "hotel" or "motel" includes an apartment, hotel, motor court or inn, boarding house, cabin, cottage or club, or similar hotel or motel type of accommodations by whatever name designated, whether or not meals are served and shall include those facilities commonly known as "bed and breakfast" and "tourist" facilities.
 - e. "Occupancy" shall mean the use or possession, or the right to use or possession of any room in a hotel or motel.
 - f. "Occupant" shall mean a person who, for a consideration, uses, possesses, or has the right to use or possess, any room in a hotel or motel under any lease, concession, permit, right of access, license to use or other agreement, or otherwise.
 - g. "Permanent Resident" shall mean any occupant of any room or rooms in a hotel or motel for a period in excess of fourteen consecutive days.
 - h. "Rent" shall mean the consideration received for occupancy valued in money, whether received in money or otherwise.
 - I. "Room" shall mean any room of any kind in any part or portion of a hotel or motel, which is available for or let out for any purpose other than a place of assembly.
 - j. "Return" shall mean any return filed or required to be filed as herein provided.
 - k. "Tax" shall mean the tax imposed pursuant to this Local Law and any increase, reduction or modification hereafter authorized.
 - l. "Treasurer" shall mean the Treasurer of Livingston County or the Treasurer's designee.
 - m. "Board or other charge" shall mean the charge or charges which an operator shall impose for food and meals or for other services and facilities at a hotel or motel which charge is included in the cost of occupancy of a room as a common charge, or, if such charges are separately stated, is a charge which is not optional and is required to be paid by the occupant as part of the cost of occupancy of a room.
104. Territorial Limitations: A tax imposed by this Local Law shall apply only within the territorial limits of the County of Livingston.
105. Reference to Tax: Wherever reference is made in placards, advertisements or other publications to the tax imposed by this Local Law, such reference shall be substantially in the following form: "Tax on occupancy of hotel or motel rooms", except that in any bill, receipt, statement or other agreement or memorandum of occupancy or rent charge issued or employed by an operator, the words "occupancy tax" shall suffice.

TITLE 200 - ADMINISTRATION OF TAX LAW

201. Administration: The tax imposed by this Local Law shall be administered and collected by the Treasurer or other fiscal officers of the County as he may designate by such means and in such manner as are other taxes which are now collected and administered by such officers or as otherwise provided by this Local Law.

202. General Powers of the Treasurer: In addition to the powers granted to the Treasurer in this Local Law, the Treasurer is hereby authorized and empowered to:

- a. make, adopt and amend rules and regulations appropriate to the carrying out of this Local Law and the purposes thereof, provided, however, that no rule or regulation shall become effective until 30 days after such rule or regulation shall have been filed with the Clerk of the Board of Supervisors;
- b. extend for cause shown, the time of filing any return for a period not exceeding three months, provided not less than 90 percent of the estimated tax for the period for which the return is required to be filed shall be paid together with the request for such extension on or before the due date; and for cause shown to remit penalties but not interest computed at the rate and in the manner provided in section 924-a of the Real Property Tax Law on taxes not paid; and to compromise disputed claims in connection with the tax imposed by this Local Law;
- c. request information from the Department of Taxation and Finance of the State of New York or the Treasury Department of the United States relative to any person; and to afford information to such taxation department or treasury department relative to any person, any other provision of this Local Law to the contrary notwithstanding;
- d. delegate his functions hereunder to a deputy treasurer or any employee or employees of the Treasurer,
- e. prescribe methods for determining the rents for occupancy and to determine the taxable and non-taxable rents;
- f. require any operator within the County to keep detailed records of the nature and type of hotel maintained, nature and type of service rendered, rooms available and rooms occupied daily, leases or occupancy contracts or arrangements, rents received, charged and accrued, the names and addresses of the occupants, whether or not any occupancy is claimed to be subject to the tax and to furnish such information upon request to the Treasurer;
- g. assess, determine, revise and readjust the taxes imposed under this Local Law, and require the filing of estimated tax returns and payment of estimated tax where necessary;
- h. direct the County Attorney to take such action as may be required to enforce this Local Law, including but not limited to providing representation in any administrative proceeding conducted by the Treasurer for enforcement of this Local Law brought in the name of the County in any court of appropriate jurisdiction without any further authorization of the Board of Supervisors.

203. Administration of Oaths and Compelling Testimony:

- a. The Treasurer or his employees or agents duly designated and authorized by him shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of their powers and duties under this Local Law. The Treasurer shall have power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of his duties hereunder and of the enforcement of this Local Law and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the state or unable to attend before him or excused from attendance.

- b. A justice of the supreme court either in court or at chambers shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and documents called for by the subpoena of the Treasurer under this Local Law.
- c. Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the Treasurer under this Local Law shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars or imprisonment for not more than one year, or both such fine and imprisonment.
- d. The officers who serve the summons or subpoena of the Treasurer and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts of record, except as herein otherwise provided. Such officers shall be the County Sheriff and his duly appointed deputies or any officers or employees of the Treasurer, designated to serve such process.

TITLE 300 - TAX RATE, PERSONS LIABLE, TAXABLE RENT, EXEMPTIONS

301. Imposition of Tax: On and after the 1st day of January, 1997, there is hereby imposed and there shall be paid a tax of three percent (3%) upon the rent for every occupancy of a room or rooms in a hotel or motel in this County except that the tax shall not be imposed upon
- a. permanent residents for the period of occupancy in excess of fourteen days, or
 - b. exempt organizations as hereinafter set forth.
302. Statement of Tax to be Collected; Person Liable for Payment of Tax:
- a. The tax to be collected shall be stated and charged separately from the rent and shown separately on any record thereof, at the time when the occupancy is arranged or contracted for and charged for, and upon every evidence of occupancy or any bill or statement or charge made for said occupancy issued or delivered by the operator, and the tax shall be paid by the occupant to the operator as trustee for and on account of the County, and the operator shall be liable for the collection thereof and for the tax. The operator and any officer of any corporate operator shall be personally liable for the tax collected or required to be collected under this Local Law, and the operator shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant as if the tax were a part of the rent for the occupancy payable at the time such tax shall become due and owing, including all rights of eviction, dispossession, repossession and enforcement of any innkeeper's lien that he may have in the event of non-payment of rent by the occupant; provided, however, that the Treasurer or other fiscal officer or officers, employees or agents duly designated by him shall be joined as a party in any action or proceeding brought by the operator to collect or enforce collection of the tax.
 - b. Where the occupant has failed to pay and the operator has failed to collect a tax as imposed by this Local Law, then in addition to all other rights, obligations and remedies provided, such tax shall be payable by the occupant directly to the Treasurer, and it shall be the duty of the occupant to file a return thereof with the Treasurer and to pay the tax imposed thereon to the County Treasurer within 15 days after such tax was due.

- c. The Treasurer may, whenever he deems it necessary for the proper enforcement of this Local Law, provide by regulation that the occupant shall file returns and pay directly to the Treasurer the tax herein imposed, at such times as returns are required to be filed and payment made over by the operator.
- d. The tax imposed by this Local Law shall be paid upon any occupancy on and after January 1, 1997, although such occupancy is had pursuant to a contract, lease or other arrangement made prior to such date. Where rent is paid or charged or billed, or falls due on either a weekly, monthly or other term basis, the rent so paid charged, billed or falling due shall be subject to the tax herein imposed to the extent that it covers any portion of the period on and after January 1, 1997. Where any tax has been paid hereunder upon any rent which has been ascertained to be worthless, the Treasurer may by regulation provide for credit and/or refund of the amount of such tax upon application therefor as provided in section 406 of this Local Law.
- e. For the purpose of the proper administration of this Local Law and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents are subject to tax until the contrary is established, and the burden of providing that a rent for occupancy is not taxable hereunder shall be upon the operator, except that, where by regulation pursuant to section 302(d) an occupant is required to file returns and pay directly to the Treasurer the tax herein imposed, the burden of proving that a rent for occupancy is not taxable shall be upon the occupant. Where an occupant claims exemption from the tax under the provisions of section 304, the rent shall be deemed taxable hereunder unless the operator shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or association certifying that the occupant is its agent, representative, or employee, together with a certificate executed by the occupant that his occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association. Where deemed necessary by the operator, he may further require that any occupant claiming exemption from the tax furnish a copy of a certificate issued by the Treasurer certifying that the corporation or association therein named is exempt from the tax under section 304.

303. Determination of Taxable Rent:

- a. If the cost of occupancy of a room includes only the cost of occupancy of the room and board and other charges are separately stated and are incurred at the option of the occupant, rent subject to the tax shall be the charge made by the operator for occupancy of a room and the tax shall be based on that amount.
- b. If the cost of occupancy of a room shall include only board as a common charge, or where board is separately stated and board is not optional and is required to be paid by the occupant as part of the cost of occupancy of a room, the operator shall use the schedule shown below to determine the percentage of the total charge to be apportioned to rent subject to the tax, and collect the tax based on that amount.

| Total charge includes | Room | Board |
|--------------------------------|-------------|--------------|
| Room, breakfast, lunch, dinner | 55% | 45% |
| Room, lunch, dinner | 65% | 35% |
| Room, breakfast, dinner | 65% | 35% |
| Room, breakfast, lunch | 75% | 25% |

| | | |
|-----------------|-----|-----|
| Room, dinner | 80% | 20% |
| Room, lunch | 90% | 10% |
| Room, breakfast | 90% | 10% |

- c. If the cost of occupancy of a room shall include only charges, as defined herein, as a common charge, or where other charges are separately stated and such other charges are not optional and are required to be paid by the occupant as part of the cost of occupancy of a room, the operator shall use the schedule shown below to determine the percentage of the total charge to be apportioned to rent subject to the tax, and collect the tax based on that amount.

| Total charge includes | Room | Other charge |
|------------------------------|-------------|---------------------|
| Room, other charge | 95% | 5% |

- d. If the cost of occupancy of a room shall include charges defined in subparagraphs (b) and © of this section as a common charge or, where such charges are separately stated and such charges are not optional and are required to be paid by an occupant as part of the cost of occupancy of a room, the operator shall use the schedule shown below to determine the percentage of the total charge to be apportioned to rent subject to the tax, and collect the tax based on that amount.

| Total charge includes | Room | Board other charge |
|--|-------------|---------------------------|
| Room, breakfast, lunch, dinner, other charge | 50% | 50% |
| Room, lunch, dinner, other charge | 60% | 40% |
| Room, breakfast, dinner, other charge | 60% | 40% |
| Room, breakfast, lunch, other charge | 70% | 30% |
| Room, dinner, other charge | 75% | 25% |
| Room, lunch, other charge | 85% | 15% |
| Room, breakfast, other charge | 85% | 15% |

- e. When the occupant becomes a permanent resident, the operator shall discontinue collection of the tax
- f. If the operator neither separately states the charge for board, other charges or both nor uses the above schedules, the entire charge is taxable until the occupant becomes a permanent resident.

304. Exempt Organizations:

- a. Except as otherwise provided in this section, any use or occupancy by any of the following shall not be subject to the tax imposed by this Local Law:
 - I. The State of New York or any public corporation (including a public corporation created pursuant to agreement or compact with another state or Canada), improvement district or political subdivision of the state;

- ii. The United States of America, insofar as it is immune for taxation;
 - iii. Any corporation or association, or trust, or community chest, fund or foundation organized and operated exclusively for religious, charitable or education purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation; provided, however, that nothing in this section shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this section.
- b. Where any organization described in section 304(a)(iii) carries on its activities in furtherance of the purposes for which it was organized, in premises in which, as part of said activities, it operates a hotel or motel, occupancy of rooms in the premises and rents therefrom received by such corporation or association shall not be subject to tax hereunder.

TITLE 400 - REGISTRATION, RECORDS, RETURNS, PAYMENT, REFUNDS

401. Registration: Within ten days after the effective date of this Local Law, or in the case of operators commencing business after such effective date of this Local Law, within three days after such commencement or opening, every operator shall file with the Treasurer an application for a certificate of authority empowering such operator to collect the tax from the occupant. Upon receipt of such application, the Treasurer shall issue a certificate of authority to such operator which when authenticated shall constitute the authority for the purposes of this Local Law. Each application for a certificate of authority shall state the hotel or motel to which it is applicable; the name of the operator of such hotel or motel, the address of such operator, the taxpayer identification number assigned to such operator, the state of incorporation and the date upon which such corporation obtained authority to do business in this state, if not organized in this state, the names of each partner, if a partnership, and such other information as the Treasurer may by rule require. Such certificates of authority shall be prominently displayed by the operator in such manner that it may be seen and come to the notice of all occupants and persons seeking occupancy. Such certificates shall be non-assignable and non-transferable and shall be surrendered immediately to the Treasurer upon the cessation of business at the hotel or motel named or upon its sale or transfer.
402. Records To Be Maintained: Every operator shall keep records of every occupancy and of all rent paid, charged, or due thereon and of the tax payable thereon, in such form as the Treasurer by regulation requires. Such records shall be available for inspection and examination at any time upon demand by the Treasurer or his duly authorized agent or employee and shall be preserved for a period of three years, except that the Treasurer may consent to their destruction within that period or may require that they be kept longer.
403. Returns:
- a. Every operator shall file with the Treasurer a return of occupancy and of rents, and of the taxes payable thereon for the quarterly periods ending March 31, June 30, September 30 and December 31 of each year, on and after the first day of 1997. Such returns shall be filed within thirty days from the expiration of the period covered thereby. The Treasurer may permit or require returns to be made by other periods and upon such dates as he may specify. If the Treasurer deems it necessary in order to insure the payment of the tax imposed by this Local Law, he may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this section and upon

such dates as he may specify.

- b. The forms of returns shall be prescribed by the Treasurer and shall contain such information as he may deem for the proper administration of this Local Law. The Treasurer may require amended returns to be filed within twenty days after notice and to contain the information specified in the notice.
- c. If a return required by this Local Law is not filed, or a return filed is incorrect or insufficient on its face, the Treasurer shall take the necessary steps to enforce the filing of such a return or of a corrected return.

404. Payment of Tax: At the time of filing a return of occupancy and of rents each operator shall pay to the Treasurer the taxes imposed by this Local Law upon the rents required to be included in such return, as well as all other moneys collected by the operator acting or purporting to act under the provisions of this Local Law. Where the Treasurer, in his discretion, deems it necessary to protect revenues to be obtained under this Local Law, the Treasurer may require an operator to file with him a bond, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as the Treasurer may fix to secure the payment of any tax and/or penalties and interest due or which may become due from such operator. In the event that the Treasurer determines that an operator is to file such bond he shall give notice to such operator to that effect specifying the amount of the bond required. The operator shall file such bond within five days after the giving of such notice unless within such five days the operator shall request in writing a hearing before the Treasurer at which the necessity, propriety and amount of the bond shall be determined by the Treasurer. Such determination shall be final and shall be complied with within fifteen days after the giving of such notice thereof. In lieu of such bond, securities approved by the Treasurer or cash in such amount as he may prescribe, may be deposited which shall be kept in the custody of the Treasurer who may at any time without notice to the depositor apply them to any tax and/or interest or penalties due, and for that purpose the securities may be sold by him at public or private sale without notice to the depositor thereof.

405. Determination of Tax: If a return required by this Local Law is not filed, or if a return when filed is incorrect or insufficient the amount of tax due shall be determined by the Treasurer from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices, such as number of rooms, location, scale of rents, comparable rents, type of accommodations and service, number of employees and/or other factors. Notice of such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within thirty days after giving of notice of such determination, shall apply to the Treasurer for a hearing, or unless the Treasurer of his own motion shall re-determine the same. After such hearing, the treasurer shall give notice of his determination to the person against whom the tax is assessed. The determination of the Treasurer shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by proceeding under article seventy-eight of the Civil Practice Law and Rules if application therefor is made to the Supreme Court within thirty days after the giving of the notice of such determination. A proceeding under article seventy-eight of the Civil Practice Law and Rules shall not be instituted unless:

- a. The amount of any tax sought to be reviewed, with penalties and interest thereof, if any, shall be first deposited with the Treasurer and there shall be filed with the Treasurer an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of the proceeding, or

- b. At the option of the applicant such undertaking filed with the Treasurer may be in a sum sufficient to cover the taxes, penalties and interest thereon stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the applicant shall not be required to deposit such taxes, penalties and interest as a condition precedent to the application.

406. Refunds:

- a. In the manner provided in this section the Treasurer shall refund or credit, without interest, any tax, penalty or interest erroneously, illegally or unconstitutionally collected or paid if application to the Treasurer for such refund shall be made within one year from the payment thereof. Whenever a refund is made by the Treasurer, he shall state his reason therefor in writing. Such application may be made by the occupant, operator or other person who has actually paid the tax. Such application may also be made by an operator who has collected and paid over such tax to the Treasurer provided the application is made within one year of the payment by the occupant to the operator, but no actual refund of money, shall be to such operator until he shall first establish to the satisfaction of the Treasurer, under such regulations as the Treasurer may prescribe, that he has repaid to the occupant the amount for which the application for refund is made. The Treasurer may in lieu of any refund required to be made, allow credit therefor on payments due from the applicant.
- b. An application for a refund or credit made as herein provided shall be deemed an application for a revision of any tax, penalty or interest complained of and the Treasurer may receive evidence with respect thereto. After making his determination the Treasurer shall give notice thereof to the applicant, who shall be entitled to review said determination by a proceeding pursuant to Article 78 of the Civil Practice Law and Rules, provided the proceeding is instituted within 30 days after the giving of the notice of determination and provided a final determination of tax due was not previously made. Such a proceeding shall not be instituted unless an undertaking is filed with the County Treasurer in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceedings be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.
- c. A person shall not be entitled to a revision, refund or credit under this section of a tax, interest or penalty which had been determined to be due pursuant to the provisions of section 405 of this Local Law where he has had a hearing or an opportunity for a hearing, as provided in said section or has failed to avail himself of the remedies therein provided. No refund or credit shall be made of the tax, interest or penalty paid after a determination by the Treasurer made pursuant to section 405 of this Local Law unless it is found that such determination was erroneous, illegal or unconstitutional or otherwise improper by the Treasurer after a hearing on the petition of a person liable for payment of the tax brought within thirty days after the filing of a determination of the Treasurer after a hearing pursuant to section 405 of this Local Law, or upon his own motion, or in a proceeding under article seventy-eight of the Civil Practice Law and Rules, pursuant to the provisions of said section. In that event a refund or credit without interest shall be made of the tax, credit or penalty found to have been overpaid.

407. Reserves: In cases where the occupant or operator has applied for a refund and has instituted a proceeding under article seventy-eight of the Civil Practice Law and Rules to review a determination adverse to him on his application for refund, the Treasurer shall set up appropriate reserves to meet any decision adverse to the County.

408. Remedies Exclusive: The remedies provided by section 405 and 406 of this Local Law shall be exclusive remedies available to any person for the review of tax liability imposed by this Local Law, and no determination or proposed determination on any application for refund shall be enjoined or reviewed by an action for declaratory judgment, an action for money had and received or by an action or proceeding in a nature of a certiorari proceeding under article seventy-eight of the Civil Practice Law and Rules; provided, however, that a taxpayer may proceed by declaratory judgment if he institutes suit within thirty days after a deficiency assessment is made and pays the amount of the deficiency assessment to the Treasurer prior to the institution of such suit and posts a bond for costs as provided in section 405 of this Local Law.

TITLE 500 - ENFORCEMENT OF COLLECTION OF TAX, PENALTIES AND INTEREST

501. Proceedings to Recover Tax:

- a. Whenever any operator or any officer of a corporate operator or any occupant or other person shall fail to collect and pay over any tax and/or to pay any tax, penalty or interest imposed by this Local Law as therein provided, the County Attorney shall, upon the request of the Treasurer bring or cause to be brought an action to enforce the payment of the same on behalf of the County of Livingston in any court of the State of New York or of any other state of the United States. If, however, the Treasurer in his discretion believes that any such operator, officer, occupant or other person is about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, he may declare such tax or penalty to be immediately due and payable and may issue a warrant immediately.
- b. As an additional or alternate remedy, the Treasurer may issue a warrant, directed to the Sheriff commanding him to levy upon and sell the real and personal property of the operator or officer of a corporate operator or other person liable for the tax, which may be found within the County for the payment of the amount thereof, with any penalties and interest and the cost of executing the warrant, and to return such warrant to the Treasurer and to pay to him the money collected by virtue thereof within sixty days after the receipt of such warrant. The Sheriff shall, within five days after the receipt of the warrant, file with the County Clerk a copy thereof, and thereupon such Clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of the tax, penalties and interest for which the warrant is issued and the date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued. The Sheriff shall then proceed upon the warrant, in the same manner, and with like effect, as that provided by law in respect to executions issued against property judgments of a court of record and for services in executing the warrant he shall be entitled to the same fees, which he may collect in the same manner. In the discretion of the Treasurer, a warrant of like terms, force and effect may be issued and directed to any officer or employee of the Treasurer and in the execution thereof such officer or employee shall have all the powers conferred by law upon sheriffs, but shall be paid in the performance of such duty. If a warrant is returned not satisfied in full, the Treasurer may from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the County has recovered judgment therefor and execution thereon has been returned unsatisfied.
- c. Whenever an operator shall make a sale, transfer, or assignment in bulk of any part or the whole of his hotel or motel or his lease, license or other agreement or right to possess or operate such hotel or motel or of the equipment, furnishings, fixtures, supplies or stock of merchandise, or the said premises or lease, license or other agreement or right to possess or operate such hotel or motel and

the equipment, furnishings, fixtures, supplies and stock of merchandise pertaining to the conduct or operation of said hotel or motel, otherwise than in the ordinary and regular prosecution of business, the purchaser, transferee or assignee shall at least ten days before taking possession of the subject of the sale, transfer or assignment, or paying therefor, notify the Treasurer by registered or certified mail, return receipt requested, of the proposed sale and of the price, terms and conditions thereof whether or not the seller, transferror or assignor, has represented to or informed the purchaser, transferee or assignee that it owes any tax pursuant to this Local Law, and whether or not the purchaser, transferee or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing.

- d. Whenever the purchaser, transferee or assignee shall fail to give notice to the Treasurer as required by the preceding paragraph or whenever the Treasurer informs the purchaser, transferee or assignee that a possible claim for such tax or taxes exists, any sums of money, property or chooses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferror or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferror or assignor to the County, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferror or assignor any such sums of money, property or chooses in action to the extent of the amount of the County's claim. For failure to comply with the provisions of this subdivision, the purchaser, transferee or assignee, in addition to being subject to the liabilities and remedies imposed under the provisions of article six of the Uniform Commercial Code, shall be personally liable for the payment to the County of any such taxes theretofore or thereafter determined to be due to the County from the seller, transferror, or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this Local Law.

502. Penalties and Interest:

- a. Any person failing to file a return or to pay over any tax to the Treasurer within the time required by this Local Law shall be subject to a penalty of five percent of the amount of tax due for each month or portion thereof during which such tax due shall remain unpaid but in no event shall such penalty exceed twenty-five percent of the tax due; plus interest computed at the rate and in the manner provided in section 924-a of the Real Property Tax Law, but in no event shall such interest be less than one percent of such tax for each month of delay; but the Treasurer, if satisfied that the delay was excusable, may remit all or part of the penalty, but not interest computed at the rate of six percent per year. Such penalties and interest shall be paid and disposed of in the same manner as other revenues of such tax. Unpaid penalties and interest may be enforced in the same manner as the tax imposed by this Local Law.
- b. Any operator or occupant and any officer of a corporate operator or occupant failing to file a return required by this Local Law, or filing or causing to be filed, or making or causing to be made or giving a causing to be given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this Local Law, which is willfully false, and any operator and any officer of a corporate operator willfully failing to file a bond required to be filed pursuant to section 405 of this Local Law, or failing to file a registration certificate and such date in connection therewith as the Treasurer may by regulation or otherwise require or to display or surrender the certificate of authority as required by this Local Law or assigning or transferring such certificate of authority and any operator and any officer of a corporate operator willfully failing to charge separately from the rent the tax herein imposed, or willfully failing to state such tax separately on any evidence or occupancy and on any bill or statement or receipt or rent issued or employed by the

operator, or willfully failing or refusing to collect such tax from the occupant, and any operator and any officer of a corporate operator who shall refer or cause reference to be made to this tax in a form or manner other than that required by this Local Law, and any operator failing to keep the records required by section 402 of this Local Law, shall, in addition to the penalties herein or elsewhere prescribed, be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars, or imprisonment for not more than one year, or both such fine and imprisonment. Officers of a corporate operator shall be personally liable for the tax collected or required to be collected by such corporation under this Local Law, and subject to the penalties herein above imposed.

503. Returns to be Secret:

- a. Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the Treasurer or any officer or employee of the Treasurer to divulge or make known in any manner the rents or other information relating to the business of a taxpayer contained in any return required to be filed pursuant to this Local Law. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding under the provisions of this Local Law, or on behalf of any party to the action or proceeding under the provisions of this Local Law when the proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of said returns or of the fact shown thereby, as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his duly authorized representative of a certified copy of any return filed in connection with his tax nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the County Attorney or other legal representatives of the County of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or penalty. Returns shall be preserved for three years and thereafter until the Treasurer permits them to be destroyed.
- b. Any violation of section 503(a) shall be punishable by a fine not exceeding one thousand dollars, or by imprisonment not exceeding one year or both, in the discretion of the court, and if the offender be an officer or employee of the County he shall be dismissed from office and be incapable of holding any public office for a period of five years thereafter.

504. Notices and Limitations of Time:

- a. Any notice authorized or required under the provisions of this Local Law may be given by mailing the same to the person for whom it is intended in a postpaid envelope addressed to such person at the address given in the last return filed by him pursuant to the provisions of this Local Law, or in any application made by him, or if no return has been filed or application made, then to such address as may be obtainable. The mailing of such notice shall be presumptive evidence of the receipt of the same by the person to whom addressed. Any period of time which is determined according to the provisions of this Local Law by giving the notice shall commence to run from the date of mailing of such notice.
- b. The provisions of the Civil Practice Law and Rules or any other law relative to limitations of time for the enforcement of a civil remedy shall not apply to any proceeding or action taken by the County to levy, appraise, assess, determine or enforce the collection of any tax or penalty provided by this Local Law. Except in the case of a willfully false or fraudulent return with intent to evade the tax, no

assessment of additional tax shall be made after the expiration of more than three years from the date of filing of a return; provided, however, that where no return has been filed as provided by law the tax may be assessed at any time.

- c. Where, before the expiration of the period prescribed herein for the assessment of an additional tax, a taxpayer has consented in writing that such period be extended, the amount of such additional tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents in writing made before the expiration of the extended period.

TITLE 600 - DISPOSITION OF REVENUES

601. Disposition of Revenues: All revenues resulting from the imposition of the tax under the local laws shall be paid into the treasury of Livingston County and shall be credited to and deposited in the general fund of such county and shall be available thereafter for the promotion of tourism and tourist attractions in Livingston County, as well as the promotion of tourist attractions in Livingston County, as well as the promotion of tourism and tourist attractions of the larger region of which Livingston County is a part provided that funding for regional promotion shall not exceed fifty percent of the revenue received hereunder in any year and that not more than five percent of such revenue shall be used for the cost of administering such tax. Such promotion may be carried out by an appropriate organization or organizations as designated by the Livingston County Board of Supervisors.

TITLE 700 - SEPARABILITY AND EFFECTIVE DATE

701. Separability: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision section or part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and the remainder of this Local Law shall not be affected thereby and shall remain in full force and effect.
702. Effective Date: This Local Law shall take effect on January 1, 1997, and expire on December 31, 1999, except that the provisions of this Local Law relating to registration and the authority of the Treasurer to adopt regulations and take all necessary action to prepare for the implementation and enforcement of this Local Law shall take effect immediately.

Dated at Geneseo, New York
July 24, 1996

The County Attorney explained that the Hotel and Motel Room Occupancy Tax Law expires December 31, 1996 and this local law will extend the law for another three-year period commencing January 1, 1997. Mr. Morris explained the only revision in the law is that penalty will begin at the time taxes are due.

RESOLUTION NO. 96-215. APPROVING ABSTRACT OF CLAIMS #7B - JULY 24, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #7B dated July 24, 1996, in the total amount of \$941,576.52.

Dated at Geneseo, New York
July 24, 1996

Finance Committee

The roll was called as follows: Ayes -1,584; Noes - 0; Absent - Stewart, 187, Weber 43; Adopted.

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

RESOLUTION NO. 96-216. AUTHORIZING THE CHAIRMAN OF THE BOARD TO SIGN A LEASE BETWEEN THE COUNTY OF LIVINGSTON AND NICHOLAS H. NOYES MEMORIAL HOSPITAL FOR THE USE OF SPACE IN THE GENESEO SKILLED NURSING FACILITY FOR A LABORATORY DRAWING STATION

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

WHEREAS, Nicholas H. Noyes Memorial Hospital desires to locate a laboratory drawing station in the northern part of Livingston County, and

WHEREAS, Nicholas H. Noyes Memorial Hospital is willing to lease one office in the Geneseo Skilled Nursing Facility at \$325 per month, it is hereby

RESOLVED, that the Chairman of the Board is hereby authorized to sign a lease between Livingston County and Nicholas H. Noyes Memorial Hospital for office space to be used for a laboratory drawing station in an amount of \$325 per month, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

July 24, 1996

Buildings Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-217. AWARDING BID TO PROVIDE THE DESIGN, FURNISHING AND ERECTION OF A SMOKE TRAINING TOWER AT HAMPTON CORNERS

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

WHEREAS, after proper legal advertisement for bids for the design, furnishing and erection of a smoke training tower at Hampton Corners, it is hereby

RESOLVED, that the bid of Nielsen Building Systems, Inc. of 4820 Six Mile Road, Racine, Wisconsin 53402 in an amount not to exceed One Hundred Eighty Six Thousand Seven Hundred Dollars (\$186,700.00), be and hereby is accepted as the lowest responsible bid, and it is further

RESOLVED, that the Chairman is hereby authorized to sign said contract, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

July 24, 1996

Buildings Committee

Kevin Niedermaier, Director of Emergency Management Services, explained the results of the bid and on behalf of the fire companies, thanked the Board for their support in building this training tower.

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-218. APPROVING TRANSFER OF FUNDS - VARIOUS (PUBLIC HEALTH, DATA PROCESSING, CONTINGENCY - HISTORICAL SOCIETY, REAL PROPERTY TAX SERVICE)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been

approved by the County Administrator.

Dated at Geneseo, New York

July 24, 1996

Finance Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-219. AUTHORIZING A COOPERATIVE PURCHASE AGREEMENT FOR OFFICE SUPPLIES BETWEEN THE COUNTY OF LIVINGSTON AND THE COUNTY OF GENESEE

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

WHEREAS, pursuant to section 119-m and 119-o Article 5-G of the General Municipal Law, Counties may enter into cooperative purchase agreements, it is hereby

RESOLVED, that the Livingston County Chairman of the Board of Supervisors, is authorized to sign an agreement with the County of Geneseo for the joint purchase of office supplies under a "Systems Purchasing Program," pursuant to the specific terms of the agreement, subject to review by the County Administrator and County Attorney.

Dated at Geneseo, New York

July 24, 1996

Finance Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-220. AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$465.35, be it now,

RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$465.35 from A3110.2680 Sheriff/Insurance Recoveries, to

| | |
|----------------------------|-----------|
| A3110.4127 Outside Repairs | \$ 465.35 |
|----------------------------|-----------|

Dated at Geneseo, New York

July 24, 1996

Finance Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-221. AUTHORIZING REAPPROPRIATION OF FUNDS - CENTRAL SERVICES

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$942.17, be it now,

RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$942.17 from A1610.2680 Central Services/Insurance Recoveries, to

| | |
|-----------------------------------|-----------|
| A1610.4120 Motor Equipment Repair | \$ 942.17 |
|-----------------------------------|-----------|

Dated at Geneseo, New York

July 24, 1996

Finance Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-222. AWARDING BID FOR CLEANING AND PAPER PRODUCTS FOR LIVINGSTON COUNTY JAIL, CENTRAL SERVICES, AND OFFICE FOR AGING

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

WHEREAS, after due advertisement, bids were opened on May 13, 1996, by the Office of the Livingston County Administrator for cleaning and paper products for Livingston County Jail, Central Services, and Office for Aging, and

WHEREAS, Eastern Maintenance Supplies of 107 Norris Drive, Rochester, NY 14610 presented the lowest responsible bid for cleaning and paper products, it is hereby

RESOLVED, that the Livingston County Jail, Central Services and Office for Aging, are hereby authorized to purchase cleaning and paper products from Eastern Maintenance Supplies beginning August 1, 1996 through July 31, 1997, with an option to renew for one additional twelve (12) month period, not to exceed amounts listed on price tabulation sheet filed in the Office of the County Administrator, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute said contract, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 24, 1996

Finance Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-223. AUTHORIZING TRANSPORTATION SERVICES FEASIBILITY STUDY REGARDING THE GENESEE & WYOMING RAILROAD

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

WHEREAS, the Genesee & Wyoming Railroad including the Dansville and Mt. Morris section serves 9 industries with current employment in excess of 750, and

WHEREAS, this railroad line also serves our agricultural industry shipping needs, and

WHEREAS, as the result of the decision by Akzo Nobel Salt not to go forward with its new Hampton Corners mine, up to 95% of the rail traffic on this railroad has discontinued, and

WHEREAS, this railroad's continued service is important to this economy of Livingston County, and

WHEREAS, this property in its entirety is in title of the Livingston County Industrial Development Agency, a public benefit corporation, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors authorizes Phoenix Associates to conduct a feasibility study to determine the preferred role of the County, shippers and the railroad to provide for the continuance of service, and be it further

RESOLVED, that the Chairman is hereby authorized to sign a contract with Phoenix Associates at an amount not to exceed \$12,000.00, and said study to be completed by Fall, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

July 24, 1996

Finance and Legislative Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-224. AUTHORIZING INFRASTRUCTURE GRANT TO THE TOWN OF YORK

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

WHEREAS, the County of Livingston has an established economic development fund, and

WHEREAS, the Town of York has requested a grant of \$50,000 from that fund to aid the development of a public water line and related public infrastructure improvements along Chandler Road in the Town of York, now, therefore, be it

RESOLVED, that an amount not to exceed \$50,000.00 be approved for public water line construction on the public right of way of Chandler Road in the Town of York to serve this economic development project.

Dated at Geneseo, New York

July 24, 1996

Finance and Legislative Committee

Mr. House explained that the Trathen Logging, Inc. is planning to expand and the Town of York has requested funding to assist in the development of a public water line and infrastructure improvements along Chandler Road. Mr. Bassage asked if this was a grant and if grants are always provided. Mr. House stated this is a grant. Mr. Steele stated that grants are not always provided depending on the project.

The roll was called as follows: Ayes -1,627; Noes - 0; Absent - Stewart; 187 Adopted.

RESOLUTION NO. 96-225. AUTHORIZING THE COUNTY TREASURER TO INCREASE CAPITAL PROJECTS ACCOUNT - SEWER CONSTRUCTION

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

RESOLVED, that the Livingston County Board of Supervisors does hereby authorize the County Treasurer to increase Capital Projects account H6989-2900 in the amount of \$2,000,000.00 from A231 Infrastructure Reserve for the purpose of sewer construction as part of the Economic Development Infrastructure Projects.

Dated at Geneseo, New York

July 24, 1996

Finance Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-226. AUTHORIZING THE PURCHASE OF ONE 1992 INTERNATIONAL FLATBED DUMP TRUCK FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, a 1992 International Flatbed Dump Truck is available from the Town of York at a total price of Nineteen Thousand Seven Hundred Fifty Dollars. (\$19,750.00), now, therefore, be it,

RESOLVED, that the Superintendent of Highways be and he hereby is authorized to purchase said Flatbed Dump Truck for said price from the Town of York.

Dated at Geneseo, New York

July 24, 1996

Highway Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-227. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. B 1996

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

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on July 24, 1996, a proposed Local Law entitled Local Law B 1996, Livingston County Hotel and Motel Room Occupancy Tax Law, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 14th day of August, 1996 at 1:35 p.m. in the Board of Supervisors Assembly Room in the Livingston County Government Center in the Village of Geneseo, New York, and at least six (6) days notice posting thereof on the bulletin board of the Government Center in this County, and by publishing such notice at least one (1) time in the official newspapers of the County as provided by law.

Dated at Geneseo, New York

July 24, 1996

Legislative Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-228. AUTHORIZING THE REORGANIZATION OF THE FIRE ADVISORY BOARD

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

WHEREAS, by Resolution No. 50-87, passed by this Board of Supervisors on June 2, 1950, a County Mutual Aid Plan was established and a County Fire Advisory Board was appointed; and

WHEREAS, by Resolution No. 67-14, passed by this Board of Supervisors on May 9, 1967, the Livingston County Fire Advisory Board was re-activated; and

WHEREAS, several changes in the composition of the Fire Advisory Board have occurred over the years, and the Board of Supervisors desires to amend Livingston County Resolution No. 67-14 to address the Fire Advisory Board's and Livingston County's changing need, as well as to address changes in the County's Emergency Management System; and

WHEREAS, this Board of Supervisors is authorized, in conjunction with County Law Section 225-a, to adopt a resolution to establish a Fire Advisory Board; and, now, therefore, be it

RESOLVED, that all Members of said Fire Advisory Board shall be appointed by the Board of Supervisors on the recommendation of the Members of the Fire Advisory Board; and, be it further

RESOLVED, that the Livingston County Fire Advisory Board be, and the same hereby is, reorganized and shall consist of fifteen (15) members, which may include, but not be limited to, the following: past or present qualified Livingston County Fire Chiefs; members of the Public Safety Committee of the Board of Supervisors; Fire Commissioners serving in Livingston County; one practicing attorney, resident in the County of Livingston; Members of the Livingston County Volunteer Firefighters Association; Town and/or Village Board Members for Town and/or Village Boards within the County of Livingston who have been active in the fire service; and, the Livingston County Sheriff; and, be it further

RESOLVED, that the terms of each Member shall be three calendar years; and, be it further

RESOLVED, that the terms of office of those individuals presently serving on the Fire Advisory Board shall continue in full force and effect; and, be it further

RESOLVED, that if a Member has an appointive or elective municipal position as stated hereinbefore and the term of said appointive or elective position expires during his or her term of office as a Member of the Fire Advisory Board, said Member shall complete that calendar year only a Member of the Fire Advisory Board and then a new Member shall be appointed to complete his or her said term of office as a Member of the Fire Advisory Board; and, be it further

RESOLVED, that the Members of the Fire Advisory Board shall elect their own chairman, vice-chairman, and secretary and establish their own rules and regulations and meeting dates; and, be it further

RESOLVED, that in addition to the duties prescribed by section 225-a of the County Law, or any future amendments thereto, it shall be the duty of the Fire Advisory Board to: (1) Review special problems arising during the implementation and emergency operation plan and make recommendations, if any, to the Emergency Management Services Director; (2) Participate in the appointment process of the Emergency Management Services Director; (3) Promote training and instructional facilities; (4) Supervise the Livingston County Mutual Aid Plan and consider and recommend changes or improvements therein; (5) Consider problems and suggestions that may be presented by any group or individual operating under the Livingston County Mutual Aid Plan; and (6) Arrange general meetings, open to members of all participating organizations and particularly to any contract person(s) designated by such organization; and be it further

RESOLVED, that the Clerk of the Board forward a certified copy of this resolution to the Department of State, Office of Fire Prevention and Control.

Dated at Geneseo, New York

July 24, 1996

Public Safety Committee

Mr. House stated that he referred Res. No. 67-14 to the Fire Advisory Board and the Public Safety Committee to review and to bring into conformity with present practices. Mr. House stated that some of the changes include redefining the make up of the Board, the function the Board, the interaction with the Board of Supervisors, and the responsibility of the Board regarding the emergency plan. Representatives from the Public Safety Committee are now included in the make up of the Advisory Board. Previously, this was the responsibility of the Supervisors' Committee.

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-229. AMENDING THE 1996 SALARY SCHEDULE - PUBLIC HEALTH, DEPARTMENT OF SOCIAL SERVICES

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

PUBLIC HEALTH

Create one half Public Health Nurse/Registered Nurse position

DEPARTMENT OF SOCIAL SERVICES

Create one (1) Caseworker Trainee position - Salary Grade 13

Dated at Geneseo, New York

July 24, 1996

Salary & Negotiating Committee

Mr. Layland stated that due to the increase in services required by HOSPICE a one half RN position was created. J. Ellison reported that donation fund will supplement the position if there becomes a shortfall in the revenue stream. M. Woodhouse explained the In-School Preventative Program is showing good results and the Trainee position will allow someone to be able to fill in when the need arises.

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-230. ADOPTING A REVISED LIVINGSTON COUNTY FAMILY LEAVE POLICY

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

RESOLVED, that the Livingston County Board of Supervisors hereby adopts a revised Livingston County Family Leave Policy attached hereto.

**LIVINGSTON COUNTY
FAMILY AND MEDICAL LEAVE POLICY**

1. **Statement of Policy.** Livingston County will grant and designate leaves of absence to eligible employees in accordance with the Family and Medical Leave Act of 1993 ("FMLA"). The provisions of this policy shall apply to all employees of the County.
2. **FMLA Leaves.** Eligible employees are entitled to:
 - a. Twelve workweeks of unpaid leave per twelve month period;
 - b. Restoration to his/her position or an equivalent position at the end of the FMLA leave;
 - c. No loss of employment benefits which were accrued prior to the leave except those which are used by

the employee during the leave;

- d. Restoration to seniority held prior to leave (Seniority will not accrue during an unpaid leave.); and
- e. Health insurance benefits which will be maintained for the duration of the FMLA leave at the level and under the conditions coverage would have been provided if the employee had continued to work, except that coverage may be terminated if the employee fails to make required co-payments for a period exceeding 30 days.

3. Eligibility. An employee is eligible for a FMLA leave if:

- a. The employee has been employed by the County for at least twelve months; and
- b. The employee has worked at least 1,250 hours during the twelve month period immediately preceding the date of the requested leave; and
- c. There is a "qualifying event";
- d. The employee is not a highly compensated employee whose leave would cause substantial and grievous economic injury to the County; and
- e. The employee has not used a total of twelve weeks of FMLA leave in the preceding twelve month period. If the employee has used only a portion of the twelve weeks, the employee may use the remaining portion provided the employee is otherwise eligible.

4. Qualifying Events. The following are qualifying events:

- a. The employee is suffering from a serious health condition that makes the employee unable to perform the functions of his/her job;
- b. The employee's spouse, son, daughter or parent of the employee is suffering from a serious health condition and the employee is needed to provide care to that person; or
- c. The birth or placement of a son or daughter with an employee; however, leaves requested for this reason must be taken within twelve months of the birth or placement of the son or daughter with the employee.

A "son or daughter" means a biological, adopted, or foster child, a stepchild, a legal ward, or a child of a person standing in loco parentis who is under 18 years of age or is 18 years of age or older and incapable of self-care because of a mental or physical disability.

5. Serious Health Condition. A serious health condition is an illness, injury or physical or mental condition, that involves:

- a. Inpatient care in a hospital, hospice or residential medical care facility; or
- b. Continuing treatment by a health care provider.

"Continuing treatment" means that the employee or family member must be treated by or under the orders of a health care provider two or more times for the injury or illness, or that the person is under continuing supervision for a chronic condition or disability that cannot be cured.

A "health care provider" is: a doctor of medicine or osteopathy who is authorized to practice medicine or surgery by the State in which the doctor practices or any other person determined by the Secretary of Labor to be capable of providing health care services.

6. Intermittent Leaves. Intermittent leaves must be granted if:
- a. The leave is being taken due to an event specified in paragraph 4(a) or (b); and
 - b. An intermittent leave is medically necessary.

Intermittent leaves may be granted in other instances if both the employee and the County agree.

If an employee takes an intermittent leave, the employer may require the employee to transfer temporarily to an available alternative position which has equivalent pay and benefits and better accommodates recurring periods of leave than the employee's regular position.

7. Spouses Employed by County. In any case in which a husband and wife are both employed by the County and they are entitled to leave due to the birth or placement of a son or daughter or to care for a sick parent, the aggregate number of workweeks of leave to which both may be entitled may be limited to 12 workweeks during any 12 month period.
8. Procedure to Request Leave. Any employee who wishes to request a FMLA leave must:
- a. Request the leave in writing on the "Employer's Family and Medical Leave Request Form"; and
 - b. If the basis for the leave is a serious medical condition, the employee must complete the "Certification of Physician or Practitioner" form.

These forms must be provided to the County Personnel Officer and the Department Head no later than 30 days prior to the first day of the requested leave unless the necessity for the leave is unforeseeable. If the need is unforeseeable, the employee shall provide these forms as soon as practicable.

9. Scheduling Treatment: Where a leave is for the care of a sick child, spouse or parent or due to an employee's illness and planned medical treatment is foreseeable, the employee will be required to make a reasonable effort to schedule the treatment so as not to unduly disrupt Department operation, subject to the approval of the health care provider.
10. Second Medical Opinion. The County reserves the right to require a second medical opinion, by a physician of the County's choice, to verify the information presented in the initial certification. The cost of the second opinion will be paid by the County. If the second opinion differs from the initial certification, the County and employee will jointly select a third physician to provide a third opinion. The cost of the third opinion will be paid by the County. The third opinion shall be binding on the parties.
11. Health Insurance Premiums. If an employee is using accruals to receive pay while on a FMLA leave, the payroll deduction for employee premiums will continue to be taken from wages paid. If an employee is not receiving pay while on a FMLA leave, the employee may continue coverage by making his/her premium payments directly to the County Treasurer each month. If an employee on leave fails to pay his/her share of any insurance premium, and continues to fail to do so for a period of 30 days, the employee will be terminated

from insurance coverage.

The employer shall have the right to recover the premiums paid for maintaining coverage for the employee under any group health plan during the period of unpaid leave under this policy if the employee fails to return to work for reasons other than the continuation of the qualifying event or the onset of another qualifying event, or under circumstances beyond the employee's control. In this situation, the employer may require certification of inability to return to work. The premiums may be offset against any funds owed to the employee by the County.

12. Use of Accruals During FMLA Leave. If an employee has any accruals at the institution of a FMLA leave, the accruals must be used during the leave as specified. Accruals shall be used until exhausted or until the end of the leave, whichever occurs first.

If the basis of the leave is the employee's own serious health condition, the employee shall use his/her accruals as follows:

- a. First: Sick leave; then
- b. Second: All other forms of accruals as specified by the employee.

If an employee's FMLA leave is due to any other reason, the accruals must be used in the following order:

- a. First: All accruals other than sick leave as specified by the employee; then
- b. Second: The employee may, but shall not be required to, use sick leave.

13. Designation of Leave. If an employee is eligible for a FMLA leave, the County shall designate such leave as a FMLA leave. The County will notify the employee of this designation promptly. If the County is unable to determine whether the leave qualifies as a FMLA leave, the employee shall provide such information as is reasonably necessary to enable the County to determine eligibility.

14. Family and Medical Leave Act. This document is not intended to be a complete description of the Family and Medical Leave Act or of the County's rights under said Act. It is the County's intention to abide by all requirements set forth in the Family and Medical Leave Act and to reserve all rights which it has under the Act. If an employee has any questions regarding the Act, please contact the County Personnel Officer.

Dated at Geneseo, New York

July 24, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

RESOLUTION NO. 96-231. CORRECTING TAX ROLL - TOWN OF NORTH DANSVILLE

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

WHEREAS, the Director of Real Property Tax Services has transmitted a written report of his investigation and recommendation with regard to one (1) applications for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessors for the Town of North Dansville on the tax rolls for the years hereinafter set forth, and

WHEREAS, said premises were incorrectly assessed and/or taxed for reasons set forth in the application for correction requested from the Director of Real Property Tax Services attached hereto,

NOW, THEREFORE, be it resolved that the Director of Real Property Tax Services is authorized and directed to forward a copy of this resolution to the officer having jurisdiction of the tax rolls so that the rolls can be corrected; and a notice of approval to the applicants, and be it further

RESOLVED, that the County Treasurer and/or Town Tax Collector is hereby authorized to make the tax roll corrections and forward the corrected tax bill. The County Treasurer is authorized to issue refunds and/or make the appropriate charge backs as hereinafter set forth for each of the applications.

| Year, Town & Premises | Taxing Jurisdiction | Original Tax Bill | Corrected Tax Bill | Refunds | Chg. Back |
|-----------------------|------------------------|----------------------|-----------------------|------------|------------|
| 1. 1996 N. DANSVILLE | Livingston County | 66.96 | 25.11 | 41.85 | 41.85 |
| MCKINNEY, Dianne Y. | Liv. Co. Penalties | 27.12 | 10.20 | 16.92 | 16.92 |
| Tax Map Number | Town of N. Dansville | 29.72 | 11.77 | 17.95 | 17.95 |
| 189.17-1-46 | Dansville Sch. Relevy | 180.21 | 67.58 | 112.63 | 112.63 |
| | Dansville Fire 1 | <u>.69</u> | <u>.26</u> | <u>.43</u> | <u>.43</u> |
| | Total | \$304.70 | \$114.92 | \$189.78 | \$189.78 |

Dated at Geneseo, New York

July 24, 1996

Tax Committee

The roll was called as follows: Ayes -1,627 Noes - 0 Absent - Stewart, 187 Adopted.

OTHER BUSINESS

No other business came before the Board.

ADJOURNMENT

Motion made by Mr. Steele and seconded by Mr. Moore to adjourn until Wednesday, August 14, 1996 at 1:30 P.M.
Carried.

The Board adjourned at 2:12 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, AUGUST 14, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 7/24/96 Regular Meeting were approved as presented.

COMMUNICATIONS

1. The legislation requesting that the County emblem become the Official Seal was signed by the Governor. The seal will become effective January 1, 1997.
2. NYSAC Fall Conference, September 8-10, 1996, Hotel Syracuse, Syracuse, NY. Please notify the Clerk if you plan on attending this conference.
3. Notification of a Public Hearing on Local Law 1 of 1996 for the Town of Rush to enact a temporary moratorium for six months for the receipt of applications, processing of applications, issuance of building permits, special use permits, or site plan approval for the construction and installation of a satellite or communications tower
4. Letter from Dale Gargiulo, General Manager of Days Inn in support of the Hotel Motel Occupancy Tax

RESOLUTION NO. 96-232. APPROVING ABSTRACT OF CLAIMS #8A- AUGUST 14, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #8A dated August 14, 1996, in the total amount of \$1,779,429.71

Dated at Geneseo, New York

August 14, 1996

Finance Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Public Hearing on Local Law No. B 1965 - Livingston County Hotel and Motel Room Occupancy Tax was called in accordance with the notices published in the official newspapers as required by Article 7, Section 239 of the County Law. The Chairman announced that any person wishing to be heard would have the opportunity to do so at this time.

Steve Newvine, Executive Director of the Livingston County Chamber of Commerce, spoke in support of the proposed law.

Lance Bassage, Supervisor of the Town of Lima, stated he is not opposed to promoting tourism but is opposed to this tax.

Kenneth Anderson, owner of Anderson Bed and Breakfast in Hunt, New York, spoke in support of the proposed law.

Susan Spring, Chairperson of the Livingston County Chamber of Commerce Tourism Committee and

Coordinator of SUNY Geneseo Activities, stated she the Livingston County Travel Guide is very useful and this tax helps to pay for this guide.

Keith Hollis, owner of a Oak Valley Inn, bed and breakfast, spoke in support of the proposed law.

James Steele, Supervisor of the Town of Avon, stated he has had bed and breakfast owners suggest to him that the Tourism Committee should change their meeting time in order to provide the bed and breakfast owners the opportunity to attend this meeting.

The Chairman stated that the Public Hearing would remain open until the end of the meeting.

PRIVILEGE OF THE FLOOR

1. James Culbertson, County Clerk, acknowledged of the Kurt Davis of the Livingston County Sheriff's Association; Anita Buchinger of the Nurses Association and Tammy Macomber of CSEA for their efforts in participating in the 1996 County Employee United Way Fund Campaign. Mr. Culbertson stated the County had 308 participants versus 118 last year and proudly shared the Award of Excellence the County received from United Way. Mr. Culbertson also acknowledged his co-chair, Carolyn Taylor who was unable to attend the meeting.
2. James Steinberg, County Highway Superintendent, introduced Bob Goerlich of Suit-Kote Corporation who explained a new type of pavement called SUPERPAVE (brochures on file). Mr. Steinberg explained that 1.3 miles of South Lima Road and 3.4 miles of Bronson Hill road were paved with this type of pavement.

RESOLUTION NO. 96-233. AWARDING BID FOR ELECTRICAL UPGRADE AT THE LIVINGSTON COUNTY CAMPUS

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

WHEREAS, after proper legal advertisement for bids for electrical upgrade at the Livingston County Campus, bids were received, then opened on July 24, 1996, now, therefore, be it

RESOLVED, that the bid of GVE, Inc., of River Side Drive, P. O. Box 155, Geneseo, NY 14454 in an amount not to exceed Forty-Six Thousand One Hundred Twenty-Five Dollars (\$46,125.00), be and hereby is accepted as the lowest responsible bid, and it is further

RESOLVED, that the Chairman is hereby authorized to sign said contract, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Buildings Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-234. APPROVING TRANSFER OF FUNDS - VARIOUS (EMERGENCY MANAGEMENT SERVICES, HIGHWAY, MENTAL HEALTH, PERSONNEL, PUBLIC HEALTH, RECORDS MANAGEMENT, SHERIFF)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION - ROCHESTER STREET, TOWN OF AVON

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

WHEREAS, Res. No. 93-082 appropriated \$39,682 to cover the cost of participation in a project for the reconstruction of County Road 26 from Monroe County Line to S.R. 20, P.I.N. 4751.86, funded for in Title 23 U.S. Code, and

WHEREAS, the project cost has now increased \$8,118 at a total cost of \$47,800, and the County of Livingston desires to advance the above project by making a commitment of 100% of the non-Federal share of the costs of Preliminary engineering and right-of-way incidental work for the reconstruction of County Road 26 (Rochester Street) from Monroe County Line to S.R. 20, P.I.N. 4751.86, now, therefore, the Livingston County Board of Supervisors, duly convened does hereby

RESOLVE, that the Board of Supervisors hereby approves the amendment; and it is hereby further

RESOLVED, that the Board of Supervisors hereby authorizes the County of Livingston to pay 100% of the non-Federal share of the cost of preliminary engineering and right-of-way incidental work for the subject project or portions of the subject project that are not on the State Highway System; and it is further

RESOLVED, that the additional sum of \$8,118 is hereby appropriated to cover the cost of participation in the above phase of the project, and the County of Livingston is hereby authorized and directed to deposit such sum with the State Comptroller prior to the award of the contract; and it is further

RESOLVED, that in the event the full non-Federal share costs of the project exceeds the amount deposited with the comptroller, the County of Livingston shall deposit said excess amount immediately upon the direction of the Department of Transportation, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors be and is hereby authorized to execute all necessary amended Agreements on behalf of the County of Livingston with the New York State Department of Transportation approving of the above-subject project and providing for the Municipality's participation in the cost of the local share of the subject project, subject to the approval of the County Administrator and County Attorney, and it is further

RESOLVED, that a copy of this resolution be filed with the New York State Commissioner of Transportation, it being understood that upon completion of the above project, the Commissioner shall transmit to the County a statement showing the actual costs and expenses of such work and shall notify the County of Livingston of the amount if any to be returned to the County of Livingston.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Highway Committee

Discussion of the construction of sidewalks being eliminated from the project and the County dedicating this road to the Village of Avon.

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-239. AUTHORIZING DOCUMENT RECORDING COVER PAGE FOR THE COUNTY CLERK'S OFFICE

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

WHEREAS, the Livingston County Clerk will be expanding the computerization of recorded and filed documents in his office which will necessitate a more standardized and efficient approach to the presentation and entry of information into the index base, and

WHEREAS, the variety of documentary formats has multiplied with the increased use by the legal and financial communities of forms generated "in-house", as opposed to pre-printed legal forms, and

WHEREAS, Section 316-A(5) of the Real Property Law requires a Clerk's Endorsement on all recorded instruments and additional information such as transfer tax, mortgage tax, Liber and page, instrument number,

assignment and discharge annotations, etc. must be entered on every document with increasing problems of placement and consistency for the public and title companies, and

WHEREAS, numerous counties have instituted the use of a "Recording Cover Page" to increase standardization and consistency and to accommodate the entry of the required legal information, now, therefore, be it

RESOLVED, that the Livingston County Clerk is hereby authorized to require the attachment of a "Recording Cover Page" to all recorded documents which shall become legal part of the document at the standard per page fee as established in Section 8021-A (4a) of the Civil Practice Law and Rules effective October 1, 1996.

Dated at Geneseo, New York

August 14, 1996

Judicial Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-240. REAPPOINTING MEMBERS TO THE GENESEE-LIVINGSTON-ORLEANS-WYOMING (GLOW) PRIVATE INDUSTRY COUNCIL

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

RESOLVED, that this Board of Supervisors does hereby approve the reappointment of the following persons to the Genesee-Livingston-Orleans-Wyoming Private Industry Council for such designated term:

Stanley R. May, District Director
Western N.Y. Vietnam Veterans of America
New York State Council
6805 Midvale Drive
Castile, New York 14427
At Large Veterans Representative

Term Expires: 6/30/99

George Merrell
3462 Big Tree Road
Lakeville, New York 14480
Livingston County Private Business Sector Representative

Term Expires: 6/30/99

Dated at Geneseo, New York

August 14, 1996

Legislative Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-241. AUTHORIZING A CONTRACT WITH NICHOLAS H. NOYES MEMORIAL HOSPITAL FOR MAMMOGRAPHY SERVICES

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

WHEREAS, there are women in Livingston County without health insurance or with health insurance not covering the total cost of mammography, and

WHEREAS, Nicholas H. Noyes Memorial Hospital is willing to provide mammography without charge to these women, now, therefore, be it

RESOLVED, that the Chairman of the Board is hereby authorized to sign a contract with Nicholas H. Noyes Memorial Hospital for mammography services commencing September 1, 1996 and expiring August 31, 1997, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Health Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-242. AUTHORIZING A CONTRACT WITH NICHOLAS H. NOYES MEMORIAL HOSPITAL FOR VENIPUNCTURE

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

RESOLVED, that the Chairman of the Board is hereby authorized to sign a contract with Nicholas H. Noyes Memorial Hospital for venipunctures commencing August 1, 1996 and expiring July 31, 1997, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Health Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-243. AUTHORIZING A CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF HEALTH FOR FAMILY PLANNING GRANT

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

RESOLVED, that the Chairman of the Board is authorized to sign a Contract between the New York State Department of Health and the Women's Health Center of the Livingston County Department of Health for Family Planning Grant for the period July 1, 1996 to June 30, 1997, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Health Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-244. APPROVING CONTRACT FOR EARLY INTERVENTION SERVICES

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign the following contract for Early Intervention Services, subject to review by the County Administrator and County Attorney.

Janet Brzezniak

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Health Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-245. AMENDING A CONTRACT WITH THE HILLSIDE CHILDREN'S CENTER FOR GLOW FAMILY SUPPORT PROGRAM

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

WHEREAS, Res. No. 96-151 authorized a contract with the Hillside Children's Center for GLOW Family Support Program for an amount not to exceed \$83,200, and

WHEREAS, the GLOW Family Support Program will be expanding their program to the Dansville Area which will require an additional \$3,000, it is hereby

RESOLVED, that the contract between the County of Livingston, Community Services Department, and the Hillside Children's Center for GLOW Family Support Program for the period commencing January 1, 1996 and terminating December 31, 1996, be amended to include an additional \$3,000 for a total contract cost of \$86,200 is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.
Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Health Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-246. AMENDING A CONTRACT WITH THE HEALTH ASSOCIATION FOR THE WORK GUIDE PROGRAM

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

WHEREAS, Res. No. 96-103 authorized a contract with The Health Association for the Work Guide Program for an amount not to exceed \$14,000, and

WHEREAS, The Health Association has experienced much higher utilization than was anticipated and will require an additional \$14,000, it is hereby

RESOLVED, that the contract between the County of Livingston, Community Services Department, and The Health Association for the Work Guide Program for the period commencing January 1, 1996 and terminating December 31, 1996, be amended to include an additional \$14,000 for a total contract cost of \$28,000 is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Health Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-247. AUTHORIZING AN AGREEMENT WITH MONROE COUNTY PUBLIC SAFETY LABORATORY (REGIONAL CRIME LABORATORY) FOR FORENSIC LABORATORY SERVICES

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

RESOLVED, that the Agreement between the County of Monroe and the County of Livingston for the year 1997 relative to the Monroe County Public Safety Laboratory (Regional Crime Laboratory), is hereby approved, and the Chairman of the Board of Supervisors is hereby authorized to execute same on behalf of the County of Livingston, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Safety Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-248. AUTHORIZING SIGNATURE OF CHANGE ORDER NUMBERS ONE,

TWO, THREE AND FOUR FOR THE AVON/LAKEVILLE SEWER EXTENSION PROJECT

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

WHEREAS, Change Order One is the result of negotiations with the Village of Avon and several Landowners that granted easements for a total amount of \$69,619.50, and

WHEREAS, Change Order Two is an up sizing of 3700 lf of pipeline in East Avon for development in the area for a total amount of \$60,238.00, the entire sum is to be paid for by the developer, and

WHEREAS, Change Order Three is the result of adding Mary Jane Lane and small portions of the Littleville Road Customers to the project for a total amount of \$55,889.00 of which the people in this area will be required to payback this amount over the next 20-30 years, and

WHEREAS, Change Order Four is the result of finding contaminated soil in a boring pit in East Avon, the Change Order costs represent storage, loading, transport and disposal of this material in the amount of \$14,500.00, now, therefore be it

RESOLVED, that the Livingston County Board of Supervisors authorizes and directs that the above referenced change orders be executed upon review and approval of the County Attorney and County Administrator. Copy of change orders on file in Clerk's office.

Dated at Geneseo, New York

August 14, 1996

Public Works Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-249. APPOINTING ASSISTANT DISTRICT ATTORNEY AND AMENDING THE 1996 DEPARTMENT HEAD SALARY SCHEDULE - DISTRICT ATTORNEY

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

RESOLVED, that Jennifer Sommers of 285 West Squire Drive No. 6, Rochester, NY 14623 is hereby appointed to the position of Assistant District Attorney effective August 5, 1996, at an annual salary of \$30,000.00. At such time as Ms. Sommers is admitted to the New York State Bar, her salary shall be increased to the sum of \$35,000.00.

Dated at Geneseo, New York

August 14, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-250. AMENDING 1996 DEPARTMENT HEAD SALARY SCHEDULE - DISTRICT ATTORNEY AND APPOINTING TEMPORARY ASSISTANT DISTRICT ATTORNEY

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

RESOLVED, that the 1996 Department Head Salary Schedule for the District Attorney be amended as follows:

Create one (1) Temporary Assistant District Attorney position and appoint Matthew Nafus of 5 Rising Place, Rochester, NY 14607, at a salary of \$10,000 per six-month period.

Dated at Geneseo, New York

August 14, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-251. AMENDING THE 1996 SALARY SCHEDULE - DATA PROCESSING, CENTRAL SERVICES, SHERIFF DEPARTMENT

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

DATA PROCESSING

Change the title Micro Computer Training Coordinator to Computer Training Coordinator/Operator

CENTRAL SERVICES

Change the title of Chauffeur to Courier

SHERIFF DEPARTMENT

Correcting the wage rate for James Szczesniak from \$16.26 to \$16.25

Dated at Geneseo, New York

August 14, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-252. ACCEPTING THE REPORT OF COMMITTEE ON WORKERS' COMPENSATION INSURANCE ESTIMATE AND APPORTIONMENT OF COUNTY SELF-INSURANCE FOR THE YEAR 1997

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

WHEREAS, the Supervisors' Committee submits the annual estimate and apportionment of expenses for the Livingston County Self-Insurance Plan for the fiscal year beginning January 1, 1997, and ending December 31, 1997, pursuant to Section 67 Paragraph 1 of the Workers' Compensation Law.

SEE NEXT PAGE

and

WHEREAS, the Supervisors' Committee recommends the adoption of the report, it is hereby RESOLVED, that the estimate and apportionment of expenses be approved as submitted, and be it further RESOLVED, that pursuant to Section 67, Paragraph 1, of the Workers' Compensation Law, the amount apportioned to the County and each of the participating towns as set forth in the foregoing report be levied and assessed upon the taxable property of the County, and that other participating municipalities make payment to the County Treasurer not later than thirty days after the commencement of the participants next fiscal year, and be it further

RESOLVED, that certified copies of this report and resolution be forwarded to each participant of this plan.

Dated at Geneseo, New York

August 14, 1996

Supervisors Committee

The County Administrator explained that there is a 2.5% increase in the levy for the cost distribution formula for the Livingston County Self-Insured Workers' Compensation. The overall fund is in excellent financial shape.

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

**LIVINGSTON COUNTY SELF INSURANCE PLAN
ANNUAL ESTIMATE AND APPORTIONMENT OF EXPENSES
JANUARY 1, 1997**

AWARDS: \$620,000.00

MEDICAL \$320,000.00

SUBTOTAL \$940,000.00

ADMINISTRATIVE COSTS:

.4 - Contractual Expenses
 Administration (RMSCO) \$50,000.00
 Legal Fees \$8,500.00
 W.C. Board Assessments \$145,000.00
 Insurance \$20,000.00
 Office Supplies \$1,000.00

SUBTOTAL \$224,500.00

TOTAL \$1,164,500.00

CONTRIBUTION TO RESERVE FUND -0-
 LESS: RECOVERIES \$125,000.00
 LESS: INTEREST INCOME \$25,000.00
 LESS: INTERFUND REVENUES \$15,000.00

SUBTOTAL \$165,000.00

AMOUNT TO BE RAISED BY TAX

\$999,500.00

**APPORTIONMENT OF WORKERS' COMPENSATION
 INSURANCE FOR THE YEAR 1997**

| PARTICIPANTS | RATIO | ASSESSED VALUES 1993 | FULL VALUES | % OF TOTAL COST | SHARE OF PARTICIPANT |
|---------------------|--------------|---------------------------------|------------------------|----------------------------|---------------------------------|
| <u>TOWNS</u> | | | | | |
| Avon | 101.39 | \$235,001,885 | \$231,780,141 | 4.91% | \$49,041 |
| Caledonia | 99.36 | \$169,849,346 | \$170,943,384 | 3.62% | \$36,169 |
| Conesus | 98.19 | \$101,650,143 | \$103,523,926 | 2.19% | \$21,904 |
| Geneseo | 99.28 | \$269,189,034 | \$271,141,251 | 5.74% | \$57,368 |
| Groveland | 102.24 | \$79,531,267 | \$77,788,798 | 1.65% | \$16,459 |
| Leicester | 99.26 | \$71,012,099 | \$71,541,506 | 1.51% | \$15,137 |
| Lima | 98.80 | \$147,092,188 | \$148,878,733 | 3.15% | \$31,500 |
| Livonia | 99.57 | \$311,200,319 | \$312,544,259 | 6.62% | \$66,128 |
| Mt. Morris | 98.10 | \$111,645,786 | \$113,808,141 | 2.41% | \$24,080 |
| No. Dansville | 93.19 | \$134,447,128 | \$144,272,055 | 3.06% | \$30,526 |
| Nunda | 103.39 | \$70,547,754 | \$68,234,601 | 1.44% | \$14,437 |
| Ossian | 106.29 | \$30,136,508 | \$28,353,098 | 0.60% | \$5,999 |
| Portage | 105.76 | \$24,063,877 | \$22,753,288 | 0.48% | \$4,814 |
| Sparta | 100.50 | \$45,070,066 | \$44,845,837 | 0.95% | \$9,489 |
| Springwater | 107.76 | \$76,409,378 | \$70,906,995 | 1.50% | \$15,003 |
| West Sparta | 103.25 | \$33,778,202 | \$32,714,966 | 0.69% | \$6,922 |
| York | 98.03 | \$133,854,716 | \$136,544,646 | 2.89% | \$28,891 |
| TOTALS | | \$2,044,479,696 | \$2,050,575,625 | 43.41% | \$433,867 |

COUNTY

| | | | | | |
|----------------------|--|-----------------|-----------------|--------|-----------|
| Livingston County | | \$2,044,479,696 | \$2,050,575,625 | 43.41% | \$433,867 |
|----------------------|--|-----------------|-----------------|--------|-----------|

VILLAGES

| | | | | | |
|------|--------|---------------|---------------|-------|----------|
| Avon | 101.39 | \$105,850,161 | \$104,399,015 | 2.21% | \$22,089 |
|------|--------|---------------|---------------|-------|----------|

| | | | | | |
|---------------|--------|---------------|---------------|--------|-----------|
| Caledonia | 99.36 | \$78,149,197 | \$78,652,573 | 1.67% | \$16,642 |
| Dansville | 93.19 | \$101,753,297 | \$109,189,073 | 2.31% | \$23,103 |
| Geneseo | 99.28 | \$128,016,286 | \$128,944,688 | 2.73% | \$27,281 |
| Leicester | 99.26 | \$12,722,371 | \$12,817,218 | 0.27% | \$2,712 |
| Lima | 98.80 | \$52,306,268 | \$52,941,567 | 1.12% | \$11,202 |
| Livonia | 99.57 | \$42,861,264 | \$43,046,363 | 0.91% | \$9,108 |
| Mt. Morris | 98.10 | \$66,751,889 | \$68,044,739 | 1.44% | \$14,397 |
| Nunda | 103.39 | \$25,568,414 | \$24,730,065 | 0.52% | \$5,232 |
| TOTALS | | \$613,979,147 | \$622,765,301 | 13.18% | \$131,766 |

| | | | | |
|---------------------|-----------------|-----------------|---------|-----------|
| GRAND TOTALS | \$4,702,938,539 | \$4,723,916,551 | 100.00% | \$999,500 |
|---------------------|-----------------|-----------------|---------|-----------|

RESOLUTION NO. 96-253. AUTHORIZING CONVEYANCE OF COUNTY PROPERTIES ACQUIRED BY TAX DEEDS

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

WHEREAS, the County of Livingston has acquired title by tax deed to the following parcel of land, and
WHEREAS, the Livingston County Board of Supervisors' Tax Committee has auctioned said parcel, it is

hereby

RESOLVED, that the following conveyance be approved:

| | |
|---------------------------------------|-----------------|
| Tax Map No. 57.-1-38 | Town of Lima |
| Formerly owned by and/or assessed to: | Zona, Sam Jr. |
| Conveyed to: Greg Greene | Amt. \$1,000.00 |

and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute the quit-claim deed of conveyance and any and all related documents prepared by the County Attorney to complete the aforesaid conveyance.

Dated at Geneseo, New York

August 14, 1996

Tax Committee

The roll was called as follows: Ayes -1,814; Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Chairman asked if anyone wished to speak regarding the Public Hearing on Local Law B 1996.

Joyce Swanson, of Allan' Hill Bed and Breakfast, spoke in opposition of the proposed law.

The Chairman declared the Public Hearing closed.

ADOPTION OF LOCAL LAW NO. B 1996

LOCAL LAW NO. B OF THE YEAR 1996

A LOCAL LAW ENTITLED THE LIVINGSTON COUNTY HOTEL AND MOTEL ROOM OCCUPANCY TAX LAW.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LIVINGSTON AS FOLLOWS:

TITLE 100 - GENERAL PROVISIONS:

101. Short Title: This Local Law shall be known as the Livingston County Hotel and Motel Room Occupancy Tax Law.
102. Intent: This Local Law is adopted to implement the provisions of Chapter 290 of the Laws of 1993, effective July 21, 1993, enacting section 1202-M of the Tax Law of the State of New York.
103. Definitions: Unless the context requires a different meaning, when used in this Local Law, the following terms shall mean:
- a. "County" shall mean the County of Livingston.
 - b. "Person" shall mean an individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of the foregoing.
 - c. "Operator" shall mean any person operating a hotel or motel in the County of Livingston, including but not limited to the owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, licensee or any other person otherwise operating such hotel or motel.
 - d. "Hotel or Motel" or either term singly shall mean any facility or portion thereof providing lodging on an overnight basis. The term "hotel" or "motel" includes an apartment, hotel, motor court or inn, boarding house, cabin, cottage or club, or similar hotel or motel type of accommodations by whatever name designated, whether or not meals are served and shall include those facilities commonly known as "bed and breakfast" and "tourist" facilities.
 - e. "Occupancy" shall mean the use or possession, or the right to use or possession of any room in a hotel or motel.
 - f. "Occupant" shall mean a person who, for a consideration, uses, possesses, or has the right to use or possess, any room in a hotel or motel under any lease, concession, permit, right of access, license to use or other agreement, or otherwise.
 - g. "Permanent Resident" shall mean any occupant of any room or rooms in a hotel or motel for a period in excess of fourteen consecutive days.
 - h. "Rent" shall mean the consideration received for occupancy valued in money, whether received in money or otherwise.
 - I. "Room" shall mean any room of any kind in any part or portion of a hotel or motel, which is available for or let out for any purpose other than a place of assembly.
 - j. "Return" shall mean any return filed or required to be filed as herein provided.
 - k. "Tax" shall mean the tax imposed pursuant to this Local Law and any increase, reduction or modification hereafter authorized.

- l. "Treasurer" shall mean the Treasurer of Livingston County or the Treasurer's designee.
- m. "Board or other charge" shall mean the charge or charges which an operator shall impose for food and meals or for other services and facilities at a hotel or motel which charge is included in the cost of occupancy of a room as a common charge, or, if such charges are separately stated, is a charge which is not optional and is required to be paid by the occupant as part of the cost of occupancy of a room.

104. Territorial Limitations: A tax imposed by this Local Law shall apply only within the territorial limits of the County of Livingston.

105. Reference to Tax: Wherever reference is made in placards, advertisements or other publications to the tax imposed by this Local Law, such reference shall be substantially in the following form: "Tax on occupancy of hotel or motel rooms", except that in any bill, receipt, statement or other agreement or memorandum of occupancy or rent charge issued or employed by an operator, the words "occupancy tax" shall suffice.

TITLE 200 - ADMINISTRATION OF TAX LAW

201. Administration: The tax imposed by this Local Law shall be administered and collected by the Treasurer or other fiscal officers of the County as he may designate by such means and in such manner as are other taxes which are now collected and administered by such officers or as otherwise provided by this Local Law.

202. General Powers of the Treasurer: In addition to the powers granted to the Treasurer in this Local Law, the Treasurer is hereby authorized and empowered to:

- a. make, adopt and amend rules and regulations appropriate to the carrying out of this Local Law and the purposes thereof, provided, however, that no rule or regulation shall become effective until 30 days after such rule or regulation shall have been filed with the Clerk of the Board of Supervisors;
- b. extend for cause shown, the time of filing any return for a period not exceeding three months, provided not less than 90 percent of the estimated tax for the period for which the return is required to be filed shall be paid together with the request for such extension on or before the due date; and for cause shown to remit penalties but not interest computed at the rate and in the manner provided in section 924-a of the Real Property Tax Law on taxes not paid; and to compromise disputed claims in connection with the tax imposed by this Local Law;
- c. request information from the Department of Taxation and Finance of the State of New York or the Treasury Department of the United States relative to any person; and to afford information to such taxation department or treasury department relative to any person, any other provision of this Local Law to the contrary notwithstanding;
- d. delegate his functions hereunder to a deputy treasurer or any employee or employees of the Treasurer,
- e. prescribe methods for determining the rents for occupancy and to determine the taxable and non-taxable rents;
- f. require any operator within the County to keep detailed records of the nature and type of hotel

maintained, nature and type of service rendered, rooms available and rooms occupied daily, leases or occupancy contracts or arrangements, rents received, charged and accrued, the names and addresses of the occupants, whether or not any occupancy is claimed to be subject to the tax and to furnish such information upon request to the Treasurer;

- g. assess, determine, revise and readjust the taxes imposed under this Local Law, and require the filing of estimated tax returns and payment of estimated tax where necessary;
- h. direct the County Attorney to take such action as may be required to enforce this Local Law, including but not limited to providing representation in any administrative proceeding conducted by the Treasurer for enforcement of this Local Law brought in the name of the County in any court of appropriate jurisdiction without any further authorization of the Board of Supervisors.

203. Administration of Oaths and Compelling Testimony:

- a. The Treasurer or his employees or agents duly designated and authorized by him shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of their powers and duties under this Local Law. The Treasurer shall have power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of his duties hereunder and of the enforcement of this Local Law and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the state or unable to attend before him or excused from attendance.
- b. A justice of the supreme court either in court or at chambers shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and documents called for by the subpoena of the Treasurer under this Local Law.
- c. Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the Treasurer under this Local Law shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars or imprisonment for not more than one year, or both such fine and imprisonment.
- d. The officers who serve the summons or subpoena of the Treasurer and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts of record, except as herein otherwise provided. Such officers shall be the County Sheriff and his duly appointed deputies or any officers or employees of the Treasurer, designated to serve such process.

TITLE 300 - TAX RATE, PERSONS LIABLE, TAXABLE RENT, EXEMPTIONS

301. Imposition of Tax: On and after the 1st day of January, 1997, there is hereby imposed and there shall be paid a tax of three percent (3%) upon the rent for every occupancy of a room or rooms in a hotel or motel in this County except that the tax shall not be imposed upon

- a. permanent residents for the period of occupancy in excess of fourteen days, or
- b. exempt organizations as hereinafter set forth.

302. Statement of Tax to be Collected; Person Liable for Payment of Tax:

- a. The tax to be collected shall be stated and charged separately from the rent and shown separately on any record thereof, at the time when the occupancy is arranged or contracted for and charged for, and upon every evidence of occupancy or any bill or statement or charge made for said occupancy issued or delivered by the operator, and the tax shall be paid by the occupant to the operator as trustee for and on account of the County, and the operator shall be liable for the collection thereof and for the tax. The operator and any officer of any corporate operator shall be personally liable for the tax collected or required to be collected under this Local Law, and the operator shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant as if the tax were a part of the rent for the occupancy payable at the time such tax shall become due and owing, including all rights of eviction, dispossession, repossession and enforcement of any innkeeper's lien that he may have in the event of non-payment of rent by the occupant; provided, however, that the Treasurer or other fiscal officer or officers, employees or agents duly designated by him shall be joined as a party in any action or proceeding brought by the operator to collect or enforce collection of the tax.
- b. Where the occupant has failed to pay and the operator has failed to collect a tax as imposed by this Local Law, then in addition to all other rights, obligations and remedies provided, such tax shall be payable by the occupant directly to the Treasurer, and it shall be the duty of the occupant to file a return thereof with the Treasurer and to pay the tax imposed thereon to the County Treasurer within 15 days after such tax was due.
- c. The Treasurer may, whenever he deems it necessary for the proper enforcement of this Local Law, provide by regulation that the occupant shall file returns and pay directly to the Treasurer the tax herein imposed, at such times as returns are required to be filed and payment made over by the operator.
- d. The tax imposed by this Local Law shall be paid upon any occupancy on and after January 1, 1997, although such occupancy is had pursuant to a contract, lease or other arrangement made prior to such date. Where rent is paid or charged or billed, or falls due on either a weekly, monthly or other term basis, the rent so paid charged, billed or falling due shall be subject to the tax herein imposed to the extent that it covers any portion of the period on and after January 1, 1997. Where any tax has been paid hereunder upon any rent which has been ascertained to be worthless, the Treasurer may by regulation provide for credit and/or refund of the amount of such tax upon application therefor as provided in section 406 of this Local Law.
- e. For the purpose of the proper administration of this Local Law and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents are subject to tax until the contrary is established, and the burden of providing that a rent for occupancy is not taxable hereunder shall be upon the operator, except that, where by regulation pursuant to section 302(d) an occupant is required to file returns and pay directly to the Treasurer the tax herein imposed, the burden of proving that a rent for occupancy is not taxable shall be upon the occupant. Where an occupant claims exemption from the tax under the provisions of section 304, the rent shall be deemed taxable hereunder unless the operator shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or association certifying that the occupant is its agent, representative, or employee, together with a certificate executed by the occupant that his occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association. Where deemed necessary by the operator, he may further require that any occupant claiming exemption

from the tax furnish a copy of a certificate issued by the Treasurer certifying that the corporation or association therein named is exempt from the tax under section 304.

303. Determination of Taxable Rent:

- a. If the cost of occupancy of a room includes only the cost of occupancy of the room and board and other charges are separately stated and are incurred at the option of the occupant, rent subject to the tax shall be the charge made by the operator for occupancy of a room and the tax shall be based on that amount.
- b. If the cost of occupancy of a room shall include only board as a common charge, or where board is separately stated and board is not optional and is required to be paid by the occupant as part of the cost of occupancy of a room, the operator shall use the schedule shown below to determine the percentage of the total charge to be apportioned to rent subject to the tax, and collect the tax based on that amount.

| Total charge includes | Room | Board |
|--------------------------------|-------------|--------------|
| Room, breakfast, lunch, dinner | 55% | 45% |
| Room, lunch, dinner | 65% | 35% |
| Room, breakfast, dinner | 65% | 35% |
| Room, breakfast, lunch | 75% | 25% |
| Room, dinner | 80% | 20% |
| Room, lunch | 90% | 10% |
| Room, breakfast | 90% | 10% |

- c. If the cost of occupancy of a room shall include only charges, as defined herein, as a common charge, or where other charges are separately stated and such other charges are not optional and are required to be paid by the occupant as part of the cost of occupancy of a room, the operator shall use the schedule shown below to determine the percentage of the total charge to be apportioned to rent subject to the tax, and collect the tax based on that amount.

| Total charge includes | Room | Other charge |
|------------------------------|-------------|---------------------|
| Room, other charge | 95% | 5% |

- d. If the cost of occupancy of a room shall include charges defined in subparagraphs (b) and © of this section as a common charge or, where such charges are separately stated and such charges are not optional and are required to be paid by an occupant as part of the cost of occupancy of a room, the operator shall use the schedule shown below to determine the percentage of the total charge to be apportioned to rent subject to the tax, and collect the tax based on that amount.

| Total charge includes | Room | Board other charge |
|---|-------------|---------------------------|
| Room, breakfast, lunch, dinner, other charge | 50% | 50% |
| Room, lunch, dinner, other charge | 60% | 40% |

| | | |
|---------------------------------------|-----|-----|
| Room, breakfast, dinner, other charge | 60% | 40% |
| Room, breakfast, lunch, other charge | 70% | 30% |
| Room, dinner, other charge | 75% | 25% |
| Room, lunch, other charge | 85% | 15% |
| Room, breakfast, other charge | 85% | 15% |

- e. When the occupant becomes a permanent resident, the operator shall discontinue collection of the tax
- f. If the operator neither separately states the charge for board, other charges or both nor uses the above schedules, the entire charge is taxable until the occupant becomes a permanent resident.

304. Exempt Organizations:

- a. Except as otherwise provided in this section, any use or occupancy by any of the following shall not be subject to the tax imposed by this Local Law:
 - I. The State of New York or any public corporation (including a public corporation created pursuant to agreement or compact with another state or Canada), improvement district or political subdivision of the state;
 - ii. The United States of America, insofar as it is immune for taxation;
 - iii. Any corporation or association, or trust, or community chest, fund or foundation organized and operated exclusively for religious, charitable or education purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation; provided, however, that nothing in this section shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this section.
- b. Where any organization described in section 304(a)(iii) carries on its activities in furtherance of the purposes for which it was organized, in premises in which, as part of said activities, it operates a hotel or motel, occupancy of rooms in the premises and rents therefrom received by such corporation or association shall not be subject to tax hereunder.

TITLE 400 - REGISTRATION, RECORDS, RETURNS, PAYMENT, REFUNDS

401. Registration: Within ten days after the effective date of this Local Law, or in the case of operators commencing business after such effective date of this Local Law, within three days after such commencement or opening, every operator shall file with the Treasurer an application for a certificate of authority empowering such operator to collect the tax from the occupant. Upon receipt of such application, the Treasurer shall issue a certificate of authority to such operator which when authenticated shall constitute the authority for the purposes of this Local Law. Each application for a certificate of authority shall state the hotel or motel to which it is applicable; the name of the operator of such hotel or motel, the address of such operator, the taxpayer identification number assigned to such operator, the state of incorporation and the date upon which such corporation obtained authority to do business in this state, if

not organized in this state, the names of each partner, if a partnership, and such other information as the Treasurer may by rule require. Such certificates of authority shall be prominently displayed by the operator in such manner that it may be seen and come to the notice of all occupants and persons seeking occupancy. Such certificates shall be non-assignable and non-transferable and shall be surrendered immediately to the Treasurer upon the cessation of business at the hotel or motel named or upon its sale or transfer.

402. Records To Be Maintained: Every operator shall keep records of every occupancy and of all rent paid, charged, or due thereon and of the tax payable thereon, in such form as the Treasurer by regulation requires. Such records shall be available for inspection and examination at any time upon demand by the Treasurer or his duly authorized agent or employee and shall be preserved for a period of three years, except that the Treasurer may consent to their destruction within that period or may require that they be kept longer.
403. Returns:
- a. Every operator shall file with the Treasurer a return of occupancy and of rents, and of the taxes payable thereon for the quarterly periods ending March 31, June 30, September 30 and December 31 of each year, on and after the first day of 1997. Such returns shall be filed within thirty days from the expiration of the period covered thereby. The Treasurer may permit or require returns to be made by other periods and upon such dates as he may specify. If the Treasurer deems it necessary in order to insure the payment of the tax imposed by this Local Law, he may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this section and upon such dates as he may specify.
 - b. The forms of returns shall be prescribed by the Treasurer and shall contain such information as he may deem for the proper administration of this Local Law. The Treasurer may require amended returns to be filed within twenty days after notice and to contain the information specified in the notice.
 - c. If a return required by this Local Law is not filed, or a return filed is incorrect or insufficient on its face, the Treasurer shall take the necessary steps to enforce the filing of such a return or of a corrected return.
404. Payment of Tax: At the time of filing a return of occupancy and of rents each operator shall pay to the Treasurer the taxes imposed by this Local Law upon the rents required to be included in such return, as well as all other moneys collected by the operator acting or purporting to act under the provisions of this Local Law. Where the Treasurer, in his discretion, deems it necessary to protect revenues to be obtained under this Local Law, the Treasurer may require an operator to file with him a bond, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as the Treasurer may fix to secure the payment of any tax and/or penalties and interest due or which may become due from such operator. In the event that the Treasurer determines that an operator is to file such bond he shall give notice to such operator to that effect specifying the amount of the bond required. The operator shall file such bond within five days after the giving of such notice unless within such five days the operator shall request in writing a hearing before the Treasurer at which the necessity, propriety and amount of the bond shall be determined by the Treasurer. Such determination shall be final and shall be complied with within fifteen days after the giving of such notice thereof. In lieu of such bond, securities approved by the Treasurer or cash in such amount as he may prescribe, may be deposited which shall be kept in the custody of the Treasurer who may at any

time without notice to the depositor apply them to any tax and/or interest or penalties due, and for that purpose the securities may be sold by him at public or private sale without notice to the depositor thereof.

405. Determination of Tax: If a return required by this Local Law is not filed, or if a return when filed is incorrect or insufficient the amount of tax due shall be determined by the Treasurer from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices, such as number of rooms, location, scale of rents, comparable rents, type of accommodations and service, number of employees and/or other factors. Notice of such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within thirty days after giving of notice of such determination, shall apply to the Treasurer for a hearing, or unless the Treasurer of his own motion shall re-determine the same. After such hearing, the treasurer shall give notice of his determination to the person against whom the tax is assessed. The determination of the Treasurer shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by proceeding under article seventy-eight of the Civil Practice Law and Rules if application therefor is made to the Supreme Court within thirty days after the giving of the notice of such determination. A proceeding under article seventy-eight of the Civil Practice Law and Rules shall not be instituted unless:

- a. The amount of any tax sought to be reviewed, with penalties and interest thereof, if any, shall be first deposited with the Treasurer and there shall be filed with the Treasurer an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of the proceeding, or
- b. At the option of the applicant such undertaking filed with the Treasurer may be in a sum sufficient to cover the taxes, penalties and interest thereon stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the applicant shall not be required to deposit such taxes, penalties and interest as a condition precedent to the application.

406. Refunds:

- a. In the manner provided in this section the Treasurer shall refund or credit, without interest, any tax, penalty or interest erroneously, illegally or unconstitutionally collected or paid if application to the Treasurer for such refund shall be made within one year from the payment thereof. Whenever a refund is made by the Treasurer, he shall state his reason therefor in writing. Such application may be made by the occupant, operator or other person who has actually paid the tax. Such application may also be made by an operator who has collected and paid over such tax to the Treasurer provided the application is made within one year of the payment by the occupant to the operator, but no actual refund of money, shall be to such operator until he shall first establish to the satisfaction of the Treasurer, under such regulations as the Treasurer may prescribe, that he has repaid to the occupant the amount for which the application for refund is made. The Treasurer may in lieu of any refund required to be made, allow credit therefor on payments due from the applicant.
- b. An application for a refund or credit made as herein provided shall be deemed an application for a revision of any tax, penalty or interest complained of and the Treasurer may receive evidence with respect thereto. After making his determination the Treasurer shall give notice thereof to the applicant, who shall be entitled to review said determination by a proceeding pursuant to Article 78 of the Civil Practice Law and Rules, provided the proceeding is instituted within 30 days after the giving of the notice of determination and provided a final determination of tax due was not

previously made. Such a proceeding shall not be instituted unless an undertaking is filed with the County Treasurer in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceedings be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.

- c. A person shall not be entitled to a revision, refund or credit under this section of a tax, interest or penalty which had been determined to be due pursuant to the provisions of section 405 of this Local Law where he has had a hearing or an opportunity for a hearing, as provided in said section or has failed to avail himself of the remedies therein provided. No refund or credit shall be made of the tax, interest or penalty paid after a determination by the Treasurer made pursuant to section 405 of this Local Law unless it is found that such determination was erroneous, illegal or unconstitutional or otherwise improper by the Treasurer after a hearing on the petition of a person liable for payment of the tax brought within thirty days after the filing of a determination of the Treasurer after a hearing pursuant to section 405 of this Local Law, or upon his own motion, or in a proceeding under article seventy-eight of the Civil Practice Law and Rules, pursuant to the provisions of said section. In that event a refund or credit without interest shall be made of the tax, credit or penalty found to have been overpaid.

407. Reserves: In cases where the occupant or operator has applied for a refund and has instituted a proceeding under article seventy-eight of the Civil Practice Law and Rules to review a determination adverse to him on his application for refund, the Treasurer shall set up appropriate reserves to meet any decision adverse to the County.

408. Remedies Exclusive: The remedies provided by section 405 and 406 of this Local Law shall be exclusive remedies available to any person for the review of tax liability imposed by this Local Law, and no determination or proposed determination on any application for refund shall be enjoined or reviewed by an action for declaratory judgment, an action for money had and received or by an action or proceeding in a nature of a certiorari proceeding under article seventy-eight of the Civil Practice Law and Rules; provided, however, that a taxpayer may proceed by declaratory judgment if he institutes suit within thirty days after a deficiency assessment is made and pays the amount of the deficiency assessment to the Treasurer prior to the institution of such suit and posts a bond for costs as provided in section 405 of this Local Law.

TITLE 500 - ENFORCEMENT OF COLLECTION OF TAX, PENALTIES AND INTEREST

501. Proceedings to Recover Tax:

- a. Whenever any operator or any officer of a corporate operator or any occupant or other person shall fail to collect and pay over any tax and/or to pay any tax, penalty or interest imposed by this Local Law as therein provided, the County Attorney shall, upon the request of the Treasurer bring or cause to be brought an action to enforce the payment of the same on behalf of the County of Livingston in any court of the State of New York or of any other state of the United States. If, however, the Treasurer in his discretion believes that any such operator, officer, occupant or other person is about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, he may declare such tax or penalty to be immediately due and payable and may issue a warrant immediately.
- b. As an additional or alternate remedy, the Treasurer may issue a warrant, directed to the Sheriff commanding him to levy upon and sell the real and personal property of the operator or officer of a corporate operator or other person liable for the tax, which may be found within the County for the

payment of the amount thereof, with any penalties and interest and the cost of executing the warrant, and to return such warrant to the Treasurer and to pay to him the money collected by virtue thereof within sixty days after the receipt of such warrant. The Sheriff shall, within five days after the receipt of the warrant, file with the County Clerk a copy thereof, and thereupon such Clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of the tax, penalties and interest for which the warrant is issued and the date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued. The Sheriff shall then proceed upon the warrant, in the same manner, and with like effect, as that provided by law in respect to executions issued against property judgments of a court of record and for services in executing the warrant he shall be entitled to the same fees, which he may collect in the same manner. In the discretion of the Treasurer, a warrant of like terms, force and effect may be issued and directed to any officer or employee of the Treasurer and in the execution thereof such officer or employee shall have all the powers conferred by law upon sheriffs, but shall be paid in the performance of such duty. If a warrant is returned not satisfied in full, the Treasurer may from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the County has recovered judgment therefor and execution thereon has been returned unsatisfied.

- c. Whenever an operator shall make a sale, transfer, or assignment in bulk of any part or the whole of his hotel or motel or his lease, license or other agreement or right to possess or operate such hotel or motel or of the equipment, furnishings, fixtures, supplies or stock of merchandise, or the said premises or lease, license or other agreement or right to possess or operate such hotel or motel and the equipment, furnishings, fixtures, supplies and stock of merchandise pertaining to the conduct or operation of said hotel or motel, otherwise than in the ordinary and regular prosecution of business, the purchaser, transferee or assignee shall at least ten days before taking possession of the subject of the sale, transfer or assignment, or paying therefor, notify the Treasurer by registered or certified mail, return receipt requested, of the proposed sale and of the price, terms and conditions thereof whether or not the seller, transferrer or assignor, has represented to or informed the purchaser, transferee or assignee that it owes any tax pursuant to this Local Law, and whether or not the purchaser, transferee or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing.
- d. Whenever the purchaser, transferee or assignee shall fail to give notice to the Treasurer as required by the preceding paragraph or whenever the Treasurer informs the purchaser, transferee or assignee that a possible claim for such tax or taxes exists, any sums of money, property or chooses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferrer or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferrer or assignor to the County, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferrer or assignor any such sums of money, property or chooses in action to the extent of the amount of the County's claim. For failure to comply with the provisions of this subdivision, the purchaser, transferee or assignee, in addition to being subject to the liabilities and remedies imposed under the provisions of article six of the Uniform Commercial Code, shall be personally liable for the payment to the County of any such taxes theretofore or thereafter determined to be due to the County from the seller, transferrer, or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this Local Law.

502. Penalties and Interest:

- a. Any person failing to file a return or to pay over any tax to the Treasurer within the time required by this Local Law shall be subject to a penalty of five percent of the amount of tax due for each month or portion thereof during which such tax due shall remain unpaid but in no event shall such penalty exceed twenty-five percent of the tax due; plus interest computed at the rate and in the manner provided in section 924-a of the Real Property Tax Law, but in no event shall such interest be less than one percent of such tax for each month of delay; but the Treasurer, if satisfied that the delay was excusable, may remit all or part of the penalty, but not interest computed at the rate of six percent per year. Such penalties and interest shall be paid and disposed of in the same manner as other revenues of such tax. Unpaid penalties and interest may be enforced in the same manner as the tax imposed by this Local Law.
- b. Any operator or occupant and any officer of a corporate operator or occupant failing to file a return required by this Local Law, or filing or causing to be filed, or making or causing to be made or giving a causing to be given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this Local Law, which is willfully false, and any operator and any officer of a corporate operator willfully failing to file a bond required to be filed pursuant to section 405 of this Local Law, or failing to file a registration certificate and such date in connection therewith as the Treasurer may by regulation or otherwise require or to display or surrender the certificate of authority as required by this Local Law or assigning or transferring such certificate of authority and any operator and any officer of a corporate operator willfully failing to charge separately from the rent the tax herein imposed, or willfully failing to state such tax separately on any evidence or occupancy and on any bill or statement or receipt or rent issued or employed by the operator, or willfully failing or refusing to collect such tax from the occupant, and any operator and any officer of a corporate operator who shall refer or cause reference to be made to this tax in a form or manner other than that required by this Local Law, and any operator failing to keep the records required by section 402 of this Local Law, shall, in addition to the penalties herein or elsewhere prescribed, be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars, or imprisonment for not more than one year, or both such fine and imprisonment. Officers of a corporate operator shall be personally liable for the tax collected or required to be collected by such corporation under this Local Law, and subject to the penalties herein above imposed.

503. Returns to be Secret:

- a. Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the Treasurer or any officer or employee of the Treasurer to divulge or make known in any manner the rents or other information relating to the business of a taxpayer contained in any return required to be filed pursuant to this Local Law. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding under the provisions of this Local Law, or on behalf of any party to the action or proceeding under the provisions of this Local Law when the proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of said returns or of the fact shown thereby, as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his duly authorized representative of a certified copy of any return filed in connection with his tax nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the County Attorney or other legal representatives of the County of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or penalty. Returns shall be preserved for

three years and thereafter until the Treasurer permits them to be destroyed.

- b. Any violation of section 503(a) shall be punishable by a fine not exceeding one thousand dollars, or by imprisonment not exceeding one year or both, in the discretion of the court, and if the offender be an officer or employee of the County he shall be dismissed from office and be incapable of holding any public office for a period of five years thereafter.

504. Notices and Limitations of Time:

- a. Any notice authorized or required under the provisions of this Local Law may be given by mailing the same to the person for whom it is intended in a postpaid envelope addressed to such person at the address given in the last return filed by him pursuant to the provisions of this Local Law, or in any application made by him, or if no return has been filed or application made, then to such address as may be obtainable. The mailing of such notice shall be presumptive evidence of the receipt of the same by the person to whom addressed. Any period of time which is determined according to the provisions of this Local Law by giving the notice shall commence to run from the date of mailing of such notice.
- b. The provisions of the Civil Practice Law and Rules or any other law relative to limitations of time for the enforcement of a civil remedy shall not apply to any proceeding or action taken by the County to levy, appraise, assess, determine or enforce the collection of any tax or penalty provided by this Local Law. Except in the case of a willfully false or fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than three years from the date of filing of a return; provided, however, that where no return has been filed as provided by law the tax may be assessed at any time.
- c. Where, before the expiration of the period prescribed herein for the assessment of an additional tax, a taxpayer has consented in writing that such period be extended, the amount of such additional tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents in writing made before the expiration of the extended period.

TITLE 600 - DISPOSITION OF REVENUES

- 601. Disposition of Revenues: All revenues resulting from the imposition of the tax under the local laws shall be paid into the treasury of Livingston County and shall be credited to and deposited in the general fund of such county and shall be available thereafter for the promotion of tourism and tourist attractions in Livingston County, as well as the promotion of tourist attractions in Livingston County, as well as the promotion of tourism and tourist attractions of the larger region of which Livingston County is a part provided that funding for regional promotion shall not exceed fifty percent of the revenue received hereunder in any year and that not more than five percent of such revenue shall be used for the cost of administering such tax. Such promotion may be carried out by an appropriate organization or organizations as designated by the Livingston County Board of Supervisors.

TITLE 700 - SEPARABILITY AND EFFECTIVE DATE

- 701. Separability: If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision section or part thereof directly involved in the controversy in which such judgment, decree or

order shall have been rendered and the remainder of this Local Law shall not be affected thereby and shall remain in full force and effect.

702. Effective Date: This Local Law shall take effect on January 1, 1997, and expire on December 31, 1999, except that the provisions of this Local Law relating to registration and the authority of the Treasurer to adopt regulations and take all necessary action to prepare for the implementation and enforcement of this Local Law shall take effect immediately.

Dated at Geneseo, New York
 July 24, 1996 Introduced
 August 14, 1996

The roll was called as follows: Ayes - 1,494; Noes - Avery, 71; Bassage, 128; Kramer, 78; Weber, 43 Total 320; Absent - 0 Adopted.

OTHER BUSINESS

1. Mr. Mehlenbacher announced that the Seneca Trail Resource Conservation Development Council is meeting in Livingston County on August 15, 1996, at 10:00 a.m at the Genesee River Hotel.
2. Mr. Moore reminded the Board that there will be an Open House of the E-911 Center and the Sheriff's Department on Saturday, August 17, 1996.

ADJOURNMENT

Motion made by Mr. Layland and seconded by Mr. Moore to adjourn until Wednesday, September 11, 1996 at 1:30 P.M. Carried.

The Board adjourned at 2:57 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, SEPTEMBER 11, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Stewart.

The Pledge of Allegiance.

Minutes of 8/14/96 Regular Meeting were corrected as follows:

Page 179 the roll call vote for Local Law B of 1996 shall read:

Ayes - 1,494; Noes - Avery, 71; Bassage, 128; Kramer, 78; Weber, 43 Total 320; Absent - 0; Adopted.

The minutes were approved as amended.

COMMUNICATIONS

1. Reminder of the Ambuscade, Town of Groveland, September 14, 1996 at 10:30 a.m. at the Ambuscade Monument in Groveland
2. Acknowledgment from the family of Daniel R. Rawleigh for the flowers
3. Intercounty Association of Western New York, Friday, September 20, 1996, 9:30 a.m., Finger Lakes Race Track, Farmington, NY
PROGRAM: Mr. Hayes Taylor, General Manager of Finger Lakes Race Track "Government and Gambling", "Casino Gambling"
4. The New York State Comprehensive Housing Affordability Strategy (CHAS) Performance Report October 1994 through June 1996 is available for public inspection through September 24, 1996 in the Office of the Clerk of the Board
5. Acknowledgment from the family of Helen Cicoria for the flowers sent

RESOLUTION NO. 96-254. APPROVING ABSTRACT OF CLAIMS #8B - AUGUST 28, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #8B dated August 28, 1996, in the total amount of \$1,078,622.15.

Dated at Geneseo, New York

September 11, 1996

Finance Committee

The roll was called as follows: Ayes - 1,627 Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-255. APPROVING ABSTRACT OF CLAIMS #9A - SEPTEMBER 11, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #9A dated September 11, 1996, in the total amount of \$763,517.17.

Dated at Geneseo, New York

September 11, 1996

Finance Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

PRIVILEGE OF THE FLOOR

1. Mr. Norm Silverstein, President and CEO, of WXXI provided an overview of the services available from WXXI and requested support in the amount of \$2,500 for the year 1997.

RESOLUTION NO. 96-256. AWARDING BID FOR PAINTING CAMPUS BUILDINGS

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

WHEREAS, after proper legal advertisement, six bids were opened on August 7, 1996, for painting the campus buildings, it is hereby

RESOLVED, that the bid of E & M Star Painting, Inc., of 12 Doe Haven Avenue, Depew, NY 14043 in an amount not to exceed Sixteen Thousand Six Hundred Dollars (\$16,600.00), be and hereby is accepted as the lowest responsible bid, and it is further

RESOLVED, that the Chairman is hereby authorized to sign said contract, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Buildings Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-257. APPROVING TRANSFER OF FUNDS - VARIOUS (PUBLIC HEALTH, HIGHWAY, SHERIFF, DISTRICT ATTORNEY, PLANNING, OFFICE FOR THE AGING, EMERGENCY MANAGEMENT SERVICES)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

September 11, 1996

Finance Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-258. RESCINDING RES. NO. 96-238 AND AUTHORIZING THE IMPLEMENTATION AND FUNDING FOR A STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE TRANSPORTATION FEDERAL-AID PROJECT, TO FULLY FUND THE LOCAL SHARE OF FEDERAL-AND STATE-AID ELIGIBLE AND INELIGIBLE PROJECT COSTS AND APPROPRIATING FUNDS THEREFOR - ROCHESTER STREET

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

WHEREAS, Res. No. 96-238 which was duly adopted on August 14, 1996, was incorrect, and

WHEREAS, a Project for the Reconstruction of C. R. 26 from S. R. 20 to the Monroe County Line, P.I.N. 475186 (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 non-federal share of the costs of preliminary engineering and/or right-of-way incidental work, including final design, right-of-way acquisition, construction, and construction supervision and inspection work for the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement; now, therefore be it

RESOLVED, that Res. No. 96-238 is hereby rescinded, and it is further

RESOLVED, that the County Board of Supervisors hereby approves the Project; and it is further

RESOLVED, that the County Board of Supervisors hereby authorizes the County of Livingston to pay in the first instance the full non-federal share of the cost of preliminary engineering and/or right-of-way incidental work, including final design, right-of-way acquisition, construction, and construction supervision and inspection work for the project or portions thereof, and it is further

RESOLVED, that the sum of \$39,682 was appropriated to cover the cost of participation in the P.E. and ROW Incidentals Phase of the Project, and such sum was deposited with the State Comptroller, as authorized by Resolution No. 93-82 attached hereto, and it is further

RESOLVED, that the sum of \$13,718 is hereby appropriated for the County of Livingston, and made available to cover the additional cost of participation in the PE and ROW Incidentals phase of the project as well as the new ROW phase of the Project; and it is further

RESOLVED, that in the event the non-federal share of the costs of the project exceed the amount appropriated above, the County of Livingston shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Chairman of the Livingston County Board of Supervisors with NYSDOT 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 the non-federal share 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 therefor that are not so eligible, and it is 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 it is further

RESOLVED, this Resolution shall take effect immediately.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Highway Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-259. AUTHORIZING PURCHASE OF SAND FOR THE HIGHWAY DEPARTMENT

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

WHEREAS, after due advertisement, bids were opened on March 12, 1996, by the Highway Department in the Alice Strong Conference Room and the following were the low acceptable bidders for sand which are on file at the office of the Livingston County Highway Department:

SAND - FOB Plant

AWARDED ALL BIDDERS ACCORDING TO
LENGTH OF HAUL AND AVAILABILITY

B.R. DeWitt, Inc.
6895 Ellicott Street
Pavilion, N.Y. 14525
(CALEDONIA & BATH PLANTS)

Northrup Concrete, Inc.
P.O. Box K55, 58 Owens Road
Brockport, N.Y. 14420

Valley Sand & Gravel
P.O. Box 220
Scottsville, N.Y. 14546

Skuba Construction Materials
1140 McHenry Valley Road
Almond, N.Y. 14804

Lawson Sand & Gravel, Inc.
2409 Route 70
Dalton, N.Y. 14836

Cipriano Brothers, Inc.
P.O. Box C, Conlon Ave.
Mt. Morris, N.Y. 14510
(MT. MORRIS & COHOCTON PLANT)

Dolomite
1150 Penfield Road
Rochester, N.Y. 14625

Knight Settlement Sand & Gravel
7291 Knight Settlement Road
Bath, N.Y. 14810

Elam Sand & Gravel Corp.
P.O. Box 104
Scottsville, N.Y. 14546

A.L. Blades & Sons, Inc.
7610 County Route 65
Hornell, New York 14843

Frey Concrete
561 Pavement Road
Lancaster, New York 14086

SAND - DELIVERED

To: Towns of Avon, Conesus, Groveland,
Lima, Sparta, & Co. of Livingston

Towns of Caledonia, Geneseo, Leicester
Mt. Morris, and York

Dolomite Products

Northrup Concrete

| | |
|-------------------------------------|---------------------------------|
| Town of Livonia | Elam Sand & Gravel |
| Towns of Nunda & Portage | Lawson Sand & Gravel, Inc. |
| Town of Ossian | DeWitt (Bath) & Knight Settle. |
| Towns of N. Dansville & Springwater | Knight Settlement Sand & Gravel |
| Town of West Sparta | Frey Concrete |

and

WHEREAS, the sand will need to be tested for acceptability; now, therefore, be it

RESOLVED, that the Livingston County Superintendent of Highways be, and he hereby, is authorized and empowered to purchase highway materials from the bidders hereintobefore set forth during the term of their bids, and the sand has been tested for acceptability.

Dated at Geneseo, New York
September 11, 1996
Highway Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-260. AUTHORIZING CHAIRMAN TO SIGN WEATHERIZATION ASSIGNMENT AGREEMENT WITH NYS DIVISION OF HOUSING & COMMUNITY RENEWAL

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

WHEREAS, Board of Supervisors Resolution No. 96-81 authorized the Chairman to sign a Weatherization contract with the New York State Department of State; and

WHEREAS, the 1996-1997 New York State Budget transferred responsibility for administration of the Weatherization Assistance Program from the Department of State to the Division of Housing & Community Renewal; now therefore be it

RESOLVED, that the Chairman be, and he hereby is, authorized to sign a Weatherization Assignment Agreement with the New York State Division of Housing & Community Renewal, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
September 11, 1996
Legislative Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-261. APPROVING 1997 CONTRACT WITH SOCIETY FOR THE GENESEE AND THE LAKES, INC.

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

RESOLVED, that the proposed agreement, for the year 1997, between the Society for the Genesee and the Lakes, Inc., and the County of Livingston, be and the same hereby is approved, and be it further

RESOLVED, that the Chairman of the Board of Supervisors, be and he hereby is, authorized and directed to execute said contract on behalf of the County of Livingston in the amount of \$1,000.00, subject to review by the County Attorney and County Administrator.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-262. APPROVING 1997 CONTRACT WITH FINGER LAKES ASSOCIATION - TOURISM PROMOTION AGENCY

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

RESOLVED, that the proposed agreement between the Finger Lakes Association, Inc., and the County of Livingston for the calendar year 1997 be, and the same hereby is, approved, and be it further

RESOLVED, that the Chairman of this Board and the Clerk of this Board of Supervisors be, and the same hereby are, authorized and directed to execute said contract on behalf of the County of Livingston in the amount of \$7,228.00, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-263. AUTHORIZING CHAIRMAN OF THE BOARD TO SIGN AGREEMENT BETWEEN THE NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR INTENSIVE SUPERVISION PROGRAM

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

WHEREAS, funding from New York State Division of Probation and Correctional Alternatives has been made available to the Livingston County Probation Department for an Intensive Supervision Program in an amount not to exceed Fourteen Thousand Five Hundred Dollars (\$14,500) annually, and

WHEREAS, these funds are 100% reimbursable for approved expenditures, it is hereby

RESOLVED, that the Chairman of the Board is hereby authorized to sign said agreement between the New York State Division of Probation and Correctional Alternatives for Intensive Supervision Program for the period April 1, 1996 to March 31, 1997 for an amount not to exceed Fourteen Thousand Five Hundred Dollars (\$14,500.00), subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-264. APPOINTING MEMBER TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD SUBCOMMITTEE

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

RESOLVED, that the following person is hereby appointed to the Livingston County Community Services Board Sub-committee for a term of 1/1/96 - 12/31/2000:

Mental Retardation Sub-Committee

Denise Buscomi-Syed, Esq. 37 Big Tree Street, Livonia, NY 14481 to fill additional new position

Dated at Geneseo, New York

September 11, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-265. AWARDING BID FOR ONE VEHICLE FOR THE LIVINGSTON COUNTY OFFICE FOR THE AGING

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

WHEREAS, after proper legal advertisement for bids for the purchase of one vehicle to be used by the Livingston County Office for the Aging home delivered meal program, bids were received, then opened on August 15, 1996, now, therefore, be it

RESOLVED, that the bid of DeLacy Ford Inc., 3061 Transit Road, Elma, New York 14059 for one (1) 1996 Ford Aerostar in an amount not to exceed Sixteen Thousand Two Hundred Forty-Six Dollars (\$16,246.00) with trade, be and hereby is accepted as the lowest responsible bid.

Dated at Geneseo, New York

September 11, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-266. AUTHORIZING THE CHAIRMAN TO SIGN A CONTRACT WITH AREA HOSPITALS FOR THE EMT PROGRAM TO USE CLINICAL FACILITIES

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

WHEREAS, Livingston County Health Department has an agreement with the New York State Department of Health to sponsor Advanced level EMT education and such education requires the use of clinical facilities; and

WHEREAS, the Hospital has clinical facilities for providing clinical experience; and

WHEREAS, it is to the mutual benefit of both parties that students of the Livingston County Health Department's Advanced EMT programs use the clinical facilities of the Hospital for their learning experience; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign contracts with the Hospitals listed below, subject to review by the County Administrator and County Attorney.

Highland Hospital-Rochester

Park Ridge Hospital-Rochester

Strong Memorial Hospital-Rochester

The Genesee Hospital-Rochester

Rochester General Hospital-Rochester

FF Thompson Hospital-Canandaigua

St. Mary's Hospital-Rochester

Noyes Memorial Hospital-Dansville

Wyoming Co. Community Hospital-Warsaw

Copy of contracts on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-267. AMENDING THE 1996 SALARY SCHEDULE - MENTAL HEALTH

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

RESOLVED, that the 1996 Salary Schedule for the following department be amended as follows:

MENTAL HEALTH

Create one (1) Intensive Case Manager - Salary Grade 15

Dated at Geneseo, New York

September 11, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-268. AWARDING BID FOR SKILLED NURSING FACILITY RESIDENT TRANSFER DEVICES

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

WHEREAS, after due advertisement, five bids were opened on June 26, 1996 by the Office of the Livingston County Administrator for Skilled Nursing Facility Resident Transfer Devices, it is hereby

RESOLVED, that the bid of Glenko Patient Care Products of 5710 Commons Park, P. O. Box 880, Syracuse, NY 13214-0880 for Skilled Nursing Facility Resident Transfer Devices in an amount not to exceed Sixteen Thousand Three Hundred Dollars (\$16,300.00) be accepted as the lowest responsible bid, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Glenko Patient Care Products, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Social Services Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

RESOLUTION NO. 96-269. AWARDING BID FOR OXYGEN CONCENTRATORS TO BE USED BY THE SKILLED NURSING FACILITIES

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

WHEREAS, after due advertisement, four bids were opened on August 26, 1996 by the Office of the Livingston County Administrator for oxygen concentrators, it is hereby

RESOLVED, that the bid of Mercy Medical Equipment of 585 Aero Drive, Cheektowaga, NY for oxygen concentrators to be used by the Skilled Nursing Facilities in an amount not to exceed Twenty-three Thousand Four Hundred Dollars (\$23,400.00) be accepted as the lowest responsible bid, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Mercy Medical Equipment, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

September 11, 1996

Social Services Committee

The roll was called as follows: Ayes - 1,627; Noes - 0; Absent - Stewart, 187; Adopted.

OTHER BUSINESS

1. The County Administrator announced that the New York State Public Employees Relations Board (PERB) has notified the County that Joseph McManus has been assigned as the fact finder for the Livingston County Sheriff's negotiations.
2. Mr. Kramer announced that there may be a slight change in the recapitulation sheet because of minor changes made by the Real Property Tax Director to update the tax roll on a current basis. The

Supervisors will receive new recapitulation sheets when appropriate.

ADJOURNMENT

Motion made by Mr. Mehlenbacher and seconded by Mr. Kramer to adjourn until Wednesday, September 25, 1996 at 1:30 P.M. Carried.

The Board adjourned at 2:13 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, SEPTEMBER 25, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 9/11/96 Regular Meeting were approved as presented

COMMUNICATIONS

1. Deloitte & Touche General Purpose Financial Status and Single Audit Report has been filed for the Year Ended December 31, 1995
2. Summons and Complaint in the matter of The Nune Borshoff Trust, Nune Park Inc., and Tim Borshoff versus the County of Livingston
3. Yearly Flu Clinics for Livingston County Employees have been scheduled. Contact the Clerk of the Board for detailed schedule

RESOLUTION NO. 96-270. APPROVING ABSTRACT OF CLAIMS #9B - SEPTEMBER 25, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #9B dated September 25, 1996, in the total amount of \$1,427,339.17.

Dated at Geneseo, New York

September 25, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

PRIVILEGE OF THE FLOOR

1. Livingston Area Transportation Services (LATS) - Harold Shay, Robert Finke, Anne Smith who reviewed the the report of the LATS operation dated September 25, 1996.

RESOLUTION NO. 96-271. AWARDING BID FOR SHEET METAL AND FLASHING WORK - BUILDING #1

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

WHEREAS, after proper legal advertisement, one bid was opened on September 18, 1996, for sheet metal and flashing work - Building #1, it is hereby

RESOLVED, that the bid of Upstate Roofing, 1300 Brighton-Henrietta Townline Road, Rochester, NY 14623, in an amount not to exceed Thirty-Seven Thousand Seven Hundred Dollars (\$37,700.00), be and hereby is accepted as the lowest responsible bid, and it is further

RESOLVED, that the Chairman is hereby authorized to sign a contract with Upstate Roofing, subject to review by the County Attorney and County Administrator.

Copy of Contract on file in Clerk's Office.

Dated at Geneseo, New York

September 25, 1996

Buildings Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-272. AUTHORIZING THE CHAIRMAN TO SIGN A CONTRACT WITH COMWAVE FOR THE MAINTENANCE OF THE MICROWAVE SYSTEM

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

RESOLVED, that the Chairman is hereby authorized to sign a contract with Comwave Transmission Systems, Inc., of 1971 Abbott Road, Buffalo, New York 14218 in an amount not to exceed Eight Thousand One Hundred Ninety Five Dollars (\$8,195.00 per year) for a term commencing October 1, 1996 and expiring September 30, 1999, subject to review by the County Attorney and County Administrator.

Copy of Contract on file in Clerk's Office.

Dated at Geneseo, New York

September 25, 1996

Buildings Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-273. APPROVING TRANSFER OF FUNDS - VARIOUS (BOARD OF SUPERVISORS/COUNTY ADMINISTRATOR, CENTRAL SERVICES, HIGHWAY, PUBLIC HEALTH, BOARD OF ELECTIONS, COUNTY TREASURER)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

September 25, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-274. AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$200.00, be it now,
RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$200.00 from A3110.2680 Sheriff/Insurance Recoveries, to

| | |
|----------------------------|-----------|
| A3110.4127 Outside Repairs | \$ 200.00 |
|----------------------------|-----------|

Dated at Geneseo, New York

September 25, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-275. INCREASING CAPITAL PROJECT - HAMPTON CORNERS

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

RESOLVED, that the County Treasurer is hereby authorized and directed to increase capital project H5010.2900 Hampton Corners in the amount of \$45,000.00 from General Fund Account A9550.9000 Contribution to capital projects and to transfer this appropriation accordingly.

Dated at Geneseo, New York

September 25, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-276. ESTABLISHING CAPITAL PROJECT - EMERGENCY COMMUNICATION SYSTEM

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

RESOLVED, that the County Treasurer is hereby authorized and directed to establish Capital Project account H3151-2900 Emergency Communication System for \$375,000 from the following sources:

Transfer from H3020-2900 E-911 Project balance \$181,433.93 and from E-911 General Reserve \$193,566.07.

Dated at Geneseo, New York

September 25, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-277. CLOSING CAPITAL PROJECT ACCOUNTS

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

WHEREAS, Capital projects H1623-2900 Courthouse Renovation, H1622-2900 County Administration Building, H3020-2900 E-911 System, and H1610-2900 Mechanized Office Equipment have been completed, be it now

RESOLVED, that the County Treasurer be authorized to close said Capital Fund Projects.

Dated at Geneseo, New York

September 25, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-278. AUTHORIZING EXTENSION OF SNOW AND ICE AGREEMENT BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LIVINGSTON COUNTY THROUGH THE 1996-1997 SEASON.

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

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

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

WHEREAS, it would be in the best interests of Livingston County to extend the Agreement as modified and updated, for an additional one year period, through the 1996-1997 season, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors of Livingston County is hereby authorized and directed on behalf of Livingston County to execute an Agreement affecting such extension and modification.

Copy of Contracts on file in Clerk's Office.

Dated at Geneseo, New York

September 25, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-279. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY YOUTH BOARD

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

RESOLVED, that this Board of Supervisors does hereby approve the appointment of the following persons to the Livingston County Youth Board to serve the terms designated:

| <u>NAME</u> | <u>REPRESENTS</u> | <u>TERM EXPIRES</u> |
|--|-------------------|---------------------|
| William Godsave 17 Stuyvesant Manor Geneseo, NY 14454 | Youth | 8/31/97 |
| Betty McClenney 331 Leicester St. Caledonia, NY 14423 | Caledonia | 8/31/98 |
| Edward Erhard 6722A Dugway Rd. Box 37 Conesus, NY 14435 | Conesus | 8/31/98 |
| Suzanne Betette 493 West Lake Rd. Geneseo, NY 14454 | Geneseo | 8/31/98 |
| Jack Saunders 2805 Nunda-Byersville Rd. Nunda, NY 14517 | Nunda | 8/31/98 |
| Patricia Levey 4004 Rockspring Hill Rd. Dansville, NY 14437 | West Sparta | 8/31/98 |
| Joseph Rychlicki Liv. Co. Sheriff's Dept. 4 Court Street Geneseo, NY 14454 | Sheriff's Dept. | 8/31/98 |
| Barbara Campbell Liv. Co. Probation Dept. 6 Court St., Room 101 Geneseo, NY 14454 | Probation Dept. | 8/31/98 |
| Theodore R. Saunders 7208 Groveland Hill Rd. Groveland, NY 14462 Replaces Edward Phoenix | Groveland | 8/31/98 |
| Beverly Link Liv. Co. Public Health Dept. 2 Livingston County Campus Mt. Morris, NY 14510 Replaces Cynthia Sheflin | Public Health | 8/31/98 |
| Jane Kerchoff Liv. Co. Council on Alcoholism P.O. Box 186 Livonia, NY 14487 Replaces John Bennett | Alcohol Council | 8/31/98 |

Dated at Geneseo, New York
September 25, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-280. RECOGNIZING THE STATE UNIVERSITY OF NEW YORK AT GENESEO ON THE OCCASION OF IT'S 125TH ANNIVERSARY

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

WHEREAS, on September 13, 1871, the Geneseo Normal and Training School commenced classes with an initial enrollment of 71 students, and

WHEREAS, in 1942 the School was officially designated a state teachers college by the New York State Legislature and was subsequently made a part of the State University of New York when created in 1948, and

WHEREAS, the State University of New York at Geneseo now enrolls over 5,200 students who contribute student teachers to over 40 local school districts; and provide over 1,500 volunteers per semester to local service organizations and assistance programs such as Big Brothers/Big Sisters and Special Olympics, and

WHEREAS, the State University of New York at Geneseo has received national acclaim for its high academic standards by Peterson's Guide to Comprehensive Colleges, U.S. News and World Report and Money Magazine, and

WHEREAS, the State University of New York at Geneseo has provided innumerable benefits to the County of Livingston, its employees and citizens over the past 125 years, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby honors and congratulates the State University of New York at Geneseo on the occasion of its 125th Anniversary.

Dated at Geneseo, New York

September 25, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-281. AUTHORIZING CONTRACT RENEWAL WITH FINGER LAKES ENVIRONMENTAL LABORATORY FOR LABORATORY SERVICES

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

WHEREAS, the Livingston County Health Department, Environmental Health Division, has need for laboratory services, and

WHEREAS, the Health Department does not provide such services, now therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract renewal commencing December 1, 1996 and ending November 30, 1997 with Finger Lakes Environmental Laboratory located at 2341 West Naples St., PO Box 543, Wayland, NY 14572, after review by the County Administrator and County Attorney.

Copy of Contract on file in Clerk's Office.

Dated at Geneseo, New York

September 25, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-282. AUTHORIZING CONTRACT RENEWAL FOR BURIAL SERVICES - DOG CONTROL

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

WHEREAS, Livingston County operates a County Dog Pound,

WHEREAS, Livingston County entered into a contract with Rush Inter Pet, dated November 21, 1994, extended said contract to terminate November 21, 1996 and now wishes to extend the contract for one year,

terminating November 21, 1997, under the same terms and conditions, now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract renewal with Rush Inter Pet of 139 West Rush Road, West Rush, NY 14543, subject to review by the County Administrator and County Attorney.

Copy of Contract on file in Clerk's Office.

Dated at Geneseo, New York

September 25, 1996

Public Health Committee

Mr. Kramer questioned the cost of burial and Joan Ellison responded the cost is a per pound. Mr. Weber requested information regarding the number of inumerated dogs.

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-283. AWARDING BID FOR UNIFORMS FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT

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

WHEREAS, after due advertisement, bids were opened on August 1, 1996, and rebid and opened on September 9, 1996, by the Office of the Livingston County Administrator for uniforms to be used by the Livingston County Sheriff's Department, and the following bidders were the low acceptable bids, which are on file in the Office of the Livingston County Administrator:

Rosen's Uniforms
241 Central Avenue
Albany, NY 12206

United Uniform
495 North French Road
Buffalo, NY 14228

New York Police Supply, Inc.
1460 Ridge Road East
Rochester, NY 14621

NOW, THEREFORE, BE IT RESOLVED, that the Livingston County Sheriff is hereby authorized to purchase uniforms from the bidders hereinbefore set forth during the terms of their bid, beginning May 1, 1996 and ending April 30, 1997 with an option to renew for an additional twelve-month period, according to prices on file in the Office of the County Administrator, and it is further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign said contracts, subject to review by the County Administrator and County Attorney.

Copy of Contract on file in Clerk's Office.

Dated at Geneseo, New York

September 25, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-284. DECLARING SURPLUS PROPERTY FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT

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

WHEREAS, the County of Livingston owns certain items of personal property no longer necessary for public use, and

WHEREAS, that such items of personal property owned by the County and no longer necessary for public use shall be declared to be "surplus property", it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following as surplus property:

LIVINGSTON COUNTY SHERIFF'S DEPARTMENT

One (1) 1974 Yamaha snowmobile, Vin #2102

Dated at Geneseo, New York

September 25, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-285. APPOINTING PART-TIME HOSPICE ADMINISTRATOR - CHERYL PLETCHER

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

RESOLVED, that Cheryl Pletcher of 68 Big Tree Street, Livonia, NY 14487, is hereby appointed to the part-time position of Hospice Administrator at the Livingston County Department of Health, effective 10/1/96 at an annual salary of \$21,000.

Dated at Geneseo, New York

September 25, 1996

Salary & Negotiating Committee

Public Health Director Joan Ellison explained the background of Cheryl Pletcher.

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-286. INCREASING WAGES TO REFLECT THE FEDERAL MINIMUM WAGE INCREASE (OFFICE FOR THE AGING AND SKILLED NURSING FACILITIES)

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

WHEREAS, the Federal minimum wage will increase to \$4.75 per/hour on October 1, 1996, and

WHEREAS, it is necessary to increase the wages of certain employees to insure compliance with this law, therefore be it,

RESOLVED, that effective October 1, 1996 the wages for the part-time employees in the Office for the Aging shall be increased from their current levels as follows:

Wages under \$5.00 shall be increased by \$.50 per hour

Wages \$5.00 - \$5.99 shall be increased by \$.40 per hour

Wages \$6.00 - \$6.99 shall be increased by \$.30 per hour

Wages \$7.00 and above shall be increased by \$.20 per hour, and it is also

RESOLVED, that the wages for the Certified Nursing Assistant Trainees shall be increased to \$4.75 per/hour effective October 1, 1996.

Dated at Geneseo, New York

September 25, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-287. AWARDED BID FOR PERIMETER ALARM SYSTEM TO BE USED AT THE GENESEO SKILLED NURSING FACILITY

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

WHEREAS, after due advertisement, six bids were opened on September 9, 1996 by the Office of the

Livingston County Administrator to provide and install a perimeter alarm system at the Geneseo Skilled Nursing Facility, it is hereby

RESOLVED, that the bid of Action Protective Group, Inc. of 28 Richard Street, Rochester, NY 14607 to provide and install a perimeter alarm system to include resident wander monitoring at the Geneseo Skilled Nursing Facility, in an amount not to exceed Nine Thousand Three Hundred Dollars (\$9,300.00) be accepted as the lowest responsible bid, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Action Protective Group, Inc., subject to review by the County Administrator and County Attorney.

Copy of Contract on file in Clerk's Office.

Dated at Geneseo, New York

September 25, 1996

Social Services Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-288. AUTHORIZING THE CLERK OF THE BOARD OF SUPERVISORS TO APPOINT A DEPUTY

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

WHEREAS, section 401 of the County Law authorizes the Board of Supervisors to authorize any officer of the County paid from County funds to appoint a deputy; now therefore, be it

RESOLVED, that the Clerk of the Board of Supervisors is authorized to appoint a deputy to perform such duties not inconsistent with law as shall be assigned by the Clerk of the Board of Supervisors.

Dated at Geneseo, New York

September 25, 1996

Supervisors Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

RESOLUTION NO. 96-289. AUTHORIZING DIRECTOR TO ADD TAXES ON 1997 VARIOUS TOWN TAX ROLLS

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

WHEREAS, the Assessors of the various Towns of the County of Livingston pursuant to Section 502 of the Real Property Tax Law have assessed and subjected to taxation, certain properties which had been exempt; now therefore, be it

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to add to the 1997 various town tax rolls, the following taxes as calculated by the chief fiscal officer pursuant to his report attached hereto:

| OWNER & PARCEL | TOWN ROLL | ADDITIONAL AMOUNT TO BE LEVIED | | TOTAL PERTOWN |
|---|-----------|-----------------------------------|------------------|------------------|
| KRICK, Kyle & Geriann 305 North Ave., Avon, NY 14414 Tax Map Number 24.18-1-30 SWIS Code 242001 (prior owner: Stanley & Patricia Obiedzinski) | Avon | Town | \$ 21.91 | |
| | | County | \$ <u>87.55</u> | |
| | | Total | \$ 109.46 | |
| HAMILTON, James F., 150 Reed St. Avon, NY 14414, Tax Map Number | Avon | Town | \$ 153.10 | |
| | | County | \$ <u>610.84</u> | |

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|--|------|--------|----|---------------|
| 24.18-1-63, SWIS Code 242001 (prior owner: Lawrence & Martha Pschirrer) | | Total | \$ | 763.94 |
| COCHRANE, Timothy J. & Kathleen S., 132 North Ave., Avon, NY 14414, Tax Map Number 34.06-3-19, SWIS Code 242001 (prior owner: David G. & Margaret M. Schenk) | Avon | Town | \$ | 46.11 |
| | | County | \$ | <u>183.89</u> |
| | | Total | \$ | 230.00 |
| YOUNGER, Jeffrey R. & Ann M. 93 High St., Avon, NY 14414 Tax Map Number 34.06-3-64.2 SWIS Code 242001 (prior owner: Arlene B. McShea) | Avon | Town | \$ | 187.34 |
| | | County | \$ | <u>747.12</u> |
| | | Total | \$ | 934.46 |
| COLES, Arthur E., 200 High St. Avon, NY 14414, Tax Map Number 34.07-1-1, SWIS Code 242001 (prior owner: Louis P., III & Alyee M. Bender) | Avon | Town | \$ | 60.80 |
| | | County | \$ | <u>242.49</u> |
| | | Total | \$ | 303.29 |
| MEISENZAHL, Christopher J. & Rebecca E., 471 Wadsworth Ave. Avon, NY 14414, Tax Map Number 34.13-1-10, SWIS Code 242001 (prior owner: Myron & Margaret Collins) | Avon | Town | \$ | 48.43 |
| | | County | \$ | <u>193.21</u> |
| | | Total | \$ | 241.64 |
| HOLLEY, Vincent K. & Alice B. 328 Genesee St., Avon, NY 14414 Tax Map Number 34.14-1-56, SWIS Code 242001 (prior owner: Thomas N., Sr. & J. Robyn Price) | Avon | Town | \$ | 22.26 |
| | | County | \$ | <u>88.93</u> |
| | | Total | \$ | 111.19 |
| AYERS, Larry L. & Sandra J., 2080 Sackett Rd., Avon, NY 14414 Tax Map Number 34.17-1-15, SWIS Code 242089 (prior owner: Marion Trubia) | Avon | Town | \$ | 275.82 |
| | | County | \$ | <u>681.06</u> |
| | | Total | \$ | 956.88 |
| KIME, Virginia M., 4912 Lake Rd., Avon, NY 14414, Tax Map Number 34.17-1-42, SWIS Code 242089 (prior owner: Francis M. & Mildred M. Coen) | Avon | Town | \$ | 79.78 |
| | | County | \$ | <u>198.51</u> |
| | | Total | \$ | 278.29 |
| JOHNSON, Susan A. & STILLINGS, Howard C. | Avon | Town | \$ | 45.90 |
| | | County | \$ | <u>113.67</u> |

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|---|-----------|--------|----|---------------|-----------------|
| 5329 Avon-Lima Rd., Avon, NY 14414, Tax Map Number 35-1-1.12 SWIS Code 242089 (prior owner: Jerry & Mary Lou Davin) | | Total | \$ | 159.57 | |
| FARLEY, Charlotte E., Estate c/o Thomas C. Farley 2747 Cannon Rd., Holcomb, NY 14469, Tax Map Number 43-1-13.1 (prior owner: Charlotte E. Farley, Estate) | Avon | Town | \$ | 93.29 | |
| | | County | \$ | <u>239.07</u> | |
| | | Total | \$ | 332.36 | |
| FARLEY, Carla R., 51 Bloomfield Place, Rochester, NY 14620 Tax Map Number 43-1-13.2, SWIS Code 242089 (prior owner: Charlotte Farley, Estate) | Avon | Town | \$ | 23.14 | |
| | | County | \$ | <u>59.31</u> | |
| | | Total | \$ | 82.45 | |
| HANLON, Michael & VOLLERTSEN, Althea, 115 Shaemus Dr., Rochester, NY 14626, Tax Map Number 45-1-32.216, SWIS Code 242089 (prior owner: New Horizon Christian Fellowship) | Avon | Town | \$ | 13.13 | |
| | | County | \$ | <u>32.06</u> | |
| | | Total | \$ | 45.19 | |
| SCHERER, John & Lori L., 334 Ellison St., Rochester, NY 14617, Tax Map Number 45-1-32.217 SWIS Code 242089 (prior owner: New Horizon Christian Fellowship; f/k/a The Full Gospel Church of Avon) | Avon | Town | \$ | 17.67 | |
| | | County | \$ | <u>43.72</u> | |
| | | Total | \$ | 61.39 | |
| FOX, Kurt A. & Jeannine M. 2102 Dutch Hollow Rd., Avon, NY 14414, Tax Map Number 45-1-79, SWIS Code 242089 (prior owner: Kedrick H. Stoos & William O. Hackett, III) | Avon | Town | \$ | 51.20 | \$1,139.88 |
| | | County | \$ | <u>127.60</u> | <u>3,649.03</u> |
| | | Total | \$ | 178.80 | \$4,788.91 |
| MAHAFFY, R. Darren & Margaret S., 3249 Cameron Place Caledonia, NY 14423, Tax Map Number 8.09-3-22, SWIS Code 242201 (prior owner: James M. & Janet Dunn) | Caledonia | Town | \$ | 21.50 | |
| | | County | \$ | <u>98.51</u> | |
| | | Total | \$ | 120.01 | |
| MIKE, John S. & Darlene M. 3221 Hambro Park, Caledonia, NY | Caledonia | Town | \$ | 43.02 | |
| | | County | \$ | <u>197.05</u> | |

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|---|-----------|--------|----|---------------|---------------|
| 14423, Tax Map Number 8.09-3-70 SWIS Code 242201 (prior owner: Estate of Johnston J. Doley) | | Total | \$ | 240.07 | |
| HERSON, Robert, 27 Spring St., Caledonia, NY 14423, Tax Map Number 2-1-8, SWIS Code 242289 (prior owner: Joseph Burkart,III former exemption holder: Joseph Burkart;c/o Florence Burkart) | Caledonia | Town | \$ | 54.02 | |
| | | County | \$ | <u>109.52</u> | |
| | | Total | \$ | 163.54 | |
| BOUDREAU, Michael D., 590 Sand Hill Rd., Caledonia, NY 14423, Tax Map Number 7-1-19 SWIS Code 242289 (prior owner: Wilfred C. Campbell, Estate) | Caledonia | Town | \$ | 54.09 | |
| | | County | \$ | <u>109.66</u> | |
| | | Total | \$ | 163.75 | |
| FRANK, Marcia A., 3392 Avrill Rd., Caledonia, NY 14423, Tax Map Number 22-1-49.1 SWIS Code 242289 (prior owner: William F. Frank, Sr.) | Caledonia | Town | \$ | 114.88 | \$ 287.51 |
| | | County | \$ | <u>232.77</u> | <u>747.51</u> |
| | | Total | \$ | 347.65 | \$1,035.02 |
| DUDASH, Michael A. & Kathy E. 1953 East Lake Rd., Conesus, NY 14435, Tax Map Number 110.47-1-18, SWIS Code 242400 (prior owner: Robert L. Simpson) | Conesus | Town | \$ | 145.04 | |
| | | County | \$ | <u>164.88</u> | |
| | | Total | \$ | 309.92 | |
| JASON, Michael, 1905½ East Lake Rd., Conesus, NY 14435 Tax Map Number 110.55-1-16 SWIS Code 242400 (prior owner: Cameron Miller Cotton, Estate) | Conesus | Town | \$ | 55.81 | |
| | | County | \$ | <u>63.58</u> | |
| | | Total | \$ | 119.39 | |
| ROGERS, David L., 1806 Dacula Shores Rd., Conesus, NY 14435 Tax Map Number 110.70-1-20.1 SWIS Code 242400 (prior owner: Estate of William Murphy) | Conesus | Town | \$ | 158.35 | |
| | | County | \$ | <u>180.21</u> | |
| | | Total | \$ | 338.56 | |
| LEWIS, David W. & Sharon J. 6350 Railroad Ave., Conesus, NY 14435, Tax Map Number 111.17-1-61, SWIS Code 242400 (prior owner: Donald R. Parkhurst) | Conesus | Town | \$ | 134.79 | |
| | | County | \$ | <u>153.75</u> | |
| | | Total | \$ | 288.54 | |
| GREEN, Thomas R. & Catherine G. 6571 East Swamp Rd., Conesus, | Conesus | Town | \$ | 105.87 | |
| | | County | \$ | <u>119.97</u> | |

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|---|---------|--------|----|---------------|---------------|
| NY 14435, Tax Map Number 119.-1-35.1, SWIS Code 242400 (prior owner: Estate of Hazel P. Trescott) | | Total | \$ | 225.84 | |
| ADAMS, Shawn P. & REED, Jill A. 6800 Dugway Rd., Conesus, NY 14435, Tax Map Number 120-1-19.3 SWIS Code 242400 (prior owner: Paul & Sheila Nagle) | Conesus | Town | \$ | 75.80 | \$ 675.66 |
| | | County | \$ | <u>85.79</u> | <u>768.18</u> |
| | | Total | \$ | 161.59 | \$1,443.84 |
| PARKER, Frederic C. & Dionne F. 4 Westview Crescent, Geneseo, NY 14454, Tax Map Number 80.08-1-10, SWIS Code 242601 (prior owner: Stanley J. & Mary C. Bennett) | Geneseo | Town | \$ | 67.73 | |
| | | County | \$ | <u>198.92</u> | |
| | | Total | \$ | 266.65 | |
| ZINK, Rudy J., Jr. & PECK, John 2 North St., Geneseo, NY 14454 Tax Map Number 80.12-4-34, SWIS Code 242601 (prior owner: County of Livingston) | Geneseo | Town | \$ | 299.90 | |
| | | County | \$ | <u>890.67</u> | |
| | | Total | \$ | 1190.57 | |
| GAGNIER, George J., Jr. & Tracy L., 1 Melody Lane, Geneseo, NY 14454, Tax Map Number 81.05-1-13, SWIS Code 242601 (prior owner: Shirley D. Waring) | Geneseo | Town | \$ | 234.95 | |
| | | County | \$ | <u>686.67</u> | |
| | | Total | \$ | 921.62 | |
| QUALITY PERFORMANCE REALTY, INC. 3446 East Ave., Rochester, NY 14618, Tax Map Number 81.05-1-3 SWIS Code 242601 (prior owner: Samuel A. Larew) | Geneseo | Town | \$ | 157.58 | |
| | | County | \$ | <u>469.49</u> | |
| | | Total | \$ | 627.07 | |
| CHASEY, Gail M., 8 Melody Lane Geneseo, NY 14454, Tax Map Number 81.05-1-31, SWIS Code 242601 (prior owner: Virginia Huber) | Geneseo | Town | \$ | 121.96 | |
| | | County | \$ | <u>352.94</u> | |
| | | Total | \$ | 474.90 | |
| DIFRANCO, Frank, III & Fred J. c/o Frank DiFranco, Jr. 71 North St. Geneseo, NY 14454 Tax Map Number 81.09-1-25, SWIS Code 242601 (prior owner: Frank DiFranco, Jr.) | Geneseo | Town | \$ | 151.97 | |
| | | County | \$ | <u>451.69</u> | |
| | | Total | \$ | 603.66 | |

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|---|---------|--------|----|---------------|
| CHIULLI, Michael & Michelle 27 Lima Rd., Geneseo, NY 14454 Tax Map Number 81.09-1-75, SWIS Code 242601 (prior owner: Gladys I. Yates, Estate) | Geneseo | Town | \$ | 107.03 |
| | | County | \$ | <u>307.63</u> |
| | | Total | \$ | 414.66 |
| BLAIR, William Andrew & Margaret P., 12 Avon Rd., Geneseo, NY 14454, Tax Map Number 80.12-4-47, SWIS Code 242601 (prior owner: Arlie A., Jr. & Helen Marie Bennett) | Geneseo | Town | \$ | 43.02 |
| | | County | \$ | <u>127.16</u> |
| | | Total | \$ | 170.18 |
| KOSIERACKI, Paul C. & Christine 14 Autumn Road, Rochester, NY 14624, Tax Map Number 80.16-3-14 SWIS Code 242601 (prior owner: Ivan C. & Roseann Miller) | Geneseo | Town | \$ | 57.35 |
| | | County | \$ | <u>169.46</u> |
| | | Total | \$ | 226.81 |
| STATT, Barbara K., 33 Lima Rd. Geneseo, NY 14454, Tax Map Number 81.09-1-78.2, SWIS Code 242601 (prior owner: Damiano & Sharon Vaudo) | Geneseo | Town | \$ | 63.67 |
| | | County | \$ | <u>186.79</u> |
| | | Total | \$ | 250.46 |
| STALEY, Geoffrey C., P.O. Box 403, Geneseo, NY 14454 Tax Map Number 81.13-1-12, SWIS Code 242601 (prior owner: Estate of Jean D. Staley) | Geneseo | Town | \$ | 208.00 |
| | | County | \$ | <u>613.51</u> |
| | | Total | \$ | 821.51 |
| LINTON, Thomas S. & EATON, Lorraine M., 10 Haley Ave. Geneseo, NY 14454, Tax Map Number 81.13-2-36, SWIS Code 242601 (prior owner: Angeline Least, Estate) | Geneseo | Town | \$ | 144.43 |
| | | County | \$ | <u>424.20</u> |
| | | Total | \$ | 568.63 |
| CLARK, Marcea A., 18 Seminole Ave., Geneseo, NY 14454, Tax Map Number 81.17-1-3, SWIS Code 242601 (prior owner: William H. & Barbara L. Rueckert) | Geneseo | Town | \$ | 42.58 |
| | | County | \$ | <u>119.95</u> |
| | | Total | \$ | 162.53 |
| BOYD, Howard & Eleanor T., 1 Seminole Ave., Geneseo, NY | Geneseo | Town | \$ | 49.95 |
| | | County | \$ | <u>140.71</u> |

| | | | | | |
|--|---------|--------|----|---------------|-----------------|
| 14454, Tax Map Number 81.17-1-47 SWIS Code 242601 (prior owner: Doris W. McFall) | | Total | \$ | 190.66 | |
| LASCELL, Ernest P. & Etta M. 4437 Reservoir Rd., Geneseo, NY 14454, Tax Map Number 81-1-32.61, SWIS Code 242689 (prior owner: Barbara W. Balding) | Geneseo | Town | \$ | 75.92 | |
| | | County | \$ | <u>120.57</u> | |
| | | Total | \$ | 196.49 | |
| MILLER, Scott S., 4281 Lakeville-Groveland Rd. Geneseo, NY 14454, Tax Map Number 82-1-25.5, SWIS Code 242689 (prior owner: Donald N. & Thelma D. MacLane) | Geneseo | Town | \$ | 75.06 | |
| | | County | \$ | <u>119.46</u> | |
| | | Total | \$ | 194.52 | |
| BROCKUP, Timothy J. & Victoria M., 5139 Reservoir Rd. Geneseo, NY 14454, Tax Map Number 82-1-26, SWIS Code 242689 (prior owner: The Chase Manhattan Bank, NA; former exemption holder: Barbara C. MacDonald) | Geneseo | Town | \$ | 93.07 | |
| | | County | \$ | <u>149.15</u> | |
| | | Total | \$ | 242.22 | |
| DAILEY, Michael Lynn, 6549 Groveland Station Rd., Mt. Morris, NY 14510, Tax Map Number 83.21-1-4, SWIS Code 242689 (prior owner: Estate of Wilfred J. Dailey) | Geneseo | Town | \$ | 67.52 | |
| | | County | \$ | <u>109.66</u> | |
| | | Total | \$ | 177.18 | |
| QUINCEY, John M. & Sheila M. 24 Woodland Dr., Batavia, NY 14020, Tax Map Number 83.37-1-12 SWIS Code 242689 (prior owner: Joseph D., Jr. & Susan Patton) | Geneseo | Town | \$ | 58.73 | |
| | | County | \$ | <u>94.47</u> | |
| | | Total | \$ | 153.20 | |
| ROWLING, Raymond R. & Wilma J. 1019 Hinchey Rd., Rochester, NY 14624, Tax Map Number 91-1-11.1 SWIS Code 242689 (prior owner: James W. Eagan, Attorney-in-fact for Mildred Eagan) | Geneseo | Town | \$ | 103.34 | |
| | | County | \$ | <u>166.86</u> | |
| | | Total | \$ | 270.20 | |
| MALLABER, Raymond & Shirley W. 1048 West Lake Rd., Geneseo, NY 14454, Tax Map Number 100.35-1-10 SWIS Code 242689 (prior owner: | Geneseo | Town | \$ | 77.70 | \$2,301.46 |
| | | County | \$ | <u>127.23</u> | <u>6,027.19</u> |
| | | Total | \$ | 204.93 | \$8,328.65 |

Donald M. & Margaret D. Brown)

| | | | | | |
|--|-----------|--------|----|---------------|---------------|
| BEIERMANN, Jerome L. & Linda L. 1234 West Lake Rd., Conesus, NY 14435, Tax Map Number 100.67-1-15 SWIS Code 242800 (prior owner: Gerald & Marilynn Rider) | Groveland | Town | \$ | 46.98 | |
| | | County | \$ | <u>70.09</u> | |
| | | Total | \$ | 117.07 | |
| COOPER, Diana L., 5908 Groveland Hill Rd., Geneseo, NY 14454, Tax Map Number 109.00-1-10.1 SWIS Code 242800 (prior owner: Charles H. & Marion H. Boyer) | Groveland | Town | \$ | 68.90 | |
| | | County | \$ | <u>101.94</u> | |
| | | Total | \$ | 170.84 | |
| COUNTRY CORNER CHILD CARE CENTER, INC., 7316 Route 63 Groveland, NY 14462, Tax Map Number 135.12-1-26, SWIS Code 242800 (prior owner: Church of the Holy Name of Groveland) | Groveland | Town | \$ | 150.36 | \$ 266.24 |
| | | County | \$ | <u>222.48</u> | <u>394.51</u> |
| | | Town | \$ | 372.84 | \$ 660.75 |
| HESS, Robert W. & Mary L. 4930-32 Covington Rd., Leicester, NY 14481, Tax Map Number 88-1-21, SWIS Code 243089 (prior owner: Leota M. Chichester) | Leicester | Town | \$ | 138.68 | |
| | | County | \$ | <u>152.44</u> | |
| | | Total | \$ | 291.12 | |
| NOBLE, John E. & COFFEY, Lesley M., 4778 Covington Rd., Leicester, NY 14481, Tax Map Number 78-1-35, SWIS Code 243089 (prior owner: William & Elizabeth Campbell) | Leicester | Town | \$ | 127.59 | \$ 266.27 |
| | | County | \$ | <u>142.51</u> | <u>294.95</u> |
| | | Total | \$ | 270.10 | \$ 561.22 |
| DANGLIS, David G. & Najhe A. 7297 McDonald Dr., Lima, NY 14485, Tax Map Number 37.05-1-2.22, SWIS Code 243201 (prior owner: Robert B. & Kathy Campbell) | Lima | Town | \$ | 76.34 | |
| | | County | \$ | <u>155.49</u> | |
| | | Total | \$ | 231.83 | |
| GALLIPEAU, Claudia H. 1716 Rochester St., Lima, NY 14485, Tax Map Number 37.06-1-39 SWIS Code 243201 (prior owner: Jonathan G. & Bonnie S. Rhodes) | Lima | Town | \$ | 57.31 | |
| | | County | \$ | <u>116.23</u> | |
| | | Total | \$ | 173.54 | |
| VANVOORHIS, Beverly M. 1764 Rochester St., Lima, NY | Lima | Town | \$ | 68.88 | |
| | | County | \$ | <u>140.21</u> | |

| | | | | |
|--|------|--------|----|---------------|
| 14485, Tax Map Number 37.10-1-6 SWIS Code 243201 (prior owner: Keith VanVoorhis) | | Total | \$ | 209.09 |
| BURNS, Robert L., Jr. & Kathryn A., 7385 East Main St. Lima, NY 14485, Tax Map Number 37.10-2-17, SWIS Code 243201 (prior owner: Ulester J. Krebbeks) | Lima | Town | \$ | 218.22 |
| | | County | \$ | <u>443.37</u> |
| | | Total | \$ | 661.59 |
| CLARK, David R., 249 Stonewood Ave., Rochester, NY 14616, Tax Map Number 37.10-2-30.2, SWIS Code 243201 (prior owner: Lima Historical Society) | Lima | Town | \$ | 131.29 |
| | | County | \$ | <u>266.24</u> |
| | | Total | \$ | 397.53 |
| EVANCHO, Michael, Jr. & Patricia J., 7144 Main St., P.O. Box 172, Lima, NY 14485, Tax Map Number 37.13-1-13.1, SWIS Code 243201 (prior owner: Erma Regan, Estate) | Lima | Town | \$ | 104.11 |
| | | County | \$ | <u>71.07</u> |
| | | Total | \$ | 175.18 |
| WALTER, George E. & Kathleen M. 1997 Lake Ave., Lima, NY 14485 Tax Map Number 37.14-1-44, SWIS Code 243201 (prior owner: William T. Flansburg) | Lima | Town | \$ | 67.99 |
| | | County | \$ | <u>138.36</u> |
| | | Total | \$ | 206.35 |
| FANTON, David W., 1929 Lake Ave., Lima, NY 14485, Tax Map Number 37.14-1-62, SWIS Code 243201 (prior owner: Estate of Helen J. Smuk) | Lima | Town | \$ | 173.45 |
| | | County | \$ | <u>352.36</u> |
| | | Total | \$ | 525.81 |
| ROURKE, Terence L. & AUFLEGER, Mary A., 155 Ontario St., Honeoye Falls, NY 14472, Tax Map Number 27-1-5.12, SWIS Code 243289 (prior owner: William J., III & Janet Stinson) | Lima | Town | \$ | 56.62 |
| | | County | \$ | <u>73.69</u> |
| | | Total | \$ | 130.31 |
| HUMPHREY, Mark O. & WEST, Michael A., 3822 Shearman Rd., Perry, NY 14530, Tax Map Number 36-2-11.31, SWIS Code 243289 (prior owner: Estate of Vernon Wemett) | Lima | Town | \$ | 374.37 |
| | | County | \$ | <u>488.93</u> |
| | | Total | \$ | 863.30 |

| | | | | | |
|--|---------|--------|----|---------------|-----------------|
| WAGNER, Christopher D. & Judy S., 1589 York St., Lima, NY 14485, Tax Map Number 37-1-5, SWIS Code 243289 (prior owner: Donald & Eleanor Peggs) | Lima | Town | \$ | 57.14 | |
| | | County | \$ | <u>74.37</u> | |
| | | Total | \$ | 131.51 | |
| MITCHELL, Scott W. & HEMMERICK, Kimberly L., 6465 South Lima Rd., South Lima, NY 14558, Tax Map Number 56-1-28 SWIS Code 243289 (prior owner: Estate of Grace Tuchrello) | Lima | Town | \$ | 58.82 | \$1,444.54 |
| | | County | \$ | <u>77.42</u> | <u>2,397.74</u> |
| | | Total | \$ | 136.24 | \$3,842.28 |
| CLEMENTS, Rodney J. & Annette L., 19 North St., Livonia, NY 14487, Tax Map Number 75.05-1-52.1, SWIS Code 243401 (prior owner: Frank & Hilda Ely) | Livonia | Town | \$ | 13.65 | |
| | | County | \$ | <u>785.98</u> | |
| | | Total | \$ | 799.63 | |
| ZULAUF, Rod & Karen, 51 Washington St., Livonia, NY 14487, Tax Map Number 75.05-1-61 SWIS Code 243401 (prior owner: Edward & Sandra Woodarek) | Livonia | Town | \$ | 53.65 | |
| | | County | \$ | <u>138.13</u> | |
| | | Total | \$ | 191.78 | |
| DEE, Denise P. & Michael L. c/o Eastman Savings and Loan 100 Kings Highway, Rochester, NY 14617, Tax Map Number 75.05-2-17, SWIS Code 243401 (prior owner: William & Cheryl Bryar) | Livonia | Town | \$ | 80.94 | |
| | | County | \$ | <u>204.78</u> | |
| | | Total | \$ | 285.72 | |
| LOVE, Judy M. & SHARPE, Sharon E., P.O. Box 305 Lakeville, NY 14480, Tax Map Number 75.09-1-11.2, SWIS Code 243401 (prior owner: Floyd & Beverly Embling) | Livonia | Town | \$ | 37.77 | |
| | | County | \$ | <u>96.50</u> | |
| | | Total | \$ | 134.27 | |
| TOFANY, Thomas V., 7192 May Rd., Conesus, NY 14435, Tax Map Number 75.09-2-22, SWIS Code 243401 (prior owner: Rodney & Annette Clements) | Livonia | Town | \$ | 7.58 | |
| | | County | \$ | <u>436.80</u> | |
| | | Total | \$ | 444.38 | |
| HUGHES, Randolph S. & Amy E. 81 Big Tree St., Livonia, NY | Livonia | Town | \$ | 2.44 | |
| | | County | \$ | <u>5.96</u> | |

| | | | | |
|---|---------|--------|----|---------------|
| 14487, Tax Map Number 75.09-3-32 SWIS Code 243401 (prior owner: Paul F. & Anne Marie Heath) | | Total | \$ | 8.40 |
| BENNETT, Barbara J., 78 Big Tree Rd., Livonia, NY 14487 Tax Map Number 75.09-3-53, SWIS Code 243401 (prior owner: Deborah A. O'Keefe) | Livonia | Town | \$ | 10.34 |
| | | County | \$ | <u>450.58</u> |
| | | Total | \$ | 460.92 |
| ELY, Hilda, 8 East Ave., Livonia, NY 14487, Tax Map Number 75.10-1-22, SWIS Code 243401 (prior owner: Phyllis B. Fischer) | Livonia | Town | \$ | 93.39 |
| | | County | \$ | <u>235.17</u> |
| | | Total | \$ | 328.56 |
| LINSNER, Laura C., 5 Ward Ave. Livonia, NY 14487, Tax Map Number 75.13-1-3, SWIS Code 243401 (prior owner: Margaret M. Watkins; f/k/a Margaret M. Mulvaney) | Livonia | Town | \$ | 65.61 |
| | | County | \$ | <u>166.95</u> |
| | | Total | \$ | 232.56 |
| NIEDERMAIER, Roger L. & WEBSTER, Mary F., 5 Whitford Drive, Lakeville, NY 14480 Tax Map Number 65-1-70.112 SWIS Code 243489 (prior owner: Arlene D. Smith) | Livonia | Town | \$ | 75.32 |
| | | County | \$ | <u>126.23</u> |
| | | Total | \$ | 201.55 |
| RYAN, John R. & Rebecca J. 5707 Big Tree Rd., Lakeville, NY 14480, Tax Map Number 65-1-73.1, SWIS Code 243489 (prior owner: Thomas F. Dutton) | Livonia | Town | \$ | 14.06 |
| | | County | \$ | <u>23.54</u> |
| | | Total | \$ | 37.60 |
| DIETER, Edward R. & Julie A. 3311 Rochester Road, Lakeville, NY 14480, Tax Map Number 65.47-1-6.1, SWIS Code 243489 (prior owner: Mildred B. Specht) | Livonia | Town | \$ | 209.46 |
| | | County | \$ | <u>351.12</u> |
| | | Total | \$ | 560.58 |
| DAVIS, Lovette E., SMITH DAVIS, Barbara G., 1920 Middle Rd., Rush, NY 14543, Tax Map Number 65.78-1-26, SWIS Code 243489 (prior owner: Estate of Ruth Davis) | Livonia | Town | \$ | 112.54 |
| | | County | \$ | <u>188.75</u> |
| | | Total | \$ | 301.29 |

| | | | | |
|--|---------|--------|----|---------------|
| ZIMMERMAN, Patricia M., 3390A East Lake Rd., Livonia, NY 14487, Tax Map Number 74.25-1-70, SWIS Code 243489 (prior owner: Robert Zimmerman) | Livonia | Town | \$ | 140.00 |
| | | County | \$ | <u>234.45</u> |
| | | Total | \$ | 374.45 |
| TODD, Susan R., 41 Woodlyn Way Penfield, NY 14528, Tax Map Number 74.56-1-11, SWIS Code 243489 (prior owner: Gerald E. & Mary Helen Meade) | Livonia | Town | \$ | 98.91 |
| | | County | \$ | <u>166.07</u> |
| | | Total | \$ | 264.98 |
| SZYMANSKI, Sandra J., 3920 Woodruff Rd., Livonia, NY 14487, Tax Map Number 75-1-7.113, SWIS Code 243489 (prior owner: Harry & Betty Durante) | Livonia | Town | \$ | 129.18 |
| | | County | \$ | <u>114.41</u> |
| | | Total | \$ | 243.59 |
| YOUNG, David J. & Pamela W. 3890 Federal Rd., Livonia, NY 14487, Tax Map Number 75.12-1-15.4, SWIS Code 243489 (prior owner: Thomas G. & Pamela S. Hartley) | Livonia | Town | \$ | 59.60 |
| | | County | \$ | <u>100.06</u> |
| | | Total | \$ | 159.66 |
| HAMMER, Marinus & Dawn 2761 East Lake Rd., Livonia, NY 14487, Tax Map Number 83.79-1-3, SWIS Code 243489 (prior owner: John R. & A. Grace Warner) | Livonia | Town | \$ | 117.55 |
| | | County | \$ | <u>197.83</u> |
| | | Total | \$ | 315.38 |
| STAUBER, Gary Lee, 4607 North Main Street, Hemlock, NY 14466 Tax Map Number 85.10-1-31, SWIS Code 243489 (prior owner: Gilbert & Esther Faulkner) | Livonia | Town | \$ | 76.52 |
| | | County | \$ | <u>90.14</u> |
| | | Total | \$ | 166.66 |
| VAUGHAN, Paul A., Jr. & Joanna L., 4546 Clay St., Hemlock, NY 14466, Tax Map Number 85.11-1-7, SWIS Code 243489 (prior owner: Arlene Manning) | Livonia | Town | \$ | 151.79 |
| | | County | \$ | <u>254.52</u> |
| | | Total | \$ | 406.31 |
| STROM, Janet L., 5951 Holmes Hill Rd., Conesus, NY 14435 Tax Map Number 92-1-24.12 | Livonia | Town | \$ | 60.10 |
| | | County | \$ | <u>100.90</u> |
| | | Total | \$ | 161.00 |

SWIS Code 243489 (prior owner:
Daniel A. Strom)

| | | | | | |
|--|---------|--------|----|------------|--|
| SPARVIERO, Salvatore P., 5831 Holmes Hill Rd., Livonia, NY 14487, Tax Map Number 92-1-28.2 | Livonia | Town | \$ | 220.07 | |
| | | County | \$ | <u>---</u> | |
| | | Total | \$ | 220.07 | |

SWIS Code 243489 (prior owner:
Bernice & Louis White)

| | | | | | |
|---|---------|--------|----|---------------|--|
| WINSLOW, Daniel B. & Marcy L. 2 Main St., Geneseo, NY 14454 Tax Map Number 92.30-1-3, SWIS Code 243489 (prior owner: Celeta M. Simpson) | Livonia | Town | \$ | 115.55 | |
| | | County | \$ | <u>152.78</u> | |
| | | Total | \$ | 268.33 | |

CREGG, Michael, 9 Burncoat Way
Pittsford, NY 14534, Tax Map
Number 92.54-1-3.1, SWIS Code
243489 (prior owner:
Dorothy Damon)

| | | | | |
|---------|--------|----|---------------|--|
| Livonia | Town | \$ | 68.15 | |
| | County | \$ | <u>114.30</u> | |
| | Total | \$ | 182.45 | |

WING, Roger A. & Kristi K.,
4350 Shelly Rd., Livonia, NY
14487, Tax Map Number 93-1-45.1
SWIS Code 243489 (prior owner:
Helen E. Hendershott, Estate)

| | | | | |
|---------|--------|----|--------------|-----------------|
| Livonia | Town | \$ | 3.27 | \$2,017.44 |
| | County | \$ | <u>30.47</u> | <u>4,766.42</u> |
| | Total | \$ | 33.74 | \$6,783.86 |

THOMPSON, Deborah L.
27 Fiddler Rd., Mt. Morris, NY
14510, Tax Map Number
106.17-1-3.2, SWIS Code 243601
(prior owner: Scott W. &
Danielle L.H. Barber)

| | | | | |
|------------|--------|----|---------------|--|
| Mt. Morris | Town | \$ | 64.09 | |
| | County | \$ | <u>147.19</u> | |
| | Total | \$ | 211.28 | |

MEISENZ AHL, Patricia Ann
P.O. Box 90666, Rochester, NY
14609, Tax Map Number
106.18-5-53.2, SWIS Code 243601
(prior owner: Nicholas A.
Constantino)

| | | | | |
|------------|--------|----|--------------|--|
| Mt. Morris | Town | \$ | 15.30 | |
| | County | \$ | <u>35.86</u> | |
| | Total | \$ | 51.16 | |

CHICHESTER, Donald, Et Al
c/o Angela D. Chichester
16 Murray St., Mt. Morris, NY
14510, Tax Map Number
106.19-2-18, SWIS Code 243601
(prior owner: Angela D.
Chichester)

| | | | | |
|------------|--------|----|---------------|--|
| Mt. Morris | Town | \$ | 21.77 | |
| | County | \$ | <u>708.26</u> | |
| | Total | \$ | 730.03 | |

| | | | | | |
|--|--------------|--------|----|---------------|-----------------|
| PASSAMONTE, T. James, 21 Laurel Drive, Attica, NY 14011, Tax Map Number 106.19-2-64, SWIS Code 243601 (prior owner: Evelyn Passamonte, Estate) | Mt. Morris | Town | \$ | 12.93 | |
| | | County | \$ | <u>27.91</u> | |
| | | Total | \$ | 40.84 | |
| GEHRIG, Cathie W., 1 Erie St., Mt. Morris, NY 14510, Tax Map Number 106.19-4-3, SWIS Code 243601 (prior owner: Gerald Ronald Gehrig) | Mt. Morris | Town | \$ | 11.67 | |
| | | County | \$ | <u>338.87</u> | |
| | | Total | \$ | 350.54 | |
| VILLONE, David D. & Kim C., Box 531, Nunda, NY 14517, Tax Map Number 106.19-4-71, SWIS Code 243601 (prior owner: Estate of Virginia Hall) | Mt. Morris | Town | \$ | 25.57 | |
| | | County | \$ | <u>73.39</u> | |
| | | Total | \$ | 98.96 | |
| PASSAMONTE, Gary R. & Linda M., 9 Barone Ave., Mt. Morris, NY 14510, Tax Map Number 115.07-3-37, SWIS Code 243601 (prior owner: Charles A. & Nancy Martello; former exemption holder: Teresa Martello) | Mt. Morris | Town | \$ | 62.60 | |
| | | County | \$ | <u>135.05</u> | |
| | | Total | \$ | 197.65 | |
| ROLISON, Jeffrey P. & Lisa A. 61 Case St., Mt. Morris, NY 14510, Tax Map Number 115.10-1-12.33, SWIS Code 243601 (prior owner: Thomas & Leah Shaffer) | Mt. Morris | Town | \$ | 95.98 | |
| | | County | \$ | <u>221.25</u> | |
| | | Total | \$ | 317.23 | |
| AIELLO, Richard J., 2919 Presbyterian Rd., Mt. Morris NY 14510, Tax Map Number 145-1-40, SWIS Code 243689 (prior owner: William & Anita Boggs) | Mt. Morris | Town | \$ | 102.04 | \$ 411.95 |
| | | County | \$ | <u>106.14</u> | <u>1,793.92</u> |
| | | Total | \$ | 208.18 | \$2,205.87 |
| MOLYNEUX BROTHERS, c/o John R. Molyneux, 23 Heath St., Dansville, NY 14437, Tax Map Number 189.19-1-1.1, SWIS Code 243801 (prior owner: Estate of Robert L. Molyneux) | N. Dansville | Town | \$ | 87.36 | |
| | | County | \$ | <u>383.54</u> | |
| | | Total | \$ | 470.90 | |
| SMART, Kay M., 23 Twin Drive Dansville, NY 14437, Tax Map | N. Dansville | Town | \$ | 19.58 | |
| | | County | \$ | <u>85.28</u> | |

| | | | | |
|---|--------------|--------|----|---------------|
| Number 189.19-1-31, SWIS Code 243801 (prior owner: Robert T. Carr) | | Total | \$ | 104.86 |
| SARVIS, Brian E. & Jaime D. 16 Maple Street, Dansville, NY 14437, Tax Map Number 189.18-2-20, SWIS Code 243801 (prior owner: Terry Murphy, John Murphy, Paul Murphy, co-executors of Edward Murphy) | N. Dansville | Town | \$ | 2.80 |
| | | County | \$ | <u>12.58</u> |
| | | Total | \$ | 15.38 |
| SCOTT, Norman J. & Georgene 20 Perine St., Dansville, NY 14437, Tax Map Number 203.07-4-4 SWIS Code 243801 (prior owner: Dale W. & Penny A. Harris) | N. Dansville | Town | \$ | 46.67 |
| | | County | \$ | <u>205.61</u> |
| | | Total | \$ | 252.28 |
| DERRENBACHER, Alan J. & Kathleen M., 49 Liberty St. Dansville, NY 14437, Tax Map Number 203.08-2-37, SWIS Code 243801 (prior owner: Doris Rose) | N. Dansville | Town | \$ | 57.11 |
| | | County | \$ | <u>251.62</u> |
| | | Total | \$ | 308.73 |
| BLAIR, Raymond & Deborah 46 Jefferson St., Dansville, NY 14437, Tax Map Number 203.10-1-75 SWIS Code 243801 (prior owner: Village of Dansville) | N. Dansville | Town | \$ | 2.11 |
| | | County | \$ | <u>9.28</u> |
| | | Total | \$ | 11.39 |
| HOLDEN, Mary Ann, 13 Liberty St. Dansville, NY 14437, Tax Map Number 203.11-2-31, SWIS Code 243801 (prior owner: Mildred P. Holden) | N. Dansville | Town | \$ | 23.21 |
| | | County | \$ | <u>102.57</u> |
| | | Total | \$ | 125.78 |
| FARRELL, Aaron C. & Tammy L. 26 Park Ave., Dansville, NY 14437, Tax Map Number 203.11-4-47, SWIS Code 243801 (prior owner: Albert F. & Carolyn P. Clancy) | N. Dansville | Town | \$ | 38.13 |
| | | County | \$ | <u>167.76</u> |
| | | Total | \$ | 205.89 |
| MAUER, Darlene, 37 Gooseneck Point Rd., Oceanport, NJ 07757 Tax Map Number 203.11-7-30 SWIS Code 243801 (prior owner: Richard V. Hall, Estate) | N. Dansville | Town | \$ | 20.66 |
| | | County | \$ | <u>91.05</u> |
| | | Total | \$ | 111.71 |

| | | | | | |
|--|--------------|--------|----|---------------|-----------------|
| KNIGHTS, David A. & Alison M. 57 Main Street, Dansville, NY 14437, Tax Map Number 203.15-1-27, SWIS Code 243801 (prior owner: John A., Jr. & Susan H. Penrod) | N. Dansville | Town | \$ | 19.19 | |
| | | County | \$ | <u>83.58</u> | |
| | | Total | \$ | 102.77 | |
| | | | | | |
| SYLVESTER, David C. & Kellie A. c/o Transamerica Tax Service 300 Commerce Drive, Crystal Lake, IL 60014, Tax Map Number 204-1-38, SWIS Code 243889 (prior owner: Gerald & Louise Graves) | N. Dansville | Town | \$ | 23.83 | \$ 340.65 |
| | | County | \$ | <u>55.56</u> | <u>1,448.43</u> |
| | | Total | \$ | 79.39 | \$1,789.08 |
| | | | | | |
| MCMASTER, Earl, 5 Portage St. Nunda, NY 14517, Tax Map Number 184.09-1-3, SWIS Code 244001 (prior owner: Livingston County) | Nunda | Town | \$ | 1.72 | |
| | | County | \$ | <u>3.40</u> | |
| | | Total | \$ | 5.12 | |
| | | | | | |
| BEECHEY, David A. & Sandra S. 20 Church St., Nunda, NY 14517 Tax Map Number 184.09-3-7, SWIS Code 244001 (prior owner: James A. & Jane Mistretta) | Nunda | Town | \$ | 69.84 | |
| | | County | \$ | <u>137.77</u> | |
| | | Total | \$ | 207.61 | |
| | | | | | |
| VOGT, Nancy M., 10 Fair St., Nunda, NY 14517, Tax Map Number 184.09-4-29, SWIS Code 244001 (prior owner: Rodney W. Carpenter, c/o Jessie Carpenter) | Nunda | Town | \$ | 58.60 | |
| | | County | \$ | <u>114.44</u> | |
| | | Total | \$ | 173.04 | |
| | | | | | |
| OCHS, Ronald R. & Wendy L. 24 South Church St., Nunda, NY 14517, Tax Map Number 184.13-1-39, SWIS Code 244001 (prior owner: Estate of Viola Rathbun) | Nunda | Town | \$ | 78.46 | |
| | | County | \$ | <u>153.23</u> | |
| | | Total | \$ | 231.69 | |
| | | | | | |
| BUCHINGER, Bruce & Barbara 8603 Creek Rd., Nunda, NY 14517 Tax Map Number 170-1-37, SWIS Code 244089 (prior owner: Estate of Mildred Buchinger) | Nunda | Town | \$ | 117.65 | |
| | | County | \$ | <u>114.26</u> | |
| | | Total | \$ | 231.91 | |
| | | | | | |
| LIVINGSTON, Charles M., 2383 DeGross Rd., Nunda, NY | Nunda | Town | \$ | 146.35 | |
| | | County | \$ | <u>141.11</u> | |

| | | | | | |
|---|---------|--------|----|---------------|-----------------|
| 14517, Tax Map Number 170-1-59.22, SWIS Code 244089 (prior owner: Martin L. & Joan L. Livingston) | | Total | \$ | 287.46 | |
| BAUMAN, Melvin G. & RINERE, John G., 8627 Scipio Rd. Rd., Nunda, NY 14517, Tax Map Number 171-1-9.11, SWIS Code 244089 (prior owner: County of Livingston) | Nunda | Town | \$ | 174.55 | |
| | | County | \$ | <u>169.77</u> | |
| | | Total | \$ | 344.32 | |
| SULLIVAN, Lee N. & Pamela J. 3004 Brokaw Rd., Nunda, NY 14517, Tax Map Number 171-1-10, SWIS Code 244089 (prior owner: Livingston County) | Nunda | Town | \$ | 405.19 | |
| | | County | \$ | <u>394.09</u> | |
| | | Total | \$ | 799.28 | |
| PIPER, Philip C. & Shiela M. 30 Portage Rd., Nunda, NY 14517, Tax Map Number 171-1-32 SWIS Code 244089 (prior owner: Livingston County) | Nunda | Town | \$ | 86.58 | |
| | | County | \$ | <u>84.21</u> | |
| | | Total | \$ | 170.79 | |
| SANFORD, Barbara J. 9964 State St., Dalton, NY 14836, Tax Map Number 197.20-1-13 SWIS Code 244089 (prior owner: Estate of Daisy Gelser) | Nunda | Town | \$ | 119.98 | |
| | | County | \$ | <u>114.35</u> | |
| | | Total | \$ | 234.33 | |
| HILL, James A. & Arlene B. 1773 Kent Road, Kent, NY 14477 Tax Map Number 208-1-26.3, SWIS Code 244089 (prior owner: County of Livingston) | Nunda | Town | \$ | 55.86 | \$1,314.78 |
| | | County | \$ | <u>54.33</u> | <u>1,480.96</u> |
| | | Total | \$ | 110.19 | \$2,795.74 |
| WILLIAMS, Richard A., Jr. P.O. Box 372, LeRoy, NY 14482 Tax Map Number 197-1-30, SWIS Code 244400 (prior owner: Mrs. Charles F. Voss) | Portage | Town | \$ | 188.68 | |
| | | County | \$ | <u>135.26</u> | |
| | | Total | \$ | 323.94 | |
| GROVER, Ronald, Martin & Howard GROVER, Otto A. & Philip C. c/o Ronald Grover, 439 Woodside Buffalo, NY 14220, Tax Map Number 206-1-19.1, SWIS Code 244400 (prior owner: Burton H. Grover) | Portage | Town | \$ | 140.40 | \$ 329.08 |
| | | County | \$ | <u>100.72</u> | <u>235.98</u> |
| | | Total | \$ | 241.12 | \$ 565.06 |

| | | | | | |
|--|-------------|--------|----|---------------|---------------|
| HINDLE, Charles E. & JoAnn, Trustees, 8930 Reeds Corners Rd., Dansville, NY 14437 Tax Map Number 137-1-34.21 SWIS Code 244600 (prior owner: County of Livingston) | Sparta | Town | \$ | 6.24 | |
| | | County | \$ | <u>6.25</u> | |
| | | Total | \$ | 12.49 | |
| COBURN, David J. & Bobbi Jo 5610 Scottsburg Rd., Groveland, NY 14462, Tax Map Number 137.00-1-70, SWIS Code 244600 (prior owner: Mary Etta Hoffman) | Sparta | Town | \$ | 61.86 | |
| | | County | \$ | <u>61.99</u> | |
| | | Total | \$ | 123.85 | |
| KOCH, Harold A., Jr. & KOCH, Harold A., Sr., 384 Martin Rd., West Henrietta, NY 14586 Tax Map Number 137.09-1-40 SWIS Code 244600 (prior owner: Carl Fontaine) | Sparta | Town | \$ | 84.31 | |
| | | County | \$ | <u>83.53</u> | |
| | | Total | \$ | 167.84 | |
| MURATORE, Joseph & Judith 79 Gibbs St., Apt. 2, Brookline, MA 02146, Tax Map Number 149-1-43.12, SWIS Code 244600 (prior owner: Celia Muratore) | Sparta | Town | \$ | 206.76 | |
| | | County | \$ | <u>205.02</u> | |
| | | Total | \$ | 411.78 | |
| COX, Joseph E. & Camille Y. 6005 Church Rd., Dansville, NY 14437, Tax Map Number 162-1-25.2 SWIS Code 244600 (prior owner: Philip & Erma Cox) | Sparta | Town | \$ | 28.45 | |
| | | County | \$ | <u>28.27</u> | |
| | | Total | \$ | 56.72 | |
| BARNETT, Bruce G. & Wanda 8725 Reeds Corners Rd., Dansville, NY 14437, Tax Map Number 175-2-15.2, SWIS Code 244600 (prior owner: Paul E. & Margaret Smith) | Sparta | Town | \$ | 94.02 | \$ 481.64 |
| | | County | \$ | <u>94.20</u> | <u>479.26</u> |
| | | Total | \$ | 188.22 | \$ 960.90 |
| MILLER, James U., 3508 Presbyterian Rd. Mt. Morris, NY 14510, Tax Map Number 151.16-1-20, SWIS Code 244800 (prior owner: Margaret G. Miller) | Springwater | Town | \$ | 158.67 | |
| | | County | \$ | <u>138.08</u> | |
| | | Total | \$ | 296.75 | |
| KENNIS, Bradley W. & WINTERROTH, Kimberly A. | Springwater | Town | \$ | 67.12 | |
| | | County | \$ | <u>57.56</u> | |

| | | | | | |
|--|-------------|--------|----|---------------|---------------|
| 7998 Main Street, Springwater, NY 14560, Tax Map Number 151.20-1-21, SWIS Code 244800 (prior owner: Charles, Jr. & Mary Martindale) | | Total | \$ | 124.68 | |
| MCEVOY, Joseph E., Jr. 7833 Canadice Rd., Springwater, NY 14560, Tax Map Number 152-1-16, SWIS Code 244800 (prior owner: Agnes Hillyard) | Springwater | Town | \$ | 156.63 | |
| | | County | \$ | <u>134.32</u> | |
| | | Total | \$ | 290.95 | |
| MARULLO, Thomas S. & Theresa L. 22 Perine Street, Dansville, NY 14437, Tax Map Number 152-1-47.2, SWIS Code 244800 (prior owner: Lawrence Scoville & Charles Comer; former exemption holder: The County of Livingston) | Springwater | Town | \$ | 109.79 | |
| | | County | \$ | <u>95.55</u> | |
| | | Total | \$ | 205.34 | |
| REFFETT, Whitten, 6864 Old Bald Hill Rd., Springwater, NY 14560 Tax Map Number 151.20-1-33, SWIS Code 244800 (prior owner: Estate of Esma L. Straight) | Springwater | Town | \$ | 30.36 | \$ 522.57 |
| | | County | \$ | <u>26.04</u> | <u>451.55</u> |
| | | Total | \$ | 56.40 | \$ 974.12 |
| DURBIN, Robert E. & Janice L. 100 Woodridge Court, Rochester, NY 14622, Tax Map Number 147-1-44.31, SWIS Code 245000 (prior owner: County of Livingston) | West Sparta | Town | \$ | 18.57 | |
| | | County | \$ | <u>12.45</u> | |
| | | Total | \$ | 31.02 | |
| O'BRIEN, Sean P. & Kathleen J. 8727 Shaw Rd., Nunda, NY 14517 Tax Map Number 172.00-1-11.1 SWIS Code 245000 (prior owner: Theresa Kenney) | West Sparta | Town | \$ | 131.17 | |
| | | County | \$ | <u>87.58</u> | |
| | | Total | \$ | 218.75 | |
| ROBINSON, Tina M. & WILLIAMS, William D., Jr. 8919 Shaw Rd., Nunda, NY 14517 Tax Map Number 172-1-13.322 SWIS Code 245000 (prior owner: Mary J. & Randy Gill) | West Sparta | Town | \$ | 93.62 | |
| | | County | \$ | <u>62.48</u> | |
| | | Total | \$ | 156.10 | |
| GREEN, Dale R., 3996 Spring Rd. East, Dansville, NY 14437 Tax Map Number 186-2-42, SWIS Code 245000 (prior owner: | West Sparta | Town | \$ | 48.92 | \$ 292.28 |
| | | County | \$ | <u>32.72</u> | <u>195.23</u> |
| | | Total | \$ | 81.64 | \$ 487.51 |

Richard & Margaret Altenhof)

| | | | | | |
|--|------|--------|----|--------------|--|
| SPEZZANO, George J. & Elaine 2887 Fowlerville Rd., Piffard, NY 14533, Tax Map Number 31-1-52, SWIS Code 245200 (prior owner: Antoinette Mitrano, Estate) | York | Town | \$ | 53.36 | |
| | | County | \$ | <u>85.22</u> | |
| | | Total | \$ | 138.58 | |

| | | | | | |
|---|------|--------|----|---------------|--|
| GAYLORD, Sheila & MOSBACHER, Rebecca & CAMPANA, Gregory 2612 York Road West, York, NY 14592, Tax Map Number 51.05-1-58 SWIS Code 245200 (prior owner: Frank Eaton) | York | Town | \$ | 64.41 | |
| | | County | \$ | <u>101.48</u> | |
| | | Total | \$ | 165.89 | |

| | | | | | |
|---|------|--------|----|---------------|---------------|
| PEETE, William R. & Laurie J. 2609 York Road West, York, NY 14592, Tax Map Number 51.06-1-1 SWIS Code 245200 (prior owner: Elizabeth Agnew) | York | Town | \$ | 87.10 | \$ 204.87 |
| | | County | \$ | <u>136.70</u> | <u>323.40</u> |
| | | Total | \$ | 223.80 | \$ 528.27 |

Dated at Geneseo, New York
September 25, 1996
Tax Committee

The roll was called as follows: Ayes - 1,814; Absent - 0; Noes - 0; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Moore and seconded by Mr. Layland that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing personnel issues, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing personnel hereby reports as follows:

1. No Action taken.

Dated September 25, 1996
Dennis R. House, Chairman
Virginia O. Amico, Secretary

Motion made by Mr. Kramer and seconded by Mr. Mehlenbacher that the Report of the Committee of the Whole be accepted. Carried.

OTHER BUSINESS

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Mehlenbacher to adjourn until Wednesday, October 9, 1996 at 1:30 P.M. Carried.

The Board adjourned at 2:55 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, OCTOBER 9, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Steele and Mehlenbacher.

The Pledge of Allegiance.

Minutes of 9/25/96 Regular Meeting were approved as presented

COMMUNICATIONS

1. Notice of Claim in the matter of Donna S. Askelson versus Livingston County Sheriff and County of Livingston
2. Intercounty Association of Western New York meeting notice, Friday, October 18, 1996, Wyoming County, 9:30 a.m., Beaver Hollow Resort Conference Center, Java Center, NY.
PROGRAM: Honorable L. William Paxon, Congressman, 27th Congressional District, "What's New in Washington?" and Honorable Thomas Reynolds, Assembly Leader, 147th District, "The State of the State." If you plan to attend, please notify the Clerk today.
3. Letter from concerned citizens of Conesus Lake regarding the condition of the Lake and the management of the Conesus Lake Watershed.
4. Notification received from the following Villages authorizing the County Treasurer to collect the 1996 delinquent taxes: Caledonia, Dansville, Geneseo, Leicester, Lima, Livonia, Mt. Morris and Nunda

RESOLUTION NO. 96-290. APPROVING ABSTRACT OF CLAIMS #10A - OCTOBER 9, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #10A dated October 9, 1996, in the total amount of \$1,100,106.28.

Dated at Geneseo, New York

October 9, 1996

Finance Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

PRIVILEGE OF THE FLOOR

1. David Woods, Planning Director, announced a Fall Planning and Zoning Workshop to be held on Friday, November 8, 1996, at the Canandaigua Inn on the Lake, Canandaigua, New York.
2. Carol Riccardi of Phoenix Associates, Inc., presented an overview of the Genesee & Wyoming Railroad Feasibility Study Interim Report.

**RESOLUTION NO. 96- 291. PROCLAIMING THE WEEK OF OCTOBER 6 - OCTOBER 12, 1996
CORNELL COOPERATIVE EXTENSION WEEK**

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

WHEREAS, Cornell Cooperative Extension enhances the lives of all Livingston County residents through active educational programs in six priority areas: economic vitality, agricultural competitiveness and profitability, environmental protection and enhancement, nutrition, health and safety, individual, family and community well being, and children and youth at risk; and

WHEREAS, Each year county cooperative extension educators work with volunteers to assist individuals

and business people in our county; and

WHEREAS, Livingston County joins in bestowing tribute upon Cornell Cooperative Extension Association for their immense contributions to progress in our County and reaffirm our support for their fine work; and it is therefore

RESOLVED, that the Livingston County Board of Supervisors proclaim the week of October 6 - October 12, 1996, as Cornell Cooperative Extension Week.

Dated at Geneseo, New York

October 9, 1996

Agriculture Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-292. APPROVING TRANSFER OF FUNDS - VARIOUS (OFFICE FOR THE AGING, COUNTY CLERK, DATA PROCESSING, HIGHWAY, CENTRAL SERVICES, RECORDS MANAGEMENT, PUBLIC HEALTH, SOCIAL SERVICES, SHERIFF)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

October 9, 1996

Finance Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-293. AUTHORIZING THE IMPLEMENTATION AND FUNDING OF A STATE "MARCHISELL" PROGRAM-AID ELIGIBLE TRANSPORTATION FEDERAL-AID PROJECT, TO FULLY FUND THE LOCAL SHARE OF FEDERAL-AID AND STATE-AID ELIGIBLE AND INELIGIBLE PROJECT COSTS AND APPROPRIATING FUNDS FOR MAPLE BEACH ROAD (CR45)

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

WHEREAS, a Project for the Maple Beach Road (CR45), from CR 10 to Route 256, P.I.N. 475190, (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 non-federal share of the costs of Preliminary Engineering and ROW Incidentals; construction; and/or Construction Supervisor and Inspection work for the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement; now, therefore, be it

RESOLVED, that the County Board of Supervisors, duly convened does hereby approve the Project; and it is further

RESOLVED, that the County Board of Supervisors, hereby authorizes the Chairman of the Board of Supervisors, to pay in the first instance the full non-federal share of the cost of Preliminary Engineering and ROW Incidentals; Construction; and/or construction Supervision and Inspection work for the Project or portions thereof, and it is further

RESOLVED, that the amount appropriated from the County Board of Supervisors and made available to cover the cost of participation in the respective phase(s) of the Project, subject to interchange between the phases, are as follows: PE \$90,000 Total Less \$35,820 Deposited on 12/94 = \$54,180; and Construction, CI & CS \$611,400.

The total amount to be appropriated for both phases is \$665,580, and it is further

RESOLVED, that in the event the non-federal share of the costs of the project exceed the amount

appropriated above, the County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Chairman of the Board of the County of Livingston be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf on the County of Livingston with NYSDOT in connection with the advancement or approval for the Project and providing for the administration of the Project and the municipality's first instance funding of the non-federal share 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 therefor that are not so eligible, and it is 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 it is further

RESOLVED, this resolution shall take effect immediately.

Dated at Geneseo, New York

October 9, 1996

Highway Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-294. ESTABLISHING BUSINESS HOURS FOR THE GENESEO LIVINGSTON COUNTY DEPARTMENT OF MOTOR VEHICLES

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

WHEREAS, by resolution no. 96-148 the business hours of the Geneseo office of the Livingston County Department of Motor Vehicles were extended to 6:00 p.m. on Thursdays of each week for the period June 1, 1996 to November 30, 1996, and

WHEREAS, the Livingston County Board of Supervisors wishes to continue these hours beyond November 30, 1996, now therefore be it

RESOLVED, that effective December 1, 1996, the business hours of the Geneseo office of the Livingston County Department of Motor Vehicles shall be extended until 6:00 p.m. on Thursday of each week.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

October 9, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-295. PROCLAIMING THE WEEK OF OCTOBER 23 THROUGH OCTOBER 31, 1996 RED RIBBON CAMPAIGN WEEK

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

WHEREAS, there is a commitment by the Livingston County Board of Supervisors toward the creation of a drug free America and

WHEREAS, there is a commitment by the Livingston County Board of Supervisors to a drug free, healthy lifestyle with no use of any illegal drug and no illegal use of a legal drug, it is hereby,

RESOLVED, that the Livingston County Board of Supervisors proclaim the week of October 23 through October 31, 1996, as Red Ribbon Week.

Dated at Geneseo, New York

October 9, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-296. PROCLAIMING RADON WEEK

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

WHEREAS, the Office of the Surgeon General and the U.S. Environmental Protection Agency have identified Radon as one of the nation's leading environmental health hazards; and

WHEREAS, Radon has been identified as the second leading cause of lung cancer; and

WHEREAS, six million homes in America are estimated to have levels above the established action level; and

WHEREAS, less than three percent of Livingston County homes have been tested for Radon; and

WHEREAS, reliable and inexpensive test devices are available and radon levels can be reduced to acceptable levels at moderate costs; and

WHEREAS, the week of October 21, 1996, has been declared National Radon Action Week; and

WHEREAS, county officials are concerned for the health, safety, and well-being of citizens, and, therefore, support reducing environmental health hazards when possible and practical; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors supports the voluntary goal set forth in the Healthy People 2000 report which calls for forty percent of all American homes to be tested for Radon by the year 2000; and be it further

RESOLVED, that the Livingston County Board of Supervisors urges the Livingston County Public Health Department to continue to promote Radon testing; and be it further

RESOLVED, that the Livingston County Board of Supervisors urges home builders and architects to promote the use of radon resistant building standards for new home construction.

Dated at Geneseo, New York

October 9, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-297. AUTHORIZING CONTRACT WITH UNLIMITED CARE, INC. FOR EXPANDED IN-HOME SERVICES TO THE ELDERLY PROGRAM (EISEP) NON-MEDICAL AIDE SERVICES

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement commencing April 1, 1996 and terminating March 31, 1997, with Unlimited Care, Inc. For Expanded In-Home Services to the Elderly Program (EISEP) which includes non-medical personal care/housekeeper services, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

October 9, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-298. AUTHORIZING CONTRACT WITH NOYES MEMORIAL HOSPITAL FOR EMERGENCY ALERT RESPONSE SYSTEM / LIFELINE SERVICES

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement commencing April 1, 1996 and terminating March 31, 1997, with Nicholas H. Noyes Memorial Hospital for Lifeline Emergency Response System, after review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

October 9, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-299. ACCEPTING A FEDERAL GRANT FOR FUNDS TO ADMINISTER A HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENT FOR THE GLOW REGION

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

WHEREAS, the GLOW Region held a household hazardous waste collection event in April of 1996, and

WHEREAS, the event provided for the collection of household hazardous waste from about 600 households,

and

WHEREAS, the feedback from the collection event demonstrated the need for future events, and

WHEREAS, the GLOW Region Solid Waste Committee has received a grant for funding for two household hazardous waste collection events, one of which will be in Livingston County, now, therefore be it

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board of Supervisors to sign a contract for the acceptance of a federal grant to conduct household hazardous waste collection, upon review and approval of the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

October 9, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-300. AMENDING RESOLUTION 96-248 TO REFLECT THE ACTUAL COSTS OF CHANGE ORDER #4 OF THE AVON/LAKEVILLE SEWER EXTENSION PROJECT

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

WHEREAS, the Board of Supervisors authorized \$14,500.00 to properly dispose of contaminated soil that was excavated during the installation of a road crossing bore, and

WHEREAS, the amount of the change order was based on an estimate of the tonnage of material that would need to be removed, and

WHEREAS, the actual tonnage was 30% more than anticipated, now, therefore be it

RESOLVED, that Resolution 96-248 be amended to reflect the actual cost of the clean up as \$17,392.47.

Dated at Geneseo, New York

October 9, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-301. AMENDING THE 1996 SALARY SCHEDULE - PUBLIC HEALTH, SHERIFF

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

PUBLIC HEALTH

Create one (1) Registered Nurse position;

Delete one (1) Public Health Nurse Job Sharing position

SHERIFF

Change title of Communications Officer to Deputy Sheriff/Communications Officer

Dated at Geneseo, New York

October 9, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

RESOLUTION NO. 96-302, PROVIDING FOR PUBLIC HEARING IN ORDER TO INCREASE MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION PURSUANT TO SECTION 467 OF THE REAL PROPERTY TAX LAW

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

WHEREAS, Section 467 of the Real Property Tax Law requires a public hearing prior to the passage of any resolution changing the income eligibility for tax exemptions under Section 467, now, be it hereby

RESOLVED, that a public hearing shall be held by this Board on the 23rd day of October, 1996 at 1:35 P.M. in the Board of Supervisors Assembly Room in the Livingston County Government Center, in the Village of Geneseo, New York, and at least six (6) days notice of such hearing shall be given by the Clerk of the Board by due posting thereof on the bulletin board of the Livingston County Government Center, and by publishing such notice at least one (1) time in the official newspapers of the County as provided by law.

Dated at Geneseo, New York

October 9, 1996

Tax Committee

The roll was called as follows: Ayes - 1,591; Noes - 0; Absent - Steele, 194; Mehlenbacher, 29 Total 223; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Essler and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing personnel and contractual matters, and that Dennis R. House act as Chairman and Virginia O. Amico act as Secretary of the Committee of the Whole, and County Administrator Dominic Mazza, Patrick Rountree and Carol Riccardi remain present. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing personnel and contractual matters hereby reports as follows:

1. No Action taken.

Dated October 9, 1996

Dennis R. House, Chairman

Virginia O. Amico, Secretary

Motion made by Mr. Kosakowski and seconded by Mr. Moore that the Report of the Committee of the Whole be accepted. Carried.

OTHER BUSINESS

No further business to be conducted at this time.

ADJOURNMENT

Motion made by Mr. Layland and seconded by Mr. Weber to adjourn until Wednesday, October 23, 1996 at 1:30 P.M. Carried.

The Board adjourned at 3:02 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, OCTOBER 23, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 10/09/96 Regular Meeting were approved as presented.

COMMUNICATIONS

1. Yearly Flu Clinic, November 13, 1996 1:00 - 2:00 p.m., Livingston County Government Center, Strong Conference Room 205-208
2. Notice of Claim in the matter of Frank L. O'Rourke versus Livingston County of Livingston, County Sheriff and others.

RESOLUTION NO. 96-303. APPROVING ABSTRACT OF CLAIMS #10B - OCTOBER 23, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #10B dated October 23, 1996, in the total amount of \$947,530.13.

Dated at Geneseo, New York

October 23, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Public Hearing on Increasing Maximum Income Eligibility for Tax Exemption was called in accordance with the notices published in the official newspapers as required by Section 467 of the Real Property Tax Law. The Chairman announced that any person wishing to be heard would have the opportunity to do so at this time.

The Chairman declared the Public Hearing closed.

PRIVILEGE OF THE FLOOR

1. Livonia Center Sewer Extension Project - Cathy Muscarella
2. 1997 Proposed Budget Presentation - Dominic F. Mazza

RESOLUTION NO. 96-304. APPROVING TRANSFER OF FUNDS - VARIOUS (ECONOMIC DEVELOPMENT, HIGHWAY, SHERIFF)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

October 23, 1996

Finance Committee

Dated at Geneseo, New York

October 23, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 308. PROCLAIMING THE WEEK OF OCTOBER 28, 1996 TO BE JUROR APPRECIATION WEEK

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

WHEREAS, the Livingston County Board of Supervisors recognizes the dedication and sacrifices exhibited by the men and women who serve as jurors in our County, it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims the week of October 28, 1996 as Juror Appreciation Week throughout Livingston County.

Dated at Geneseo, New York

October 23, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 309. AWARDING BID FOR WEATHERIZATION MATERIALS - HOME WEATHERIZATION ASSISTANCE PROGRAM

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

WHEREAS, after due advertisement, bids were opened on October 15, 1996 by the Office of the Livingston County Administrator for the purchase of Weatherization materials used by the Livingston County Home Weatherization Assistance Program, and the following bidders were the low acceptable bids, for various materials, which are on file at the Office of the Livingston County Administrator:

Ace General Hardware
21 Chapel Street
Mt. Morris, NY 14510

BESCO
5873 Big Tree Road
Lakeville, NY 14480

Bonded Insulation
P.O. Box 337
78 North Pawling Street
Hagaman, NY 12086

Distributors Unlimited
RD#2 Box 236A
Newport, PA 17074

Harris Supply
79 Franklin Street
Dansville, NY 14437

JRM Hardware
52 Main Street
Mt. Morris, NY 14510

Kasson & Keller
School Lane
Fonda, NY 12068

Nunda Lumber
P.O. Box 730
Nunda, NY 14517

Power Survey & Control Corp.
2 Cooper Avenue
Rensselaer, NY 12144

Rogers & Tenbrook
43 West Avenue
Dansville, NY 14437

NOW, THEREFORE, BE IT RESOLVED, that the Livingston County Weatherization Department is hereby authorized to purchase Weatherization materials from the bidders hereinbefore set forth during the terms of their bid, beginning November 1, 1996 and ending October 31, 1997 with an option to renew for two additional twelve month periods, and it is further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign said contracts, subject to review by the County Administrator and County Attorney.

Copy of contracts on file in Clerk's office.

Dated at Geneseo, New York
October 23, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-310. DISAPPROVING PROPOSED AMENDMENTS TO THE GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL BYLAWS/REORGANIZATION AGREEMENT

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

WHEREAS, Livingston County is one of nine member counties of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has proposed amendments to the Bylaws/Reorganization Agreement; and

WHEREAS, one of these proposed changes would amend Article 10 to permit future amendments without the approval of member counties' Boards of Supervisors or County Legislatures; and

WHEREAS, the Livingston County Board of Supervisors believes that it is essential that Boards of Supervisors or County Legislatures retain control of the power to amend the Genesee/Finger Lakes Regional Planning Council Bylaws/Reorganization Agreement; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors does hereby disapprove the proposed amendments to the Genesee/Finger Lakes Regional Planning Council Bylaws/Reorganization Agreement because the proposed amendment to Article 10 would permit future amendments without the approval of the member counties; and be it further

RESOLVED, that Livingston County has no objection to the remainder of the proposed changes if they are resubmitted without the amendment to Article 10; and be it further

RESOLVED, that certified copies of this Resolution be transmitted to the Genesee/Finger Lakes Regional Planning Council and the Boards of Supervisors or County Legislatures of the Counties of Genesee, Monroe, Ontario, Orleans, Seneca, Wayne, Wyoming and Yates.

Dated at Geneseo, New York

October 23, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 311. APPROVING 1997 LIVINGSTON COUNTY RESOURCE ALLOCATION PACKAGE (YOUTH DEVELOPMENT & DELINQUENCY PREVENTION PROGRAMS)

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

WHEREAS, the Livingston County Youth Board has prepared and approved its annual Resource Allocation Package based on the need and interest of local youth, and

WHEREAS, this package includes programs to be operated by private agencies, Village, Town and County Departments on behalf of county youth using state Division for Youth Funds, and

WHEREAS, the Livingston County Treasurer is hereby authorized to maintain account no. 7313.4 for the Youth Development and Delinquency Prevention Program, now, therefore, be it

RESOLVED, that the 1997 Livingston County Resource Allocation package be approved and the Chairman of the Board of Supervisors and appropriate Youth Board officials are authorized to execute the agreement with the State and any other Youth Development and Delinquency Prevention Program documents subject to review by the County Attorney and County Administrator.

Copy of agreement on file in Clerk's office.

Dated at Geneseo, New York

October 23, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 312. APPROVING 1997 LIVINGSTON COUNTY SPECIAL DELINQUENCY PREVENTION PROGRAMS (N.H. Noyes Memorial Hospital/Help for Adolescent Parents; Center for Dispute Settlement/Juvenile and Peer Mediation Program; Legal Aid Society of Rochester/Youth Advocacy Program; Dansville Police Department/Youth Crime Diversion/Intervention Program and Hillside Children's Center/Aggression Replacement Training Program)

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

WHEREAS, State Special Delinquency Prevention Program (SDPP) funds have been appropriated for the services and expense of the New York State Division for Youth and its contractors for the operation of programs designed to prevent juvenile delinquency and promote youth development, and

WHEREAS, Livingston County agrees to perform or be responsible for the performance of services for youth by entering into a County Agreement, DFY form 3101, and its attachments for the period January 1, 1997 to December 31, 1997.

WHEREAS, The Livingston County Treasurer is hereby authorized to maintain account no. 7314.4 for the Special Delinquency Prevention funds, now therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors be authorized to sign the agreement and any other Special Delinquency Prevention Program related documents, subject to review by the County Attorney and County Administrator.

Copy of agreement on file in Clerk's office.

Dated at Geneseo, New York
 October 23, 1996
 Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 313. AUTHORIZING CONTRACT FOR PEER COUNSELOR TRAINING BETWEEN WOMEN'S HEALTH CENTER, LIVINGSTON COUNTY DEPARTMENT OF HEALTH AND SUNY GENESEO STUDENT ASSOCIATION, GYN CLINIC

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

WHEREAS, Livingston County Department of Health Women's Health Center agrees to provide educational training for volunteer education peer counselors for the SUNY Geneseo Student Association Clinic for the Fall of 1996, now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract for Education Peer Counselor Training between the Women's Health Center of the Livingston County Department of Health and the SUNY Geneseo Student Association, GYN Clinic, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
 October 23, 1996
 Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 314. AUTHORIZING CONTRACT FOR EARLY INTERVENTION SERVICES

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

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract pending review and approval of the County Attorney and County Administrator for Early Intervention Services with Rochester Hearing and Speech Center.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
 October 23, 1996
 Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 315. AUTHORIZING CONTRACT BETWEEN LIVINGSTON COUNTY AND NEW YORK STATE DEPARTMENT OF HEALTH FOR REIMBURSEMENT OF RABIES EXPENSES

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

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute an agreement with the State of New York for reimbursement of rabies expenses, effective April 1, 1996, after review and approval by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
 October 23, 1996
 Public Health Committee

The roll was called as follows: Ayes - 1,606; Noes - 0; Absent - Kosakowski - 208; Adopted.

RESOLUTION NO. 96- 316. AUTHORIZING CONTRACT BETWEEN LIVINGSTON COUNTY AND NEW YORK STATE DEPARTMENT OF HEALTH FOR FUNDING FOR TOBACCO USE PREVENTION AND CONTROL

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

WHEREAS, the State of New York has agreed to fund Tobacco Use Prevention and Control in Livingston County with a contract for the period 9/1/96 to 3/31/97, now therefore be it,

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute same, subject to review and approval by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

October 23, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 317. AUTHORIZING AGREEMENT BETWEEN LIVINGSTON COUNTY DEPARTMENT OF HEALTH WOMEN'S HEALTH CENTER AND AIDS ROCHESTER FOR REFERRAL SERVICES

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

WHEREAS, Aids Rochester desires to formalize their relationship with the Livingston County Department of Health Women's Health Center for referral services in the form of an Agreement, therefore be it,

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign said agreement subject to its review and approval by the County Administrator and County Attorney.

Copy of agreement on file in Clerk's office.

Dated at Geneseo, New York

October 23, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 318. AUTHORIZING AN AGREEMENT WITH THE COUNTY OF MONROE FOR THE HOUSING OF PRISONERS AT THE ROCHESTER PSYCHIATRIC CENTER FORENSIC UNIT

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

WHEREAS, the County of Livingston and the County of Monroe desire to enter into a cooperative agreement pursuant to General Municipal Law, section 119-o for the housing, from time to time, of Livingston County prisoners in the Rochester Psychiatric Center Forensic Unit, and

WHEREAS, the two counties have negotiated such an agreement, a copy of which is attached hereto, it is hereby

RESOLVED, that the Agreement between the County of Livingston and the County of Monroe for the housing of prisoners at the Rochester Psychiatric Center Forensic Unit, from January 1, 1997 through December 31, 1999, attached hereto, is hereby approved and the Chairman of the Board of Supervisors is hereby authorized to execute said agreement on behalf of the County of Livingston, subject to review by the County Administrator and County Attorney.

Copy of agreement on file in Clerk's office.

Dated at Geneseo, New York

October 23, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 319. ACCEPTING MAPS, PLANS AND REPORTS FOR THE LIVONIA CENTER EXTENSION OF THE "CONESUS LAKE COUNTY SEWER DISTRICT" EXTENSION #8

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

WHEREAS, the County Board of Supervisors received a petition to extend the County Sewer District from the Town of Livonia, and

WHEREAS, the Board accepted the petition and directed that maps and plans be prepared pursuant to Resolution 96-188, and

WHEREAS, the Public Works and Transportation Committee accepted the maps, plans and report at the October 1, 1996, meeting of the Committee, and

WHEREAS, the Board has received such maps, plans and reports that describe the extension of the Conesus Lake County Sewer District, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors accepts the maps, plans and reports as presented.

Dated at Geneseo, New York

October 23, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 320. RESOLUTION OF INTENT TO NAME LIVINGSTON COUNTY AS LEAD AGENCY PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) FOR THE PURPOSES OF CONSTRUCTING AND UPGRADING THE SEWER COLLECTION LINES IN LIVONIA AND LIVONIA CENTER AND EXTENDING THE CONESUS LAKE COUNTY SEWER DISTRICT TO ENCOMPASS THE NEW AREAS OF SERVICE FOR SAID PROJECT

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

WHEREAS, the Livingston County Health Department has identified the Hamlet of Livonia Center as an area of poor quality soils and failing septic systems, and

WHEREAS, the housing density in this area is such that it is reasonable to investigate the construction of the sewer, and

WHEREAS, Livingston County wants to fully evaluate the potential environmental impacts which may result from the construction and district extension for the above referenced project, now , therefore, be it

RESOLVED, that the Livingston County Board of Supervisors desires that all necessary steps be initiated to establish a lead agency pursuant to SEQRA, and be it further

RESOLVED, that the Livingston County Board of Supervisors directs that the required notices to all involved agencies be prepared and distributed to duly establish a lead agency, and be it further

RESOLVED, that pursuant to and contingent upon all requirements of SEQRA/SERP, Livingston County is desirous of being lead agency.

Dated at Geneseo, New York

October 23, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 321. AMENDING THE 1996 SALARY SCHEDULE - PUBLIC HEALTH, SOCIAL SERVICES

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

PUBLIC HEALTH

Create one (1) Full-time Public Health Educator - Salary Grade 13
Delete two (2) Part-time Public Health Educators - Salary Grade 13

SOCIAL SERVICES

Create one (1) Full-time Senior Typist - Salary Grade 7
Delete one (1) Full-time Clerk - Salary Grade 2

Dated at Geneseo, New York

October 23, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 322. AWARDING BID FOR THE PURCHASE AND INSTALLATION OF A DISHWASHER AT THE MT. MORRIS SKILLED NURSING FACILITY

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

WHEREAS, after due advertisement, one bid was opened on October 7, 1996 by the Office of the Livingston County Administrator for the purchase and installation of a dishwasher, it is hereby

RESOLVED, that the bid of Smith Restaurant Supply of 500 Erie Blvd., Syracuse, NY for the purchase and installation of a dishwasher to be used by the Mt. Morris Skilled Nursing Facility in an amount not to exceed Thirteen Thousand Nine Hundred Forty-Three Dollars (\$13, 943.00) be accepted as the lowest responsible bid, and be it further

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a contract with Smith Restaurant Supply, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

October 23, 1996

Social Services Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 323. INCREASING MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION PURSUANT TO SECTION 467 OF THE REAL PROPERTY TAX LAW

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

WHEREAS, the County of Livingston, by resolution no 91-304 set \$11,500.00 as the maximum income eligibility for tax exemption under section 467 of the Real Property Tax Law and by resolution 94-339 adopted the income eligibility sliding scale set forth under section 467(b)(1) and (b)(2) of the Real Property Tax Law for incomes above \$11,500.00; now therefore be it

RESOLVED, that the amount of income to determine eligibility for tax exemption under section 467 of the Real Property Tax Law is increased to \$12,000.00 and it is further

RESOLVED, that the income eligibility sliding scale set forth under section 467 (b)(1), (b)(2), and (b)(3) of the Real Property Tax Law shall continue for property owners exceeding the \$12,000.00 income eligibility level.

Dated at Geneseo, New York

October 23, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-324. AUTHORIZING DIRECTOR TO APPLY CORRECTIONS FOR TAXES ON 1997 VARIOUS TOWN TAX ROLLS

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

WHEREAS, the Director of Real Property Tax Services has attached eleven (11) applications and recommendations to correct the various 1996-1997 School Tax Rolls (Real Property Tax Law Sections 554, 556, and 733). There are also two (2) administrative corrections where parcels were listed in the incorrect water districts. The following corrections are hereby recommended for the 1997 Tax Rolls for the various towns in Livingston County,

RESOLVED, that the Director of Real Property Tax Services is authorized to apply these corrections to the 1996 Tax Rolls.

1. Town of Avon

Bruce & Gladys Browne

Tax Map Number 34.14-1-21

Reason for Correction: The senior citizen exemption on this parcel is incorrectly listed at \$32,760 instead of \$36,855. The taxable value for this parcel should be corrected from \$49,140 to \$45,045.

2. Town of Avon

Kyle & Geriann Krick

Tax Map Number 24.18-1-30

Reason for Correction: This parcel has an erroneous veteran's exemption in the amount of \$12,000. This exemption should be removed which will correct the taxable value from \$74,600 to \$86,600.

3. Town of Avon

Samuel J. & Karen J. Price

Tax Map Number 43-1-20.3

Reason for Correction: The property owner fought the assessed value of this property at a small claims hearing and received a \$20,000 reduction. The taxable value should be corrected from \$120,000 to \$100,000.

4. Town of Caledonia

Marjorie A. Jones

Tax Map Number 8.5-1-30

Reason for Correction: This parcel was mistakenly transferred to another owner and subsequently transferred back at a later date. A valid veterans exemption in the amount of \$37,962 should be put back on the roll. This will correct the taxable value from \$210,900 to \$172,938 for town and county purposes.

5. Town of Conesus

Randall S. & Cynthia J. Hayes

Tax Map Number 101.-1-12.21

Reason for Correction: The property owner fought the assessed value of this property at a small claims hearing and received a \$5,800 reduction. The taxable value should be corrected from \$105,400 to \$99,600.

6. Town of Lima

Ronald & Elizabeth H. Coleman

Tax Map Number 27.-2-38.11

Reason for Correction: Due to a clerical error, the agricultural ceiling exemption was incorrectly calculated at \$16,039. The correct exempt amount of \$34,039 should be applied which will correct the taxable value from \$35,061 to \$17,061.

7. Town of Livonia

Jean Mantel-Miller

Tax Map Number 74.-1-13.212

Reason for Correction: This parcel was erroneously coded in Water District No. 6 instead of Water District No. 2. This parcel should be recoded from Water District No. 6 to District No. 2.

8. Town of Livonia

Richard & Ann DeRue

Tax Map Number 74.40-1-11

Reason for Correction: This parcel was erroneously coded in Water District No. 6 instead of Water District No. 2. This parcel should be recoded from Water District No. 6 to District No. 2.

9. Town of Livonia

Doris Simpson

Tax Map Number 65.81-1-40

Reason for Correction: This parcel should have received a senior citizen exemption in the amount of \$22,350 (15%) for town purposes. The taxable value for town purposes should be corrected from \$149,000 to \$126,650.

10. Town of Livonia

George F. & Catherine E. Wepler

Tax Map Number 93-1-54

Reason for Correction: This parcel should have received a 20% (\$16,540) senior citizen exemption that was erroneously not applied to the assessment roll for town purposes. This exemption should be applied to the tax roll which will correct the town taxable value from \$82,700 to \$66,160.

11. Town of Mt. Morris

Edward Spear

Tax Map Number 132-1-26.1

Reason for Correction: The assessment of this parcel was lowered from \$55,700 to \$53,000 at a small claims hearing. The taxable value for this parcel should be corrected from \$55,700 to \$53,000.

12. Town of North Dansville

Irene Kennedy

Tax Map Number 203.11-4-8

Reason for Correction: This parcel should have received a 45% (\$18,000) senior citizen exemption that was erroneously not applied to the assessment roll. The exemption should be applied to the tax roll which will correct the taxable value from \$40,000 to \$22,000.

13. Town of Springwater

Walter Schrader

Tax Map Number 179-1-17

Reason for Correction: An agricultural building exemption (\$14,200) was erroneously deleted from the assessment roll. This exemption should be applied to the tax roll which will correct the taxable value from \$77,100 to \$62,900 for town and county purposes.

Dated at Geneseo, New York

October 23, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 325. ASSESSMENT ROLL FOOTINGS FOR 1996

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

The Committee on Taxes would respectfully report that it has verified and corrected the footings of the Assessment Rolls referred to it, as made by the Assessors for each tax district:

Your Committee would therefore recommend the adoption of the following resolution:

RESOLVED, that the report be accepted and that the several amounts herein be adopted by the Board as the basis for the tax levies to be made thereof, and that the totals of the real property herein specified be adopted as the basis of equalization of this Board.

Dated at Geneseo, New York

October 23, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

SEE FOLLOWING PAGES

1996 ASSESSMENT ROLL FOOTINGS - TOWN PURPOSES

| Towns | Town Totals Real Property Exc. Exemptions | Village Totals Real Property Exc. Exemptions | Town Special Franchises | Village Special Franchises | Grand Totals Real Property & Spec. Franch. | Town Totals Real Property & Spec. Franch. | Village Total Real Property & Spec. Franch. |
|------------------------|--|---|------------------------------------|---------------------------------------|---|--|--|
| AVON | 114,630,903 | 99,618,052 | 3,016,860 | 1,877,333 | 219,143,148 | 117,647,763 | 101,495,385 |
| CALEDONIA | 83,288,314 | 72,949,404 | 2,545,900 | 2,269,863 | 161,053,481 | 85,834,214 | 75,219,267 |
| CONESUS | 96,894,518 | | 2,018,420 | | 98,912,938 | 98,912,938 | |
| GENESEO | 126,072,504 | 122,275,726 | 4,349,094 | 1,985,854 | 254,683,178 | 130,421,598 | 124,261,580 |
| GROVELAND | 69,320,069 | | 2,092,141 | | 71,412,210 | 71,412,210 | |
| LEICESTER | 51,073,223 | 12,183,176 | 1,639,536 | 252,788 | 65,148,723 | 52,712,759 | 12,435,964 |
| LIMA | 84,597,130 | 48,810,186 | 2,175,537 | 1,508,013 | 137,090,866 | 86,772,667 | 50,318,199 |
| LIVONIA | 251,574,724 | 39,646,179 | 6,794,423 | 1,479,823 | 299,495,149 | 258,369,147 | 41,126,002 |
| MOUNT MORRIS | 38,130,998 | 60,988,123 | 1,230,350 | 1,863,965 | 102,213,436 | 39,361,348 | 62,852,088 |
| NORTH DANSVILLE | 31,421,326 | 90,875,640 | 836,328 | 3,713,754 | 126,847,048 | 32,257,654 | 94,589,394 |
| NUNDA | 41,502,078 | 23,373,632 | 1,329,904 | 806,487 | 67,012,101 | 42,831,982 | 24,180,119 |
| OSSIAN | 28,847,947 | | 520,601 | | 29,368,548 | 29,368,548 | |
| PORTAGE | 20,761,352 | | 845,733 | | 21,607,085 | 21,607,085 | |
| SPARTA | 41,293,794 | | 1,197,751 | | 42,491,545 | 42,491,545 | |
| SPRINGWATER | 71,637,265 | | 1,658,466 | | 73,295,731 | 73,295,731 | |
| WEST SPARTA | 28,527,478 | | 1,791,503 | | 30,318,981 | 30,318,981 | |
| YORK | 116,430,017 | | 3,336,158 | | 119,766,175 | 119,766,175 | |
| TOTALS | \$1,296,003,640 | \$570,720,118 | \$37,378,705 | \$15,757,880 | \$1,919,860,343 | \$1,333,382,345 | \$586,477,998 |

1996 ASSESSMENT ROLL FOOTINGS - COUNTY PURPOSES

| Towns | Town Totals Real Property Exc. Exemptions | Village Totals Real Property Exc. Exemptions | Town Special Franchises | Village Special Franchises | Grand Totals Real Property & Spec. Franch. | Town Totals Real Property & Spec. Franch. | Village Total Real Property & Spec. Franch. |
|------------------------|--|---|------------------------------------|---------------------------------------|---|--|--|
| AVON | 115,967,403 | 99,618,052 | 3,016,860 | 1,877,333 | 220,479,648 | 118,984,263 | 101,495,385 |
| CALEDONIA | 83,288,314 | 72,949,404 | 2,545,900 | 2,269,863 | 161,053,481 | 85,834,214 | 75,219,267 |
| CONESUS | 96,865,599 | | 2,018,420 | | 98,884,019 | 98,884,019 | |
| GENESEO | 126,213,846 | 122,565,682 | 4,349,094 | 1,985,854 | 255,114,476 | 130,562,940 | 124,551,536 |
| GROVELAND | 68,952,820 | | 2,092,141 | | 71,044,961 | 71,044,961 | |
| LEICESTER | 50,917,485 | 11,999,995 | 1,639,536 | 252,788 | 64,809,804 | 52,557,021 | 12,252,783 |
| LIMA | 84,114,473 | 48,534,022 | 2,175,537 | 1,508,013 | 136,332,045 | 86,290,010 | 50,042,035 |
| LIVONIA | 252,394,108 | 39,677,548 | 6,794,423 | 1,479,823 | 300,345,902 | 259,188,531 | 41,157,371 |
| MOUNT MORRIS | 38,068,788 | 59,889,487 | 1,230,350 | 1,863,965 | 101,052,590 | 39,299,138 | 61,753,452 |
| NORTH DANSVILLE | 31,421,326 | 90,875,640 | 836,328 | 3,713,754 | 126,847,048 | 32,257,654 | 94,589,394 |
| NUNDA | 41,502,078 | 23,373,632 | 1,329,904 | 806,487 | 67,012,101 | 42,831,982 | 24,180,119 |
| OSSIAN | 27,002,547 | | 520,601 | | 27,523,148 | 27,523,148 | |
| PORTAGE | 20,761,352 | | 845,733 | | 21,607,085 | 21,607,085 | |
| SPARTA | 41,293,794 | | 1,197,751 | | 42,491,545 | 42,491,545 | |
| SPRINGWATER | 71,344,562 | | 1,658,466 | | 73,003,028 | 73,003,028 | |
| WEST SPARTA | 28,527,478 | | 1,791,503 | | 30,318,981 | 30,318,981 | |
| YORK | 116,430,017 | | 3,336,158 | | 119,766,175 | 119,766,175 | |
| TOTALS | \$1,295,065,990 | \$569,483,462 | \$37,378,705 | \$15,757,880 | \$1,917,686,037 | \$1,332,444,695 | \$585,241,342 |

1996 EXEMPTIONS (COUNTY)

EXEMPTIONS
Vet, Ag., Clergy, Bus.EXEMPTIONS
Senior Citizens

| TOWNS | EXEMPTIONS Vet, Ag., Clergy, Bus. | | | EXEMPTIONS Senior Citizens | | |
|-----------------|--------------------------------------|-----------------------|---------------------|--------------------------------------|---|---------------------------------------|
| | TOWN EXEMPTIONS | VILLAGE EXEMPTIONS | TOTAL EXEMPTIONS | TOWN SENIOR CITIZEN EXEMPTIONS | VILLAGE SENIOR CITIZEN EXEMPTIONS | TOTAL SENIOR CITIZEN EXEMPTIONS |
| AVON | 13,138,396 | 3,785,324 | 16,923,720 | 569,151 | 1,108,724 | 1,677,875 |
| CALEDONIA | 7,014,020 | 2,758,737 | 9,772,757 | 611,331 | 920,345 | 1,531,676 |
| CONESUS | 2,832,759 | | 2,832,759 | 1,086,099 | | 1,086,099 |
| GENESEO | 11,096,036 | 4,765,354 | 15,861,390 | 556,364 | 731,387 | 1,287,751 |
| GROVELAND | 8,742,713 | | 8,742,713 | 283,516 | | 283,516 |
| LEICESTER | 6,280,437 | 501,251 | 6,781,688 | 333,579 | 205,818 | 539,397 |
| LIMA | 8,905,875 | 2,438,297 | 11,344,172 | 763,498 | 571,404 | 1,334,902 |
| LIVONIA | 8,931,384 | 1,360,544 | 10,291,928 | 2,855,865 | 405,741 | 3,261,606 |
| MOUNT MORRIS | 5,701,267 | 4,026,370 | 9,727,637 | 156,896 | 1,379,802 | 1,536,698 |
| NORTH DANSVILLE | 788,148 | 5,598,639 | 6,386,787 | 142,475 | 1,259,917 | 1,402,392 |
| NUNDA | 3,031,181 | 1,511,110 | 4,542,291 | 296,236 | 296,731 | 592,967 |
| OSSIAN | 3,179,909 | | 3,179,909 | 196,909 | | 196,909 |
| PORTAGE | 2,604,163 | | 2,604,163 | 201,027 | | 201,027 |
| SPARTA | 3,049,364 | | 3,049,364 | 229,324 | | 229,324 |
| SPRINGWATER | 4,419,084 | | 4,419,084 | 503,438 | | 503,438 |
| WEST SPARTA | 3,503,948 | | 3,503,948 | 240,130 | | 240,130 |
| YORK | 16,390,428 | | 16,390,428 | 626,692 | | 626,692 |
| TOTALS | \$109,609,112 | \$26,745,626 | \$136,354,738 | \$9,652,530 | \$6,879,869 | \$16,532,399 |

1996 EXEMPTIONS (COUNTY)

EXEMPTIONS
Vet, Ag., Clergy, Bus.EXEMPTIONS
Senior Citizens

| TOWNS | EXEMPTIONS Vet, Ag., Clergy, Bus. | | | EXEMPTIONS Senior Citizens | | |
|-----------------|--------------------------------------|-----------------------|----------------------|--------------------------------------|---|---------------------------------------|
| | TOWN EXEMPTIONS | VILLAGE EXEMPTIONS | TOTAL EXEMPTIONS | TOWN SENIOR CITIZEN EXEMPTIONS | VILLAGE SENIOR CITIZEN EXEMPTIONS | TOTAL SENIOR CITIZEN EXEMPTIONS |
| AVON | 14,474,896 | 3,785,324 | 18,260,220 | 569,151 | 1,108,724 | 1,677,875 |
| CALEDONIA | 7,014,020 | 2,758,737 | 9,772,757 | 611,331 | 920,345 | 1,531,676 |
| CONESUS | 2,266,564 | | 2,266,564 | 1,623,375 | | 1,623,375 |
| GENESEO | 11,096,036 | 4,765,354 | 15,861,390 | 697,706 | 1,021,343 | 1,719,049 |
| GROVELAND | 8,306,164 | | 8,306,164 | 352,816 | | 352,816 |
| LEICESTER | 6,141,692 | 318,070 | 6,459,762 | 316,586 | 205,818 | 522,404 |
| LIMA | 8,187,088 | 1,987,894 | 10,174,982 | 999,628 | 745,643 | 1,745,271 |
| LIVONIA | 8,565,281 | 1,208,894 | 9,774,175 | 4,041,352 | 588,760 | 4,630,112 |
| MOUNT MORRIS | 5,639,057 | 2,828,974 | 8,468,031 | 156,896 | 1,478,562 | 1,635,458 |
| NORTH DANSVILLE | 788,148 | 5,598,639 | 6,386,787 | 142,475 | 1,259,917 | 1,402,392 |
| NUNDA | 3,031,181 | 1,511,110 | 4,542,291 | 296,236 | 296,731 | 592,967 |
| OSSIAN | 3,179,909 | | 3,179,909 | 196,909 | | 196,909 |
| PORTAGE | 2,604,163 | | 2,604,163 | 201,027 | | 201,027 |
| SPARTA | 3,049,364 | | 3,049,364 | 229,324 | | 229,324 |
| SPRINGWATER | 4,419,084 | | 4,419,084 | 210,735 | | 210,735 |
| WEST SPARTA | 3,503,948 | | 3,503,948 | 240,130 | | 240,130 |
| YORK | 16,390,428 | | 16,390,428 | 626,692 | | 626,692 |
| TOTALS | \$108,657,023 | \$24,762,996 | \$133,420,019 | \$11,512,369 | \$7,625,843 | \$19,138,212 |

RESOLUTION NO. 96- 326. ESTABLISHING RATIOS FOR THE YEAR 1997

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

The Committee on Taxes presents the following equalization ratios for each township of the County for the apportionment of the 1997 County Tax Levy.

| | | | |
|-------------------------|-------|-----------------|-------|
| Avon | 99.76 | North Dansville | 87.62 |
| Caledonia | 99.18 | Nunda | 99.91 |
| Conesus | 99.57 | Ossian | 99.91 |
| Geneseo | 99.74 | Portage | 99.91 |
| Groveland | 99.91 | Sparta | 99.91 |
| Leicester | 99.31 | Springwater | 99.89 |
| Lima | 99.59 | West Sparta | 91.49 |
| Livonia | 99.55 | York | 99.71 |
| Mount Morris | 99.91 | | |
| Weighted County Average | 98.63 | | |

Dated at Geneseo, New York

October 23, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96- 327. AUTHORIZING CONVEYANCE OF COUNTY PROPERTIES ACQUIRED BY TAX DEEDS

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

WHEREAS, the County of Livingston has acquired title by tax deed to the following parcel of land, and

WHEREAS, the Livingston County Board of Supervisors' Tax Committee has auctioned said parcel, it is hereby

RESOLVED, that the following conveyance be approved:

| | |
|---------------------------------------|---------------------|
| Tax Map No. 138.-2-30 | Town of Springwater |
| Formerly owned by and/or assessed to: | Holley, Clayton |
| Conveyed to: Whitten Reffett | Amt. \$1,000.00 |

and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute the quit-claim deed of conveyance and any and all related documents prepared by the County Attorney to complete the aforesaid conveyance.

Dated at Geneseo, New York

October 23, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Essler that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing personnel matters, and that Dennis R. House act as Chairman and Dominic F. Mazza act as Secretary of the Committee of the Whole. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing personnel matters hereby reports as follows:

1. No action taken.

Dated October 23, 1996
Dennis R. House, Chairman
Dominic F. Mazza, Secretary

Motion made by Mr. Moore and seconded by Mr. Layland that the Report of the Committee of the Whole be accepted. Carried.

OTHER BUSINESS

Mr. Steele asked the Board members if they had received any correspondence from their State Legislators regarding the availability of highway funding from the State. A general discussion on the subject was held.

ADJOURNMENT

Motion made by Mr. Moore and seconded by Mr. Mehlenbacher to adjourn until Wednesday, November 13, 1996 at 1:30 P.M. Carried.

The Board adjourned at 3:00 p.m.

**ANNUAL BOARD MEETING
WEDNESDAY, NOVEMBER 13, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 10/23/96 Regular Meeting were approved as presented.

COMMUNICATIONS

1. Notice of Claim - Howard, Kathleen, Christopher and David Ferguson vs. County and others
2. Notice of Claim - Elizabeth Yarnes vs. County
3. Intercounty Association of Western New York meeting notice, Thursday, November 21, 1996, Niagara County, 9:30 a.m., Niagara Falls Air Base, Niagara Falls, N.Y.
PROGRAM: Tour of Niagara Falls Airbase-If you plan to attend, please notify Michele Rees today.
4. County Administrator filed the 1997 Proposed Budget with the Clerk of the Board on 10/30/96.
5. 1995 Supervisor's Proceedings. Please take one copy for your Town Clerk.
6. Yearly Flu Clinic, November 13, 1996 1:00-2:00 p.m., Livingston County Government Center, Strong Conference Room 205-208
7. Dinner Tonight - Big Tree Inn - 5:15 p.m. - Be sure Michele has your meal choice

RESOLUTION NO. 96-328. APPROVING ABSTRACT OF CLAIMS #11A - NOVEMBER 13, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #11A dated November 13, 1996, in the total amount of \$1,517,954.62

Dated at Geneseo, New York

November 13, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Public Hearing on the 1997 Proposed County Budget was called in accordance with the notices published in the official newspapers as required by Article 7, Section 239 of the County Law.

The County Administrator presented an overview of the 1997 Proposed County Budget.

The Chairman announced that any person wishing to be heard would have the opportunity to do so at this time. No one wished to speak. The Chairman stated that the Public Hearing would remain open until the end of the meeting.

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

RESOLUTION NO. 96-329. APPROVING TRANSFER OF FUNDS - VARIOUS (BOARD/CONTINGENCY, CENTRAL SERVICES, CENTRAL STOREROOM, DATA PROCESSING, DISTRICT ATTORNEY, EMPLOYMENT AND TRAINING, HIGHWAY, MENTAL HEALTH, PUBLIC

| | | | |
|-------------|------------------|------------------|-------------|
| WEST SPARTA | 6,336.90 | 6,336.90 | |
| YORK | <u>33,557.55</u> | <u>33,557.55</u> | |
| | \$410,645.42 | \$348,319.80 | \$62,325.62 |

Dated at Geneseo, New York

November 13, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-332. SUPPORTING THE DESIGNATION OF THE DANSVILLE BALLOON RALLY AS THE NEW YORK FESTIVAL OF BALLOONS

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

WHEREAS, the Dansville Chamber of Commerce has sponsored a balloon rally at the Dansville municipal airport since 1982; and

WHEREAS, the Dansville Chamber of Commerce is seeking to have the rally designated by the New York State Legislature as the "New York State Festival of Balloons", now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors supports the Dansville Chamber of Commerce and urges the New York State Legislature to designate the Dansville balloon rally as the "New York State Festival of Balloons", and it is further

RESOLVED, that certified copies of this resolution be forwarded to Governor George Pataki, Senator Dale M. Volker, Senator Jess Present, Assemblyman Gerald E. Johnson, Assemblyman Craig Doran and Assemblyman Thomas Reynolds.

Dated at Geneseo, New York

November 13, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-333. AUTHORIZING CONTRACTS WITH FINGER LAKES ASSOCIATION AND LIVINGSTON COUNTY SOIL & WATER CONSERVATION DISTRICT FOR TRANSFER OF NYSDEC FUNDING FOR FINGER LAKES/LAKE ONTARIO WATERSHED PROTECTION ALLIANCE - CLAWS VIII

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

WHEREAS, Livingston County, as one of the voting members of the Water Resources Board of the Finger Lakes Association, Inc., has been allocated NYS Department of Environmental Conservation (NYSDEC) funds for the Finger Lakes/Lake Ontario Watershed Protection Alliance;

RESOLVED, that the Chairman of the Livingston County Board of Supervisors be, and he hereby is, authorized to sign a contract with the Finger Lakes Association to allow transfer of funding from the Finger Lakes Association for the Finger Lakes/Lake Ontario Watershed Protection Alliance program, after review by the County Administrator and the County Attorney; and to act as the official representative of Livingston County in connection with any and all contracts between Livingston County and the Finger Lakes Association; and be it further

RESOLVED, that a signed certified copy of this resolution be submitted to Mr. Conrad T. Tunney, Executive Director of the Finger Lakes Association along with said contract; and be it further

RESOLVED, that the Chairman be, and he hereby is, authorized to sign a contract with the Livingston County Soil & Water Conservation District, pursuant to said contract with the Finger Lakes Association, after review by the County Administrator and the County Attorney.

Copy of contracts on file in Clerk's office.

Dated at Geneseo, New York

November 13, 1996
Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-334. AUTHORIZING A REVISED CONTRACT WITH THE HEALTH ASSOCIATION FOR OPERATION FRIENDSHIP PSYCHO SOCIAL CLUB AND TRANSPORTATION

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

RESOLVED, that a contract between the County of Livingston, Community Services Department, and The Health Association, for Operation Friendship Psycho Social Club and Transportation, for the period commencing January 1, 1996 and terminating December 31, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

November 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-335. AUTHORIZING THE CHAIRMAN TO SIGN THE OFFICE FOR THE AGING ANNUAL IMPLEMENTATION PLAN-FISCAL YEAR APRIL 1, 1997 THROUGH MARCH 31, 1998, UPDATE TO THE FOUR-YEAR PLAN SUBMITTED IN 1995

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the Office for the Aging Implementation Plan, fiscal year April 1, 1997-March 31, 1998, subject to review by the County Administrator and County Attorney, said plan being submitted under the four-year plan 1996-2000.

Copy of plan on file in Clerk's office.

Dated at Geneseo, New York

November 13, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-336. APPROVING AND AUTHORIZING THE CHAIRMAN TO SIGN THE 1997 STOP-DWI PLAN

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

RESOLVED, that the Livingston County Board of Supervisors approves the implementation of the 1997 STOP-DWI Plan, and it is further,

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign the 1997 STOP-DWI Plan.

Copy of plan on file in Clerk's office.

Dated at Geneseo, New York

November 13, 1996

Public Safety Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-337. INCREASING THE CONSTRUCTION INSPECTION CONTRACT OF FRASER ASSOCIATES FOR THE AVON/LAKEVILLE SEWER EXTENSION PROJECT

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

WHEREAS, the current contract with Fraser Associates was based on a projection of hours that are worked by the inspector, and

WHEREAS, the project increase is due to an increase in project scope and to the fact that some of the hours were overtime hours, therefore be it

RESOLVED, that the total projected not to exceed amount be increased \$29,200.00 to \$100,000.00
Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

November 13, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-338. APPROVING ESTIMATED 1997 SALES TAX DISTRIBUTION

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

RESOLVED, that the following list of 1997 Sales Tax Distribution be, and the same hereby is, approved;

1997 SALES TAX ESTIMATE CREDITS

| | |
|-----------------|---------------------|
| AVON | 43,000.00 |
| CALEDONIA | 30,000.00 |
| CONESUS | 32,000.00 |
| GENESE0 | 53,000.00 |
| GROVELAND | 32,000.00 |
| LEICESTER | 21,000.00 |
| LIMA | 32,000.00 |
| LIVONIA | 86,000.00 |
| MT. MORRIS | 0.00 |
| NORTH DANSVILLE | 15,000.00 |
| NUNDA | 0.00 |
| OSSIAN | 9,000.00 |
| PORTAGE | 8,700.00 |
| SPARTA | 0.00 |
| SPRINGWATER | 28,000.00 |
| WEST SPARTA | 13,000.00 |
| YORK | 44,000.00 |
| TOTAL | \$446,700.00 |

Dated at Geneseo, New York

November 13, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-339. PROVIDING FOR LEVY OF ERRONEOUS TAXES TO BE CHARGED TO TOWNS

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

The following is a list of items shown on the records of the County Treasurer as having been charged to the following Towns due to erroneous assessments, errors in the levy of the budget or similar items:

TOWN

CHARGE BACK

| | |
|-----------------|-----------------|
| AVON | .28 |
| CALEDONIA | -.54 |
| CONESUS | 9.03 |
| GENESE0 | .96 |
| GROVELAND | -.10 |
| LEICESTER | -.07 |
| LIMA | -213.28 |
| LIVONIA | 934.53 |
| MT. MORRIS | -.31 |
| NORTH DANSVILLE | 18.52 |
| NUNDA | -.44 |
| OSSIAN | .47 |
| PORTAGE | .12 |
| SPARTA | .16 |
| SPRINGWATER | 455.65 |
| WEST SPARTA | 194.00 |
| YORK | 49.80 |
| TOTAL | 1,448.78 |

RESOLVED, that the amounts set forth above be levied and assessed against the taxable property of the Town above mentioned.

Dated at Geneseo, New York

November 13, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

ADJOURNMENT

Motion made by Mr. Kosakowski and seconded by Mr. Layland to adjourn until Wednesday, November 13, 1996 at 7:00 p.m. Carried.

The Board adjourned at 3:10 p.m.

PUBLIC HEARING FOR THE 1997 PROPOSED COUNTY BUDGET
WEDNESDAY, NOVEMBER 13, 1996
7:00 P.M.

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Weber.

The Public Hearing on the 1997 Proposed County Budget was called in accordance with the notices published in the official newspapers as required by Article 7, Section 239 of the County Law.

The County Administrator presented an overview of the 1997 Proposed County Budget. Mr. Mazza thanked the administrative staff and department heads for their efforts in preparing the budget.

The Chairman announced that any person wishing to be heard would have the opportunity to do so at this time. No one wished to speak.

Motion made by Mr. Hart and seconded by Mr. Essler that the Public Hearing on the 1997 Proposed County Budget be closed. Carried.

RESOLUTION NO. 96-340. ADOPTING BUDGET FOR THE FISCAL YEAR 1997

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

RESOLVED, that the Tentative Budget for the County of Livingston for the year 1997, is hereby approved and adopted as the final budget for the County of Livingston for the year 1997.

Dated at Geneseo, New York

November 13, 1996

Finance Committee

The roll was called as follows: Ayes - 1,771; Noes - 0; Absent - Weber - 43; Adopted.

RESOLUTION NO. 96-341. APPROPRIATIONS OF 1997 ADOPTED BUDGET

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

RESOLVED, that the adopted Livingston County Budget for the year 1997, be appropriated by the County Treasurer as amended.

Dated at Geneseo, New York

November 13, 1996

Finance Committee

The roll was called as follows: Ayes - 1,771; Noes - 0; Absent - Weber - 43; Adopted.

Motion made by Mr. Hart and seconded by Mr. Moore to adjourn until November 27, 1996 at 1:30 PM. Carried.

The Board adjourned at 7:15 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, NOVEMBER 27, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 11/13/96 Annual Meeting were approved as presented.

COMMUNICATIONS

1. Christmas Luncheon-Wednesday, December 18, 1996-11:30 a.m.-Avon Inn
Please confirm your attendance and menu selection with Michele Rees
2. Announcement and invitation to the L.C. Employee Holiday Party, Saturday, December 21, 1996
Loyal Order of Moose #1130, 6 Main Street, Dansville, Cocktails-6:00 p.m., dinner-7:00 p.m.,
\$15,00 (Deadline for tickets is 12/1/96)

RESOLUTION NO. 96-342. APPROVING ABSTRACT OF CLAIMS #11B- NOVEMBER 27, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #11B dated November 27, 1996, in the total amount of \$977,397.77.

Dated at Geneseo, New York

November 27, 1996

Finance Committee

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent - 194 Steele; Adopted.

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

RESOLUTION NO. 96-343. APPROVING TRANSFER OF FUNDS - VARIOUS (HIGHWAY, MENTAL HEALTH, PLANNING, PUBLIC HEALTH, REAL PROPERTY TAX, RECORDS MANAGEMENT, SHERIFF, TRANSFER TO CAPITAL, TREASURER)

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

November 27, 1996

Finance Committee

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent - 194 Steele; Adopted.

RESOLUTION NO. 96-344. AUTHORIZING REAPPROPRIATION OF FUNDS - ECONOMIC DEVELOPMENT

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$464.05, be it now,

RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$464.05 from A6989.2680 Economic Development/Insurance Recoveries, to
 A6989.4120 Motor Equipment Repair \$ 464.05

Dated at Geneseo, New York

November 27, 1996

Finance Committee

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent - 194 Steele; Adopted.

RESOLUTION NO. 96-345. ESTABLISHING CAPITAL PROJECT - MOBILE DATA COMMUNICATIONS EQUIPMENT

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

RESOLVED, that the County Treasurer is hereby authorized and directed to establish Capital Project account H3152-2900 Mobile Data Communications Equipment for \$205,590.00 from the following sources:

Transfer from H3152-5031 General Fund \$61,677.00 and from H3152-4397 Federal Revenue \$143,913.00.

Dated at Geneseo, New York

November 27, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-346. CLASSIFYING THE PROPOSED ACQUISITION OF AN EASEMENT AND INSTALLATION OF A DRAINAGE PIPE UNDER LANDS OF GREGORY AND COLLEEN KNAPP AS AN UNLISTED ACTION AND DECLARING INTENT TO BECOME LEAD AGENCY PURSUANT TO SEQR

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

WHEREAS, Livingston County plans to acquire an easement and install a new drainage pipe under lands of Gregory and Colleen Knapp on York Road West in the Town of York; and

WHEREAS, Livingston County will be responsible for virtually all aspects of the acquisition and installation; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors classify this project as an unlisted action pursuant to the State Environmental Quality Review Act; and be it further

RESOLVED, that the Livingston County Board of Supervisors declare its intention to become lead agency pursuant to SEQR for the environmental review of this project.

Dated at Geneseo, New York

November 27, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-347. AUTHORIZING CHAIRMAN OF THE BOARD TO SIGN AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR CONTINUATION OF THE CONTRACT PROVIDING STATE FUNDS FOR THE SHERIFF'S WORK RELEASE PROGRAM

Mr. presented the following resolution and moved its adoption:

WHEREAS, the County of Livingston has applied to the Division for Alternatives to Incarceration for funding and has been allocated up to \$21,600 for continuation of the Sheriff's Work Release Program; and

WHEREAS, the County's Service Plan Update has been approved for the period of July 1, 1996 through June 30, 1997, providing 50% reimbursement of approved expenditures up to \$21,600 for alternatives to

incarceration programming, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the Agreement for modification of contract C259500 between the State of New York and the County of Livingston for the continuation of State funding for the Sheriff's Work Release Program, subject to review by the County Administrator and County Attorney.

Copy of Agreement on file in Clerk's office.

Dated at Geneseo, New York

November 27, 1996

Judicial Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-348. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY YOUTH BOARD

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

RESOLVED, that this Board of Supervisors does hereby approve the appointment of the following persons to the Livingston County Youth Board to serve the terms designated:

| <u>NAMEREPRESENTS</u> | <u>TERM EXPIRES</u> | |
|---|---------------------|---------|
| Ben Edmonds 2999 Mt. Pleasant Rd. Piffard, NY 14533 | YOUTH | 8/31/97 |
| Richard Fly 20 Second Street Geneseo, NY 14454 | YOUTH | 8/31/97 |

Dated at Geneseo, New York

November 27, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-349. AUTHORIZING CSBG CONTRACT AMENDMENT WITH NYS DEPARTMENT OF STATE

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

WHEREAS, the Community Initiatives Council has allocated \$732.00 FY 1996 CSBG carryover funds; now therefore be it

RESOLVED, that the Chairman be, and he hereby is, authorized to sign a CSBG contract amendment with the New York State Department of State, after review by the County Attorney and County Administrator.

Copy of Contract on file in Clerk's office.

Dated at Geneseo, New York

November 27, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-350. REAPPOINTING MEMBER TO BOARD OF ETHICS - EHMANN

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

WHEREAS, by Res. No. 93-323, Rusty Ehmann was appointed to the Livingston County Board of Ethics for a three year term expiring December 31, 1996, and therefore be it

RESOLVED, that Rusty Ehmann of 2591 E. Lake Road, Livonia, New York 14487 is hereby reappointed to the Livingston County Board of Ethics for a new three-year term to commence January 1, 1997 and expire December 31, 1999.

Dated at Geneseo, New York

November 27, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-351. APPOINTING MEMBER TO LIVINGSTON COUNTY PLANNING BOARD

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

RESOLVED, that the following person is hereby appointed to the Livingston County Planning Board for a term expiring December 31, 1997:

Town of Groveland - Ruth Lea, 5545 Cottonwood Drive, Conesus, New York 14435

Dated at Geneseo, New York

November 27, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-352. AUTHORIZING RENTAL AGREEMENT WITH MEDELA INC. FOR THE RENTAL OF ELECTRIC BREAST PUMPS

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

WHEREAS, Livingston County Department of Health, WIC Division has a need to obtain electric breast pumps for their client's use and

WHEREAS, Medela, Inc. of 4610 Prime Parkway, PO Box 660 McHenry, Il 60050, is engaged in the rental of such pumps, now therefore be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign an agreement with Medela, Inc. for the rental of electric breast pumps subject to review by the County Administrator and County Attorney. Copy of Contract on file in Clerk's office.

Dated at Geneseo, New York

November 27, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing negotiation matters, and that Dennis R. House act as Chairman and Dominic F. Mazza act as Secretary of the Committee of the Whole. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing negotiation matters hereby reports as follows:

1. No action taken.

Dated November 27, 1996
Dennis R. House, Chairman
Dominic F. Mazza, Secretary

Motion made by Mr. Layland and seconded by Mr. Mehlenbacher that the Report of the Committee of the Whole be accepted. Carried.

RESOLUTION NO. 96-353. AUTHORIZING THE CHAIRMAN AND THE SALARY & NEGOTIATING COMMITTEE TO SIGN A CONTRACT BETWEEN THE COUNTY OF LIVINGSTON AND NEW YORK STATE NURSES ASSOCIATION (NYSNA)

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

WHEREAS, Livingston County and the New York Nurses Association, Inc. have held negotiations which have resulted in a tentative contract agreement, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors and the Salary & Negotiating Committee are hereby authorized to sign the wage and benefits contract agreement with the New York Nurses Association, Inc. for the period January 1, 1997 through December 31, 1998, and that the finalized contract becomes a part of this resolution.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York
November 27, 1996
Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-354. AMENDING THE LIVINGSTON COUNTY CASH OPTION FLEXIBLE SPENDING ACCOUNT

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

RESOLVED, that the Livingston County Cash Option Flexible Spending Account (the "Plan") is hereby amended from the Flexible Spending Account effective January 1, 1996, as an employee welfare benefit plan to be maintained by the County pursuant to Section 125 of the Internal Revenue Code, and that a copy of the plan document be attached to these resolutions; and be it further

RESOLVED, in accordance with Section 6.1 of the Plan, that the Corporation hereby appoints Livingston County to act as Plan Administrator of the Plan; and be it further

RESOLVED, that the proper Directors of the County are authorized to execute the plan, to receive employee contributions and pay benefits as provided therein, and to do every other act or thing necessary or proper to meet and comply with the obligations of the County as therein provided and to carry these resolutions into full force and effect, and to direct counsel to take such action as may be necessary to satisfy any applicable requirements of law and to amend the Plan from time to time.

Dated at Geneseo, New York
November 27, 1996
Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-355. APPROVING 1997 LIVINGSTON COUNTY DEPARTMENT HEAD

SALARY SCHEDULE

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

RESOLVED, the attached 1997 Livingston County Department Head Salary Schedule is hereby approved effective January 1, 1997.

DEPARTMENT HEAD SALARY SCHEDULE - 1997

| | |
|---|-------------|
| <u>Board of Supervisors (A1010)</u> | <u>1997</u> |
| 1) Chairman of the Board P/T | 22,300. |
| 2) Members of the Board P/T - (16) @ \$9,675. | 154,800. |
| 3) Lisa Grosse, Administrative Asst. (A1345) | 33,925. |
| 4) Virginia Amico, Clerk of the Board (A1010) | 33,925. |
| 5) Dominic Mazza, County Administrator (A1230) | 75,000. |
| 6) Michele Rees, Confidential Secretary (A1230) | 23,000. |
| 7) Terrence Donegan, County Auditor (A1320) | 38,550. |
| 8) Katherine Montemarano, Records Inventory Supervisor (A1665) | 25,675. |
| <u>District Attorney (A1165)</u> | |
| 9) Thomas Moran, District Attorney | 99,000. |
| 10) Kenneth Bennett, Assistant P/T (STOP DWI A3112) | 22,525. |
| 11) William Kelley, Assistant (full-time) | 46,900. |
| 12) Jennifer Sommers, Assistant (full-time) | 30,525. |
| 13) Robert Wiggins, Assistant P/T | 22,525. |
| 14) Geraldine Ehrmentraut, Secretary to the D A | 26,550. |
| 15) Richard Corrigan, Victim/Witness Assistant Coordinator | 25,100. |
| 15a) Matthew Nafus, Assistant (Temp) | 10,000. |
| <u>Probation Department (A3140)</u> | |
| 16) Barbara A. Campbell, Probation Director II | 50,575. |
| <u>Public Defender (A1170)</u> | |
| 17) John Putney, Public Defender P/T | 39,825. |
| 18) James McCann, First Asst. Public Defender P/T | 20,650. |
| 19) Gordon I. Lawrence, Asst. Public Defender P/T | 20,025. |
| 20) Kyle Mackay, Assistant Public Defender P/T | 20,025. |
| 21) Amy M. Haigh, Confidential Secretary | 21,375. |
| 22) Kelly Donohue, Assistant Public Defender | 19,050. |
| 23) Marcea Clark, Assistant Public Defender | 18,925. |
| <u>County Treasurer (A1325)</u> | |
| 24) Arlene Johnston, Treasurer | 51,075. |
| 25) Carolyn Taylor, Deputy Treasurer | 36,900. |

County Clerk (A1410)

| | | |
|---|------|---------|
| 26) James A. Culbertson, County Clerk | 1997 | 47,650. |
| | 1998 | 50,050. |
| 27) Mary F. Strickland, Deputy County Clerk | | 36,900. |

County Attorney (A1420)

| | | |
|---------------------------------------|--|---------|
| 28) David Morris, County Attorney P/T | | 44,500. |
| 29) Dennis Cohen, Assistant P/T | | 38,850. |

Personnel Department (A1430)

| | | |
|-------------------------------------|--|---------|
| 30) Tish E. Lynn, Personnel Officer | | 52,000. |
|-------------------------------------|--|---------|

Assessment Department (A1355)

| | | |
|----------------------------------|--|---------|
| 31) Richard J. Sheflin, Director | | 44,025. |
|----------------------------------|--|---------|

County Historian (A7510)

| | | |
|--|--|----------|
| 32) Mary P. Schaap, County Historian | | 25,400. |
| 32 a) Mary Beth Bimber, Deputy County Historian P/T | | 7.90 hr. |

Planning Department (A8020)

| | | |
|---------------------------------------|--|---------|
| 33) David O. Woods, Planning Director | | 47,875. |
|---------------------------------------|--|---------|

Board of Elections(A1450)

| | | |
|---|--|---------|
| 34) Susan Guenther, Commissioner | | 30,100. |
| 35) Gerald L. Smith, Commissioner | | 30,100. |
| 36) Nancy Leven, Deputy Commissioner | | 26,100. |
| 37) Laura Schoonover, Deputy Commissioner | | 26,100. |

Emergency Management Services (A3640)

| | | |
|--|--|---------|
| 38) Kevin Niedermaier, Emergency Management Services Director | | 36,375. |
|--|--|---------|

Sealer of Weights and Measures (A6610)

| | | |
|-------------------------------|--|---------|
| 39) Michael Cloonan, Director | | 30,075. |
|-------------------------------|--|---------|

Mental Health Department (A4310)

| | | |
|--------------------------|--|---------|
| 40) Mark Brown, Director | | 61,525. |
|--------------------------|--|---------|

Public Health Department

| | | |
|---|--|---------|
| 41) Betty Wells M.D., Director of Family Planning (A4035) | | 43,925. |
| 42) Ralph Van Houten, Director of Environmental Health (A4010) | | 45,725. |
| 43) Mary M. Stallone, Director of Patient Services (A4010) | | 44,900. |
| 44) Roxanne Clark, Dog Control Officer (A3510) | | 28,675. |
| 45) Catherine Whitney, E.M.S. Coordinator (A4013) | | 28,925. |

| | |
|---|-----------|
| 46) James J. Peraino, Financial Manager (A4010) | 35,725. |
| 47) Carol Thompson, HOSPICE Administrator/ Coordinator (A4083) | 41,300. |
| 47 a) Roberta MacLean, HOSPICE Volunteer Coordinator P/T (A4083) | 12.90 hr. |
| 48) Joan H. Ellison, Public Health Director (A4010) | 60,450. |
| 49) Beverly Link, WIC Program Coordinator (A4082) | 37,900. |
| 49 a) Carol Mulligan, Breastfeeding Coordinator (A4082) | 25,125. |
| 49 b) Cheryl Pletcher, Hospice Administrator P/T (A4083) | 21,175. |

Economic Development Department (A6989)

| | |
|--|---------|
| 50) Patrick Rountree, Economic Developer | 55,275. |
|--|---------|

Department of Social Services (A6010)

| | |
|--|---------|
| 51) W. Michael Woodhouse, Commissioner | 69,750. |
| 52) Diane M. Deane, Dir. of Administrative Services | 40,300. |
| 53) Dale Sells, Employment Coordinator (JOBS FIRST) | 35,825. |
| 54) Sharon Tinelli, Head Social Welfare Examiner | 41,500. |
| 55) Evelyn Vacca, Secretary to the Commissioner | 26,550. |
| 56) John T. Sylvester, Social Services Attorney | 63,150. |

Skilled Nursing Facility (N6120)

| | |
|---|---------|
| 57) Franklin Bassett, Nursing Home Administrator | 54,050. |
| 58) Joseph D'Imperio, Bldg. Maintenance Supervisor | 34,300. |
| 59) Marie A. Martello, Director of Nursing | 46,625. |

Health Related Facility (R6120)

| | |
|---|---------|
| , Nursing Home Administrator | |
| 60) Eileen Farlow, Dir. of Nursing Services | 45,900. |

Sheriff's Department (A3110)

| | |
|-------------------------------------|---------|
| 61) John York, Sheriff | 60,775. |
| John York, Stop DWI Coordinator | 5,000. |
| 62) Daniel P. Maloney, Undersheriff | 50,825. |

County Highway Department (D5010)

| | |
|---|---------|
| 63) , Superintendent | |
| 64) Donald Higgins, Deputy Superintendent | 47,300. |

Employment and Training (J6290)

| | |
|---|---------|
| 65) Gloria Brand, Employment and Training Director III/Youth Bureau Director | 44,650. |
|---|---------|

Conesus Lake Sewer District (G8110)
 , Administrator

Central Services

| | |
|---|---------|
| 66) David Allen, Supervisor of Buildings and Grounds (A1620) | 40,800. |
| 67) Laird Simons, Building and Grounds Working Foreman (A1610) | 38,025. |

Health Care Facilities (R6120)

| | |
|---|---------|
| 68) Gregory Miller, Director | 60,350. |
| 69) Peter Carter, Senior Fiscal Manager | 48,900. |

Data Processing Department (A1680)

| | |
|--------------------------------|---------|
| 70) Dale Nieswiadomy, Director | 52,000. |
| 71) , Systems Programmer | |

Solid Waste Department (A8037)

| | |
|------------------------------------|---------|
| 72) Catherine Muscarella, Director | 44,500. |
|------------------------------------|---------|

Office for the Aging

| | |
|---|---------|
| 73) Judy Sundlof, Aging Services Caseworker (A6779) | 19,725. |
| 74) Keith Stratton, Case Manager (A6780) | 24,150. |
| 75) Kaaren Smith, Director (A6773) | 41,100. |
| 76) Edyth Philipson, Financial Supervisor (A6774) | 22,850. |
| 77) Brigid Cotton, Foster Grandparent Program Director (A6781) | 22,575. |
| 78) Kathleen VanWagnen, Nutrition Program/ HEAP Coord. (A6774) | 25,550. |

TRAFFIC SAFETY BOARD

| | |
|---|--------|
| 79) Patricia Niedermaier, Executive Secretary | 4,368. |
|---|--------|

Dated at Geneseo, New York

November 27, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-356. DIRECTING THE REAL PROPERTY TAX DIRECTOR TO SPREAD UNPAID ACCOUNTS RECEIVABLE ON 1997 TOWN OF AVON TAX ROLLS

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

WHEREAS, the Town Supervisor of Avon, pursuant to Section 198 of the Town Law, has reported to this Board a statement of unpaid accounts receivable, and

WHEREAS, such statements of unpaid charges are on file with the Clerk of this Board, now, therefore, be it
 RESOLVED, that pursuant to Section 198 of the Town Law, the Real Property Tax Director be, and he hereby is, authorized and directed to levy the sum stated in said statements against property liable, and state the amounts of the tax in a separate column in the 1997 Towns of Avon tax roll under the name of unpaid accounts receivable.

Dated at Geneseo, New York
November 27, 1996
Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-357. DIRECTING THE REAL PROPERTY TAX DIRECTOR TO SPREAD UNPAID WATER CHARGES ON 1997 TOWN OF AVON, CALEDONIA, LEICESTER, LIMA, LIVONIA, AND SPRINGWATER TAX ROLLS

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

WHEREAS, the Town Supervisors of Avon, Caledonia, Leicester, Lima, Livonia, and Springwater, pursuant to Section 198 of the Town Law, have reported to this Board a statement of unpaid water charges in the Avon, Caledonia, Leicester, Lima, Livonia, and Springwater Water Districts, and

WHEREAS, such statements of unpaid charges are on file with the Clerk of this Board, now, therefore, be it RESOLVED, that pursuant to Section 198 of the Town Law, the Real Property Tax Director be, and he hereby is, authorized and directed to levy the sum stated in said statements against property liable, and state the amounts of the tax in a separate column in the 1997 Towns of Avon, Caledonia, Leicester, Lima, Livonia and Springwater tax roll under the name of "Water Rents".

Dated at Geneseo, New York
November 27, 1996
Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-358. DIRECTING THE REAL PROPERTY TAX DIRECTOR TO SPREAD UNPAID WATER CHARGES AND UNPAID SEWER CHARGES ON 1997 TOWN OF YORK TAX ROLL

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

WHEREAS, the Town Supervisor of York, pursuant to Section 198 of the Town Law, has reported to this Board a statement of unpaid water and sewer charges in the York Water and Sewer District, and

WHEREAS, such statement of unpaid charges is on file with the Clerk of this Board, now, therefore, be it RESOLVED, that pursuant to Section 198 of the Town Law, the Real Property Tax Director be, and he hereby is, authorized and directed to levy the sum stated in said statements against property liable, and state the amounts of the tax in a separate column in the 1997 Town of York tax roll under the name of "Water Rents" and "Sewer Rents".

Dated at Geneseo, New York
November 27, 1996
Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

LOCAL LAW NO. C - 1996 COUNTY OF LIVINGSTON PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 1997

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LIVINGSTON AS FOLLOWS:

Section 1. Effective as hereinafter provided, the annual salary for each of the two Commissioners of Elections shall be increased by \$1,225.00.

Section 2. Effective as hereinafter provided, the annual salary of the County Auditor shall be increased by \$1,450.00.

Section 3. Effective as hereinafter provided, the annual salary for the County Attorney shall be increased by

\$1,275.00.

Section 4. Effective as hereinafter provided, the annual salary of the Commissioner of Social Services shall be increased by \$2,375.00.

Section 5. Effective as hereinafter provided, the annual salary of the Director of Real Property Tax Services shall be increased by \$1,575.00.

Section 6. Effective as hereinafter provided, the annual salary of the County Treasurer shall be increased by \$1,750.00.

Section 7. Effective as hereinafter provided, the annual salary of the Director of Personnel shall be increased by \$6,375.00.

Section 8. Effective as hereinafter provided, the annual salary of the Public Defender shall be increased by \$1,100.00.

Section 9. All salaries set forth herein shall be effective as of January 1, 1997.

Section 10. This Local Law shall take effect on the date of filing in the Office of the Secretary of State of the State of New York.

Section 11. This Local Law is subject to permissive referendum.

Dated at Geneseo, New York
November 27, 1996 Introduced

RESOLUTION NO. 96-359. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. C 1996

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

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on November 27, 1996, a proposed Local Law entitled Local Law C 1996, Providing Salaries for Certain County Officers for the Year 1997, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 18th day of December, 1996 at 1:35 p.m. in the Board of Supervisors Assembly Room in the Livingston County Government Center in the Village of Geneseo, New York, and at least six (6) days notice posting thereof on the bulletin board of the Government Center in this County, and by publishing such notice at least one (1) time in the official newspapers of the County as provided by law.

Dated at Geneseo, New York
November 27, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

ADJOURNMENT

Motion made by Mr. Mehlenbacher and seconded by Mr. Thompson to adjourn until Wednesday, December 18, 1996 at 1:30 p.m. Carried.

The Board adjourned at 3:30 p.m.

**REGULAR BOARD MEETING
WEDNESDAY, DECEMBER 18, 1996
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

Minutes of 11/27/96 Regular Meeting were approved as presented.

COMMUNICATIONS

1. Receipt of County of Ontario Resolution Disapproving Proposed Amendments to the Genesee/Finger Lakes Regional Planning Council Bylaws/Reorganization Agreement
2. Receipt of County of Dutchess Resolution Requesting State to Increase Rate of Reimbursement for Parole Violation Assigned Counsel
3. Receipt of Notice of Public Hearing for Town of Wayland - Local Law No. 4 of 1996 would enact zoning regulations, pursuant to the provisions of Town Law 264 and the Municipal Home Rule Law.
4. Receipt of a Christmas card from Virginia Amico to the Board

RESOLUTION NO. 96-360. APPROVING ABSTRACT OF CLAIMS #12A- DECEMBER 11, 1996

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #12A dated December 11, 1996, in the total amount of \$735,228.37.

Dated at Geneseo, New York

December 18, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814 Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Public Hearing on Local Law No. C - 1996 County of Livingston Providing Salaries for Certain County Officers for the Year 1997.

The Chairman announced that any person wishing to be heard would have the opportunity to do so at this time. No one wished to speak. The Chairman stated that the Public Hearing would remain open until the end of the meeting.

PRIVILEGE OF THE FLOOR

There was not a request for Privilege of the Floor.

RESOLUTION NO. 96-361. COMMEMORATING THE 175TH ANNIVERSARY OF LIVINGSTON COUNTY

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

WHEREAS, the County of Livingston was formed from parts of Ontario and Genesee Counties on February 23, 1821, by Act of the Legislature of the State of New York and originally contained twelve townships: Caledonia, York, Avon, Lima, Leicester, Geneseo, Livonia, Mt. Morris, Groveland, Conesus, Sparta and Springwater. In 1822, the present Town of North Dansville was added as part of the Town of Sparta from Steuben County. In 1846, the Town of Sparta was divided into 3 townships: Sparta, West Sparta and North Dansville, and the Towns of Nunda

and Portage were added from Allegany County, and finally in 1857, the Town of Ossian was added from Allegany County. The County was named in honor of Chancellor Robert R. Livingston, eminent jurist, statesman and agriculturist and was originally formed following recommendation by a legislative committee which stated that “the convenience and interest of the inhabitants of those portions of the counties of Ontario and Genesee will be much advanced by the erection of a new county.” These words were most prophetic as the County has advanced from a population of 21,066 in 1821 (1820 census) to 62,372 in 1996 (1990 census). The County is primarily an agricultural area although it boasts several thriving villages and hamlets and many prosperous businesses and industries. Livingston County is the home of the State University of New York at Geneseo, nationally recognized for excellence in higher education. The County lies in the heart of the Genesee Valley, which is widely heralded for its scenic beauty. Its attractiveness is greatly enhanced by Conesus and Hemlock Lakes and Letchworth State Park, “The Grand Canyon of the East”. It is also know for the famous Genesee Valley Hunt, second oldest organized fox hunting club in the United States, and its fine thoroughbred and standardbred horses, it is hereby

RESOLVED, that the 18th day of December, 1996, be a day set aside to commemorate the 175th Anniversary of the formation of the County of Livingston of the State of New York, and be it further

RESOLVED, that the thanks of this Board of Supervisors be given to Patricia Schaap, County Historian, and Kathy Montemarano, Records Inventory Supervisor, for their part in the preparation of the historical background of the County.

Dated at Geneseo, New York

December 18, 1996

Committee of the Whole

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-362. REAPPOINTING MEMBERS TO THE LIVINGSTON COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

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

RESOLVED, that the following persons are hereby reappointed to the Livingston County Agricultural and Farmland Protection Board for a term to expire June 1, 2000:

Active Farmers

Frederick Willett, 974 Portage Rd., Hunt, NY 14846

Scott Batzing, 3932 Batzing Rd., Caledonia, NY 14423

Dated at Geneseo, New York

December 18, 1996

Agriculture Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-363 APPROVING TRANSFER OF FUNDS - VARIOUS

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

RESOLVED, that the County Treasurer be and she hereby is authorized and directed to make the requested transfers per the Budget Transfer Request Forms on file in the office of the Clerk of the Board which have been approved by the County Administrator.

Dated at Geneseo, New York

December 18, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-364. ESTABLISHING ACCOUNT - RED CROSS CLARA BARTON CHAPTER

#1

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

RESOLVED, that the County Treasurer is hereby authorized and directed to establish the following account:

Transfer from: 1990.4 Contingency \$4,500.00

Transfer to: 8757.4160 Clara Barton Chapter #1 \$4,500.00

Dated at Geneseo, New York

December 18, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-365 AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF

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

WHEREAS, Livingston County has received insurance recovery funds in the amount of \$324.00, be it now,

RESOLVED, that the County Treasurer be and she hereby is directed and authorized to transfer \$464.05 from A3110.2680 Economic Development/Insurance Recoveries, to

A3110.4127 Outside Repairs \$ 324.00

Dated at Geneseo, New York

December 18, 1996

Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-366. RELEVY OF RETURNED SCHOOL TAXES

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

The County Treasurer, to whom all school districts comprising lands in Livingston County upon which taxes remain unpaid must make a return of such unpaid taxes on or before November 15th of each year in accordance with the Education Law, reports that the total of such returns as adjusted made to her covering unpaid 1996 school taxes amount to \$3,017,281.53. Since the receipt of such returns, the County Treasurer has collected the sum of \$501,572.87, leaving a balance of \$2,515,708.66 and a relevy figure including the seven percentum required to be added, of \$2,691,808.50

| <u>TOWN</u> | <u>DISTRICT</u> | <u>AMOUNT</u> | <u>TOTAL</u> |
|-------------|--------------------|---------------|--------------|
| AVON | AVON CENTRAL | 298,232.20 | |
| | LIVONIA CENTRAL | 8,907.05 | |
| | HONEOYE FALLS/LIMA | 3,521.00 | |
| | TOWN TOTAL | | 310,660.25 |
| CALEDONIA | LEROY CENTRAL | 2,830.84 | |
| | PAVILION CENTRAL | 263.57 | |
| | AVON CENTRAL | 13,974.65 | |
| | CALEDONIA CENTRAL | 156,762.93 | |
| | WHEATLAND/CHILI | 0.00 | |
| | TOWN TOTAL | | 173,831.99 |
| CONESUS | LIVONIA CENTRAL | 175,487.39 | |
| | DANSVILLE CENTRAL | 9,850.04 | |
| | WAYLAND CENTRAL | 1,277.88 | |
| | TOWN TOTAL | | 186,615.31 |

| | | | |
|-----------------|--------------------|------------|------------|
| GENESEO | GENESEO CENTRAL | 221,594.48 | |
| | LIVONIA CENTRAL | 22,640.09 | |
| | TOWN TOTAL | | 244,234.57 |
| GROVELAND | GENESEO CENTRAL | 99,449.12 | |
| | MT. MORRIS CENTRAL | 2,507.48 | |
| | DANSVILLE CENTRAL | 252.00 | |
| | TOWN TOTAL | | 102,208.60 |
| LEICESTER | MT. MORRIS CENTRAL | 1,931.19 | |
| | YORK CENTRAL | 72,726.30 | |
| | PERRY CENTRAL | 8,311.97 | |
| | TOWN TOTAL | | 82,969.46 |
| LIMA | AVON CENTRAL | 1,080.72 | |
| | LIVONIA CENTRAL | 21,680.48 | |
| | HONEOYE FALLS/LIMA | 145,983.42 | |
| | TOWN TOTAL | | 168,744.62 |
| LIVONIA | LIVONIA CENTRAL | 379,215.18 | |
| | HONEOYE FALLS/LIMA | 5,396.90 | |
| | TOWN TOTAL | | 384,612.08 |
| MT. MORRIS | MT. MORRIS CENTRAL | 151,785.86 | |
| | KESHEQUA CENTRAL | 52,725.53 | |
| | TOWN TOTAL | | 204,511.39 |
| NORTH DANSVILLE | DANSVILLE CENTRAL | 188,805.94 | |
| | TOWN TOTAL | | 188,805.94 |
| NUNDA | KESHEQUA CENTRAL | 107,814.31 | |
| | TOWN TOTAL | | 107,814.31 |
| OSSIAN | CANASERAGA CENTRAL | 2,771.20 | |
| | DANSVILLE CENTRAL | 77,024.48 | |
| | TOWN TOTAL | | 79,795.68 |
| PORTAGE | KESHEQUA CENTRAL | 64,262.15 | |
| | TOWN TOTAL | | 64,262.15 |
| SPARTA | GENESEO CENTRAL | 2,314.67 | |
| | DANSVILLE CENTRAL | 91,097.22 | |
| | TOWN TOTAL | | 93,411.89 |
| SPRINGWATER | DANSVILLE CENTRAL | 4,014.28 | |
| | NAPLES CENTRAL | 3,022.00 | |
| | WAYLAND CENTRAL | 95,274.25 | |
| | TOWN TOTAL | | 102,310.53 |

| | | | |
|-------------|-------------------|-----------|-----------------------|
| WEST SPARTA | DANSVILLE CENTRAL | 90,995.53 | |
| | KESHEQUA CENTRAL | 5,169.35 | |
| | | | TOWN TOTAL 96,164.88 |
| YORK | PAVILION CENTRAL | 7,738.85 | |
| | YORK CENTRAL | 93,116.00 | |
| | | | TOWN TOTAL 100,854.85 |
| | TOTAL | | 2,691,808.50 |

RESOLVED, that the director of Real Property Tax Services Agency be directed to add to the tax rolls of the several towns, the total amount to be relieved against the properties which taxes were originally levied and include the proper amount in the 1996 warrants for the respective towns.

Dated at Geneseo, New York
 December 18, 1996
 Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-367. AUTHORIZING RELEVY OF UNPAID VILLAGE TAXES

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

RESOLVED, that the Director of Real Property Tax Service Agency be directed to add to the tax rolls of the several towns, the total amount indicated to be relieved against the properties which such taxes were originally levied and include the proper total in the 1997 warrants for the respective towns:

| <u>TOWNS</u> | <u>VILLAGES</u> | <u>AMOUNT</u> |
|-----------------|-----------------|------------------|
| Caledonia | Caledonia | 29,817.54 |
| Geneseo | Geneseo | 32,109.79 |
| Leicester | Leicester | 3,082.45 |
| Lima | Lima | 22,847.98 |
| Livonia | Livonia | 30,276.10 |
| Mt. Morris | Mt. Morris | 59,138.76 |
| North Dansville | Dansville | 93,367.38 |
| Nunda | Nunda | <u>15,525.53</u> |
| TOTAL | | \$286,165.53 |

Dated at Geneseo, New York
 December 18, 1996
 Finance Committee

The roll was called as follows: Ayes - 1,673; Noes - 0; Absent - Layland 141; Adopted.

RESOLUTION NO. 96-368. CLOSING COUNTY BRIDGE PROJECT (BIG TREE ROAD OVER HEMLOCK OUTLET)

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

WHEREAS, County Bridge Project H5113-2900 has been completed be it now,

RESOLVED, that the County Treasurer be authorized and directed to close the above Capital Project (County Bridge Big Tree Road over Hemlock Outlet.)

Dated at Geneseo, New York
 December 18, 1996
 Finance Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-369. AUTHORIZING PURCHASE OF MATERIALS AND SERVICES FOR THE HIGHWAY DEPARTMENT FOR THE CALENDAR YEAR 1997

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

WHEREAS, after due advertisement, bids for Materials and Services were opened on November 26, 1996 by the Highway Department in the Alice Strong Conference Room, and

WHEREAS, the Bid Specifications, Bid Submissions, Bid Tabulations and Bid Award Package are all on file at the office of the Livingston County Highway Department, and

WHEREAS, authorization to purchase materials and services is contingent upon execution of an approved County Service Contract with each vendor, now, therefore be it

RESOLVED, that the Livingston County Superintendent of Highways be, and he hereby is, authorized and empowered to purchase highway materials and services from the bidders per bid specifications during the calendar year 1997.

List of materials and services on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-370. AUTHORIZING RENTAL OF VARIOUS PIECES OF CONSTRUCTION EQUIPMENT FOR USE BY HIGHWAY THE CALENDAR YEAR 1997.

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

WHEREAS, after due advertisement, bids for equipment Rental were opened on November 26, 1996 by the Highway Department in the Alice Strong Conference Room, and

WHEREAS, the Bid Specifications, Bid Submissions, Bid Tabulations and Bid Award Package are all on file at the office of the Livingston County Highway Department, and

WHEREAS, authorization to rent various construction equipment is contingent upon execution of an approved County Service Contract with each bidder, now, therefore be it

RESOLVED, that the Livingston County Superintendent of Highways be, and he hereby is, authorized and empowered to rent various pieces of construction equipment during the calendar year 1997.

List of rental equipment on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-371. AUTHORIZING THE CHAIRMAN TO SIGN QUIT CLAIM DEEDS AND RELATED DOCUMENTS TO TRANSFER PARCELS ON WEST LAKE ROAD

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

WHEREAS, the State of New York has previously discontinued maintenance of certain portions of West Lake Road, and

WHEREAS, the Acting Superintendent of Highways has determined that the following parcels of property are of no further use for highway purposes for the County of Livingston, and

WHEREAS, the Acting Superintendent of Highways has recommended that the following parcels be abandoned to the adjoining landowners, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign quit claims deeds and

related documents to transfer the following respective parcels to the parties listed upon payment to the County of Livingston of \$100.00 per parcel conveyed:

Parcel 1 - Evalena E. Craigmile

All that tract or parcel of land, situate in the Town of Geneseo, County of Livingston and State of New York.

Beginning at a point on the southwest corner of land conveyed to Evalena E. Craigmile at Liber 429 of deeds, page 207.

Thence N 45° -13' -38" W along the extension thereof the south line of said Craigmile's, a distance of 42.07' to a point on the existing highway boundary of West Lake Road.

Thence N 17° -10' -39" E along said highway boundary, a distance of 62.58' to a point on the extension thereof the north line of said Craigmile's.

Thence S 75° -44' -31" E along said north line, a distance of 36.60' to the northwest corner of said Craigmile's.

Thence S 16° -40' -38" W along the west line of said Craigmile's, a distance of 83.93' to the point of beginning.

Containing 0.062 Acre.

Parcel 2 - Eagle Point Company

All that tract or parcel of land, situate in the Town of Geneseo, County of Livingston and State of New York.

Beginning at a point on the old centerline of West Lake Road, at the southwest corner of land conveyed to Conesus Lake County Sewer District at Liber 416 of deeds, page 200.

Thence S 17° -30' -09" W along said old centerline, a distance of 367.73' to a point.

Thence S 22° -45' -00" W continuing along said centerline, a distance of 215.73' to a point at the northeast corner of land conveyed to Alfred S. Kronquest at Liber 625 of deeds, page 126.

Thence N 58° -21' -41" W along the extension thereof the north line of said Kronquest, a distance of 22.87' to a point on the existing highway boundary of West Lake Road.

Thence N 21° -28' -30" E along said highway boundary, a distance of 287.39' to a point.

Thence N 17° -10' -39" E continuing along said highway boundary, a distance of 290.26' to a point on the extension thereof the south line of said Conesus Lake Sewer District.

Thence S 72° -33' -30" E along said south line, a distance of 23.64' to the point of beginning. Containing 0.318 Acre.

Parcel 3 - Eagle Point Company

All that tract or parcel of land, situate in the Town of Geneseo, County of Livingston and State of New York.

Beginning at a point on the old centerline of West Lake Road, at the northeast corner of land conveyed to Conesus Lake County Sewer District at Liber 416 of deeds, page 200.

Thence N 72° -33' -30" W along the extension thereof the north line of said Conesus Lake County Sewer District, a distance of 23.84' to a point on the existing highway boundary of said West Lake Road.

Thence N 17° -10' -39" E along said highway boundary, a distance of 246.58' to a point on the extension thereof the southerly line of land conveyed to Evalena E. Craigmile at Liber 429 of deeds, page 207.

Thence S 45° -13' -32" E along said southerly line, a distance of 28.40' to a point on the old centerline of West Lake Road.

Thence S 17° -30' -09" W along said old centerline, a distance of 233.54' to the point of beginning. Containing 0.135 Acre.

Parcel 4 - James E. & Elizabeth Gomborone

All that tract or parcel of land, situate in the Town of Geneseo, County of Livingston and State of New York.

Beginning at a point on the old centerline of West Lake Road at the southwest corner of land conveyed to James E. & Elizabeth Gomborone at Liber 885 of deeds page 290.

Thence the next four bearings and distances along the westerly line of Gomborone's. (1) N 44° -15' -00" E, 71.38'. (2) N 41° -30' -01" E, 50.00'. (3) N 32° -15' -01" E, 45.00'. (4) N 22° 45' -01" E, 65.00' to a point on the northwesterly corner of said Gomborone's.

Thence N 64° -04' -08" W along the extension thereof the northerly line of Gomborone, a distance of 20.98' to a point on the existing highway boundary of West Lake Road.

Thence the next four bearings and distances along the existing highway boundary. (1) S 21° -55' -42" W, 66.17'. (2) S 32° -08' -06" W, 37.97'. (3) S 41° -30' -00" W, 50.00'. (4) S 44° -14' -59" W, 71.38' to a point on the extension thereof the south line of said Gomborone's.

Thence S 47° -00' -00" W along said line, a distance of 20.00' to the point of beginning. Containing 0.105 Acre.

Dated at Geneseo, New York

December 18, 1996

Highway Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-372. AMENDING RULES OF ORDER OF THE BOARD OF SUPERVISORS

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

RESOLVED, that effective immediately upon the passage of this resolution, the existing Rules of Order of the Board of Supervisors of Livingston County be, and they hereby are, amended to read as follows:

RULES OF ORDER

ARTICLE 1 - MEETINGS

1. ORGANIZATION. The members of the Board of Supervisors shall organize the Board and select a Chairman on or before the 8th day of January in each year. The Board shall annually, by resolution duly adopted during the month of December, fix the date, time and place of the meeting to organize the Board. The Clerk of the Board of Supervisors shall serve upon each member a notice stating that the date, time and place of each meeting to organize the Board, and that a Chairman will then be selected. The notice shall be in writing, and shall be served by mail addressed to each member at his last known post office address at least forty-eight hours before the date of the meeting.
2. REGULAR MEETINGS. Regular meetings for the transaction of such business as may be brought before the Board, shall be held on the second and fourth Wednesday of each month in each year, at 1:30 o'clock in the afternoon, except when such days fall on a holiday, in which event the meeting shall be held on the day following. Furthermore, the Board of Supervisors may, by resolution approved by affirmative vote of two-thirds of the members of the Board, change the date of any meeting. Notice of any changed meeting date shall be published in the official papers of the County and mailed to each member by the Clerk of the Board at least forty-eight hours before the date fixed for holding the meeting.
3. SPECIAL MEETINGS. Special meetings shall be held at the call of the Clerk of the Board upon direction of the Chairman, or upon written request signed by a majority of the members of the Board. Notice in writing stating the time, place and purpose of the special meeting shall be served personally or by mail on each member by the Clerk of the Board at least forty-eight hours before the date fixed for holding the meeting, or a member may waive the service of the notice for such meeting by a writing signed by him. Only business specified in the notice thereof may be transacted at a special meeting.
4. PLACE OF MEETINGS. All meetings shall be held in the Livingston County Government Center, Geneseo, New York, except that any meeting can be adjourned and reconvened at another location, and except that special meetings may be held at any other place designated in the call therefore.

ARTICLE 2 - ORDER OF BUSINESS

At each session of the Board, business shall be taken up in the following order:

1. Roll Call
2. Pledge of Allegiance
3. Approval of Minutes
4. Communications
5. Abstract of Claims
6. Privileges of the Floor
7. Unfinished Business
8. Resolutions
9. Other Business
10. Adjournment

ARTICLE 3 - COMMITTEES

1. All standing committees, committee chairman and vice chairman shall be appointed by the Chairman of the Board, and each member of any standing committee shall serve until the end of the calendar year in which he shall have been selected, unless the Board shall have fixed a different period, but in any event, no member can serve longer than the term for which he shall have been elected as a Supervisor. Each Committee shall be composed of three members, except the following which shall be composed of five members each; Health Committee, Highway Committee, Salary and Negotiating Committee and Social Services Committee. The Chairman of the Board shall be a member ex-officio of all committees.
2. Special Committees shall be appointed by the Chairman of the Board whenever authorized by a resolution of the Board, which resolution shall specify the powers and duties of the committee and the number of its members, and the period during which they shall serve.
3. Vacancies in standing and special committees shall be filled by the Chairman of the Board from the Board's membership.
4. The following standing committees shall be appointed, to each of which shall be referred all matters of business embraced by its title and the various subdivisions thereunder, including mileage and expenses of county officials and employees:
 - (1) Agriculture and Soil Conservation Committee
 - (2) Buildings, Grounds and Parks Committee
 - (3) Finance Committee
 - (4) Health Committee
 - (5) Highways Committee
 - (6) Judicial Committee
 - (7) Legislative and Public Relations Committee
 - (8) Public Safety Committee
 - (9) Public Works and Transportation Committee
 - (10) Salary and Negotiating Committee
 - (11) Social Services Committee
 - (12) Supervisors Committee
 - (13) Tax Committee

ARTICLE 4 - GENERAL DUTIES OF COMMITTEES

The Chairman of each committee shall be responsible for approving minutes of each committee meeting and file same with the Clerk of the Board. It shall be the duty of the Committee Chairman to report all matters assigned to him by the Chairman of the Board to his committee for action and report to the Board on all matters referred to him concerning departments under the jurisdiction of the given committee.

The committees shall have charge of all matters related to their respective subheadings. The designated subheadings are all inclusive, however, this is not to be construed to prevent the addition and assignment of other responsibilities as the need arises.

ARTICLE 5 - AGRICULTURE AND SOIL CONSERVATION COMMITTEE

Subdivisions - Agriculture Department; Sealer of Weights and Measures; Veterinarian; Sheep Damage; Agricultural Districts; Forestry and Natural Resources; Flood Control; and Cooperative Extension Service.

ARTICLE 6 - BUILDINGS, GROUNDS AND PARKS COMMITTEE

Subdivisions - Real Property; Central Services

To this committee shall be referred all matters pertaining to construction, reconstruction, alterations or improvements on all county buildings and other real estate, except such real estate as comes under the jurisdiction of the Committee on Taxes, title to which passes to the County by reason of uncollected taxes, and maintenance and operation of Court House including supervision of maintenance personnel.

ARTICLE 7 - FINANCE COMMITTEE

Subdivisions - County Administrator; County Treasurer; County Auditor; Data Processing; Refunded Taxes; County Budget; State taxes; County bonds; Temporary loans; Interest on County Indebtedness; Sinking funds and interest; Employees' Retirement fund; Appropriations for County purposes; Town and County accounts; Town debits; Mortgage tax apportionment; and mileage rates for county purposes.

To this committee shall be referred all reports of the County Treasurer for examination and audit, and also all bills and such other matters as pertain to the office of the County Treasurer.

To this committee shall be referred all matters relating to the several topics shown in the above listed subdivisions, including, but not limited to the following;

- a. The annual report of the Supervisor of the bonded indebtedness in each town.
- b. All such other reports, resolutions and communications from town officials, relating to town expenditures which are filed with this Board of Supervisors.
- c. Report of uncollected taxes or town debits as made by the County Treasurer.
- d. Report of mortgage tax.
- e. Report of the apportionment of the mortgage tax.

This committee shall compile a report of all the amounts necessary to be raised by taxation for all town purposes and present the same at the annual session.

It shall be the duty of this committee to review the tentative budget and report to the Board thereon, all as provided in Section 357 of the County Law.

ARTICLE 8 - HEALTH COMMITTEE

Subdivisions - Coroners; Director of Public Health; Laboratory Services; Board of Health; Women's Health Center; Physically Handicapped Children; Home Health Agency; Environmental Health Services; Geneseo Skilled Nursing Facility; Livingston County Campus Skilled Nursing Facility; Director of Community Services; Community Services Board; Rochester Regional Health Planning Council; and Dog Control Office.

ARTICLE 9 - HIGHWAYS COMMITTEE

Subdivisions - County Line Bridges; State Highways and County Roads; Purchase of Rights of Way; Grade Crossing Eliminations; County Superintendent of Highways, County Bridges; County Highway Equipment, Snow Removal and Ice Control and County and Town Highways under the provision of Articles V and VI of the Highway Law.

ARTICLE 10 - JUDICIAL COMMITTEE

Subdivisions - County Clerk, District Attorney; Grand Jury; Justices and Constables; Probation Department; Board of Elections; Public Defender/Indigent Defense; and Judgments and Claims.

To this committee shall be referred all questions relating to the legal liability of the County on all claims presented against it, and such other questions of law as may be especially referred to it by resolution of the Board.

ARTICLE 11 - LEGISLATIVE & PUBLIC RELATIONS COMMITTEE

Subdivisions - All Legislation; Rules; Public Relations; County Planning Director and Department; County Planning Board; Genesee/Finger Lakes Regional Planning Board; Board of Ethics; Employment and Training; Grantsman; Tourism; Youth Bureau; Economic Development; and Education.

To this committee shall be referred all reports, communications and all other matters relating to local and other legislation and public relations.

ARTICLE 12 - PUBLIC SAFETY COMMITTEE

Subdivisions - Sheriff, County Jail; Traffic Safety Control Board; Fire Advisory Board; Fire Coordinator; and Civil Defense.

ARTICLE 13 - PUBLIC WORKS & TRANSPORTATION COMMITTEE

Subdivisions - Conesus Lake County Sewer District; Rochester/Genesee Regional Transportation Authority; and Solid Waste Department.

ARTICLE 14 - SALARY & NEGOTIATING COMMITTEE

Subdivisions - Personnel Department; All Collective Bargaining Units; Salaries, all other personnel; Preparation and presentation of salary schedule.

ARTICLE 15 - SOCIAL SERVICES COMMITTEE

Subdivisions - Commissioner of Social Services; and Social Services Administration and Programs.

ARTICLE 16 - SUPERVISORS COMMITTEE

Subdivisions - Supervisors; Clerk of the Board; County Attorney; proceedings; printing; Historian and Historical Society; Library System; Livingston County Self Insurance Fund (Workers' Compensation); Bonds and all other insurance categories; and all affiliated organizations pertaining to County officers and supervisors.

ARTICLE 17 - TAX COMMITTEE

Subdivisions - Real Property Tax Department; Tax Mapping; Assessment rolls and erroneous assessments; Equalization and Apportionment; Tax Redemptions; Tax Sales, Assessors; and County Real Estate.

To this committee shall be referred all matters relating to taxation, redemption from sales, and sales of property. The committee shall have supervision for all fire or other insurance on County real estate, title to which has passed to the County by reason of uncollected taxes.

To this committee shall be referred the assessment rolls of the several towns not later than the October meeting and the committee shall examine the same to ascertain the correctness of form and sufficiently of verification, and shall also determine the accuracy of their footings, and tabulate the results in such a manner as to show the total amount liable for each tax in the several tax districts. The report of the committee on such tax rolls shall be presented to the Board not later than the second Wednesday of the annual session. Such committee shall have the authority, subject to ratification by the Board, to correct any manifest clerical or other errors in such rolls, as provided by law, and to make such other changes or corrections therein as authorized by law.

The committee shall investigate the ratio which the assessed valuation in each town bears to the full value of such property, and shall recommend to the Board the percentage for each town as determined by such investigation. It shall also make the computations required by Section 50 of the Tax Law, and shall apportion to the several towns the share of the State and County tax to be borne by them respectively, and report the tax rates required for each town, village and other district, for which a rate is required to be fixed by the Board of Supervisors.

ARTICLE 18 - CLAIMS AND ACCOUNTS

1. The County Auditor, pursuant to Local Law No. 2 for the year 1990, shall audit all claims, accounts, and demands which are made County charges by law. The County Auditor shall be responsible for presenting to the Finance Committee Abstract of Claims for these charges to be presented for approval by the full Board of Supervisors. The County Auditor, subject to the approval of the Board of Supervisors and the County Administrator, shall promulgate rules and policies governing the presentation of such claims, accounts and demands by County departments and agencies. Upon approval by the Board of Supervisors, the County Auditor shall present such claims to the County Treasurer for payment.
2. The County Administrator, pursuant to Local Law No. 3 for the year 1988, shall be the Chief Budget, Purchasing and Property Officer for the County. The County Administrator, subject to the approval of the Board of Supervisors, shall promulgate rules and policies governing the preparation and management of the County Budget and for the purchasing and property management function of the County.

ARTICLE 19 - SALARIES

1. All elective officers and all officers appointed by the Board of Supervisors at fixed salaries shall be paid by the County Treasurer in accordance with the statute or resolution fixing such salaries and upon certification of a proper payroll.

2. All other county officials and employees authorized by statute or by a resolution of this Board shall be paid by the County Treasurer in accordance with the statute or resolution fixing their compensation and upon certification of a proper payroll.
3. Such payrolls shall be certified as correct for the period of service and the amount due all employees by their respective department heads.

ARTICLE 20 - RESOLUTIONS

All resolutions to be presented to the Board at any regular meeting thereof shall be filed with the Clerk of the Board not later than the close of business on Wednesday of the week preceding such regular meeting. Nothing herein contained, however, shall affect the legality of any resolution duly enacted by the Board which has not been so presented.

ARTICLE 21 - RULES OF PROCEDURE

1. **QUORUM.** A majority of the whole number of the members of the Board of Supervisors shall constitute a quorum for the transaction of business, except in such cases where a larger number is required by law, but a less number may adjourn. The term "whole number of the members of the Board", and "whole numbers of its membership" shall be construed to mean the total number which the Board of Supervisors would have were there no vacancies and none of the Supervisors disqualified from acting.
2. **CHAIRMAN.** The Chairman shall preside over all meetings of the Board, and preserve order and decorum during its sessions, and decide all questions of order, subject to appeal to the Board from such decisions. He shall have the right to designate any member to occupy the Chair during his temporary absence during any meeting. He shall vote all questions before the Board, unless excused from so doing by the Board.
3. **PRIVILEGES OF MEMBERS.**
 - a. No member rising to take part in the proceedings shall proceed until he has addressed the Chairman and has been recognized by him.
 - b. No member shall speak more than twice upon any question without consent of the Board.
 - c. If any member of the Board is called to order while speaking, he shall take his seat until the question is determined, unless permitted by the Board to explain.
 - d. Every member present, when a question is stated by the Chair, shall vote thereon, unless excused by the Board.
4. **COMMITTEE OF THE WHOLE.** The rules of the Board shall be observed in the Committee of the Whole, so far as they may be applicable, except the limit upon the number of times a member may speak, and except that the ayes and nays shall not be recorded, and except also that a motion to arise and report progress shall always be in order, and shall be decided without debate.
The Committee of the Whole shall select by a majority vote a Chairman to preside, and a Clerk to act, during the particular meeting of the Committee of the Whole.
5. **MOTIONS AND RESOLUTIONS:**
 - a. No reports of committees, or resolutions or motions calling for an appropriation or the payment of bills shall be presented to the Board unless funds are available for such purposes or otherwise provided.
 - b. Every motion or resolution shall be first stated by the Chairman or read by the Clerk before debate, and immediately before the question is put thereon; and every such motion, except those specified in subdivision "f" of this rule shall be reduced to writing if the Chairman or any member so request.
 - c. After a motion has been stated by the Chair, it shall be deemed before the Board, but may be withdrawn at any time before a vote is had thereon by permission of the Board.
 - d. If a question under debate contains several distinct propositions the same shall be divided by the Chairman upon request of any member, to the end that a vote may be taken on each proposition, but a motion to strike out and insert shall be indivisible.
 - e. When a blank is to be filled, or different sums or times are proposed, the questions shall first be put upon the largest sum, the longest time, or the latest date.
 - f. When any question is under debate, no motion shall be entertained except one of the following:
 - To fix the time to which to adjourn.

- To adjourn.
 - For special orders of the day.
 - For the previous question.
 - To lay on the table.
 - To postpone to a definite time.
 - To commit.
 - To amend.
 - To postpone indefinitely.
 - Such motions shall have precedence in the order in which they are stated in this rule.
- g. No motion for reconsideration, except by unanimous consent, or as hereinafter provided, shall be in order, except during the same meeting, or the meeting following that on which the action which is proposed to be reconsidered took place; nor unless such reconsideration is moved by a member who voted with the majority upon such action. A motion for the reconsideration shall not be renewed after having been once put and lost; nor shall any action be reconsidered a second time without the unanimous consent. In case any member is absent at the time any action is taken by the Board, he may move for reconsideration of such action at the first meeting which he may attend after having learned of such action, subject to the limitations on unfinished business hereinafter contained.
6. **RESOLUTIONS AND REPORTS TO LIE OVER.** All resolutions calling for or leading to an expenditure of money, and all reports of committees shall, after presentation to the Board, lay over without action until the next meeting of the Board, except that by unanimous consent the same may be acted upon at the time of presentation. An objection to unanimous consent must be made by a member of the Board prior to the Clerk of the Board commencing the roll call. If such matter is not brought up for action at the next meeting after it is originally presented to the Board, it may be brought up at any subsequent meeting on the request of any member of the Board, subject to the limitations on unfinished business hereinafter contained.
7. **VOTE BY ROLL CALL.** Every question which involves an appropriation or expenditure of money by the County shall be determined by a roll call of the members present; but such roll call shall not be necessary upon questions involving an appropriation or expenditure of money by a single town when such motion is made by the member from such town. In the event any member shall demand a roll call upon any other question, the vote shall be taken accordingly; and all votes upon roll call shall be entered upon the minutes.
8. **LIMITATIONS ON UNFINISHED BUSINESS.** All matters undisposed of at the termination of the calendar year shall automatically die, and must thereafter, if further consideration or action is desired, be brought anew before the Board as if never before introduced, unless otherwise ordered by a majority vote of the Board at any regular meeting thereof held in the month of December.

ARTICLE 22 - AMENDMENT OF RULES

These rules shall not be amended except upon the affirmative vote of two-thirds of the members of the Board, after the proposed amendment has been submitted in writing and has laid over until the next meeting of the Board, but any rule may be suspended, for one meeting only, by unanimous consent.

Revised, July 14, 1993

Revised, February 22, 1995

Revised, December 18, 1996 (Laid over)

Dated at Geneseo, New York

December 18, 1996

Legislative Committee

RESOLUTION NO. 96-373. APPOINTING MEMBERS TO THE COMMUNITY INITIATIVES COUNCIL

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

RESOLVED, that the following persons are hereby reappointed to the Livingston County Community

Initiatives Council, in the Public Sector membership category for a term commencing on January 1, 1997 and expiring December 31, 1999:

Dennis R. House, 3894 Telephone Rd., Caledonia, NY 14423
 Leopold Marks, P.O. Box 378, Dansville, NY 14437
 Florence Perkins, 6785 Liberty Pole Rd., Dansville, NY 14437
 Brenda Weaver, 49 East St., P.O. Box 103, Nunda, NY 14437
 Lance Bassage, 7192 W. Main St., Lima, NY 14485

Dated at Geneseo, New York

December 18, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-374. AUTHORIZING LOCAL ADMINISTRATOR TO SIGN 1996 HOUSING PROGRAM CONTRACT EXTENSIONS

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

RESOLVED, that the Local Administrator of the Planning Department's Office of Housing Assistance be, and she hereby is, authorized to sign contract extensions with the NYS Housing Finance Agency and the NYS Division of Housing and Community Renewal, for the Section 8 Certificate, Section 8 Voucher, and Section 8 Moderate Rehabilitation Programs, after review by the County Attorney and County Administrator.
 Copy of Contract Extensions on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-375. APPOINTING MEMBERS TO LIVINGSTON COUNTY PLANNING BOARD

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

RESOLVED, that the following persons are hereby reappointed to the Livingston County Planning Board for a term commencing January 1, 1997 and expiring December 31, 1999:

Town of Avon - David LeFeber, 2796 Pole Bridge Rd., Avon, NY 14414
 Village of Avon - Mary Collins, 106 Temple St., Avon, NY 14414
 Town of West Sparta - Dora Coates, 8315 Veley Rd., Mt. Morris, NY 14510
 Town of Springwater - Havilah Toland, 7841 Main St., Box 85, Springwater, NY 14560
 Town of Conesus - Betty Marble, 7088 Dansville Rd., Conesus, NY 14435
 Village of Nunda - Larry Cox, Gibbs St., P.O. Box 33, Nunda, NY 14517
 Village of Leicester - Michael Parsons, 64 Main St., Leicester, NY 14481
 Village of Livonia - Joanne Schroeder, 40 Linden St., P.O. Box 127, Livonia, NY 14487-0127

Dated at Geneseo, New York

December 18, 1996

Legislative Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-376. AUTHORIZING CONTRACT BETWEEN LIVINGSTON COUNTY HOSPICE AND LIVINGSTON COUNTY HEALTH FACILITY IN MT. MORRIS

Mr. Mehlenbacher and Mr. Kosakowski presented the following resolution and moved its adoption:
 WHEREAS, the Livingston County Hospice Program provides hospice care to the terminally ill and

WHEREAS, residents in the Livingston County Health Care Facility in Mt. Morris require Hospice care, now therefore be it

RESOLVED, that the Board of Supervisors hereby approves a contract between the Livingston County Hospice Program and Livingston County Health Care Facility for Hospice Services pending approval by the County Attorney and County Administrator and be it further

RESOLVED that the Administrator of the Health Care Facility, Public Health Director of the Health Department, and the Chairman of the Board of Supervisors are hereby authorized to sign said contract.

Copy of Contract on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Public Health and Social Services Committees

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-377. AMENDING LIVINGSTON COUNTY CERTIFIED HOME HEALTH AGENCY'S SCHEDULE OF CHARGES-DEPARTMENT OF HEALTH

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

WHEREAS, a review of the Agency's 1995 projected cost/unit of service, the 1996 estimated cost/unit of service, the Medicare and Medicaid cost limits, as well as the estimated 1996 Medicaid Rates have determined that the 1996 Agency charge structure be altered to maximize all 1996 third-party revenue, now,

RESOLVED, that the following schedule of charges per visit for the Livingston County Certified Home Health Agency will be effective January 1, 1996:

| <u>DISCIPLINE</u> | <u>BILLING</u> | <u>1993</u> | <u>1994</u> | <u>1995</u> | <u>1996</u> |
|-------------------------|----------------|-------------|-------------|-------------|-------------|
| Skilled Nursing | Per Visit | \$80.00 | \$82.00 | \$82.00 | \$82.00 |
| Physical Therapy | Per Visit | \$61.00 | \$61.00 | \$61.00 | \$61.00 |
| Speech Pathology | Per Visit | \$76.00 | \$76.00 | \$76.00 | \$83.00 |
| Occupational Therapy | Per Visit | \$63.00 | \$65.00 | \$66.00 | \$66.00 |
| Medical Social Services | Per Visit | \$63.00 | \$63.00 | \$63.00 | \$63.00 |
| Home Health Aide | Per Hour | \$54.00 | \$54.00 | \$54.00 | \$54.00 |

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-378. AMENDMENT TO ACCOUNT A4035 WOMEN'S HEALTH CENTER, LIVINGSTON COUNTY DEPARTMENT OF HEALTH

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

WHEREAS, New York State Bureau of Women's Health has increased the 1997 grant for Women's Health Center by \$18,480 now therefore be it

RESOLVED, that the Chairman of the Board is hereby authorized to sign said amendment pending review and approval of the County Administrator and County Attorney.

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-379. APPROVING CONTRACTS FOR HOME HEALTH AIDE SERVICES

LIVINGSTON COUNTY HEALTH DEPARTMENT-CERTIFIED HOME HEALTH AGENCY

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

RESOLVED, that contracts between the County of Livingston and Aide agencies listed below are hereby approved and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and County Attorney.

| <u>OLSTEN-KIMBERLY QUALITY CARE</u> | <u>Cost</u> | <u>Unit</u> |
|--|-------------|-----------------|
| Home Health Aide | \$11.58 | per hour |
| Holiday HHA Rate | 17.37 | per hour |
| Not Home Not Found | 10.80 | per visit |
| <u>NORRELL HEALTH CARE</u> | | |
| Home Health Aide | \$12.00 | per hour |
| Holiday HHA Rate | N/A | N/A |
| Not Home Not Found | -0- | per visit |
| <u>HOME & HEALTH CARE SERVICES</u> | | |
| Home Health Aide | \$12.79 | per hour |
| Holiday HHA Rate | 12.79 | per hour |
| Not Home Not Found | 3.20 | per 15 minutes |
| <u>UNLIMITED CARE INC.</u> | | |
| Home Health Aide | \$12.85 | per hour |
| Holiday HHA Rate | 17.85 | per hour |
| Not Home Not Found | -0- | per visit |
| <u>GENESE-ORLEANS HOMEMAKERS, INC.</u> | | |
| Home Health Aide | \$13.06 | per hour |
| Holiday HHA Rate | 19.59 | per hour |
| Not Home Not Found | 13.06 | per hour |
| <u>NURSE FINDERS</u> | | |
| Home Health Aide | 13.92 | per hour |
| Holiday HHA Rate | 15.43 | per hour |
| Not Home Not Found | 13.92 | one time charge |

Copy of Contracts on file in Clerks office.

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-380. APPOINTING MEMBER TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD AND SUBCOMMITTEES

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

RESOLVED, that the following people are hereby appointed to the Livingston County Community Services Board and Sub-committees for the term of 1/1/97 - 12/31/2000:

Livingston County Community Services Board

Larry Kelley, 2 Melody Lane, Geneseo to succeed himself

Andrew McFarland, 32 Washington Street, Dansville to succeed himself

Kathy Giordano, 6300 Marrowback, Conesus to fill expiring term formerly held by Lyle Lehman

Mental Retardation Sub-Committee

Kathy Giordano to succeed herself

Richard Merges to succeed himself

Mental Health Subcommittee

Andrew McFarland to succeed himself

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,742; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-381. APPROVING A CONTRACT BETWEEN THE COUNTY OF LIVINGSTON AND HILLSIDE CHILDREN'S CENTER

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

RESOLVED, that a contract between the County of Livingston and Hillside Children's Center for the period commencing September 1, 1996 and terminating August 31, 1997, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Copy of Contract on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,742; Noes - 0; Absent - Moore 72; Adopted.

RESOLUTION NO. 96-382. AUTHORIZING A CONTRACT WITH FAMILY SERVICES OF ROCHESTER FOR SUBSTANCE ABUSE PREVENTION SERVICES

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

RESOLVED, that a contract between the County of Livingston and Family Services of Rochester for substance abuse prevention services for the period commencing January 1, 1996 and terminating September 30, 1996, is hereby approved and ratified, and the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute same, after review by the County Administrator and the County Attorney.

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,742; Noes - 0; Absent - Moore 72; Adopted.

RESOLUTION NO. 96-383. AUTHORIZING CONTRACT BETWEEN THE VILLAGE OF AVON AND THE COUNTY OF LIVINGSTON FOR THE LEASE OF SPACE FOR THE OFFICE FOR THE AGING MEAL PROGRAM

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

WHEREAS, Livingston County desires to lease space from the Village of Avon, 74 Genesee Street, Avon, New York for the Office for the Aging Meal Program, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute said lease for a term of one year commencing January 1, 1997, in the sum of \$3,600 per year to be paid in monthly installments of \$300.00, subject to review by the County Administrator and County Attorney.

Copy of contract on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-384. AUTHORIZING CONTRACT BETWEEN THE MASONIC TEMPLE/PHOENIX AND THE COUNTY OF LIVINGSTON FOR THE LEASE OF SPACE FOR THE OFFICE FOR THE AGING MEAL PROGRAM

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

WHEREAS, Livingston County desires to lease space from Masonic Temple/Phoenix Lodge, 68 Elizabeth Street, Dansville, New York for the Office for the Aging Meal Program, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to execute said lease for a term of one year commencing January 1, 1997, in the sum of \$6,000 per year to be paid in monthly installments of \$500.00, subject to review by the County Administrator and County Attorney.

Copy of Contract on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-385. AUTHORIZING CONTRACTS BETWEEN THE COUNTY OF LIVINGSTON AND JANE HACH, R.D. FOR DIETARY CONSULTATION SERVICES FOR THE OFFICE FOR THE AGING

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

WHEREAS, the Livingston County Office for the Aging desires to contract with Jane Hach, R.D., for dietetic consultation and support services, it is hereby

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Jane Hach, R.D. for dietetic consultation and support services commencing January 1, 1997 and terminating December 31, 1997 averaging two (2) hours per week, subject to review by the County Attorney and County Administrator, and it is further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Jane Hach, R.D. for dietetic consultation and support services commencing January 1, 1997 and terminating December 31, 1997 averaging five and 3/4 (5.75) hours per week, subject to review by the County Attorney and County Administrator, and it is further

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a contract with Jane Hach, R.D. for dietetic consultation and support services commencing April 1, 1997 and terminating March 31, 1998 averaging four and 1/4 (4.25) hours per week, subject to review by the County Attorney and County Administrator.

Copy of contracts on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Public Health Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-386. APPOINTING MEMBERS TO THE BOARD OF THE LIVINGSTON COUNTY WATER AND SEWER AUTHORITY

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

RESOLVED, that the following individuals be reappointed to the board of the Livingston County Water and Sewer Authority for the terms designated:

MEMBER

Dennis L. Witte

TERM EXPIRES

12/31/99

2410 East Lake Road
Conesus, New York 14435

Peter Kanouse
Soil & Water District
129 Main Street
Leicester, New York 14481

12/31/99

Dated at Geneseo, New York
December 18, 1996
Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-387. ESTABLISHING LIVINGSTON COUNTY AS LEAD AGENCY FOR THE PURPOSES OF CONSTRUCTING AND UPGRADING THE SEWER COLLECTION SYSTEM IN THE TOWN OF LIVONIA AND EXTENDING THE CONESUS LAKE COUNTY SEWER DISTRICT TO ENCOMPASS THE NEW AREAS OF SERVICE FOR SAID PROJECT

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

WHEREAS, Livingston County, pursuant to resolution No. 96-320 prepared and distributed the requisite notices, EAF and Environmental Information Document to all involved agencies to establish a lead agency for the proposed project, and

WHEREAS, pursuant to such notices a provision states that the County proposed to establish itself as the appropriate lead agency, now therefore be it,

RESOLVED, that in recognition of the agreement of all involved agencies, the County of Livingston hereby establishes itself as lead agency for the purpose of implementing the above referenced project.

Dated at Geneseo, New York
December 18, 1996
Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-388. ESTABLISHING A PUBLIC HEARING TO RECEIVE COMMENTS ON THE EXTENSION OF THE CONESUS LAKE COUNTY SEWER DISTRICT TO ENCOMPASS THE LIVONIA CENTER SEWER PROJECT

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

WHEREAS, the Livingston County Board of Supervisors accepted the maps and plans for the extension of the Conesus Lake County Sewer District by resolution 96-319 now there for be it

RESOLVED, that a public hearing shall be held on January 22, 1997 at 1:30 pm to receive comments on the extension of the Conesus Lake County Sewer District, and be it further;

RESOLVED, that appropriate notices be published in the County's official newspapers.

Dated at Geneseo, New York
December 18, 1996
Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-389. CLASSIFYING THE CONSTRUCTION AND OF THE SEWER COLLECTION SYSTEM AND RELATED DISTRICT EXTENSION IN THE TOWN OF LIVONIA AS A TYPE I ACTION, DETERMINING THE SIGNIFICANCE OF SUCH ACTION, AND DIRECTING

THAT A DRAFT NEGATIVE DECLARATION BE PREPARED AND PUBLISHED IN ACCORDANCE WITH SEQRA(SERP)

Mr. Stewart presented the following resolution and moved its adoption

WHEREAS, Livingston County is lead agency for the purpose of implementing the above referenced project, and

WHEREAS, The Livingston County Board of Supervisors have considered and reviewed the project, now therefore be it,

RESOLVED, Livingston County, as the lead agency for purposes of this project, determines that the project is a type I action for the purposes of SEQRA(SERP), and be it further

RESOLVED, that as a consequence of such finding, Livingston County hereby directs that negative declaration be prepared and distributed and published in accordance with the requirements of SEQRA(SERP).

Dated at Geneseo, New York

December 18, 1996

Public Works Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-390. FIXING SALARIES OF THE EMPLOYEES OF THE COUNTY COVERED BY THE CIVIL SERVICE EMPLOYEES ASSOCIATION CONTRACT, THE LIVINGSTON COUNTY DEPUTY SHERIFFS' ASSOCIATION CONTRACT, AND THE NEW YORK STATE NURSES ASSOCIATION CONTRACT FOR THE YEAR 1997

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

1. RESOLVED, that the salaries of employees of the County covered by the Civil Service Employees Association contract, the Livingston County Deputy Sheriffs' Association contract and the New York State Nurses Association contract be, and they hereby are, fixed at the rates set forth in the schedule hereto annexed. Such salaries shall be effective January 1, 1997.
2. RESOLVED, that the contract between the County of Livingston and the Livingston County Civil Service Employees Association for the period January 1, 1996 through December 31, 1998, and the contract between the County of Livingston and the Livingston County Deputy Sheriffs' Association for the period January 1, 1993 through December 31, 1995 and the contract between the County of Livingston and the New York State Nurses Association for the period January 1, 1997 through December 31, 1998, be and they hereby are, attached hereto and made a part hereof to the effect that all of the provisions of the three contracts shall become a part of the 1997 Livingston County Salary Schedule, and be it further
3. RESOLVED, that the provisions of said contract between the County of Livingston and the Livingston County Civil Service Employees Association shall inure to the benefit of all Livingston County positions which are included in the Civil Service Employees Association organization, and be it further
4. RESOLVED, that the provisions of said contract between the County of Livingston and the Livingston County Deputy Sheriffs' Association shall inure to the benefit of all Livingston County Deputy Sheriffs' positions which are included in the Livingston County Deputy Sheriffs' Association organization, and be it further
5. RESOLVED, that the provisions of said contract between the County of Livingston and the New York State Nurses Association shall inure to the benefit of all positions in the Public Health Department which are included in the New York State Nurses Association organization, and be it further
6. RESOLVED, that the mileage rate of 31¢ per mile as authorized by Section 203 of the County Law shall be effective for the year 1996 and the mileage rate adjustments for the year 1997 will be governed by Resolution No. 96-159, and be it further
7. RESOLVED, that the members of the County Board of Health, who are not receiving County salaries, shall be paid at the rate of \$10.00 per day for time actually served in 1997 plus allowable mileage, upon audit of

- their claims by the County Auditor, and be it further
8. RESOLVED, that the members of the Community Services Board, who are not receiving County salaries, shall be reimbursed for mileage at 31¢ per mile and expenses are paid for meals according to the rates established in the Travel Policy effective June 10, 1992, upon audit of their claims by the County Auditor, and be it further
 9. RESOLVED, that each Officer and Department Head shall keep a written record of all sick leave for himself and his subordinate officers and employees, showing the calendar days absent on sick leave, and be it further
 10. RESOLVED, that effective January 1, 1997, the compensation for services of the four County coroners be fixed at \$75.00 per call, plus allowable mileage, and be it further
 11. RESOLVED, that physical examinations for all County Skilled Nursing employees, Health Related Facility employees and Public Health Nurses, where required by law to have same, be provided at County expense, and be it further
 12. RESOLVED, that employees benefits, as granted in the Civil Service Employees Association contract to wit: retirement, sick leave, bereavement leave, holiday and personal leave, shall be granted to all Department heads set forth in the Department Head list except for the Traffic Safety Board Executive Secretary. Department Heads will be granted one week vacation after six months employment with the County; 15 working days on the 1st through the 10th anniversary; 16-19 working days on the 11th through the 14th anniversary one day will be added on each anniversary; 20 working days on the 15th through the 24th anniversary; and 25 working days on the 25th anniversary. A maximum of two (2) working days vacation may be held over from one anniversary year to the next. These days will not accumulate from year to year, but will be used in the new anniversary year. In addition thereto, hospitalization (up to and including the equivalent of the cost of a Blue Cross/Blue Shield contract) except that the following officers shall not be entitled to hospitalization: Supervisors, County Attorney, Part-time Assistant District Attorneys, Deputy Fire Coordinators, Assistant County Attorney, Part-time Public Defender, First Assistant Public Defender and two Assistant Public Defenders, and be it further
 13. RESOLVED, that the Clerk of this Board shall forward certified copies of this resolution and the salary schedule attached to each County Official and Head of a Department, and the Personnel Officer, and be it further
 14. RESOLVED, that effective January 1, 1997, the portion and parts of all previous resolutions and acts of this Board, which are in conflict with the provisions of this resolution shall be rescinded and annulled.

SEE NEXT PAGE

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C.S.E.A. RATE SCHEDULE - 1997

| Grade | New Hire | Base | 1 | 2 | 3 | 4 | 5 | Increment | Longevity |
|-------|----------|-------|-------|-------|-------|-------|-------|-----------|-----------|
| 1 | 7.47 | 8.31 | 8.62 | 8.95 | 9.28 | 9.59 | 9.90 | .31 | .20 |
| 2 | 7.55 | 8.39 | 8.75 | 9.09 | 9.50 | 9.86 | 10.22 | .34 | .23 |
| 3 | 7.81 | 8.68 | 9.04 | 9.38 | 9.77 | 10.13 | 10.49 | .34 | .23 |
| 4 | 7.93 | 8.81 | 9.26 | 9.62 | 10.02 | 10.37 | 10.76 | .35 | .24 |
| 5 | 8.31 | 9.22 | 9.58 | 9.95 | 10.34 | 10.71 | 11.08 | .35 | .24 |
| 6 | 8.44 | 9.37 | 9.86 | 10.25 | 10.65 | 11.05 | 11.44 | .37 | .25 |
| 7 | 8.81 | 9.81 | 10.22 | 10.63 | 11.03 | 11.41 | 11.80 | .37 | .25 |
| 8 | 9.05 | 10.05 | 10.47 | 10.93 | 11.35 | 11.78 | 12.20 | .40 | .27 |
| 9 | 9.55 | 10.61 | 11.03 | 11.45 | 11.86 | 12.34 | 12.74 | .40 | .27 |
| 10 | 9.87 | 10.96 | 11.41 | 11.85 | 12.37 | 12.81 | 13.26 | .45 | .28 |
| 11 | 10.52 | 11.69 | 12.16 | 12.64 | 13.10 | 13.58 | 14.04 | .48 | .29 |
| 12 | 11.16 | 12.40 | 12.94 | 13.47 | 14.00 | 14.54 | 15.08 | .54 | .34 |
| 13 | 11.95 | 13.28 | 13.87 | 14.45 | 15.05 | 15.63 | 16.21 | .58 | .37 |
| 14 | 12.75 | 14.18 | 14.81 | 15.42 | 16.07 | 16.70 | 17.34 | .61 | .40 |
| 15 | 13.71 | 15.26 | 15.91 | 16.54 | 17.18 | 17.83 | 18.47 | .63 | .41 |
| 16 | 14.60 | 16.23 | 16.91 | 17.60 | 18.28 | 18.94 | 19.65 | .66 | .43 |
| 17 | 15.69 | 17.44 | 18.23 | 18.92 | 19.67 | 20.38 | 21.11 | .69 | .46 |
| 18 | 16.85 | 18.72 | 19.55 | 20.38 | 21.20 | 22.02 | 22.86 | .82 | .53 |
| 19 | 17.96 | 19.94 | 20.87 | 21.78 | 22.69 | 23.62 | 24.55 | .91 | .59 |

1995 DEPUTY SHERIFF'S RATE SCHEDULE
(except Road Patrol Titles)

| GRADE | BASE | 1 | 2 | 3 | 4 | 5 | INCREMENT |
|-------|-------|-------|-------|-------|-------|-------|-----------|
| 1 | 7.76 | 8.05 | 8.36 | 8.67 | 8.95 | 9.25 | .27 |
| 2 | 7.84 | 8.17 | 8.50 | 8.87 | 9.21 | 9.55 | .28 |
| 3 | 8.11 | 8.43 | 8.76 | 9.13 | 9.46 | 9.78 | .29 |
| 4 | 8.24 | 8.65 | 8.99 | 9.31 | 9.69 | 10.06 | .30 |
| 5 | 8.61 | 8.95 | 9.28 | 9.66 | 10.00 | 10.35 | .31 |
| 6 | 9.16 | 9.53 | 9.88 | 10.21 | 10.57 | 10.89 | .32 |
| 7 | 9.55 | 9.93 | 10.31 | 10.66 | 11.02 | 11.38 | .35 |
| 9 | 9.57 | 10.01 | 10.45 | 10.89 | 11.33 | 11.77 | .44 |
| 10 | 10.06 | 10.52 | 10.98 | 11.44 | 11.90 | 12.36 | .46 |
| 11 | 10.60 | 11.10 | 11.60 | 12.10 | 12.60 | 13.10 | .50 |
| 12 | 11.27 | 11.84 | 12.38 | 12.93 | 13.48 | 14.02 | .52 |
| 13 | 12.01 | 12.62 | 13.29 | 13.85 | 14.41 | 14.98 | .56 |
| 14 | 12.83 | 13.47 | 14.08 | 14.68 | 15.31 | 15.92 | .60 |
| 15 | 13.67 | 14.34 | 15.00 | 15.66 | 16.31 | 16.97 | .64 |
| 16 | 14.59 | 15.27 | 15.95 | 16.67 | 17.38 | 18.04 | .66 |
| 17 | 15.71 | 16.48 | 17.26 | 18.03 | 18.81 | 19.59 | .77 |

1995 DEPUTY SHERIFF'S RATE SCHEDULE
(Road Patrol Titles only - ARTICLE XVIII Section 4)

| GRADE | BASE | 1 | 2 | 3 | 4 | 5 | INCREMENT |
|-------|-------|-------|-------|-------|-------|-------|-----------|
| 12 | 11.06 | 11.61 | 12.14 | 12.68 | 13.22 | 13.75 | .51 |
| 13 | 11.78 | 12.37 | 13.04 | 13.59 | 14.14 | 14.69 | .55 |
| 14 | 12.59 | 13.21 | 13.81 | 14.40 | 15.01 | 15.62 | .59 |
| 15 | 13.40 | 14.07 | 14.71 | 15.36 | 15.99 | 16.65 | .63 |
| 16 | 14.31 | 14.97 | 15.65 | 16.35 | 17.04 | 17.70 | .64 |
| 17 | 15.41 | 16.17 | 16.93 | 17.69 | 18.45 | 19.22 | .75 |

SCHEDULE A

Base Compensation Rates

A-1.01 Effective January 1, 1997, a regular employee's base compensation rate (hourly) will be:

| | <u>Step 1</u> | <u>Step 2</u> | <u>Step 3</u> | <u>Step 4</u> | <u>Step 5</u> |
|-------------------------------|---------------|---------------|---------------|---------------|---------------|
| Registered Professional Nurse | 13.90 | 13.99 | 14.37 | 14.74 | 15.09 |
| Public Health Nurse | 14.71 | 15.03 | 15.37 | 15.70 | 16.04 |
| Supv. Pub. Health Nurse | 15.25 | 15.78 | 16.31 | 16.85 | 17.39 |
| Nurse Practitioner | 17.44 | 17.92 | 18.52 | 19.05 | 19.59 |

Effective January 1, 1998, a regular employee's base compensation rate (hourly) will be:

| <u>5</u> | <u>STEP 1</u> | <u>STEP 2</u> | <u>STEP 3</u> | <u>STEP 4</u> | <u>STEP</u> |
|-------------------------------|---------------|---------------|---------------|---------------|-------------|
| Registered Professional Nurse | \$14.35 | \$14.44 | \$14.83 | \$15.21 | \$15.57 |
| Public Health Nurse | 15.18 | 15.51 | 15.86 | 16.20 | 16.56 |
| Supv. Public Health Nurse | 15.74 | 16.29 | 16.83 | 17.39 | 17.95 |
| Nurse Practitioner | 18.00 | 18.49 | 19.11 | 19.66 | 20.22 |

ANIMAL CONTROL (A3510)Assistant Dog Control Officer (400) - 1 position - GRADE 1

| | | | |
|--------------------|----------|---|------|
| Kathleen Tewksbury | 11/13/95 | 1 | 8.62 |
|--------------------|----------|---|------|

ASSESSMENT DEPARTMENT (A1355)Real Property Tax Services Aide (618) - 1 position - GRADE 9

| | | | |
|-----------------|---------|---|----------|
| Beverly Dunning | 1/31/78 | 5 | 13.55*** |
|-----------------|---------|---|----------|

Senior Tax Map Technician (251) - 1 position - GRADE 15

| | | | |
|--------------|--------|--------|----------|
| Joseph Pukos | 2/1/82 | 5 | 19.29** |
| | | 2/2/97 | 19.70*** |

Senior Typist (627) - 1 position - GRADE 7

| | | | |
|----------------|---------|---|---------|
| Sandra Johnson | 10/9/85 | 5 | 12.30** |
|----------------|---------|---|---------|

LIVINGSTON COUNTY CENTRAL SERVICES (A1610)Administrative Secretary (602) - 1 Position - Grade 10

| | | | |
|-------------------|---------|---|---------|
| Sally A. Donnelly | 1/31/83 | 5 | 13.82** |
|-------------------|---------|---|---------|

Building Maintenance Mechanic (701) - 6 Positions - Grade 11

| | | | |
|-----------------------|---------|---------|-----------|
| Robert Ellis | 3/22/82 | 5 | 14.62** |
| | | 3/30/97 | 14.91*** |
| Robert Giglio (A1620) | 5/15/72 | 5 | 15.20**** |
| Robert Hooker | 1/20/72 | 5 | 15.20**** |
| Daniel Horr | 6/2/75 | 5 | 15.20**** |
| William Learn, Jr. | 4/10/72 | 5 | 15.20**** |
| Walter Truax, Jr. | 11/4/74 | 5 | 15.20**** |

Building Maintenance Person (801) - 1 position - GRADE 7

| | | | |
|-------------------|----------|---|----------|
| Joseph C. Zambito | 12/14/81 | 5 | 12.55*** |
|-------------------|----------|---|----------|

Carpenter (702) - 2 positions - GRADE 13

| | | | |
|-----------------|---------|----|-----------|
| Edwin G. Sparks | 4/10/72 | 5 | 17.69**** |
| vacant | | NH | 11.95 |

Courier (832) - 1 position - GRADE 5

| | | | |
|-----------------|---------|---|---------|
| John D. Stewart | 1/23/84 | 5 | 11.56** |
|-----------------|---------|---|---------|

Cleaners (804) - 3 positions - GRADE 2

| | | | |
|-------------------|---------|---|----------|
| Margaret Friedman | 5/18/81 | 5 | 10.91*** |
| Donna Ludwig | 9/13/82 | 5 | 10.68** |
| | 9/14/97 | | 10.91*** |
| Onale Smith | 1/13/86 | 5 | 10.68** |

Custodial Worker (805) - 1 position - GRADE 3

| | | | |
|-----------------|--------|---|--------|
| Vicky Dalrymple | 9/2/88 | 5 | 10.72* |
|-----------------|--------|---|--------|

Electrician (703) - 1 position - GRADE 13

| | | | |
|-----------------|--------|---|-----------|
| Gary G. Peffers | 4/3/72 | 5 | 17.69**** |
|-----------------|--------|---|-----------|

Painter (708) - 1 position - GRADE 12

| | | | |
|--------|--|----|-------|
| vacant | | NH | 11.16 |
|--------|--|----|-------|

Plumber (709) - 1 position - GRADE 13

| | | | |
|----------------|--------|--------|-----------|
| Robert C. Hand | 6/1/77 | 5 | 17.32*** |
| | | 6/8/97 | 17.69**** |

Senior Account Clerk/Typist (621) - 1 position - GRADE 9

| | | | |
|--------|--|----|------|
| vacant | | NH | 9.55 |
|--------|--|----|------|

CONESUS LAKE SEWER DISTRICT(G8110)Principal Account Clerk (235) - 1 position - GRADE 15

| | | | |
|---------------|---------|---|--------|
| Judith Travis | 7/28/89 | 5 | 18.88* |
|---------------|---------|---|--------|

(G8130)Senior Sewage Treatment Plant Operator (309) - 1 position - GRADE 17

| | | | |
|-------------------|---------|---|------------|
| C. Joseph Kornbau | 1/21/74 | 4 | 22.22***** |
|-------------------|---------|---|------------|

Sewage Plant Operator Trainee (816) - 1 position - GRADE 12

| | | | |
|--------|--|----|-------|
| vacant | | NH | 11.16 |
|--------|--|----|-------|

Sewage Treatment Maintenance Person (817) - 2 positions - GRADE 11

| | | | |
|------------------|--------|---|---------|
| Eric B. Marshall | 3/1/86 | 5 | 14.62** |
|------------------|--------|---|---------|

| | | | |
|-----------------------|----------|---|---------|
| Richard Stone (G8131) | 11/17/83 | 5 | 14.62** |
|-----------------------|----------|---|---------|

Sewage Treatment Plant Operator (310) - 2 positions - GRADE 13

| | | | |
|-------------------|---------|---|----------|
| David S. Caldwell | 4/21/80 | 5 | 17.32*** |
|-------------------|---------|---|----------|

| | | | |
|-------------------|--------|---|---------|
| Michael K. Shaver | 4/1/83 | 5 | 16.95** |
|-------------------|--------|---|---------|

COUNTY CLERK (A1410)Index Clerk (611) - 3 positions - GRADE 8

| | | | |
|-----------------|--------|---|-------|
| Diane Piampiano | 6/4/96 | 1 | 10.47 |
|-----------------|--------|---|-------|

| | | | |
|--------|--|----|------|
| Vacant | | NH | 9.05 |
|--------|--|----|------|

| | | | |
|--------|--|----|------|
| Vacant | | NH | 9.05 |
|--------|--|----|------|

Motor Vehicle Clerk (612) - 7 positions - GRADE 8

| | | | |
|---------------|--------|---|----------|
| Joyce Kornbau | 1/3/78 | 5 | 13.01*** |
|---------------|--------|---|----------|

| | | | |
|----------------|----------|----|------|
| Michelle Levey | 11/18/96 | NH | 9.05 |
|----------------|----------|----|------|

| | | | |
|-----------------|---------|---|---------|
| Pamela Minnehan | 4/26/82 | 5 | 12.74** |
|-----------------|---------|---|---------|

| | | | |
|-----------------------|--------|---|-------|
| Kathleen Olson(A1411) | 1/2/96 | 1 | 10.47 |
|-----------------------|--------|---|-------|

| | | | |
|---------------|---------|---|----------|
| Brenda Peters | 5/27/80 | 5 | 13.01*** |
|---------------|---------|---|----------|

| | | | |
|--------|--|--|--|
| Vacant | | | |
|--------|--|--|--|

| | | | |
|--------|--|--|--|
| Vacant | | | |
|--------|--|--|--|

Motor Vehicle Supervisor (614) - 1 position - GRADE 12

| | | | |
|-------------|---------|---|------------|
| Linda Yohon | 3/31/75 | 4 | 15.90***** |
|-------------|---------|---|------------|

Senior Index Clerk (644) - 2 positions - GRADE 10

| | | | |
|-------------|--------|---|---------|
| Diane Fusco | 5/2/83 | 4 | 13.37** |
|-------------|--------|---|---------|

| | | | |
|-------------|---------|---|----------|
| Toni Teresa | 2/11/81 | 4 | 13.65*** |
|-------------|---------|---|----------|

Senior Motor Vehicle Clerk - (645) - 2 positions - GRADE 10

| | | | |
|-------------|---------|---|---------|
| Linda Arndt | 10/1/84 | 4 | 13.37** |
|-------------|---------|---|---------|

| | | | |
|--------------|---------|---|----------|
| Diana Moffat | 4/20/81 | 4 | 13.65*** |
|--------------|---------|---|----------|

Telephone Operator (633) - 1 position - GRADE 4

| | | | |
|------------------|---------|---|-------|
| Kathleen Guarino | 3/14/94 | 3 | 10.02 |
|------------------|---------|---|-------|

DATA PROCESSING (A1680)Computer Training Coordinator/Operator (327) - 1 position - GRADE 14

| | | | |
|-----------------|----------|---|-------|
| Linda Farruggia | 10/15/96 | B | 14.18 |
|-----------------|----------|---|-------|

Programmer (292) - 2 positions - Grade 17

| | | | |
|--------------|---------|---|--------|
| Elaine Drain | 1/22/90 | 3 | 20.13* |
|--------------|---------|---|--------|

| | | | |
|-------------------|---------|---|--------|
| Martin R. DeMarte | 1/19/87 | 2 | 19.38* |
|-------------------|---------|---|--------|

| | | | |
|--|--|---------|---------|
| | | 1/19/97 | 19.84** |
|--|--|---------|---------|

Senior Typist (627) - 1 position - GRADE 7

| | | | |
|----------------|----------|---|----------|
| Susan D. Pratt | 10/21/81 | 5 | 12.55*** |
|----------------|----------|---|----------|

DISTRICT ATTORNEY (1165)Senior Legal Typist (643) - 1 position - GRADE 7

| | | | |
|------------------|---------|---|-------|
| Barbara VanIngen | 1/19/96 | 1 | 10.22 |
|------------------|---------|---|-------|

ECONOMIC DEVELOPMENT DEPARTMENT (A6989)Administrative Secretary (602) - 1 position - GRADE 10

| | | | |
|----------------|---------|---|-------|
| Darlene Essler | 12/6/93 | 2 | 11.85 |
|----------------|---------|---|-------|

EMERGENCY MANAGEMENT SERVICES (A3640)Senior Typist (627) - 1 position - GRADE 7

| | | | |
|--------------|---------|---|-------|
| Karol Thomas | 2/24/94 | 3 | 11.03 |
|--------------|---------|---|-------|

EMPLOYMENT AND TRAINING(J6290)Account Clerk/Typist (601) 1 position - GRADE 7

| | | | |
|---------------------|----------|---|-------|
| Eileen B. Kingsbury | 10/24/94 | 2 | 10.63 |
|---------------------|----------|---|-------|

(J6292)Employment & Training Counselor (219) - 6 positions - GRADE 13

| | | | |
|-----------------|---------|---------|-----------|
| Donna M. Bigger | 7/11/77 | 5 | 17.32*** |
| | | 7/20/97 | 17.69**** |

| | | | |
|---------------|--------|---|-------|
| Leon Buchanan | 1/3/94 | 3 | 15.05 |
|---------------|--------|---|-------|

| | | | |
|----------------|---------|---|-------|
| Wesley Kobylak | 9/26/94 | 2 | 14.45 |
|----------------|---------|---|-------|

Employment & Training Counselor (219) - 6 positions - GRADE 13 cont.

| | | | |
|-----------------|--------|---|-------|
| Denise Schaller | 1/8/96 | 1 | 13.87 |
|-----------------|--------|---|-------|

| | | | |
|--------------|---------|---|-------|
| Carol Bauman | 1/22/96 | 1 | 13.87 |
|--------------|---------|---|-------|

| | | | |
|--------|--|----|-------|
| vacant | | NH | 11.95 |
|--------|--|----|-------|

(J6290)Employment & Training/Youth Bureau Coordinator (284) - 1 position - GRADE 15

| | | | |
|-------------------|---------|---|--------|
| C. Keith Mitchell | 4/30/90 | 5 | 18.88* |
|-------------------|---------|---|--------|

Senior Account Clerk (619) - 1 position - GRADE 9

| | | | |
|----------------|--------|---|-------|
| Patricia Fagan | 4/3/95 | 2 | 11.45 |
|----------------|--------|---|-------|

HEALTH RELATED FACILITY (R6120)Account Clerk (600) - 2 positions - GRADE 6

| | | | |
|----------------|--------|---|---------|
| Linda Anderson | 4/9/84 | 5 | 11.94** |
|----------------|--------|---|---------|

| | | | |
|--------|--|----|------|
| vacant | | NH | 8.44 |
|--------|--|----|------|

Account Clerk/Typist (601) - 1 position - GRADE 7

| | | | |
|--------------|--------|---|--------|
| Wendy Detmer | 4/9/90 | 4 | 11.66* |
|--------------|--------|---|--------|

Activities Aide (500) - 5 positions - GRADE 4

| | | | |
|-------------------|----------|---|-----------|
| Catherine Goodell | 12/28/73 | 5 | 11.72**** |
|-------------------|----------|---|-----------|

| | | | |
|------------------|---------|---|----------|
| Sarah E. Hopkins | 7/27/81 | 5 | 11.48*** |
|------------------|---------|---|----------|

| | | | |
|---------------|---------|---|---------|
| Dawn Lubanski | 5/11/86 | 5 | 11.24** |
|---------------|---------|---|---------|

| | | | |
|---------------|---------|---|----------|
| Pearl Runfola | 7/14/80 | 5 | 11.48*** |
|---------------|---------|---|----------|

| | | | |
|--------|--|----|------|
| vacant | | NH | 7.93 |
|--------|--|----|------|

Administrative Secretary (602) - 1 position - GRADE 10

| | | | |
|--------------------|---------|---|-----------|
| Patricia L. Murray | 5/15/72 | 5 | 14.38**** |
|--------------------|---------|---|-----------|

Building Maintenance Mechanic (701) - 1 position - GRADE 11

| | | | |
|------------|---------|---|----------|
| Randy Gill | 11/1/79 | 5 | 14.91*** |
|------------|---------|---|----------|

Charge Nurse (208) - 5 positions - GRADE 15

| | | | |
|-----------------------|----------|---|---------|
| Kathy J. Baehr | 3/5/84 | 5 | 19.29** |
| Cynthia Kandrotas | 9/12/94 | 3 | 17.18 |
| Kathleen Mehlenbacher | 10/11/88 | 5 | 18.88* |
| Kristine Smith | 8/21/90 | 5 | 18.88* |
| Phyllis Stevens | 9/24/93 | 4 | 17.83 |

Cleaner (804) - 14 positions - GRADE 2

| | | | |
|---------------------|----------|---------|------------|
| Theresa Beardsley | 3/16/87 | 5 | 10.45* |
| | | 3/16/97 | 10.68** |
| Dorothy A. Cramer | 2/11/84 | 5 | 10.68** |
| Colleen Crawford | 9/14/84 | 5 | 10.68** |
| Kimberly Ebert | 8/5/74 | 5 | 11.14***** |
| Colleen M. Frantz | 4/25/85 | 5 | 10.68** |
| Judith Hand | 3/22/82 | 5 | 10.68** |
| | | 3/30/97 | 10.91*** |
| Josephine Jaroszek | 3/22/82 | 5 | 10.68** |
| | | 3/30/97 | 10.91*** |
| Christine Marble | 9/27/78 | 5 | 10.91*** |
| Laural Nice | 11/2/77 | 5 | 10.91*** |
| | | 11/9/97 | 11.14***** |
| Kimberly Nichols | 6/4/90 | 5 | 10.45* |
| Janice Sicurella | 1/4/82 | 5 | 10.68** |
| | | 1/5/97 | 10.91*** |
| Bonnie Stamp | 6/29/81 | 5 | 10.91*** |
| Brenda Stevens | 7/2/79 | 5 | 10.91*** |
| Angeline M. Tarmino | 12/28/73 | 5 | 11.14***** |

Hairdresser (704) - 1 position - GRADE 4

| | | | |
|---------------|---------|---|------------|
| Jane E. Clute | 3/15/71 | 5 | 11.72***** |
|---------------|---------|---|------------|

Housekeeper (509) - 1 position - GRADE 11

| | | | |
|--------------|--------|---|------------|
| Cheryl Beach | 9/2/74 | 5 | 15.20***** |
|--------------|--------|---|------------|

Leisure Time Activities Director (504) - 1 position - GRADE 6

| | | | |
|---------------|---------|---|------------|
| Debra Sanford | 12/8/69 | 5 | 12.44***** |
|---------------|---------|---|------------|

Licensed Practical Nurse (302) - 21 positions - GRADE 9

| | | | |
|--------------------|----------|---------|------------|
| Joan F. Barnett | 10/14/75 | 5 | 13.82***** |
| Mylessia Candie | 4/9/90 | 5 | 13.01* |
| Theresa Cartwright | 1/15/90 | 5 | 13.01* |
| Margaret DioGuardi | 7/19/87 | 5 | 13.01* |
| | | 7/20/97 | 13.28** |
| Susan Edwards | 1/27/92 | 5 | 12.74 |
| | | 2/2/97 | 13.01* |
| Viva Ellis | 9/3/87 | 5 | 13.01* |
| | | 9/14/97 | 13.28** |
| Jill R. Fry | 1/27/92 | 5 | 12.74 |
| | | 2/2/97 | 13.01* |
| Virginia A. Graham | 1/26/89 | 5 | 13.01* |
| Donna L. Hartnett | 2/3/85 | 5 | 13.28** |
| Terre J. Krauss | 4/25/93 | 5 | 12.74 |
| Mary E. Liberti | 5/10/74 | 5 | 13.82***** |
| Theresa Owens | 9/14/87 | 5 | 13.01* |

| | | | | |
|---|----------|---|----------|-----------|
| | | | 9/14/97 | 13.28** |
| Valerie Powers | 9/11/92 | 5 | | 12.74 |
| | | | 9/14/97 | 13.01* |
| Lisa M. Reynolds | 8/28/90 | 5 | | 13.01* |
| Susan Sapetko | 6/6/90 | 5 | | 13.01* |
| Donald H. Simpson | 11/24/84 | 5 | | 13.28** |
| Cynthia Spencer | 7/21/85 | 5 | | 13.28** |
| Roseann M. Watkins | 5/30/82 | 5 | | 13.28** |
| | | | 6/8/97 | 13.55*** |
| Nancy E. Witham | 11/25/84 | 5 | | 13.28** |
| Marie Wood | 11/26/95 | 2 | | 11.45 |
| Sheila Duryee | 1/1/94 | 2 | | 11.45 |
| <u>Nursing Assistant (505) - 46 positions - GRADE 4</u> | | | | |
| Julie Arena | 1/1/94 | 3 | | 10.02 |
| Linda Barnhardt | 8/23/93 | 3 | | 10.02 |
| Barbara Beardsley | 7/14/80 | 5 | | 11.48*** |
| Lois Beardsley | 12/5/82 | 5 | | 11.24** |
| | | | 12/7/97 | 11.48*** |
| Michelle Bonadonna | 7/8/96 | 1 | | 9.26 |
| Christine Burns | 12/30/90 | 5 | | 11.00* |
| Tammy L. Busby | 4/11/88 | 5 | | 11.00* |
| Sharon Cobb | 12/27/83 | 5 | | 11.24** |
| Deborah Cole | 10/1/95 | 1 | | 9.26 |
| Kelly Craft | 10/13/96 | B | | 8.81 |
| Kathleen Crye | 12/20/87 | 5 | | 11.00* |
| | | | 12/21/97 | 11.24** |
| Brenda Dale | 9/10/92 | 4 | | 10.37 |
| | | | 9/14/97 | 10.61* |
| Deborah Daley | 7/21/96 | B | | 8.81 |
| Marjorie Dickinson | 8/25/96 | B | | 8.81 |
| Rosemarie DioGuardi | 7/1/79 | 5 | | 11.48*** |
| Edith Donohue | 9/14/86 | 5 | | 11.24** |
| Deborah J. Drew | 6/4/89 | 5 | | 11.00* |
| Joyce M. Fisher | 2/17/85 | 5 | | 11.24** |
| Helen Follett | 1/13/75 | 5 | | 11.72**** |
| Melanie Follett | 10/22/89 | 5 | | 11.00* |
| Lori Gibson | 8/25/96 | B | | 8.81 |
| Mary J. Gill | 1/17/82 | 5 | | 11.24** |
| | | | 1/19/97 | 11.48*** |
| Rhonda Gillmer | 7/25/82 | 5 | | 11.24** |
| | | | 8/3/97 | 11.48*** |
| Cindy Hampton | 6/22/86 | 5 | | 11.24** |
| Leslie Heath | 1/1/94 | 3 | | 10.02 |
| Mary K. James | 10/1/92 | 4 | | 10.37 |
| | | | | 10/12/97 |
| | | | | 10.61* |
| Rene L. Lennox | 10/1/95 | 1 | | 9.26 |
| Phylis Mains | 11/7/94 | 2 | | 9.62 |
| Sandra Miller | 1/14/79 | 5 | | 11.48*** |

| | | | |
|---|----------|---------|------------|
| Sonia Moffat | 3/28/93 | 4 | 10.37 |
| Barbara Moore | 6/27/82 | 5 | 11.24** |
| | | 7/6/97 | 11.48*** |
| Patricia S. Predmore | 3/1/92 | 5 | 10.76 |
| | | 3/2/97 | 11.00* |
| Elise Prevost | 3/1/92 | 5 | 10.76 |
| | | 3/2/97 | 11.00* |
| Valerie Provorse | 8/22/93 | 3 | 10.02 |
| Susan Reid | 4/19/82 | 5 | 11.24** |
| | | 4/27/97 | 11.48*** |
| Shirley A. Schledorn | 6/1/91 | 5 | 11.00* |
| Lois Shero | 11/9/92 | 4 | 10.37 |
| | | 11/9/97 | 10.61* |
| Susan J. Smith | 8/21/83 | 5 | 11.24** |
| Susan Sylvester | 10/15/95 | 1 | 9.26 |
| Louise M. Teed | 7/21/85 | 5 | 11.24** |
| Theresa Torpey | 5/1/91 | 5 | 11.00* |
| Sharon Tusso | 10/21/74 | 5 | 11.72***** |
| Stella Vazquez | 6/1/91 | 5 | 11.00* |
| Steven Vondell | 4/8/91 | 5 | 11.00* |
| Bonnie Wilkinson | 9/2/94 | 2 | 9.62 |
| Bonnie Woollett | 9/2/94 | 2 | 9.62 |
| <u>Occupational Therapist - (270) - 1 position - GRADE 17</u> | | | |
| Jill Chesley | 6/17/96 | 4 | 20.38 |
| <u>Pharmacy Aide (639) - 1 position - GRADE 4</u> | | | |
| Lori Scala | 2/8/93 | 4 | 10.37 |
| <u>Registered Professional Nurse (242) - 7 positions - GRADE 14</u> | | | |
| Lizabeth DeWispelaere | 11/30/92 | 5 | 17.34 |
| | | 12/7/97 | 17.74* |
| Sarah T. Hagan | 3/14/90 | 5 | 17.74* |
| Barbara Jones | 3/5/95 | 3 | 16.07 |
| Cindy J. Kuhn | 9/6/94 | 3 | 16.07 |
| Gail Sparling | 3/10/80 | 5 | 18.54*** |
| Deborah Stom | 8/2/93 | 4 | 16.70 |
| vacant | | 1 | 12.75 |
| <u>Senior Account Clerk (619) - 4 positions - GRADE 9</u> | | | |
| Linda Goodwin | 10/10/79 | 5 | 13.55*** |
| Jane Maloney | 12/19/88 | 5 | 13.01* |
| Carol Rittenhouse | 5/1/89 | 5 | 13.01* |
| Marie Sobel | 2/22/72 | 5 | 13.82***** |
| <u>Senior Building Maintenance Mechanic (313) - 1 position - GRADE 12</u> | | | |
| Herbert J. Ellis | 5/15/72 | 5 | 16.44***** |
| <u>Senior Social Work Assistant (268) - 1 position - GRADE 15</u> | | | |
| Sharon Quirk | 9/20/82 | 5 | 19.29** |
| | | 9/28/97 | 19.70*** |
| <u>Senior Typist (627) - 3 positions - GRADE 7</u> | | | |
| Robin Hooker | 6/8/87 | 3 | 11.28* |
| | | 6/8/97 | 11.53** |

| | | | |
|--|----------|---------|-----------------------------|
| Barbara A. Orlando | 6/26/86 | 5 | 12.30** |
| Ann Schwenzer | 7/17/89 | 5 | 12.05* |
| <u>Social Work Assistant (254) - 3 positions - GRADE 14</u> | | | |
| Lynne Heather | 5/31/94 | 3 | 16.07 |
| Mary Kaye Meehan | 1/5/87 | 5 | 17.74* |
| | | 1/5/97 | 18.14** |
| Vicki Putney | 4/7/80 | 5 | 18.54*** |
| <u>Supervising Pharmacist (126) - 1 position - GRADE 19</u> | | | |
| Sue DeGross | 11/29/93 | 5 | 24.55 |
| <u>Telephone Operator (633) - 1 position - GRADE 4</u> | | | |
| Wendy Smith | 5/22/89 | 5 | 11.00* |
| <u>LIVINGSTON COUNTY HIGHWAY DEPARTMENT</u> | | | |
| <u>Account Clerk/Typist (601) - 1 position - GRADE 7 (D5010)</u> | | | |
| Cathy A. MacPherson | 9/5/95 | 1 | 10.22 |
| <u>Automotive Mechanic (700) - 2 positions - GRADE 12 (M5130)</u> | | | |
| Michael J. Gridley | 6/2/80 | 5 | 16.10*** |
| John Kenney, Jr. | 5/22/78 | 5 | 16.10*** |
| <u>Bridge Construction Foreman (713) - 1 position - GRADE 14 (D5110)</u> | | | |
| Richard H. Paul, Jr. | 4/18/79 | 4 | 17.90*** |
| <u>Engineering Technician (315) - 2 positions - GRADE 13 (D5020)</u> | | | |
| Lawrence A. LaRue | 1/3/89 | 5 | 16.58* |
| Michael R. Mott | 11/6/95 | 1 | 13.87 |
| <u>Motor Equipment Operator II (706) - 8 positions - GRADE 10 (D5110)</u> | | | |
| Kevin Barnhardt | 4/1/96 | 1 | 11.41 |
| Christopher Buckley | 6/3/96 | 1 | 11.41 |
| Michael Donovan | 5/13/96 | 1 | 11.41 |
| Christopher J. Grosse | 4/29/96 | 1 | 11.41 |
| Howard A. Guldenschuh | 5/8/89 | 5 | 13.54* |
| Charles Hamsher, Jr. | 6/27/94 | 3 | 12.37 |
| William F. Henry | 5/15/89 | 5 | 13.54* |
| Vacant | | NH | 9.87 |
| <u>Motor Equipment Operator III (707) - 6 positions - GRADE 11 (D5110)</u> | | | |
| Dean Bourgoine | 5/8/89 | 5 | 14.33* |
| Thomas L. Canute, Jr. | 8/15/88 | 5 | 14.33* |
| Raymond L. Clark | 12/7/87 | 5 | 14.33* |
| | | 12/7/97 | 14.62** |
| Fred R. Shutt | 3/1/93 | 4 | 13.58 |
| David D. Wilkins | 5/18/87 | 5 | 14.33* |
| vacant | | NH | 10.52 |
| <u>Principal Clerk (615) - 1 position - GRADE 10 (D5010)</u> | | | |
| Cynthia Dennison | 1/1/71 | 5 | 14.81**** (.43 included) |
| <u>Road Maintenance Foreman (710) - 2 positions - GRADE 14 (D5110)</u> | | | |
| David Crawford | 8/24/87 | 5 | 17.74* |
| | | 8/31/97 | 18.14** |
| David C. Wentworth | 11/7/88 | 5 | 17.74* |
| <u>Senior Account Clerk/Typist (621) - 1 position - GRADE 9 (D5010)</u> | | | |

| | | | |
|--|----------|----------|------------|
| Michelle Lunn | 11/21/88 | 5 | 13.01* |
| <u>Senior Sign Technician (314) - 1 position - GRADE 11 (D5110)</u> | | | |
| Steven P. Widener | 6/4/80 | 5 | 14.91*** |
| <u>Shop Foreman (711) - 1 positions - GRADE 14 (M5130)</u> | | | |
| Ronald F. Brown | 1/28/74 | 5 | 18.94***** |
| <u>Welder Fabricator (317) - 1 position - GRADE 11 (D5110)</u> | | | |
| Brian Mastin | 9/5/89 | 5 | 14.33* |
| <u>Working Foreman (712) - 2 positions - GRADE 12 (D5020)</u> | | | |
| Stephen M. Cowley | 6/24/86 | 5 | 15.76** |
| Daniel Walkley | 1/3/78 | 5 | 16.10*** |
| <u>MENTAL HEALTH (A4310)</u> | | | |
| <u>Account Clerk/Typist (601) - 1 position - GRADE 7</u> | | | |
| <u>Administrative Officer (321) - 1 position - GRADE 15</u> | | | |
| Joanne Semmel | 8/20/84 | 5 | 19.29** |
| <u>Clerk/Typist (604) - 1 position - GRADE 2</u> | | | |
| Wendy Downey | 3/4/96 | 1 | 8.75 |
| <u>Community Mental Health Nurse (209) - 3 positions - GRADE 17</u> | | | |
| Pamela Boyd | 5/21/91 | 5 | 21.57* |
| Virginia Gardner | 1/17/94 | 3 | 19.67 |
| vacant | | NH | 15.69 |
| <u>Intensive Case Manager (296) - 1 position - GRADE 15</u> | | | |
| Michael Allen | 11/4/96 | B | 15.26 |
| <u>Mental Health Clinical Supervisor (283) - 1 position - GRADE 19</u> | | | |
| Gail Finegan | 1/11/93 | 4 | 23.62 |
| <u>Mental Health Clinical Therapist (228) - 5 positions - GRADE 16</u> | | | |
| John R. Allard | 1/11/95 | 2 | 17.60 |
| Kevin J. Lewis | 8/11/86 | 5 | 20.51** |
| Alice Rogstad | 5/11/92 | 5 | 19.65 |
| | | 5/11/97 | 20.08* |
| Ruth Rowse | 9/11/95 | 1 | 16.91 |
| Lynn Scott | 12/21/92 | 4 | 18.94 |
| | | 12/21/97 | 19.37* |
| <u>Mental Health Social Work Aide (229) - 2 positions - GRADE 13</u> | | | |
| Anne Valentino | 2/5/96 | 1 | 13.87 |
| vacant | | NH | 16.21 |
| <u>Psychiatric Social Work Assistant (263) - 1 position - GRADE 14</u> | | | |
| Frederic P. Gardner | 7/3/89 | 5 | 17.74* |
| <u>Senior Clerk (622) - 1 position - GRADE 7</u> | | | |
| Lee Schneider | 1/29/96 | 1 | 10.22 |
| <u>Senior Typist (627) - 1 position - GRADE 7</u> | | | |
| Christina M. Strain | 8/22/80 | 5 | 12.55*** |
| <u>PERSONNEL OFFICE (A1430)</u> | | | |
| <u>Clerk/Typist (604) 1 position - GRADE 2</u> | | | |
| Amy J. Griffith | 7/13/95 | 1 | 8.75 |
| <u>Personnel Assistant (318) - 1 position - GRADE 10</u> | | | |
| Lauraine M. Beach | 3/31/82 | 5 | 13.82** |
| | | 4/13/97 | 14.10*** |

| | | | |
|--|----------|---------|------------|
| <u>Senior Clerk (622) - 1 position - GRADE 7</u> | | | |
| Marlene Hamilton | 8/29/88 | 5 | 12.05* |
| <u>Senior Typist (627) - 1 position - GRADE 7</u> | | | |
| vacant | | NH | 8.81 |
| <u>PLANNING (A8020)</u> | | | |
| <u>Planner (234) - 1 position - GRADE 17</u> | | | |
| Angela L. Ellis | 5/9/94 | 3 | 19.67 |
| <u>Senior Account Clerk (619) - 1 position - GRADE 9</u> | | | |
| Martha K. Linsner | 8/21/78 | 5 | 13.55*** |
| <u>Senior Stenographer (625) - 1 position - GRADE 10</u> | | | |
| Ruth M. Briggs | 4/2/81 | 5 | 14.10*** |
| <u>PLANNING - HOUSING (A6311)</u> | | | |
| <u>Housing Assistance Representative (610) - 1 position - GRADE 12</u> | | | |
| Delia P. Keefe | 6/18/80 | 5 | 16.10*** |
| <u>Housing Programs Coordinator (222) - 1 position - GRADE 15</u> | | | |
| Ruth Swift | 9/7/82 | 5 | 19.29** |
| | | 9/14/97 | 19.70*** |
| <u>Senior Typist (627) - 1 position - GRADE 7</u> | | | |
| Patricia Therrien | 5/18/92 | 5 | 11.80 |
| | | 5/25/97 | 12.05* |
| <u>PLANNING - WEATHERIZATION (A6310)</u> | | | |
| <u>Account Clerk/Typist (601) - 1 position - GRADE 7</u> | | | |
| Barbara Dutton | 4/18/90 | 5 | 12.05* |
| <u>Energy Programs Supervisor (220) - 1 position - GRADE 15</u> | | | |
| Donald E. Huff | 12/15/80 | 5 | 19.70*** |
| <u>Winterization Aide (818) - 1 position - GRADE 6</u> | | | |
| Elaine M. Ellis | 8/11/75 | 5 | 12.44***** |
| <u>Winterization Foreman (819) - 2 positions - GRADE 11</u> | | | |
| Gary Green | 11/6/89 | 5 | 14.33* |
| James George | 1/10/95 | 2 | 12.64 |
| <u>PROBATION (A3140)</u> | | | |
| <u>Clerk/Typist (604) - 1 position - GRADE 2</u> | | | |
| vacant | | NH | 7.55 |
| <u>Probation Officer (238) - 5 positions - GRADE 14 (Trainee (237) - GRADE 13)</u> | | | |
| Barbara Passamonte | 4/22/96 | 1 | 14.81 |
| Amy Cicoria | 5/16/94 | 3 | 16.07 |
| Mary Clark | 8/11/76 | 5 | 18.94***** |
| Dennis Jasinski | 8/12/96 | NH | 12.75 |
| Lynne C. Mignemi | 11/27/87 | 5 | 17.74* |
| | | 12/7/97 | 18.14** |
| <u>Probation Supervisor (239) - 1 position - GRADE 17</u> | | | |
| Karen Sue Weidman | 2/14/84 | 5 | 22.03** |
| <u>Senior Probation Officer (248) - 1 position - GRADE 15</u> | | | |
| Edward Erhard | 2/23/76 | 5 | 20.11***** |
| <u>Senior Typist (627) - 2 positions - GRADE 7</u> | | | |
| Beverly Bauer | 9/19/83 | 5 | 12.30** |

| | | | |
|---|----------|---------|------------|
| Terri Parsons | 4/16/79 | 5 | 12.55**** |
| <u>PUBLIC HEALTH DEPARTMENT A4010</u> | | | |
| <u>Clerk/Typist - (604) - 2 positions - GRADE 2</u> | | | |
| Paula Christiano (A4088) | 4/25/95 | 2 | 9.09 |
| Kathleen Smith | 2/26/96 | 1 | 8.75 |
| <u>Home Health Aide (502) - 2 positions - GRADE 4</u> | | | |
| Mary Aronhalt | 2/2/95 | 2 | 9.62 |
| Jo Buchinger | 2/9/95 | 2 | 9.62 |
| June Langan | 2/2/95 | 2 | 9.62 |
| Doris Smith | 1/18/88 | 5 | 11.00* |
| <u>Public Health Educator (240) - 2 positions - GRADE 13</u> | | | |
| Virginia Cassetta-Wilson | 5/06/96 | 2 | 14.45 |
| Linda Motz (A4090) | 11/18/96 | NH | 11.95 |
| <u>Public Health Sanitarian (305) - 2 positions - GRADE 14</u> | | | |
| Richard Davin | 6/10/87 | 5 | 17.74* |
| | | 6/22/97 | 18.14** |
| Deborah Farberman | 6/18/73 | 5 | 18.94***** |
| <u>Public Health Technician (307) - 2 positions - GRADE 11</u> | | | |
| Catherine Giles | 8/7/95 | 1 | 12.16 |
| James Kanouse | 6/6/88 | 5 | 14.33* |
| <u>Senior Account Clerk/Typist (621) - 1 position - GRADE 9</u> | | | |
| Linda Cole | 10/11/94 | 2 | 11.45 |
| <u>Senior Typist (627) - 4 positions - GRADE 7</u> | | | |
| Melody Carlin | 6/28/96 | 5 | 12.30** |
| Josephine Deragon | 10/27/80 | 5 | 12.55**** |
| Linda Jordon | 6/18/90 | 5 | 12.05* |
| Alise E. Rounsville | 8/13/84 | 5 | 12.30** |
| <u>PUBLIC HEALTH FAMILY PLANNING (A4035)</u> | | | |
| <u>Clinical Aide (501) - 1 position - GRADE 4</u> | | | |
| Kathleen Magee | 2/17/81 | 5 | 11.48**** |
| <u>Nurse Practitioner (230) - 2 positions</u> | | | |
| Lou Ann Conrad | 8/25/92 | 2 | 17.92 |
| | | 8/31/97 | 18.14* |
| Mary T. Kysor | 3/13/89 | 5 | 19.81* |
| <u>Outreach Worker (506) - 1 position - GRADE 7</u> | | | |
| vacant | | NH | 8.81 |
| <u>Public Health Educator (240) - 1 position - GRADE 13</u> | | | |
| Lisa M. Beardsley | 7/12/93 | 3 | 15.05 |
| <u>Registered Professional Nurse (243) - 4 positions</u> | | | |
| Elaine R. Dearcop | 11/2/95 | 3 | 14.37 |
| Christine J. Phelps | 4/23/85 | 5 | 15.61** |
| vacant | | 1 | |
| vacant | | 1 | |
| <u>Senior Account Clerk/Typist (621) - 1 position - GRADE 9</u> | | | |
| Tamara A. Gullo | 10/26/81 | 5 | 13.55**** |
| <u>Senior Typist (627) - 1 position - GRADE 7</u> | | | |
| Mary Gibson | 7/5/89 | 5 | 12.05* |

PUBLIC HEALTH NURSING SERVICE (A4010)Public Health Nurse (241) - 11 positions

| | | | |
|--|----------|---|------------------|
| Laurie Calnan | 7/7/88 | 5 | 16.26* |
| Gretchen Coleman | 3/29/82 | 5 | 16.56** |
| | | | 3/30/97 16.88*** |
| Donna Kennison | 2/3/94 | 4 | 15.70 |
| Cynthia LaLoggia | 6/18/90 | 5 | 16.26* |
| Nancy Johnsen (3/5 P.T.) (A4091) | 4/9/96 | 3 | 15.37 |
| Patricia Stewart | 1/9/95 | 5 | 16.04 |
| Bethany Wadsworth | 10/20/87 | 5 | 16.26* |
| | | | 10/26/97 |
| | | | 16.56** |
| Kathleen Walther | 2/20/96 | 3 | 15.37 |
| Laurie Wester (3/5 P.T.)(A4083) | 1/12/88 | 5 | 16.26* |
| Sheila Wolf | 7/17/89 | 5 | 16.26* |
| <u>Public Health Nurse Job Sharing - 2 positions - (fill with PHN or RN)</u> | | | |
| Carla Cox | 10/26/95 | 4 | 14.74 |
| Linda Hamilton (RN 243) | 9/18/90 | 5 | 15.31* |
| Adrienne Hodge | 5/6/96 | 2 | 13.99 |
| Susan Rountree (PHN 241) | 8/3/92 | 5 | 16.04 |
| | | | 8/3/97 16.26* |
| <u>Public Health Nurse/Registered Nurse 1/2 - 1 position</u> | | | |
| Linda MacIntyre | 9/9/96 | 2 | 13.99 |
| | 7/1/97 | 3 | 14.37 |
| <u>Registered Professional Nurse (243) - 6 positions</u> | | | |
| Sandra Bradt | 7/13/92 | 5 | 15.09 |
| | | | 7/20/97 15.31* |
| Karrie Brunswick | 10/28/96 | 1 | 13.90 |
| Theresa A. Gilliland | 2/6/85 | 5 | 15.61** |
| Jean Leary | 4/14/94 | 4 | 14.74 |
| Janet Lewis | 4/1/82 | 5 | 15.61** |
| Phyllis Osborne | 10/13/76 | 5 | 15.93*** |
| <u>Supervising Public Health Nurse (256) 3 positions</u> | | | |
| Anita Buchinger | 4/8/86 | 5 | 17.91** |
| Kathy D. Lehman | 4/8/86 | 5 | 17.91** |
| Cynthia Sheflin | 2/13/90 | 5 | 17.61* |
| <u>Clerk (603) 2 positions - GRADE 2</u> | | | |
| Margaret Arnold | 3/1/79 | 5 | 10.91*** |
| Donna Huff | 6/5/95 | 2 | 9.09 |
| <u>Clinical Aide (501) - 1 position - GRADE 4</u> | | | |
| Lynne Martindale | 5/10/82 | 5 | 11.24** |
| | | | 5/11/97 11.48*** |
| <u>Registered Professional Nurse (243) - 1 position</u> | | | |
| Gloria Hall | 6/23/87 | 5 | 15.31* |
| | | | 7/6/97 15.61** |
| <u>WIC Program Nutritionist (262) - 1 position - GRADE 16</u> | | | |
| Nancy M. Reding | 9/22/80 | 5 | 20.94*** |

RECORDS MANAGEMENT DEPARTMENT (A1665)Records Inventory Clerk (638) - 2 positions - GRADE 7 P/T

| | | | |
|-------------|----------|----|------|
| Al Wilson | 10/26/92 | NH | 8.81 |
| Tina Ashley | 1/2/96 | NH | 8.81 |

SHERIFF'S DEPARTMENTCAMPUS SECURITY (A3110)Deputy Sheriff (402) - 2 positions - GRADE 13 (Road Patrol)

| | | | |
|----------------|---------|---------|----------|
| Melvin Allen | 8/16/76 | 5 | 15.12*** |
| Joseph Granita | 11/1/82 | 5 | 14.95** |
| | | 11/9/97 | 15.12*** |

COMMUNICATIONS (A3151)Civilian Dispatcher (605) - 8 positions - GRADE 9

| | | | |
|--------------------|---------|---|--------|
| Phyllis Adamson | 9/2/96 | B | 9.57 |
| Christine M. Bovee | 7/1/88 | 5 | 11.89* |
| Daniel Chapman | 6/2/95 | 2 | 10.45 |
| Wendy Hopkins | 6/9/91 | 4 | 11.45* |
| Maureen J. Kurtz | 8/26/91 | 4 | 11.45* |
| Frank Radesi, Jr. | 8/9/93 | 3 | 10.89 |
| Leon B. Worden | 7/24/89 | 4 | 11.45* |

vacant

Deputy Sheriff/Communications Officer (401) - 1 positions - GRADE 12

| | | | |
|--------------------|---------|---|--------|
| Michael J. Bradley | 7/31/88 | 5 | 14.14* |
|--------------------|---------|---|--------|

COUNTY JAIL (A3150)Cook (808) - 2 position - GRADE 9

| | | | |
|-----------------------|----------|---------|--------|
| Duayne Piniewski | 3/26/92 | 4 | 11.33 |
| | | 3/30/97 | 11.45* |
| Bradley Shellenbarger | 12/27/89 | 4 | 11.45* |

Corporal (269) - 5 positions - GRADE 13

| | | | |
|---------------------|---------|---------|---------|
| Jack Conklin | 11/1/83 | 5 | 15.24** |
| Jody Giglio (A3151) | 3/21/83 | 5 | 15.24** |
| Donald Lubanski | 1/27/91 | 4 | 14.53* |
| Charles D. McFadden | 5/12/84 | 5 | 15.24** |
| Rodney Schirmer | 9/26/87 | 5 | 15.10* |
| | | 9/28/97 | 15.24** |

Guard (403) - 16 positions - GRADE 12

| | | | |
|-----------------------|----------|---------|----------|
| Raymond J. Bartolotti | 1/27/91 | 4 | 13.60* |
| Rodrick J. Bennett | 1/27/91 | 4 | 13.60* |
| Gareth S. Blanchard | 3/12/92 | 4 | 13.48 |
| | | 3/16/97 | 13.60* |
| Mary Cisco | 11/1/71 | 5 | 14.45*** |
| William Clarke | 7/24/95 | 1 | 11.84 |
| Mark Cole | 11/19/96 | B | 11.27 |
| Frederick K. Cutcher | 7/5/91 | 4 | 13.60* |
| Daniel P. DeLeeuw | 3/31/93 | 4 | 13.48 |
| Jeffrey Hammond | 12/1/96 | B | 11.27 |
| Jamie Kelley | 9/14/94 | 2 | 12.38 |
| Theodore J. Miskell | 1/17/80 | 5 | 14.45*** |

| | | | |
|--|----------|---|----------------|
| William Sackett | 11/7/84 | 5 | 14.28** |
| Matthew Templeton | 12/27/89 | 4 | 13.60* |
| Jeffrey Wiedrick | 9/9/93 | 3 | 12.93 |
| Todd E. Wilcox | 12/5/90 | 4 | 13.60* |
| vacant | | | |
| <u>Major (227) - 1 position - GRADE 16</u> | | | |
| James Rose | 9/18/90 | 3 | 16.79* |
| <u>Sergeant Deputy (252) - 1 position - GRADE 14</u> | | | |
| Yale T. Thomas, Jr. | 1/26/69 | 5 | 16.35*** |
| <u>COURT SECURITY (A3116) (ROAD PATROL)</u> | | | |
| <u>Corporal (269) - 1 position - GRADE 14</u> | | | |
| David Provo | 5/12/84 | 5 | 15.88** |
| <u>Deputy Sheriff (402) - 1 position - GRADE 13 (ROAD PATROL)</u> | | | |
| Brent Mistretta | 12/26/92 | 3 | 13.59 |
| | | | longevity due |
| 1/4/98 | | | |
| <u>Deputy Sheriff/Court Security Officer 410 - 1 position - GRADE 13 (ROAD PATROL)</u> | | | |
| Patrick Lynch | 4/19/95 | 2 | 13.04 |
| <u>JUVENILE AID (A3147)</u> | | | |
| <u>Clerk/Typist (604) - 1 position - GRADE 2</u> | | | |
| Heather Gross | 10/25/94 | 2 | 8.50 |
| <u>Investigator (224) - 1 position - GRADE 15 (ROAD PATROL)</u> | | | |
| Kimberly S. Moran | 5/10/86 | 5 | 16.91** |
| <u>Sergeant Deputy (252) - 1 position - GRADE 15 (ROAD PATROL)</u> | | | |
| Ray R. Ellis | 2/10/77 | 5 | 17.08*** |
| <u>SHERIFF'S DEPARTMENT (A3110)</u> | | | |
| <u>Clerk/Typist (604) - 1 position - GRADE 2</u> | | | |
| Janet Lawrence | 3/18/96 | 1 | 8.17 |
| <u>Corporal (269) - 1 position - GRADE 14 (ROAD PATROL)</u> | | | |
| Laurence Tetamore | 9/10/78 | 5 | 16.05*** |
| <u>Deputy Sheriff (402) - 16 positions - GRADE 13 (ROAD PATROL)</u> | | | |
| Brian Applin | 6/6/94 | 4 | 14.14 |
| Mark Bean | 9/1/94 | 2 | 13.04 |
| Jeffrey R. Becker | 7/27/86 | 5 | 14.95** |
| William Cartwright | 2/1/90 | 3 | 13.71* |
| John N. Curtiss | 1/26/83 | 5 | 14.95** |
| Kurt Davis | 5/18/88 | 5 | 14.81* |
| Raymond DiPasquale | 9/19/88 | 5 | 14.81* |
| Michael W. Duby | 1/24/77 | 5 | 15.12*** |
| Todd Gumaer(A3111) | 6/27/96 | 1 | 12.37 |
| Frederick W. Ingalls | 2/28/87 | 5 | 14.81* |
| | | | 3/2/97 14.95** |
| Gerald H. Kane | 8/31/85 | 5 | 14.95** |
| Kurt Lucas | 4/10/88 | 5 | 14.81* |
| Tamara Miller | 3/30/92 | 2 | 13.04 |
| | | | 3/30/97 13.16* |

| | | | |
|---|----------|----------|------------|
| Douglas E. Morsch | 1/26/79 | 5 | 15.12*** |
| David Richardson | 11/4/96 | B | 11.78 |
| Christopher L. Smith | 8/16/86 | 5 | 14.95** |
| <u>Investigator (224) - 4 positions - GRADE 15 (ROAD PATROL)</u> | | | |
| Norbert Buckley | 4/7/62 | 5 | 17.08*** |
| Martin D. Herkimer | 10/19/76 | 5 | 17.08*** |
| Kenneth Jaroszek | 4/27/64 | 5 | 17.08*** |
| William T. Smith | 2/25/73 | 5 | 17.08*** |
| <u>Major (227) - 2 positions - GRADE 17 (ROAD PATROL)</u> | | | |
| Joseph Rychlicki | 1/28/74 | 5 | 19.65*** |
| Clark Young, Jr. | 7/8/67 | 5 | 19.65*** |
| <u>Principal Clerk (615) - 1 position - GRADE 10</u> | | | |
| Pamela B. Rychlicki | 8/23/76 | 5 | 12.79*** |
| <u>Secretary to the Sheriff (016) - 1 position - GRADE 10</u> | | | |
| Brenda Smith | 10/7/88 | 5 | 12.48* |
| <u>Senior Account Clerk (619) - 1 position - GRADE 9</u> | | | |
| Ellen K. Smith | 4/3/89 | 4 | 11.45* |
| <u>Sergeant Deputy (252) - 5 positions - GRADE 15 (ROAD PATROL)</u> | | | |
| Irving J. Barkan | 5/8/72 | 5 | 17.08*** |
| Robin Maloney | 11/26/73 | 5 | 17.08*** |
| Jeffrey McDonald | 10/3/74 | 5 | 17.08*** |
| Randall Morris | 12/19/79 | 5 | 17.08*** |
| James Szczesniak | 6/1/86 | 5 | 16.91** |
| <u>STOP DWI PROGRAM (A3112)</u> | | | |
| <u>Clerk/Typist (604) - 1 position - GRADE 2</u> | | | |
| Joan E. Emery | 4/12/84 | 5 | 9.81** |
| <u>Deputy Sheriff (402) - 2 positions - GRADE 13 (ROAD PATROL)</u> | | | |
| Matthew Burgess | 10/14/94 | 2 | 13.04 |
| Daniel T. Burk | 1/27/91 | 4 | 14.26* |
| <u>Sergeant Deputy (252) - 1 position - GRADE 15 (ROAD PATROL)</u> | | | |
| Ronald Huff, Jr. | 12/27/89 | 4 | 16.11* |
| <u>SKILLED NURSING FACILITY (N6120)</u> | | | |
| <u>Activity Aide (500) - 2 positions - GRADE 4</u> | | | |
| Darla Oliver | 9/11/78 | 5 | 11.48*** |
| Barbara A. Thompson | 7/21/85 | 5 | 11.24** |
| <u>Administrative Secretary (602) - 1 position - GRADE 10</u> | | | |
| Gail Brundage | 2/22/83 | 5 | 13.82** |
| <u>Building Maintenance Mechanic (701) - 1 position - GRADE 11</u> | | | |
| Russell Fasso | 10/5/70 | 5 | 15.20***** |
| <u>Charge Nurse (208) - 5 positions - GRADE 15</u> | | | |
| Jo Anne Barratt | 12/3/79 | 5 | 19.70*** |
| Marilyn Deaton | 12/22/75 | 5 | 20.11***** |
| Ruby DeRitter | 11/19/92 | 5 | 18.47 |
| | | 11/23/97 | 18.88* |
| Lorraine Higgins | 8/9/95 | 2 | 16.54 |
| Cynthia Pender | 10/1/90 | 5 | 18.88* |
| <u>Cleaners (804) - 7 positions - GRADE 2</u> | | | |
| Nancy Harper | 8/9/79 | 5 | 10.91*** |

| | | | |
|--|----------|----------|------------|
| Lisa A. Semmel | 4/30/85 | 5 | 10.68** |
| Rosella Tallman | 6/29/92 | 5 | 10.22 |
| | | 7/6/97 | 10.45* |
| Margaret M. VanBuren | 4/4/77 | 5 | 10.91*** |
| | | 4/13/97 | 11.14***** |
| Lou Ann Weidman | 11/17/77 | 5 | 10.91*** |
| | | 11/23/97 | 11.14***** |
| vacant | | NH | 7.55 |
| vacant | | NH | 7.55 |
| <u>Hairdresser (704) - 1 position - GRADE 4</u> | | | |
| Gwendolyn J. Snyder | 10/21/74 | 5 | 11.72***** |
| <u>Laundry Worker (812) - 3 positions - GRADE 3</u> | | | |
| Joyce Johnson | 8/21/68 | 5 | 11.41**** |
| Esther Myers | 12/18/67 | 5 | 11.41**** |
| vacant | | NH | 7.81 |
| <u>Leisure Time Activities Director (504) - 1 position - GRADE 6</u> | | | |
| Katherine Baumgardner | 6/8/70 | 5 | 12.44***** |
| <u>Licensed Practical Nurse (302) - 18 positions - GRADE 9</u> | | | |
| Linda Bennett | 8/21/89 | 5 | 13.01* |
| Crystal Bowman | 9/21/87 | 5 | 13.01* |
| | | 9/28/97 | 13.28** |
| Dorsy Caudill | 9/21/87 | 5 | 13.01* |
| | | 9/28/97 | 13.28** |
| Susan M. Deming | 6/28/96 | 2 | 11.45 |
| Diane Dwuznik | 10/7/96 | 1 | 11.03 |
| Pamela Farruggia | 5/31/77 | 5 | 13.55**** |
| | | 6/8/97 | 13.82***** |
| Sherrie Foster | 1/25/93 | 5 | 12.74 |
| Sheila Fox | 1/10/81 | 5 | 13.55**** |
| Brenda Harvey | 9/6/95 | 2 | 11.45 |
| Claudia Houtz | 3/16/87 | 5 | 13.01* |
| | | 3/16/97 | 13.28** |
| Marie LaRue | 1/9/89 | 5 | 13.01* |
| Patricia Macomber | 9/20/77 | 5 | 13.55**** |
| | | 9/28/97 | 13.82***** |
| Linda McCauley | 8/24/92 | 5 | 12.74 |
| | | 8/31/97 | 13.01* |
| Sharon McGinnis | 8/5/93 | 4 | 12.34 |
| Jennifer Riggerello | 7/15/96 | 1 | 11.03 |
| Edith Wester | 8/27/79 | 5 | 13.55**** |
| Donna Zabrocki | 9/5/95 | 2 | 11.45 |
| <u>Licensed Practical Nurse (302) - GRADE 9 cont.</u> | | | |
| vacant | | | |
| <u>Medical Typist (613) - 1 position - GRADE 7</u> | | | |
| Cheryl A. Rossborough | 10/9/85 | 5 | 12.30** |
| <u>Nursing Assistant (505) - 52 positions - GRADE 4</u> | | | |
| Carolyn Aldrich | 4/28/86 | 5 | 11.24** |
| Lillian Allen | 8/4/69 | 5 | 11.72***** |
| Cheryl Bailey | 7/1/91 | 5 | 11.00* |

| | | | |
|----------------------|----------|---|-------------------|
| Debra Barney | 7/10/88 | 5 | 11.00* |
| Dawn Barrett | 11/5/90 | 5 | 11.00* |
| Tracy Bassett | 8/22/94 | 2 | 9.62 |
| Barbara M. Beardsley | 6/2/86 | 5 | 11.24** |
| Dorinda Bennett | 1/25/93 | 4 | 10.37 |
| Barbara Berglund | 9/28/87 | 5 | 11.00* |
| | | | 9/28/97 11.24** |
| Nancy J. Burch | 4/2/80 | 5 | 11.48*** |
| Linda Burns | 7/15/73 | 5 | 11.72***** |
| Lisa Caldwell | 9/13/88 | 5 | 11.00* |
| Bobbi J. Cartwright | 5/1/95 | 2 | 9.62 |
| Tina Cartwright | 3/31/94 | 3 | 10.02 |
| Gerelene Clar | 7/17/93 | 1 | 9.26 |
| Irene Covell | 10/3/88 | 5 | 11.00* |
| Thomas Cowie | 9/3/93 | 3 | 10.02 |
| Joyce E. Crane | 1/27/94 | 3 | 10.02 |
| Linda Craun | 10/2/95 | 1 | 9.26 |
| Sally Donohue | 3/23/95 | 2 | 9.62 |
| Patricia C. Donovan | 8/19/81 | 5 | 11.48*** |
| Lori J. Duffy | 11/25/91 | 5 | 11.00* |
| Dale Eldridge | 1/13/92 | 5 | 10.76 |
| Richard Emerson | 9/16/94 | 2 | 9.62 |
| Stacy Emerson | 12/13/94 | 2 | 9.62 |
| Brenda Faulkner | 10/10/95 | 1 | 9.26 |
| Myrtle Fronczak | 4/19/76 | 5 | 11.72***** |
| Cherie Gibson | 12/26/93 | 3 | 10.02 |
| Margaret Hardy | 9/18/79 | 5 | 11.48*** |
| JoAnn L. Harrington | 1/14/91 | 5 | 11.00* |
| Randy Harvey | 4/6/94 | 3 | 10.02 |
| Saysamone Kettavong | 4/28/86 | 5 | 11.24** |
| Dorothy Lowery | 11/12/80 | 5 | 11.48*** |
| Stacy Mandigo | 11/20/95 | 1 | 9.26 |
| Valerie Merrill | 7/11/88 | 5 | 11.00* |
| Tammi Minnehan | 8/3/90 | 1 | 9.50* |
| Zahra Miskell | 7/10/94 | 2 | 9.62 |
| Debbie Morseman | 11/04/96 | B | 8.81 |
| Wanda Parsons | 11/25/96 | B | 8.81 |
| Tammy Pritchard | 12/30/93 | 3 | 10.02 |
| Melody Robinson | 6/8/87 | 5 | 11.00* |
| | | | 6/8/97 11.24** |
| Eileen Root | 10/8/93 | 3 | 10.02 |
| Crystal Rudgers | 5/28/93 | 1 | 9.26 |
| Julie A. Sherman | 9/16/94 | 2 | 9.62 |
| Barbara Sica | 3/13/92 | 5 | 10.76 |
| | | | 3/16/97 11.00* |
| Brenda Smith | 2/22/77 | 1 | 9.98*** |
| | | | 3/2/97 10.22***** |
| Jin States | 4/11/88 | 5 | 11.00* |
| Nita Stewart | 6/1/92 | 5 | 10.76 |

| | | | | |
|--|----------|---|----------|------------|
| | | | 6/8/97 | 11.00* |
| Melissa Stone | 5/17/92 | 5 | | 10.76 |
| | | | 5/25/97 | 11.00* |
| Sandra Tilton | 8/5/91 | 5 | | 11.00* |
| Michelle Walker | 3/17/93 | 4 | | 10.37 |
| Deborah Zintel | 7/6/70 | 1 | | 10.22***** |
| <u>Physical Therapist (233) - 2 positions - GRADE 17</u> | | | | |
| Richard Baumgardner | 7/2/73 | 5 | | 22.95***** |
| Vacant | | | NH | 15.69 |
| <u>Registered Professional Nurse (242) - 6 positions - GRADE 14</u> | | | | |
| Mary Burns | 2/22/95 | 3 | | 16.07 |
| Michelle Dudley | 6/20/94 | 4 | | 16.70 |
| Christopher Handy | 9/30/96 | 1 | | 14.81 |
| Karen Kenney | 5/13/68 | 5 | | 18.94***** |
| Christine Mastin | 6/17/79 | 5 | | 18.54*** |
| vacant | | 1 | | 14.81 |
| <u>Senior Cleaner (815) - 1 position - GRADE 5</u> | | | | |
| Dorothy McClurg | 2/15/71 | 5 | | 12.04***** |
| <u>Social Work Assistant (254) - 2 positions - GRADE 14</u> | | | | |
| Noreen Burdick | 9/5/67 | 5 | | 18.94***** |
| John Crandall, Jr. | 1/4/71 | 5 | | 18.94***** |
| <u>Telephone Operator (633) - 1 position - GRADE 4</u> | | | | |
| Renee Chichester | 5/13/91 | 5 | | 11.00* |
| <u>SOCIAL SERVICES DEPARTMENT (A6010)</u> | | | | |
| <u>Account Clerk/Typist (601) - 4 positions - GRADE 7</u> | | | | |
| Deborah Beardsley | 4/15/91 | 5 | | 12.05* |
| Elaine Hewes | 1/17/94 | 3 | | 11.03 |
| <u>Account Clerk/Typist (601) - 4 positions - GRADE 7 Cont.</u> | | | | |
| Melissa Hyde | 11/14/94 | 2 | | 10.63 |
| Yvonne Jacobs | 8/28/95 | 1 | | 10.22 |
| <u>Accounting Supervisor (200) - 1 position - GRADE 15</u> | | | | |
| George Macomber | 10/4/84 | 2 | | 17.36** |
| <u>Case Management Aide (503) - 4 positions - GRADE 7</u> | | | | |
| Vivian C. Buchinger | 12/7/81 | 5 | | 12.55*** |
| Tracy Coultry | 11/14/94 | 2 | | 10.63 |
| Julia Rood | 12/14/92 | 4 | | 11.41 |
| | | | 12/21/97 | 11.66* |
| Maureen Schneider | 1/17/82 | 5 | | 12.30** |
| | | | 1/19/97 | 12.55*** |
| <u>Case Supervisor (205) - 5 positions - GRADE 16</u> | | | | |
| Paula Callaro | 10/29/73 | 5 | | 21.37***** |
| James Cornell | 5/10/76 | 5 | | 21.37***** |
| Michelle Davidson | 1/19/81 | 5 | | 20.94*** |
| Marilyn Simons | 6/12/74 | 5 | | 21.37***** |
| Anne Williams | 4/12/76 | 5 | | 21.37***** |
| <u>Caseworker (206) - 23 positions - GRADE 14 (Trainee (207) - GRADE 13)</u> | | | | |
| Jane Bourgoine | 9/11/89 | 5 | | 17.74* |
| Kathleen Carr | 1/4/82 | 5 | | 18.14** |

| | | | | |
|--|----------|----|---------|------------|
| | | | 1/5/97 | 18.54**** |
| Sharon Crow | 9/14/92 | 4 | | 16.70 |
| | | | 9/14/97 | 17.10* |
| Cathy Dale | 7/14/80 | 5 | | 18.54**** |
| Barbara DeMay | 4/2/90 | 5 | | 17.74* |
| Sharon Deming | 5/24/93 | 4 | | 16.70 |
| Michelle Dricoll-Reed | 6/28/93 | 2 | | 15.42 |
| Laird Gelser | 1/4/82 | 5 | | 18.14** |
| | | | 1/5/97 | 18.54**** |
| Susanne Helles | 8/8/88 | 5 | | 17.74* |
| Kimberly Keenan | 7/2/90 | 5 | | 17.74* |
| Lilita Lassen | 10/28/85 | 5 | | 18.14** |
| Deborah MacIntyre | 12/2/96 | NH | | 11.95 |
| Donna Mankoff | 9/30/85 | 5 | | 18.14** |
| Heather Mitchell | 9/30/96 | NH | | 11.95 |
| Marsha A. Mitchell-James | 7/16/91 | 5 | | 17.74* |
| Kelly Monteleone | 12/8/89 | 5 | | 17.74* |
| Gayla Morris | 11/10/80 | 5 | | 18.54**** |
| Mary K. Murphy | 4/7/86 | 5 | | 18.14** |
| Judith Pendleton | 4/3/78 | 5 | | 18.54**** |
| Stephen Rapp | 12/19/94 | 2 | | 15.42 |
| Daniel R.F. Thompson | 1/12/87 | 5 | | 17.74* |
| | | | 1/19/97 | 18.14** |
| Audrey VanOverbake | 8/5/85 | 5 | | 18.14** |
| Karen Young-Shaver | 4/7/86 | 5 | | 18.14** |
| <u>Clerk/Typist (604) 8 positions - GRADE 2</u> | | | | |
| Janice Boss | 1/10/94 | 3 | | 9.50 |
| Patricia Cassidy | 3/17/86 | 5 | | 10.68** |
| Debra Fox | 1/3/94 | 3 | | 9.50 |
| Audrey T. Huver | 1/7/94 | 3 | | 9.50 |
| Pamela Lamont | 5/24/93 | 4 | | 9.86 |
| Ellen Nichols | 6/24/87 | 5 | | 10.45* |
| | | | 7/6/97 | 10.68** |
| Heidi Spaulding | 7/22/96 | NH | | 7.55 |
| Lynda VanDurme | 10/15/96 | NH | | 7.55 |
| <u>Coordinator - Child Support Unit (285) - 1 position - GRADE 15</u> | | | | |
| Gail Settle | 10/12/76 | 4 | | 19.47***** |
| <u>Coordinator of Volunteer Services (210) - 1 position - GRADE 14</u> | | | | |
| Maureen Randall | 9/17/79 | 5 | | 18.54**** |
| <u>Courier (832) - 1 position - GRADE 5</u> | | | | |
| Nanci L. Paddock | 8/21/83 | 5 | | 11.56** |
| <u>Data Entry Machine Operator (606) - 1 position - GRADE 4</u> | | | | |
| Helen Thompson (G-9) | 11/16/64 | 5 | | 13.55***** |
| <u>Director of Social Services (218) - 1 position - GRADE 19</u> | | | | |
| Sandra Wright | 5/21/70 | 5 | | 26.91***** |
| <u>Home Energy Assistance Program Supervisor (609) - 1 position - GRADE 10</u> | | | | |
| Dorothy Stella | 2/22/73 | 5 | | 14.38***** |
| <u>Legal Assistant (226) - 1 position - GRADE 13</u> | | | | |
| Janis Bassett | 3/26/84 | 3 | | 15.79** |

Mobile Work Crew Supervisor (326) - 1 position - GRADE 10

| | | | |
|-----------------|---------|----|------|
| Bruce Hitchcock | 7/22/96 | NH | 9.87 |
|-----------------|---------|----|------|

Principal Clerk (615) - 1 position - GRADE 10

| | | | |
|--------------|---------|---------|----------|
| Bambi Nobles | 12/1/82 | 5 | 13.82** |
| | | 12/7/97 | 14.10*** |

Principal Social Welfare Examiner (236) - 5 positions - GRADE 15

| | | | |
|-----------------|----------|--------|-----------|
| Charles Argenna | 7/10/78 | 5 | 19.70*** |
| Denise Bentley | 4/23/79 | 4 | 19.06*** |
| Joann Colaizzi | 10/7/74 | 5 | 20.11**** |
| Sandra Hooker | 11/23/70 | 5 | 20.11**** |
| Howard Mankoff | 2/1/82 | 5 | 19.29** |
| | | 2/2/97 | 19.70*** |

Principal Typist (640) - 2 positions - GRADE 10

| | | | |
|---------------|---------|---|----------|
| Eileen Hynes | 12/1/80 | 5 | 14.10*** |
| Wendy Preston | 8/28/95 | 1 | 11.41 |

Senior Account Clerk (619) - 6 positions - GRADE 9

| | | | |
|------------------|----------|---------|-----------|
| Jeanette Binder | 10/30/95 | 1 | 11.03 |
| Brenda Haywood | 10/30/95 | 1 | 11.03 |
| Mary Hendryx | 3/27/67 | 5 | 13.82**** |
| Francine LoVerde | 6/9/80 | 5 | 13.55*** |
| Barbara Muscato | 12/8/80 | 5 | 13.55*** |
| Mary Pellegrino | 7/8/77 | 5 | 13.55*** |
| | | 7/20/97 | 13.82**** |

Senior Caseworker (245) - 3 positions - GRADE 15

| | | | |
|--------------------|---------|---|----------|
| Pamela Fowler | 6/18/90 | 5 | 18.88* |
| Nancy Park | 11/6/78 | 5 | 19.70*** |
| Patricia Schwegler | 9/29/80 | 5 | 19.70*** |

Senior Clerk (622) 3 positions - GRADE 7

| | | | |
|-----------------|---------|---|----------|
| Diane Campfield | 8/13/80 | 5 | 12.55*** |
| Joan Loop | 9/16/85 | 5 | 12.30** |
| Kelly Saunders | 1/11/94 | 1 | 10.22 |

Senior Social Welfare Examiner (624) - 8 positions - GRADE 12

| | | | |
|--------------------|----------|--------|-----------|
| Donna Adamson | 1/9/85 | 5 | 15.76** |
| Christine Clark | 11/2/79 | 5 | 16.10*** |
| Sharon Fitzgerald | 1/11/71 | 5 | 16.44**** |
| Marilyn Hally | 5/21/79 | 5 | 16.10*** |
| Stephen P. Hawkins | 11/22/71 | 5 | 16.44**** |
| Mary Ann Johnson | 3/2/81 | 5 | 16.10*** |
| Dennis Meissel | 4/23/79 | 5 | 16.10*** |
| Robert Wright | 2/1/82 | 5 | 15.76** |
| | | 2/2/97 | 16.10*** |

Senior Support Investigator (626) - 1 position - GRADE 12

| | | | |
|-------------------|---------|---|----------|
| Antoinette Powell | 3/17/81 | 5 | 16.10*** |
|-------------------|---------|---|----------|

Senior Typist (627) 13 positions - GRADE 7

| | | | |
|---------------------|---------|---|-----------|
| Lucille Bacon | 5/1/89 | 5 | 12.05* |
| Sandra Burr | 9/30/85 | 5 | 12.30** |
| Ruthmary Cappadonia | 5/19/80 | 5 | 12.55**** |
| Marguerite Chapman | 12/9/85 | 5 | 12.30** |

| | | | |
|--|----------|---|------------------|
| Mary Lou Chapman | 9/28/87 | 5 | 12.05* |
| | | | 9/28/97 12.30** |
| Claudia Dieffenbacher | 10/23/96 | 2 | 11.38*** |
| Carolyn Gonyea | 7/23/84 | 5 | 12.30** |
| Nancy Gray | 9/14/87 | 5 | 12.05* |
| | | | 9/14/97 12.30** |
| Elaine Harcleroad | 11/13/90 | 4 | 11.66* |
| <u>Senior Typist (627 13 position - GRADE 7 cont.</u> | | | |
| Rebecca A. Hughes | 4/3/84 | 5 | 12.30** |
| Barbara Kemnitz | 5/26/81 | 5 | 12.55*** |
| Patricia Muscato | 2/19/75 | 5 | 12.80**** |
| Becky Turybury | 8/20/86 | 5 | 12.30** |
| <u>Social Welfare Examiners (631) - 24 positions - GRADE 11</u> | | | |
| Donna Chasey | 5/31/88 | 5 | 14.33* |
| Nancy Cimino | 11/20/95 | 1 | 12.16 |
| Janet Claud | 8/31/87 | 5 | 14.33* |
| | | | 8/31/97 14.62** |
| Cathlyn DeMistry | 8/31/87 | 5 | 14.33* |
| | | | 8/31/97 14.62** |
| Marlene Fasso | 1/3/77 | 5 | 14.91*** |
| | | | 1/5/97 15.20**** |
| Linda Gray | 5/20/74 | 5 | 15.20**** |
| Aleta Hamilton | 2/23/87 | 5 | 14.33* |
| | | | 3/2/97 14.62** |
| Marianne Hilderbrant | 8/13/84 | 5 | 14.62** |
| Ellen P. Hubbard | 7/5/94 | 2 | 12.64 |
| Donna Least | 2/17/76 | 5 | 15.20**** |
| Tamara A. Macomber | 12/11/85 | 5 | 14.62** |
| Karla Meyers | 8/21/78 | 5 | 14.91*** |
| Virginia Palone | 7/20/89 | 5 | 14.33* |
| Anita J. Perovich | 11/12/75 | 5 | 15.20**** |
| Beverly Rizzo | 4/13/78 | 5 | 14.91*** |
| Judy Rohrbaugh | 10/30/89 | 2 | 12.93* |
| Susan Scicchitano | 4/12/76 | 5 | 15.20**** |
| Marian Sisson | 4/23/79 | 5 | 14.91*** |
| Carol Smith | 5/31/79 | 5 | 14.91*** |
| Linda Taylor | 8/16/76 | 5 | 15.20**** |
| Tracy Thompson | 11/13/89 | 3 | 13.39* |
| Mary Jo Tubbs | 10/27/86 | 5 | 14.62** |
| Marie L. Van Buskirk | 5/26/81 | 5 | 14.91*** |
| Dora M. Williams | 6/20/94 | 3 | 13.10 |
| <u>Staff Development Coordinator (255) - 1 position - GRADE 16</u> | | | |
| James Brand | 8/7/72 | 5 | 21.37**** |
| <u>Support Investigator (632) - 2 positions - GRADE 11</u> | | | |
| Donna Erwin | 1/7/80 | 5 | 14.91*** |
| Ginny Rawleigh | 5/11/81 | 5 | 14.91*** |
| <u>Telephone Operator (633) - 2 positions - GRADE 4</u> | | | |
| June C. Argenti | 10/26/92 | 4 | 10.37 |
| Christine Strobel | 9/30/85 | 5 | 11.24** |

TREASURER (A1325)

Senior Account Clerk (619) - 3 positions - GRADE 9

| | | | |
|---------------------|---------|---|-----------|
| Evelyn Faulkner | 2/7/75 | 5 | 13.82**** |
| Patricia A. Gardner | 6/6/88 | 5 | 13.01* |
| William E. Genesky | 9/13/93 | 3 | 11.86 |

Senior Account Clerk/Typist (621) - 1 position - GRADE 9

| | | | |
|-------------|---------|---|--------|
| Sharon Mark | 4/25/88 | 5 | 13.01* |
|-------------|---------|---|--------|

Title Searcher (507) - 1 position - GRADE 12

| | | | |
|-----------------|--------|---|---------|
| Diana Pattridge | 4/8/85 | 5 | 15.76** |
|-----------------|--------|---|---------|

Dated at Geneseo, New York

December 18, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,777; Noes - 0; Absent - Weber 43; Adopted.

RESOLUTION NO. 96-391. AMENDING THE 1996 SALARY SCHEDULE - PUBLIC HEALTH, GENESEO SKILLED NURSING FACILITY

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

RESOLVED, that the 1996 Salary Schedule for the following departments be amended as follows:

PUBLIC HEALTH

Delete one (1) Full-time Public Health Nurse - \$14.21 per hour

Create one (1) Full-time Registered Nurse - \$13.43 per hour

GENESEO SKILLED NURSING FACILITY

Wage Change for Cheryl Bailey - CNA

From: \$10.24 To: \$10.26

Effective date: July 7, 1996

Dated at Geneseo, New York

December 18, 1996

Salary & Negotiating Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-392. AMENDING THE 1997 LIVINGSTON COUNTY DEPARTMENT HEAD SALARY SCHEDULE - ESTABLISHING PART-TIME EMPLOYEE WAGES

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

| | |
|--|-------------|
| <u>Seasonal Employees</u> | <u>1997</u> |
| (A) Summer Laborer, Highway Dept. (4 month max.) | |
| Summer Laborer | 6.75hr. |
| (B) Seasonal, Highway Dept. (6 month max.) | |
| Summer Laborer | 7.75hr. |
| Seasonal Skilled Worker | 8.50hr. |
| Seasonal Motor Equipment Operator | 8.75hr. |
| (C) All Other Departments | |
| Seasonal Laborer | 4.75hr. |
| Seasonal Laborer, Experienced | 5.25hr. |

Part-Time Nursing Positions - HRF & SNF

(A) Part-time staff working a 20 hour week with no benefits:

| | |
|-------------------------------------|-------------|
| Pay a per diem rate of: | <u>1997</u> |
| Charge RN | 18.68hr. |
| RN | 17.49hr. |
| Charge LPN | 16.31hr. |
| LPN | 15.13hr. |
| Personal Care Assistant | 5.87hr. |
| Pharmacist \$26.00-\$30.00 per hour | |

OR

(B) Part-time staff working a 20 hour week with individual health benefits subject to CSEA employee contribution, with the right to purchase family coverage.

| | |
|-------------------------|-------------|
| Pay a per diem rate of: | <u>1997</u> |
| Charge RN | 16.31hr. |
| RN | 15.13hr. |
| Charge LPN | 13.94hr. |
| LPN | 12.81hr. |

Part-time Office for the Aging Positions

Increase the 1996 rate of pay for each part-time Office for the Aging employee by 2.9% to become effective January 1, 1997.

RESOLVED, that the attached supplement to the 1997 Livingston County Department Head Salary Schedule is hereby approved effective January 1, 1997.

Dated at Geneseo, New York
 December 18, 1996
 Salary & Negotiating Committee
 The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-393. REPORTING NAMES FOR THE MEMORIAL PAGE FOR THE 1996 PROCEEDINGS

Mr. Thompson presented the following resolution and moved its adoption:
 RESOLVED, that the Deputy Clerk of the Board call the roll and each Supervisor report the names of any ex-supervisors who have died during the year:
 Victor Scroger - Town of Avon
 Daniel Damon - Town of Livonia

Dated at Geneseo, New York
 December 18, 1996
 Supervisors Committee
 The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-394. CONCERNING ORGANIZATIONAL MEETING FOR THE YEAR 1997

Mr. Thompson presented the following resolution and moved its adoption:
 RESOLVED, that this Board shall meet in the Assembly Room in the Livingston County Government Center, Geneseo, New York, at 1:30 P.M. on Friday, January 3, 1997, for the purpose of organizing the Board for the year 1997 and selecting a Chairman for that year, and be it further
 RESOLVED, that the Clerk of the Board shall mail to each member a written notice of the date, time and place of such meeting, stating that a Chairman will then be selected, such notice to be mailed to each member at

least forty-eight hours before the date of such meeting, all pursuant to Section 151 of the County Law.

Dated at Geneseo, New York

December 18, 1996

Supervisors Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-395. ADOPTING TOWN BONDED INDEBTEDNESS REPORTS

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

Your Supervisors' Committee respectfully reports that it has examined the report for Town Bonded Indebtedness referred to the Committee from each of the seventeen Towns of the County:

Your Committee recommends the adoption of the following resolution:

RESOLVED, that the reports containing the Town Bonded Indebtedness from each of the seventeen Towns of the County be received, printed and approved and the Clerk of the Livingston County Board of Supervisors be directed to insert the report into the 1996 Proceedings.

SEE FOLLOWING PAGE

1996 REPORT OF TOWN BONDED INDEBTEDNESS
INCLUDING SPECIAL DISTRICTS

| TOWN | PURPOSE OR TITLE OF OBLIGATIONS | STATUTE UNDER WHICH INCURRED | RATE OF INTEREST | DUE IN NEXT FISCAL YEAR 1997 | UNPAID BALANCE |
|--------------------|---------------------------------------|------------------------------------|---------------------|------------------------------------|-------------------|
| AVON | Water Tank | | 5.0% | \$10,000 | \$144,000 |
| | Town Highway Facility | | 3.99% | 0 | \$600,000 |
| TOTAL | | | | \$10,000 | \$744,000 |
| CALEDONIA | 1994 Ford Tandem Axel Truck | BAN | 3.75% | \$10,750 | \$10,000 |
| | Water District #1 Water line | Serial Bonds | 4.90% | \$10,497 | \$100,000 |
| TOTAL | | | | \$21,247 | \$110,000 |
| CONESUS | 1994 Ford Truck | BAN | 4.40% | \$17,000 | \$33,000 |
| | 1997 Ford Truck | BAN | ? | \$25,000 | \$75,000 |
| TOTAL | | | | \$42,000 | \$108,000 |
| GENESE0 | Long Point Park | Local Finance Law | 6.45% | \$50,000 | \$450,000 |
| | Water District #2/202B | Local Finance Law | 3.91% | 0 | \$437,000 |
| | Water District #2 | Local Finance Law | 3.68% | 0 | \$800,000 |
| TOTAL | | | | \$50,000 | \$1,687,000 |
| GROVELAND | Town Hall Roof | BAN | 4.25% | \$7,500 | \$67,500 |
| | Loader | BAN | 3.45% | \$13,700 | \$27,437 |
| | Gravel Pit | BAN | 4.15% | \$10,000 | \$160,000 |
| TOTAL | | | | \$31,200 | \$254,937 |
| LEICESTER | None | None | - | - | - |
| LIMA | Water District #2 | Serial | 7.00% | \$6,000 | \$142,000 |
| | Water District #1 | Serial | 7.20% | \$2,000 | \$14,000 |
| | Town Hall Building & Recon. | Serial | 7.20% | \$28,000 | \$176,000 |
| TOTAL | | | | \$36,000 | \$332,000 |
| LIVONIA | Park Improvements | BAN | 4.18% | \$18,750 | \$37,500 |
| | Park Improvements | BAN | 4.09% | \$18,750 | \$37,500 |
| | Park Improvements | BAN | 3.90% | \$15,000 | \$45,000 |
| | Park Improvements | BAN | 4.09% | \$9,000 | \$27,000 |
| | Park Improvements | BAN | 4.09% | \$13,200 | \$39,600 |
| | Bay Additions/Hwy Blg | BAN | 3.95% | \$36,000 | \$144,000 |
| | Cold Storage Building | BAN | *4.20% | \$9,000 | \$45,000 |
| | Pickup-F150 | BAN | 4.16% | \$2,300 | \$6,900 |
| | Shelving | BAN | 4.16% | \$2,000 | \$4,000 |
| | 10-Wheel Dump | BAN | 3.90% | \$12,000 | \$36,000 |
| | Hemlock Meter Pit | BAN | 3.95% | \$8,000 | \$8,000 |
| | Pump Improvements | BAN | 4.21% | \$11,600 | \$34,800 |
| | Repairs-S. Livonia | | | | |
| | Trans. Line | BAN | 4.17% | \$9,200 | \$46,000 |
| | S. Livonia Improvement | Serial | 5.125% | \$5,700 | \$187,700 |
| | S. Livonia District | Serial | 5.0% | \$1,000 | \$27,000 |
| | Livonia Center District | Serial | 5.0% | \$4,000 | \$64,000 |
| | Lakeville District | | | | |
| | Improvements | Serial | 5.625% | | *\$1,500,000 |
| TOTALS | | | | \$173,200 | \$2,290,000 |
| MT. MORRIS | Water District | BAN | 4.02% | \$3,000 | \$59,500 |
| NORTH DANSVILLE | Mack Truck/ Airport Tractor | Local Finance Law | 4.50% | \$15,000 | None |
| | 1994 Ford Truck | Local Finance Law | 4.50% | \$8,000 | \$16,000 |
| | 1996 Ford Truck | Local Finance Law | 4.75% | \$12,000 | \$36,000 |
| TOTAL | | | | \$35,000 | \$52,000 |
| NUNDA | None | None | - | - | - |
| OSSIAN | 1994 Ford Truck | BAN | 3.8% | \$16,000 | \$48,000 |
| | Town Garage | FHA | 5.0% | \$3,500 | \$46,500 |
| TOTAL | | | | \$19,500 | \$94,500 |
| PORTAGE | John Deere Grader | BAN | 5.0% | \$9,200 | \$9,200 |
| | Ford Truck | BAN | 5.0% | \$17,255 | \$51,762 |
| TOTAL | | | | \$26,455 | \$60,962 |
| SPARTA | Abandoned RR Bed | | 4.2% | 13,600 | \$56,400 |
| SPRINGWATER | Gravel Bank Land | BAN-Local Finance | 4.03% | \$50,000 | \$50,000 |
| WEST SPARTA | 95 Ford LTS Truck | BAN | 4.0% | \$20,000 | \$60,000 |
| YORK | FHA Wate #2 | General Obligations | 7.125% | 21,461.25 | 217,000 |
| | FHA Water #1 | General Obligations | 5.00% | 9,625 | 95,000 |
| | Computer BAN | General Obligations | 4.53% | 7,951.30 | 21,000 |
| | Water Improve. #1 | (BAN) General Obligations | 5.00% | 19,200 | 224,000 |
| | Water Improve. #2 | (BAN) General Obligations | 5.00% | 20,333.33 | 244,000 |
| TOTAL | | | | \$78,570.88 | \$801,000 |

Dated at Geneseo, New York

December 18, 1996

Supervisors Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-396. PROVIDING LEVY FOR TOWN BUDGETS FOR 1997

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

Your Supervisors Committee respectfully reports that it has examined the reports, resolutions and communications referred to the Committee from seventeen Towns of the County relating to the amounts necessary to be raised by Tax Levy for the purpose of meeting town charges in such Towns, and that the several amounts herein stated are required for the purpose as set forth by the Towns of the County:

Your Committee would recommend the adoption of the following resolution:

RESOLVED, that the several amounts shown in this report as necessary to be raised by the several Towns in Livingston County for the purpose of meeting Town expenses, be levied and assessed upon the taxable property of the respective Towns as indicated, and that the amounts when collected shall be paid over to the Supervisor of the Town to be paid out by him according to law.

SEE FOLLOWING PAGE

TOWN LEVY AMOUNTS FOR 1997

| | Avon | Caledonia | Conesus | Geneseo | Groveland | Leicester | Lima | Livonia | Mt. Morris |
|-----------------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|-----------------------|---------------------|
| Town General Fund | \$254,110 | \$212,204 | \$150,552 | \$378,692 | \$103,075 | \$150,960 | \$271,747 | \$339,041 | \$90,120 |
| General Outside Village | 0 | \$27,870 | 0 | \$24,477 | 0 | \$3,965 | \$15,722 | \$101,110 | \$30,400 |
| Highway - Townwide | \$87,370 | 0 | \$412,000 | \$172,702 | \$201,700 | \$110,000 | \$105,891 | \$289,730 | \$199,000 |
| Highway - Outside Village | \$112,030 | \$123,027 | 0 | \$174,826 | 0 | \$98,650 | \$135,200 | \$227,872 | \$125,300 |
| Public Library | 0 | 0 | 0 | 0 | 0 | 0 | \$92,652 | \$101,470 | 0 |
| SPECIAL DISTRICTS: | | | | | | | | | |
| Light District | 0 | 0 | 0 | \$5,000 | \$7,600 | \$5,400 | 0 | \$30,500 | 0 |
| Water District | \$17,700 | 0 | 0 | 63,400 | 74,431.03 | \$12,350 | 0 | \$341,046 | 0 |
| Fire District | \$123,000 | \$156,800 | \$45,500 | \$40,000 | \$68,500 | \$67,600 | \$89,913 | \$294,385 | 0 |
| Fire Protection | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | \$28,850 |
| Total Levy-Town Purposes | 594,210 | 519,901 | 608,052 | 859,097 | 455,306.03 | 448,925 | 711,125 | 1,725,154 | 473,670 |
| Chargebacks/Credits | 0.28 | - 0.54 | 9.03 | 0.96 | - 0.10 | - 0.07 | - 213.28 | 934.53 | - 0.31 |
| Compensation | 49,041 | 36,169 | 21,904 | 57,368 | 16,459 | 15,137 | \$31,500 | 66,128 | 24,080 |
| Total Town Levy-1997 | \$643,251.28 | \$556,069.46 | \$629,965.03 | \$916,465.96 | \$471,764.93 | \$464,061.93 | \$742,411.72 | \$1,792,216.53 | \$497,749.69 |

| | N. Dansville | Nunda | Ossian | Portage | Sparta | Springwater | West Sparta | York |
|-----------------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|
| Town General Fund | \$119,423 | \$80,800 | \$90,395 | \$62,738 | \$89,700 | \$160,150 | \$116,865 | \$208,890 |
| General Outside Village | \$8,000 | \$19,297 | 0 | 0 | 0 | 0 | 0 | 0 |
| Highway - Townwide | \$75,035 | \$159,500 | \$142,200 | \$126,426 | \$197,700 | \$350,030 | \$174,350 | \$309,418 |
| Highway - Outside Village | \$32,847 | \$130,250 | 0 | 0 | 0 | 0 | 0 | 0 |
| Public Library | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Capital Reserve | 0 | 0 | 0 | 5,000 | 0 | 0 | 0 | 0 |
| SPECIAL DISTRICTS: | | | | | | | | |
| Light District | 0 | \$5,100 | 0 | \$3,300 | \$1,550 | 0 | 0 | \$22,000 |
| Water District | 0 | 0 | 0 | 0 | 0 | 0 | 0 | \$108,657 |
| Fire District | 0 | \$34,482 | \$9,701 | \$18,616 | \$44,550 | \$54,895 | \$36,550 | \$106,700 |
| Fire Protection | \$2,400 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total Levy-Town Purposes | 237,705 | 429,429 | 242,296 | 216,080 | 333,500 | 565,075 | 327,765 | 755,665 |
| Chargebacks/Credits | 18.52 | - 0.44 | 0.47 | 0.12 | 0.16 | 455.65 | 194.00 | 49.80 |
| Compensation | 30,526 | 14,437 | 5,999 | 4,814 | 9,489 | 15,003 | 6,922 | 28,891 |
| Total Town Levy-1997 | \$268,249.52 | \$443,865.56 | \$248,295.47 | \$220,894.12 | \$342,989.16 | \$580,533.65 | \$334,881.00 | \$784,605.80 |

Dated at Geneseo, New York

December 18, 1996

Supervisors Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

CELEBRATION OF 175TH ANNIVERSARY OF LIVINGSTON COUNTY

Dennis R. House, Chairman of the Board of Supervisors - Welcomed members of the Board, Public and County employees to commemoration of Livingston County's 175th Anniversary

M. Patricia Schaap, County Historian - Introduced Historians and explained their role in preserving the history of Livingston County. Introduced Wayne Mahood.

Wayne Mahood, Professor Emeritus of SUNY Geneseo School of Education - Presented a brief biography of General James S. Wadsworth, noted public figure.

Dominic F. Mazza, County Administrator - Robert Hart and James Steele presented Bob Bickel, a retired reporter of the Rochester Democrat and Chronicle, with a plaque for his many years of dedicated service in reporting the daily events which become the history of Livingston County. Recognition of M. Patricia Schaap and Katherine Montemarano for their efforts in the presentation of Anniversary exhibits.

Dennis R. House - Thanked the participants and invited all to review the exhibits and enjoy the refreshments.

The Chairman declared a fifteen minute recess to allow the Board to participate in the celebration of 175th Anniversary of Livingston County.

The Board reconvened.

RESOLUTION NO. 96-397. AUTHORIZING CHAIRMAN AND REAL PROPERTY TAX DIRECTOR TO EXECUTE TAX WARRANTS FOR COLLECTION OF TAXES OF DECEMBER 31, 1996

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

RESOLVED, that warrants for the collection of taxes levied on the 1997 town tax rolls signed by the Chairman and the Real Property Tax Director with the seal affixed thereto, be issued under the date of December 31, 1996, and that such warrants shall direct the collectors of the several towns to collect and pay over the several amounts set forth in such tax rolls on or before the 1st day of April, 1997.

Warrants on file in Clerk's office.

Dated at Geneseo, New York

December 18, 1996

Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-398. PROVIDING FOR 1997 APPORTIONMENT OF COUNTY TAXES

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

Your committee on Taxes submits the following table, based on assessed full valuation for the various towns of the County:

now, therefore be it

RESOLVED, that these figures be approved as a basis for the apportionment of taxes for State and County purposes, and be it further

RESOLVED, that the figures in the columns containing an apportionment of General Taxes be confirmed and that the figures be used in the forthcoming tax levy.

1997 EQUALIZATION AND APPORTIONMENT

| <u>TOWNS</u> | <u>TOTAL ASSESSED VALUATION (Res. #85-210)</u> | <u>RATIOS</u> | <u>FULL VALUES REAL PROPERTY (EQUALIZED)</u> | <u>TAXABLE ASSESSED VALUES - REAL PROPERTY FRANCH. AMOUNT OF LEVY</u> | <u>TAX RATE PER \$M OF ASSESSED VALUES</u> | <u>% OF COUNTY TAX BASED ON EQUALIZED VALUES</u> | |
|-----------------|--|---------------|--|---|--|--|-------------------|
| AVON | 239,081,243 | 99.76 | 239,656,418 | 220,479,648 | 1,581,516.81 | .007 173 074 | 11.416206 |
| CALEDONIA | 172,357,914 | 99.18 | 173,782,934 | 161,053,481 | 1,146,811.06 | .007 120 685 | 8.278275 |
| CONESUS | 102,802,877 | 99.57 | 103,246,838 | 98,884,019 | 681,336.27 | .006 890 257 | 4.918237 |
| GENESE0 | 272,263,617 | 99.74 | 272,973,348 | 255,114,476 | 1,801,378.58 | .007 061 060 | 13.003282 |
| GROVELAND | 80,071,190 | 99.91 | 80,143,319 | 71,044,961 | 528,873.82 | .007 444 213 | 3.817685 |
| LEICESTER | 72,130,889 | 99.31 | 72,632,050 | 64,809,804 | 479,306.20 | .007 395 582 | 3.459880 |
| LIMA | 149,011,119 | 99.59 | 149,624,580 | 136,332,045 | 987,387.65 | .007 242 521 | 7.127475 |
| LIVONIA | 313,899,436 | 99.55 | 315,318,369 | 300,345,902 | 2,080,817.64 | .006 928 071 | 15.020418 |
| MT. MORRIS | 112,316,925 | 99.91 | 112,418,101 | 101,052,590 | 741,858.36 | .007 341 310 | 5.355117 |
| N. DANSVILLE | 134,636,227 | 87.62 | 153,659,241 | 126,847,048 | 1,014,012.79 | .007 993 980 | 7.319669 |
| NUNDA | 72,147,359 | 99.91 | 72,212,350 | 67,012,101 | 476,536.56 | .007 111 202 | 3.439887 |
| OSSIAN | 30,899,966 | 99.91 | 30,927,801 | 27,523,148 | 204,095.67 | .007 415 419 | 1.473268 |
| PORTAGE | 24,412,275 | 99.91 | 24,434,266 | 21,607,085 | 161,244.18 | .007 462 561 | 1.163944 |
| SPARTA | 45,770,233 | 99.91 | 45,811,463 | 42,491,545 | 302,314.45 | .007 114 697 | 2.182262 |
| SPRINGWATER | 77,925,550 | 99.89 | 78,011,363 | 73,003,028 | 514,804.83 | .007 051 828 | 3.716127 |
| WEST SPARTA | 34,063,059 | 91.49 | 37,231,456 | 30,318,981 | 245,694.12 | .008 103 640 | 1.773547 |
| YORK | 136,783,295 | 99.71 | 137,181,120 | 119,766,175 | 905,272.01 | .007 558 662 | 6.534721 |
| TOTALS | \$2,070,573,174 | | \$2,099,265,017 | \$1,917,686,037 | \$13,853,261.00 | | 100.000000 |
| COUNTY TAX RATE | .007 223 946 | | | | | | |

AVERAGE RATIO .986 332 434

Dated at Geneseo, New York
 December 18, 1996
 Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-399. CORRECTING TAX ROLL - TOWN OF LIVONIA

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

WHEREAS, the Director of Real Property Tax Services has transmitted a written report of his investigation and recommendation with regard to one (1) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessors for the Town of Livonia on the tax rolls for the years hereinafter set forth, and

WHEREAS, said premises were incorrectly assessed and/or taxed for reasons set forth in the application for correction requested from the Director of Real Property Tax Services attached hereto,

NOW, THEREFORE, be it resolved that the Director of Real Property Tax Services is authorized and directed to forward a copy of this resolution to the officer having jurisdiction of the tax rolls so that the rolls can be corrected; and a notice of approval to the applicants, and be it further

RESOLVED, that the County Treasurer and/or Town Tax Collector is hereby authorized to make the tax roll corrections and forward the corrected tax bill. The County Treasurer is authorized to issue refunds and/or make the appropriate chargebacks as hereinafter set forth for each of the applications.

| Year, Town & Premises | Taxing Jurisdiction | Original Tax Bill | Corrected Tax Bill | Refunds | Chg. Back |
|---------------------------|---------------------|-------------------|--------------------|-------------|--------------|
| 1. 1997 LIVONIA | Livingston County | 1648.41 | 1371.36 | 0.00 | 277.05 |
| BRIGGS, Donald & Lawrence | Town of Livonia | 983.47 | 818.18 | 0.00 | 165..29 |
| (BEECHER, Robert) | Livonia Sch. Relevy | 416.66 | 416.66 | 0.00 | 0.00 |
| Tax Map Number | Livonia Fire 3 | <u>237.47</u> | <u>197.56</u> | <u>0.00</u> | <u>39.91</u> |
| 66-1-41 | Total | \$3,286.01 | \$2,803.76 | \$0.00 | \$482.25 |

Dated at Geneseo, New York
 December 18, 1996
 Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

RESOLUTION NO. 96-400. DIRECTING REAL PROPERTY TAX DIRECTOR TO SPREAD UNPAID SEWER DISTRICT CHARGES ON 1997 TOWNS OF CONESUS, GENESEO, GROVELAND, LIVONIA AND VILLAGE OF LIVONIA TAX ROLLS

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

WHEREAS, the Conesus Lake County Sewer District, pursuant to Section 452 of the General Municipal Law, has reported to this Board a statement of unpaid sewer charges in the Conesus Lake County Sewer District, and

WHEREAS, such statements of unpaid charges is on file with the Clerk of the Board, now, therefore, be it

RESOLVED, that pursuant to said Section 452 of the General Municipal Law, the Real Property Tax Director be, and he hereby is, authorized and directed to levy the following sums against property liable, and state the amount of the tax in a separate column in the 1997 Towns of Conesus, Geneseo, Groveland, Livonia, and Village of Livonia tax rolls under the name of "Sewer Rents." The amounts are:

| <u>Towns/Village</u> | <u>Amounts</u> |
|----------------------|--------------------|
| Conesus | \$ 8,231.62 |
| Geneseo | \$ 5,387.50 |
| Groveland | \$ 4,675.00 |
| Livonia Village | \$ 5,032.38 |
| Livonia | <u>\$36,731.74</u> |
| Total | \$60,058.24 |

Dated at Geneseo, New York
December 18, 1996
Tax Committee

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

PUBLIC HEARING

The Chairman asked if anyone wished to speak regarding the Public Hearing on Local Law C 1996. Motion made by Mr. Hart and seconded by Mr. Moore that the Public Hearing be closed. Carried.

ADOPTION OF LOCAL LAW NO. C 1996

LOCAL LAW NO. C - 1996 COUNTY OF LIVINGSTON PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 1997

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LIVINGSTON AS FOLLOWS:

Section 1. Effective as hereinafter provided, the annual salary for each of the two Commissioners of Elections shall be increased by \$1,225.00.

Section 2. Effective as hereinafter provided, the annual salary of the County Auditor shall be increased by \$1,450.00.

Section 3. Effective as hereinafter provided, the annual salary for the County Attorney shall be increased by \$1,275.00.

Section 4. Effective as hereinafter provided, the annual salary of the Commissioner of Social Services shall be increased by \$2,375.00.

Section 5. Effective as hereinafter provided, the annual salary of the Director of Real Property Tax Services shall be increased by \$1,575.00.

Section 6. Effective as hereinafter provided, the annual salary of the County Treasurer shall be increased by \$1,750.00.

Section 7. Effective as hereinafter provided, the annual salary of the Director of Personnel shall be increased by \$6,375.00.

Section 8. Effective as hereinafter provided, the annual salary of the Public Defender shall be increased by \$1,100.00.

Section 9. All salaries set forth herein shall be effective as of January 1, 1997.

Section 10. This Local Law shall take effect on the date of filing in the Office of the Secretary of State of the State of New York.

Section 11. This Local Law is subject to permissive referendum.

Motion made by Mr. Layland and seconded by Mr. Hart to vote on Local Law No. C - 1996 County of Livingston Providing Salaries for Certain County Officers for the Year 1997. Carried.

Dated at Geneseo, New York
December 18, 1996

The roll was called as follows: Ayes - 1,814; Noes - 0; Absent - 0; Adopted.

OTHER BUSINESS

Mr. House declared a fifteen minute recess.

The Board reconvened.

REPORT OF THE REPUBLICAN CAUCUS

To the Board of Supervisors of Livingston County:

At the meeting of the Board of Supervisors of the County of Livingston, We, the Undersigned, being the Republican members of such Board, pursuant to the statute in such case made and provided, do hereby designate Livingston County News as being a paper fairly representing the party to which we belong, and we hereby designate Livingston County News to publish the concurrent resolutions of the legislature and the tax sale notices for the County of Livingston and do hereby designate Genesee Country Express as being a paper fairly representing the party to which we belong and we hereby appoint Genesee Country Express to publish election notices and the official canvass.

And, We further designate The Clarion as being a paper fairly representing the party to which we belong, and we hereby appoint The Clarion to publish all local laws and acts of this Board of Supervisors, and all other County notices and matters required to be published, hereby designating The Clarion as one of the official newspapers of the County of Livingston.

We do further certify that the Republican Party is one of the two principal parties into which the voters of Livingston County is divided.

Dated at Geneseo, New York
December 18, 1996

Dennis R. House, Chairman
Robert A. Thompson
W. Harold Stewart
James M. Steele
Gary D. Moore
Emery Jaeger
Donna L. Avery

Robert F. Hart, Secretary
Richard J. Essler
Howard J. Kramer
Leopold Marks
Lance H. Bassage
Dean L. Mehlenbacher
James C. Merrick

REPORT OF THE DEMOCRATIC CAUCUS

To the Board of Supervisors of Livingston County:

At the meeting of the Board of Supervisors of the County of Livingston, We, the Undersigned, being the Democratic members of such Board, pursuant to the statute in such case made and provided, do hereby designate The Clarion as being a paper fairly representing the party to which we belong, and we hereby designate The Clarion to publish the concurrent resolutions of the legislature and the tax sale notices for the County of Livingston and do hereby designate The Clarion as being a paper fairly representing the party to which we belong and we hereby appoint The Clarion to publish election notices and the official canvass.

And, We further designate Livingston County News as being a paper fairly representing the party to which we belong, and we hereby appoint Livingston County News to publish all local laws and acts of this Board of Supervisors, and all other County notices and matters required to be published, hereby designating Livingston County News as one of the official newspapers of the County of Livingston.

We do further certify that the Democratic Party is one of the two principal parties into which the voters of Livingston County is divided.

Dated at Geneseo, New York
December 18, 1996

Francis Kosakowski, Chairman
James Layland, Secretary

Harold L. Weber

EXECUTIVE SESSION

Motion made by Mr. Layland and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing personnel and land purchase agreement matters, and that Dennis R. House act as Chairman and Dominic F. Mazza act as Secretary of the Committee of the Whole. Carried.

The Board reconvened in regular session. The following report was presented.

REPORT OF THE COMMITTEE OF THE WHOLE

The Board of Supervisors having met in Executive Session for the purpose of discussing personnel and land purchase agreement matters hereby reports as follows:

1. No action taken.

Dated December 18, 1996
Dennis R. House, Chairman
Dominic F. Mazza, Secretary

Motion made by Mr. Kramer and seconded by Mr. Marks that the Report of the Committee of the Whole be accepted. Carried.

ADJOURNMENT

Motion made by Mr. Weber and seconded by Mr. Layland to adjourn until Friday, January 3, 1996 at 1:30 p.m. Carried.

The Board adjourned at 4:35 p.m.